

RECEIVED

JUN 20 1988

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
Department of Water Resources AND FOR THE COUNTY OF TWIN FALLS
Eastern District Office

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: A22-07450
Date Received: 6/07/1988
Receipt No: E000469
Received By: EBN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HILLVIEW WATER USERS ASSOC. 208-356-3592
Address: C/O KENNETH DANIEL
2830 WEST 3200 SOUTH
REXBURG, ID 83440

2. Date of Priority: JUN 27, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	39E	11	SE	NE	NE		MADISON

5. Description of diverting works:
2 PUMPS @ EACH END OF SUBDIVISION CONNECTED TOGETHER BY 4"

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.250		
DOMESTIC	01/01	12/31	0.200		

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

8. Total consumptive use is 31.2 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC USE FOR 20 HOMES W/I SUBDIVISION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	11	NE	NE		IRR	13.0
Section Acres							13.0

A22-07450

Page 1

Date: 06/07/88

OCT 29 1992

A2207450

10. Place of Use: Continued

Total Acres 13.0

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:
ACTUAL USE IS SUBJECT TO BENEFICIAL USE FIELD EXAM DUE AFTER
01/01/1990.

15. Basis of Claim: PERMIT
Water Right Number:

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 0 wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Pres. _____ of _____ Title

Hillview Water Assn. _____, that I have signed the foregoing Organization document in the space below as Pres. _____ of Title

Hillview Water Assn. _____ and that the statements contained in the Organization foregoing document are true and correct.

Kenneth J. Burt
Signature of Authorized Agent

Pres. Hillview Water Assn.
Title and Organization

6-15-88
Date

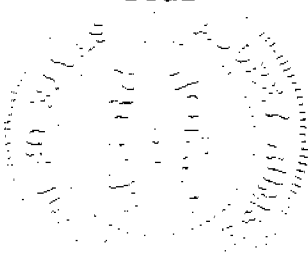
State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 15th day

of June 19 88

Audrey Rumsay
Notary Public

Seal



Residing at Redding
My Commission Expires life

Log for claim 22-07450

Spatial Dynamics LTD

7/12/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n39e	11	NWNE	13	8.5	Wrong tract in database?
Totals:			13	8.5	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07450

Priority: June 27, 1983

Maximum Diversion Rate:

0.24 CFS

This is to certify, that HILLVIEW WATER USERS ASSN
C/O GRANT BOEHME
2810 W 3200 S
REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 27, 1983; and has submitted Proof of Beneficial Use on November 17, 1989. An examination indicates that the works have a diversion capacity of 0.240 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	04/15 to 10/15	0.19 CFS	
DOMESTIC	01/01 to 12/31	0.20 CFS	
	Totals	0.24 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 11, Township 05N, Range 39E
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>
05N	39E	11	NWNE	9.5		9.5

Total number of acres irrigated: 9.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

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APR 22 1990

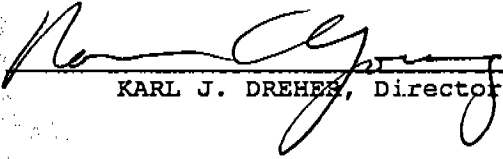
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07450

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights used for irrigation purposes shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 33.3 af for the lands above.
8. Domestic use is for 19 homes and is limited to a total annual diversion volume of 11.4 af.
9. Place of use is known as Lots 1-17, Hillview Subdivision.
10. Two points of diversion located in NWNE, S11, T5N, R39E.

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 14th
day of April, 1977.


KARL J. DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Hillview Water Users Association Phone 356-3592 ⁶³⁴²

Post office address Box 150 Rt. 4, Rexburg, Idaho 83440

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11 Township 5N

Range 39E B.M. Madison County, additional points of diversion if any: _____

4. Water will be used for the following purposes: *As per telecon w/Kenneth Daniels SM 7/15/83.

Amount 0.20* for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount *0.25 for *Irrigation purposes from *4-1 to *11-1 (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)

5. Total quantity to be appropriated:

a. -0.8- *0.45 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 pumps one at each end of the subdivision connected together by a 4" mainline

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 1-8" inches; proposed depth of well is 120 feet.
1-6"

