

PERMIT 65-12094 INIT KKC
 T. R. S. 0/0
 P/D 7N 1E 27 SW/4W
 SCALE 8" = 1 MILE
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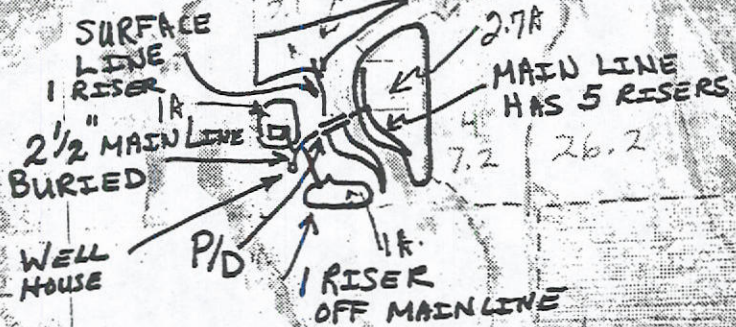
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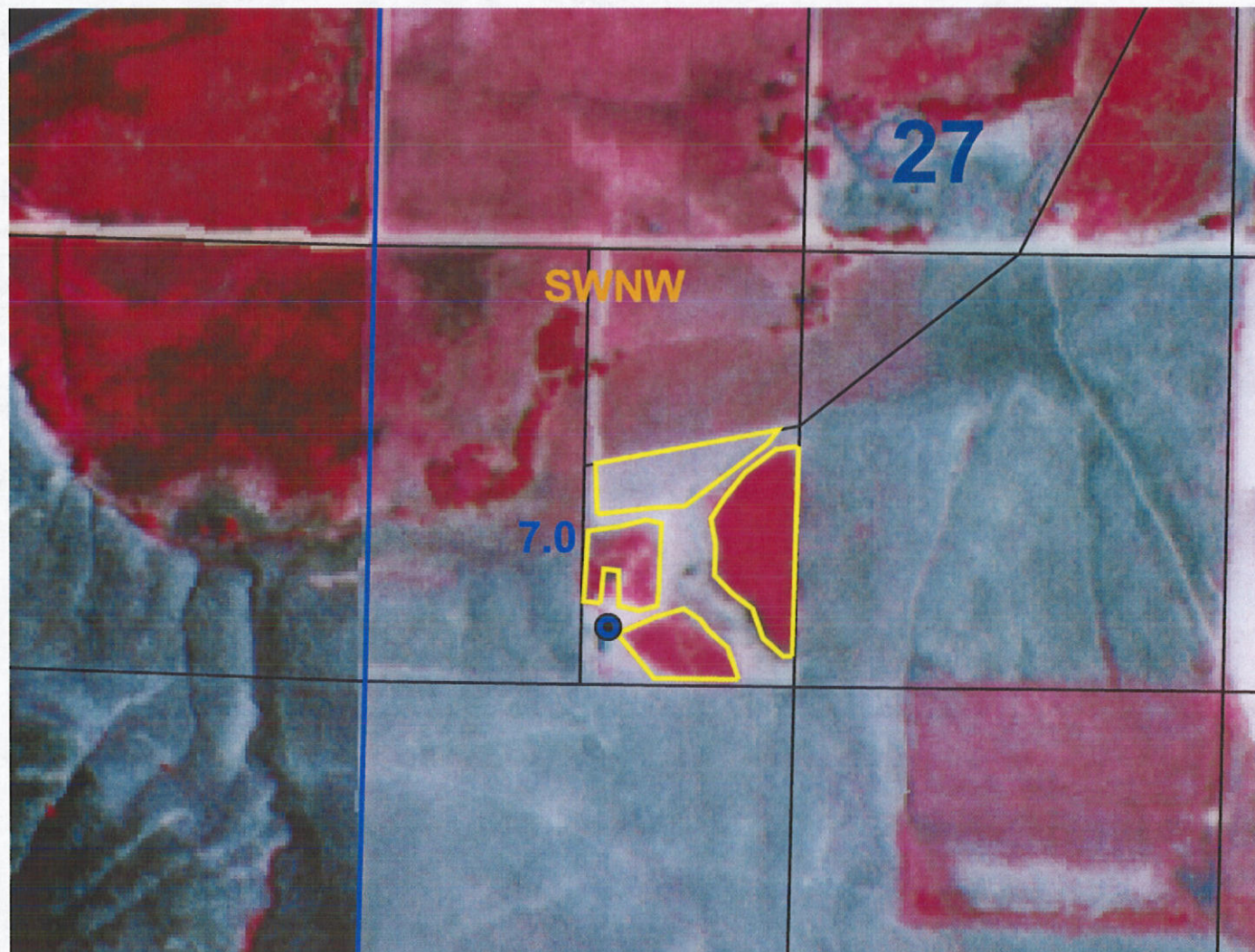
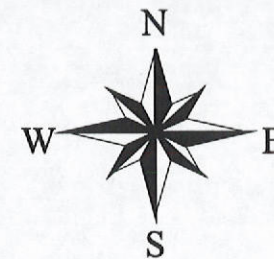
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IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R01E, S27



