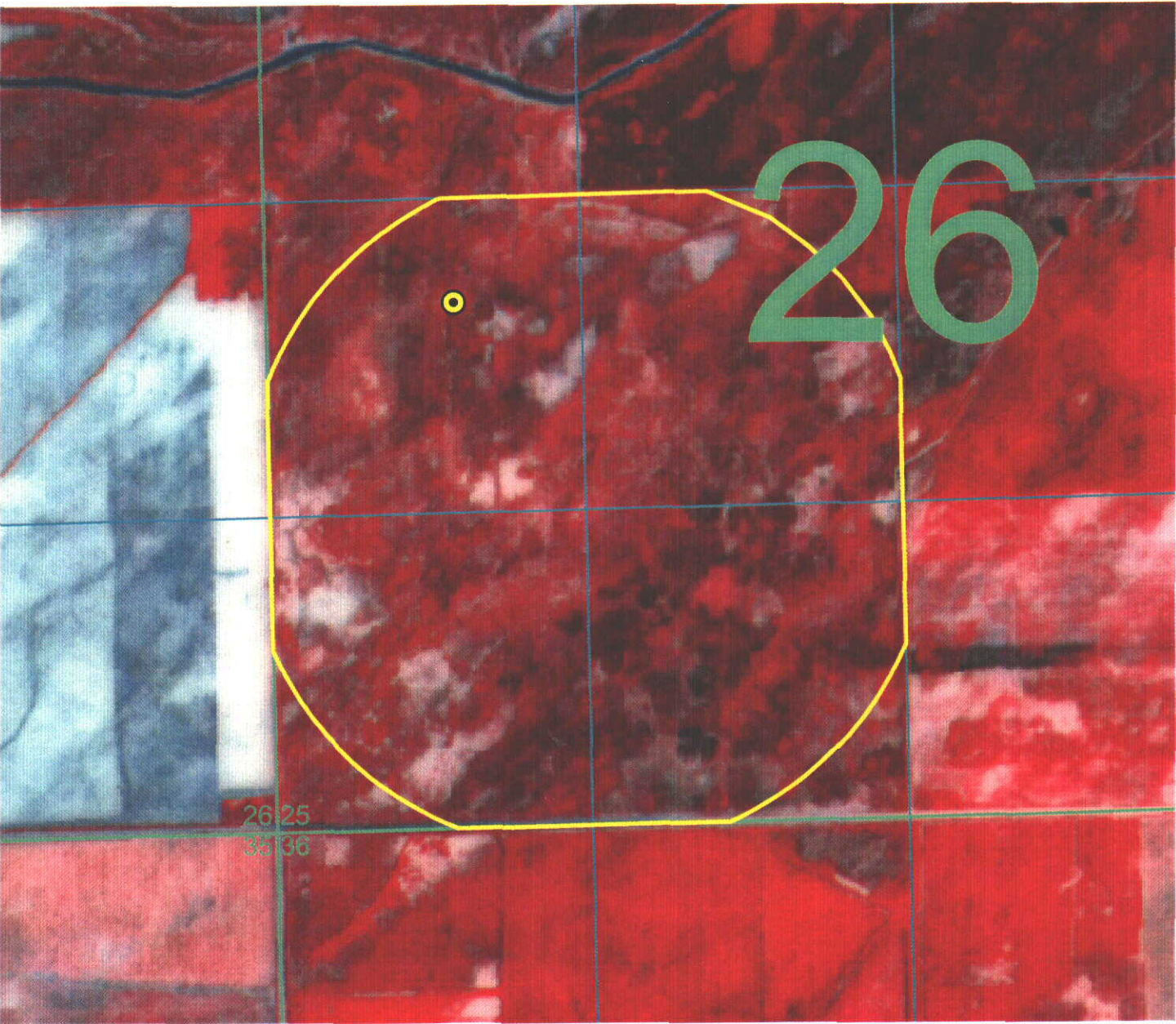


IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-10060

Township 7N Range 35E Section 26



- Point of Diversion - This Water Right
- Point of Diversion - Other Water Rights
- Place of Use - This WR
- Place of Use - Other WR
- Sections
- Quarter-quarter Sections

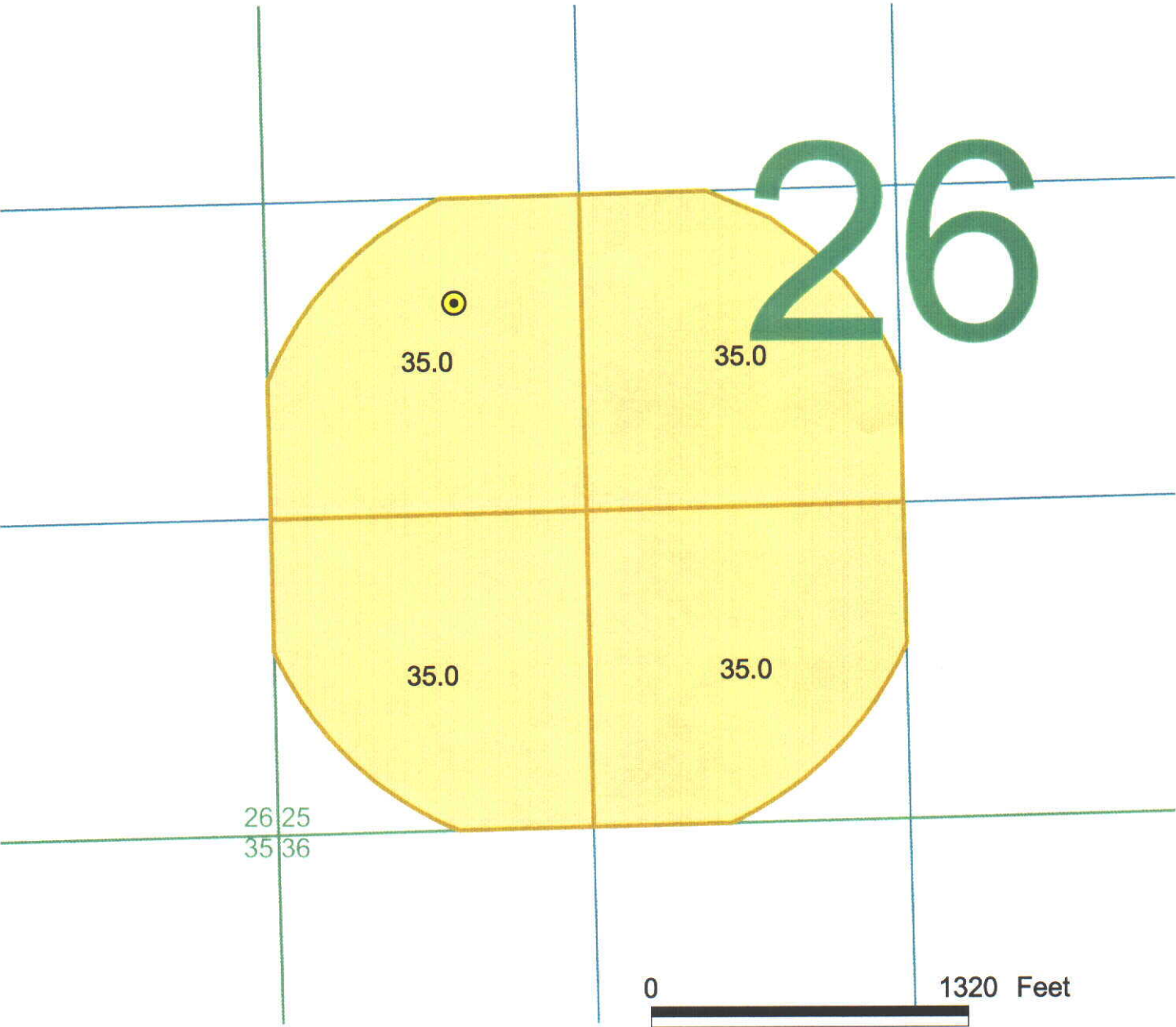
0 1320 Feet



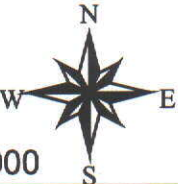
IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-10060

