

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: A63-08463

Date Received: 2/15/1990

Receipt No: 100 5924

Received By: J. J. J.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAROL J. HARTMAN 208-722-6286
Address: 26552 GOTSCH RD.
PARMA, ID 83660

AND/OR

Name: ORVILLE E. HARTMAN, JR. 208-722-6286
Address: 26552 GOTSCH RD.
PARMA, ID 83660

2. Date of Priority: FEB 18, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	04W	19	NE	NE	NW		CANYON

5. Description of diverting works:
105' DEEP WITH DIESEL PUMP 14" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.740		616.50
COMMERCIAL	01/01	12/31	0.100		0.10

7. Total Quantity Appropriated is:
2.740 C.F.S. (and/or) 616.60 A.F.A.

8. Total consumptive use is 479.5 Acre Feet Per Annum.

9. Non-irrigation uses:
C/SPRAYING.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	04W	19	NE		NW		IRR	37.0
			NW		NW		IRR	36.0
			SW		NW		IRR	27.0
			SE		NW		IRR	37.0
							Section Acres	137.0
							Total Acres	137.0

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
FARMERS CO-OP DITCH CO.

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): Orville E Hartman Jr. Date: Feb 15, 1990
Date:

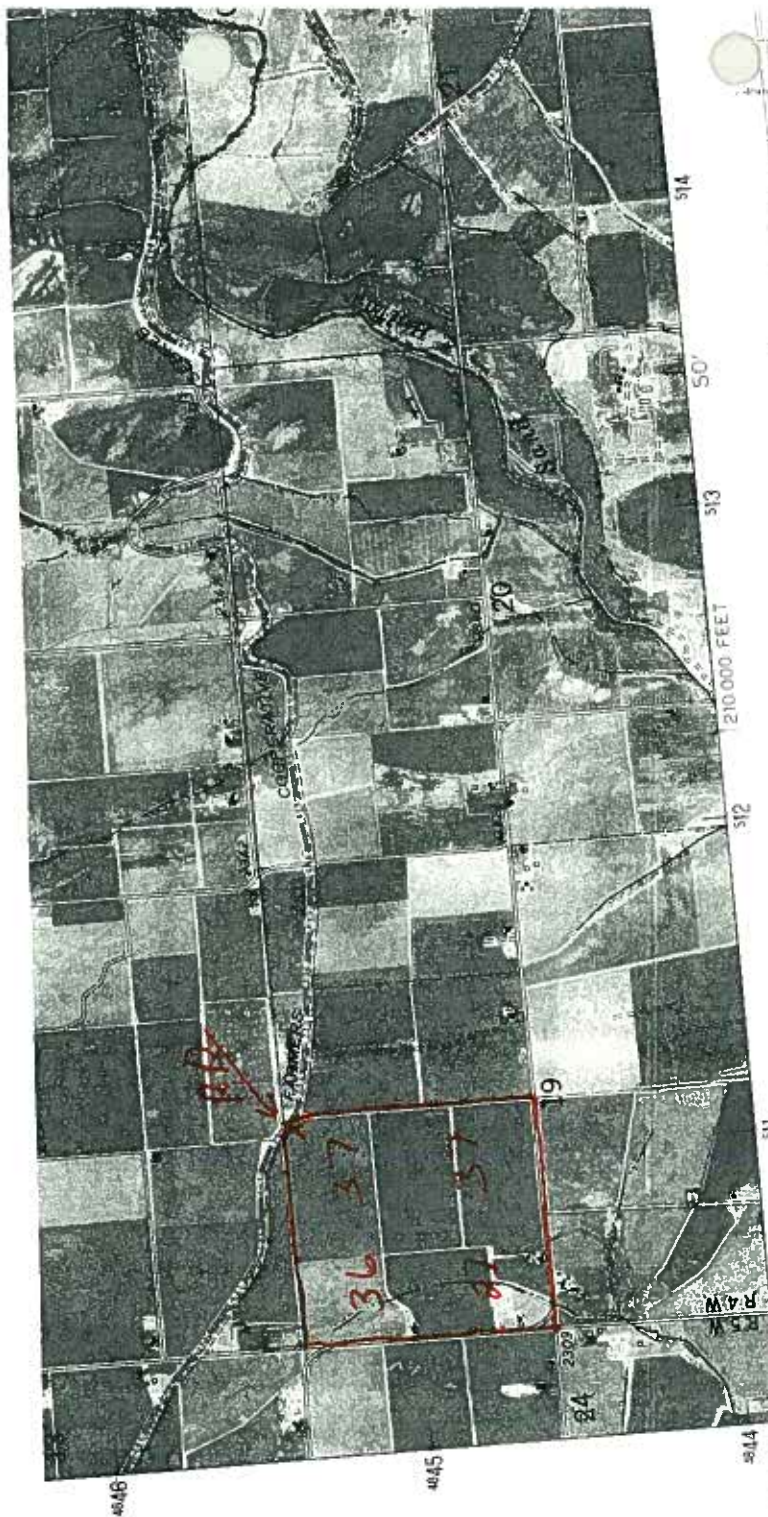
State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Feb. 19 90