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: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11 Township 5N
Range 39E 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 Hillview Subdivision, or number of families to be supplied with domestic water 20.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

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	
* 5N	39E	11	12.5																12.5

Total number of acres to be irrigated 12.5

c. Describe any other water rights used for the same purposes as described above. *None

9. a. Who owns the property at the point of diversion Hillview Water Association

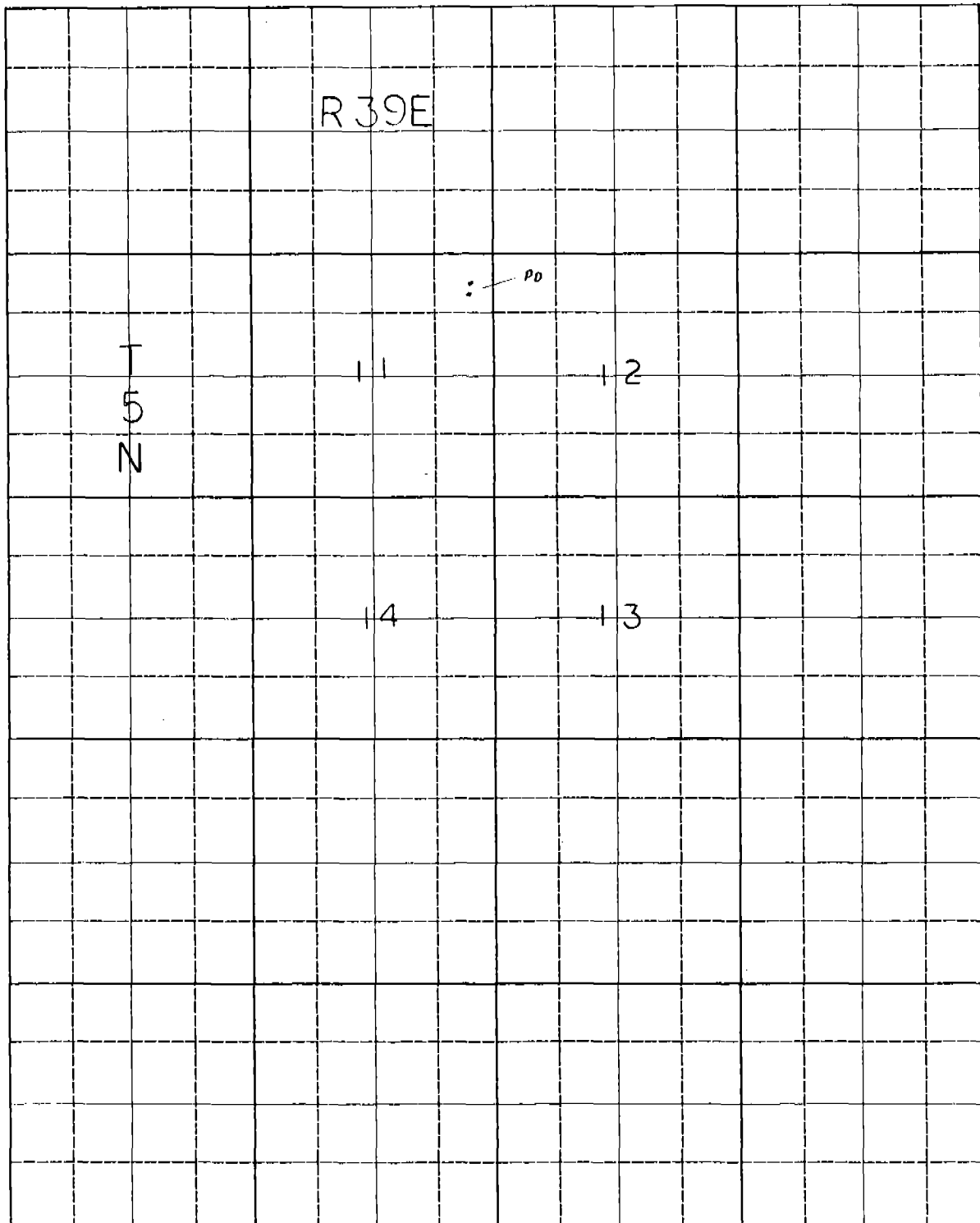
b. Who owns the land to be irrigated or place of use Individual Lot owners

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

Water Assoc. There are 20 building lots in the subdivision and
there are homes on 14 lots at present (6-14-83) and one under

10. Remarks construction. The 6" well was drilled in 1967 and the 8"
well was drilled in 1974.

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.

