



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 9, 2001

Diane Savage Valcarce
1710 Hargis Hill
Willard, UT 84340

Re: Additional Diversion Rate for License 31-2389

Dear Mrs. Valcarce:

Today Aaron Savage faxed me a copy of a LaMoyné Barney affidavit which verifies the earlier use of the full diversion rate on your farm in Hamer. I had been told that Mr. Barney had passed away, I'm glad this report was exaggerated.

Enclosed is a beneficial use claim, which will not only allow me to recommend the additional diversion rate, but to recommend an earlier priority date. Please return this with a notarized signature and a \$100 fee, as soon as possible. I will also need Aaron to send me the original of Mr. Barney's affidavit, but I will try to talk to Aaron about that directly.

Please call me if you have questions.

Sincerely,

Bryce A. Contor
Senior Water Resource Agent

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 31-11661
Date Received: 3/9/01
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

DIANE SAVAGE VALCARCE Phone: (435) 734 9140
1719 HARGIS HILL
WILLARD UT USA 84340

2. Date of Priority: 12/31/1956

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	36E	26	NW NW SW	JEFFERSON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	2.81	

7. Total Quantity Appropriated is:
2.81 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	36E	26	NE SW	IRRIGATION	38
			NW SW	IRRIGATION	29
			SE SW	IRRIGATION	22
			SW SW	IRRIGATION	11

Section Acres 100
Total Acres 100

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS FOR BENEFICIAL USE OF THE SAME WELL AND LANDS THAT WERE LICENSED AS 31-2389. ACREAGE AND DIVERSION RATE ARE FROM THAT LICENSE EXAM, PRIORITY DATE IS FROM LAMOYNE BARNEY AFFIDAVIT THAT THE USE ACTUALLY COMMENCED IN 1956.

DIVERSION RATE OF MORE THAN 1 INCH PER ACRE IS JUSTIFIED BY HUBBLE ANALYSIS ON PETERSEN PROPERTY IMMEDIATELY TO THE EAST ON VERY SIMILAR SOILS.

Claim given "temporary" database status pending receipt of signed claim.
Fee \$100; acres paid under 31-2389.

15. Basis of Claim: Beneficial Use

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: LaMoyné Barney Affidavit

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

March 7, 2001

Concerning the water adjudication for Diane Savage Valcarce
1719 Hargis Hill
Willard, Ut 84340

Civil Case Number - 39576
Ident. Number - 31-2389

I, Lamoyne Barney (Lamoyne Barney), do testify to the following three issues:

- 1) I know that the well (diversion works) was in place by 1956.
- 2) The diversion works were adequate for the property (the same HP pump was in place at that time as is in use currently.
- 3) Ditches were in place and the water was used to irrigate the property in question.

I lived on this property and used this water system from 1956 - 1960

Signed, Lamoyne Barney

Hamer, ID 83425

FILED
3/9/01
Bryce