

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: A22-07406
Date Received: 8/18/1988
Receipt No: E001420
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BRUCE ARNOLD
Address: P.O. BOX 67
TETONIA ID 83452 208-456-2537

2. Date of Priority: JUN 24, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	43E	5		SW	NW		MADISON
07N	43E	29		SE	SE		MADISON

5. Description of diverting works:
WELL, PUMP AND MAINLINE W/SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.270		

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

8. Total consumptive use is 936.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	43E	5	NE	NE	1	IRR	31.0
			NW	NE	2	IRR	29.0
			SW	NE		IRR	38.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
06N	43E	5	SE		NE		IRR	38.0	
			NE		NW	3	IRR	31.0	
			NW		NW	4	IRR	29.0	
			SW		NW		IRR	36.0	
			SE		NW		IRR	40.0	
			NE		SW		IRR	30.0	
			NW		SW		IRR	25.0	
			SW		SW		IRR	35.0	
			SE		SW		IRR	40.0	
			Section Acres						
07N	43E	27	NE		NW		IRR	40.0	
			NW		NW		IRR	40.0	
			SW		NW		IRR	40.0	
			SE		NW		IRR	40.0	
		Section Acres							160.0
		28	NE		NE		IRR	40.0	
			NW		NE		IRR	40.0	
			SW		NE		IRR	40.0	
			SE		NE		IRR	40.0	
			NE		NW		IRR	34.0	
NW			NW		IRR	40.0			
SW			NW		IRR	40.0			
SE			NW		IRR	40.0			
NE			SW		IRR	40.0			
NW			SW		IRR	40.0			
SW			SW		IRR	40.0			
SE			SW		IRR	35.0			
Section Acres							469.0		
29	NE		NE		IRR	40.0			
	NW		NE		IRR	34.0			
	SW		NE		IRR	34.0			
	SE		NE		IRR	40.0			
	NE		SE		IRR	40.0			
	NW		SE		IRR	35.0			
	SW		SE		IRR	35.0			
	SE		SE		IRR	40.0			
Section Acres							298.0		

Total Acres 1329.0

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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:
22-07127, 22-07222

14. Remarks:

RIGHT NOS. 22-07127 AND 22-07222 ARE ALSO DIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 468 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

*** RIGHT CHANGED PURSUANT TO TRANSFER NO. 4127, ESV 8/30/93 ***

15. Basis of Claim: LICENSE

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APR 11 1994

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: A22-07406
Date Received: 8/18/1988
Receipt No: E001420
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRUCE ARNOLD
Address: P.O. BOX 67
TETONIA, ID

208-456-2537

83452

2. Date of Priority: JUN 24, 1982

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	43E	5	SW	NW			MADISON

5. Description of diverting works:
WELL, PUMP AND MAINLINE W/SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.270		

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

A.F.A.

8. Total consumptive use is 936.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	43E	27	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A22-07406

Page 1

Date: 08/18/88

INTRODUCED

OCT 29 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	43E	27	SE	NW		IRR	40.0
			Section Acres				160.0
		28	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			Section Acres				160.0
		29	NE	NE		IRR	40.0
			NW	NE		IRR	34.0
			SW	NE		IRR	34.0
			SE	NE		IRR	40.0
			Section Acres				148.0
			Total Acres				468.0

11. Place of use in counties: TETON, MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D UNDER THIS RIGHT IS ALSO UNDER 22-7127 & 22-7222

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.

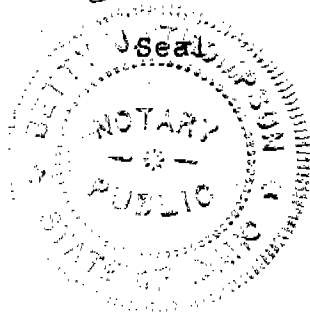
Signature of Claimant(s): Bur / [unclear] Date: 8-18-88

Date: _____

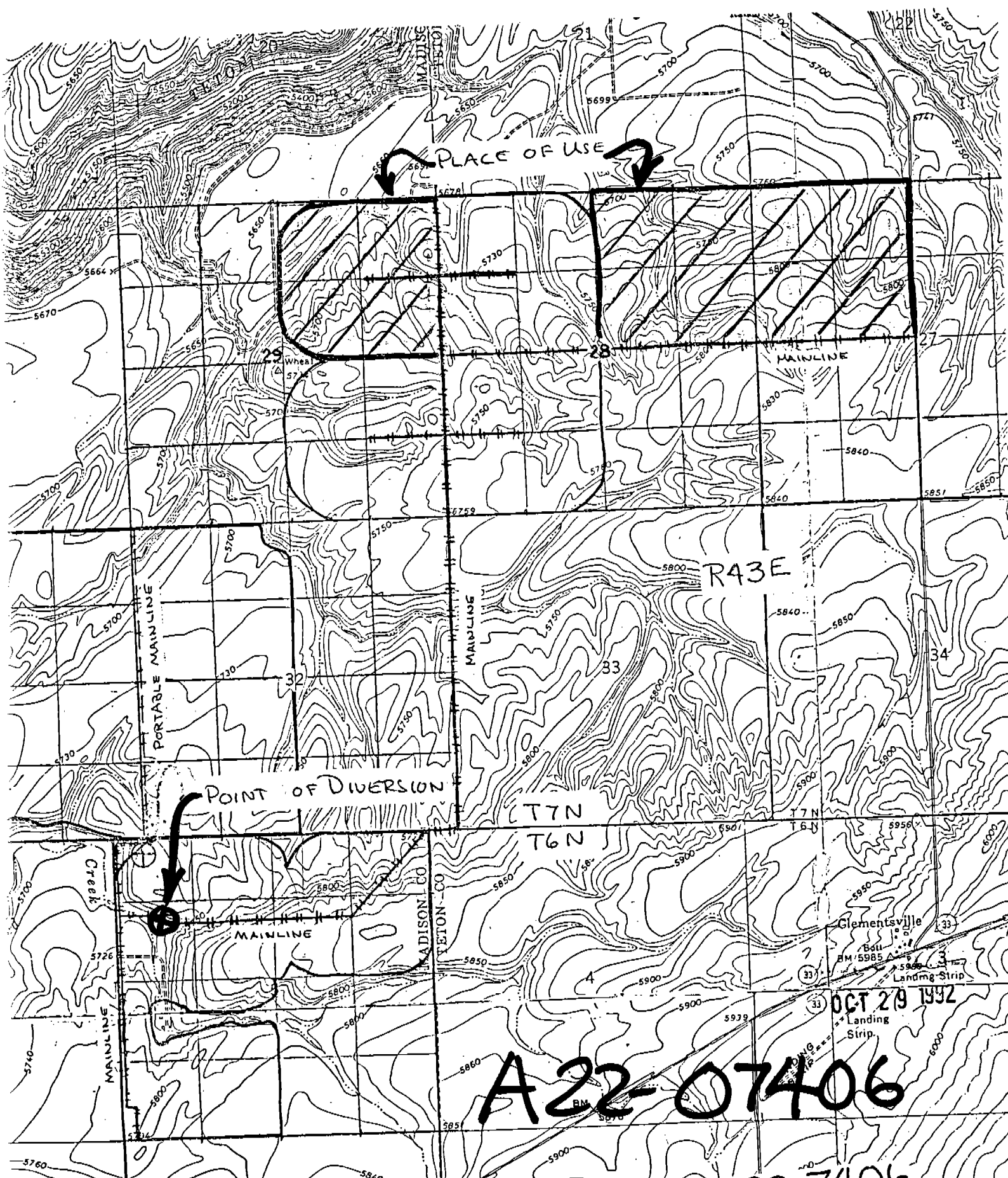
State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of August 19 88

