

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: A43-02544

Date Received: 6/ 5/1989

Receipt No: S007521

Received By: ownership change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROGER L CRANE 208-532-4530
Address: 600 N 338 E
RUPERT ID 83350

AND

Name: MARCIA L CRANE 208-532-4530
Address: 600 N 338 E
RUPERT ID 83350

2. Date of Priority: APR 17, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	26E	14		NE	SW		CASSIA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.120		

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

8. Total consumptive use is 687.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	26E	14	NE		SW		IRR	12.0
			NW		SW		IRR	20.0
			SW		SW		IRR	39.0
			SE		SW		IRR	39.0
							Section Acres	110.0
		15	NE		SE		IRR	24.0
			NW		SE		IRR	24.0
			SW		SE		IRR	32.0
			SE		SE		IRR	39.0
							Section Acres	119.0
							Total Acres	229.0

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:
LIC. 43-2369.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 30403

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: _____

DATE: 06/30/97
PAGE: 1

3

DIVERSION
VOLUME

687.00 AFA

Stage: LICENSE

CASSIA County

229.0

Objection Filed Date:

Audit: 06/30/97 JROBERTS

06/30/97 JROBERTS

LAMONT JONES
JACK H. ROBISON
THOMAS J. HOLMES
JESSE C. ROBISON
M. THOMAS JOLLEY

LAW OFFICES
JONES, CHARTERED
415 SOUTH ARTHUR
P.O. BOX 967
POCATELLO, IDAHO 83204-0967

TELEPHONE: (208) 232-5911
FAX: (208) 232-5962
E-MAIL: joneslaw@poky.sv.net

May 19, 1997

RECEIVED

JUN 02 1997

Department of Water Resources
Southern Region

IDAHO DEPARTMENT OF WATER RESOURCES
Southern Region
1341 Filmore St., Suite 200
Twin Falls, ID 83301-3380
ATTN: Kelly Christensen

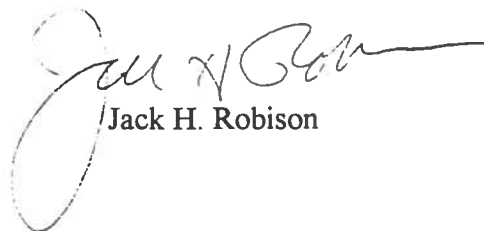
Re: Adjudication Claim # A43-04229, A43-04207, A43-04207A, A43-02544,
A43-02427, A43-02369 and A43-02328

Dear Mr. Christensen:

Roger L. and Marcia L. Crane have acquired the ownership rights of Ardel W. and Judy M. Wickel in all the above referenced adjudication claims. Attached to this letter is IDWR from Notice of Change of Water Right Ownership with a copy of the Wickel Warranty Deed conveying to Crane the real property to which the water rights are appurtenant and the aerial photo required in paragraph 2c of the IDWR form.

Please modify the department records to reflect this change of water rights ownership.

Sincerely,



Jack H. Robison

JHR:em
Enclosures

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 02 1997

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A-43-04229, A43-04207, A43-04207A, A43-02544,
Adjudication Claim No(s).: A43-02427, A43-02369, A43-02328

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant: Ardel W. Wickel and Judy M. Wickel
Route 1, Box 37A, Declo, ID 83323

4. New Owner/Claimant(s): Roger L. Crane and Marcia L. Crane
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 600 North 338 East
City, State and ZIP Code: Rupert, ID 83350
New Telephone Number: (208) 532-4530

5. Date you acquired the property: May 27, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s):
Roger L. Crane Roger L. Crane
Marcia L. Crane Marcia L. Crane
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

#28236

249158

For Value Received

ARDEL W. WICKEL and JUDY M. WICKEL, husband and wife

RECEIVED

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

JUN 02 1997

ROGER L. CRANE and MARCIA L. CRANE, husband and wife
Address: 600 North 338 East
Rupert, Idaho 83350

Department of Water Resources
Southern Region

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

PARCEL NO. 1:

TOWNSHIP 11 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 14: SE $\frac{1}{4}$

EXCEPTING that part deeded to the State of Idaho for Highway purposes.

ALSO EXCEPTING that part lying North and East of Interstate Highway.

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 14: SW $\frac{1}{4}$

Section 15: SE $\frac{1}{4}$

EXCEPTING that portion of the SE $\frac{1}{4}$ of said Section 15 granted to the State of Idaho for Highway purposes.

PARCEL NO. 3:

TOWNSHIP 11 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 22: S $\frac{1}{2}$ SE $\frac{1}{4}$

EXCEPTING that portion granted to the State of Idaho for highway purposes.

PARCEL NO. 4:

TOWNSHIP 11 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 22: NE¼ and N½SE¼, EXCEPTING that portion granted to the State of Idaho for highway purposes.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Water Adjudication Nos. A43-04229, A43-04207, A43-04207A, A43-02544, A43-02427, A43-02369 and A43-02328.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1997 and subsequent years.

Right of Way Contract from George H. Sanders and Ethel M. Sanders, husband and wife, to the Salt Lake Pipeline Company, a corporation, dated August 2, 1949 and recorded August 15, 1949 as Instrument No. 166576 in Book 14 of Miscellaneous on Page 8 in the office of the Recorder of Cassia County, Idaho.