Kenneth R. Parnell
(Applicant)
Administrator

RECORDED

Received by CW Date 6-27-83 Time 4:30
Preliminary check by SM Fee \$ 45.00
Received by CW Date 6-27-83 # 30793
Publication prepared by CW Date 11-28-84
Published in Standard Journal
Publication dates 12-6 & 12-13-84
Publication approved CW Date 1-10-85
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC CW

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. 22-7450, 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 January 1, 19 90.
 - 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.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 16th day of January, 1985.

A. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 06 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-74501. Owner: Hillview Water Users Association c/o Grant Boehme Phone No. 356-0392 (home)Current Address: 2813 W. 3200 S. Rexburg ID 834402. Accompanied by: Grant Boehme EXAM DATE: 19 JUN 96Address: 2955 W. 3200 S. Rexburg ID 83440 Phone No. 356-0392Relationship to Permit Holder: President Hillview Water Users Assoc.3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: REID CANAL CO. - SNAKE RIVER WATER2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		1/4	NW	NE	11	05N	39E	MADISON	ON SITE Well #1 North end
									Between lat 2904 and 2924
		5/8	NW	NE	11	05N	39E	MADISON	ON SITE Well #2
									Next to lot 2830

1/4 NW NE 11 05N 39E MADISON WELL #3 NEXT TO 3042

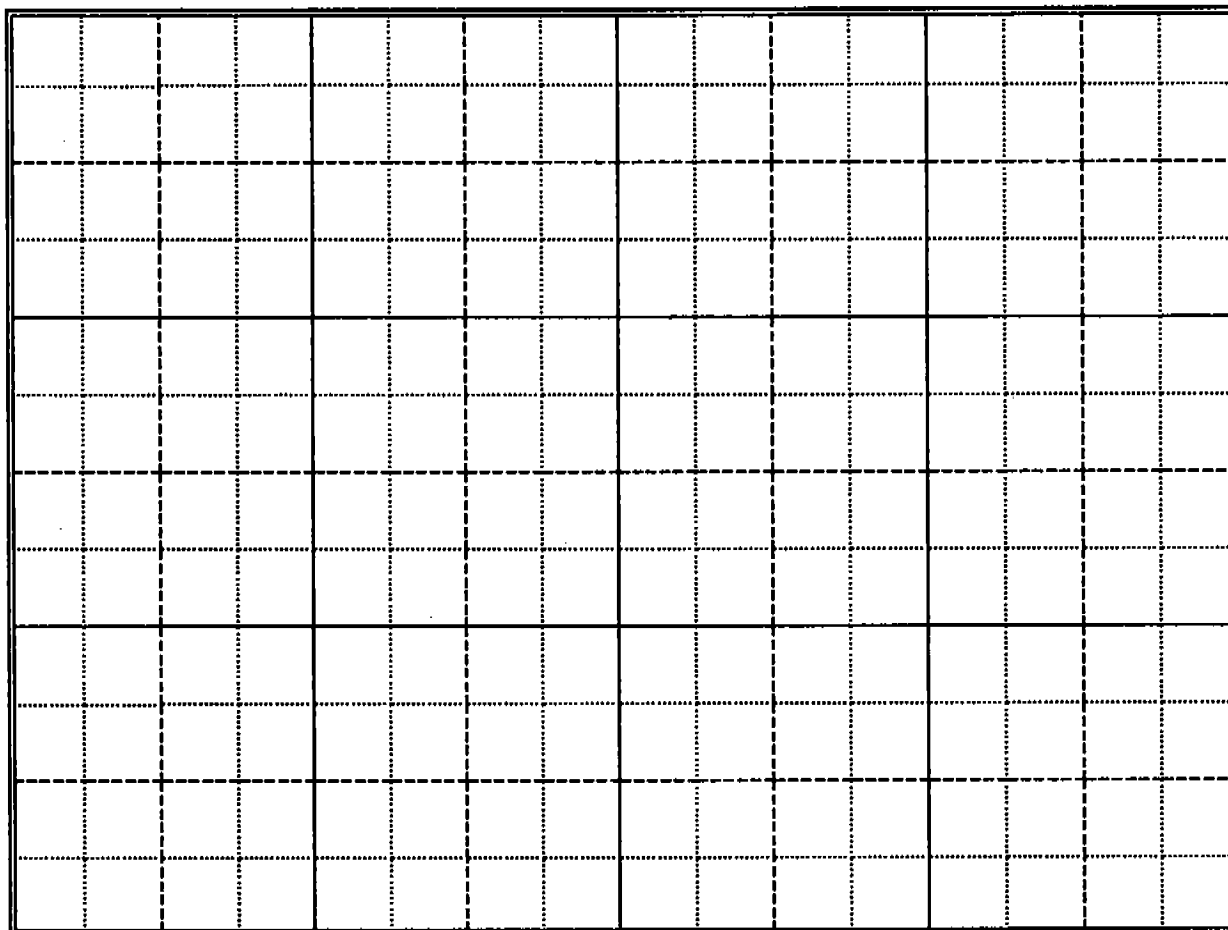
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	39E	11		D															