Betty J. Thompson
Notary Public



Residing at Idaho Falls
My Commission Expires 6-94



PLACE OF USE

POINT OF DIVERSION

R43E

T7N
T6N

Clementsville

BM 5985

Landing Strip

OCT 29 1992

Landing Strip

A22-07406

A₂

NOT TO SCALE

R43E
T
7
N

PLACE OF USE

MAINLINE

22-7406

A22-07406

Adj - Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4866
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

RECEIVED

AUG 28 1996

Department of Water Resources
Eastern Region

This is to certify that: **BRUCE J ARNOLD**
PO BOX 67
TETONIA ID 83452

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>
Right No. 22-07127 :			
IRRIGATION	04/15 to 10/15	2.81 CFS	1025.5 AF
Priority: 02/24/1975			
Right No. 22-07222 :			
IRRIGATION	04/15 to 10/15	3.21 CFS	1171.5 AF
Priority: 07/28/1977			
Right No. 22-07406 :			
IRRIGATION	04/15 to 10/15	3.27 CFS	1193.4 AF
Priority: 06/24/1982			
	TOTAL:	9.29 CFS	3390.4 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 5, Township 06N, Range 43E
SWSW , Sec. 5, Township 06N, Range 43E
SESE , Sec. 29, Township 07N, Range 43E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N	43E	5	Lot 1(NENE)	31	Lot 2(NWNE)	29	SWNE	38	
			SENE	38	Lot 3(NENW)	31	Lot 4(NWNW)	29	
			SWNW	36	SENE	40	NESW	30	
			NWSW	25	SWSW	35	SESW	40	402
07N	43E	27	NENW	40	NWNW	40	SWNW	40	
			SENE	40					160
		28	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	34	NWNW	40	
			SWNW	40	SENE	40	NESW	40	
			NWSW	40	SWSW	40	SESW	35	469

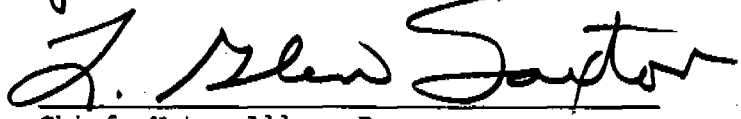
TRANSFER NO. 4866
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
		29	NENE 40	NWNE 34	SWNE 34	
			SENE 40	NESE 40	NWSE 35	
			SWSE 35	SESE 40		298
Total number of acres irrigated:						* 1329

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4866 shall not exceed 9.29 cfs, nor total combined annual volume of 3390.4 af.
- * 9. Right No. 22-07127 is limited to the irrigation of 402 acres in the place of use described above in a single irrigation season.
- * 10. Right No. 22-07222 is limited to the irrigation of 459 acres in the place of use described above in a single irrigation season.
- * 11. Right No. 22-07406 is limited to the irrigation of 468 acres in the place of use described above in a single irrigation season.

Dated this 22 day ofAugust, 1996


Chief, Water Alloc. Bureau

Log for claim 22-07406

Spatial Dynamics LTD

8/20/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n43e	5	NENE	31	32	
06n43e	5	NWNE	29	29	
06n43e	5	SWNE	38	38	
06n43e	5	SENE	38	40	
06n43e	5	NENW	31	31	
06n43e	5	NWNW	29	27	
06n43e	5	SWNW	36	39	
06n43e	5	SENW	40	40	
06n43e	5	NESW	30	29	
06n43e	5	NWSW	25	27	
06n43e	5	SWSW	35	37	
06n43e	5	SESW	40	40	
07n43e	27	NENW	40	39	
07n43e	27	NWNW	40	40	
07n43e	27	SWNW	40	40	
07n43e	27	SENW	40	38	
07n43e	28	NENE	40	40	
07n43e	28	NWNE	40	40	
07n43e	28	SWNE	40	40	
07n43e	28	SENE	40	40	
07n43e	28	NENW	34	35	
07n43e	28	NWNW	40	40	
07n43e	28	SWNW	40	40	
07n43e	28	SENW	40	40	
07n43e	28	NESW	40	40	
07n43e	28	NWSW	40	39	
07n43e	28	SWSW	40	38	
07n43e	28	SESW	35	33	
07n43e	29	NENE	40	41	
07n43e	29	NWNE	34	31	
07n43e	29	SWNE	34	31	
07n43e	29	SENE	40	40	
07n43e	29	NESE	40	40	
07n43e	29	NWSE	35	29	
07n43e	29	SWSE	35	29	
07n43e	29	SESE	40	40	
Totals:			1329	1312	

SEPTEMBER 9, 1993

BRUCE J ARNOLD
PO BOX 67
TETONIA ID 83452

RE: TRANSFER

Dear Mr. Arnold:

Our office has received notice of your approved transfer #4127 of water right #22-07127, 22-07222 and 22-07406. The Snake River Basin Adjudication claims filed on this right have been amended pursuant to the approved transfer. Enclosed are copies of the amended claims for your records.

