

31-02258C 31-02351B & 31-02381D

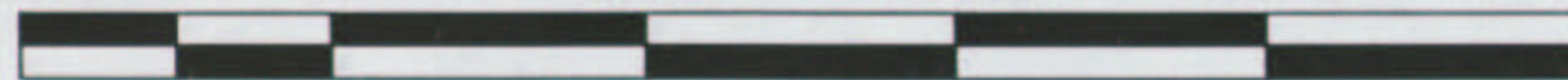


T07N R33E S01
T07N R34E S06

Map prepared by: Carter Fritschle
Date prepared: 05-17-99
1987-1988 NAPP photography



660 0 660 1320 1980 2640 Feet



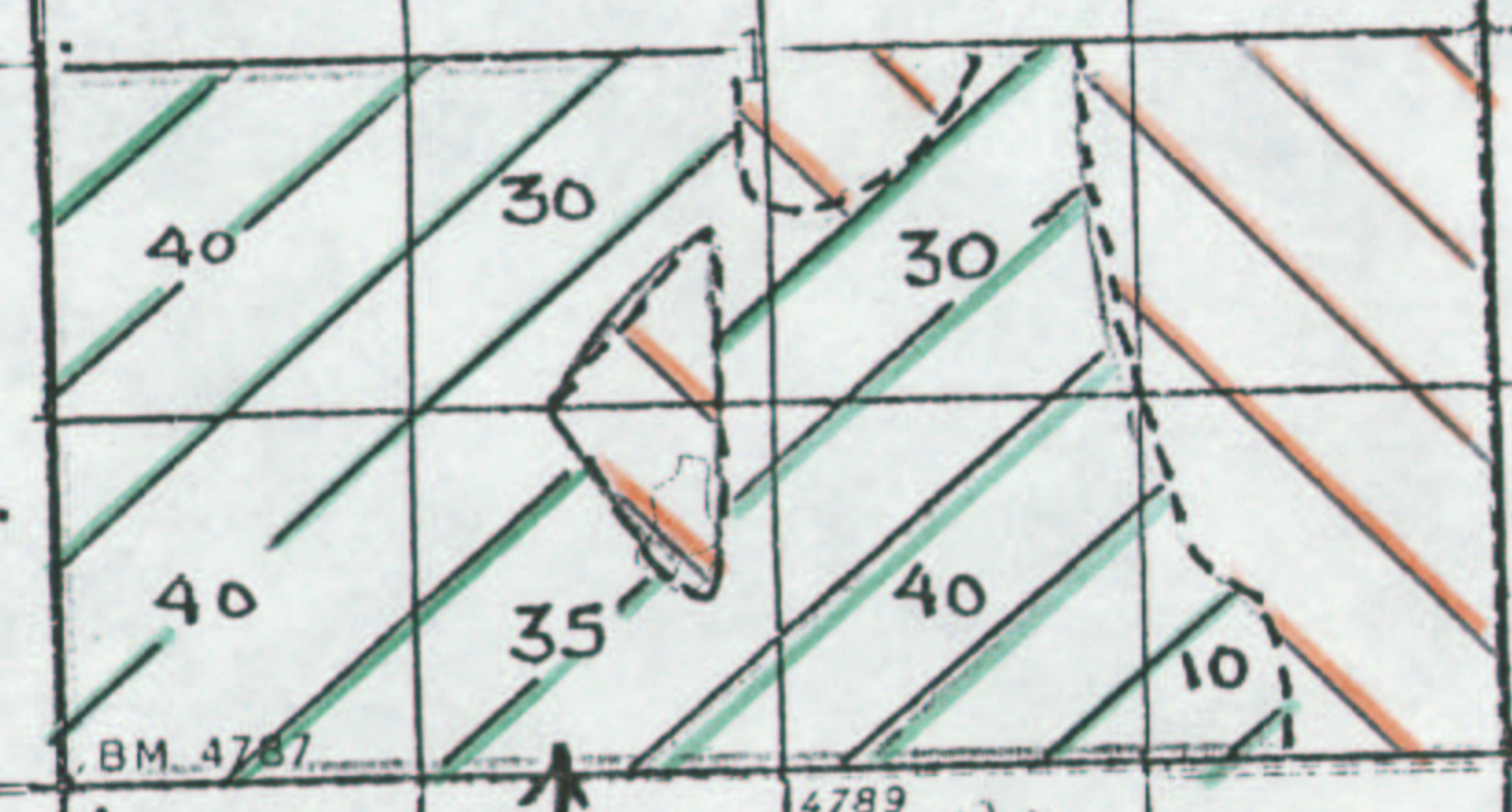
R33E R34E

POINTS OF
DIVERSION

A31-02351B

T8N
T7N

Montevideo
BM 4789



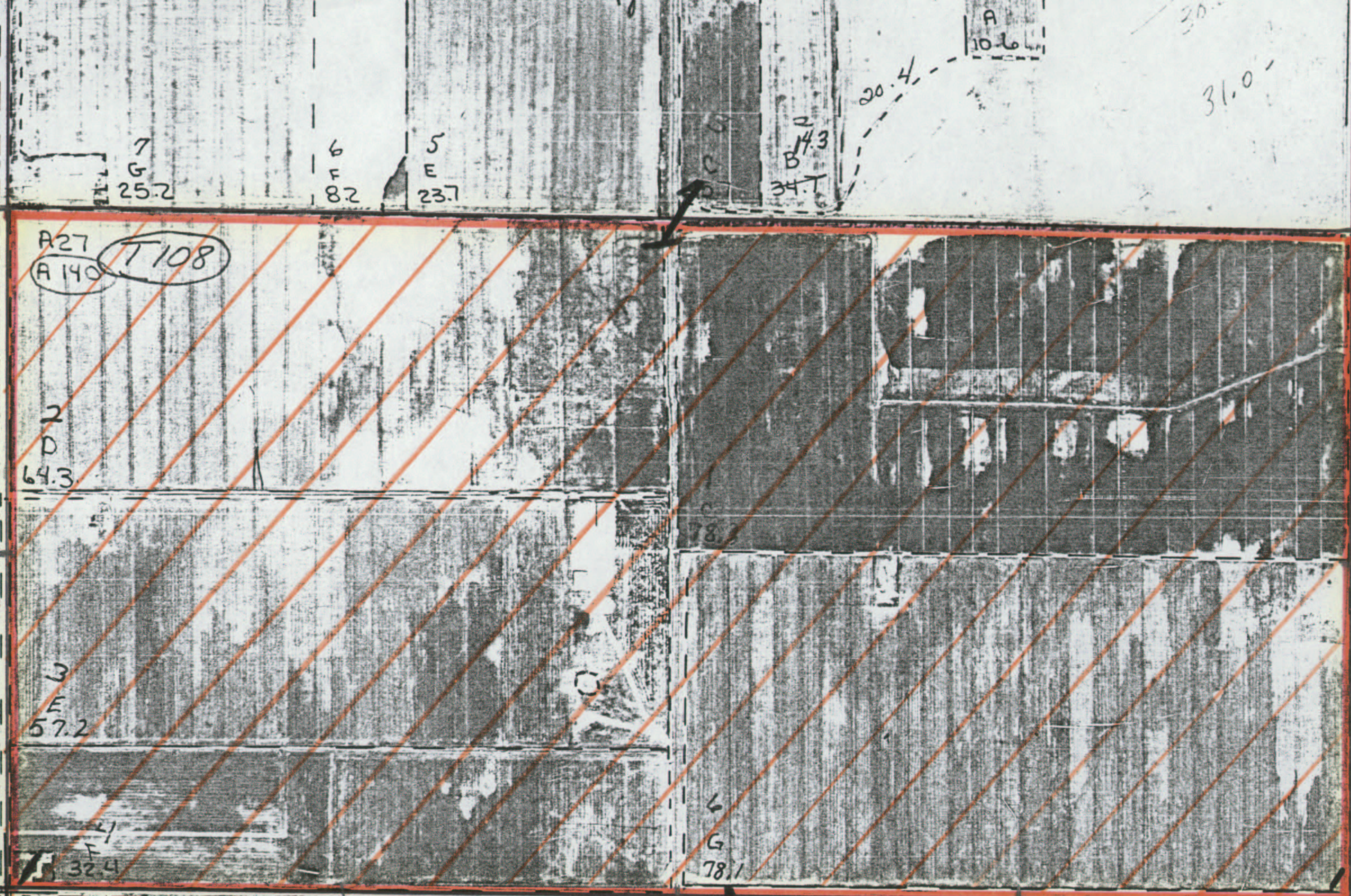
PLACE OF USE

A31-02351B

-  FULL WATER RIGHT
0.02 cfs/ac
-  SUPPLEMENTAL
RIGHT

NOV 17 1992
MICROFILMED

A31-02351B



PLACE OF USE

R33E R34E

T7N

A93 T127 A164

NOV 17 1992

MICROFILMED

5 E 7.5

12/06/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-2351B
NAME AND ADDRESS: MILLIE E HARTWELL
2298 N 800 E
MONTEVIEW, ID 83435

SOURCE: GROUND WATER

QUANTITY: 1.9 CFS
332.5 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1218 AF.
COMBINED RIGHT NOS.: 31-02258C AND 31-02381D

PRIORITY DATE: 12/01/1955

POINT OF DIVERSION: T07N R33E S1 NWSWE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 11-01	1.90 CFS 332.5 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON
County

T07N R33E S1	NESW	40	T07N R33E S1	SESW	39
T07N R33E S1	NWSW	39	T07N R33E S1	SWSW	38
T07N R33E S1	NWSE	40	T07N R33E S1	SWSE	39
T07N R33E S1	SESE	39	T07N R33E S1	NESE	40
T07N R34E S6	SWSW	34			

348 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 348 ACRES IN A SINGLE
IRRIGATION SEASON.

COMBINED RIGHT NOS.: 31-02258C AND 31-02381D

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 95 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 31-02258C AND 31-02381D

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: A31-02351B
Date Received: 5/ 3/1988
Receipt No: E000168
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOE HARTWELL 208-657-2210
Address: MONTEVIEW ID 83435
OR
Name: MILLIE E. HARTWELL 208-657-2210
Address: MONTEVIEW ID 83435
2. Date of Priority: DEC 1, 1955
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	33E	1	SW	SE			JEFFERSON
5. Description of diverting works:
HWO WELLS, PUMPS, OPEN DISCHARGE TO DITCHES FOR FLOOD IRRIGATION