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well # 1 North end	Franklin Electric	5	282-1138/110	—	—
Well # 2 South end	Franklin Electric	2	282-11620	—	—

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Thyatron 1						

2. Measurements:

Low High
40-50 PSI. Serial Reading 40 PSI on both wells.

#1 well 160' 35' static
#2 well 72' 35' static
#3 well 160' 35' static

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E. NARRATIVE/REMARKS/COMMENTS

Permit number 22-7459. There are currently 2 wells in operation, with a 3rd well coming on line in approximately 30 days. The 2 wells, located on the south side of the 1st division and number 2 is on the east side of the 1st division have been working together to supply water to the wells. Grant Lockhart informed me that a 4th well was completed in January and will be brought on line in June. The 2 wells currently in use are not enough. The mainline runs along east side of 2813rd - it is a 24" pipe with a 2" valve. Mr. Lockhart indicated that the 2 wells are not working well and that the 4th well is not working. The 4th well is a 2-3" x 2" well. Well depth of #1 is 100' (about 100' deep) with a static of 35'. #2 is 100' deep with a static of 35'. #3 is 135' deep with a static of 35'.

*For the 2 wells planned construction was .24 CFS. (#1 .17, #2 .07) *According to Grant Lockhart there is no irrigation on the 1st division.

A Diversion rate is based on Appendix III (Instantaneous Water Requirements for Domestic Use) 0.20 gfs for culinary

0.20 gfs based on

1/2 ACRE IRR. FOR 20 HOMES, OR, 10 AC. X 0.02 gfs/ACRE =

.20 gfs

TOTAL 0.40 gfs

Have conditions of permit approval been met? ☒ yes ☐ no

THORNTON

APR 22 1937

F. FLOW CALCULATIONS

Measured Method:

☒ Additional Computation Sheets Attached**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\text{NONE}}$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

2. Volume Calculations for Other Uses:

 $19 \text{ HOMES} (1.20 \text{ AF/A}) = 22.8 \text{ AF/A}$ **H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>DOMESTIC</u>	<u>1-1</u>	<u>12-31</u>	<u>0.40</u>	<u>22.8</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
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Totals:			<u>0.40</u>	<u>22.8</u>