Please review the notices carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Sincerely,

Eric Verner
Sr. Water Agent

EV:sc

Enclosure

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APR 11 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4127
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

RECEIVED

AUG 02 1993

This is to certify that: **BRUCE J ARNOLD**
PO BOX 67
TETONIA ID 834520000

Department of Water Resources
Eastern District Office

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>
Right No. 22-07127 :			
IRRIGATION	04/15 to 10/15	2.81 CFS	1025.5 AF
Priority: 02/24/1975			
Right No. 22-07222 :			
IRRIGATION	04/15 to 10/15	3.21 CFS	1171.5 AF
Priority: 07/28/1977			
Right No. 22-07406 :			
IRRIGATION	04/15 to 10/15	3.27 CFS	1193.4 AF
Priority: 06/24/1982			

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 5, Township 06N, Range 43E
SESE , Sec. 29, Township 07N, Range 43E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	43E	5	Lot 1(NENE) 31	Lot 2(NWNE) 29	SWNE 38	
			SENE 38	Lot 3(NENW) 31	Lot 4(NWNW) 29	
			SWNW 36	SENE 40	NESW 30	
			NWSW 25	SWSW 35	SESW 40	402
07N	43E	27	NENW 40	NWNW 40	SWNW 40	
			SENE 40			160
		28	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 34	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 35	469
		29	NENE 40	NWNE 34	SWNE 34	
			SENE 40	NESE 40	NWNE 34	

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APR 11 1994

TRANSFER NO. 4127
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	43E	29	SWSE 35	SESE 40		298
Total number of acres irrigated:						1329

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. 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.
5. Right No. 22-07127 is limited to the irrigation of 402 acres in the place of use described above in a single irrigation season.
6. Right No. 22-07222 is limited to the irrigation of 459 acres in the place of use described above in a single irrigation season.
7. Right No. 22-07406 is limited to the irrigation of 468 acres in the place of use described above in a single irrigation season.
8. All rights when combined shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for the lands described above.

Dated this 27th day ofJuly, 1993


Chief, Water Alloc. Bureau

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APR 11 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. #4127APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Bruce J. Arnold Phone 456-2537
Post Office address P.O. Box 67, Teton, Id. 83452

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Replace diminished capacity of original well and to maintain pressure during the latter part of the irrigation season. Increase efficiency of delivery system.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>22-7127</u>	<u>2/24/1975</u>	<u>2.81 cfs</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>
<u>22-7222</u>	<u>7/28/1977</u>	<u>3.21 cfs</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>
<u>22-7406</u>	<u>6/24/1982</u>	<u>3.27 cfs</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>

2. Total amount of water being transferred 9.29 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	5	6N	43E	Madison	
		SE	SE	29	7N	43E	Madison	New Well

5. Lands irrigated or place of use: NO CHANGE

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
22-07127 6N 43E		5	41 31	42 29	38	38	43 31	44 29	36 40	40	30	25	35 40					402	
22-07222																			
7N 43E		28					34	40	40	40	40	40	40	35				309	
		29													40	35	35	40	150
22-07406															MICROFILMED				
7N 43E		27					40	40	40	40								160	
		28	40	40	40	40									NOV 10 1986				160
		29	40	34	34	40												148	

Total acres 1329

PART 1

6. General Information:

a. Description of diversion system Two wells mainline to center pivots and laterals with sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NONE - Better distribution of water. Change should ~~reduce~~ increase the system efficiency

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 22-07127 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 2/24/1975

5. Water is used for the following purpose:

amount 2.81 cfs for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.81 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	5	6N	43E	Madison	

8. Lands irrigated or place of use:

Twp.	Rge.	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	43E	5	41 31	42 29	38	38	43 31	44 29	36	40	30	25	35	40					402

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Total acres 402

9. Describe any other water rights used for the same purpose as described above NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 22-07222 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 7/28/1977

5. Water is used for the following purpose:

amount 3.21 cfs for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.21 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	5	6N	43E	Madison	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
7N	43E	28					34	40	40	40	40	40	40	35					309
		29													40	35	35	40	150

Total acres 459

9. Describe any other water rights used for the same purpose as described above NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 22-7406 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 6/24/1982

5. Water is used for the following purpose:

amount 3.27 for Irrigation purposes from 4/1 to 4/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.27 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	5	6N	43E	Madison	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
7N	43E	27					40	40	40	40									160
		28	40	40	40	40													160
		29	40	34	34	40													148

Total acres 468

9. Describe any other water rights used for the same purpose as described above NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

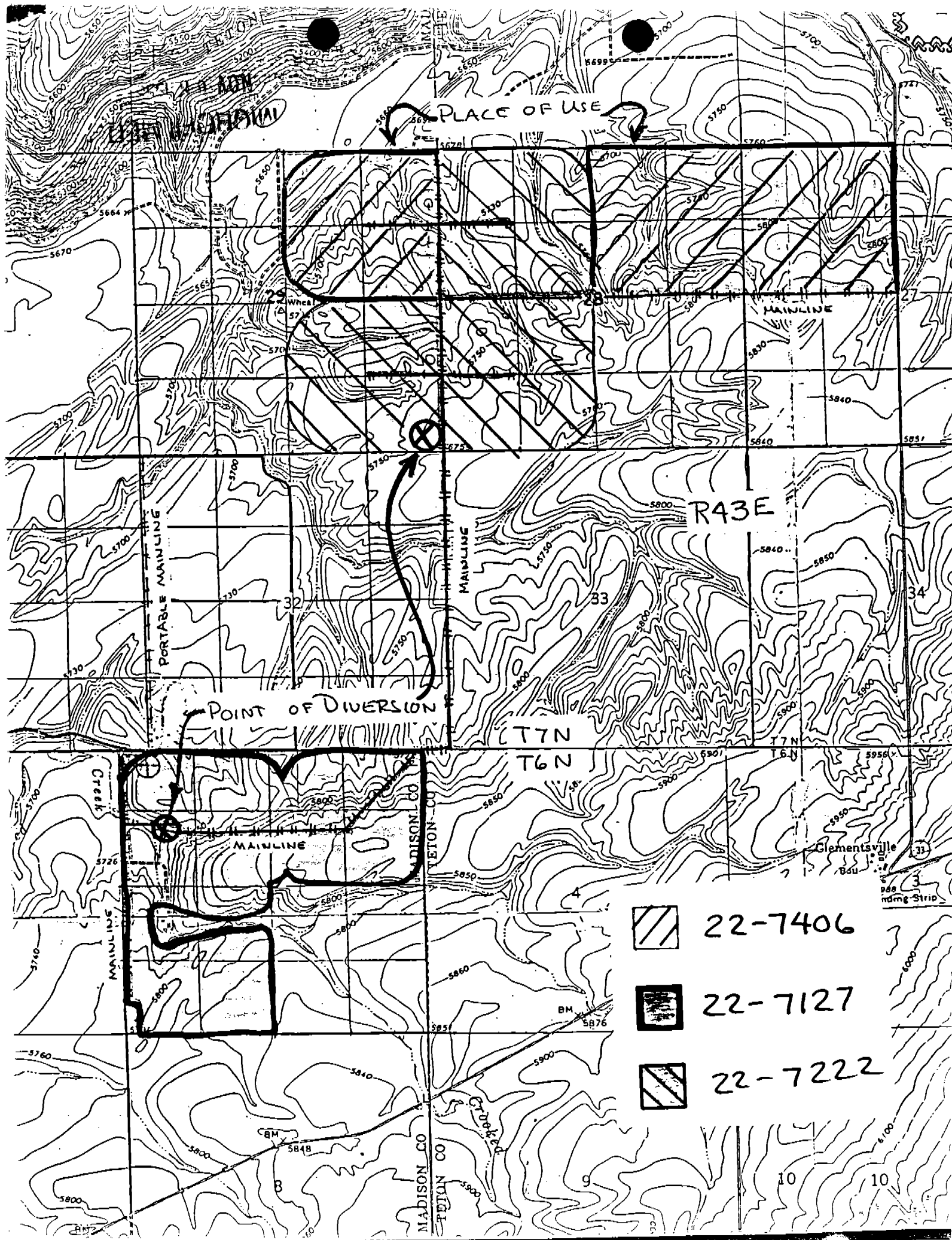
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____



