

Notes

4/18/05. Claimant has not responded to my request to amend the claim. Priority date verified is after the mandatory permit statute.

Claim disallowed and added Po1
Rem/cond.

Claimant needs to return, amend claim because this is an enlargement claim to 27-2124.

Disallowed 4/18/05 CB.

Claim NEEDS Amendment, Claimant has not responded. CB.

7/18/05 Claimant amended claim. CB

Notes

When was this land first put into CRP?

3/3/05 27-2124 is the same well. The well was licensed for the max diversion rate for the well.

Disallow this claim since recommended as 27-2124.

This irrigates different land. According to the FSA office 290 acres of this is dry land.

3/8/05 amended both 27-2124 & 27-4008 to include land under 27-4008. an ^{enlargement} expansion claim.

Priority date 5/25/1977, after the mandatory permit statute. CB.

Sent to claimants for signature. CB

Quick Look	Contacts	Priority	ite	POD	Source	POU	Water Use	Period of Use	Quar
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Review/Verify Log

Status

Claim Number Version Number

Check List

☐ Priority Date

☒ Contacts

☐ Point of Diversion

☐ Source

☐ Place of Use

☐ Purpose of Use

☐ Period of Use

☐ Quantity

☐ Summary

Contacts

3/3/06 Updated to Ralph Wheatley.

Comments

Author Text

Subj

Date - -

Type	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SESW	NESE	NWSE	SWSE	SESE	Total
WR #																			
27-2124	PHIL J YOST, DAVID MODERSITZKI,	GROUND WATER	05S40E23									40	40	40	39	40	40	39	318
Claim	PHIL J YOST, DAVID MODERSITZKI,	GROUND WATER	05S40E23	40		40		40		40		40		40	40	39	40	39	320
27-4008	VALUNA WHEATLEY, RALPH O WHEATLEY,	GROUND WATER	05S40E23									40		40	40	40	40	39	318
Rec	GAYLEN CHRISTENSEN	GROUND WATER	05S40E23									40		40	40	39	40	39	318
27-2124	GAYLEN CHRISTENSEN	GROUND WATER	05S40E23	40		40		40		40		40		40	40	39	40	39	320
Right																			
27-4008	GAYLEN CHRISTENSEN	GROUND WATER	05S40E23	40		40		40		40		40		40	40	39	40	39	320

15 West Center Street
Soda Springs, Idaho 83276
(208) 547-3993
(208) 547-3939 FAX

Idaho Department of Water Resources

boxed
8.8.03
2:09p.

Fax

To: Jennifer or Ernie

From: Cindy Bird

Fax: 525 7177

Pages: 2

Phone:

Date: 8/8/03

Re: Claim # A27-04008

CC:

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

The attached letter dated 16 February 1990 and directed to Phil J. Yost from Keith C. Wilson refers to water rights for Claim Nos. 01-00087C and A01-00169F. We are unsure if these are still separate claims or if they have been combined into a new claim number. In any event, we do not have enough information to finalize the claim.

Please check your office for the above referenced claim file and forward it to Soda.

Thanks.

Cindy Bird

CB/bjp

8/11/03 Kristin replied by email and 01-87C doesn't exist and 01-169F doesn't have much to it.

Note: 7/23/03

27-4008, 27-~~4009~~, 27-4010 & 27-11314

Ordering early flight information.

7/23/03 Asked Pauline to get a hold of the
USGS in Salt Lake City, UT to determine
how many photos are still need to cover
the B.U. claims in Basin 27.

2:20pm Ralph stopped in the office
to say he didn't have any other information
except a letter from FSA stating that this
was a replacement system.

He also brought in some photo for proof
of b.u. on permit 27-7494. I referred
him to Debbie Gibson

5/14/03

by Cindy Bird

27-400.8.

Ralph Wheatly came into the office 5/13/03, to discuss these rights. He is the new owner of the property. He went over to FSA and got copies of the attached documents.

License 27-2124 was licensed at 318 acres in the S $\frac{1}{2}$ of section 23, T5S, R 40E. The FSA 11/74 photo shows 390 acres irrigated, and 225 acres in the N $\frac{1}{2}$ Section 23, non irrigated. All the land is currently in CRP and has been since the late 80's.

Section 23 from the FSA Map shows, 390 acres irrigated and 225 ac. NON-irrigated. Totalling 615 ac. 318 were licensed under 27-2124 $(615 \text{ ac} - 318 \text{ ac}) = 297 \text{ ac}$. and 225 are not irrigated. $(297 - 225 = 72 \text{ ac})$ So, that leaves 72 acres irrigated with a 4/1/74 priority date as an enlargement claim NOT A STATUTORY claim.

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Ralph Wheatley	10053 S. Marsh Crk Rd.				
Name connector: and _____, or ☒ , and/or _____						
Current Owner	Vanua Wheatley	McCammon, ID	83250			
Current Owner						254-3186

Representing Attorney: _____ Phone Number: _____

Accompanied By: Ralph Wheatley Phone Number: 254-3186

Relationship to Claimant: _____

Date of Field Exam: 7/30/03 Time: 8 Am.

Directions to Property (if different from above) and/or update owner information:

met at the Soda Spring officeReviewer: ChDate: 7/30/03

Priority Date Data Entry FormClaim Number: A27-4008

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 5-25-1977 Recommended Basis: B.U.☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Pipe trial.