Township 7N Range 35E Section 35, 36



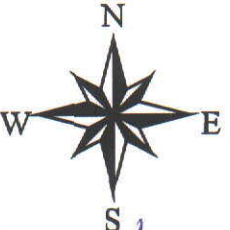
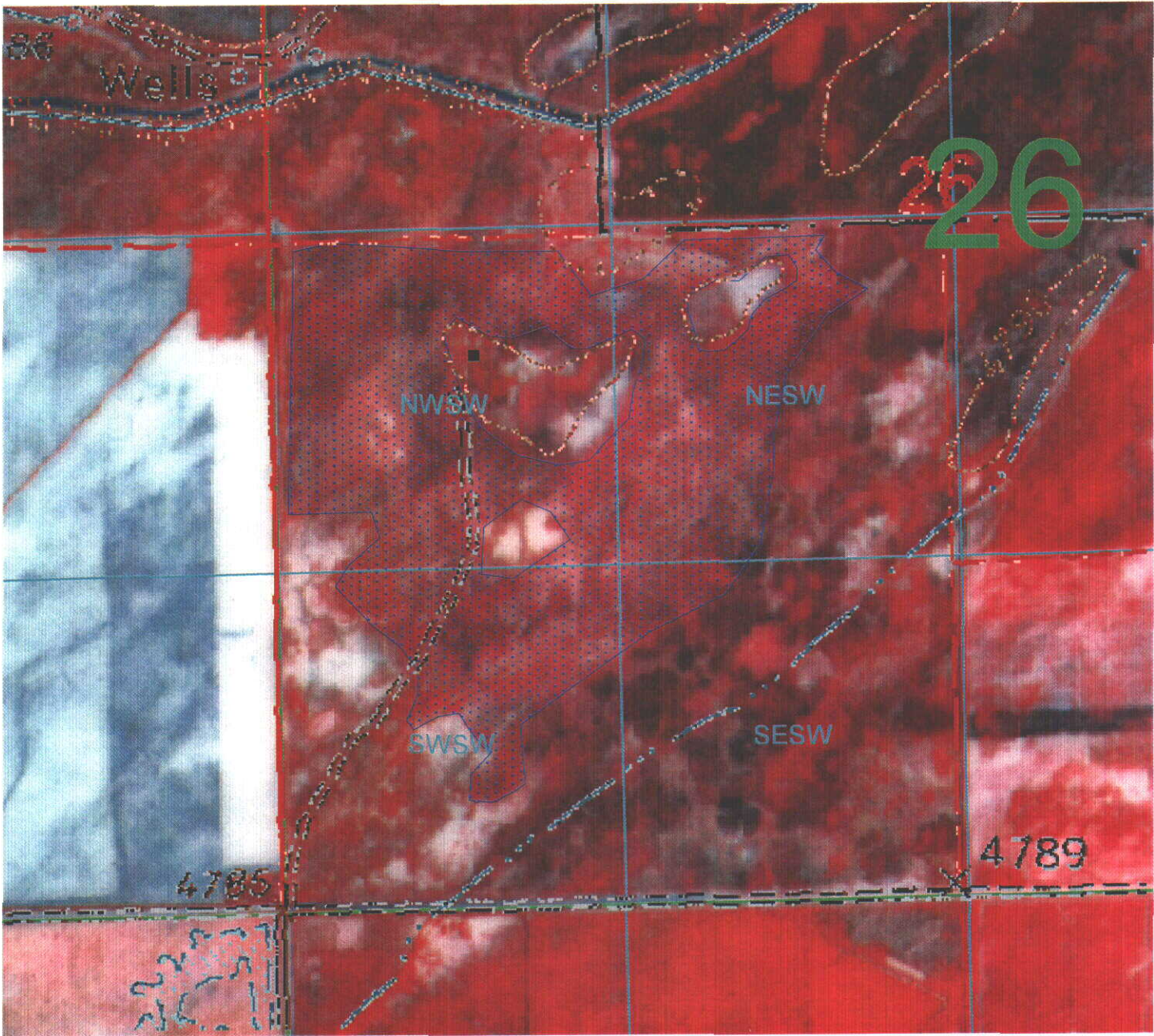
- Point of Diversion - This Water Right
- Point of Diversion - Other Water Rights
- Place of Use - This WR
- Place of Use - Other WR
- Sections
- Quarter-quarter Sections



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-10060

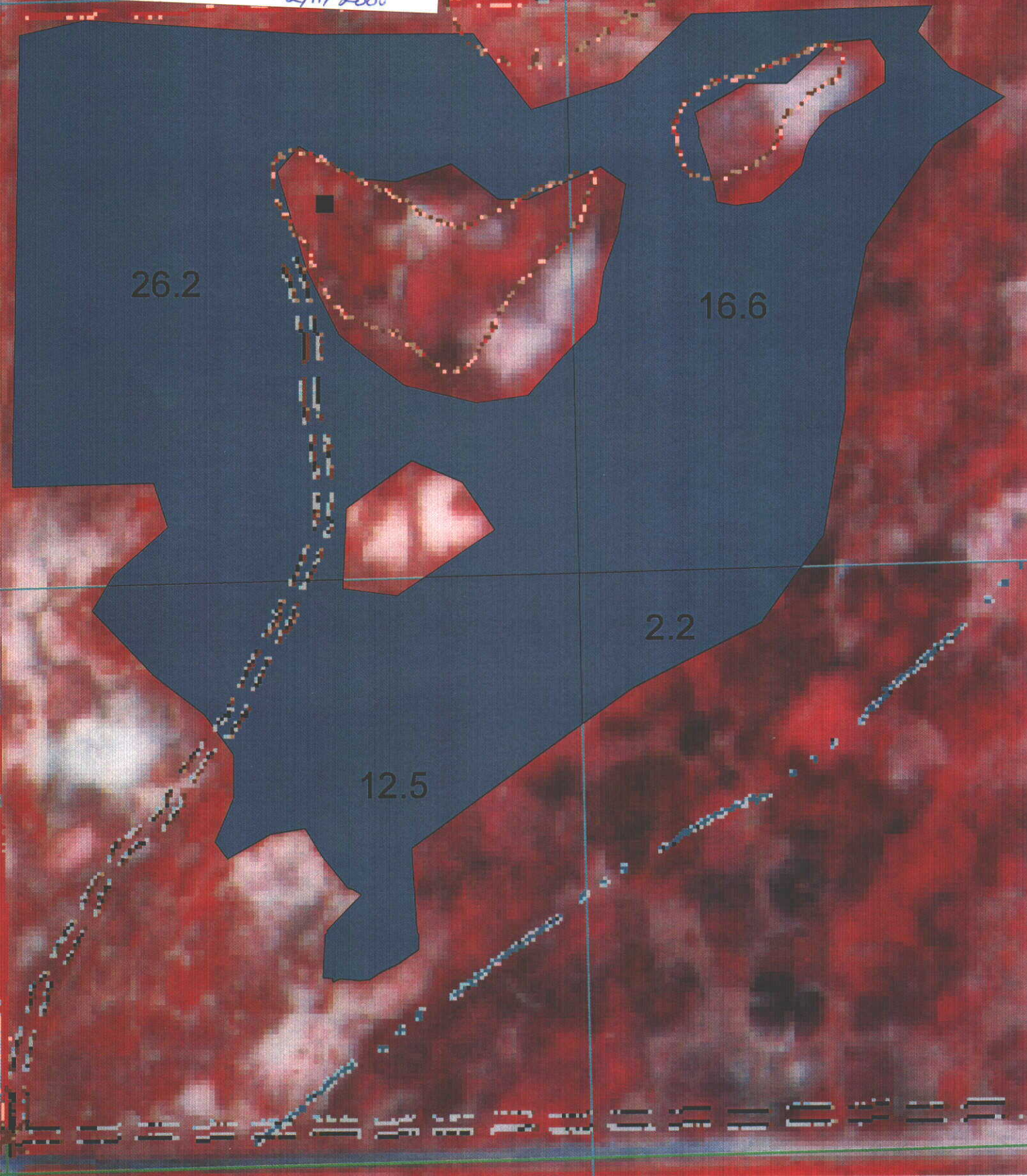
Township 7 North Range 35 East Section 26



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography

2/2000

A31-10060 GIS Poll
analysis per 1987
affidavit Bryce G. Conton
2/11/2000



DATE: 06/16/00
PAGE: 1

Date: 06/16/2000 User-ID: BCONTOR Subject: FORFEITURE
FILE DATA SEEMS TO INDICATE SUBSTANTIAL PERIOD OF NON-USE,
FOLLOWED BY RESUMPTION PRIOR TO FIELD EXAMINATION. NOTE THAT

AJ0749NP
No. R31-10060

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/16/00
PAGE: 2

=====
Comments: Date: 06/16/2000 User-ID: BCONTOR Subject: FORFEITURE
1980 AND 1987 NAPP INDICATE NON-USE.

Audit: 06/16/00 BCONTOR

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: A31-10060
Date Received: 6/ 9/1988
Receipt No: E000364
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERALD K. DALLING 208-356-7980
Address: 4423 NORTH 1000 EAST
SUGAR CITY, ID 83448
OR
Name: NINA H. DALLING 208-356-7980
Address: 4423 NORTH 1000 EAST
SUGAR CITY, ID 83448

2. Date of Priority: APR 15, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	35E	26	NW	NW	SW		JEFFERSON

5. Description of diverting works:
WELL, PUMP AND MAINLINE TO CENTER PIVOT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.800		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	26	NE	SW		IRR	35.0

A31-10060

Page 1

Date: 02/05/91

MICROFILMED
NOV 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	26	NW	SW		IRR	35.0
			SW	SW		IRR	35.0
			SE	SW		IRR	35.0

Section Acres 140.0

Total Acres 140.0

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:
NONE

14. Remarks:
LAND WAS HISTORICALLY FLOOD IRRIGATED. IRRIGATION SYSTEM JUST
RECENTLY CONVERTED TO CENTER PIVOT.
CHANGE IN OWNERSHIP: 02-05-91/JT

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: _____

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 _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: A31-10060
Date Received: 6/09/1988
Receipt No: E000364
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MYRON C. EVANS *DALLING C/O* 208-662-5250
Address: HC 69 BOX 1230
HAMER, ID 83425

OR
Name: LOIS C. EVANS
Address: HC 69 BOX 1230
HAMER, ID 83425

2. Date of Priority: APR 15, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	35E	26	NW	NW	SW		JEFFERSON

5. Description of diverting works:
WELL, PUMP AND MAINLINE TO CENTER PIVOT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.800		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A310060



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	26	NE	SW		IRR	35.0
			NW	SW		IRR	35.0
			SW	SW		IRR	35.0
			SE	SW		IRR	35.0
						Section Acres	140.0
						Total Acres	140.0

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:
NONE

14. Remarks:
LAND WAS HISTORICALLY FLOOD IRRIGATED. IRRIGATION SYSTEM JUST
RECENTLY CONVERTED TO CENTER PIVOT.

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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

Number of attachments: 1

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): Myron C. Evans Date: 6-9-88