PLACE OF USE

POINT OF DIVERSION

R43E

T7N

T6N

-  22-7406
-  22-7127
-  22-7222

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this 28 day of October, 19 92

(Notary Public)

BETTY J. THOMPSON, NOTARY PUBLIC

My commission expires RESIDING AT IDAHO FALLS, IDAHO

MY COMMISSION EXPIRES: 6-30-94

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Assisted by KCW Received by KCW Date 10/28/1992 Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by KCW Date 10/28/1992 #E08043Published in Rexburg Standard Journal Copies of protest forwarded by _____Pub. dates 11-12-19-92 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

INTERDEPARTMENT MEMO

DATE: 26 May 93
FROM: Ernest Carlsen
RE: Application for transfer
22-07127, 22-07222, 22-07406
Bruce Arnold

FINDINGS:

- The total irrigated acreage and system capacity was determined during a licensing field inspection conducted by Keith Wilson and Eric Verner in 1987. The POU for the three licenses are connected by a common mainline and operated as a single system.
- The rate per acre of 0.007 cfs/acre is below the minimum of 0.01 cfs/acre adopted by adjudications for evaluating whether or not there is an adequate water supply.
- Diverting water at a rate of 9.29 cfs for the irrigation season of 214 days produces 3943 af which is less the 4651 af allowable by the department standard of 3.5 af/acre.
- During a telecon with the applicant on 25 May, he indicated the diversion capacity of the system has declined by 25% to 30%. To compensate for this decline the applicant has used both the yearly government set-aside program to remove acreage for production plus the normal cropping pattern for the POU is 40% seed potatoes and 60% grains which puts most of the land on a 3 year rotation. Mr. Arnold indicated the practice was to irrigate grain first and the switch to the potatoes.
- Mr. Arnold admits the licensed rate of diversion of 9.29 cfs is marginal for irrigation of 1329 acres. To provide sufficient water he needs average rain fall and have the ability to pump the licensed rate of diversion.
- Mr. Arnold expects having to drill around 1100 feet with a pumping lift of 500 feet. He would eventually like to appropriate more water but while the moratorium is in place he stated the licensed rate of diversion would be adequate.
- On 25 May, spoke with Dave Steube, Conservation Technician, for SCS in Madison County. Mr. Steube stated, that because of the high elevation, annual precipitation of around 15", soil profile and type of crops raised in the area of the POU, the SCS uses an application rate of 6.5 gallons per acre for evaluating irrigation systems. Dividing the licensed rate of diversion by 6.5 indicates there is sufficient water for 641 acres. Mr. Steube stated this acreage can be doubled by using a grain potato rotation. Also for the location of the POU the SCS irrigation handbook lists a total net irrigation requirement of 14.8"/ac for potatoes (less for seed potatoes) and

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NOV 20 1990

Page 2
Arnold
26 May 93

12"/ac for grain. Figuring and irrigation requirement of 14.8"/ac for the entire 1329 acre totals 1639 af. Using Based on his experience with this type of farming practice and the cropping pattern used by Mr. Arnold, Mr. Steube felt the 9.29 cfs would be sufficient to irrigate 1329 acres in years of normal precipitation.

CONCLUSIONS:

- There is the potential that adding a second point of diversion will result in a combined rate of diversion in excess of 9.29 cfs.
- Based on the farming practice where the POU is located, the combined licensed rate of diversion and annual diversion volume are sufficient for irrigation of 1329 acres during years of normal precipitation.
- The application does not request a change in place of use.

RECOMMENDATION/CONDITIONS:

The transfer should be **granted** with the following conditions:

- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- Use of rights 22-07127, 22-07222 and 22-07406 is limited to a total combined rate of diversion of 9.29 cfs and a total combined annual diversion volume of 3943 af.
- A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
- 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.

ADJUDICATION FOLLOWUP:

Should the transfer be approved the Notices will have to be changed to include the new POD. Also since the irrigation system covers the entire POU, Mr. Arnold should be consulted about listing a 1329 acre permissible place of use for each right.