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

6 ACRES
6 SECTION NUMBERS

CLAIM(S): 65-12094

OWNER (S): KELLAR, KARL &
MARJORIE

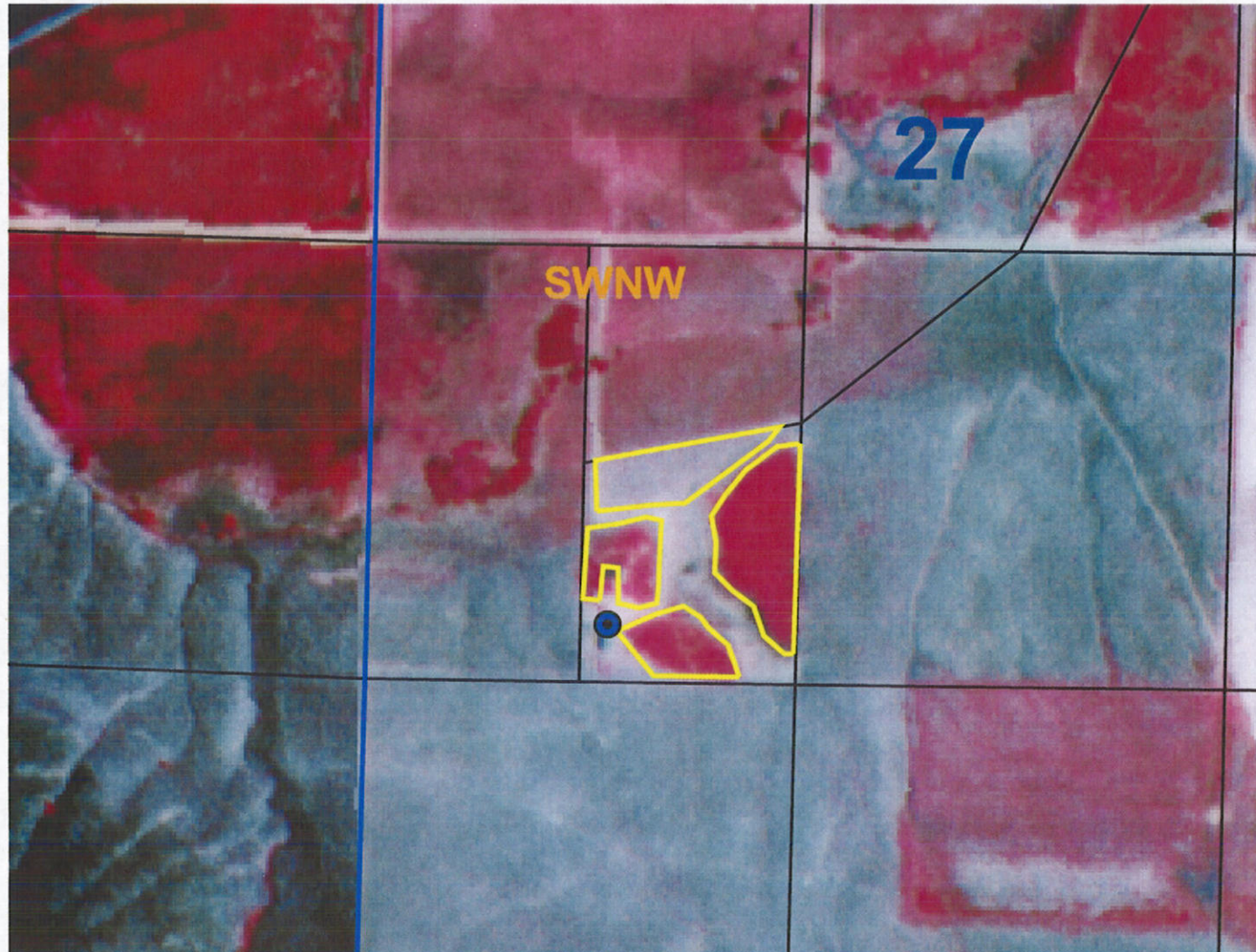
DATE: MAY 11, 2001

By: Mel Schulte

