

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: A43-02325
Date Received: 5/24/1989
Receipt No: MO3695
Received By: JDC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. DEWARD HALL 208-642-2528
Address: BOX 1200
MALTA, ID 83342

AND/OR

Name: ESTELLA N. HALL 208-642-2528
Address: BOX 1200
MALTA, ID 83342

2. Date of Priority: OCT 15, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	26E	24	SW	SW	NE		CASSIA
			SE	SW	NE		CASSIA

5. Description of diverting works:
2 WELLS 16" 427' DEEP , 16" 210" DEEP 100 HP. MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.080		

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

8. Total consumptive use is 360.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A43-02325

Page

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MAR U 3 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	26E	13	NW	SE		IRR	40.0
			SW	SE		IRR	35.0
					Section Acres		75.0
		24	NW	NE		IRR	25.0
			SW	NE		IRR	20.0
					Section Acres		45.0
					Total Acres		120.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A4304112, AND RAFT RIVER DECREE.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20691

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: 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):

J. Edward Hall

Date: 5-24-89

Date: _____

State of Idaho)

County of Cassia)

SS.

Subscribed and sworn (or affirmed) before me this

24 day

of May 19 89

Bruce A. Schulz
Notary Public

Seal

Residing at _____

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO

My Commission Expires _____

MY COMMISSION EXPIRES APRIL 11, 1991

8/07/2001

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

RIGHT NUMBER: 43-2325

NAME AND ADDRESS: ESTELLA N HALL
J DEWARD HALL
BOX 1200
MALTA, ID 83342

SOURCE: GROUND WATER

VERIFIED BY KKC

QUANTITY: 1.08 CFS

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER
ACRE. COMBINED RIGHT NOS. 43-2009, 43-2325, AND 43-4112.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE
OF 2.08 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 616 AF.
COMBINED RIGHT NOS.: 43-2325 AND 43-4112

PRIORITY DATE: 10/15/1948

POINT OF DIVERSION: T12S R26E S24 SESWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.08 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T12S R26E S13	NWSE	39	T12S R26E S13	SWSE	39
T12S R26E S24	NWNE	38	T12S R26E S24	SWNE	38

154 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 154 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-2009,
43-2325, AND 43-4112.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

**Idaho Dept of Water Resources
Claims review notes and narrative**

Date: 8-6-2001

File: 43-2009 deward hall sys analysis

Prepared by Kelly K Christensen

**DEWARD HALL CLAIMS
43-2009, 43-4112, AND 43-2325**

These claims represent two claims from groundwater (43-4112, AND 43-2325) and one from Raft River (43-2009).

The groundwater system was recognized under 43-2325 for the original clamshell dug well that had a 4' corrugated steel culvert as casing. That right was licensed for 120 acres and 1.08 cfs. According to Rodney Hall and some supporting documentation a supplemental well was drilled in 1957 west of the first well by a thousand feet or so. This well was operated for several years with a 15 hp pump and could produce approximately 1100 gpm under open discharge conditions. According to Rodney, the water tables continued to drop and his father decided to deepen the well in 1963. While deepening the well it caved in and they discontinued its use. In 1975 a third well was drilled near the original well location. Rodney produced a Layne Pumps Inc. pump test dated 2-19-1975 that documented the system capacity at 930 gpm or 2.08 cfs. This represents the current system capacity.

Rodney indicated that in the 40s some of the riparian ground was sub irrigated out of Raft River and was used for grazing only. Since that time the sub irrigated ground has dried up and requires irrigation to keep the pasture area growing. Rodney stated that there is a ditch that runs north from the current point of diversion and has irrigated the ground from the fence line to the Raft River channel. The Raft River channel has now been moved to the eastern side of the place of use and placed in a straight channel. I am recognizing the difference between the licensed ground and the found acres under 43-4112 with the second well development date of 1957.

My recommendation is based upon the system capacity listed below and distributed between the groundwater rights as follows.