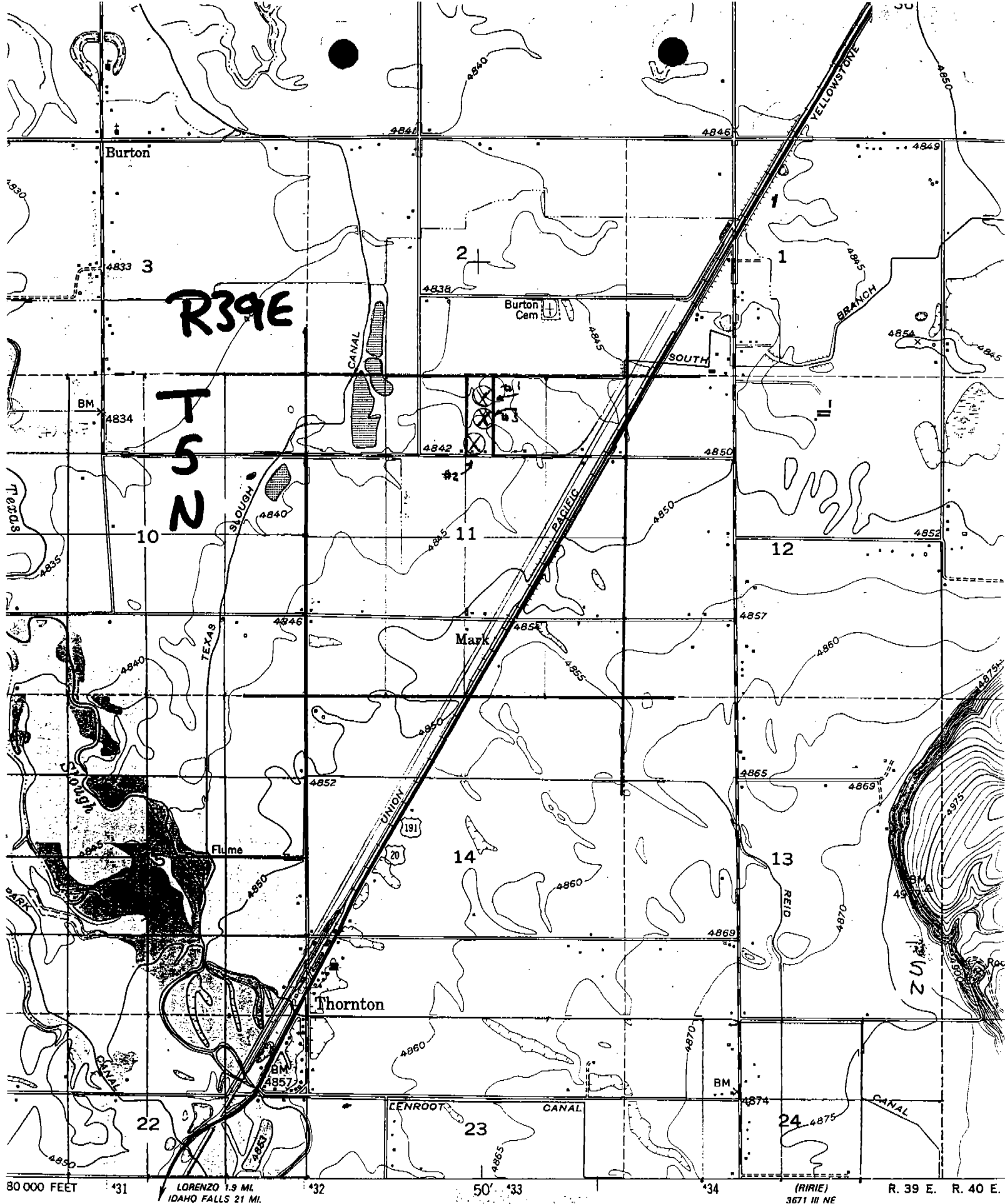
2. Recommended Amendments

☐ 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

I. AUTHENTICATIONField Examiner's Name Steven Garrison Date 19 JUN 96Reviewer H. Taylor Date 11/26/96

SEAL

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shd by the Geological Survey