0 0.25 0.5 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R01E, S27



1987 NAPP PHOTO

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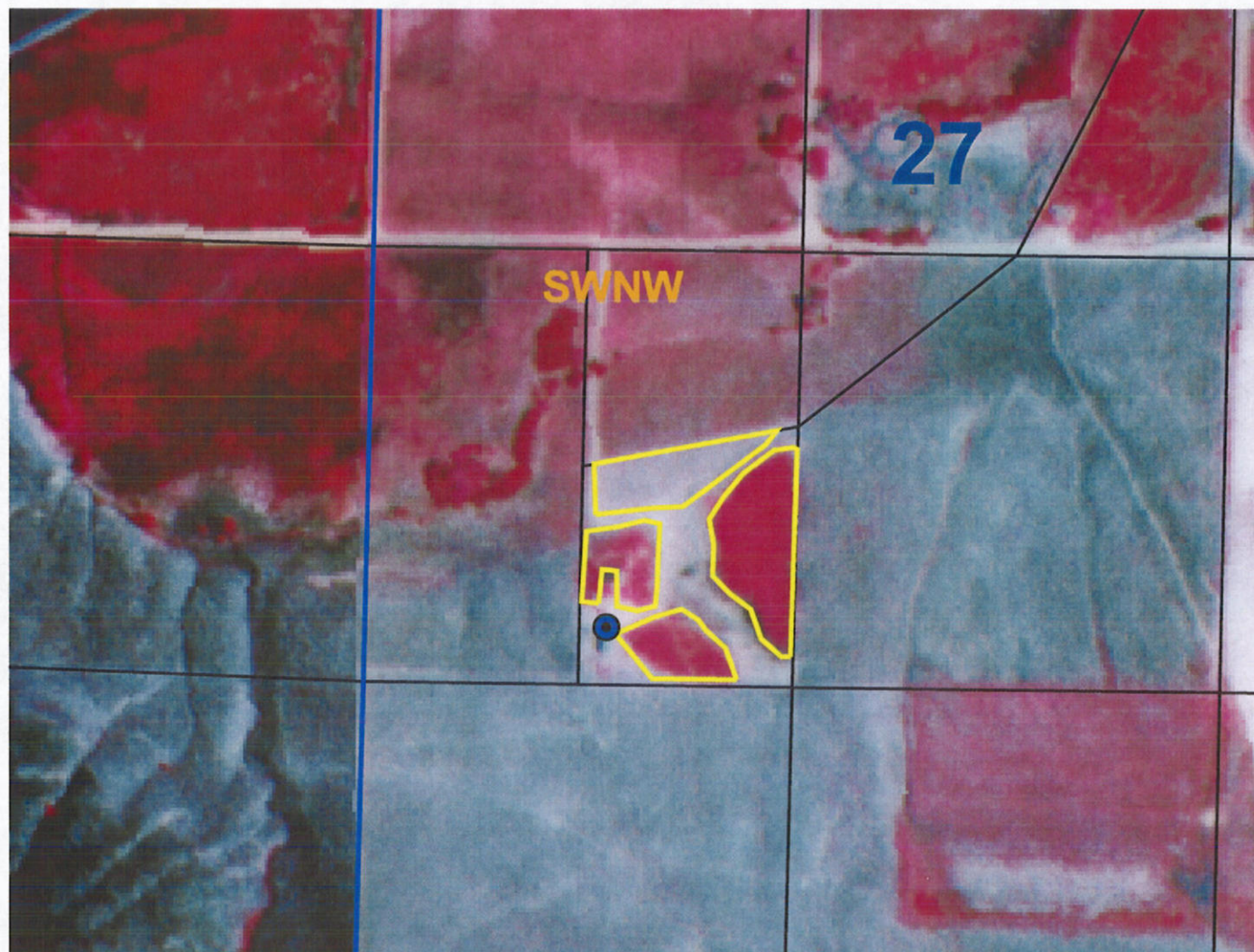
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T07N, R01E, S27