System capacity	2.08 cfs	154 acres
Licensed thru 43-2325	1.08 cfs	120 acres
Balance for 43-4112	1.00 cfs	154 acres
Raft River Rt. 43-2009	2.98 cfs	120 acres

12/21/2000

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

RIGHT NUMBER: 43-2325
NAME AND ADDRESS: ESTELLA N HALL
J DEWARD HALL
BOX 1200
MALTA, ID 83342

VERIFIED BY *KKC*

SOURCE: GROUND WATER

QUANTITY: 1.08 CFS

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS. 43-2009, 43-2325, AND 43-4112.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.08 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 480 AF. COMBINED RIGHT NOS.: 43-2325 AND 43-4112

PRIORITY DATE: 10/15/1948

POINT OF DIVERSION: T12S R26E S24 SESWNE Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	1.08 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T12S R26E S13	NWSE	39	T12S R26E S13	SWSE	39
T12S R26E S24	NWNE	38	T12S R26E S24	SWNE	38

154 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 154 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-2009, 43-2325, AND 43-4112.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHT NO. 43-4112 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

**Idaho Dept of Water Resources
Claims review notes and narrative**

Date: 12-21-2000

File: 43-2325 hall analysis

Prepared by Kelly K Christensen

**SYSTEM ANALYSIS FOR
43-2009 – SOURCE, RAFT RIVER
43-2325, AND 43-4112 SOURCE, GROUND WATER**

I met with Marvin Hall on December 20, 2000 and reviewed his system. He indicated that there have been a number of changes over the years concerning the operation and delivery of water to the ground.

43-2009 was a licensed right with a priority date prior to the Jobe Adams decree date of 10-18-1928. As this ground was considered in the Jobe Adams Decree and this use was not identified in the decree, I am recommending this right with a priority date of one day after the decree as a beneficial use right. I am recognizing the place of use as identified in the 1962 aerial photo as the historic place of use.

The point of diversion has changed several times over the years. Channeling Raft River, starting in Sec 25 and running north through sections 24, 13, and part of section 12 caused the latest change. The new point of diversion is in the southeast corner of the SWNE section 24, as a pumping system.

The groundwater delivery system has changed several times over the years also. Marvin indicated that the original 'well' was basically a hand-dug system lined with orangeberg and hand perforated with a punch. Eventually water tables dropped and a replacement well was drilled. The latest well that was developed was completed in the mid 1960's or early 1970's and an increase in capacity was developed at that time. Marvin indicated that the current capacity is affected by two different wells owned by neighbors, one approximately ¼ to the southwest and the other approximately ¼ mile northeast. He thought that the current capacity is closer to the licensed rate. The capacity is heavily dependent on the dynamic water level that apparently fluctuates a lot in this area.

I am recommending the licensed right within a permissible place of use for the original acres and at the licensed diversion rate. I am also recognizing the location of the current well as the point of diversion.

43-4112 is being recommended as an expansion claim based upon §42-1416B with a June 30, 1985 priority date. Virtually all of the place of use was irrigated as of 1987 based upon the Napp photography used in ArcView.

OPERATOR: Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
519-18-7037 S J DEWARD HALL MALTA	357.0	339.7	339.7	339.7	NONE	ACTIVE
ID 83342 0000						