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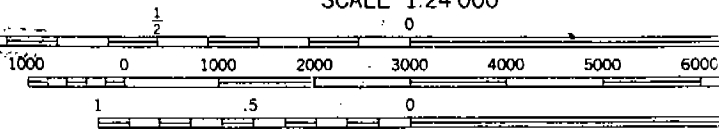
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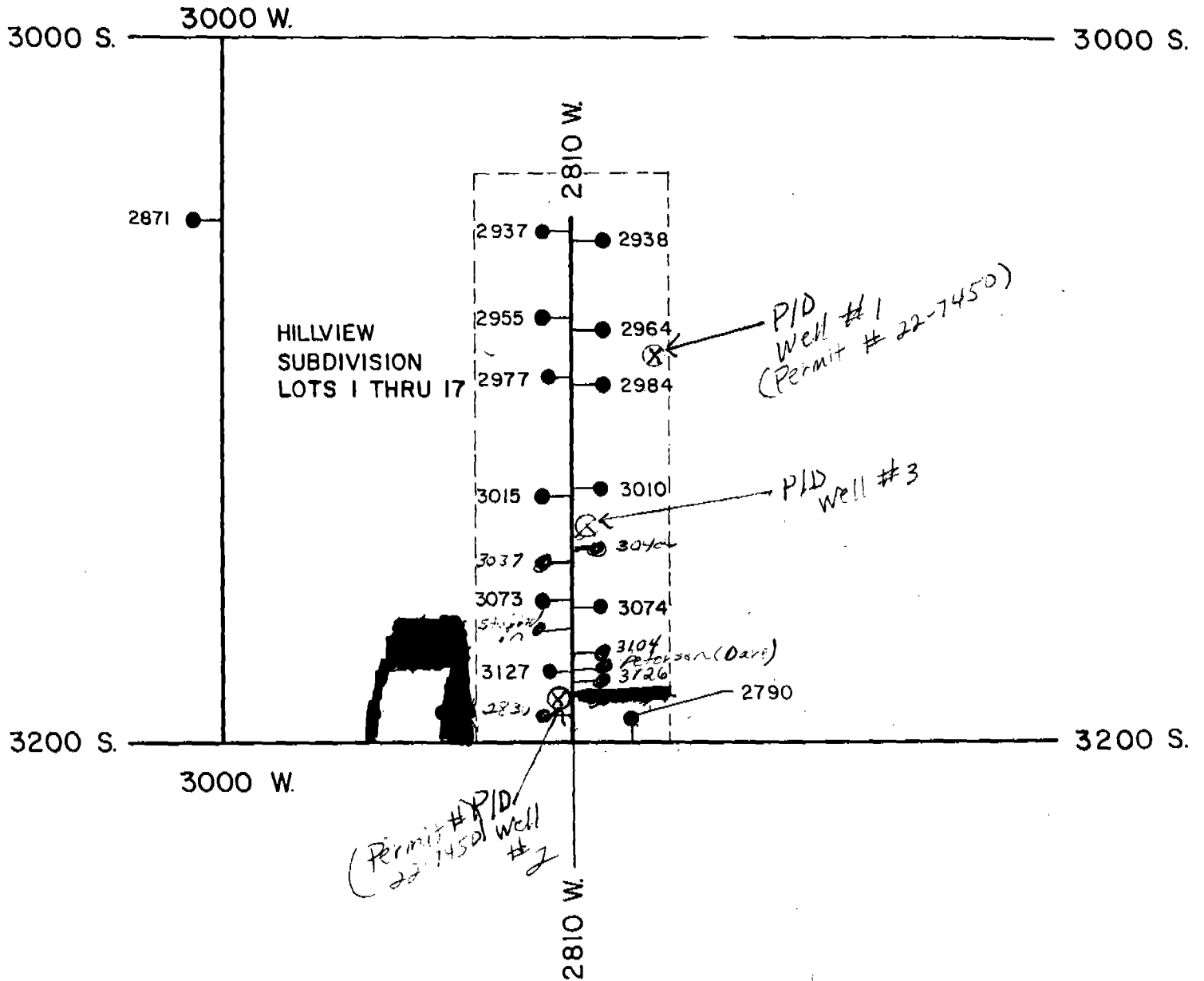


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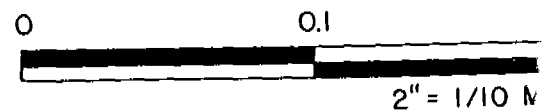
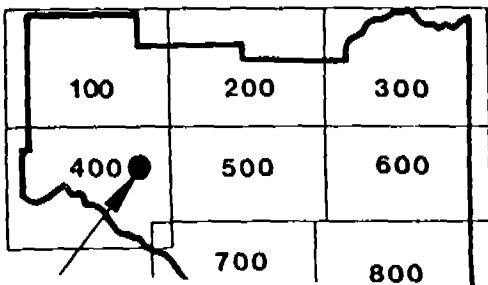
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Detail 401-A



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JUN/17/1996

