

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: **A43-02424**
Date Received: 6/ 5/1990
Receipt No: S012386
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RODNEY N HALL 208-645-2517
Address: PO BOX 631
MALTA ID 83342
AND/OR
Name: DORIS J HALL 208-645-2517
Address: PO BOX 631
MALTA ID 83342

2. Date of Priority: APR 4, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	27E	18	SE	SW	NE		CASSIA
			SW	SE	SE		CASSIA
		19	SW	NE	SE		CASSIA
		20	SE	NW	SW		CASSIA

5. Description of diverting works:
FOUR WELLS & PUMPS TO PIPELINES & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.140		

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

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	17	SW	NW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			Section Acres				115.0
		18	NE	NE		IRR	40.0
			NW	NE		IRR	5.0
			SW	NE		IRR	30.0
			Section Acres				75.0
			Total Acres				190.0

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:
RAFT RIVER WATER

14. Remarks:

THE PLACE OF USE WAS CHANGED WHEN THE RIGHT WAS PURCHASED
IN THE MID 60'S AND TRANSFERED WITHOUT CHANGING THE RECORD.
THE WELLS WERE TIED TOGETHER IN THIS SAME TIME PERIOD.

****AMENDMENT***

THE DATE OF PRIORITY WAS CORRECTED TO AGREE WITH THE LICENCE DATE
OF PRIORITY.

THE PLACE OF USE WAS CORRECTED TO TRANSFER 40 ACRES CLAIMED ON
A43-10636 IN THE NENE OF SEC. 18. T13S, R27E TO THIS CLAIM AS IT
WAS SUPPOSED TO HAVE BEEN ORIGINALLY.

*****PRIORITY DATE*****8

CORRECTED PRIORITY DATE BACK TO 1955, AS ORIGINALLY LICENSED.

8/19/99 jr

15. Basis of Claim: LICENSE

Water Right Number: 25574

State of Idaho License and Certificate of Water Right

Water License No. 0-25574

Amount 3.14 c.f.s.

Water District No. _____

Priority April 4, 1955

THIS IS TO CERTIFY that GRANT HITT, GLEN PARK & WILBER PARK
of Malta, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 4, 19 55; that Permit No. 0-25574
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.14 second feet, was issued thereunder on August 9, 19 57, showing that said works
were completed on the 15th day of February, 19 57; and that on the 15th
day of February, 19 57, GRANT HITT, GLEN PARK & WILBER PARK

of Malta, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean, for the purpose of Irrigation
, under Use Permit No. 0-25574 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6068, on the 9th day of August, 19 57;
The right hereby confirmed dates from April 4, 19 55;

The Point of Diversion is located
in the SW 1/4 NE 1/4, Sec. 18, Tp. 13 S., R. 27 E., N. M. County Cassia
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 3.14 cubic feet per second

Description and location of use

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	27 E.	7	SW NE	20	40
			NW SE	40	40
			SW SE	40	40
			SE SE	--	15
		18	NW NE	40	20
			SW NE	40	35
Total number of acres irrigated - -				190	

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

15th day of August

19 57

/s/ Mark R. Kulp

State Reclamation Engineer.

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: A43-02424
Date Received: 6/ 5/1990
Receipt No: S012386
Received By: R.V. 24

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RODNEY N. HALL 208-645-2517
Address: P.O. BOX 631
MALTA ID 83342
AND/OR
Name: DORIS J. HALL 208-645-2517
Address: P.O. BOX 631
MALTA ID 83342

2. Date of Priority: APR 4, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	27E	18	SE	SW	NE		CASSIA
			SW	SE	SE		CASSIA
		19	SW	NE	SE		CASSIA
		20	SE	NW	SW		CASSIA

5. Description of diverting works:
FOUR WELLS & PUMPS TO PIPELINES & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.140		

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

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

MAR 03 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	17	SW	NW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			Section Acres				115.0
		18	NE	NE		IRR	40.0
			NW	NE		IRR	5.0
			SW	NE		IRR	30.0
			Section Acres				75.0
			Total Acres				190.0

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:
RAFT RIVER WATER

14. Remarks:

THE PLACE OF USE WAS CHANGED WHEN THE RIGHT WAS PURCHASED IN THE MID 60'S AND TRANSFERED WITHOUT CHANGING THE RECORD. THE WELLS WERE TIED TOGETHER IN THIS SAME TIME PERIOD.