Date: _____

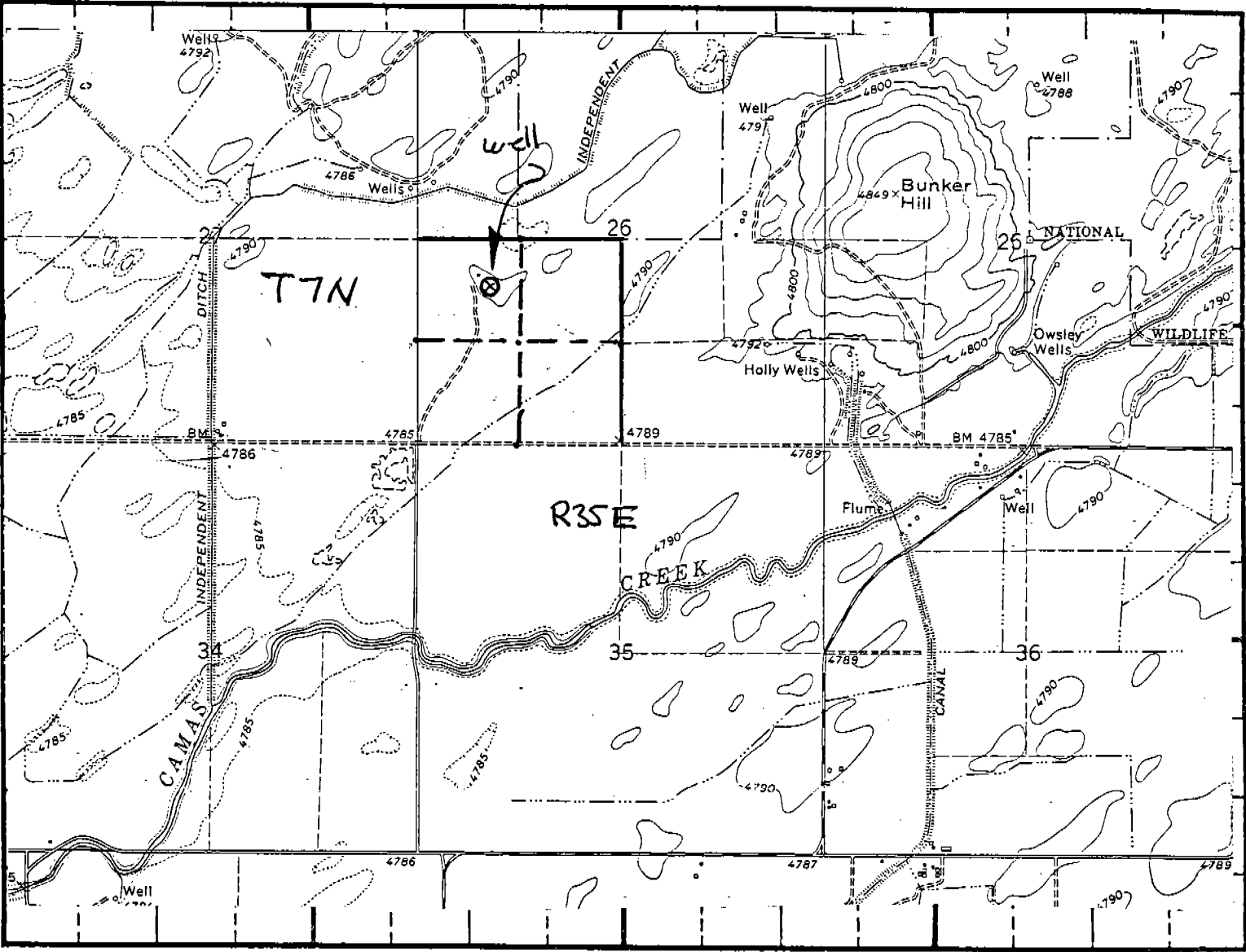
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of June 19 88 Colleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991

(8) Remarks see claim 31-4035 also

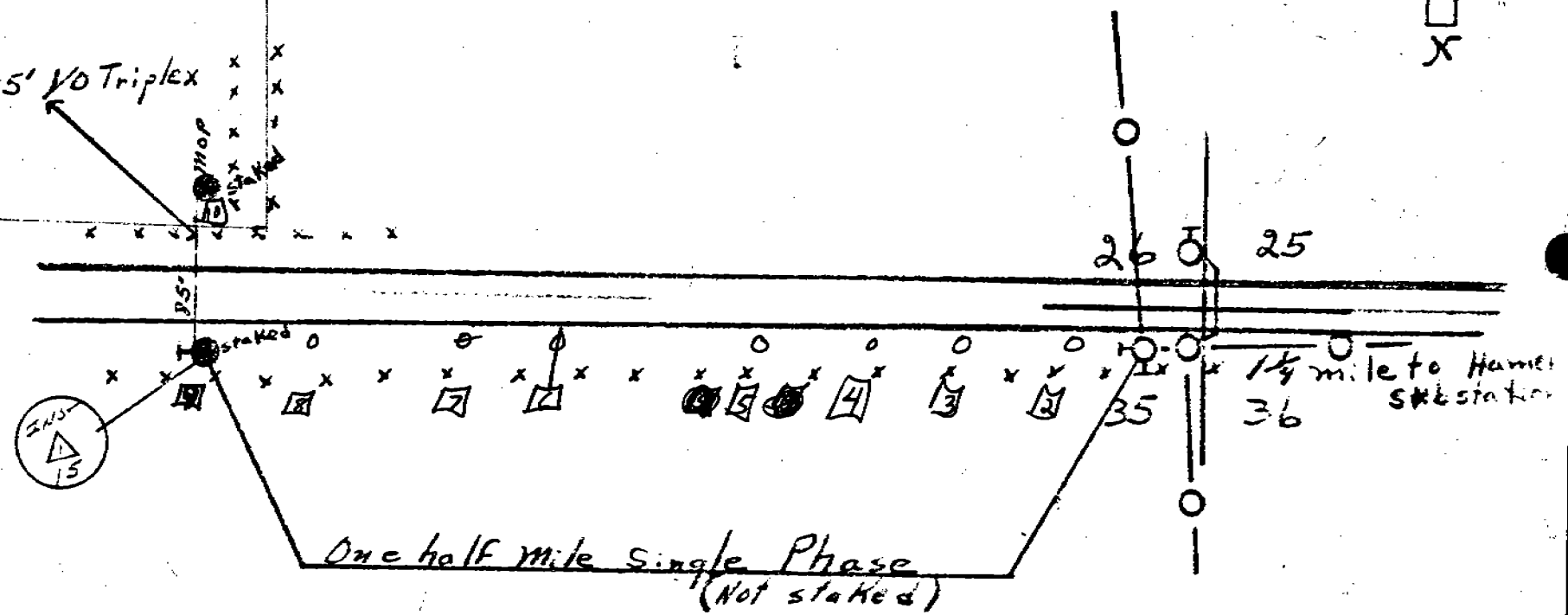


Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

MICROFILMED
NOV 17 1992

SW 1/4 Sec. 26
T 7 N R 35 E B. M.

85' VO Triplex



MICROFILMED
NOV 17 1992

Completed 9/5/78

UTAH POWER & LIGHT COMPANY

REBUILD DIVISION

ER	JACOBSON	UD	PAEZ	Scale 1" =
Title	Charlie Johnson			
Address	Dubois Idaho		Town	Hamer
Location	T 7 N R 35 E Sec 35			
Date	9-11-78	Approved	Drawn By JHE	

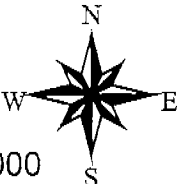
IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-10060

Township 7N Range 35E Section 26



- Point of Diversion - This Water Right
- Point of Diversion - Other Water Rights
- Place of Use - This WR
- Place of Use - Other WR
- Sections
- Quarter-quarter Sections



STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:01:20
06/16/00

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: ASI-10060

LAST: EVANS FIRST: MYRON C
ADDRESS: HC 69 BOX 1230
CITY: HAMER STATE: IA ZIP: 53425
PHONE NUMBER: 208-652-5250

OWNER CODE: 0

LAST: EVANS FIRST: LOIS C
ADDRESS: HC 69 BOX 1230
CITY: HAMER STATE: IA ZIP: 53425
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: DALLING FIRST: JERARD K
ADDRESS: 4423 NORTH 1000 EAST
CITY: SUGAR CITY STATE: IA ZIP: 53448
PHONE NUMBER: 208-356-7980

OWNER CODE: C

LAST: DALLING FIRST: NINA H
ADDRESS: 4423 NORTH 1000 EAST
CITY: SUGAR CITY STATE: IA ZIP: 53448
PHONE NUMBER: 208-356-7980

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GRN LAND WAS HISTORICALLY FLOOD IRRIGATED. IRRIGATION CYCLES JUST
RECENTLY CONVERTING TO CENTER PIVOT.
CHANGE IN OWNERSHIP: 02-05-91/JT

PAGE: 2
FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A31-10060

CONTACT PERSON: _____ PHONE NUMBER: (____) _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

Desktop Review 6/16/00. Relies on NWMD
field exam 6/99 and 9/98, and drive-by
inspection 4/2002

PAGE: 3
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER: 491-10060

A. AS CLAIM: # 491-10060 PRIORITY DATE: 04-15-1935 STAGE: 3

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AS CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y() N(/)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y() N(/)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

Y(/) N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(/) Y() N()

FIELD EXAM COMPLETED

N/A(/) Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A(/) Y() N()

LICENSE ISSUED

N/A(/) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A00 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A() Y(/) N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CORRECTLY?

Y(/) N()

NOTES: 1) See memo. Evidence of forfeiture & resumption. Per dept policy,
recommend use found @ exam and let injured asset forfeiture
if appropriate

2) Shupe affidavit "mid 1930s" Hoggan affidavit
"1930s" Yearley affidavit "1935" Recommend 4/19/35
as claimed

RECOMMENDED PRIORITY DATE:

04-01-1935

REVIEWED BY

BAC

DATE

6/14/00

A. AS CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A31-10050	07N 05E	26	NE	NW	SW			JEFFERSON		
OTHER A3 CLAIMS WITH SAME A3 POD			WE RECORD IN SAND 40 ACRE TRACT							
A PREFIX			31-07491							
NONE										
R PREFIX										
NONE										

SOURCE: GROUNDWATER TRIB:

B. WE POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

A3 FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: Poll by NWMD GPS, Source by NWMD exam.

