

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 43-2468
Date Received: 3/8/89
Receipt No:
Received By: * 5024063

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARR WAYMENT
800 S 250 E
BURLEY ID USA 83318

Phone: (208) 678-2989

2. Date of Priority: 12/30/1958

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13S	27E	29	SE SE SE	CASSIA	
13S	27E	32	SE NE NE	CASSIA	
13S	27E	32	SE NE NW	CASSIA	

5. Description of diverting works:

THREE WELLS & PUMPS IN COMMON MAINLINE SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.6	

7. Total Quantity Appropriated is:
1.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13S	27E	32	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
					Section Acres	80
					Total Acres	80

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:

14. Remarks:

A43-02393 & A43-02553 OUT OF SAME SYSTEM. WELL IN THE SESESE SEC. 29 MAY BE ABANDONED IN NEAR FUTURE

THIS CLAIM NOT FILED; COMBINED WITH OTHER CLAIM TO FORM A43-02553

| ***THIS RIGHT HAS BEEN COMBINED WIHT 43-02553 UNDER CLAIM A43-10809

ALB 2-6-92

THIS LICENSE WAS PREVIOUSLY COMBINED WITH 43-2553 AND CLAIMED AS 43-10809. IT IS NOW BEING CLAIMED SEPARATELY. 6/15/01 jr

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.

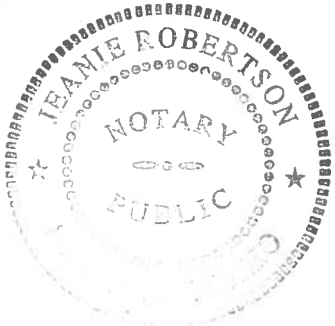
Signature of Claimant(s): *[Signature]* Date: 6-19-01

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th.
of June 2001 *[Signature]*
Notary Public

Residing at Twin Falls, Id.
My commission Expires 9-23-06



06/19/2001

**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 30, 2001

Water right number: 43-2468

GARR WAYMENT

800 S 250 E

BURLEY ID 83318

Telephone Number: (208)678-2989

RECEIVED

SEP 17 2001

Department of Water Resources
Southern 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:

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

DATE:

7-30-01

SIGNATURE:

Garr E. Wayment

Please print your name:

Garr E Wayment

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

06/19/2001

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

RIGHT NUMBER: 43-2468
NAME AND ADDRESS: GARR WAYMENT
800 S 250 E
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.600 CFS
320.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.31 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1293 AF. COMBINED RIGHT NOS.: 43-02393, 43-02468, 43-02553, & 43-11249.

PRIORITY DATE: 12/30/1958

POINT OF DIVERSION:

T13S R27E S29 SESESE Within CASSIA County
T13S R27E S32 SENENE Within CASSIA County
T13S R27E S32 SENENW 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	1.600 CFS 320.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R27E S29	NESW	39.0	T13S R27E S29	SESW	39.0
T13S R27E S29	NESE	36.0	T13S R27E S29	NWSE	40.0
T13S R27E S29	SWSE	40.0	T13S R27E S29	SESE	37.0
T13S R27E S32	NENE	37.0	T13S R27E S32	NWNE	38.0
T13S R27E S32	NENW	38.0			

344 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 344 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02393, 43-02468, 43-02553, & 43-11249.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 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

VERIFIED BY *[Signature]* 6/19/01

06/19/2001

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

RIGHT NUMBER: 43-2468
NAME AND ADDRESS: GARR WAYMENT
800 S 250 E
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.6 CFS
320 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.31 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1293 AF. COMBINED RIGHT NOS.: 43-
02393, 43-02468, 43-02553, & 43-11249.

PRIORITY DATE: 12/30/1958

POINT OF DIVERSION:	T13S R27E S29	SESESE	Within CASSIA County
	T13S R27E S32	SENENE	Within CASSIA County
	T13S R27E S32	SENENW	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	1.60 CFS 320.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R27E S29	NESW	39	T13S R27E S29	SESW	39
T13S R27E S29	NESE	36	T13S R27E S29	NWSE	40
T13S R27E S29	SWSE	40	T13S R27E S29	SESE	37
T13S R27E S32	NENE	37	T13S R27E S32	NWNE	38
T13S R27E S32	NENW	38			

344 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 344 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 43-02393, 43-02468, 43-02553, &
43-11249.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