****AMENDMENT***

THE DATE OF PRIORITY WAS CORRECTED TO AGREE WITH THE LICENCE DATE OF PRIORITY.

THE PLACE OF USE WAS CORRECTED TO TRANSFER 40 ACRES CLAIMED ON A43-10636 IN THE NENE OF SEC. 18. T13S, R27E TO THIS CLAIM AS IT WAS SUPPOSED TO HAVE BEEN ORIGINALLY.

15. Basis of Claim: LICENSE

Water Right Number: 25574

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: _____

MICROFILMED

MAR 03 1993

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):

Ernest Hall

Date:

6 Feb 1997

Date:

State of Idaho

)

) SS.

County of Twin Falls

)

Subscribed and sworn (or affirmed) before me this 6th day

of February 1992

Robert V. Horstell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires January 16, 1995

MICROFILMED
MAR 03 1993

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: A43-02424
Date Received: 6/05/1990
Receipt No: 5012386
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RODNEY N. HALL 208-645-2517
Address: P.O. BOX 631
MALTA, ID 83342
AND/OR
Name: DORIS J. HALL 208-645-2517
Address: P.O. BOX 631
MALTA, ID 83342

2. Date of Priority: APR 04, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	27E	18	SE	SW	NE		CASSIA
			SW	SE	SE		CASSIA
		19	SW	NE	SE		CASSIA
		20	SE	NW	SW		CASSIA

5. Description of diverting works:
FOUR WELLS & PUMPS TO PIPELINES & SPRINKLERS

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Purpose	From	To	C.F.S	(or)	A.F.A.
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3.140 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	17	SW	NW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	115.0
		18	NW	NE		IRR	5.0
			SW	NE		IRR	30.0
						Section Acres	35.0
						Total Acres	150.0

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:
RAFT RIVER WATER

14. Remarks:
THE PLACE OF USE WAS CHANGED WHEN THE RIGHT WAS PURCHASED
IN THE MID 60'S AND TRANSFERED WITHOUT CHANGING THE RECORD.
THE WELLS WERE TIED TOGETHER IN THIS SAME TIME PERIOD.

15. Basis of Claim: LICENSE

Water Right Number: 25574

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): Rodney N. Haepp Date: 5 Jun 90

Date: _____

State of Idaho)
County of Thur Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day