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NOV 6 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4866
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

This is to certify that: **BRUCE J ARNOLD**
PO BOX 67
TETONIA ID 83452

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>
Right No. 22-07127 :			
IRRIGATION	04/15 to 10/15	2.81 CFS	1025.5 AF
Priority: 02/24/1975			
Right No. 22-07222 :			
IRRIGATION	04/15 to 10/15	3.21 CFS	1171.5 AF
Priority: 07/28/1977			
Right No. 22-07406 :			
IRRIGATION	04/15 to 10/15	3.27 CFS	1193.4 AF
Priority: 06/24/1982			
TOTAL:		9.29 CFS	3390.4 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 5, Township 06N, Range 43E
SWSW , Sec. 5, Township 06N, Range 43E
SESE , Sec. 29, Township 07N, Range 43E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	43E	5	Lot 1(NENE) 31	Lot 2(NWNE) 29	SWNE 38	
			SENE 38	Lot 3(NENW) 31	Lot 4(NWNW) 29	
			SWNW 36	SENE 40	NESW 30	
			NWSW 25	SWSW 35	SESW 40	402
07N	43E	27	NENW 40	NWNW 40	SWNW 40	
			SENE 40			160
		28	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 34	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 35	469

SEP 11 1996

TRANSFER NO. 4866
WATER RIGHT NO(8). 22-07127/22-07222/22-07406

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
29	NENE 40	NWNE 34	SWNE 34	
	SENE 40	NESE 40	NWSE 35	
	SWSE 35	SESE 40		298
Total number of acres irrigated:				* 1329

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4866 shall not exceed 9.29 cfs, nor total combined annual volume of 3390.4 af.
- * 9. Right No. 22-07127 is limited to the irrigation of 402 acres in the place of use described above in a single irrigation season.
- * 10. Right No. 22-07222 is limited to the irrigation of 459 acres in the place of use described above in a single irrigation season.
- * 11. Right No. 22-07406 is limited to the irrigation of 468 acres in the place of use described above in a single irrigation season.

Dated this 22 day ofAugust, 1996

J. Glen Saxton

Chief, Water Alloc. Bureau

SEP 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4127
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

This is to certify that: BRUCE J ARNOLD
PO BOX 67
TETONIA ID 834520000

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>
Right No. 22-07127 :			
IRRIGATION	04/15 to 10/15	2.81 CFS	1025.5 AF
Priority: 02/24/1975			
Right No. 22-07222 :			
IRRIGATION	04/15 to 10/15	3.21 CFS	1171.5 AF
Priority: 07/28/1977			
Right No. 22-07406 :			
IRRIGATION	04/15 to 10/15	3.27 CFS	1193.4 AF
Priority: 06/24/1982			

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 5, Township 06N, Range 43E
SESE , Sec. 29, Township 07N, Range 43E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	43E	5	Lot 1(NENE) 31	Lot 2(NWNE) 29	SWNE 38	
			SENE 38	Lot 3(NENW) 31	Lot 4(NWNW) 29	
			SWNW 36	SENE 40	NESW 30	
			NWSW 25	SWSW 35	SESW 40	402
07N	43E	27	NENW 40	NWNW 40	SWNW 40	
			SENE 40			160
		28	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 34	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 35	469
		29	NENE 40	NWNE 34	SWNE 34	
			SENE 40	NESE 4	SESE 35	

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AUG 25 1993

TRANSFER NO. 4127
WATER RIGHT NO(S). 22-07127/22-07222/22-07406

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N 43E 29	SWSE 35	SESE 40		298
Total number of acres irrigated:				1329

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. 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.
5. Right No. 22-07127 is limited to the irrigation of 402 acres in the place of use described above in a single irrigation season.
6. Right No. 22-07222 is limited to the irrigation of 459 acres in the place of use described above in a single irrigation season.
7. Right No. 22-07406 is limited to the irrigation of 468 acres in the place of use described above in a single irrigation season.
8. All rights when combined shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for the lands described above.

Dated this 27th day of July, 1993

J. Blum Sactor
Chief, Water Alloc. Bureau

RECORDED

AUG 25 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07406

Priority: June 24, 1982

Maximum Diversion Rate: 3.27 CFS
Maximum Diversion Volume:¹ 1388.0 AF

This is to certify, that BRUCE ARNOLD

P.O. BOX 67

TETONIA, ID 83452

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 24, 1982; and has submitted Proof of Beneficial Use on June 26, 1985. An examination indicates that the works have a diversion capacity of 3.270 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.27 CFS	1388.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 5, Township 06N, Range 43E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	43E	27	NENW 40	NWNW 40	SWNW 40		160
			SEnw 40				
		28	NENE 40	NWNE 40	SWNE 40		160
			SENE 40				
		29	NENE 40	NWNE 34	SWNE 34		148
			SENE 40				

Total number of acres irrigated: 468

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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APR 17 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

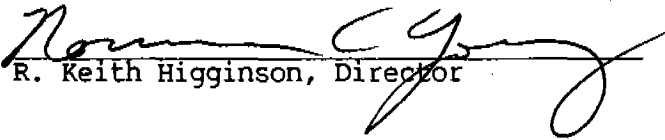
WATER RIGHT NO. 22-07406

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 6TH day of APRIL, 1990.

Acting for


R. Keith Higginson, Director

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APR 17 1990

State of Idaho
Department of Water Resources

RECEIVED
MAR 14 1990

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07406

Department of Water Resources

Date of Priority: June 24, 1982

Maximum Diversion Rate: 3.27 CFS
Maximum Diversion Volume: 1388.0 AF

Comes now
P.O. BOX 53
FELT, ID 83424

BRUCE ARNOLD

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 22-07406, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.27 CFS	1388.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 5, Township 06N, Range 43E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N 43E 27	NENW 40	NWNW 40	SWNW 40	
	SEnw 40			160
28	NENE 40	NWNE 40	SWNE 40	
	SENE 40			160
29	NENE 40	NWNE 34	SWNE 34	
	SENE 40			148

Total number of acres irrigated: 468

MICROFILMED

APR 17 1990

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Felt, Idaho, this 12 day of MARCH, 19 90.