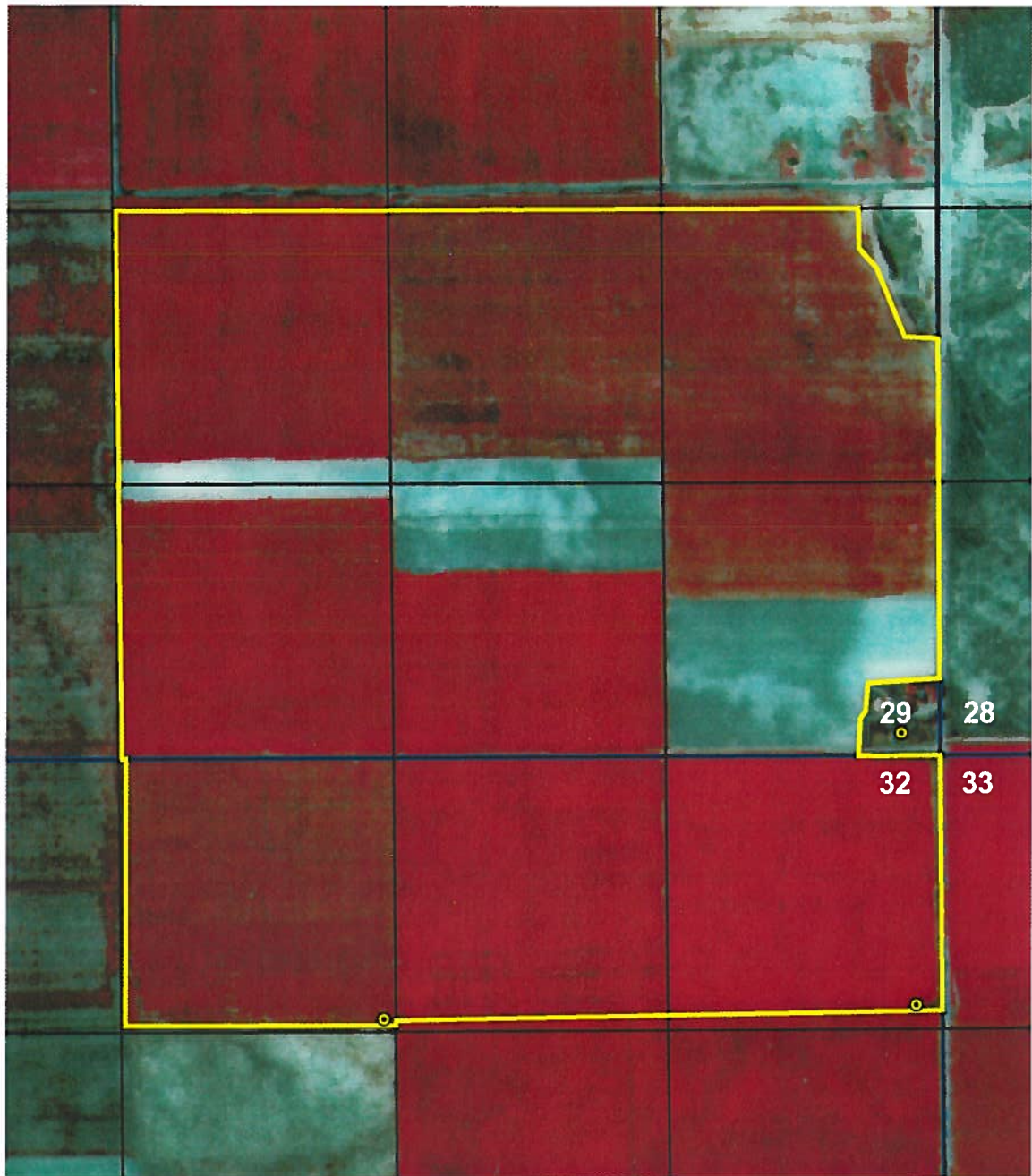
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Water Right 43-2468

Idaho Department of Water Resources

43-02393, 43-02468, 43-02553, & 43-11249



RECOMMENDED PLACE OF USE
DATA ENTRY ON JUNE 19, 2001
TWP 13S, RNG 27E, SEC. 29 & 32

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

<u>LT.</u>	<u>Ac.</u>	<u>CFS</u>	<u>Vol.</u>
43-2393	130	1.78	520AF
43-2468	80	1.6	320AF
43-2553	118	0.93	453A,
43-11249	<u>116</u> 344 Ac.	<u> </u> 4.31 cfs	<u> </u> 1293.

Amount 1.6 c.c.

Priority December 30, 1958

THIS IS TO CERTIFY that BUDDY D. WARD

of Kelta, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 30, 1958; that Permit No. G-27697 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.6 second feet, was issued thereunder on September 1, 1965, showing that said works were completed on the 4th day of January, 1966; and that on the 4th day of January, 1964, BUDDY D. WARD

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 flow, for the purpose of irrigation, under Use Permit No. G-27687 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 13 of Licenses at page 8239, on the 1st day of September, 1965.

The right hereby confirmed dates from December 30, 1958:

The Point of Diversion is located

In the NE 1/4 NE 1/4, Sec. 32, Tp. 13S., R. 27 E., B. M. Cassia County

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 1.6 cubic feet per second.

Description and location of user:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13S.	27 N.	32	N $\frac{1}{2}$ NE $\frac{1}{4}$	80	80

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
1st day of September, 1965.

Ralph W. Thomas
Deputy State Reclamation Engineer

(5) (A)

13 2468

To US [303] and Florida

R 77 E

T

40

40

P.D.

13

32

S

Subdivisions = 2
Area = 80 acres
 $Q = 2.86 \text{ cfs}$

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

Permit No. G-27687

This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Buddy D. Ward2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the _____

T. 13 S. R. 27 E.B.M. County of CassiaNE 1/4 of Section 324. Describe works as they exist, giving dimensions and capacities of same: 40 HP. S. # 1257924Logix & Barker pump Mod. 104 KH Ser. 29263920 GPM @ 142' @ 1770 RPMDischarge 8" Steel pipe to open ditch5. Water is used for: Irrigation6. 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):

NE 1/4 Sec. 32., Twp. 13S., 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 applied finally reach?

Remark Mr B. Ward alongMeasured with a McCrometer @ 3 Psi is 1.45 = 2.023
(Signed)Day of July, 1965
Donald W. Eldredge
Engineer