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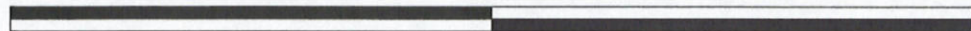
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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 65-12094
Date Received: 4-18-2001
Receipt No: W027603
Received By: JR

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

1. Name of Claimant(s)

KARL A KELLAR Phone:

9207 SHALEROCK RD
MONTOUR ID USA 83617

and/or

MARJORIE KELLAR Phone:

9207 SHALEROCK RD
MONTOUR ID USA 83617

2. Date of Priority: 08/20/1981

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	01E	27	SW NW	GEM	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.14	31.5
DOMESTIC	1/01	12/31	0.02	0.6

7. Total Quantity Appropriated is:
0.15 C.F.S. and/or 32.1 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

[illegible]

11. Place of use in counties: GEM

12. Do you own the property listed above as place of use? no yes

13. Other Water Rights Used: 65-12093 is used on portion of same river

14. Remarks:

15. Basis of Claim: License

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): Karlie Walker Date: 4/18/01
Date: _____

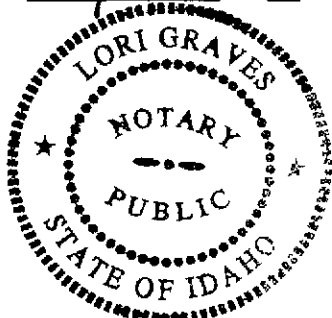
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th of Apr 2001 *Loi Guarnier*

Notary Public

Residing at Bond

My commission Expires 6/18/04



05/14/2001

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

RIGHT NUMBER: 65-12094

NAME AND ADDRESS: KARL A KELLAR
MARJORIE KELLAR
9207 SHALEROCK RD
MONTOUR, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.15 CFS
32.1 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-12093 SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.5 AFA.

PRIORITY DATE: 08/20/1981

POINT OF DIVERSION: T07N R01E S27 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.14 CFS 31.50 AFY
DOMESTIC 1 HOMES	01-01 12-31	0.02 CFS 0.60 AFY

PLACE OF USE:

IRRIGATION Within GEM County
T07N R01E S27 SWNW 7
DOMESTIC Within GEM County
T07N R01E S27
SWNW

7 ACRES TOTAL

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

05/11/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

WATER RIGHT NO. 65-12094

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KARL A KELLAR
Current Owner	MARJORIE KELLAR
	9207 SHALEROCK RD
	MONTOUR, ID 83617

Priority Date: 08/20/1981
 Basis: License
 Status: Active

Source Tributary to
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.14 CFS	31.5 AFA	
DOMESTIC	1/01	12/31	0.02 CFS	0.6 AFA	
Total Diversion			0.15 CFS	32.1 AFA	

Location of Point(s) of Diversion:

GROUND WATER SWNW Sec. 27 Township 07N Range 01E GEM County

Licensed Diversion Capacity: 0.18

IRRIGATION Use:
 Acre Limit. 7

Place(s) of use:

Place of Use Legal Description: IRRIGATION GEM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	01E	27		SWNW	7									

Place of Use Legal Description: DOMESTIC GEM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	01E	27		SWNW										

Total Acres: 7

Conditions of Approval.

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

1. General Domestic use is for 1 home

C18 + N10 + N12. + E28

State of Idaho
Department of Water Resources

RESERVED
AUG 14 1992

WATER RIGHT LICENSE

Department of Water Resources
Western Regional Office

WATER RIGHT NO. 65-12094

Priority: August 20, 1981

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 32.1 AF

This is to certify, that KARL A KELLAR
MARJORIE KELLAR

9207 SHALEROCK RD
MONTGOMERY ID 83617

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 13, 1978; and has submitted Proof of Beneficial Use on March 3, 1983. An examination indicates that the works have a diversion capacity of .180 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.14 CFS	31.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.15 CFS	32.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 27, Township 07N, Range 01E
GEM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N 01E 27	SWNW 7			7
Total number of acres irrigated:				7

PLACE OF USE: DOMESTIC

<u>TWN RGE SEC</u>	
07N 01E 27	SWNW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12094

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 29th day of JULY, 1992.