Bruce Arnold
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07406

FOR DEPARTMENT USE ONLY

#C015607

Preliminary check by kw Fee = \$20.00 ✓ Received by C. Wong Date 3/15/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 22-07406 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
- ✓ 5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness my hand this 6TH day of April, 19 90

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

APR 17 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Bruce Arnold Phone 456-2537

Post office address Box 19, Felt, Idaho 83424

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5 Township 6N

Range 43E B.M. Madison County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 10.0 for irrigation purposes from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 10.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, mainline & sprinkler

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 20 inches; proposed depth of well is 450 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

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: _____ horsepower 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: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	43E	28	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
6N	43E	5	32	33	40	40	33	33	40	40	40	40	40	40					451
7N	43E	29	40	40	40	40									40	40	40	40	320

Total number of acres to be irrigated 1,411

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

Permit Nos. 22-7127 and 22-7222 22-7246 22-7245 22-7244

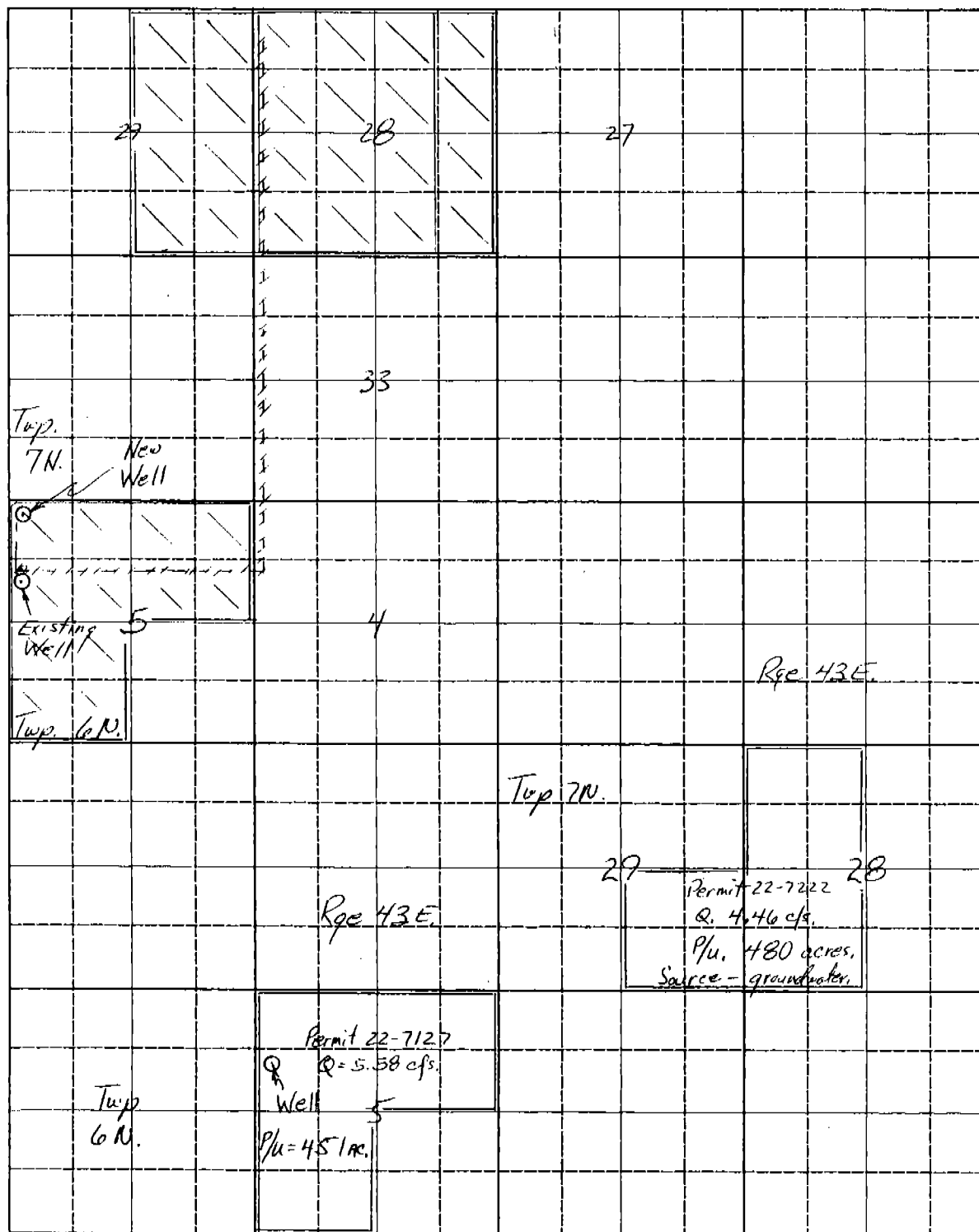
9. a. Who owns the property at the point of diversion Applicant

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

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 _____

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.

[Signature]
(Applicant)

Proposed Priority 6/24/1982

Received by EMC Date 6-24-82 Time 12:00

Preliminary check by HWS Fee \$ 225

Received by CW Date 6-24-82 # 22333

Publication prepared by BP Date 6-30-82

Published in Standard Journal

Publication dates 7-8 & 7-15-1982

Publication approved CW Date 9-20-82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7406, 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 October 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

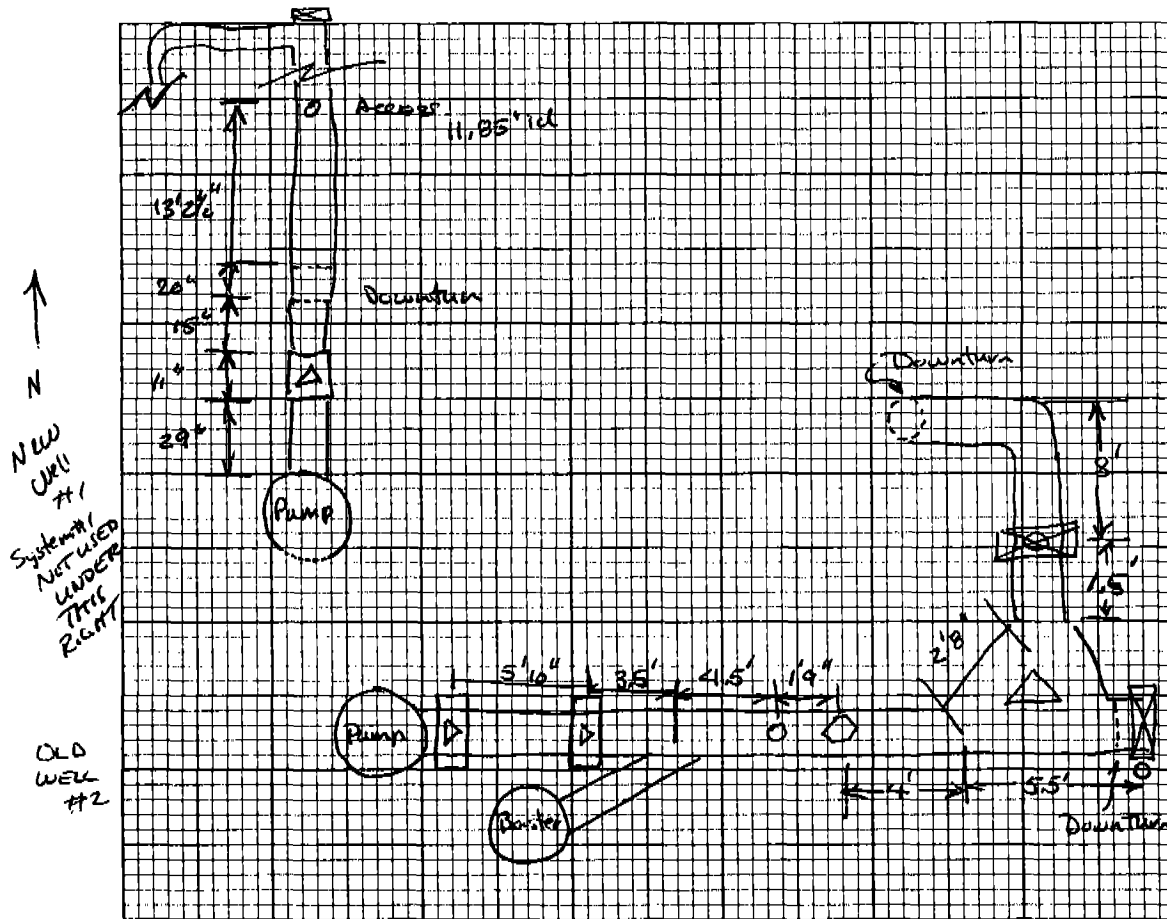
Witness my hand this 7th day of October, 1982.