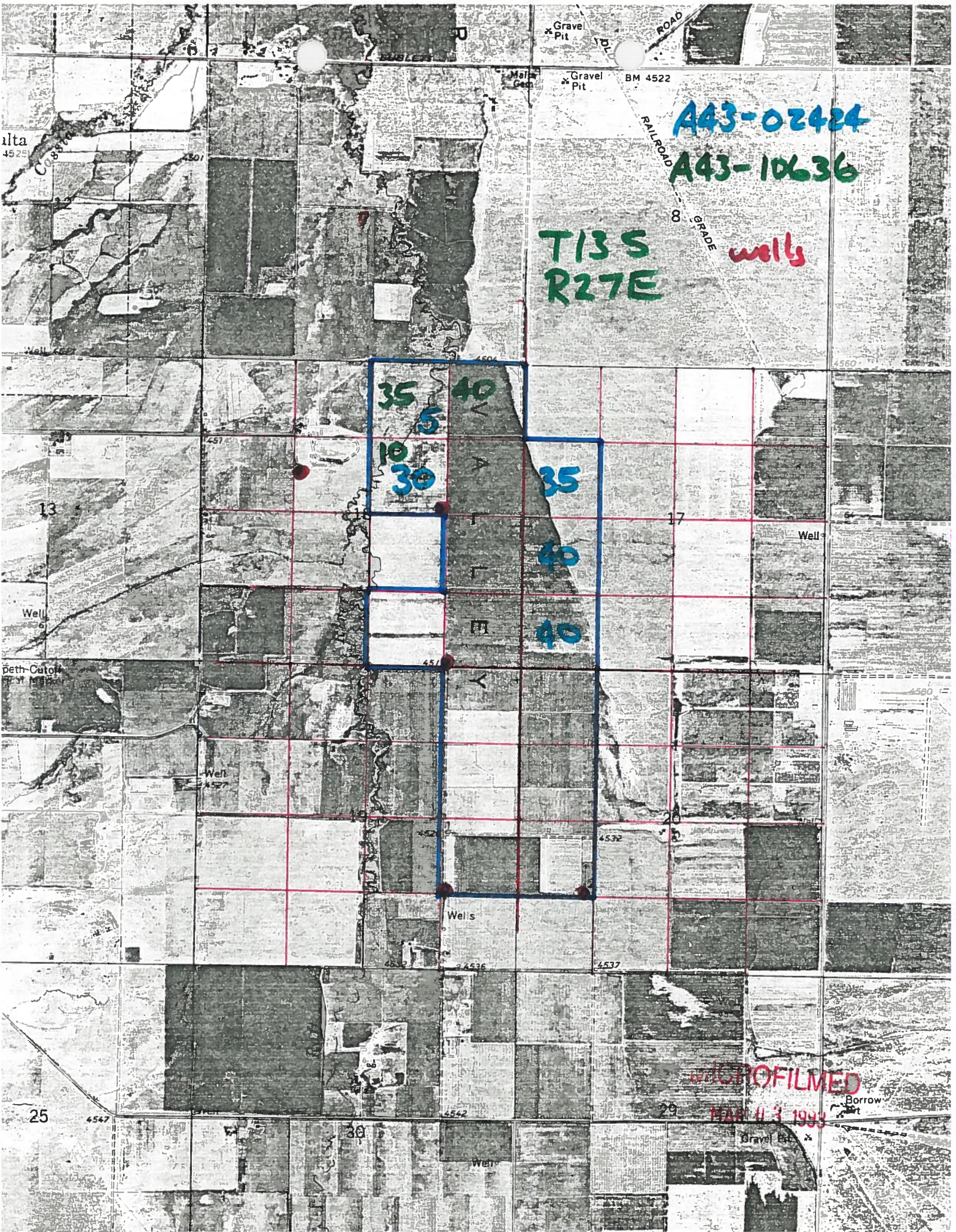
of June 19 90

[Signature]
Notary Public

Seal

Residing at Kimberly Id-

My Commission Expires 6/30/99



A43-02424
A43-10636

T13S
R27E

wells

35 40
5
10 30
35
40
40

MICROFILMED
MAR 13 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

A43-00324 +
Permanent Files 2

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 1, 1989

Mr. Sherl L. Chapman, Consultant
410 S. Orchard, Suite 144
Boise, ID 83705

RE: Snake River Basin Adjudication SRBA Claim
Mr. Rodney Hall of Malta, Idaho
Cassia County

Conner.

*1-90-91
late fee paid
+ claims filed
6/5/89 5012386
See attached receipt.
Tami Smith*

Dear Mr. Chapman:

In response to your letter of May 26, 1989 and the reasons given therein for the late filing of the above mentioned Adjudication claims.

This letter is a denial of Extension of Time for the filing of the above referenced Notice of Claims to a Water Right. The original filing deadline for the claims is June 8, 1989. The extension is denied on the basis the claimant has not shown diligence in preparing these claims.

This extension is denied under the authority of §42-1409 (10), Idaho Code.

Signed this 1st day of June, 1989.

David B. Shaw
Adjudication Bureau Chief

DBS;ds

MICROFILMED
MAR 13 1993

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 01/30/91
Time: 12:09:08

Rec/No - S012386 AR/No -
From: - HALL, RODNEY &/OR DORIS

Receipt Type - CK Doc/No - 3638
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 06/05/1990

Type Of Payment
ADJUDICATION FEE
LATE FEE

Program	Acct	Class	Fee
410162	9337	6490	1160.00
410162	9337	6490	550.00

Total Due - 1710.00

WR/No	WR Fee	WR/No
A4300324	290.00	A4300145
A4310638	25.00	A4310637
A4304121	50.00	A4304120
A4310636	135.00	A4302373

WR Fee	WR/No	WR Fee
210.00	A4310639	25.00
25.00	A4304122	50.00
50.00	A4304119	50.00
50.00	A4302424	200.00

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

MICROFILMED
MAR 03 1993

07/26/2001

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

RIGHT NUMBER: 43-2424
NAME AND ADDRESS: DORIS J HALL
RODNEY N HALL
PO BOX 631
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 1.81 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2532 AF. COMBINED RIGHT NOS.: 43-2327, 43-2424, 43-4119,
43-4120, 43-4121, 43-4122, AND 43-10636