Acting for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

PERMIT NO: 65-12094

1. OWNER LISTED ON PERMIT

DATE EXAM

CONDUCTED: 6-27-90

Name: Marjorie E. and/or Karl A. Kellar
Address: 9207 Shalerock RD.
City, State: Montour, ID Zip 83617
Phone No. (208)584-3488

Name/Address Updated ☒

2. PERSON ACCOMPANYING EXAMINER

Name: Karl Kellar
Relationship to
Permit holder: Owner

3. SOURCE Groundwater

B. DOCUMENTS INCLUDED WITH THIS REPORT

1. <u>1</u> Copy of U.S.G.S Quadrangle	5. <u>1</u> Aerial Photo (if required)
2. <u>4</u> * No. of Photo Pages Attached	6. <u> </u> Overlap Sheet (form <u> </u>)
3. <u>1</u> Well Inspection Form	7. <u> </u> Pump Efficiency form
4. <u> </u> P/D Overlap Field Exams Copy	8. <u> </u> Other

* (photos placed in file 65-12093)

C. OVERLAP REVIEW

1. Water rights found within the same Q/Q but they have
a different owner and acres -- ☒
same owner but different
source and/or acres -- -- -- ☒

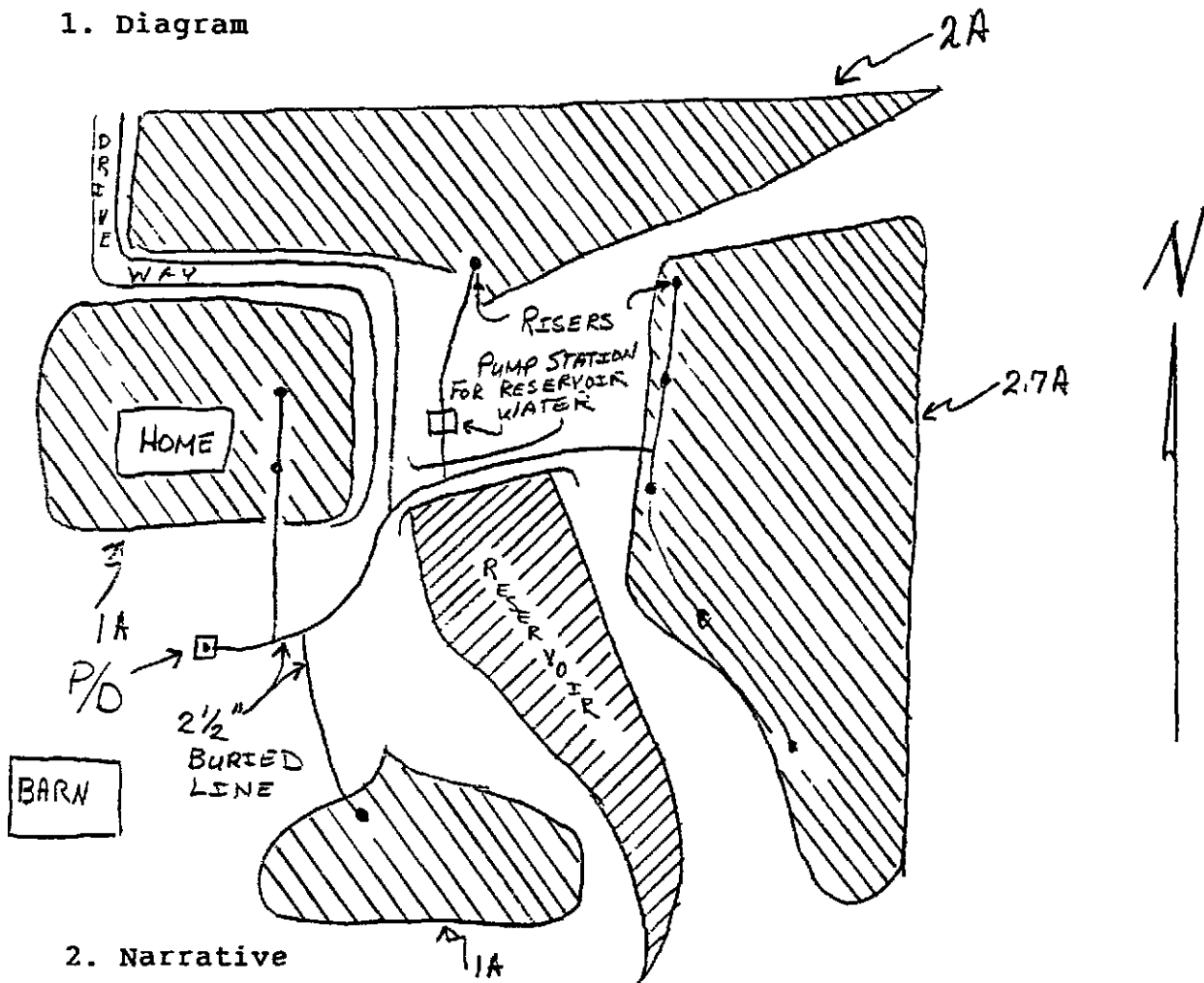
2. P/D overlap found. (same source only) Right Numbers. None