Right of Way Contract from George H. Sanders and Ethel M. Sanders, husband and wife, to the Salt Lake Pipeline Company, a corporation, dated August 2, 1949 and recorded October 29, 1949 as Instrument No. 167302 in Book 14 of Miscellaneous on Page 65 in the office of the Recorder of Cassia County, Idaho.

Right of Way Contract between Nina E. Hartwell and R.D. Hartwell and the Salt Lake Pipeline Company, dated October 31, 1949 and recorded October 31, 1949 as Instrument No. 167312 in Book 14 of Miscellaneous on Page 67 in the office of the Recorder of Cassia County, Idaho.

Right of Way easement contained in Warranty Deed from Martin F. Sanders, a single man, to Averil B. Neilson and Carmen J. Neilson, his wife, dated August 8, 1950 and recorded September 13, 1950 in Book 55 of Deeds at Page 588, as Instrument No. 170366, records of Cassia County, Idaho.

Right of Way Contract from Martin F. Sanders, a single man, to the Salt Lake Pipe Line Company, a corporation, dated April 29, 1951, and recorded April 30, 1951 as Instrument No. 172232 in Book 14 of Miscellaneous on Page 277 in the office of the Recorder of Cassia County, Idaho.

Mineral reservation contained in Deed by Administrator from Francis F. Sanders, Administrator of the Estate of Martin F. Sanders, deceased, to Cline Preston, whose wife's name is Anna Preston, dated June 2, 1958 and recorded January 17, 1961 as Instrument No. 209764 records of Cassia County, Idaho.

Right of Way Contract from Coe Creek Ranches, a co-partnership, consisting of O. A. Power and Joe W. Wells, to Salt Lake Pipe Line Company, a corporation, dated October 23, 1963 and recorded November 13, 1963 as Instrument No. 15564 on Film No. 23 in the office of the Recorder of Cassia County, Idaho.

Mineral Reservation Contained in Deed from Francis P. Sanders, the administrator with will annexed of the estate of Martin P. Sanders, deceased, to Joe W. Wells, dated March 18, 1961 and recorded May 2, 1961 as Instrument No. 1447 on Film No. 5, records of Cassia County, Idaho.

Billboard and building restrictions and access limitations as set forth in Deed to the State of Idaho, dated January 4, 1965, and recorded January 27, 1965, as Instrument No. 22327, on Film No. 32, records of Cassia County, Idaho.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., and O. A. Power, dated July 15, 1967 and recorded June 11, 1969 as Instrument No. 46683 on Film No. 7 in the office of the Recorder of Cassia County, Idaho.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and Gordon Luke, as Consumer, dated January 21, 1977 and recorded April 11, 1977 as Instrument No. 97618 on Film No. 108, records of Cassia County, Idaho.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller and Gordon Luke, as Consumer, dated January 21, 1977 and recorded April 11, 1977 as Instrument No. 97619 on Film No. 108, records of Cassia County, Idaho.

Agreement for Electric Service (Irrigation) between Raft River Rural Electric Cooperative, Inc., an Idaho Rural Electric Cooperative and Ardel Wickel, dated April 4, 1989 and recorded May 23, 1989 as Instrument No. 202033 on Film No. 207, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho Rural Electric Cooperative and Ardel Wickel, dated March 24, 1992 and recorded April 15, 1992 as Instrument No. 218546 on Film No. 234, records of Cassia County, Idaho.

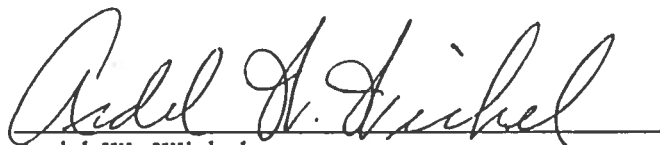
Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho Rural Electric Cooperative of Malta and Ardel Wickel, dated June 18, 1992 and recorded August 31, 1992 as Instrument No. 220683 on Film No. 237, records of Cassia County, Idaho.

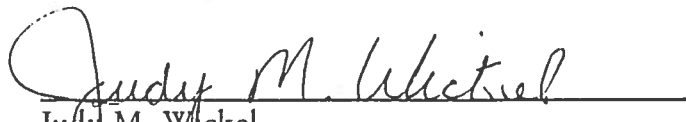
Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta and Ardel Wickel dated June 17, 1992 and recorded August 31, 1992 as Instrument No. 220684 on Film No. 237, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho Rural Electric Cooperative of Malta and Ardel Wickel dated March 21, 1995 and recorded March 28, 1995 as Instrument No. 235852 on Film No. 264, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

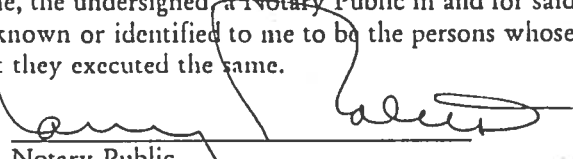
Dated: May 22, 1997


Ardel W. Wickel


Judy M. Wickel

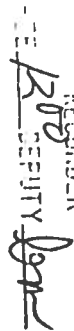
STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 22nd day of May, 1997, before me, the undersigned a Notary Public in and for said State, personally appeared ARDEL W. WICKEL and JUDY M. WICKEL, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-97