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER
ACRE. COMBINED RIGHT NOS. 43-145, 43-324, 43-2327, 43-2424, 43-4119, 43-4120,
43-4121, 43-4122, AND 43-10636

PRIORITY DATE: 04/04/1955

POINT OF DIVERSION:	T13S R27E S18	SESWNE	Within CASSIA County
	T13S R27E S18	SWSESE	Within CASSIA County
	T13S R27E S19	SWNESE	Within CASSIA County
	T13S R27E S20	SENWSW	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	1.81 CFS
		760.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R27E S17	SWNW	35	T13S R27E S17	NWSW	40
T13S R27E S17	SWSW	40	T13S R27E S18	NENE	40
T13S R27E S18	NWNE	5	T13S R27E S18	SWNE	30

190 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 633 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-145,
43-324, 43-2327, 43-2424, 43-4119, 43-4120, 43-4121, 43-4122, AND 43-10636

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 190 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 INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

05/09/2001

**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: June 15, 2001

Water right number: 43-2424

DORIS J HALL
PO BOX 631
MALTA ID 83342
Telephone Number: (208)645-2517

RODNEY N HALL
PO BOX 631
MALTA ID 83342
Telephone Number: (208)645-2517

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:

12 June 01

SIGNATURE:

Rodney N Hall

Please print your name:

Rodney N Hall

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

RECEIVED

JUN 18 2001

Department of Water Resources
Southern Region

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

Date: 7-6-2001

File: noe response analysis hall 43-2373

Prepared by Kelly K Christensen

HOME PLACE

CLAIM #	PRIORITY DATE	ACRE LIMIT	RECOMMENDED RATE
43-4119	4-1-21	238	2.00
43-4122	4-1-33	398	2.00
43-4120	4-1-41	160	1.33
43-10636	4-1-46	45	0.90
43-4121	4-1-47	80	0.80
43-2373	1-12-52	291	3.82
43-2424	4-4-55	190	1.81
	TOTALS	633 ACRES	12.66 CFS

 = **RECOMMENDED RATE CHANGED FROM PRELIMINARY RECOMMENDATION**

For the rights listed above I increased the recommended diversion rate for the two earliest priority date statutory claim rights and then reduced the recommended rate for the latest priority date, which happened to be license 43-2424. The combined diversion rates for all rights total to an inch to the acre for the recommended place of use.

12/28/2000

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

RIGHT NUMBER: 43-2424

NAME AND ADDRESS: DORIS J HALL
RODNEY N HALL
PO BOX 631
MALTA, ID 83342

SOURCE: GROUND WATER

VERIFIED BY KKC

QUANTITY: 3.14 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2532 AF. COMBINED RIGHT NOS.: 43-2327, 43-2424,
43-4119, 43-4120, 43-4121, 43-4122, AND 43-10636

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS
PER ACRE. COMBINED RIGHT NOS. 43-145, 43-324, 43-2327, 43-2424, 43-4119,
43-4120, 43-4121, 43-4122, AND 43-10636

PRIORITY DATE: 04/04/1955

POINT OF DIVERSION:	T13S R27E S18	SESWNE	Within CASSIA County
	T13S R27E S18	SWSSE	Within CASSIA County
	T13S R27E S19	SWNESE	Within CASSIA County
	T13S R27E S20	SENWSW	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	3.14 CFS 760.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R27E S17	SWNW	35	T13S R27E S17	NWSW	40
T13S R27E S17	SWSW	40	T13S R27E S18	NENE	40
T13S R27E S18	NWNE	5	T13S R27E S18	SWNE	30

190 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 633 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED
RIGHT NOS. 43-145, 43-324, 43-2327, 43-2424, 43-4119, 43-4120, 43-4121,
43-4122, AND 43-10636

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 190 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 INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