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.900		
7. Total Quantity Appropriated is:
1.900 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 800.0 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	33E	1	NE	SW		IRR	10.0
			SE	SW		IRR	5.0
			NE	SE		IRR	40.0
			NW	SE		IRR	10.0
			SE	SE		IRR	30.0
						Section Acres	95.0
						Total Acres	95.0

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:
A31-2258C

14. Remarks:
*** CLAIM AMENDED TO REFLECT APPROVED TRANSFER 4038. ESV 2/16/93

15. Basis of Claim: LICENSE

Water Right Number: 26101

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: A31-02351B
Date Received: 5/03/1988
Receipt No: E000168

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOE HARTWELL 208-657-2210
Address: MONTEVIEW, ID 83435
OR
Name: MILLIE E. HARTWELL 208-657-2210
Address: MONTEVIEW, ID 83435

2. Date of Priority: DEC 01, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	34E	31	SE	NW			JEFFERSON
			NE	SW			JEFFERSON

5. Description of diverting works:
TWO WELLS, PUMPS, OPEN DISCHARGE TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.300		

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

8. Total consumptive use is 800.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A31-02351B

Page 1

Date: 05/03/88

MICROFILMED

NOV 17 1992

A3102351B

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	33E	1	NE		SW		IRR	10.0
			NE		SW		IRR	30.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	5.0
			SE		SW		IRR	35.0
			NE		SE		IRR	40.0
			NW		SE		IRR	10.0
			NW		SE		IRR	30.0
			SW		SE		IRR	40.0
			SE		SE		IRR	30.0
			SE		SE		IRR	10.0

Section Acres 320.0

Total Acres 320.0

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:
A31-2258C

14. Remarks:

P/U INCLUDES 0.02 CFS FOR 95 ACRES AS FOLLOWS: 10 AC NESW, 5 AC
SESW, 40 AC NESE, 10 AC NWSE, 30 AC SESE, SEC 1, T07N, R33E.B.M.
THE OTHER 225 ACRES HAS A SUPPLEMENTAL RIGHT FOR LESS THAN THE
0.02 CFS/ACRE

15. Basis of Claim: LICENSE
Water Right Number: 26101

MICROFILMED

NOV 17 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): Millie E. Hartwell Date: 5/3/88