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-97

CASSIA COUNTY, IDAHO
ARDEL M. ROSKELLEY
RECORDER
-1308- DEPUTY 

1997 MAY 27 P 1:36

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 287

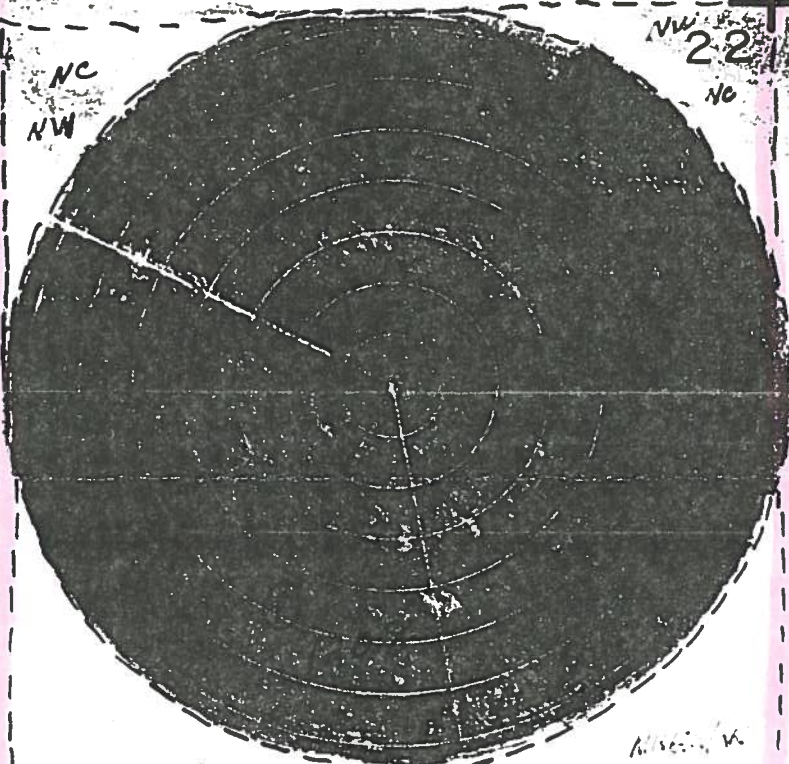
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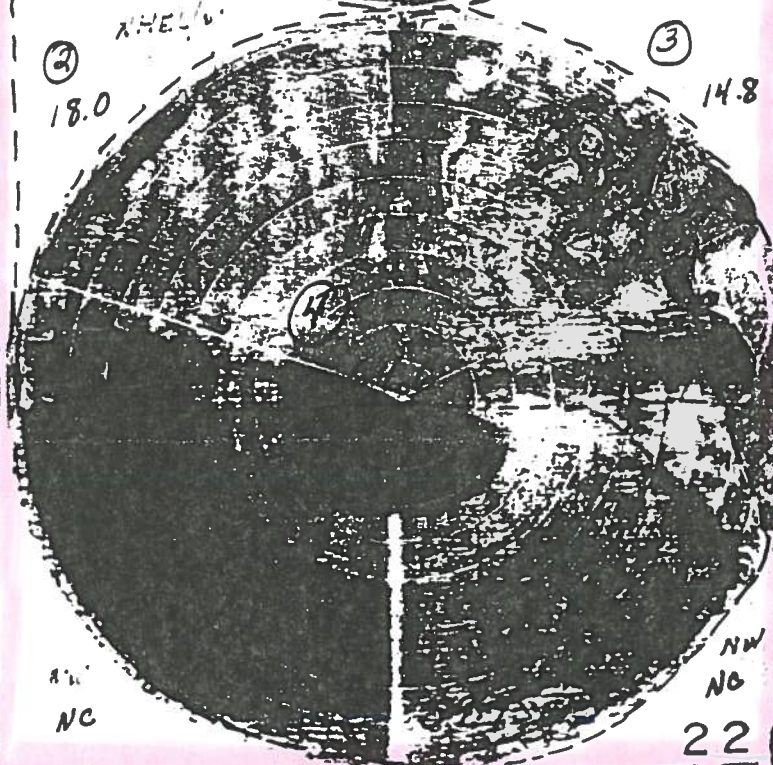
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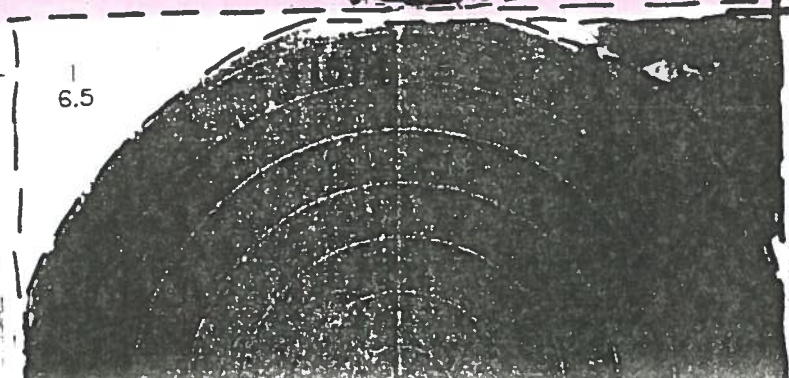
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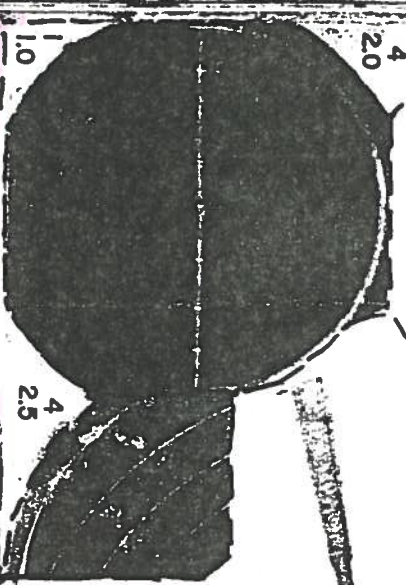


