

CONSERVATION PLAN MAP

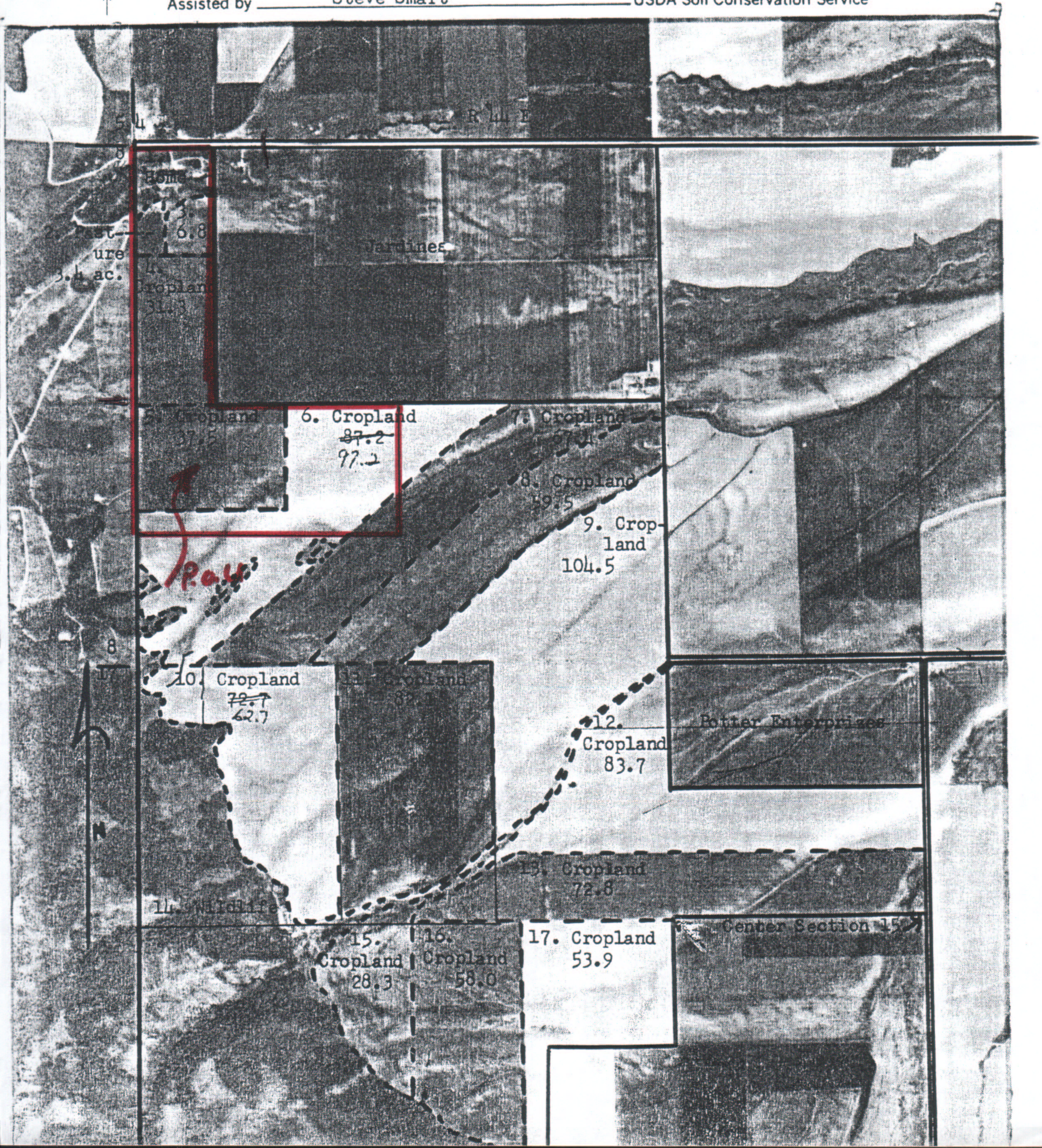
U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

A22-003260

Owner Garry Lerwill Operator same
County Teton State Idaho Date 8-81
Approximate acres 1045 Approximate scale 4" = 1 mile
Cooperating with Teton Soil Conservation District
Plan identification _____ Photo number _____
Assisted by Steve Smart USDA Soil Conservation Service