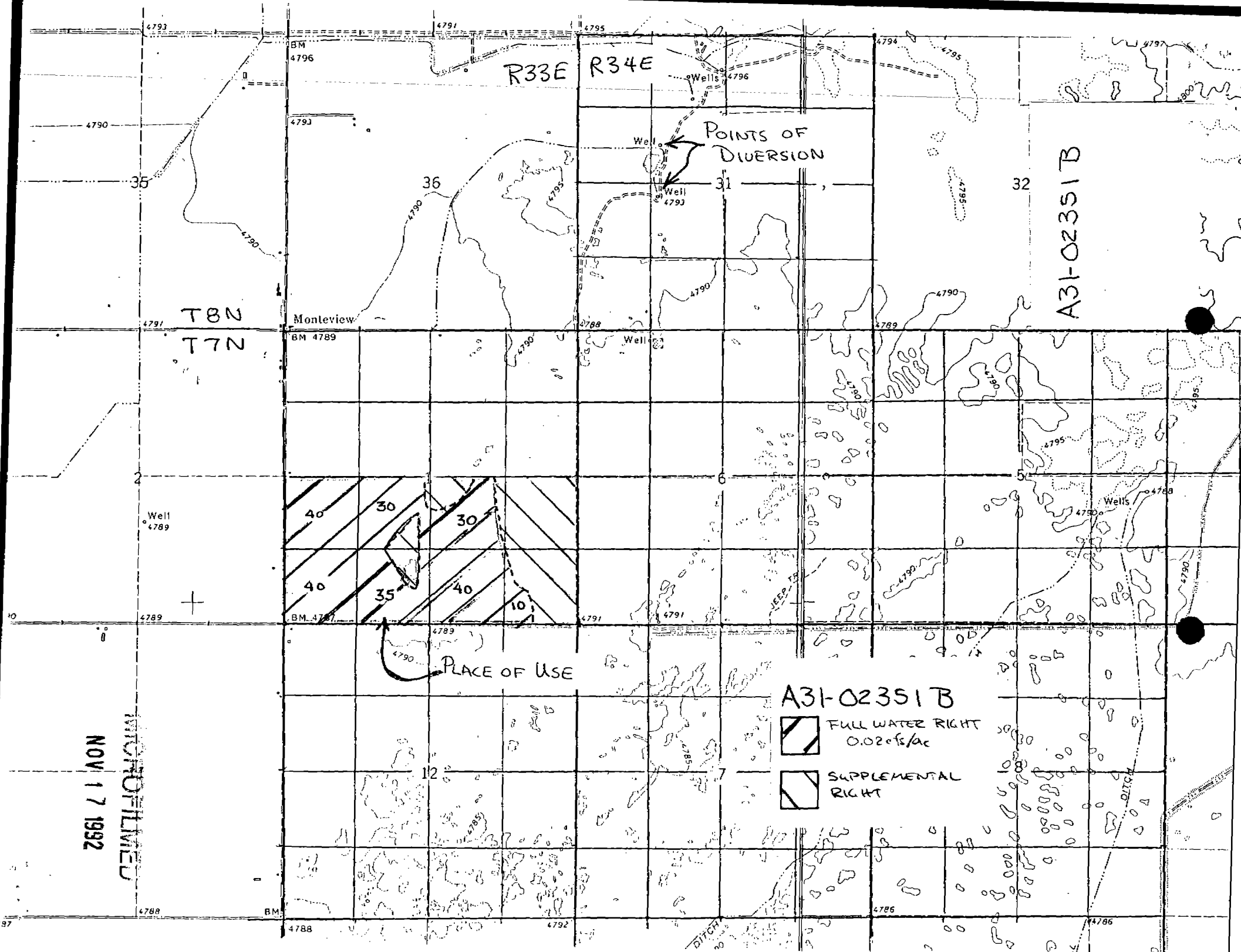
Date: _____

State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of April ~~May~~ 19 88 Deena Green
Notary Public

Seal:

Residing at Rigby
My Commission Expires 4-22-1994



R33E R34E

T8N
T7N

A31-02351B

POINTS OF
DIVERSION

PLACE OF USE

A31-02351B

-  FULL WATER RIGHT
0.02 cfs/ac
-  SUPPLEMENTAL
RIGHT

NOV 17 1992

UNRECORDED

①

A
6.6 44.4

③

3.75

①

⑩

10.1

2

11

12

A
15.7

5
E
7.5

A27
A140

T108

2
D
64.3

3
E
57.2

4
32.4

A93
A164

T127

②

①

7
G
25.2

6
F
8.2

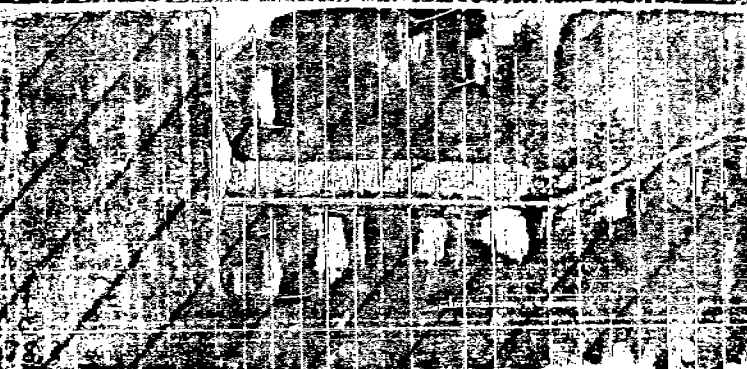
5
E
23.7

2
B
34.3

A
10.6

20.4

31.0



F4

4
G
78.1

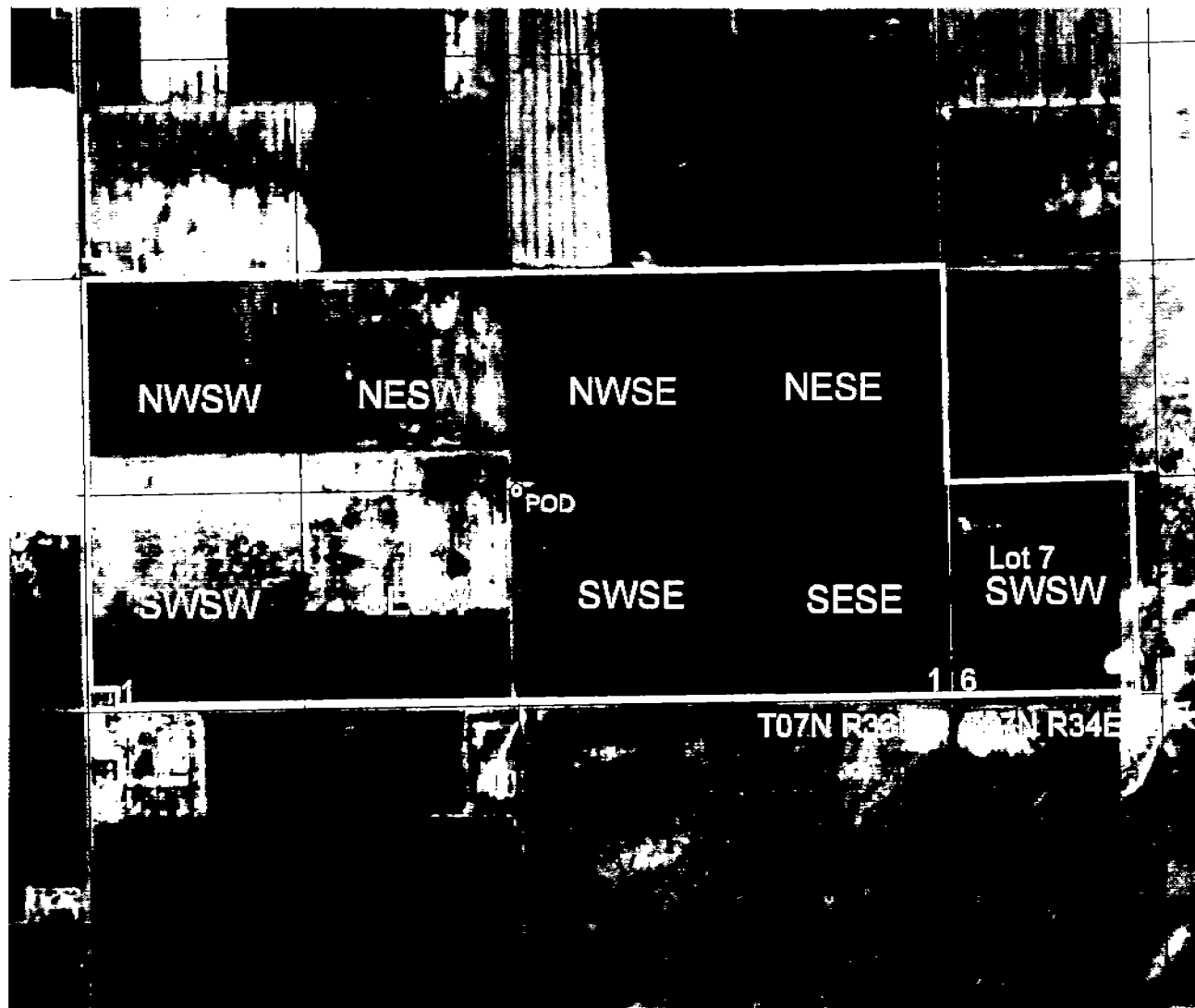
16
127

R33E R34E
T
7
N

PLACE OF USE

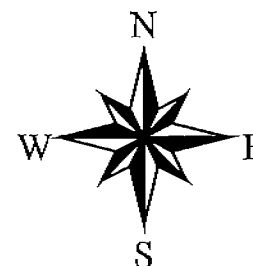
73.5-35.5

31-02258C 31-02351B & 31-02381D



T07N R33E S01
T07N R34E S06

Map prepared by: Carter Fritschle
Date prepared: 05-17-99
1987-1988 NAPP photography



660 0 660 1320 1980 2640 Feet

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22345251
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-023518

LAST: HARTWELL
ADDRESS:
CITY: MONTICLUIR
PHONE NUMBER: 208-557-2210

FIRST: JOE

(Deceased)

STATE: ID ZIP: 83435

OWNER CODE: X 0

LAST: HARTWELL
ADDRESS: 2298N 800E
CITY: MONTICLUIR
PHONE NUMBER: 208-557-2210

FIRST: MILLIE X

STATE: ID ZIP: 83435

OWNER CODE: C

FIELD EXAM REQUIRED:

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
N

CLAIM REMARKS: WAS CLAIM AMENDED TO REFLECT APPROVED TRANSFER 4038. ESU 2/15/93

copy to comments

CONTACT PERSON: Millie Hartwell

PHONE NUMBER: () -

DATE OF FIELD EXAM: 10/7/94

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: Bret Hartwell & Millie Hartwell

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AD CLAIM: A A31-023518 PRIORITY DATE: 12-01-1955 STAGE: 1

B. WR RECORD: B 31-023518 PRIORITY DATE: 12-01-1955 STAGE: 1

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

NOTES: Priority date claimed same as licensed.

RECOMMENDED PRIORITY DATE:
12-01-1955

REVIEWED BY

DATE

4-26-94

A. NO CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-023510	07N	33E	1		SW	SE		JEFFERSON

OTHER NO CLAIMS WITH SAME NO POD
A PREFIX R PREFIX
A31-022580 NONE
A31-021810

NR RECORDS IN SAME 40 ACRE TRACT
31-023810

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-023510	07N	33E	1		SW	SE		JEFFERSON

OTHER NR RECORDS WITH SAME NR POD

NO CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

31-021810

A31-022530 NONE
A31-023810

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE

Y
N

FIELD
EXAMINER

NOTES:

P.O.D 10 acre tract determined by field exam and ASCS photo.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	2/4	3/4	LOT	COUNTY	DIVERSION NAME
<u>7N</u>	<u>33E</u>	<u>1</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		<u>Jefferson</u>	
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SOURCE: GROUNDWATER

TP181

REVIEWED BY:

RA

DATE:

5-21-96

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBER: A31-023518
 A31-023510

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AD #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	33E	1	NE	SW		HARTWELL, JOE	A31-023518 /10.0	31-023518 /10.0	39.0		
			NE	SW		HARTWELL, JOE	A31-022580 /30.0	31-022580 /30.0			
			NE	SW		WILSON, JOHN L.		31-02153 /40.0			
			NE	SW		WILSON, ARNOLD L.		31-02351A /30.0			
07N	33E	1	SE	SW		HARTWELL, JOE	A31-023518 / 5.0	31-023518 / 5.0	39.0		
			SE	SW		HARTWELL, JOE	A31-04084 /	31-04084 /			
			SE	SW		HARTWELL, JOE	A31-022580 /35.0	31-022580 /35.0			
			SE	SW		WILSON, JOHN L.		31-02153 /15.0			
			SE	SW		WILSON, ARNOLD L.		31-02351A /35.0			
07N	33E	1	NE	SE		HARTWELL, JOE	A31-023518 /40.0	31-023518 /40.0	34.0		
07N	33E	1	NE	SE		HARTWELL, JOE	A31-023518 /10.0	31-023518 /10.0	41.0		
			NE	SE		HARTWELL, JOE	A31-022580 /30.0	31-022580 /30.0			
			NE	SE		WILSON, ARNOLD L.		31-02351A /30.0			
07N	33E	1	SE	SE		HARTWELL, JOE	A31-023518 /50.0	31-023518 /50.0	23.0		
			SE	SE		HARTWELL, JOE	A31-022580 /10.0	31-022580 /10.0			
			SE	SE		WILSON, ARNOLD L.		31-02351A /10.0			
TOTAL ACRES							A31-023518 95.00	31-023518 95.00	176.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED:

DATE: 1988
 FIELD EXAMINER: V

POB COUNTY: JEFFERSON

DUE TO POB DISCREPANCY (1/1)

See attached P.O.U. overlap review

PRESUMPTION FLAG:

NOTES:

See A31-02258C for complete p.o.u. This right was originally claimed with a permissible place of use covering the S $\frac{1}{2}$ of Sec. 1. Transfer No. 4038 tried to segregate the p.o.u. of the 3 rights to avoid overlap and match their licensed p.o.u. Since the 3 rights share a common distribution system and the transfer was only for a change in P.O.D., the rights are being reg. as they are actually used which is a permissible place of use.

TOTAL ACRES: 95 ac. within 348 ac. p.p.o.u.

REVIEWED BY: CA

DATE: 5-21-96

A. AJ CLAIMED USES:

PURPOSES
A31-023518 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.900 CFS

1.900 CFS

B. WR RECORDED USES:

PURPOSES
31-023518 IRRIGATION

MONTH/DAY
FROM 04-15 TO 10-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.900 CFS 332.50 AF/A

1.900 CFS 332.50 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

	DATABASE	FIELD EXAMINER
	N	N
	N	N
	Y	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO ALL STANDARDS OR OTHER?

Y(☒) N() EXPLAIN IN NOTES, BELOW.

NOTES:

Approved Transfer No 4038 shows 4-1 to 11-1

4. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(✓) N()

AD TOTAL CLAIMED DIVERSION RATE: 1.900 CFS
WR RIGHT RIGHT TOTAL DIVERSION RATE: 1.900 CFS

*** IF NO OR IF STATUTORY CLASH OF BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND A CLAIM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y N

5. FLOW MEASUREMENT

MEASUREMENT METHOD N.A., SEE ATTACHED CALCULATIONS.