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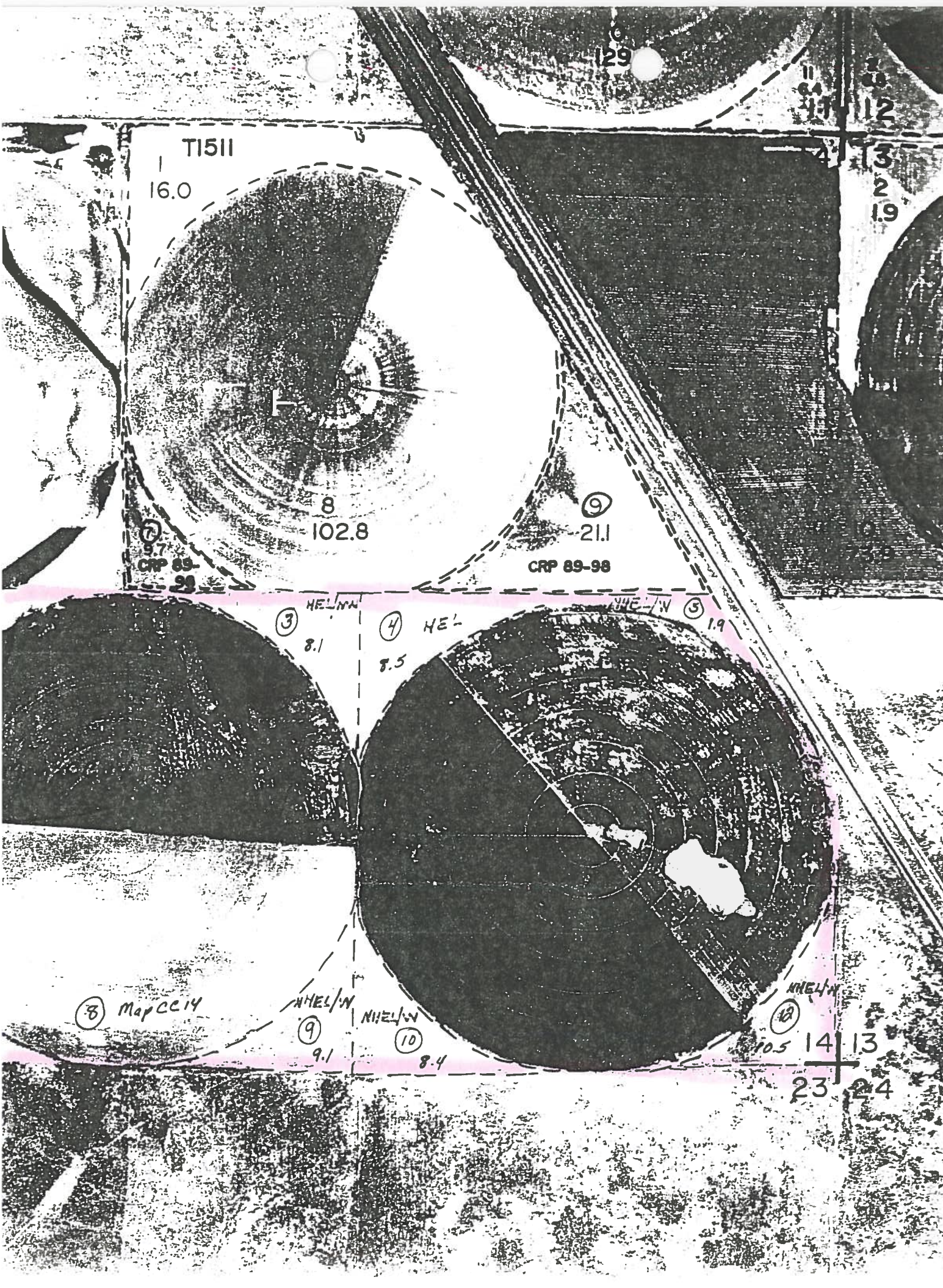
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State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

June 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROGER AND MARCIA CRANE
600 N 338 E
RUPERT ID 83350

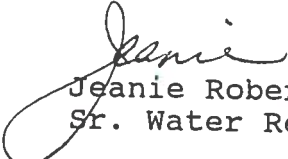
Re: Ownership Change for Adjudication Claim Nos. A43-02328,
A43-02369,
A43-02427,
A43-02544,
A43-04207,
A43-04207A,
A43-04229
WICKEL/CRANE

Dear Mr. and Mrs. Crane:

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claims are appurtenant, the Department has changed the records of the current owner as requested. Please find enclosed copies of the computer records of the claims noting the changes in claimant.