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POB FLAG	COUNTY	DIVERSION NAME	DIVERSION NDR
07N	05E	26	~~NW~~ NE	NW	SW			JACKSON		
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
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---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---

SOURCE: GW TRIP: _____

REVIEWED BY: BAC DATE: 6/16/00

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

1 well to center pivot

A. ROOT WATER RIGHT NUMBERS: A31-10060

B. POOL LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	WFOOMH, ACRES
07N	35E	26	NE	SW		DALLING, JERALD R EVANS, MYRON C.	A31-10060 / 35.0	31-07491 / 35.0	15.0		35
07N	35E	26	NW	SW		DALLING, JERALD R EVANS, MYRON C.	A31-10060 / 35.0	31-07491 / 35.0	24.0		35
07N	35E	26	SW	SW		DALLING, JERALD R EVANS, MYRON C.	A31-10060 / 35.0	31-07491 / 35.0	37.0		35
07N	35E	26	SE	SE		DALLING, JERALD R EDWARDS, DAVID E. EVANS, MYRON C.	A31-10060 / 35.0	31-04035 / 40.0 31-07491 / 35.0	35.0		35

ADDITIONAL POOL FOUND

TOTAL ACRES	A31-10060	140.00	111.00
POU COUNTY: JEFFERSON			

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED? Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE
NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:
OTHER RIGHTS LISTED IN CLAIM: NONE

PAGE: 7
PLACE OF USE REVIEW SHEET CONTINUED

CLAIM NUMBER: A01-10060

- E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)
- * IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.
- F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOGRAPHY? N/A(☐) Y(☐) N(☒)
- G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)
- H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y(☒) N(☐)

CHECK DOCUMENTS USED TO VERIFY POB: () ORTHOPHOTOGRAPH, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
() NAEP, IDWR NO. _____; () AERIAL PHOTO; (/) OTHER MMMD exam

NOTES: See file for notes re: non-use

RECOMMENDATIONS:

TOTAL ACRES: 140 N/A()
REVIEWED BY: BAL DATE: 6/16/00

A. CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A31-10060 IRRIGATION	FROM 04-01 TO 11-01	2.000 CFS	
TOTAL DIVERSION RATE/VOLUME		2.800 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(/) N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(/) Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INQUIRY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(/) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N(/)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(/) N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(/) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y(/) N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(/) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N(/)

PAGE: 10
PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

CLAIM NUMBER: ARI-10060

NOTES: Diversion rate by NWRMP exam. Period of use per
current IDWR stl.

AT CLAIM TOTAL DIVERSION RATE: 2.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)
- B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)
- * ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.
- C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(☒) N(☐)
- * IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.
- D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

E. FLOW MEASUREMENT
MEASUREMENT METHOD Sonic flowmeter, good confidence, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

- 1a. IRRIGATION RATE
ACRES 140 x 0.02 CFS/ACRE = 2.80 CFS
(Taken from pour review)
- IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☐) N(☒)
- IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒)
2. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = _____ AE/A
ACRES 140 x DIVERSION VOL. AE/A FOR AREA 3.5 = 490
TOTAL DIVERSION VOLUME 490 AE/A
3. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = _____ 350.0 AE/A
ACRES _____ x CONSUMPTIVE VOL. AE/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AE/A
4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW (☐) OR SEE ATTACHMENT (☐)

1b. CALCULATIONS

NOTES: NWMD measured 2.49 cfs

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AC/A	REC. COND. USE
IRRIGATION	04-01 ~~11-01~~ 12-31	DATABASE EXAMINER ~~2.800~~ 2.49	DATABASE EXAMINER 490	DATABASE EXAMINER 350.0
TOTAL FOR THIS RIGHT				

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: Bac DATE: 6/19/00

FLAG: _____
STANDARD CONDITIONS (CODE):

C18

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	☒	☐
FORFEIT/ABANDON	☒	☐
ADDITIONAL DIV. AMOUNT	☒	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-10060

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CES

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-10060	2.800	-	-	-	-
TOTAL CES		2.800				

DIVERSION RATE REVIEW

DO THE SUM CES RATE OF THE SPLITS EQUAL THE ROOT RIGHT CES RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
N
FIELD
EXAMINER
Y() N() N/A

NOTES:

AUTHENTICATION:

SIGNATURE: Bryce A. Contor DATE: 6/16/00

NAME OF FIELD EXAMINER: Bryce A. Contor TITLE: SWA

» «

A31-10060 other attachments 6/16/00

Proof of Ben. Use memo 2/23/2000 1

NWMD exams 1998, 1999 11

Dalling letter 2/11/2000 2

2/2000 GIS 2/2000 1

2/11/2000 POA GIS 2/11/2000 1

Letter re: evidence
of priority 2/1993 1

A ownership 1991 2

Charlie Johnson
affidavit w/
attachments 1987 2

Lyle Sharpe affidavit 1987 1

Don Bybee affidavit 1987 1

Carl Hoggan affidavit 1987 1

Rulon Yearstey affidavit 1987 1

David Edwards Affidavit 1987 1

Perry Woodard Affidavit 1987 1

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT			COPY INCLUDED ON FILE?
TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION		
☐ ORTHOPHOTOQUAD	DATE OF PHOTO	IDWR ID NO.	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED	IDWR ID NO.	Y() N()
☒ NAFF	DATE OF PHOTO <u>Aug 5, 1980</u>	IDWR ID NO. <u>W40</u>	Y(/) N()
☐ AGCS AERIAL PHOTO	DATE OF PHOTO		Y() N()
☐ AGCS COLOR SLIDE	DATE OF PHOTO		Y() N()
☐ SLM OR U-ES AERIAL PHOTO	DATE OF PHOTO		Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY		Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED		Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP		Y() N()
☐ OTHER	DATE		Y() N()
☐ OTHER	DATE		Y() N()
☐ OTHER	DATE		Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM		
☐ WATER RIGHT LICENSE	DATE LICENSE NOTED		
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED		
☐ SYSTEM DESCRIPTION	DATE DRAWN		
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN		
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED		
☒ OTHER <u>GIS</u>	DATE <u>6/2000</u>	<u>2 sheets</u>	<u>2</u>
☒ OTHER <u>Memo 4/10/2000</u>	DATE <u>4/10/2000</u>		<u>1</u>

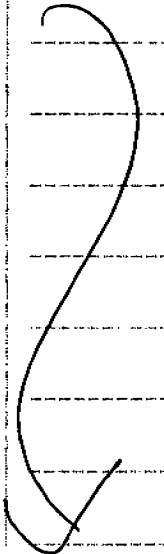
see attached list of other attachments

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15105120
06/16/00

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A31-10060

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y				CVR BAC 6/16/00 			
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:05:47
06/16/00
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: ASI-10060

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JERALD K DALLING	04/15/1985	IRRIGATION	04-01 11-01	2.000 CFS	490
C	NINA H DALLING				2.000 CFS	
TOTAL DIVERSION:					2.49	240.00 AFA
CONSUMPTIVE USE:						

Water Source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE
Point(s) of Diversion: T07N R35E S26 NE JEFFERSON County

Place of use Legal Description for: IRRIGATION																SUM	
NE				NW				SW				SE					
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07N	35E	26															
																TOTAL ACRES	
																140.0	
																140.0	

POU County: JEFFERSON

Other Rights: NONE

C18

Remarks: GKN LAND WAS HISTORICALLY FLOOD IRRIGATED. IRRIGATION SYSTEM JUST
RECENTLY CONVERTED TO CENTER PIVOT.
CHANGE IN OWNERSHIP: 02-05-97/JT

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

POD ID _____
POU ID _____



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

June 16, 2000

Jerald Dalling
Nina Dalling
4423 N 1100 E
Sugar City, Idaho 83448

Re: A31-10060

Dear Mr. and Mrs. Dalling:

Attached is a draft copy of my tentative recommendations for this water right, with a copy of a memo from the file explaining my thinking. This fall, you will receive an official mailing of the proposed recommendation for this water right and your other Basin 31 rights.

I wanted to give you this heads up, because it is a little different than what we discussed before I drove by and looked at the ground again. I believe this recommendation is adequate for your current water use and generous in light of the apparent history of actual water use in the past.

If you come up with additional documentation that might change these conclusions, please forward it to me right away.

Sincerely,

Bryce A. Contor
Senior Water Resource Agent

*(mailed w/ copy of 4/10/2000 memo and
6/2000 615)*

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JERALD K DALLING	04/15/1935	IRRIGATION	04-01 10-31	2.490 CFS	490.00 AFA
C	NINA H DALLING 4423 NORTH 1000 EAST SUGAR CITY ID 83448 (208) 356-7980			TOTAL DIVERSION:	2.490 CFS	490.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R35E S26 NWNWSW

JEFFERSON County

Place of use Legal Description for: IRRIGATION																									
				NE				NW				SW				SE									
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	SUM
07N	35E	26	:									:							:					:	
			:									:							:					:	140.0
																							TOTAL ACRES	140.0	

POU County: JEFFERSON

Other Rights: NONE

- Conditions of Approval:
- C18 - 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.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

