

Bird, Cindy

From: Bird, Cindy
Sent: Monday, April 18, 2005 5:00 PM
To: Carlsen, Ernie
Subject: help....

hi Ernie,
I'm trying to link a shape for 27-2124 (T5S, R40E section 23) and it takes me to the POU of 27-2091 (T1S, R37E section 36 and 1). They are different owners. I've tried closing out of the ecvr and arcview and restarting them both but it still zooms and identifies the pou in T5S R40E?

See if you can link the shape and would have better luck. If you can get it to link the you could print out a layout and the NOE. Let me know if you have any luck.

thanks,
Cindy



27-2124.dbf 27-2124.sbn 27-2124.sbx 27-2124.shp 27-2124.shx

4/18/05

I.F. will print out layout and

INTER-DEPARTMENT MEMO

TO: Barbara
FROM: Cindy

SUBJECT: Linking POU.
DATE: 4/18/05

Please check for stray vertices. The POU wouldn't link. Do
BL501

ecvr is complete, except the POU needs to still be linked.

27-4008 was Disallowed because claimant has not responded to my request. CB

() For your information

☒ Response required

CB
signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 8, 2005

RALPH O. WHEATLEY
VAUNA WHEATLEY
10053 S. MARSH CRK RD
MCCAMMON, ID 83250

REF: Snake River Basin Adjudication (SRBA)
Claims 27-2124 and 27-4008

Subject: Amending the Notice of Claim to a water right.

RESPONSE DATE: MARCH 22, 2005

Dear Claimants;

Phil Yost and David Modersitzki filed the above listed claims in the SRBA in 1990. You recently purchased the property listed under these rights. Claim 27-4008 is a statutory claim that requires evidence to support the priority date claimed. The documents contained in the file do not support the original claimed 7/28/1961 priority date. The priority date supported by documents is 5/25/1977. This date however is after the May 25th, 1963 mandatory permit statute date. Therefore claim 27-4008 can only be recommended as an expansion claim to 27-2124. This means that you can irrigate the additional acres under 27-4008 but you have no additional diversion rate to use.

To include the additional acres under the expansion right both claims have to be amended to claim the acres. For your convenience I've enclosed the amended claims for **you both to sign in front of a notary**. Please return the forms to my office by the above response date. If you have any additional questions please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird

Enclosure: Amended Notice of Claim to a water right 27-2124 and 27-4008.

Quick Look	Contacts	Priority	te	POD	Source	POU	Water Use	Period of Use	Quar
Review/Verify Log Status Active									
Claim Number 27 2124			Version Number 1			View Documents		View Recommendation	
Check List			Print Form		Contacts linked shape for 27-2124. shape needs to be combined with 27-4008. Both claims amended because 27-4008 is an enlargement claim.				
☒ Priority Date ▼									
☒ Contacts ▼									
☒ Point of Diversion ▼									
☒ Source ▼									
☐ Place of Use ▼									
☒ Purpose of Use ▼									
☒ Period of Use ▼									
☒ Quantity ▼									
☐ Summary Yes to All									
Comments Author CBIRD Text Subj Date 03 - 08 - 2005 Add Edit Remove Selected									

Notes

3/3/05 27-4008 irrigates different ground but the well (POD) is the same. CB

3/8/05 amended claim to include land under 27-4008, an expansion claim. Priority date 5/25/1977, after 1963 mandatory permit statute. Send amended claims to claimant for signature.

7/18/05 Amended claim with claimant in Soda office CB

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

Quick Look	Contacts	Priority	te	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

Comments

Author Text

Subj

Date

3/3/05

Headgate licensed as 3.0 AF.

Current rate 3.5 af.

 $0.5 \times 318 = 159 \text{ AF. } (27-4008)?$

should need to add a remark to limit the diversion to 4.38 af,
when combining 27-4008 & 27-2124.

5/14/03 29-2124. New owner:
Ralph Wheatley

Ralph came into the office 5/13/03 and brought this map that he got from FSA.

Recommend as claimed, - new owner.

S/L.
3220

3/3/05 Cons. use 3.5 AF at headgate
2.5 Con. use.

This was licensed at 3.0 AF.

27-4008 additional Valm. 0.5 AF * 318 = 159 A.F. ?

Date: _____

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	Remark	27-4008	4.38 cfs., 1365 A.D.
K06	POU	Rem.	318 acres.	
E11	POU	Rem.	27-4008	390
K01	Exp.	Rem.	27-4008	
F05	Exp.	Rem.	27-4008	
C05	Gen	Cond.		

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.: _____ Reviewer _____ Date _____

Gaylen Christensen
P.O. Box 307
Tremonton, Utah 84337

Dec. 1974
1800 Acres

LOCATION:

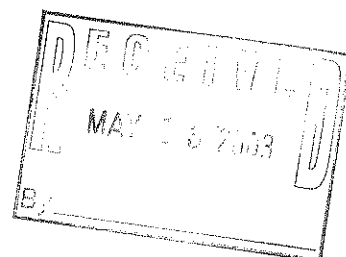
This farm is located about 25 miles North of Soda Springs and near the Blackfoot dam. Corral Creek runs through the property, South to North West. Bear Creek runs from the East into Corral Creek.

FACT:

Irrigated Cropland-----	850 Acres
Irrigated Pastureland-----	106 Acres
Non-Irrigated Cropland-----	531 Acres
Non-Irrigated Pastureland-----	182 Acres
Homestead, Waste Rock, Out Crop ect.----	131 Acres
Irrigation Systems-Sprinklers-----	4 Each
Well-----	1 Each
Pond -----	1, 48 Ac. Ft.
	Approx. 12 Surface Ac.

OBJECTIVES:

1. To control soil loss from water and wind erosion.
2. To control noxious and annual weeds.
3. To manage pastureland.
4. To develop and manage the sprinkler irrigation systems properly.



cooperating with
 OWNER Gaylen Christensen FARM NO. DATE 11/74
 OPERATOR Carlton SCALE 1" = 1/4 mile ACRES 1800
Utah PHOTO NO.

R 40 E



RECEIVED
 MAY 13 2003
 CB