Please review the records and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Sr. Water Resource Agent

/jr
Enclosures

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: A43-02544
Date Received: 6/05/1989
Receipt No: 5007521
Received By: RLT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARDEL W. WICKEL 208-654-2341
Address: RT. 1, BOX 37A
DECLO, ID 83323

2. Date of Priority: APR 17, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	26E	14		NE	SW		CASSIA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.120		

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

8. Total consumptive use is 687.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	26E	14	NE	SW		IRR	12.0
			NW	SW		IRR	20.0
			SW	SW		IRR	39.0

A43-02544

Page 1

Date: 06/05/89

MICROFILMED
MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	26E	14	SE	SW		IRR	39.0
						Section Acres	110.0
		15	NE	SE		IRR	24.0
			NW	SE		IRR	24.0
			SW	SE		IRR	32.0
			SE	SE		IRR	39.0
						Section Acres	119.0
						Total Acres	229.0

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:
LIC. 43-2369.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30403

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 X 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): Arvid H. Skickal Date: 6-5-89

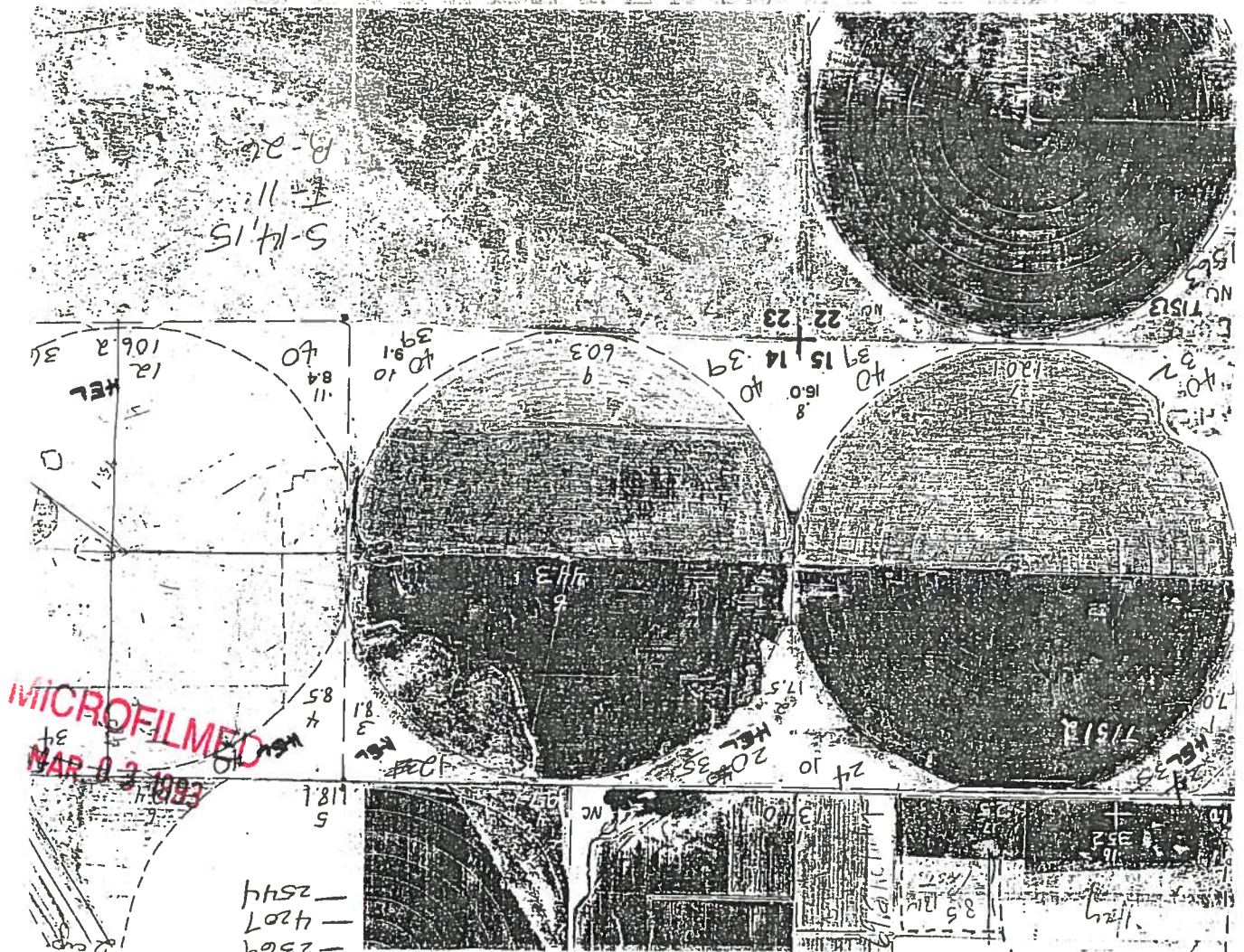
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of June 19 89 Helen Harrington
Notary Public

Seal

Helen Harrington, Notary Public
Residing at _____
Residing at Boise, Idaho
My Commission Expires December 1, 1994
My Commission Expires _____



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

10/10/2000

RIGHT NUMBER: 43-2544
NAME AND ADDRESS: MARCIA L CRANE
ROGER L CRANE
600 N 338 E
RUPERT, ID 83350

SOURCE: GROUND WATER

QUANTITY: 2.12 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.22 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2244 AF. COMBINED RIGHT NOS.: 43-02328, 43-02369, 43-02427, 43-02544, 43-04207, & 43-04229.