L. Glen Saxton
Chief, Operations Bureau

9.

Place(s) of Use: SEE Remarks			Irrigation - give acres served by system at time of exam. Indicate Method of Determination																
Twp.	Rge.	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	43E	5	31	29	38	38	31	29	36	40	15	17	22	36					372
			L1	L2			L3	L4			30	25	35	40					402
7N	43E	27					40	40	40	40									160
		28	40	40	40	40	34	40	40	40	40	40	40	35					469
		29	40	34	34	40	40	35	35	40					40	35	35	40	298
																			1329
Total Acres																			372

10. Other water rights on these lands 22-4187/4188
11. Other water right diverted from same p.d. 22-7127/3222
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks P/U also includes E 1/2 Sec 31, W 1/2 Sec 32, T 7 N R 43 E that is under interim permit 22-7501 (This acreage not listed nor used in computations)

15. Recommended Amendments

- ☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☐ None
- ☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

16. Examiner's/Consultant's Signature Keith C. Wilson Date 17 June 85

Consultant's License Number Keith C. Wilson 24 June 87

IDWR Director's Authorization to Conduct

Beneficial Use Examination

Date

APR 17 1990

CONSULTANT'S SIGNATURE

Keith C. Wilson
2/5/88

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7406

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$Q = \left[\frac{C(d)^2 \sqrt{\text{inches}}}{448.8} \right] K$$

$$C_{15.25} = 4.01$$

$$K = 1$$

$$d = 15.25"$$

$$\text{INCHES} = 40.5 - 28.5 = 20"$$

$$Q = \frac{4.01 (15.25)^2 \sqrt{20}}{448.8} = 9.29 \text{ cfs}$$

$$* \text{ cfs/acre} = 9.29 \text{ cfs} / 1329 \text{ ac} = 0.006992 \text{ cfs/ac}$$

$$Q = 468 \text{ ac} \times 0.006992 \text{ cfs/ac} = \underline{\underline{3.27 \text{ cfs}}}$$

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 468 \text{ ac} \times 3.5 \text{ cfs} = 1638 \text{ acfs}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (3.27 \text{ cfs})(214)(1.9835) = 1388$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\underline{1388 \text{ acfs}}}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 22-4187 22-4188

b) Other water rights with same point of diversion: 22-7127 / 22-7222 / 7406

c) Analysis:

* EXAM FOR 22-7127 & 22-7222 COMPLETED AT SAME TIME AS THIS EXAM
WATER TO BE DISTRIBUTED EVENLY OVER PLACE OF USE

RECORDED
APR 17 1990

RECOMMENDED AMOUNTS

3.	Permit No. 22-7406	Priority	Amount	App. Date	Date Proof Submitted	System Capacity 9.29 cfs
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4. Permit Holder: _____

Address: _____

5. Source: GROUNDWATER tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRRIGATION	4/1	4/1	3.27 cfs	1388

Allowable Maximums: 3.27 cf 1388

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: R30

10. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

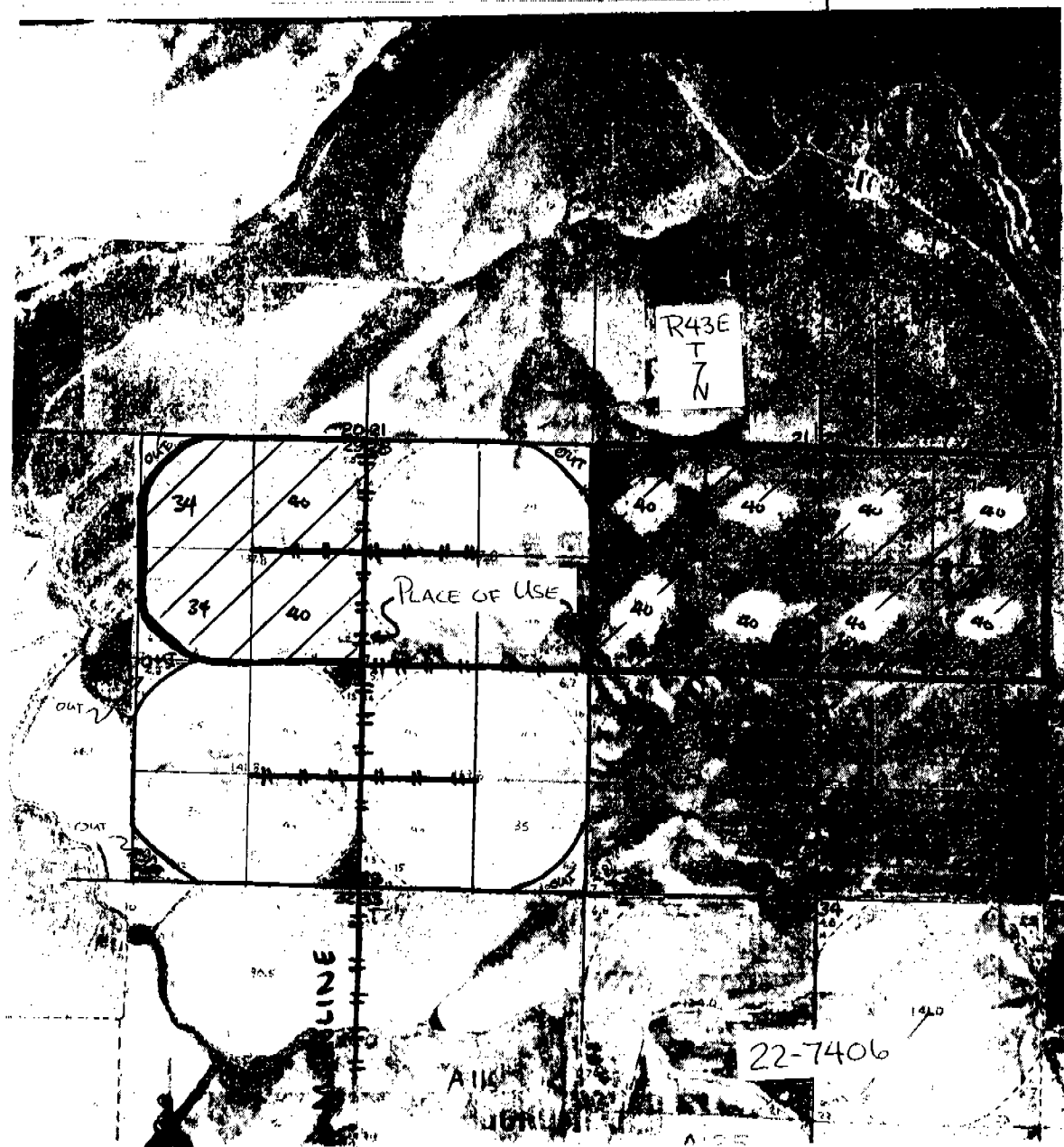
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature Keith C. Wilson Date 2 Feb 1988