3. P/U overlap found. (permit acres only) Right Numbers.

Permit 65-12093 is for the same acres but the source is
a reservoir.

D. SYSTEM DESCRIPTION (General system description)

1. Diagram



2. Narrative

The system is a well with a submersible pump delivering water to the P/U via a 2 & 1/2 in. buried line. This line is tied into the same main line described in permit 65-12093. The systems tie together at the reservoir, but they can be isolated via a valve. The east field has five risers, the south field has one riser, the "house" field has one riser, and the north field has a 1 & 1/2 inch black plastic line running to it. Normal operation consists of 9 to 11 rainbird Mdl 30 sprinklers operating at approximately 40 psi.

One home is connected to this system. The yard watering is covered under the irrigation portion of this right.

3. Overlap Analysis Narrative

There are no other rights using this well as a source. The P/U is also irrigated from permit 65-12093 which has a reservoir as the source for that system. Other rights exist in the same Q/Q but are for different owners and acres.

E. FLOW MEASUREMENT DESCRIPTION

Well Id. #	Motor Hp	Make	Serial #	Pump Make	Discharge Dia.
	5	Berkeley	unknown	Berkeley	1.5 in.

1. Diagram (Indicate weir size/ditch size/pipe I.D. as applicable.

None, theoretical indicates sufficient size to supply legal limit therefore no measurement was made.

2. Narrative (measurement conditions/sketch clarification/ flow calculations; include the results from any measurements.)

The system theoretically supplies the legal limit and therefore no measurement was made.

MEASUREMENT REQUIREMENT DETERMINATION

$$\frac{7}{\text{Acres}} * \frac{4.5}{\text{AF requirement}} = \frac{31.5}{\text{Legal limit AFA}}$$

$$\frac{(5) \text{HP} * 8.8 * (0.7) \text{EFF}}{(60') \text{Static level} + \{(2.3 * (40')\}} = 0.203 \text{ cfs}$$

STATIC

$$\frac{0.203}{\text{diversion rate}} * \frac{246}{\text{days in season}} * 1.9835 = \frac{99.05}{98.87} \text{ AFA}$$

KKC

3. Alternate method for checking purposes

4. Measurement Equipment Used During Field Exam -- none --

5. Point of Diversion Legal Description

Ident. No.	Twp	Rng	Sec	1/4	1/4	1/4	Gov't Lot	County	Remarks and Method of Determination
	7N	1E*	27		SW	NW		GEM	ORTHO PHOTO

P/D legal description modified -- |*|

The range was incorrectly listed as 1W rather than 1E. The rest of the legal description is correct.