John Dal Corbin
Notary Public

Seal

Residing at Boise ID
My Commission Expires 4/2/94



Produced by the Geological Survey

Orthophotograph prepared from 1:80,000-scale aerial photographs taken July 3, 1981

Projection and 10,000-foot grid ticks: Idaho

coordinate system, west zone

(Transverse Mercator)

1000-meter Universal

1927 North American Datum

To place on the predicted North American Datum, 1983 move

the projection lines 16 meters north and 78 meters east

as shown by dashed corner ticks

Photomagey rectified by optical scanning

Where double or mismatched image occur use the

margin of image position for map point

THIS MAP CO
FOR SALE BY U.S.

Copies

MICROFILMED

AUG 24 1992

09/29/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-8463

CAROL J HARTMAN
26552 GOTSCH RD
PARMA ID 83660
Telephone Number: (208)722-6286

ORVILLE E HARTMAN JR
26552 GOTSCH RD
PARMA ID 83660
Telephone Number: (208)722-6286

RECEIVED
OCT 12 2006
WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-12-06 SIGNATURE: Orville E Hartman Jr Carol J Hartman
Please print your name: Orville E Hartman Jr Carol J Hartman

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190



I didn't make
the second
request for
change since
it matches
the photograph

SUBMITTED TO SANDY EGBERT FOR CHANGES ON 10-12-06



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OCT 12 2006

WATER RESOURCES
WESTERN REGION

SRBA Recommendation:

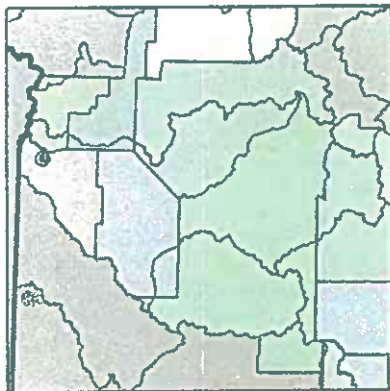
63-8463

(Irrigation)

Legend

⊙ Point of Diversion
Place of Use

▭ Townships
▭ PLS Sections
▭ Quarter Quarters



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles

Prepared by S. Egbert
On Tuesday, October 10, 2006
1987/88 Aerial Photography

New layout sent to claimant 10-10-06
changed shape per claimant request

08/18/2006

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

RIGHT NUMBER: 63-8463

NAME AND ADDRESS: CAROL J HARTMAN
26552 GOTSCH RD
PARMA ID 83660

ORVILLE E HARTMAN JR
26552 GOTSCH RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.740 CFS
616.600 AFY

PRIORITY DATE: 02/18/1977

POINT OF DIVERSION:

T05N R04W S19 NENENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	1/01 12/31	0.100 CFS 0.10 AFY
IRRIGATION	4/01 10/31	2.740 CFS 616.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S19	NENW	37.00	T05N R04W S19	NWNW	36.00
T05N R04W S19	SWNW	27.00	T05N R04W S19	SENW	37.00

COMMERCIAL same as IRRIGATION

137 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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.