6. ARE OTHER WATER RIGHTS USED? (Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A31-22550

LIST ALL RIGHTS WITH A SAME POW AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A31-023518	GROUNDWATER	HARTWELL, JOE	1.900	0.020		
A31-022550	GROUNDWATER	HARTWELL, JOE	4.500	0.020		

— Adjacent land within the p.p.o.u.

LIST ALL RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A31-04004	STOCKWATER	HARTWELL, JOE	FROM 10-15 TO 05-31	.040 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 95 X 0.02 CFS/ACRE = 1.90 CFS
(TAKEN FROM P/U REVIEW)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 300.0 AF/A

ACRES 95 X CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 332.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 348 AF/A

ACRES 95 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 332.5 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET: Y() N()

NR RECORD CONDITIONS/REMARKS:

- 100 - 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.
- 101 - 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.
- 040 - RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 40-135, IDAHO CODE.
- 050 - 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

1B. CALCULATIONS

All 3 rights

CON. USE $348 \times 2.5 \text{ AF} = 870.0 \text{ AF}$

Div. Vol. $348 \times 3.5 \text{ AF} = 1218 \text{ AF}$

N.A. to SRBA recommendation

LANDS ABOVE.
THE WELLS PREVIOUSLY USED UNDER THIS RIGHT AND RIGHTS 31-02391D
AND 31-02350C MUST BE ABANDONED IN A MANNER WHICH COMPLIES WITH
DEPARTMENT WELL ABANDONMENT REGULATIONS.

NOTES: (INCLUDE LIMITATIONS ON CONJUNCTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE 1.900 EXAMINER 1.90	DATABASE 332.5 EXAMINER 332.5	DATABASE 800.1 EXAMINER 800.1
TOTAL FOR THIS RIGHT	Per approved Transfer No. 4038	1.900 1.90	332.5	800.1
REVIEWED BY: CA	DATE: 5-21-96			

Remarks CA 5-17-99

QNT E08 => 1218.0 AF 31-02258C & 31-02381D

PDU1 E14 => 348 ac 31-02258C & 31-02381D

K06 => 95 ac

~~EXP E24 => 870.0 AF 31-02258C & 31-02381D~~

EXP F06 => 31-02258C and 31-02381D

Conditions

C05 change in p.o.u. to p.p.o.u.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-02351

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.500

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-02351E	1.900	-	-	31-02351B	1.900
-	A31-02351C	1.500	-	-	-	-
-	-	-	-	-	31-02351	-
-	-	-	-	-	31-02351A	2.600
TOTAL CFS		3.400				6.500

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

NOTES:

Matches W.R. record for 31-02351B

AUTHENTICATION:

SIGNATURE: *Carter Fritschle*

DATE: *5-21-96*

NAME OF FIELD EXAMINER:

Carter Fritschle

TITLE:

W.R. Supervisor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-023518

WR ELEMENT	FIELD DATA Y/N	CORRESPONDENCE SENT/RECEIVED BY WHEN/DATE	FIELD EXAM BY WHEN/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			CA 10-7-94	N	6	CA 5-21-96	CA 5-21-96	
POINT OF DIV	Y			Y	1+5			
SOURCE				N	5			
PLACE OF USE	Y			Y	1+5			
DIV. AMOUNT CFS/VOLUME				N	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES				N	5			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			Standard	6			

VERIFIED BY CODES

TCPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
MASTER RECORDS = 3
AAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD ADJUDICATION. INDICATED ARE ALL CODES WHICH APPLY.

B.C. updated to R.R. Type 72
CA 5-21-96

Original maps, field notes + photos in file A31-02258C

A31-02258C
A31-02351B
A31-02381D

Township	Range	Sec		Acres	
07N	33E	1	NESW	0	40.0
07N	33E	1	NWSW	0	39.0
07N	33E	1	SWSW	0	38.0
07N	33E	1	SESW	0	39.0
07N	33E	1	NESE	0	40.0
07N	33E	1	NWSE	0	40.0
07N	33E	1	SWSE	0	39.0
07N	33E	1	SESE	0	39.0
07N	34E	6	SWSW	7	34.0

348 acres

CA 5-17-99

04 5-16-96

A31-02258 C 4.50 cfs on 225 ac = 0.02 cfs/ac

348 ac. - 225 ac = 123 ac

A31-02351 B 1.90 cfs on 95 ac. = 0.02 cfs/ac

123 ac - 95 ac = 28 ac

A31-02381 D 0.56 cfs max. allowable

28 ac. left to cover at 0.02 cfs/ac

28 ac. x 0.02 cfs/ac = 0.56 cfs allowable

0.56 cfs on 28 ac. = 0.02 cfs/ac

Recommendations

A31-02258 C 4.50 cfs on 225 ac within 348 ac p.p.o.u.

A31-02351 B 1.90 cfs on 95 ac. within 348 ac p.p.o.u.

A31-02381 D 0.56 cfs on 28 ac. within 348 ac. p.p.o.u.

6.96 cfs 348 ac.

ASCS acreage is 5 1/2 Sec. 1 = 311.3

Found acreage is 5 1/2 Sec. 1. = 314 (Full 40's less roads)

ASCS apparently did not include the ditch and ditch banks.

ASCS acreage is lot 7 (SWSW) Sec. 6 = 32

ASCS apparently projected a slide on their photograph, because none of the land in the SWSW of Sec. 6 appears irrigated on NAPP W38 NE. Stepped off an area of approx. 1300' x 1140' (34 ac.) as being irrigated in the SWSW.

CA 5-21-96

250 HP Pump

83' static water level

301' Deep well

Open discharge

If total head is 220' or less, the well can theoretically produce the sum of the diversion rates of the three rights when pumping at 70% efficiency.