Date: 12-26-2000

File: HALL CLAIMS GROUNDWATER SOURCE

Prepared by Kelly K Christensen

HALL CLAIMS GROUNDWATER SOURCE

CLAIM #		WELL NUMBERS					Basis for claim	Place of use		Diversion rate	
		1	2	3	4	5		Claimed acres	Recom-med acres	Claimed - Licensed rate	Recom-mended rate
		S-20 NWSW	S-19 NESE	S-18 SESE	S-18 SWNE	S-18 SENW					
43-04119	Aj P/D	⊖	⊖	⊖	⊖			400 ac	238 ac	2.00 cfs	1.34 cfs
	Wr P/D	Φ					Statutory claim				
43-04120	Aj P/D	⊖	⊖	⊖	⊖			400 ac	160 ac	2.50 cfs	1.33 cfs
	Wr P/D			Φ			Statutory claim				
43-04121	Aj P/D	⊖	⊖	⊖	⊖			400 ac	40 ac	1.20 cfs	0.80 cfs
	Wr P/D						Statutory claim				
43-04122	Aj P/D	⊖	⊖	⊖	⊖			400 ac	398 ac	2.00 cfs	1.33 cfs
	Wr P/D		Φ				Statutory claim				
43-02373	Aj P/D	⊖	⊖	⊖				291 ac	291 ac	3.82 cfs	3.82 cfs
	Wr P/D	Φ	Φ	Φ			Licensed right				
43-02424	Aj P/D	⊖	⊖	⊖	⊖			190 ac	190 ac	3.14 cfs	3.14 cfs
	Wr P/D				Φ		Licensed right				
43-10636	Aj P/D	⊖	⊖	⊖	⊖	⊖	Combined right	45 ac	45 ac	1.70 cfs	0.90 cfs
	Wr P/D					Φ	License & Statutory Claims				
								License totals only	526 ac	633 ac PP/U	
I am recommending 633 acres as the permissible place of use. Of that place of use, 526 acres were irrigated with 7.86 cfs. 633 acres at one inch per acre requires 12.66 cfs							Rate at 1" per acre = 12.66 cfs Licensed <u>7.86 cfs</u> Difference 4.80 cfs				
The system has been modified many times over the years with the specific capacity of an individual well going up and down for various reasons. The best information is that the system had the capability to deliver 1" per acre by 1963 (mandatory permit statutes). Historical pumping capacity is currently not available for the statutory claims. Lacking any data, I have recommended the statutory claims on a percentage basis for the balance of the diversion rate exceeding the combined licensed rates up to one inch per acre based upon my understanding of the historical irrigated place of use. The recommended place of use consists of 633 acres which includes all groundwater rights and previously decreed surface water rights. The surface water rights are 43-145 and 43-324											
Different system ↓↓											
43-2306A	P/D					⊖	License, Claimed as B/U			0.80 cfs	0.80 cfs

Claims 43-04119, 43-04120, & 43-04121 identified wells 1 thru 4 as the point of diversions for each claim. The original statutory claims identified each claim with only one well as shown in the table above. The basis of the adjudication analysis starts with the use as identified in the statutory claims and then expands based upon additional information as provided by the adjudication claim and owner. The 400 acres claimed under the statutory claims are represented by Raft River water under 43-00324 for ground in Sec 19 & 20 and Cassia Creek

water under 43-00145 for the ground in Sec 18. Neither acres by quarter/quarter or total acres are given in the Jobe Adams decree.

ANALYSIS BY INDIVIDUAL CLAIM

43-04119 identified **well # 1** as the original source with a priority date of 4-1-1921. Charles Pulsiphor submitted an affidavit in 1948 and an additional 3 affidavits were submitted in 1981, with the statutory claim, that indicate that Charles Pulsiphor drilled the well in 1921 and then put it to beneficial use that year. The 1948 affidavit identified a place of use of approximately 240 acres. The subsequent affidavits enlarged the claimed place of use to 400 acres. The original well was an 'open pit' lined with orange berg. Hall indicated that the well water was delivered to the place of use via a parma water lifter and a gravity ditch system. The well and delivery system has changed several times over the years. Currently there is a 100-hp motor on the well. See the table above for rate and acre limitations.

43-04120 identified **well # 3** as the original source with a priority date of 4-1-1941. Affidavits submitted with the statutory claim indicate that the well was drilled in 1940 and that beneficial use first occurred in 1941. At this time the original delivery system is unknown. When 43-02373 was licensed, this well was included in the P/D listing. The licensing field exam identified a 10 Hp motor and a layne-bowler pump with 8 inch discharge on the well and that the delivery rate was 1.68 cfs. Hall identified the 4 quarters to the west and north of the well location as the original place of use. I believe that the current motor on the well to be 100 Hp. See the table above for rate and acre limitations.