MICROFILMED

NOV 04 1992



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: A22-00326D
Date Received: 9/21/1988
Receipt No: 6002593
Received By: HWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARRY LERWILL 208-456-2579
Address: 891 W. 400 N. PACKSADDLE RD.
TETONIA, ID 83452
OR
Name: Verna Lerwill 208-456-2579
Address: 891 W. 400 N. PACKSADDLE RD.
TETONIA, ID 83452



2. Date of Priority: APR 05, 1889

3. Source: PACKSADDLE CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	44E	8	NE	SW			TETON

5. Description of diverting works:
CONCRETE COLLECTION BOX TO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 260.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	44E	9	NW		NW		IRR	25.0
			SW		NW		IRR	25.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
							Section Acres	130.0
							Total Acres	130.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
22-0325B AND A22-02002A

14. Remarks:
TRANS. #2883
P/D PACKSADDLE PIPELINE, SPRINKLER SYSTEM.

15. Basis of Claim: DECREED
Water Right Number: 220326
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRR. CO., ET AL
Decree Plaintiff

vs

TETON IRR. CANAL., ET AL
Decree Defendant

NOV 04 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): *Gary L. Lemill* Date: *9/26/88*

Date: _____

State of Idaho)
County of *Bonneville*) SS.

Subscribed and sworn (or affirmed) before me this *26*th day
of *September* 19 *88*

Betty J. Thompson
Notary Public

Seal

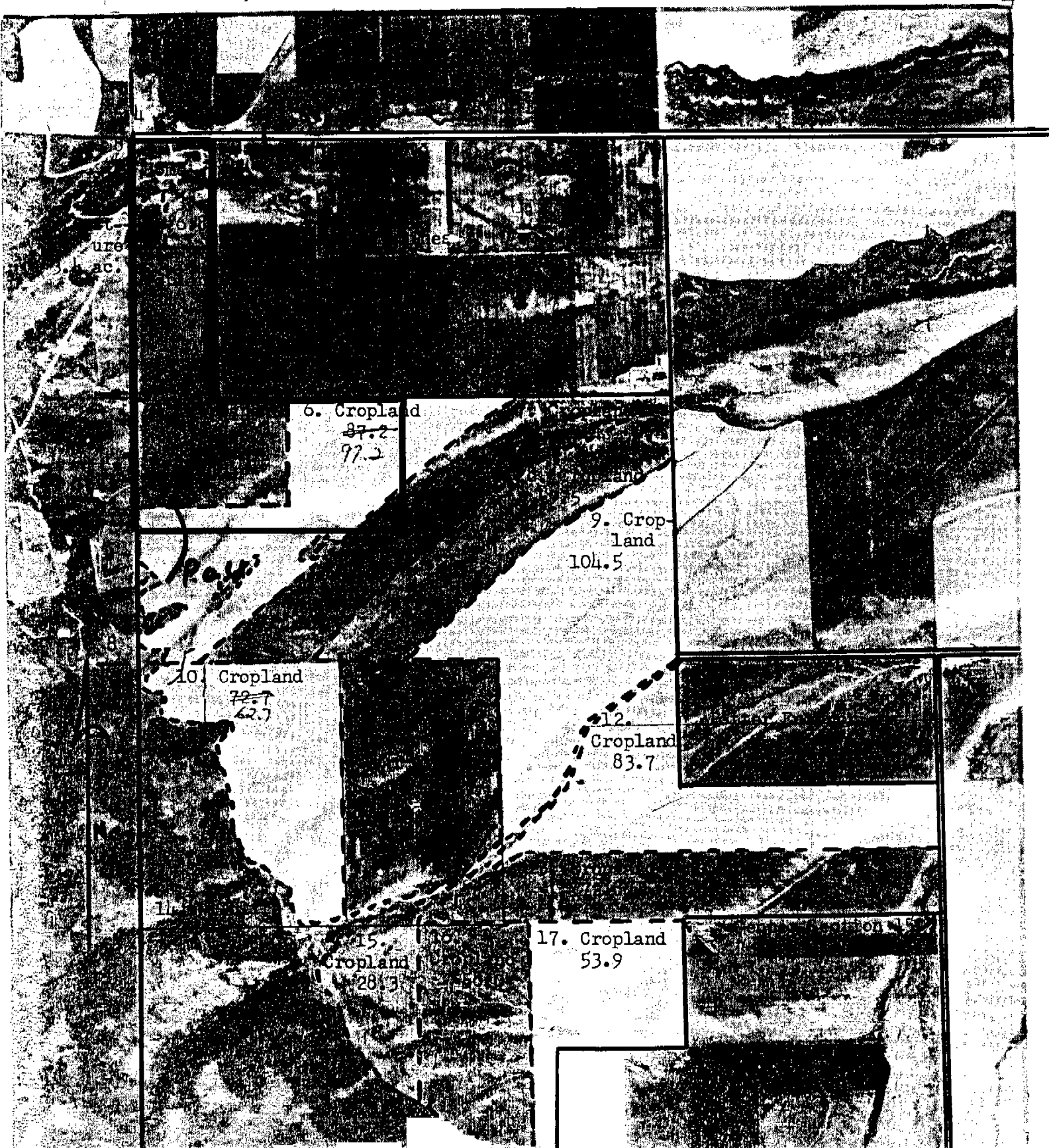
Residing at *Idaho Falls*
My Commission Expires *6-94*