CRP: .0

IFM: N

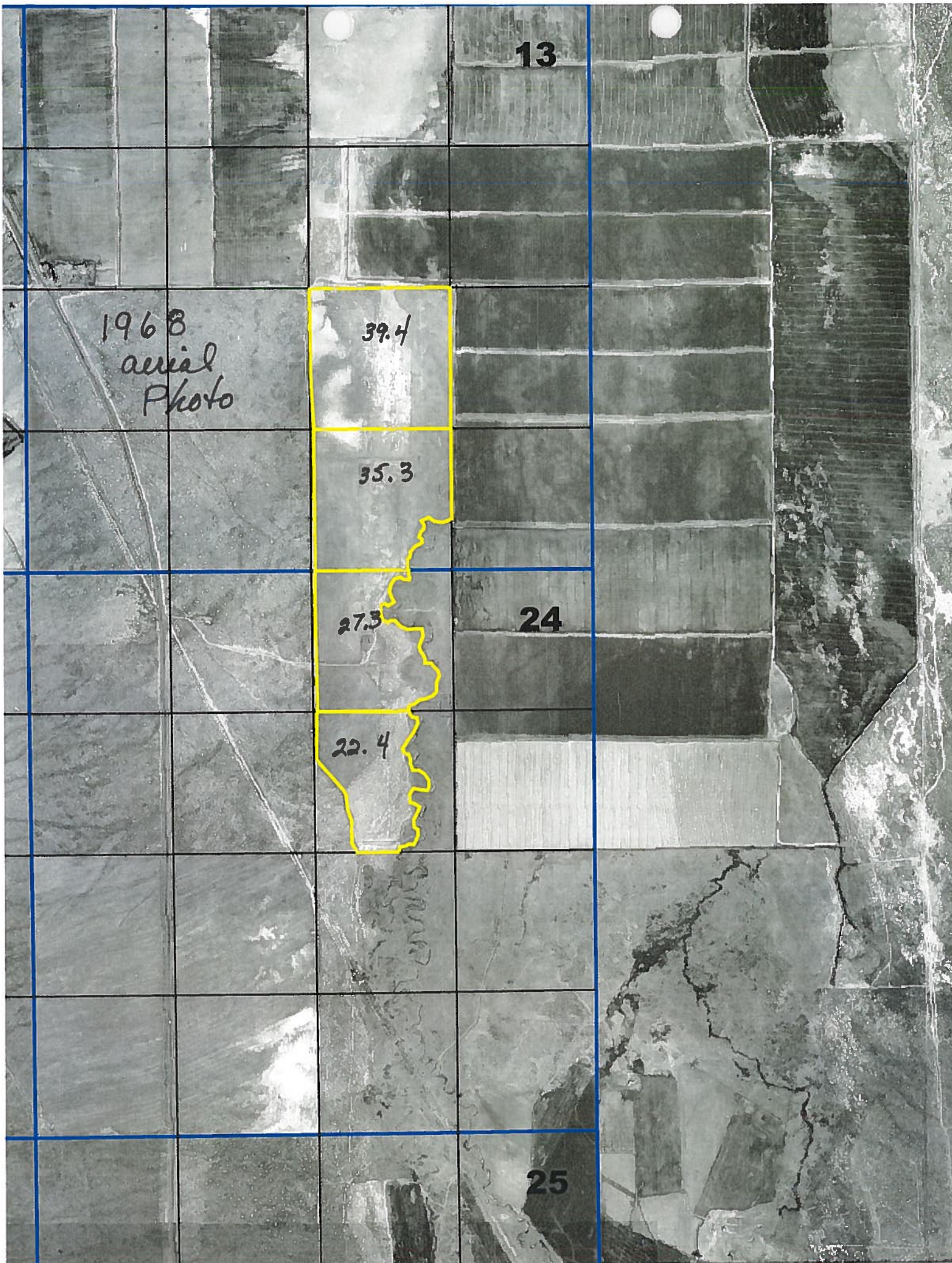
RECON. REF. NO.: A00209

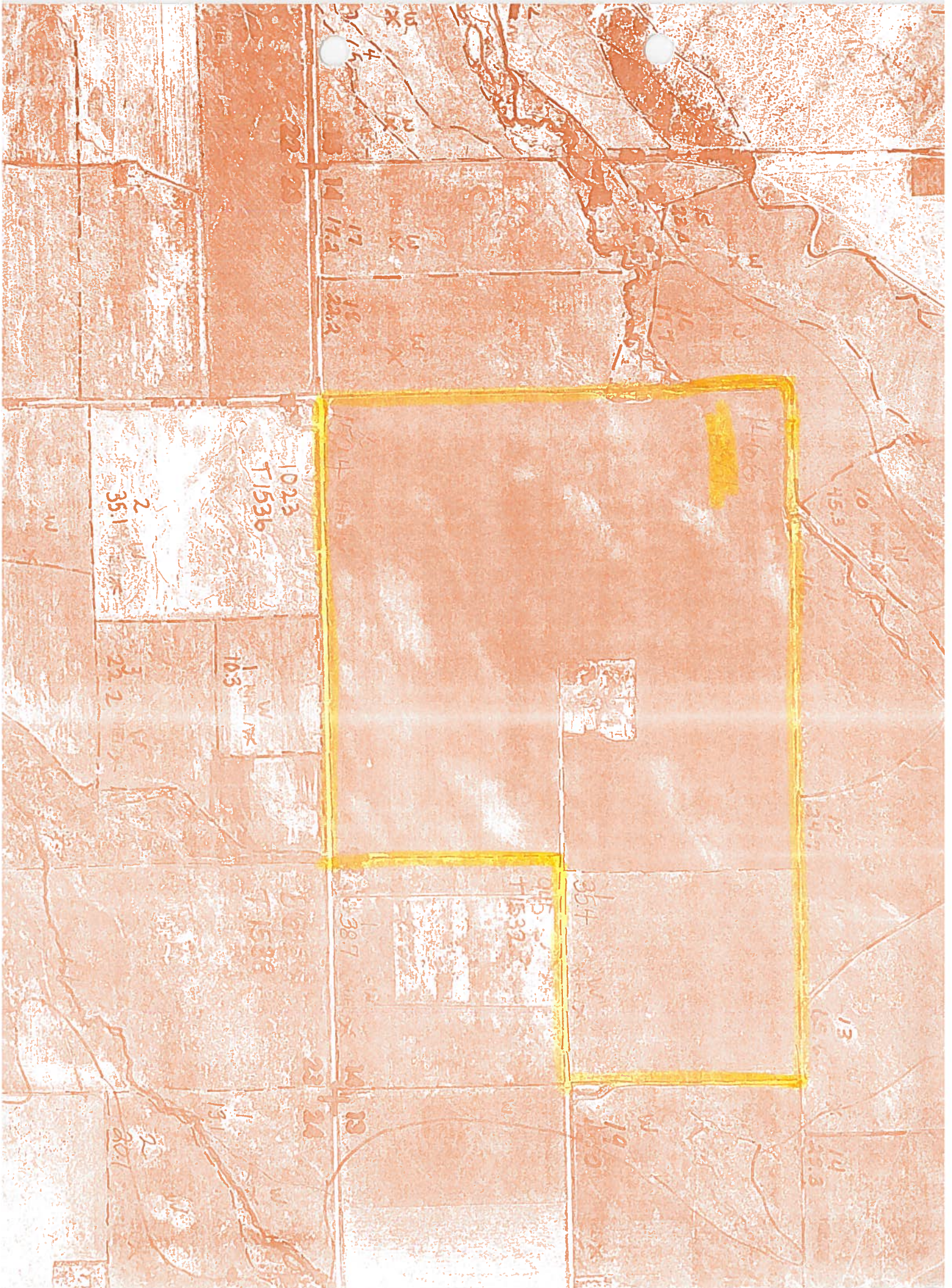
OFAY NORMAL PLANTED ACRES:	.0
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No. of Tracts: 2

Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	Ø27	AØ27	W	CW	FW	PC	AW	MW	RW	HG	CWTE	CWNA	PCW
8360	160.0	151.9	151.9	N	N			N	N	—							N
IDENTIFIER		DD20 Y-20 S-13.24 T-12 R-26															
OWNER		1 - J DEWARD HALL															
8361	197.0	187.8	187.8	N	N			N	N	—							N
IDENTIFIER		CC-26 S-14 T-13 R-26															
OWNER		1 - J DEWARD HALL															





Premium analysis

KKC

11-30-00

Pg 1

GW rights 43-2325 & 43-4112

2325 was licensed for 120 ac @ 1.08 cfs
(1948 priority date)

the field exam was made on July 20, 1954
and it identified a well 37' deep w/ 10 HP Smith
motor.

A well log for a well 420' deep, started in
1957 and finished in 1963 is in the file.

It is not clear but it appears to be a replacement
well for the licensed P/D.

No info in files for the other well.

43-4112 - circumstantial evidence goes against
much of this right.

the 1954 field exam does not identify
a second well, does not identify the existing
P/D as having a capacity exceeding the licensed
rate.

the 1968 aerial photo shows a comparable
irrigated place of use to the licensed acres
under 43-2325.

The 1987 NAPP photography does show additional
development but not necessarily full 40 acre tracts
for the claimed P/u. By 1987 the Raft River channel
has been changed on this property and the property
to the South.

Prelim analysis cont

Pg 2.

The Statutory claim filed in 1981 indicates only one well and actually the same well as licensed (replacement well, presumably the 1963 well log).

The ASCS Aerial photo (1992 flight?) identifies 151.9 acres.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20592

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant J. Edward Hall, Malta, Idaho2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24T. 12 S. R. 26 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Well is 37' deep by 6" diameter, cased to bottom. 30' of 8" Column, Single stage, 12" bowls, H-12'. Lift is approximately 40'. Water is lifted up into a dike ditch. 10 HP Smith Motor, 220 V., 25 A., 1760 RPM., Serial No. 54894. Fairbanks Morse Pump No. FK 5508. E.M. Switch Board panel No. 25968, on post to the South, G. E. Meter 240 V. No. 2870711. No protection, no curtain, pump rests on timbers across the top of well casing.