43-04121 identified **well # 4** (in Section 18) as the original source with a priority date of 4-1-1957 (on the claim itself). The affidavits indicate that the well is in Section 20. I believe that the affidavits are incorrect and that the claim form itself represents what the affidavits were identifying. Affidavits submitted with the statutory claim indicate that the well was drilled in 1957 and that beneficial use first occurred in that year. The original pumping system was not identified in the statutory claim or the attached affidavits but the affidavits identified the diversion rate at 1.20 cfs. Hall identified the NE¼ of sec 18 as the original place of use. I am therefore recommending this claim for the found 40 acres and at 0.80 cfs (one inch per acre). The statutory claim and the adjudication claim identified 400 acres as the place of use. This well was also part of 43-02424.

43-04122 identified **well # 2** as the original source with a priority date of 4-1-1933. Affidavits submitted with the statutory claim indicate that the well was drilled in 1933 and that beneficial use first occurred in that year. The original pumping system was not identified in the statutory claim or the attached affidavits but the affidavits identified the diversion rate at 2.0 cfs. This well is located at the southern end of the recommended place of use and the natural flow for the property is basically south to north. The historical irrigated place of use may have been smaller than the claimed place of use. However, as it is physically possible to irrigate all or nearly all of the claimed place of use under a gravity system from the original well, I am recognizing the currently irrigated acres within the claimed place of use (398 acres).

43-02373 identified **wells 1, 2 & 3** as the original licensed points of diversion. The priority date for this right is 1-25-1952. The license indicated a 291-acre place of use within the 400-acre place of use identified in statutory claims 43-04119 thru 43-04122. The licensing field examination identified the permitted acres as part of the irrigated place of use on item 7 of the report but excluded a significant portion of the permitted place of use on the section grid layout. The E½NW¼ of sec 20 is BLM property and was irrigated at that time, but according to Rodney Hall the effort to obtain ownership of that ground fell through and was therefore excluded from this right. The ground is not currently being irrigated. The NESE of Sec 19 was also excluded from the recommended place of use. Well # 2 is located in the SW corner of that quarter/quarter and according to Rodney Hall, ditches ran both north and east from this well. As the other forty acre tracts 'down hill' from this point were recommended it is unlikely that this tract was dry. Why it was excluded from the recommendation is not clear in the field examination. The same general circumstance exists for half of the NENE of Sec 19 and the SENE of Sec 18. From Raft River east for generally ½ mile the irrigated ground is flat with little slope. Beyond the ¾ mile range the slope increases and that ground is not irrigated.

Based upon the information currently available I believe that the majority of the 400 acre place of use was irrigated prior to the licensing field exam for 43-02373 and can be recognized under the statutory claims.

43-02424 was licensed from **well # 4** and has a priority date of 4-4-1955. The original licensed place of use included portions of the NENE and SWNE of Sec 18 and additional ground in Sec 7. Mr. Hall filed an application

for transfer in 1992. The application was not accepted as Glen Saxton noted that the actual change in place of use occurred prior to 1987 and therefore could be recognized through the adjudication process. The change was to move the irrigation from the ground in Sec 7 to ground in the W½NW¼ and the NWSW of Sec 17

ANALYSIS OF A43-10636 WITH A CLAIMED PRIORITY DATE OF 4-1-1946

This claim claims all 5 points of diversion but identifies only 45 acres in the W½NE¼ of Sec 18 as the place of use. As filed, this claim represents a combination of the following rights 43-2306 (a portion), 43-04117 and 43-04231.

43-02306 was licensed with a priority date of 2-5-1948. The claimed priority date is 4-1-1946. Evidence of priority supporting the 1946 date was submitted. This right was licensed for 85 acres at 1.70 cfs. The licensed place of use was split through an ownership change for a portion of the property in 1979. Hitt retained 40 acres and 0.80 cfs and Hall obtained 45 acres and 0.90 cfs. Subsequently the Hitt property was purchased by Hall (change of ownership submitted in 1999) but was placed in the name of Valley River Farms LLC and is recommended as 43-2306A. It is not recommended within the permissible place of use covered by a majority of the Hall claims.