CONSERVATION PLAN MAP

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

A22-003260

Owner Garry Lerwill Operator same
County Teton State Idaho Date 8-81
Approximate acres 1045 Approximate scale 4" = 1 mile
Cooperating with Teton Soil Conservation District
Plan identification _____ Photo number _____
Assisted by Steve Smart USDA Soil Conservation Service

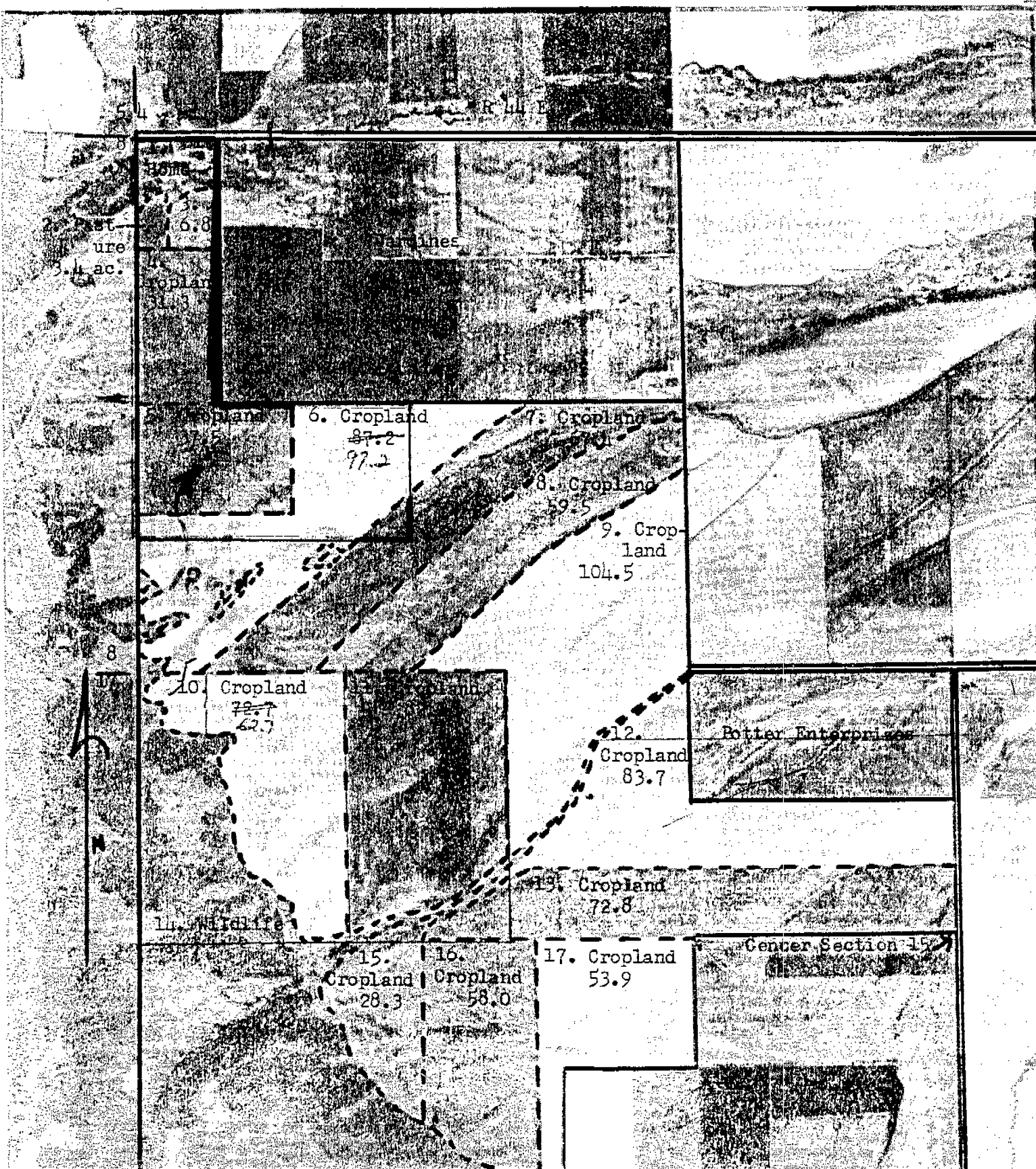


CONSERVATION PLAN MAP

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

A22-663260

Owner Garry Lerwill Operator same
County Teton State Idaho Date 8-81
Approximate acres 1045 Approximate scale 4" = 1 mile
Cooperating with Teton Soil Conservation District
Plan identification _____ Photo number _____
Assisted by Steve Smart USDA Soil Conservation Service



WATER RIGHT NO. 22-326D
As Modified by Transfer No. 70253

In accordance with the approval of Transfer No. 70253, Water Right No. 22-326D is now described as follows.

Right Holder: GARRY L LERWILL And
 Verna J Lerwill
 250 N 800 W
 TETONIA ID 83452

Priority Date: April 05, 1889

Source: PACKSADDLE CREEK **Tributary:** TETON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	11/01	0.50 CFS	87.5 AF
			0.50 CFS	87.5 AF

LOCATION OF POINT(S) OF DIVERSION:

PACKSADDLE CREEK NESW Sec. 8 Twp 05N Rge 44E TETON County

PLACE OF USE: IRRIGATION

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	44E	9						4.0	25.0			40.0	40.0				21.0		130.0
Total Acres:			130																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
2. Rights 22-325B, 22-326D and 22-2002A when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 130 acres.
3. 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 at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28 day of January, 2003

[Signature]
 Chief, Water Allocation Bureau

1 of 8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 70253