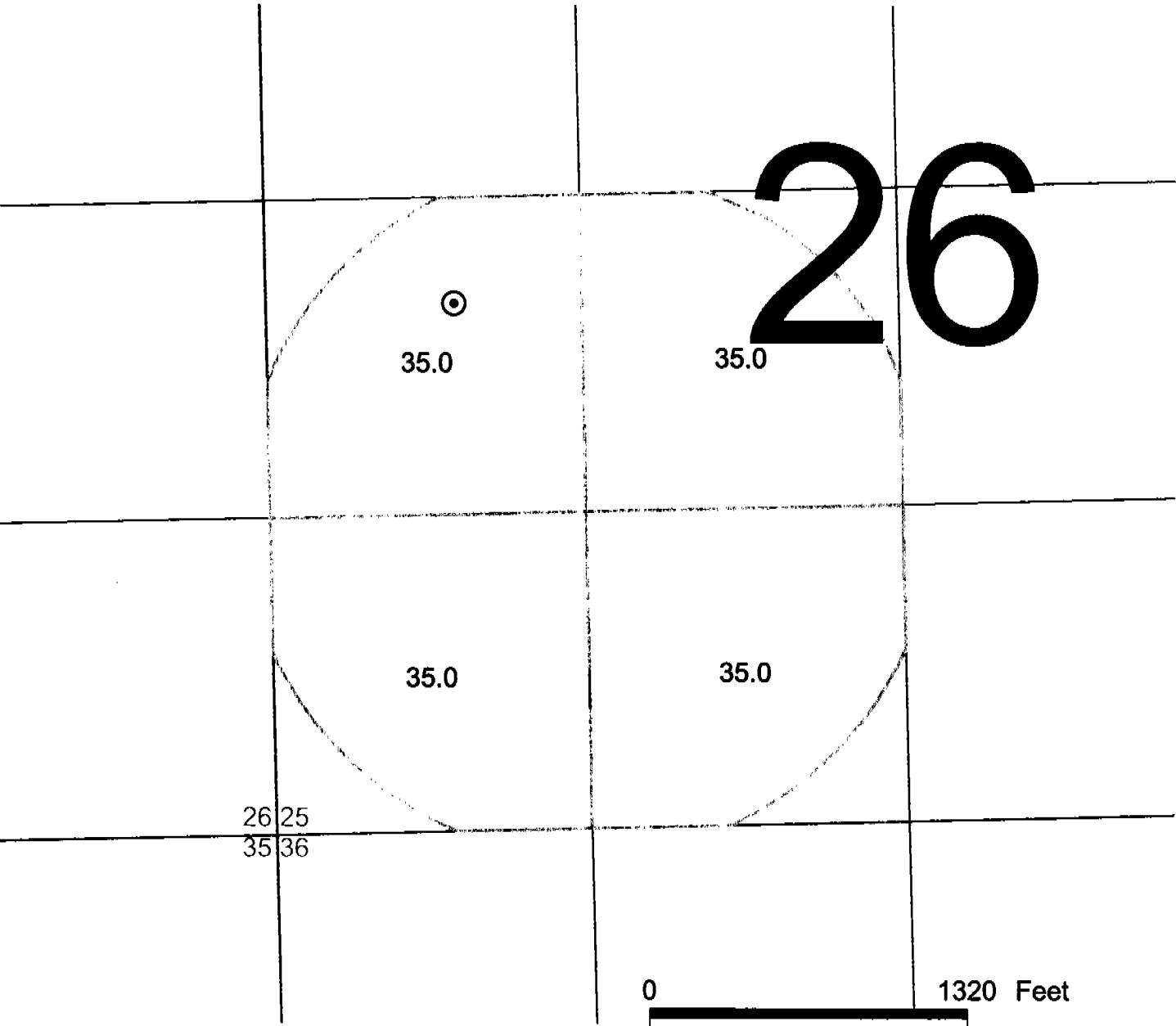
Field Inspection Flag:

Presumption Flag:

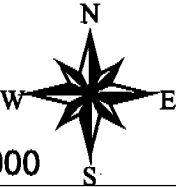
IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-10060

Township 7N Range 35E Section 35, 36



- Point of Diversion - This Water Right
- Point of Diversion - Other Water Rights
- Place of Use - This WR
- Place of Use - Other WR
- Sections
- Quarter-quarter Sections



To: File A31-10060
Fr: Bryce A. Contor *Bryce*
Date: 4/10/2000

Re: Historical extent of flood irrigation.

Yesterday on the way to a church meeting I drove past the place of use. While I did not do a thorough field inspection, it was obvious from the road that the southern pivot corners are too rough and have too many "hummocks" to have ever been gravity irrigated. This corresponds with some of the affidavits in the file, which indicate only parts of the claimed POU were historically irrigated. Based on my observation and these affidavits, it seems unjust to recommend the whole 160 acres.

On the other hand, there is an affidavit in the file from Lyle Shupe that "the whole 160 acres was irrigated." Because of Shupe's affidavit, it seems unjust to recommend any less than the approximately 132 acres currently irrigated. Therefore I propose recommending 132 acres.

Dalling has not yet produced documentation of his assertion that the original pumping system was a 75 hp motor with bowls set at 20 feet. If this documentation is produced, a theoretical calculation would show:

$$\text{gpm} = \frac{\text{water horsepower} * 3960}{\text{total dynamic head}}$$

$$\text{gpm} = \frac{(75 \text{ horsepower} * 70\% \text{ efficiency} * 3960)}{(20 \text{ ft lift plus } 5 \text{ feet friction})} = \text{approx. } 8300 \text{ gpm}$$

$$8300 \text{ gpm} = \text{approximately } 18.5 \text{ cfs.}$$

$$18.5 \text{ cfs} / 160 \text{ acres} = \text{approximately } 0.116 \text{ cfs/acre}$$

$$0.116 / 0.02 = \text{approximately } 5 \text{ X standard rate/acre.}$$

Even a Hubble analysis on 160 acres could probably not justify this diversion rate. Because the pumping capacity is undocumented, and the original irrigated acres are in question, I propose recommending a diversion rate adequate for the current practice of pivot irrigation, as documented by NWMD measurements.

The affidavits and the aerial photography point to a possibility of forfeiture through non-use. However, irrigation has resumed and the POU is currently irrigated. Therefore I propose recommending the right and letting injured parties, if any, raise the issue of forfeiture in the objection process.

To: A31-10060
Fr: Bryce Contor 
Date: 2/23/2000

Re: Proof of Beneficial Use

Mr. Dalling called this morning. He indicated that Eric Verner had inspected the POU with him, though there is no documentation in the file. He said Verner said the Hoggan affidavit in his mind was adequate to justify recommending the full 160 acre POU. We also talked about the soil type & irrigation requirement. He said Bybee's assertion that he had hauled in sand to cover clay spots refers only to a very few, very small spots, and that predominantly the ground is sandy & excess diversion rate is justified. He also said that he believes he can document the original pump capacity, 75hp open discharge pump w/ bowls set at 20 ft. The pump man may even have a record of the type of bowls set & a pump curve.

I reviewed again the affidavits. Lyle Shupe's affidavit states "It was drilled in the mid 1930's and has been used periodically for irrigating the one hundred sixty acres." The USGS maps indicate Lundholm's ditch cut off the SE corner of the property, but it is conceivable that a culvert &/or flume would have allowed irrigation on that corner, as well. The initial layout I had prepared excluded the high spots apparent from the USGS topo, but it is also conceivable that small ditch levees carried water to the tops of these bumps. In fact, Dalling asserts that the Fish and Game farm he operates a few miles west of here was developed in exactly that manner.

Dalling also raised the issue of forfeiture. I told him that I had aerial photos from 1980 and 1987 that did not appear to show irrigation, but that since the land was clearly irrigated historically and is currently irrigated, we would recommend irrigation, and let those injured assert forfeiture if they wished.

Summary:

1. Dalling will try to produce documentation of original pump capacity.
2. I will recommend 160 acres based on the Shupe affidavit.
3. I will request soil maps from NRCS, in anticipation of a Hubble analysis if the pump documentation indicates more than 1"/acre.

Name Gerald Dalling PCC WORKSHEET
(attach to WMD Field Report) Rec No 300182

Division Name Section 26 Pivot

SITE TAG: A0008473 DATE 6/16/99

EXAMINER (examiner) B Contor

KILOWATT HOURS (kwh_2) 6170 x 1

IF MOTOR, PUMP, OR SYSTEM HAVE CHANGED SINCE FIELD INVENTORY, NOTE CHANGES HERE:

PCC_AF_QAL:

=====

Z = Zero Pumpage

6 = Known problem with data

1 = Simple, no tracking

7 = PCC measured @ q-meter verification

2 = Complex, no tracking req.

8 = Low PCC where q-meter is required but not installed

3 = Tracking req. & provided

9 = Calculated or Estimated PCC

4 = Tracking req, not provided

N = No PCC

5 = Complex, exam incomplete

Q = Other, see exam notes

FOLLOW-UP DATE 2002

WMD Q = 1120 GPM
= 2.49 cfs

good confidence

Power and Water Metering Information

KILOWATT HOUR METER		WATER MEASUREMENT METER and MOUNTING PIPE INFORMATION	
Utility	<u>UPC</u>	METER INFORMATION	
Pole No.		Manufacturer	<u>Peak</u>
Meter Manufacturer	<u>AG</u>	Model Number	<u>TFP (BPA)</u>
Meter Serial No.		Type (std-meter)	<u>Sonic</u>
Disc Constant(Kh)		PIPE INFORMATION	
Rated Voltage		Pipe material	<u>See type</u>
Demand	<u>79.02 x 1</u>	Outside Diameter	
Multiplier (Mult)	<u>1</u>	Inside Diameter	
CTR (Current) PTR (Voltage)		Distance of straight pipe upstream and down	<u>Upstream/Down 10/5 dia</u>

Exam complete (Y) N std confid E (G) F P

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

KW = 3.6 × Kh × Multiplier × No. of revolutions(N) ÷ Time(T) in seconds per N

79.02

Cond.#1 N = 15 (No. of Disc Rev) Time (sec) = (39.5) + (40.1) + (40.2) / 3 = 40.07 Ave

3.6 × 576 (Kh) × 1 (Mult) × 15 (N) ÷ 40.07 (T) = 77.6 KW

Cond.#2 N = () (No. of Disc Rev) Time (sec) = () + () + () / 3 = Ave

3.6 × (Kh) × (Mult) × (N) ÷ (T) = KW

Cond.#3 N = () (No. of Disc Rev) Time (sec) = () + () + () / 3 = Ave

3.6 × (Kh) × (Mult) × (N) ÷ (T) = KW

Measured Flow Rate and Discharge Pressure - Enter flow rate as determined by the "standard" water measurement meter in GPM, and discharge pressure measured in PSI. Attach documentation to support data such as notes, printout tapes etc.