$$\frac{250 \text{ HP} \times 8.8 \times .7}{220'} = 7.00 \text{ cfs}$$

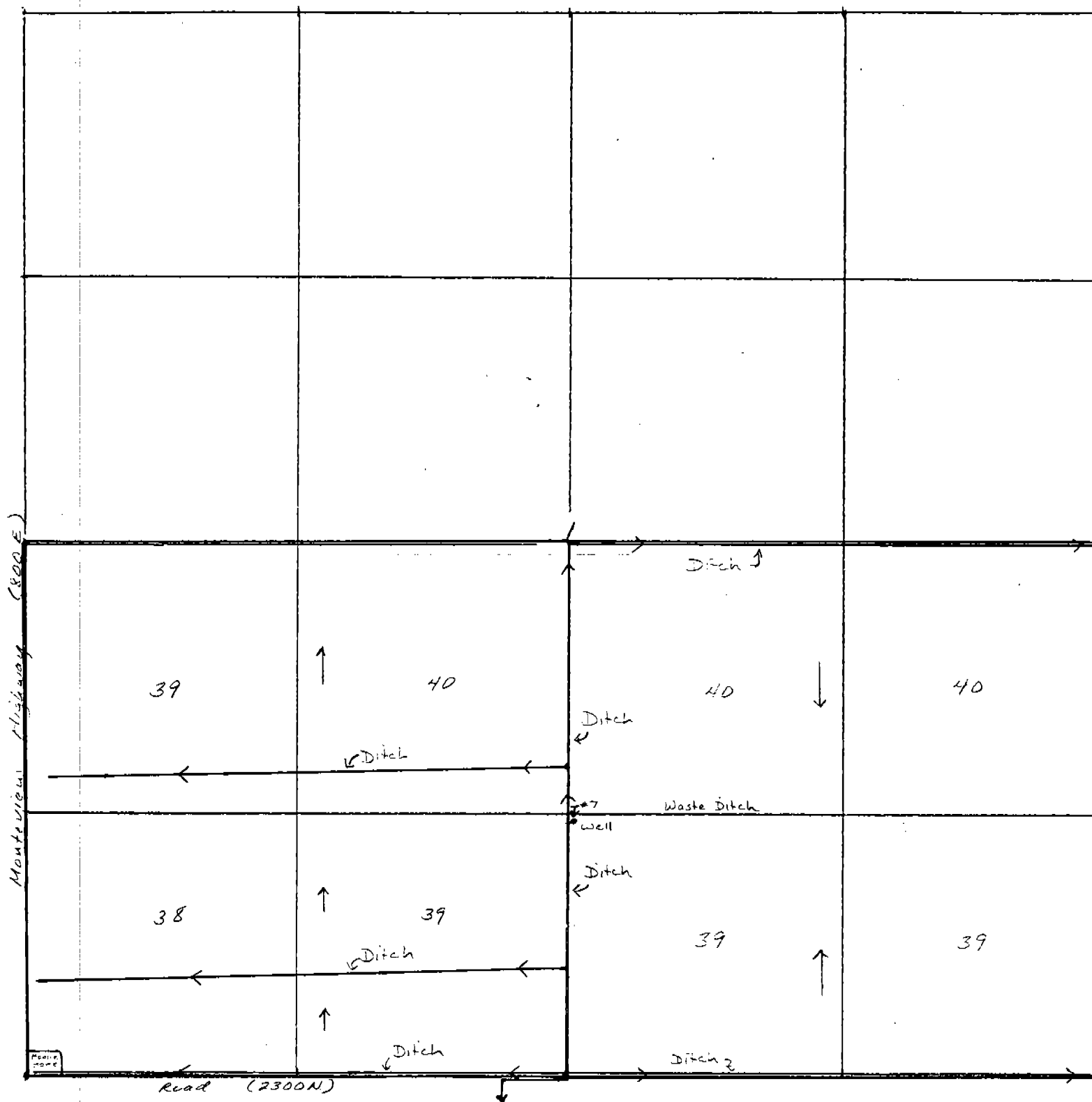
$$A31-02258C = 4.50 \text{ cfs}$$

$$A31-02351B = 1.90 \text{ cfs}$$

$$A31-02381D = 0.56 \text{ cfs}$$

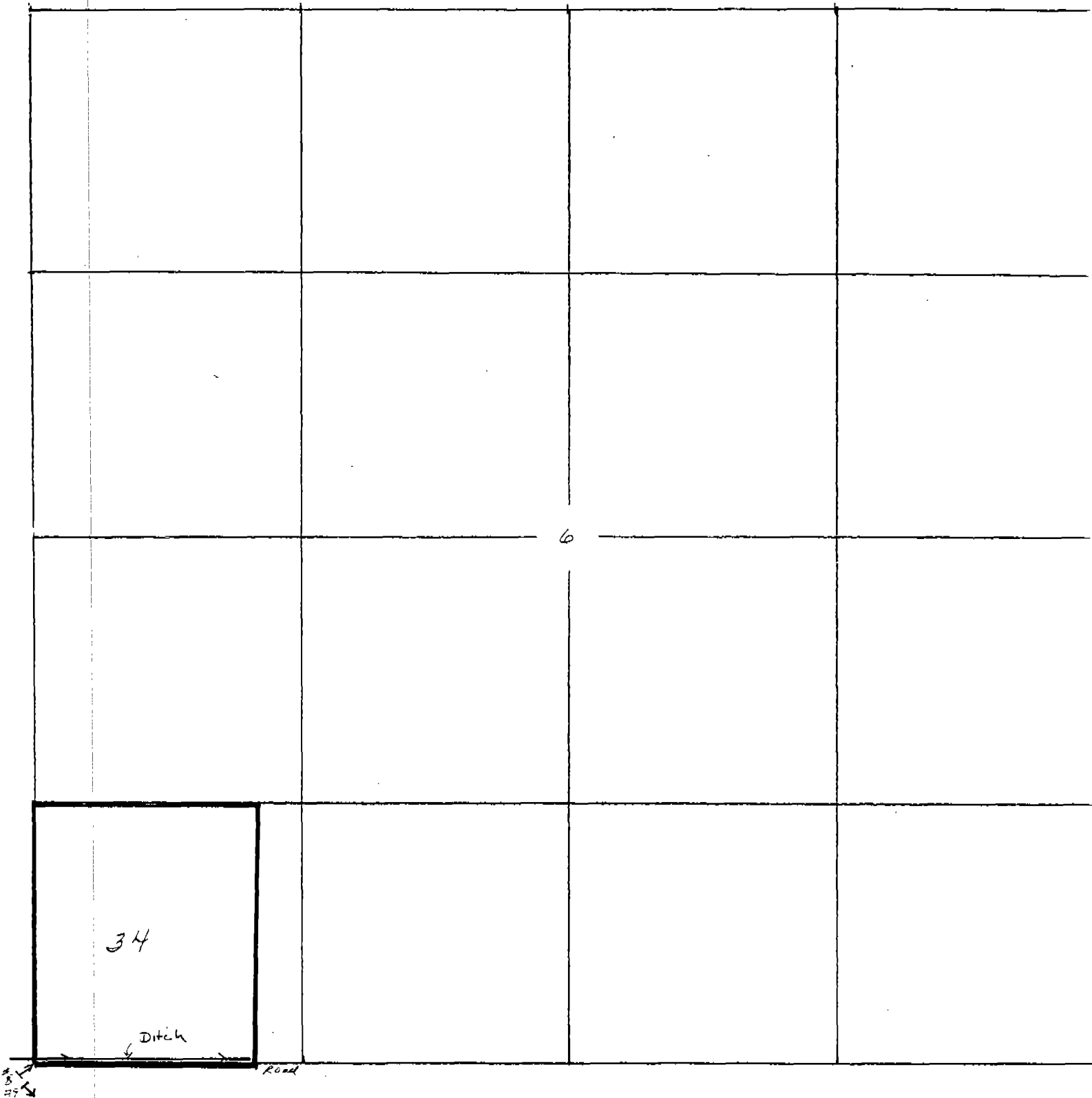
$$\text{Total} = 6.96 \text{ cfs}$$

Hortwell



Scale 8.0" = 1.0 Mile

Township 7N Range 33E Section 1DATE 10-7-94OPQ MAP # W38 NAPP # W38 NEAGENT Fritschle

Hartwell

Scale 8.0" = 1.0 Mile

Township 7N Range 34E Section 6DATE 10-7-94OPQ MAP # W38 NAPP # W38 NEAGENT Fritschle