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1of Applicant Gary or Verna Lerwill Phone 208 456-2579Office address 250 N 800 W, Teton Id 83452

PURPOSE OF TRANSFER

- ☐ Change point of diversion
 ☐ Add diversion point(s)
 ☒ Change place of use
- ☐ Change nature of use
 ☐ Change period of use
 ☐ Other _____

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 Department of Water Resources
 Eastern Region

 Describe the reason for the proposed changes Sold portion of land & retained water right
moving water to more productive land
will reduce cfs to 0.02 cfs / acre

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
<u>22-325 B</u>	<u>6/1/1891</u>	<u>0.50 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u>	to <u>11 / 1</u>
<u>22-326 D</u>	<u>4/5/1889</u>	<u>0.50 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u>	to <u>11 / 1</u>
<u>22-2002 A</u>	<u>1/8/1904</u>	<u>1.60 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u>	to <u>11 / 1</u>
					to

Total amount of water being transferred 2.60 cubic feet per second and/or _____ acre-feet per annum.Source of water Packsaddle Creek tributary to Teton River

Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SW	8	5N	44E	Teton	

Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	44E	9						4	25		40	40				21			130

* Permissible Place of use

* Total Acres 130

2 of 8

Transfer No. 70253

PART 1

General Information:

Description of diversion system DIVERSION Box Headgate to pipeline

1. 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.

2. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
will be dry farmed.

d. Remarks:

Rights 22-3258 + 22-3260 limited to 50 acres
Right 22-20024 limited to 125 acres

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

In witness my hand this _____ day of _____, 20 _____.