F. PLACE OF USE (if acres, show acres recommended for the license)

			NE				NW				SW				SE				TOTAL
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	1E*	27																	7 Ac

Amendment required -- -- -- -- -- -- -- -- -- -- |*|
(an asterisk indicates the item requiring an amendment)

G. VOLUME CALCULATIONS (for irrigation, use the acres and the diversion rate recommended for licensing)

1. Volume Calculations for irrigation

$$V(i.r.) = \frac{7}{\text{acres irrigated}} * \frac{4.5}{\text{irrigation requirement}} = 31.5 \text{ AFA}$$

$$V(d.r.) = \frac{0.14}{\text{diversion rate(cfs)}} * \frac{246}{\text{days in season}} * \frac{1.9835}{\text{factor}} = 68.3 \text{ AFA}$$

$$V = \text{The smaller of } V(i.r.) \text{ and } V(d.r.) = 31.5 \text{ AFA (JFW)}$$

2. Volume calculations for other uses

Domestic use (in house only) -- -- -- -- -- -- 0.60 AFA

H. RECOMMENDATIONS

1. Permit Summary

[illegible]

2. Found during field exam

Irrigation	--	--	--	--	--	--	--	<u>7</u>	Acres	<u>0.20</u>	Rate
Domestic (in house only)	--	--	--	--	--	--	--	<u>1</u>	Homes		Rate

3. Legal limit -- -- -- -- 7 * 0.02 cfs/acre = 0.14 cfs
Acres * Rate/acre = Rate
Domestic -- -- -- (in house only) = 0.02 Cfs

4. Recommended Amounts

Beneficial use	Period of Use		Q-- Rate of	V-- Annual		
	From	To	Diversion	Volume		
Irrigation	3-15	11-15	0.14	31.5		
Domestic	1-1	12-31	0.02	0.60		
	Totals		0.16	CFS	32.1	AFA

3. Recommended Amendments

Change P/D as reflected above	--	--	--	--	--	--	--	[X]
Change P/U as reflected above	--	--	--	--	--	--	--	[X]