GPM Cond. #1 1120 #2 #3

PSI Cond. #1 73 #2 #3

district

Power Consumption Coefficient (PCC) = KW × 5431 ÷ GPM

PCC Cond. #1 = 77.6 (KW) × 5431 + 1120 (gpm) = 376.4 (kWh/ac.ft)

Percent of seasonal use 100

PCC Cond. #2 = (KW) × 5431 + (gpm) = (kWh/ac.ft)

Percent of seasonal use

PCC Cond. #3 = (KW) × 5431 + (gpm) = (kWh/ac.ft)

Percent of seasonal use

Is the system operator required to track and report changes in system operation? Yes () No ()
(see form PCC3)

Water Level Data

Does the well have access to measure water levels? Yes / No

Static Water Level ft Pumping Water Level ft (at condition #)
Date Date

From North Water Measurement
District Exam 300182
B. Contor 2/2000

Describe system operating conditions and how percentage of seasonal use is obtained:

COND 1 = 1/4 mile put end gun on

Sketch of pumping plant layout or attach photograph of pumping plant and piping:

Data entry

Comments:

New access road from south @ pivot point,
Continue N past pivot to pump. meter
Site tag on power pole on N edge of field.
BAE 6/99 "

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature

Bayer A. Contor

Date

6/16/99

(person performing measurements)

From North Water Measurement

District Exam 300182

B. Contor 2/2000

②
15:32+ 1.120E 3GPM 00R
+00561 *10 G 00R
-00000 *10 G 00R

15:33+ 1.116E 3GPM 00R
+00672 *10 G 00R
-00000 *10 G 00R

15:34+ 1.119E 3GPM 00R
+00784 *10 G 00R
-00000 *10 G 00R

15:35+ 1.122E 3GPM 00R
+00896 *10 G 00R
-00000 *10 G 00R

15:36+ 1.117E 3GPM 00R
+01008 *10 G 00R
-00000 *10 G 00R

15:37+ 1.121E 3GPM 00R
+01120 *10 G 00R
-00000 *10 G 00R

15:38+ 1.120E 3GPM 00R
+01233 *10 G 00R
-00000 *10 G 00R

15:39+ 1.118E 3GPM 00R
+01345 *10 G 00R
-00000 *10 G 00R

15:40+ 1.122E 3GPM 00R
+01457 *10 G 00R
-00000 *10 G 00R

15:41+ 1.120E 3GPM 00R
+01569 *10 G 00R
-00000 *10 G 00R

15:42+ 1.122E 3GPM 00R
+01681 *10 G 00R
-00000 *10 G 00R

15690 = 4490
10 = 1120

①
OUTER DIAMETER
8.0370 IN

PIPE MATERIAL
CS.88

WALL THICKNESS
.10500 IN

SOUND VELOCITY
1450 M/S-

SPACING
5.664 IN U

ZERO MODE
CLEAR

06-16 15:2500
+002.90 % AI2

0297.5 MMSEC
100.04 % T8

ZERO MODE
AUT ZERO

06-16 15:2600 *H
+ 1.017E 3GPM

15:27+ 1.130E 3GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

06-16 15:2700 *R
+ 1.125E 3GPM

15:28+ 1.123E 3GPM 00R
+00112 *10 G 00R
-00000 *10 G 00R

15:29+ 1.121E 3GPM 00R
+00225 *10 G 00R
-00000 *10 G 00R

15:30+ 1.121E 3GPM 00R
+00337 *10 G 00R
-00000 *10 G 00R

15:31+ 1.117E 3GPM 00R
+00449 *10 G 00R
-00000 *10 G 00R

ADDD
8473

Blk 17

Steady R

From North Water Measurement
District Exam 300182
B. Contor 2/2000

Compliance Check - 300182

2.8 cfs A31-10060 no cfa

$$2.8 \times 1.783 \times 183 \text{ days} = 1016$$

$$140 \times 3.5 = 490$$

$$140 \times 3 = 420$$

From North Water Measurement
District Exam 300182
B. Contor 2/2000

WATER MEASUREMENT DISTRICT
FIELD REPORT

DISTRICT NWMD RECORD NUMBER 300182

SITE DATA:

EXAMINER (inv_name) B Contor
EXAM DATE 9/28/98 DIVERSION NAME Section 26 Pivot
(site_visit) (div_name)
GPS FILE C092816A SITE TAG NUMBER A0008473
(gps_filnam) (site_tagno)
GPS OFFSET (offset) 4' above well
TAG LOCATION (tag_locat) On pole w/ power meter
POD LEGAL (pod) T 7 N 3, R 35 E, Sec 26, NW NW SW

DISTRICT MEASUREMENT CAPABILITY (std_rcmd):

SONIC (s) SONIC/DIG (sd) SONIC @ PVT (sp)
COLLINS (c) PYGMY (p)

MEASUREMENT RECOMMENDATIONS (op_num):

PCC (2) HOUR METER (7) IRR. FLOWMETER (1)
ALTERNATE (3) OTHER FLOWMETER (8) CRP (4)
AMEND CLAIM (A) OPEN CHANNEL DEVICE (9) UNUSED (6)

SUITABLE FOR PCC even if other method selected (pcc_ok) YES NO

TRACKING will be required (trkng_reqd) YES NO

Well has ACCESS PORT for water level meas. (wl_access) YES NO

FLOWMETER installation poss. w/o major change (qmtr_ez) YES NO

FOLLOW-UP DATE (folup_date) 1999

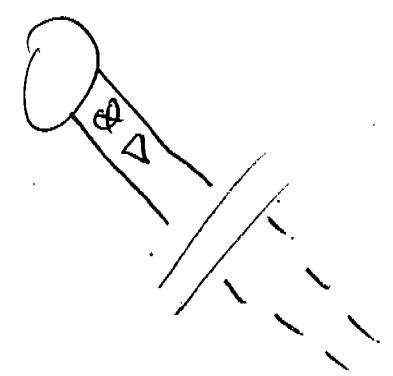
OWNER/OPERATOR INFORMATION

OWNER (name) Terry Dalling PHONE _____
ADDRESS #52 CEL PHONE _____
OPERATOR (contact) Mitch Jacobs PHONE _____
ADDRESS c/o Aaron Savage CEL PHONE _____

From North Water Measurement
District Exam 300182
B. Contor 2/2000

PUMPING PLANT SKETCH

- VALVE = 
- CHECK VALVE = 
- AIR VAC = 
- PRESS. RELIEF = 
- INDIVE/UPDIVE = 
- HOSE BIB = 
- PRESS. GAGE = 
- WELL ACCESS = 



From North Water Measurement
 District Exam 300182
 B. Contor 2/2000

WELL/PUMP INFORMATION:

DEPTH OF WELL: _____ DEPTH OF BOWLS: _____

WATER LEVELS:

PRE-SEASON STATIC: _____ DATE MEAS: _____
(swl_pre) (swlpredate)DURING-SEASON STATIC: _____ DATE MEAS: _____
(swl_mid) (swlmidddate)POST-SEASON STATIC: _____ DATE MEAS: _____
(swl_post) (swlpstdate)DYNAMIC WATER LEVEL: _____ DATE MEAS: _____
(pmpng_wl) (pwl_date)

DOES STATIC WATER LEVEL DROP OR RISE OVER SEASON? YES NO

DOES ANOTHER WELL SPECIFICALLY INTERFERE WITH THIS WELL? YES NO

PUMP AND MOTOR INFORMATION:

WELL MOTOR

MFG: GE
SERIAL: DFJ 415134
HP: 100

BOOSTER 1 MOTOR

MFG: _____
SERIAL: _____
HP: _____

BOOSTER 2 MOTOR

MFG: _____
SERIAL: _____
HP: _____

WELL PUMP

MFG: Vert's line
SERIAL: _____
TYPE: VERT T CENT SUBMER
(pump_type) (v) (c) (s)

BOOSTER 1 PUMP

MFG: _____
SERIAL: _____
TYPE: VERT T CENT SUBMER

BOOSTER 2 PUMP

MFG: _____
SERIAL: _____
TYPE: VERT T CENT SUBMER

UTILITY KWH METER INFORMATION:

UTILITY: UPL
(utility)POLE #: _____
(pole_no)MAX KW DEMAND 72.57X1KILOWATT HRS 92302X1
(kwh_1)
(use d "date")UTILIT From North Water Measurement
(acct. District Exam 300182
B. Contor 2/2000KWH METER SERIAL: 33243 957
(pwrntr_sn)METER MFG: Landis & Gyr
(pwrntr_mfg)Kh DISK CONSTANT 576
(kh)MULTIPLIER 1
(disk_mult)

SYSTEM DESCRIPTION/NARRATIVE COMMENTS:

SYSTEM TYPE P.V
(system_type)

COMMENTS TO DATA-ENTER (exam_notes):

FILE-ONLY COMMENTS:

From North Water Measurement
District Exam 300182
B. Contor 2/2000

I certify that the above information is true and correct to the best
of my knowledge and ability and the measurements taken and recorded
are in accordance with the standards and specifications of the
equipment used.