Reviewer: CBDate: 3/3/05

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source?
If Yes, go to 2
If No, go to 4 Yes ☐ No ☒
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree?
If Yes, go to 3a
If No, go to 4 Yes ☐ No ☐
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use?
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4 Yes ☐ No ☐
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion?
If Yes, go to 11
If No, go to 4 Yes ☐ No ☐
4. Is the basis of claim a decree or license?
If Yes, go to 5
If No, go to 7 Yes ☐ No ☒
5. Does the decree or license have a Priority Date?
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15 Yes ☐ No ☐
6. Did the Claimant claim the decreed or licensed Priority Date?
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15 Yes ☐ No ☐
7. Is the basis of claim a Permit or Application?
If Yes, go to 10e
If No, go to 8 Yes ☐ No ☒
8. Is the basis of claim a posted notice?
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9 Yes ☐ No ☒
9. Is the Priority Date claimed after the date a permit is required for the source and the water use?
If Yes, go to 11
If No, go to 12 Yes ☒ No ☐
- 10e. Will the license be issued prior to filing the Director's Report?
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15 Yes ☐ No ☐
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426?
If Yes, go to 12
If No, disallow with condition P01. Yes ☒ No ☐
12. Does the claim file contain sufficient evidence of Priority Date?
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13 Yes ☒ No ☐
13. Has additional evidence of priority date been submitted?
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14 Yes ☐ No ☐
14. Can any portion of the claim be recommended as a valid water right?
If Yes, go to 15
If No, disallow with condition P01. Yes ☐ No ☐
15. Is the basis of claim coded correctly?
If Yes, go to 16
If No, Enter the appropriate basis of claim. Yes ☒ No ☐
6. Is a Priority Date remark and/or condition required?
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete. Yes ☒ No ☐

Priority Date

Purpose of Use

Claim No. _____

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13
4. Does the parent right have a Purpose of Use? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed Purpose of Use be verified using the water right file? Yes () No ()
If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6
6. Is there evidence that there has been a change in the Purpose of Use? Yes () No ()
If Yes, go to 7
If No, go to 11
7. Can the change be verified as an accomplished transfer? Yes () No ()
If Yes, add condition C04, go to 11
If No, go to 8
8. Does the change include an enlargement of the Purpose of Use? Yes () No ()
If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12
9. Was an enlargement claim filed? Yes () No ()
If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes () No ()
If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13
11. Does the file contain all of the necessary information to verify the Water Use? Yes () No ()
If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
12. Did the claimant file a transfer? Yes () No ()
If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13
13. Is a Purpose of Use remark and/or condition required? Yes (☒) No (☒)
If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Purpose of Use

Place of Use

Claim No. _____

1. Is the basis of claim a Decree or License?

Yes () No (X)

If Yes, go to 2a
If No, go to 2b

2a. Is a POU required?

Yes () No ()

If Yes, go to 5
If No, go to 14

2b. Is a POU required?

Yes (X) No ()

If Yes, go to 3
If No, go to 14

3. Is the basis of claim a Permit or Application?

Yes () No (X)

If Yes, go to 4
If No, go to 7

4. Has the License been issued?

Yes () No ()

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

5. Does the parent right have a POU?

Yes () No ()

If Yes, go to 6
If No, go to 7

6. Can the claimed POU be verified using the water right file?

Yes () No ()

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

7. Is there evidence that there has been a change in the POU?

Yes (X) No ()

If Yes, go to 8
If No, go to 13

8. Can the change be verified as an accomplished transfer?

Yes () No ()

If Yes, add condition C05, go to 13
If No, go to 9

9. Does the change include an enlargement of the POU?

Yes (X) No ()

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

10. Was an enlargement claim filed?

Yes (X) No ()

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

11. Did the claimant file an enlargement claim?

Yes () No ()

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

12. Was a transfer filed?

Yes () No ()

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

13. Does the file contain all of the necessary information to verify the POU?

Yes () No ()

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

14. Is a POU remark and/or condition required?

Yes (X) No ()

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Place of Use

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes () No ()
If Yes, go to 14
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes () No ()
If Yes, go to 7
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes () No ()
If Yes, go to 9
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes () No ()
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
9. Was an enlargement claim filed? Yes () No ()
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes () No ()
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
11. Was a transfer filed? Yes () No ()
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
12. Does the file contain all of the necessary information to verify the Period of Use? Yes () No ()
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes () No ()
If Yes, go to 14
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes () No ()
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes () No ()
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? Yes () No ()
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use? Yes () No ()
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
18. Is a Period of Use remark and/or condition required? Yes () No (X)
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.

Period of Use

Quantity

Claim No. _____

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
4. Does the parent right have a diversion rate and/or volume? Yes () No ()
If Yes, go to 5
If No, go to 7
5. Can the claimed diversion rate and/or volume be verified using the water right file? Yes () No ()
If Yes, go to 8
If No, go to 7
6. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
7. Is a flow measurement required? Yes () No ()
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9
8. Does the parent right have an annual diversion volume limit? Yes () No ()
If Yes, go to 10
If No, go to 9
9. Is the source Ground Water and does the purpose of use require a diversion volume limit? Yes () No ()
If Yes, go to 10
If No, go to 11
10. Is irrigation a purpose of use? Yes () No ()
If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
11. Has a diversion volume limit for this water use been established by a decree, license or transfer? Yes () No ()
If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12
12. Is a Quantity remark and/or condition required? Yes (~~X~~) No ()
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.

Quantity

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

E25 Qty Rem. 27-2124, 4.38cfs, 1365

E11 POU Rem 27-2124, 390 acres

K09 Exp. Rem. 72 ac.

F05 Exp Rem. 27-2124.

K02 Gen Rem 27-2124.

C11 Priority con.

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.:

Reviewer _____

Date _____