USE OF THIS RIGHT WITH RIGHT NO. 43-02369 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064 AF.

PRIORITY DATE: 04/17/1962

POINT OF DIVERSION:	T11S R26E S14	NENESW	Within CASSIA County
	T11S R26E S14	SESESW	Within CASSIA County
	T11S R26E S22	SWNWNE	Within CASSIA County
	T11S R26E S22	NWSWNE	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	2.12 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T11S R26E S14	NWSE	33	T11S R26E S14	NESW	34
T11S R26E S14	NWSW	31	T11S R26E S14	SWSW	41
T11S R26E S14	SWSE	33	T11S R26E S14	SESE	41
T11S R26E S14	NESE	31	T11S R26E S14	SESE	34
T11S R26E S15	NESE	34	T11S R26E S15	NWSE	31
T11S R26E S15	SESE	40	T11S R26E S15	SWSE	31
T11S R26E S22	NENE	32	T11S R26E S22	NWNE	32
T11S R26E S22	SENE	40	T11S R26E S22	SWNE	38
T11S R26E S22	NESE	39	T11S R26E S22	NWSE	39
T11S R26E S22	SESE	32	T11S R26E S22	SWSE	32

698 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-02369 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 266 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 698 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02328, 43-02369, 43-02427, 43-02544, 43-04207, & 43-04229.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 229 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. 42-04207 IS AN EXPANSION OF THIS RIGHT AND RIGHT NO. 43-02369 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Water Right 43-2544

Dept. of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, ID 83720-0098

Wicked

43-2328
43-2369
43-2427
43-2544
43-4207
43-4229

6612
OCT 0 11
ID

CRAN600 833502007 1N 03 10/0
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

RECEIVED
OCT 10 2007
Department of Water Resources

MARCIA L CRANE

ROGER L CRANE
600 N 338 E
RUPERT ID 83350

12R



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 26, 2001

RE: Water Rights in Reporting Area 7, Basin 43
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in Basin 43 for the Raft River drainage basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have 120 days in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in American Falls, Burley, and Malad City, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

NOTICE OF FILING OF DIRECTOR'S REPORT FOR IDWR REPORTING AREA 7, BASIN 43 FOR IRRIGATION AND OTHER WATER RIGHTS

The Director of the Idaho Department of Water Resources (IDWR) has filed with the Snake River Basin Adjudication (SRBA) District Court the Director's Report for irrigation and other water rights in IDWR Reporting Area 7, Basin 43. A map of the area covered by this Director's Report is attached to this Notice. This Director's Report contains the Director's recommendation to the SRBA court as to how each of your claimed water rights should be decreed in the SRBA.

This Director's Report includes claims for irrigation and other uses, including some small domestic and stock water uses. The Director's Report for most small domestic and stockwater rights for IDWR Basin 43 was sent to the SRBA court and individual water users on March 2, 1998. Some small domestic and stockwater claims were withheld from the earlier report. If a claim for small domestic and stockwater was withheld from the 1998 report, it is reported in this Director's Report.

Included with this Notice is the Director's recommendation for your water rights claimed in the SRBA not previously recommended in the small domestic and stockwater report. IDWR is providing individual reports like this one to all claimants of irrigation and other water rights in your area. A complete copy of the Director's Report, listing all of these irrigation and other rights claimed under state law and "dual based" claims by the federal government, is available at the SRBA courthouse in Twin Falls and the locations listed on the third and fourth pages of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The description of your right which is enclosed is only the Director's recommendation to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right and all other irrigation and other rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations in the full report are listed in two sections of the report:

- 1) **List of Recommended Water Rights** -- Water right recommendations are listed numerically by water right number.
- 2) **List of Claims Recommended to Be Disallowed** -- Water rights recommended to be disallowed are listed numerically by

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Idaho Department of Water Resources
Southern Region
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

Idaho Department of Water Resources
Attn: Greg Taylor
1118 F. Street
Lewiston, ID 83501
(208) 743-0301

Cassia County Courthouse
1459 Overland Ave.
Burley, Idaho 83318

Power County Courthouse
543 Bannock St.
American Falls, Idaho 83211

Idaho Department of Water Resources
Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 765-1450

Idaho Department of Water Resources
Eastern Region
900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Idaho Department of Water Resources
15 W. Center Street
Soda Springs, ID 83276
(208) 547-3993

Oneida County Courthouse
10 Court St.
Malad, Idaho 83252

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 43.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "groundwater," "unnamed spring," "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, permit.