Use of this right is combined with water from Farmers Cooperative Irrigation Co., Ltd.



Idaho Department of Water Resources

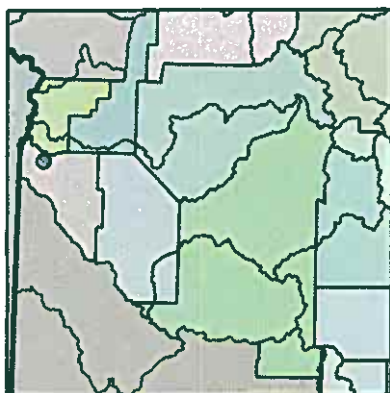
SRBA Recommendation:

63-8463

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles

Prepared by S. Egbert
On Tuesday, October 10, 2006
1987/88 Aerial Photography

*New layout sent to claimant 10-10-06
changed shape per claimant request*



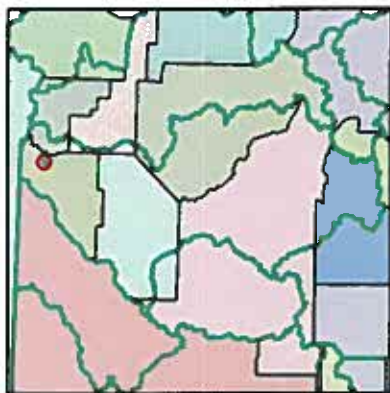
Idaho Department of Water Resources

SRBA Recommendation:

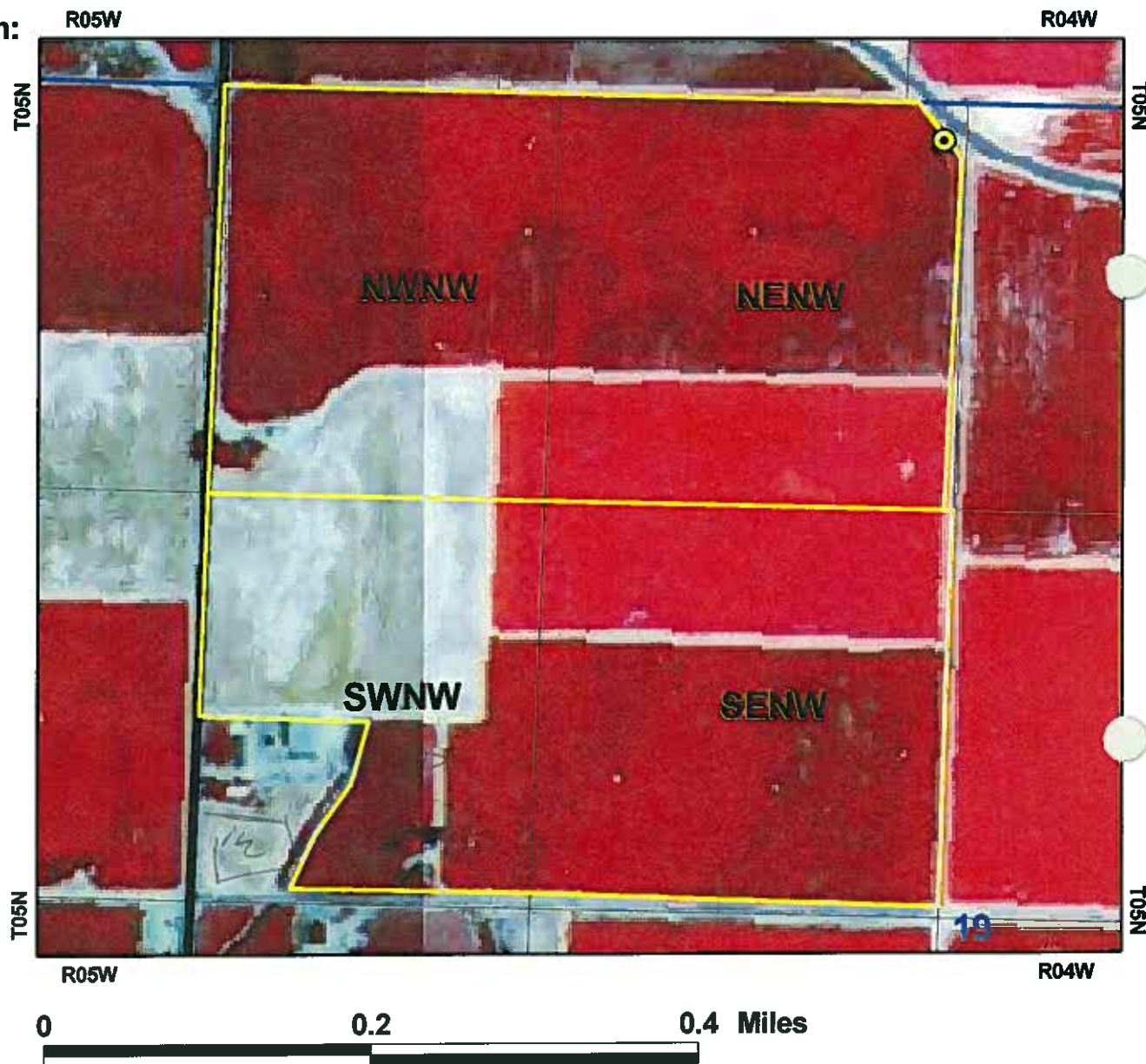
63-8463

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by S. Egbert
On Monday, August 21, 2006
1987/88 Aerial Photography

5/1/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	05N04W19	25	30	40	40	40	40	40	40	40	40	40	40	40	40	40	40	615
63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	05N04W19	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W19	X	X		X	X												0
63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W19	X	X		X	X												0
63 11828	FRED HERTIG TRUST,	GROUND WATER	05N04W19														40		40	80
63 8463	ORVILLE E HARTMAN JR, CAROL J HARTMAN,	GROUND WATER	05N04W19					37	36	27	37									137
63 8544	AUSTIN M GOODSON, ANNIE K GOODSON,	GROUND WATER	05N04W19	34			37													71
63 8948	EARL R ROSS, REBA ROSS,	GROUND WATER	05N04W19									36	11	27	35					109
63 8463	CAROL J HARTMAN, ORVILLE E HARTMAN JR,	GROUND WATER	05N04W19					37	36	27	37									137
63 8544	AUSTIN M GOODSON, ANNIE K GOODSON,	GROUND WATER	05N04W19	34			37													71
63 8948	EARL R ROSS, REBA ROSS,	GROUND WATER	05N04W19									36	11	27	35					109
63 21042	ORVILLE E HARTMAN JR, CAROL J HARTMAN,	GROUND WATER	05N04W19						X											0
63 21043	CAROL J HARTMAN, ORVILLE E HARTMAN JR,	GROUND WATER	05N04W19					X												0
63 21044	WILLIAM J HARTMAN,	GROUND WATER	05N04W19						X											0
63 23238	HAROLD L BRESHEARS, INA M BRESHEARS,	GROUND WATER	05N04W19									X								0
63 23238	HAROLD L BRESHEARS, INA M BRESHEARS,	GROUND WATER	05N04W19									X								0

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8463 Priority February 18, 1977 Amount 2.74 cfs

THIS IS TO CERTIFY, that Carol &/or Orville E. Hartman Jr.
of Parma, Idaho, has complied with the terms and conditions of Permit
No. 63-8463 issued pursuant to Application for Permit dated February 18, 1977,
and has submitted proof to the Department of Water Resources on November 12, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.74 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>October 31</u>	at <u>2.74</u> cfs and	<u>616.5</u> acre feet
<u>Commercial</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.10</u> cfs and	<u>0.1</u> acre feet
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 2.74 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
616.6 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 19, Twp.
5N, Rge. 4W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	4W	19					37	36	27	37									137

Total number of acres irrigated 137

Commercial use is spraying.