I. AUTHENTICATION

Field Examiner's
Name

Kelly K. Christensen

JKW
2/12/01

Signature

Field Report

Preparation Date

07-16-90

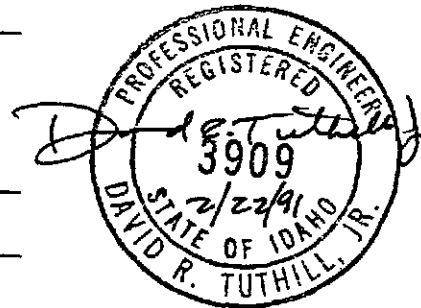
Reviewed by

Signature

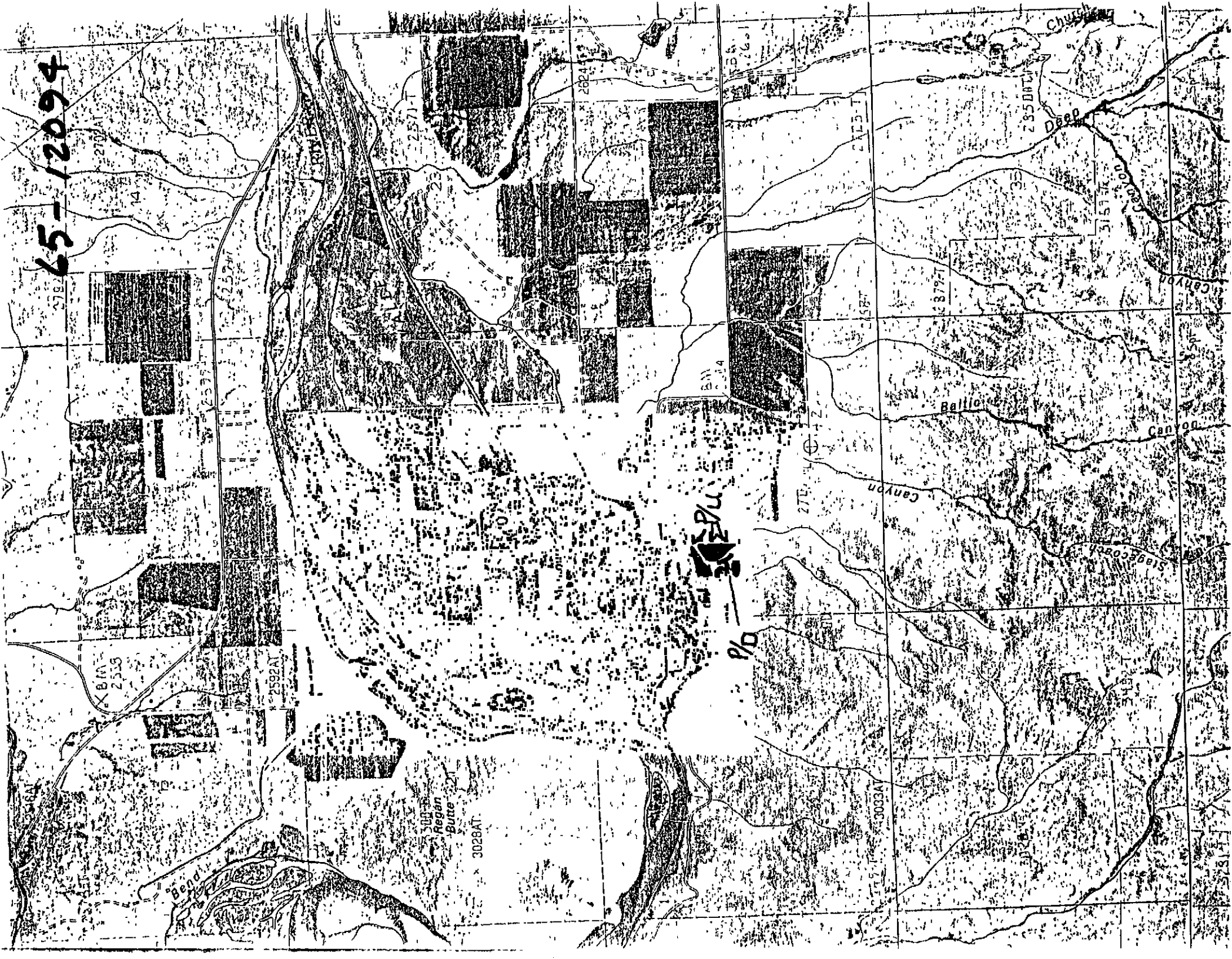
Date

Certification Date _____

CONSULTANT SEAL



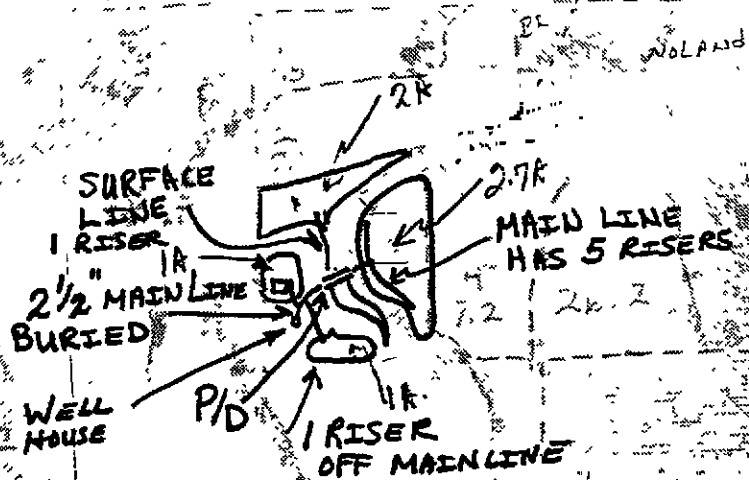
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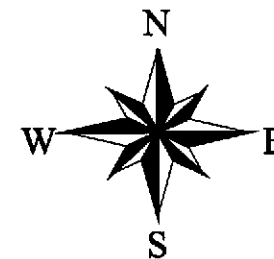


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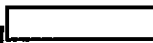
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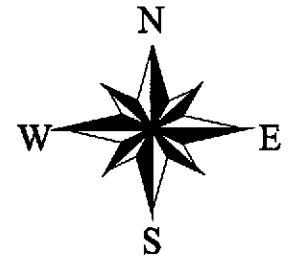
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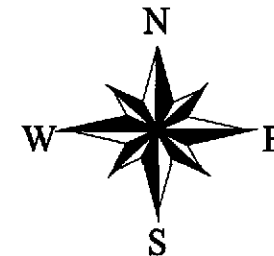
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