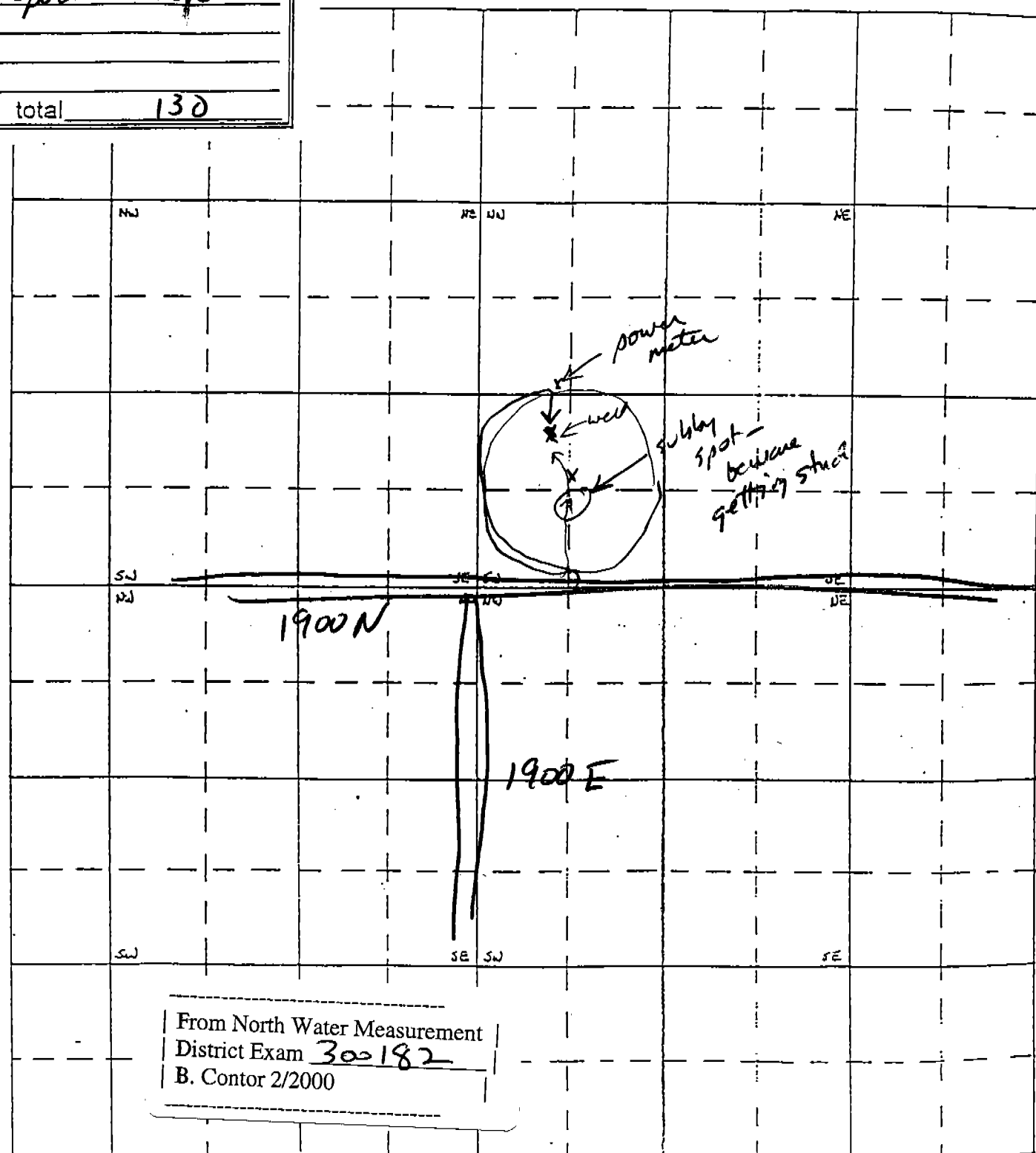
Signature Byce A. Contor Date 9/28/98

EASTERN WATER MEASUREMENT DISTRICT

SUPPLEMENTAL DATA FORM A

SKETCH OF IRRIGATED LANDS AND MAJOR COMPONENTS OF DELIVERY SYSTEM/S

crop	acres
1 <i>Spud</i>	<i>130</i>
2	
3	
4	
total	<i>130</i>



From North Water Measurement
District Exam *300182*
B. Contor 2/2000

SCALE 1:24,000

300182

✓

WATER-USER INTERVIEW SHEET

WATER MEASUREMENT DISTRICTS

I. IDENTIFICATION

NAME Jerry Dalling ADDRESS ID 52
POD 7N 35E 26 NWNWSW
DIVERSION NAME _____

TECHNICIAN REVIEWING SURVEY Bac
DATE 5/19/97

II. SUMMARY OF RESULTS

MEAS/REPORT METHOD RECOMMENDATION PCC
FOLLOW-UP RECOMMENDATION 1998/1999

COMMENTS 1 well 1 pivot

From North Water Measurement
District Exam 300182
B. Contor 2/2000



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

February 11, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Jerald K. Dalling
Nina H. Dalling
4423 North 1000 East
Sugar City, Idaho 83448

Dear Mr. and Mrs. Dalling:

IDWR records show that in 1991, you acquired ownership of Adjudication Claim A31-10060. The previous owners were Myron and Lois Evans. A printout of the electronic record of this claim is attached.

This claim is a "Beneficial Use" claim, which means that it is a claim for a water right which has never been investigated by IDWR nor verified by a court. In that case, we must rely heavily on information provided by the claimant to verify the elements of the water right.

Attached are copies of the documentation which is now in the file. The standard we are looking for was explained to Mr. and Mrs. Evans in a 1993 letter:

"It is important that each element of the Notice be substantiated. For instance... the evidence should tend to show that **diversion works were in place**, that they were **capable of diverting the claimed diversion rate**, and that the diverted **water was beneficially used** on the entire **claimed place of use** on or **before the claimed priority date**."

The attached documentation tends to show that diversion works were in place, and that some beneficial use occurred periodically. It does not tend to show that diversion works were capable of diverting the claimed rate, nor does it tend to show that the diverted water was beneficially used on the entire claimed place of use.

It is important to realize that "beneficial use" appropriation of groundwater was legal only until March 25, 1963. After that, a permit was required. Therefore it is important for us to document what beneficial use was in place before 1963. Based on Carl Hoggan's affidavit that the well was used for "irrigating part of this land," I have used the 1987 infra red photography and the USGS contour maps to try to reconstruct what may possibly have been irrigated originally. The attached GIS layout shows my first cut, which tends to indicate about 50 to 55 acres of irrigation. This would justify a diversion rate of about 1.0 to 1.1 cfs.

Hopefully, you will be able to find documentation to justify a more favorable recommendation. I've enclosed a pamphlet that discusses possible types of documentation that you may be able to find.

It appears that about 1968 an enlargement of use occurred, with the installation of a center pivot. If we can find adequate documentation to recommend the Beneficial Use claim, you may wish to file an enlargement claim for the difference in acres between the original flood irrigated lands and the pivot irrigated lands. Enclosed for your convenience is a Notice of Claim. If you wish, you may return this Notice with notarized signatures and a \$50 claim fee (the acreage fee was paid with the original claim).

It is important to note that the enlargement statutes only allowed an increase in irrigated acreage, not an increase in diversion rate. This means that the beneficial use right and the enlargement right, if recommended, will be limited to a combined diversion rate equal to the rate recommended for the beneficial use right alone.

Please feel free to call me at 525-7161 (work) or 663-4953 (home) if you have questions about these materials.

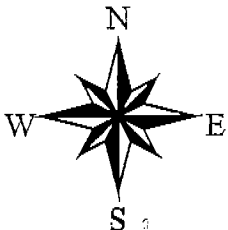
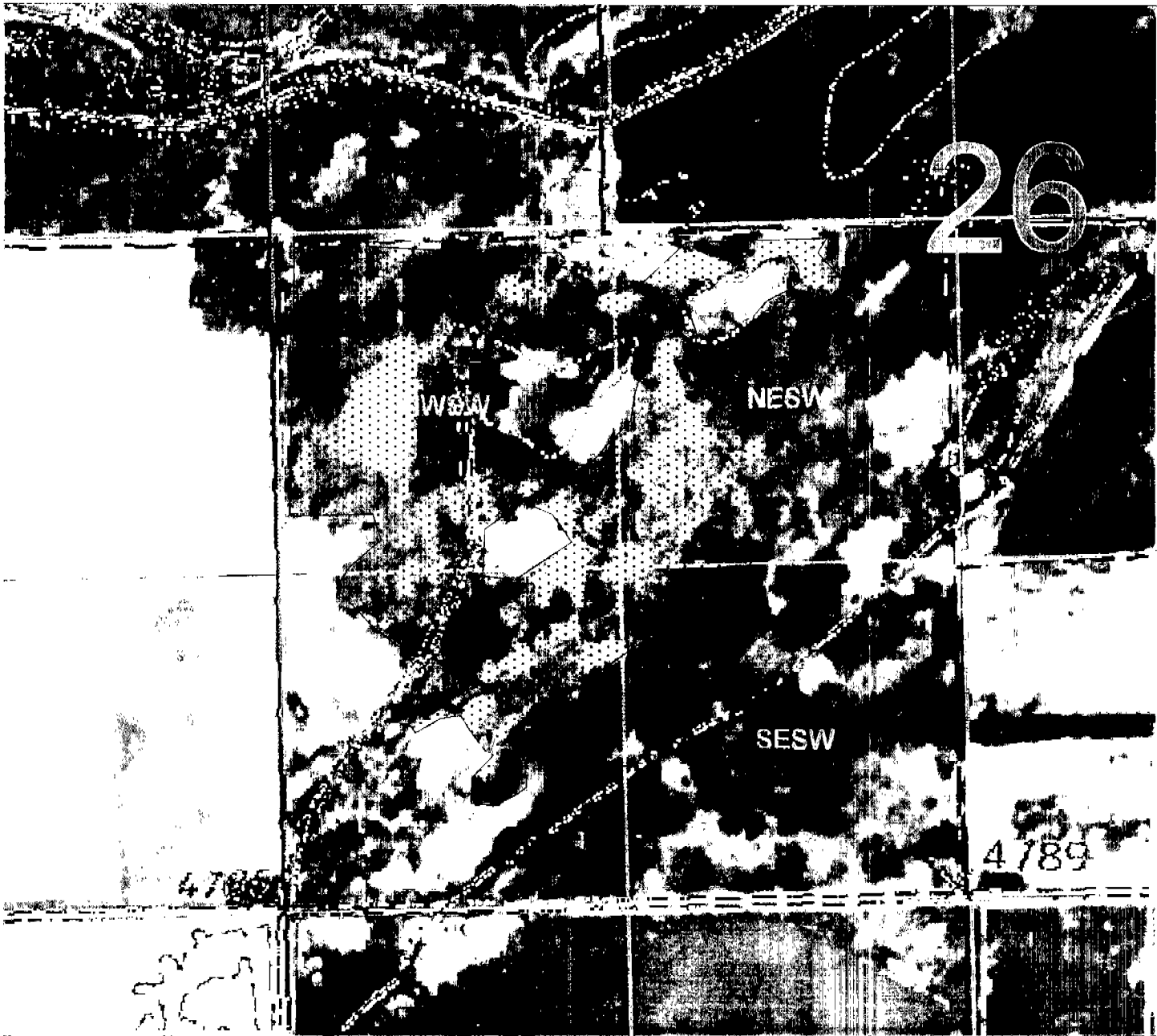
Sincerely,

Bryce A. Contor
Senior Water Resource Agent

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-10060

Township 7 North Range 35 East Section 26



A31-10060 GIS POU
analysis per 1987
affidavits by G. Conner
2/11/2000





EASTERN REGION
FEBRUARY 9, 1993

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

*

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

EVIDENCE OF PRIORITY
Page - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

The Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by MARCH 9, 1993, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,


Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

MICROFILMED

APR 14 1994

FEBRUARY 6, 1991

JERALD K AND NINA H DALLING
4423 NORTH 1000 EAST
SUGAR CITY ID 83448

RE: CHANGE IN OWNERSHIP

Dear Mr. and Mrs. Dalling:

Your request for Change in Ownership submitted for your Notice of Claim A31-10060 has been processed and the Notice modified to reflect you as the new owners.