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 4.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30th day of
November, 19 82.

Acting for the Director

Norman C. Young

Identification No. _____

Application No. 63-8463

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Carol &/or Orville E. HARTMAN JR. Phone: 722-6286
post office address Rt. #7, Parma, ID
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19 Township 5N
Range 4W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.0 for Irrigation purpose from Apr 1 to Oct 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .1 for Spraying purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump & gravity system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 150 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 12,000.
8. Description of proposed uses:
a. If water is **not** for irrigation: Same as irrigated lands
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

RECEIVED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	4W	19					40	40	40	40									160

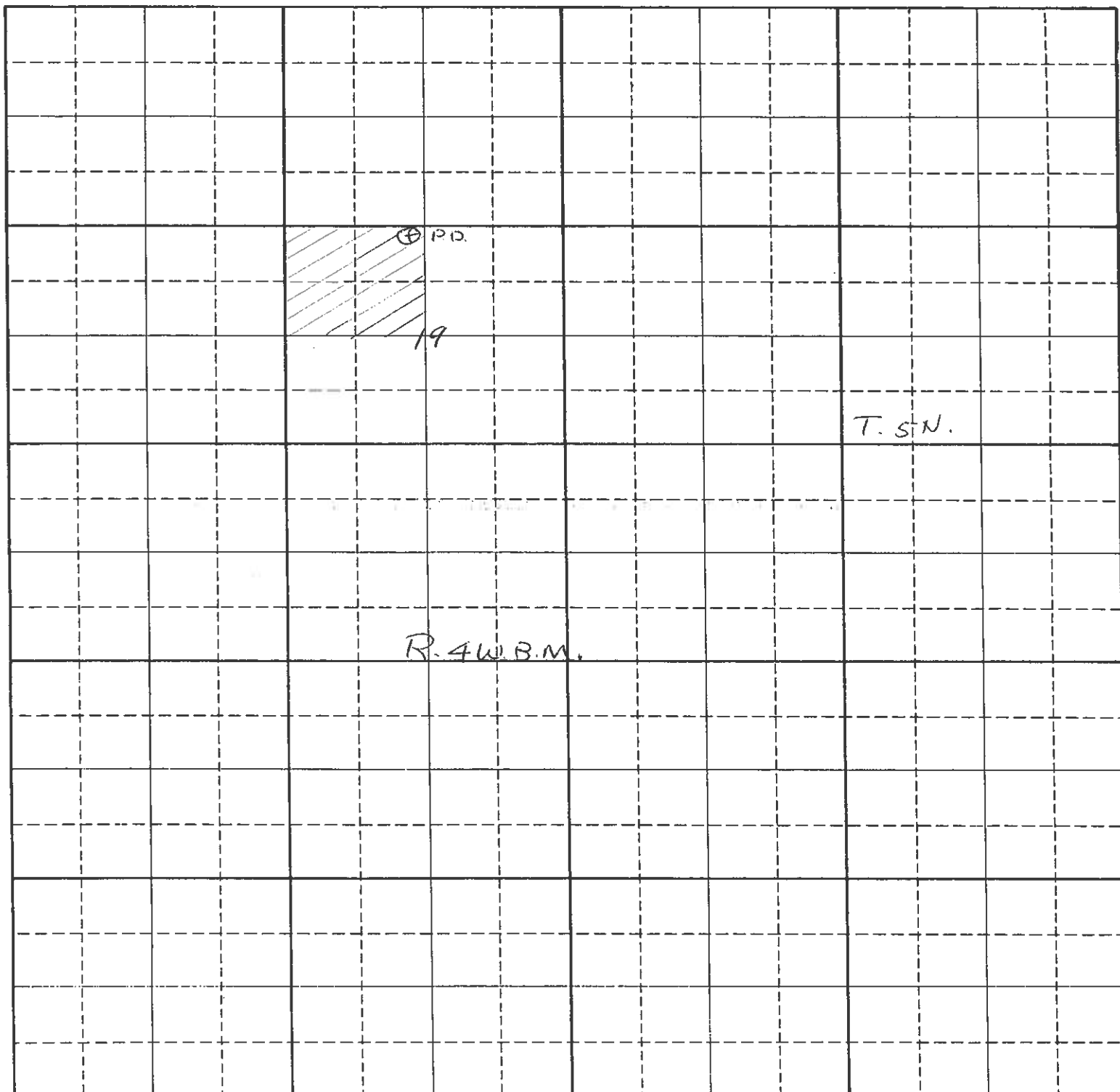
Total number of acres to be irrigated. 160