This claim (43-10636) is being recommended for the 45 claimed and previously licensed acres that were identified in the original license 43-2306. The statutory claims identified in the original claim are not recognized under this right. I am recommending the 4 wells identified under the other rights but not the well recommended under 43-2306A. That well was owned by Hitt until the 1990s and was not part of the Hall system at the commencement of the adjudication.

Claims identifying Sec 18 NENE as the place of use.

The statutory claim **43-04117** shows a priority date of 4-1-1952 as the date that water from well # 5 was applied to 15 acres in the NENE of Sec 18.

The statutory claim **43-04231** shows a priority date of 4-1-1953 and lists wells 1, 2, 3, and 4 as the diversion points. The place of use is listed as 34 acres within the NENE of Sec 18. A statement on the statutory claim form indicates that 6 acres in the NE corner of that quarter/quarter is irrigated from a different system.

Claim A43-10636 was amended on 2-6-1992 to delete the claimed 40 acres in Sec 18 NENE. Remarks state that those 40 acres were being claimed under A43-02424. Although the place of use was reduced by 40 acres a corresponding reduction in the diversion rate was not made.

Because both 43-04117 and 43-04231 both specifically identified the NENE of Sec 18 and no other acres the inference is that they should no longer be considered relevant to this claim.
That leaves 43-02306 as the basis for this claim.

Available information does not indicate that all 5 wells were tied together in 1946 nor does the licensing information indicate that there was a combined system as of the field verification conducted on 8-1-1951. Proof of Completion of Works signed and dated 12-5-1950 by Grant Hitt. That proof included a statement that ground on the other side of the river was not watered by this well. The sale and splitting of the water right in 1979 indicates that the lands were to be irrigated independently. Hall did not obtain ownership of the entire licensed place of use until the 1990s.

CLAIM NUMBER

A43-02424

DATE

TRANSFER NUMBER

A43-10636

AGENT

CLAIMED ACRE TOTAL

GIS ACRE TOTAL

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
43-02424	13S	27E	18	40	5	30														75
43-10636			18		35	10														45
1																				
43-02424	13S	27E	17							35				40	40					115

B43-DBPOU.SHP

SHAPE NOS.

43-DBPOD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

43-02424

REPORT OF ENGINEER

Permit No. G-25574

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Glen & Wilmer Parks and Grant Nitt
2. Source of water supply: Subterranean flow from a dug well
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18
T. 13 S. R. 27 E., B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Clam-shell excavated well 30' deep, 52" dia. corrugated iron pipe cased to bottom, static water level 6', drawdown during pumping 8'. Temp. of water 80°F. - Pumped by #3 Farma Water Lifter with 10" galv. iron pipe discharge. Powered by GE #MM-24311, 220 volt, 17.7 Amp, 3 ph. 60 cycle, 1766 RPM, 15 HP motor with Westinghouse Motor #79727495 - Pump is belt driven, Motor sets on top of casing. Plant is unhooused

5. Water is used for: Irrigation
6. 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):

20 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 7., Twp. 13 S., Rge. 27 E., B.M.

40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18., " 13 S., " 27 E., B.M.

80 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7., Twp. 13 S., Rge. 27 E., B.M.

40 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18., Twp. 13 S., Rge. 27 E., B.M.

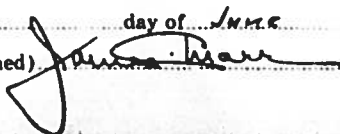
40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7., Twp. 13 S., Rge. 27 E., B.M.

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

8. What large stream would the water here appropriated finally reach?
- Remarks: Discharge could be lowered about 3 feet to decrease pumping head.

This examination was made on the 5 day of JUNE, 1957

(Signed)

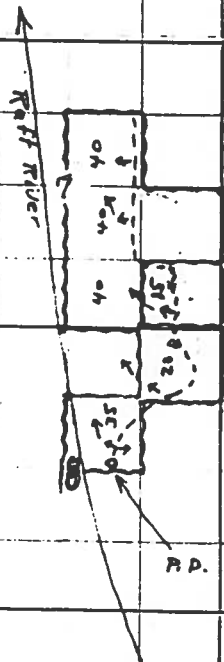


Examiner.

G-25574

R-275.

T
13
S.