5. Water is used for: Irrigation and domestic use6. State whether or not water has been turned into works of diversion: Yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 24;W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 13;Twp. 12 S., Range 26 East, B.M.See the map.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Water is extremely cold.

This examination was made on the

20 day of

(Signed)

E. H. Thompson

Examiner

200 71

R-24E

T.
12
S.



Subdivisions = 4.

Area = 120 acres.

Q = 54 inches Spacing Meter 6249

T = 46°F.

REPORT OF WELL DRILLER

State of Idaho

DEC 20 1936

Department of Agriculture

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

OWNER: J. DeWard H. H. H.
Name: Malta
Address: Idaho

Permit No. 30691
NATURE OF WORK (check): Replacement well ☒
New well ☐ Deepened ☐ Abandoned ☐
Water is to be used for: Domestic use
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒ Other ☐

SCHEDULE: Threaded ☐ Welded ☒
Diam. from 0 ft. to 2 1/2 ft.
Diam. from ft. to ft.
Diam. from ft. to ft.
Diam. from ft. to ft.
Type of casing: 5 1/2 Material: Steel
☒ concrete ☐ wood ☐ other ☐

PERFORATIONS: (explain) Bit with tool
Type of perforator used: Bit with tool

Size of perforations: 1/4" by 6"
Perforations from 4 ft. to 210 ft.
Perforations from ft. to ft.
Perforations from ft. to ft.
Perforations from ft. to ft.

WAS SEALING MATERIAL INSTALLED? Yes ☐ No ☒
Manufacturer's name: Model No.
Type: Slot size: Set from ft. to ft.
Diam. Slot size: Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐ No ☒
Size of gravel: Gravel placed from ft. to ft. Surface seal provided? Yes ☐ No ☒ To what depth?
Material used in seal:

Do strata contain unusable water? Yes ☐ No ☒
Type of water:
Depth of strata: ft. Method of sealing:

Casing used? Yes ☒ No ☐
Is placed? Yes ☐ No ☒
To what well in section:



Size of drilled hole: Total depth of well: 430 Standing water level below ground: 50 Temp. Fahr. Test delivery: 300 gpm or of Pump? ☐ Bail ☐ Size of pump and motor used to make test:
Length of time of test: hrs. Min. Drawdown: 330 ft. Artesian pressure: ft. above land surface Give flow gpm or 350 gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐ No control ☐ Does well leak around casing? Yes ☐ No ☒

DEPTH FROM TO FEET FEET	MATERIAL	WATER YES OR NO
0 6	Top soil	
6 12	Stony clay	
12 18	Clay	
18 20	Clay	
20 24	Gravel & sand	
24 28	Clay	
28 30	Coarse gravel & sand	
30 32	Gravel & sand	
32 34	Gravel & sand	
34 36	Gravel & sand	
36 38	Gravel & sand	
38 40	Gravel & sand	
40 42	Gravel & sand	
42 44	Gravel & sand	
44 46	Gravel & sand	
46 48	Gravel & sand	
48 50	Gravel & sand	
50 52	Gravel & sand	
52 54	Gravel & sand	
54 56	Gravel & sand	
56 58	Gravel & sand	
58 60	Gravel & sand	
60 62	Gravel & sand	
62 64	Gravel & sand	
64 66	Gravel & sand	
66 68	Gravel & sand	
68 70	Gravel & sand	
70 72	Gravel & sand	
72 74	Gravel & sand	
74 76	Gravel & sand	
76 78	Gravel & sand	
78 80	Gravel & sand	
80 82	Gravel & sand	
82 84	Gravel & sand	
84 86	Gravel & sand	
86 88	Gravel & sand	
88 90	Gravel & sand	
90 92	Gravel & sand	
92 94	Gravel & sand	
94 96	Gravel & sand	
96 98	Gravel & sand	
98 100	Gravel & sand	

Work started:
Work finished:
Well Driller's statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name:
Address:
Signed by:
License No. Date

See other side for additional remarks

206 91