AB - 0000
AE - 0000
AL - 0000

T8N
T7N

W 38
Per a' Pro-
2-24-30

Hartwell

10-7-94 CF

250 HP US Electrical Motors Motor

10# 7258A-50-W04W041R131M

Turbine pump - make unknown

10" discharge pipe

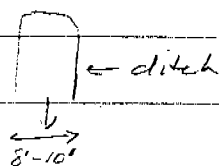
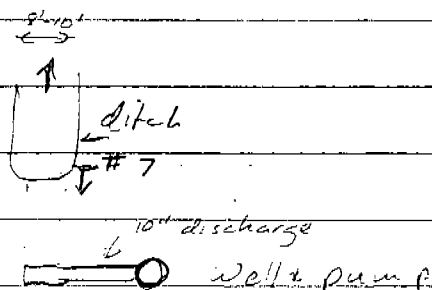
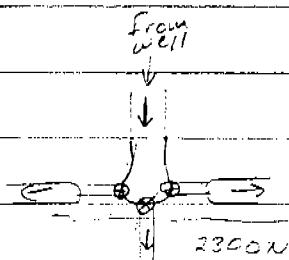


Photo #7 looking south from approx 30' north
of well.

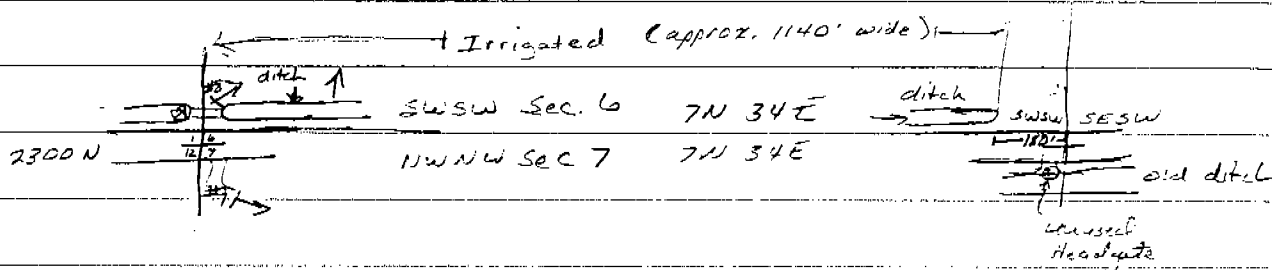


Hartwell

10-7-94

Photo #8 Looking NE from SW corner Sec. 6
T 7N R 34E

Photo #9 Looking SE from NW corner of Sec. 7
T 7N R 34E



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

USE TYPEWRITER OR
JUL - 2 1964 BALLPOINT PEN

Department of Welfare

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

Adjudication

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4038**APPLICATION FOR TRANSFER OF WATER RIGHT****PART 1**

RECEIVED
APPROVED

Department of Water Resources
Eastern District Office

Name of applicant Millie E. HartwellPhone 657-2210Post Office address 2298 N 800 E Montevideo Idaho 83435**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 Change point of diversion to a point in the field to be irrigated to eliminate ditch loss and declining capacity of the old points of diversion.

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>31-2258C</u> | <u>11/23/1935</u> | <u>4.50cfs</u> | <u>Irrigation</u> | <u>4/1</u> to <u>11/1</u> |
| <u>31-2351B</u> | <u>12/1/1955</u> | <u>1.90cfs</u> | <u>Irrigation</u> | <u>4/1</u> to <u>11/1</u> |
| <u>31-2381XD</u> | <u>7/14/1960</u> | <u>0.56cfs</u> | <u>Irrigation</u> | <u>4/1</u> to <u>11/1</u> |
2. Total amount of water being transferred 6.96 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	SE	1	7N	33E	Jefferson	

5. 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	
31-2258C																			
7N	33E	1									30	40	40	35		30	40	10	225
31-2351B																			
7N	33E	1									10			5	40	10		30	95
31-2381XD																			
7N	34E	6										47	40						40

APR 14 1994

Total acres 360

PART 1**6. General Information:**

- a. Description of diversion system Well pump mainline to open discharge for flood irrigation
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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 utilization of water
- 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. 31-02258C/02351B/02381D

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

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

28th

day of

January

, 19 93

L. Glen Sator

CHIEF, WATER ALLOC. BUREAU

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

RECEIVED

SEP 18 1992

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ Department of Water Resources
Eastern District Office
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 31-2258C issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3797 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 11/23/1935

5. Water is used for the following purpose:

amount 4.50 cfs for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount 6.02 cfs for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.5 cfs 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	31	8N	34E	Jefferson	
		NW	SW	31	8N	34E	Jefferson	

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	33E	1									30	40	40	35		30	40	10	225

Total acres 225

9. Describe any other water rights used for the same purpose as described above _____

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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. 31-2351B issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 1624 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 12/1/1955

5. Water is used for the following purpose:

amount 1.9 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 1.9 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	31	8N	34E	Jefferson	
		NW	SW	31	8N	34E	Jefferson	

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	33E	1									10			5	40	10		30	95

Total acres 95

9. Describe any other water rights used for the same purpose as described above _____

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**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. 31-02381 A issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3783 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 7/14/1960

5. Water is used for the following purpose:

amount 5.32 for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount 0.02 for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.32 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
		SE	NW	4	7N	34E	Jefferson	

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	33E	12					20	12											32
	34E	5											40	20		40	28		128
		6											40						40
								41					47						
		7					20												20
		8		40	40		40			40									160