Enclosed is a typed Notice with your names shown as the current owners. Review the form and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure: Printed Notices of Claim

File: P

MICROFILMED

NOV 17 1992

4-15-35

RECEIVED

CHANGE IN OWNERSHIP

FEB 4 1991
Page 1

Department of Water Resources
Eastern District Office

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

- [] Water Right Number(s): A31-10060
- [] Name and Address of Former Claimant(s): Myron C. or Lois C. Evans
HC 69, Box 1230, Hamer, Idaho 83425
- [] New Claimant(s): Jerald K. or Nina H. Dalling
- [] New Mailing Address: 4423 N. 1000 E.
Sugar City, Idaho 83448

New Telephone Number: (208) 356-7980

- [] Does the change in ownership result in a splitting of the water right claimed? yes ☒ no
If yes, then describe the portion of the water right that is now claimed by the new owner:
- _____
- _____
- _____

- [] Attach proof of ownership
Describe proof attached:
(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

[] Signature of New Claimant(s): Jerald K Dalling

Date: Mar 6, 1990

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NOV 17 1992

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s): Myron C. Evans

Date: March 6, 1990

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE

2735 AIRPORT WAY

BOISE, IDAHO 83705

(208) 334-2190

EASTERN REGIONAL OFFICE

150 SHOUP SUITE #15

IDAHO FALLS, IDAHO 83402

(208) 525-7161

STATE OFFICE

1301 N. ORCHARD ST.

STATEHOUSE MAIL

BOISE, IDAHO 83720

(208) 327-7906

SOUTHERN REGIONAL OFFICE

222 SHOSHONE STREET EAST

TWIN FALLS, ID 83301

(208) 734-3578

NORTHERN REGIONAL OFFICE

1910 NORTHWEST BLVD. SUITE 210

COEUR D'ALENE, IDAHO 83814

(208) 765-4639

In the year of 1978, I had Utah Power & Light Co.

build a single phase line, costing me a little over

four thousand dollars. It was built on the southeast

corner of SW $\frac{1}{4}$ Section of T7N Range 35 E. This was for

a trailer connection. The three phase power for the

irrigation system was on the north side of said ground.

A copy of said job is attached.

Charlie H. Johnson
(Signature)

Subscribed and sworn to before me this 28 day of Dec, 1987.

Margaret G. Wood
(Notary Public)

Residing at Hammy, La.
My Commission Expires June 28, 1991.

ACCOUNT NUMBER
DISTRICT 2289 PREMISE 072500 S
Customer's Name Charlie Johnson
D.B.A.
Ser. Add. HANER, 20440
Equivalent Street Name
Mailing Address
City and State Dubois, Id
Zip Code 83423 Lot #
Spouse Shawna Personal Refr./Employer Farrell Black Mont
Applicant May Be Contacted At (Tele). Res: 374-5372 Bus.
Type of Business total elec trlr Individual ☒ Partnership ☐ Corp. ☐
Order Received By Ben Bean (Myron) Date 4/5/78 UG ☐ OH ☐ Cust. ☐ Co. ☐ Temp. ☐ Perm. ☐

LOAD DATA: Lighting & Misc. KW A.C. Electric Heat 15 Delivery Voltage 120/240 Phase 14
Motors: 1Ø: No. H.P. 3Ø: No. H.P. Largest Motor
Other Load
Existing Demand 0 KW Added Load 1Ø 2 3Ø KW Total Estimated Demand 15 KW ZONE
Primary Line 1 Ø 2450 Ft. @ 75 100 Ft. \$ 950
8-CAN UNITS @ 207 \$ 1656
1-DOWN GUY \$ 195
1-TAP UNIT \$ 100
Secondary Line 1 Ø 85 Ft. @ 87 100 Ft. \$ 74
1-POLE \$ 163
Lights. Ø Ft. @ 100 Ft. \$
Removal Cost \$
Salvage Credit \$
Total Line Cost \$ 3513
Transformers 1-15 KVA @ 520 Ea. \$ 520
KVA @ Ea. \$
Meters & Services \$ 97
Total Transformers, Meters and Services \$ 617
Total Cost \$
R.O.W. Secured ☒ Less: Cash or Improvements \$
Cost to Serve \$ 4130

CONTRACT & BILLING DATA: Units
Exempt Idaho KWH Tax ☐ Exempt State Sales Tax ☐ Voltage Discount ☐
EARS 400 GAR\$ 306 5 Yr. Guar. \$ 1530
Cash Received: 2600 V. \$ Temp. Service \$
Cash Report No. 9 Underground Service \$
Date 4-13-78 Extension Advance \$ 2600
Non-Refundable Cash \$
WORK REQUESTED: LINE EXT. - TRANS. METER
Rev. Rate Ins Rem Meter Number # of Dis Readings Billing Constant Demand Scale Ph.
01 0.5 Watt Hr Demand Watt Hour Demand
Distn Map Record Inst Trans Record Meter Hist Record Meter Test Card Service Record Input Meter Location Work Done By Date
MICROFILMED
NOV 17 1992

Prepared and Approved By
ENGINEERING REVIEW BY
Date

deposes and says:

I have lived in the Hamer area ^{all} ~~most~~ of my life. I know
that the one hundred sixty acres located at SW¹/₄ Section
26 T7NR 35 E has been farmed and the well has been used.
It was drilled in the mid 1930's and has been used periodi-
cally for irrigating the one hundred sixty acres. Mr.
Perry Woodard used this well and put a circle on the land
in 1968 to water a crop of potatoes. Mr. Don Bybee put a
different circle on this land in the year of 1983, but
because of financial reasons, did not run it. I own
ground about two miles east of this land.

Lyle R. Shupe
(Signature)

Subscribed and sworn to before me this 21 day of Dec., 1987

Margaret G. Wood
(Notary Public)

Residing at Hamer, Id 83425.
My Commission Expires June 28, 1991.

bought an irrigation pivot and put
on the 160 acres located approximately 7
miles west of Hamer, and at the same
time I had approximately 4000 worth of sand
leveling, moving sand into the low areas
to mix with the clay.

Due to finances and flooding, I was
unable to proceed with farming this
piece of property.

The legal description of the above
mentioned property is SW $\frac{1}{4}$ Section 26
T.7N. R.35 E. B.1M.

Don R. Bybee
(Signature)

Subscribed and sworn to before me this 17 day of December, 1987.

Paulita Loving Buehler
(Notary Public)

Residing at Good Year
My Commission Expires 8/31/89

I have lived in the Hamer area all of my life. I knew the
people that settled the land located on the SW¹/₄ Section 26
T7N R 35 E B.M. The well was put in sometime in the 1930's
and was used for irrigating part of this land. In 1968,
I helped Perry Woodard put on a circle to water the one
hundred sixty acres, using this well. I am a neighbor and
I own land about 1¹/₂ miles south of said land.

Carl R. Hoggan
(Signature)

Subscribed and sworn to before me this 17 day of Dec, 1987

Margaret G. Wood
(Notary Public)

Residing at Hamer, Idaho:
My Commission Expires June 28, 1991:

I have lived in the Terretton-Hamer area most of my life.

I own land near the SW¹/₄ Section 26 T7N Range 35⁶/₄B.M.

This land was partially developed farm land in 1935 and
in 1968, Mr. Woodard put a circle on it to water the one
hundred sixty acres that was in potatoes at that time.

Then Mr. Bybee put a circle on it in 1983, but because
of financial reasons, it was not farmed. Thus, this land
has been farmed, but not every year.

Paul R. Yearling
(Signature)

Subscribed and sworn to before me this 15th day of December, 1987.

James H. Shepard
(Notary Public)

Residing at TERRETON, IDAHO
My Commission Expires Lifetime

I have lived in the Terreton area most of my life and

I own both sides of the one hundred sixty acres, SW¹/₄

Section 26 T7N 35 E and I do know that this land has

been farmed. In the year of 1968, it had a potato crop

on it, watered by a moving circle. A few years later,

Mr. Don Bybee had a circle on this same land.

D. H. Edwards
(Signature)

Subscribed and sworn to before me this 14th day of December, 1987.

James H. Stuard
(Notary Public)

Residing at TERRETON, IDAHO 83450
My Commission Expires Lifetime

The well located on the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ Section 26 T7N

Range 35 E B.M. has been there for over fifty years and

was used to irrigate this land in 1968 with a Valley

circle, watering potatoes on the one hundred sixty acres.

I was the owner of this land until 1969.

NW		NE	
	● Well		
SW $\frac{1}{4}$ SW		SE	
Section			

T.7 N., R.35. Section 26

Perry J Shookard
(Signature)

Subscribed and sworn to before me this 11 day of Dec, 1987

Margaret L Wood
(Notary Public)

Residing at Alameda La
My Commission Expires June 28, 1991



Produced by the Geological Survey

Orthophotograph prepared from 1:90,000-scale aerial photographs taken August 5, 1980

Projection and 10,000-foot grid ticks: Idaho coordinate system, east zone (Transverse Mercator)

1000-meter Universal Transverse Mercator grid, zone 12 1927 North American Datum

To place on the predicted North American Datum 1983 move the projection lines 12 meters north and 66 meters east as shown by dashed corner ticks

Phot imagery rectified by optical scanning
Where double or mismatched image occur use the
average position for map point

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

IDAHO
C. W. DRANGLE, LOCAL