For the Director

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 22-325B

WATER RIGHT NUMBER: 22-325B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VERNA LERWILL
	TETONIA, ID 83452
Current Owner	GARRY LERWILL
	891 W 400 N PACKSADDLE RD
	TETONIA, ID 83452
	(208)456-2579

Priority Date: 06/01/1891

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PACKSADDLE CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	0.500 CFS	
	<u>Total Diversion:</u>		0.500 CFS	

Location of Point(s) of Diversion

PACKSADDLE CREEK	NE1/4SW1/4	Sec. 8, Twp 05N, Rge 44E, B.M.
TETON County		

Place of Use

IRRIGATION

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	44E	9						25.0	25.0			40.0	40.0						130.0

Total Acres: 130

Conditions of Approval:

Remarks:

- General TRANS. 2883. MOVED WATER TO INITIAL 25 ACRES. PIPELINE TAKES ALL RIGHTS USED AND SPREADS THEM OVER THE 130 ACRES IRRIG. TOTALLY.

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 22-2002A

WATER RIGHT NUMBER: 22-2002A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARRY LERWILL 891 W 400 N PACKSADDLE RD TETONIA, ID 83452 (208)456-2579
Current Owner	VERNA LERWILL TETONIA, ID 83452

Priority Date: 01/08/1904

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
PACKSADDLE CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	2.600 CFS	
	<u>Total Diversion:</u>	2.600 CFS	

Location of Point(s) of Diversion

PACKSADDLE CREEK	NE1/4SW1/4	Sec. 8, Twp 05N, Rge 44E, B.M.
TETON County		

Place of Use

IRRIGATION

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	44E	9						25.0	25.0			40.0	40.0							130.0

Total Acres: 130

Conditions of Approval:Remarks:

- General RIGHTS ARE COMBINED IN PIPELINE AND USED OVER ALL OF APPLICANTS GROUND

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 22-326D

WATER RIGHT NUMBER: 22-326D

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Department of Water Resources
Eastern Region

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARRY LERWILL 891 W 400 N PACKSADDLE RD TETONIA, ID 83452 (208)456-2579
Current Owner	VERNA LERWILL 891 W 400 N PACKSADDLE RD TETONIA, ID 83452 (208)456-2579
Original Owner	LERWILLS SQUARE GV RANCH ZZ

Priority Date: 04/05/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PACKSADDLE CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	0.500 CFS	
	<u>Total Diversion:</u>		0.500 CFS	

Location of Point(s) of Diversion

PACKSADDLE CREEK	NE1/4SW1/4	Sec. 8, Twp 05N, Rge 44E, B.M.
TETON County		

Place of Use

IRRIGATION

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	44E	9																	

Total Acres: 130

Conditions of Approval:

Remarks:

1. General TRANS. #2883 P/D PACKSADDLE PIPELINE, SPRINKLER SYSTEM.

Comments:

4.305

25.582

39.963

39.961

21.026

T70253

page 6 of 8

4.305

25.582

39.963

39.961

21.020

T70253

page 6 of 8

30ac

SWNW

9

40ac

NWSW

40ac

NESW

20ac

NWSE

16

T70253

PAGE 7 OF 8

CHANGES IN NATURE OF USE

PART 3

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Eastern Region

New Nature of Use

Amount(cfs/af-ft)

Hours/days/year

Period of Use

to

to

Quantity and quality of return flows and location of discharge:

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.

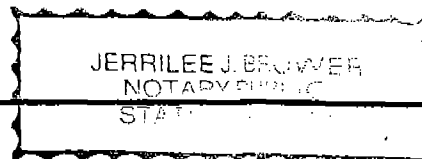
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Larry L. Hennell
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of November, 20 02

Jerrilee J. Brower
(Notary Public)

My commission expires 2.27-04



FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 5 attachments

Received by KCW Date 10-4-2002

Protest filed by

Prelim. Check by KCW Fee 370 EG28217

Receipted by KCW Date 10-4-2002

Published in Teton Valley News

Copies of protest forwarded by

Pub. Dates Nov 21 & 28 2002

Hearing held by Date

Watermaster recommendations requested on

Recommended for ☐ approval ☐ denial

received

by

Copy of transfer sent to lien holder