Subdivisions - 5

35 Acres -	SW 1/4 NE 1/4 Sec 18
20 "	NE 1/4 NE 1/4 "
15 "	SE 1/4 SE 1/4 " 7
20 "	W 1/4 SE 1/4 " 7
40 "	SW 1/4 NE 1/4 " 7

Total 170

Measured quantity 157 Idaho Miners inches
As determined by spring meter.

G = 157 inches.

R27

Y21

J 24

D303

D462

PD

PD3



10 ACRES
HOUSE

DRY 10

WHEEL
7 8 10" WAS
18 17 FORMERLY
USED

D526

WATER

D232

D462

D525

C 19.0

EAST A WATER

A549

B 20.9

C 10.0

Memo

TO: FILE

3-29-85

FROM: J. N. S.

Re: Conversation w/ Suel Chapman

On this day Mr. Chapman called in reference to an transfer application filed on this night.

I ^{him} informed that our review had found several water rights on the land which the transfer proposed to remove water from and that ^{those} additional water rights had to be included in the transfer before it could be approved.

He stated that the water right 43-2424 had been removed from the lands long before the area had become designated Rat River Critical Groundwater Area and that other water rights used on the lands were discontinued until a well was ^{later} drilled to replace right 43-2424 and a new water right was filed on. He did not state the number of said water right.

He wanted to talk to Mr. Hall, the transfer applicant, ~~and~~ to get more information concerning history of water use ~~on~~ under ~~these~~ this right.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 3038 OF WATER RIGHT)
NO. 43-2424 IN THE NAME OF)
RODNEY HALL)

ORDER

This matter having come before the Idaho Department of Water Resources (department) as a result of the review of pending applications for transfer and review of related Snake River Basin Adjudication claims filed with the department, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On April 19, 1982, Rodney Hall (applicant) filed Application for Transfer No. 3038 (application) with the department in connection with water right no. 43-2424. The application proposed a change in the point of diversion and place of use.
2. A review of the Snake River Basin Adjudication claim filed in connection with the above captioned water right shows that the change proposed on the application has been claimed as already "accomplished" pursuant to Section 42-1416A, Idaho Code.
3. The adjudication claim has been filed pursuant to Section 42-1416A, Idaho Code, as if the change(s) proposed on the pending application can be approved and decreed without the necessity of filing for a change as required in Sections 42-108 and 42-222, Idaho Code.

CONCLUSIONS OF LAW

1. Section 42-1416A, Idaho Code, provides in part as follows:

If any person entitled to the use of water has made a change in point of diversion, place of use, period of use or nature of use of all or a part of the water, including a change as part of an exchange as defined in section 42-105, Idaho Code, prior to the entry of an order commencing a general adjudication pursuant to section 42-1408, Idaho Code, and the person entitled to the use of water has not complied with the requirements of sections

42-108 and 42-222, Idaho Code, regarding such changes, the following shall apply:

(a) the water right may be claimed in the general adjudication as changed and an application for change of the water right is not required to be filed pursuant to section 42-222, Idaho Code; and

(b) the water right may be determined by the director in the director's report pursuant to section 42-1411, Idaho Code, and decreed by the district court pursuant to section 42-1412, Idaho Code, as changed, if the change meets the substantive criteria of section 42-222, Idaho Code, for approval of such changes, provided that the change may be approved subject to conditions necessary to satisfy the substantive criteria of section 42-222, Idaho Code, for approval of such changes.

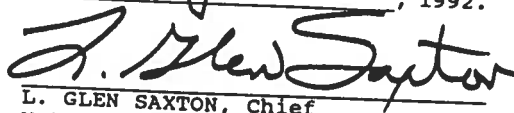
2. The department should set aside Application for Transfer No. 3038, and should consider the change(s) proposed in the application which have been claimed in the related adjudication claim(s) as being combined with and included in the review and recommendation of the adjudication claim in the Director's report required by Section 42-1411, Idaho Code.

ORDER

IT IS THEREFORE, hereby ORDERED that Application for Transfer No. 3038 filed in connection with water right no. 43-2424 is set aside and will not be separately considered by the department.

IT IS FURTHER, hereby ORDERED that if the applicant decides to contest this order, the applicant may request a hearing within thirty (30) days of the date of service of this order pursuant to Section 42-1701A, Idaho Code.

Dated this 14th day of August, 1992.


L. GLEN SAXTON, Chief
Water Allocation Bureau