Total acres 380

9. Describe any other water rights used for the same purpose as described above _____

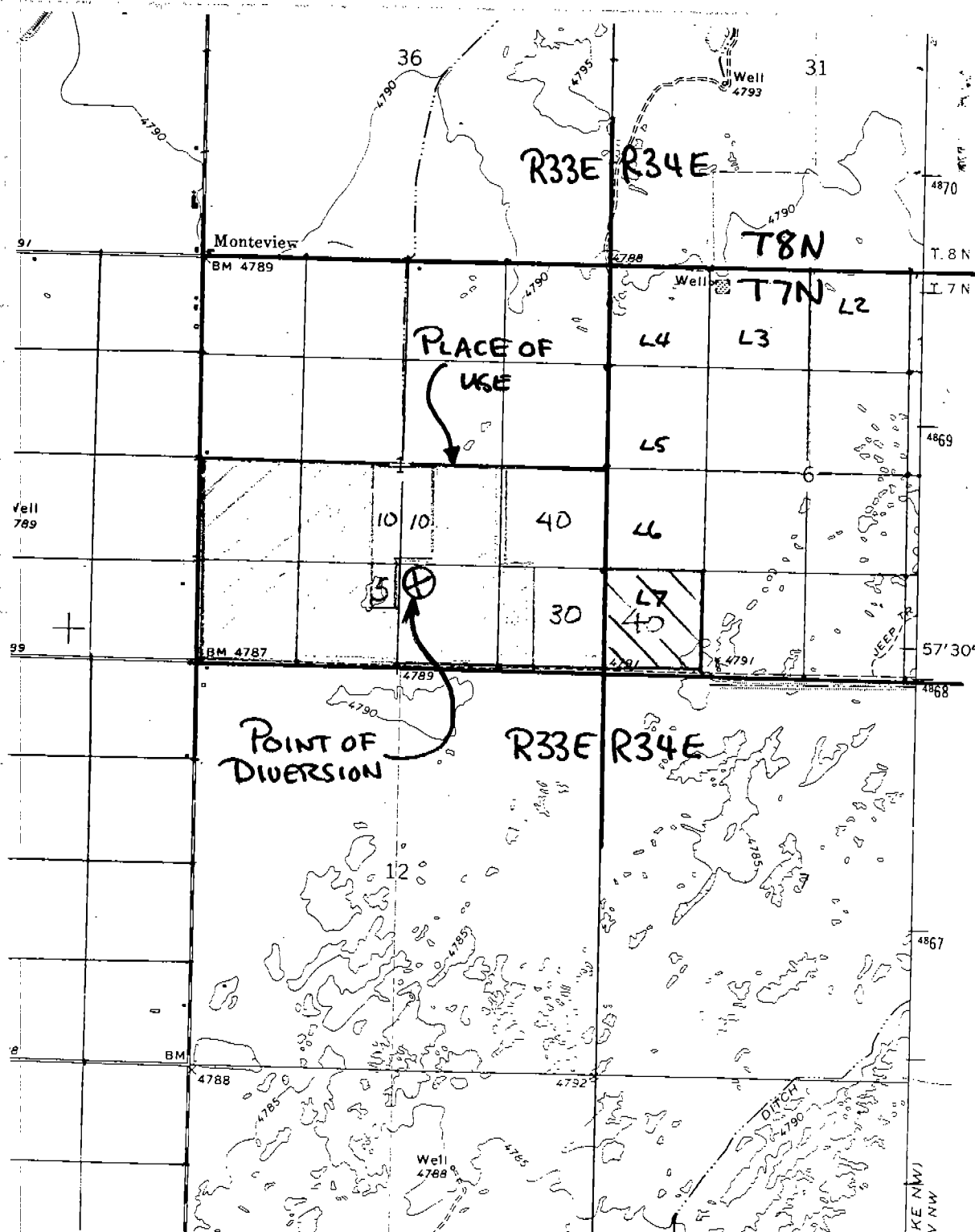
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APR 14 1994

(over)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ 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.

Millie E. Hartwell
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of September, 19 92.

Shauna Bare
(Notary Public)

My commission expires 5/24/96

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in Jefferson Star Copies of protest forwarded by _____Pub. dates 9-30 & 10-7-92 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____

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CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 31-02258C/02351B/02381D

1. 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.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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. These rights 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.
5. The wells previously used under these rights shall be abandoned in a manner which complies with Department well abandonment rules.

Dated this 28th day of January, 1993.


Chief, Water Alloc. Bureau

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APR 14 1994

INTERDEPARTMENT MEMO

DATE: November 18, 1992

FROM: Ernest Carlsen *EC*

RE: APPLICATION FOR TRANSFER
31-02258C, 31-02351B, 31-02381D
Millie E. Hartwell

PURPOSE: Ditch loss coupled with decline in production has reduced the efficiency of the existing delivery system. Applicant proposes to abandon the two existing well and drill a well on the POU. This change is intended increase the efficiency of the irrigation system.

FINDINGS:

- > On November 16, 1992, Dave Carlson inspected the POU listed in part 1 of the application and determined all the tracts are being irrigated. Particularly the SWSW Section 6 which was licensed for irrigation from a well in SENW Section 4 T7N R34E.
- > Though licenses 31-02258C and 31-02351B are appurtenant to different acreages, the practice has been to commingle the water diverted under each and use it for irrigation of the S1/2 Section 1.

CONCLUSIONS:

- > There is no expansion in the place of use proposed by this application.
- > The S1/2 Section 1 could be recognized as a permissible place of use for 31-02258C and 31-02351B.

RECOMMENDATION/CONDITIONS:

The transfer should be granted with the following conditions:

- The change authorized by this transfer shall be accomplished within one (1) year of the of this approval.
- 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.
- 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:

- Claimant should be contacted about showing a permissible place of use for rights A31-02258C and A31-02351B.
- A31-02351B lists 3.30 cfs as the rate of diversion. This quantity appears to have been derived from the license which provided for both a primary right on 110 acres for 2.20 cfs and a supplemental right on 307 acres for 2.3 cfs. The primary right covered 95 acres of the claimant's property and 225 acres as a supplemental right. Under

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APR 14 1994

transfer no. 1624 a point of diversion change was granted for 1.90 cfs appurtenant to the 95 acres owned by the claimant under the primary right. There was no mention of any change to the supplemental portion of the license even though it was appurtenant to 225 acres in the S1/2 of Section 1. Failure to include the supplemental water was likely intentional because when the 1.90 cfs is used in combination with the portion of 31-02258 appurtenant to the S1/2 of Section 1 (4.50 cfs) the total rate of diversion is 6.40 cfs or 0.02 cfs per acre. Therefore the supplemental right is not needed. Consequently, to be consistent with transfer no. 1624, the rate diversion for A31-02351B should be reduced to 1.90 cfs.

- Notice A31-02381A will have to be split to reflect the change in POD for 0.56 CFS on 40 acres.

31-2351B

31-2351 ORIGINAL WATER RIGHT

FULL (0.02 cfs/ac) WATER RIGHT FOR 110 acres = 2.2 cfs

T.	R.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	33E	1									10			5	40	10		30	95
		2														5		10	15

Total 110

PARTIAL (SUPPLEMENTAL) WATER RIGHT FOR 370 acres

T.	R.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	33E	1									30	40	40	35		30	40	10	225
		2													40	35	40	30	145

Total 370

CALCULATIONS:

FULL WATER RIGHT $110 \text{ acres} \times 0.02 \text{ cfs/ac} = 2.2 \text{ cfs}$
 Land owned by applicant - 95 acres of 110
 $95 \text{ ac} \times 0.02 \text{ cfs/ac} = 1.9 \text{ cfs}$
 $95 \text{ ac} \times 3.0 \text{ ac-ft/ac/season} = 285 \text{ afa}$

PARTIAL (SUPPLEMENTAL) WATER RIGHT

Total Water Right = 4.5 cfs

Full Water Right = 2.2 cfs

2.3 cfs remaining as supplemental water for 370 acres

Land owned by claimant under supplemental portion of right is
 for 225 ac within the S 1/2 Sec 1.

Portion of right =

$$2.3 \text{ cfs} \times \frac{225 \text{ ac}}{370 \text{ ac}} = 1.398 \text{ cfs} = 1.40 \text{ cfs}$$

∴ Under this claim

Full water right = 1.90 cfs

Partial water right = 1.40 cfs

3.30 cfs

amount of right appurtenant

P/u S 1/2 Sec 1, T 7N, R 33E.

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NOV 17 1992

Above calculations are to show how claim was filed to
 correct an apparent error in T 1624 memorandum decision.
 because it did not allow transfer of supplemental.