DUAL BASED CLAIMS: In some cases, the federal government has claimed one right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated in a box such as this:

```
*****
*                                     *
*                                     *
*****
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IDWR does not investigate or make recommendations regarding federal law based claims.

Attachment A

Graham Creek and Tributaries

43-10

Grape Creek and Tributaries

43-402	43-403A	43-404	43-405	43-406
43-407	43-2215	43-2247	43-13026	

Stines Creek and Tributaries

43-11	43-12	43-14	43-10013	43-13024
43-13025	43-13106	43-13107		

Almo Creek and Tributaries (except Stines Creek, Grape Creek and Graham Creek)

43-375	43-376	43-379	43-380A	43-380B
43-381	43-382	43-383	43-384	43-385
43-386	43-419	43-2148	43-2186	43-2232A
43-2594	43-10356	43-10545	43-10797	43-10823
43-11198	43-11207	43-11208	43-11227	43-13106
43-13107				

Clear Creek and Tributaries

43-37	43-43	43-45	43-84	43-85
43-116	43-117	43-118	43-119	43-206
43-286A	43-286B	43-286D	43-286E	43-314
43-347	43-415B	43-10116	43-10813	43-10814
43-10824	43-11201	43-13119	43-13120	

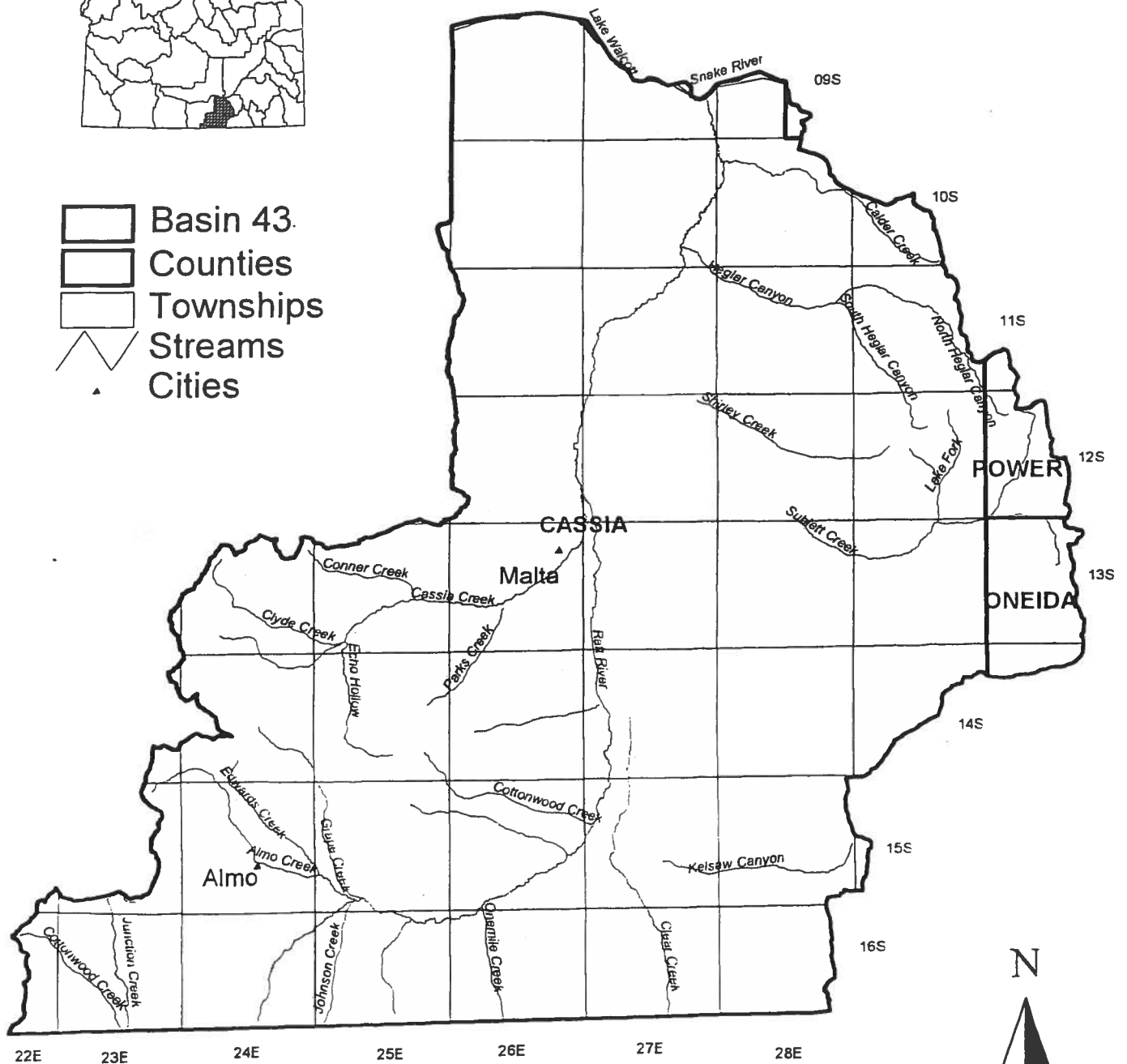
Cassia Creek and Tributaries

43-31	43-51	43-52	43-53	43-62
43-63	43-64	43-65	43-66	43-67
43-68	43-70A	43-70B	43-71A	43-71B
43-72	43-73A	43-73B	43-74A	43-74B
43-80	43-86	43-87	43-88	43-91
43-92	43-93	43-94	43-95	43-96B

Basin 43



-  Basin 43.
-  Counties
-  Townships
-  Streams
-  Cities



5 0 5 10 15 Miles



**NOTICE OF FILING
FEDERAL RESERVED RIGHTS CLAIMS
IN BASIN 43**

INTRODUCTION

The United States of America (USA) has filed with the Snake River Basin Adjudication (SRBA) District Court claim 43-11113 to a federal reserved right in Basin 43.

Complete copies of the claim to a federal reserved right in Basin 43 are available at the SRBA courthouse in Twin Falls and the locations listed at the end of this notice. You may review the claim to a federal reserved right at those locations. Copies of the claim can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR TAKING A CLAIM TO COURT

What do I do if I disagree with a federal reserved water right claim?

If you disagree with any element of the claim to a federal reserved water right in Basin 43 and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form available from any IDWR office or from the SRBA Court. You may also download a copy of the objection form from the SRBA Web Site at www.srba.state.id.us.

Your **objection** to the federal reserved water right in Basin 43 must be **received** by the SRBA Court on or before **February 8, 2002**.

What do I do if I want to participate in the court case on a claim to a federal reserved right?

If you want to be involved in the court case on the claim to a federal reserved right, you must file either an objection or a response by the dates provided in this notice. You may also download a copy of the response form from the SRBA Web Site at www.srba.state.id.us.

Your **responses** must be **received** by the SRBA Court on or before **April 12, 2002**.

What happens if there are no objections to the federal reserved water right claim?

An evidentiary hearing on the uncontested federal reserved water right in Basin 43 will be held. Partial decrees will be issued following this hearing.

How will I know about the proceedings on claims to federal reserved water rights to which objections were filed?

A notice will be mailed to you for court dates on those claims where you filed an objection or a response. You will not receive notice of court dates on any other claims to federal reserved rights for which you did not file an objection or response.