c. Describe any other water rights used for the same purposes as described above. Farmers
CO-op Ditch Co.

9. a. Who owns the property at the point of diversion Applicant
 b. Who owns the land to be irrigated or place of use Applicant
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks 0.1 c.f.s. will used to supply water for spraying fertilizer. -application
etc. This permit will be supplemental to Farmers Co-op Water Right.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Orville E. Hartman Jr.
(Applicant)

Proposed Priority 63-8463 2-18-77

Received by PWH Date 2-18-77 Time 11:25 AM.

Preliminary check by PWH Fee \$ 45.00 # 6683

Received by CS Date 2-18-77

Publication prepared by CS Date 2-18-77

Published in Partm Review

Publication dates Feb 24, 1977 + March 3, 1977

Publication approved sf Date 3-21-77

Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by sf

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

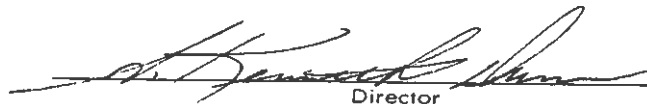
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8463, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 15 day of April, 19 77.


Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Orville E. Jr.
P.D. NENW, Sec. 19,
T 5N, R 4W
Use: Irrigation
Spraying
63-8463
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	3/31/82	jp	no appointment made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7/13/82 Accompanied by Orville Hartman Total Q measured 2.74
If source is surface water, estimate total flow of source _____
Methods of measurement Ciprolite meter 2 ft Meets Permit requirements? _____

Measurement calculations:

2 ft Ciprolite meter Reading 55 2.74 cfs capacity
 $.02 \times 137 = 2.74 \text{ cfs}$ $4.5 \text{ AFA} \times 137 \text{ acres} = 616.5 \text{ AFA}$ divide by 7.5
 Spraying = $137 \text{ acres} \times 10 \text{ gal/acre} \times 4 \text{ times} = 5480 \div 43560 = .125 \text{ AFA}$
 Except 1 cfs allow 0.1 AFA

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
14	100	Detroit	5033-150	Johnson	9500-00	2 ft Ciprolite		

System Description Pumps directly into a concrete ditch

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =	Q (cfs)	V (afa)	AFA/Acre	FROM	TO
Irrigation		2.74 ✓	616.5 ✓		4/1	10/31
Spraying (COMMERCIAL)		.10 ✓	.125 ✓		1/1	12/31
Total		2.74 ✓	616.62 ✓			

Remarks Supplemental water at to Farmers co-op ditch
Company

Overlap Review
63-2019 Boise River - No Overlap different source
recommend R16

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE NW Sec 19 T5 N R4W

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above ☒ None
- ☐ Add P.U. as reflected above ☒ Other

Examiner's Signature

Checked by DBS

Approved by

Date 9/14/82

Date 10/12/82

Date 10/27/82