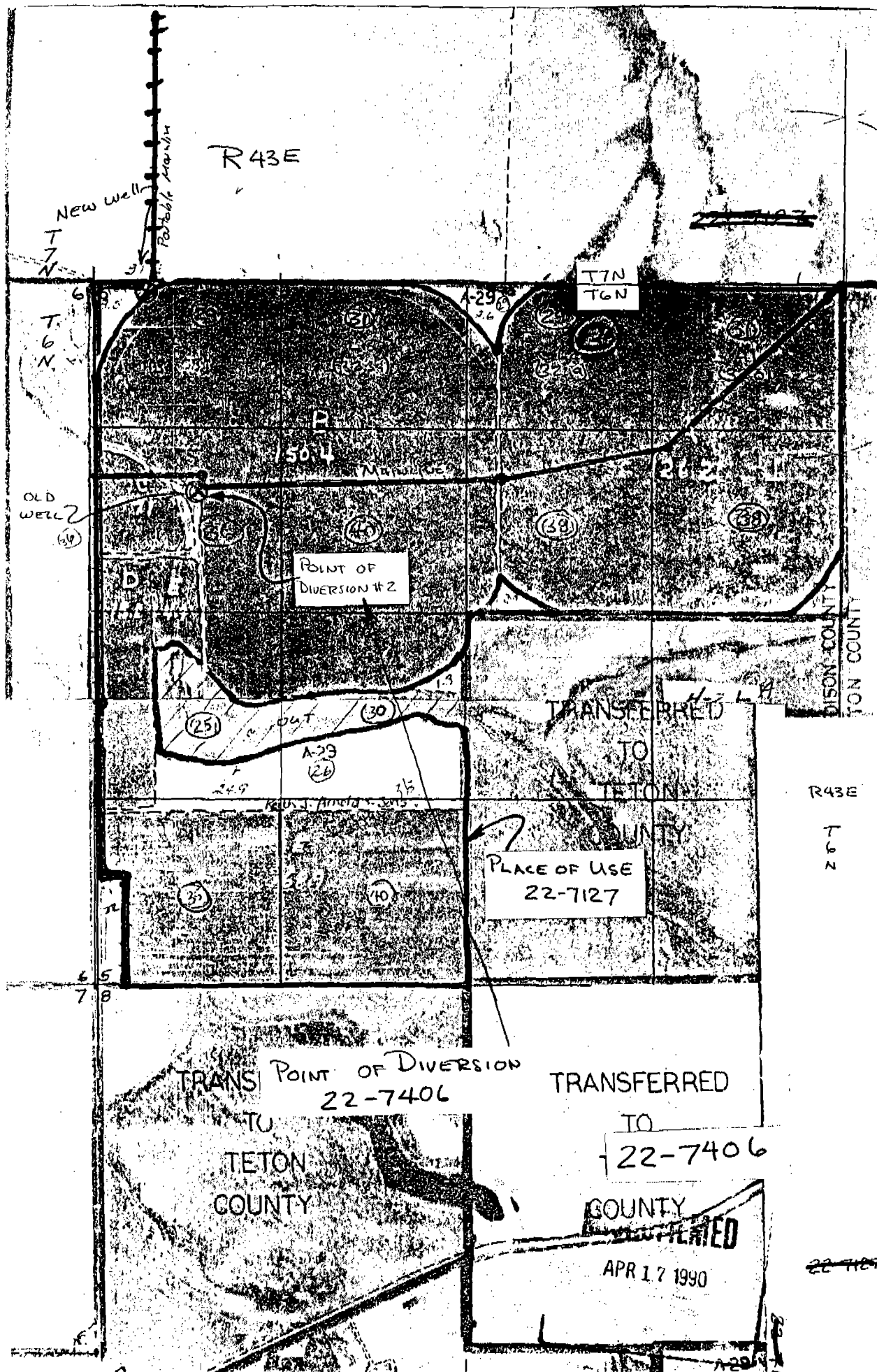
Checked In Regional Office by [Signature] Date 4 Feb 1988

Approved In State Office by _____ Date _____

APR 17 1950



APR 17 1950



R43E

New well

T7N

T6N

T7N
T6N

OLD WELL

POINT OF
DIVERSION #2

TRANSFERRED
TO
TETON
COUNTY

PLACE OF USE
22-7127

TRANS
TO
TETON
COUNTY

Point of Diversion
22-7406

TRANSFERRED
TO
22-7406

COUNTY
TRANSFERRED

APR 17 1990

R43E

T6N

22-7127