Additional information regarding federal reserved water right claims can be found on the SRBA Web Site at www.srba.state.id.us.

09/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-2544

NAME AND ADDRESS: ROGER L CRANE
600 N 338 E
RUPERT ID 83350MARCIA L CRANE
600 N 338 E
RUPERT ID 83350

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.120 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.22 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2244 AF. COMBINED RIGHT NOS.: 43-02328, 43-02369, 43-02427, 43-02544, 43-04207, & 43-04229.

USE OF THIS RIGHT WITH RIGHT NO. 43-02369 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064 AF.

PRIORITY DATE: 04/17/1962

POINT OF
DIVERSION:

T11S R26E S14 NENESW Within CASSIA County
T11S R26E S14 SESESW Within CASSIA County
T11S R26E S22 SWNWNE Within CASSIA County
T11S R26E S22 NWSWNE 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	2.120 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S14	NWSE	33.0	T11S R26E S14	NESW	34.0
T11S R26E S14	NWSW	31.0	T11S R26E S14	SWSW	41.0
T11S R26E S14	SWSE	33.0	T11S R26E S14	SESW	41.0
T11S R26E S14	NESE	31.0	T11S R26E S14	SESE	34.0
T11S R26E S15	NESE	34.0	T11S R26E S15	NWSE	31.0
T11S R26E S15	SESE	40.0	T11S R26E S15	SWSE	31.0
T11S R26E S22	NENE	32.0	T11S R26E S22	NWNE	32.0
T11S R26E S22	SENE	40.0	T11S R26E S22	SWNE	38.0
T11S R26E S22	NESE	39.0	T11S R26E S22	NWSE	39.0
T11S R26E S22	SESE	32.0	T11S R26E S22	SWSE	32.0

698 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 229 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-02369 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 266 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 698 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02328, 43-02369, 43-02427, 43-02544, 43-04207, & 43-04229.

09/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

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. 42-04207 IS AN EXPANSION OF THIS RIGHT AND RIGHT NO. 43-02369
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

VERIFIED BY *10/10/2000*

10/10/2000

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

RIGHT NUMBER: 43-2544
NAME AND ADDRESS: MARCIA L CRANE
ROGER L CRANE
600 N 338 E
RUPERT, ID 83350

SOURCE: GROUND WATER

QUANTITY: 2.12 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.22 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2244 AF. COMBINED RIGHT NOS.: 43-02328, 43-02369, 43-02427, 43-02544, 43-04207, & 43-04229.

USE OF THIS RIGHT WITH RIGHT NO. 43-02369 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064 AF.

PRIORITY DATE: 04/17/1962

POINT OF DIVERSION:	T11S R26E S14	NENESW	Within CASSIA County
	T11S R26E S14	SESESW	Within CASSIA County
	T11S R26E S22	SNNWNE	Within CASSIA County
	T11S R26E S22	NWSWNE	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	2.12 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T11S R26E S14	NWSE	33	T11S R26E S14 NESW 34
T11S R26E S14	NWSW	31	T11S R26E S14 SWSW 41
T11S R26E S14	SWSE	33	T11S R26E S14 SESW 41
T11S R26E S14	NESE	31	T11S R26E S14 SESE 34
T11S R26E S15	NESE	34	T11S R26E S15 NWSE 31
T11S R26E S15	SESE	40	T11S R26E S15 SWSE 31
T11S R26E S22	NENE	32	T11S R26E S22 NWNE 32
T11S R26E S22	SENE	40	T11S R26E S22 SWNE 38
T11S R26E S22	NESE	39	T11S R26E S22 NWSE 39
T11S R26E S22	SESE	32	T11S R26E S22 SWSE 32

698 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-02369 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 266 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 698 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02328, 43-02369, 43-02427, 43-02544, 43-04207, & 43-04229.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 229 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.

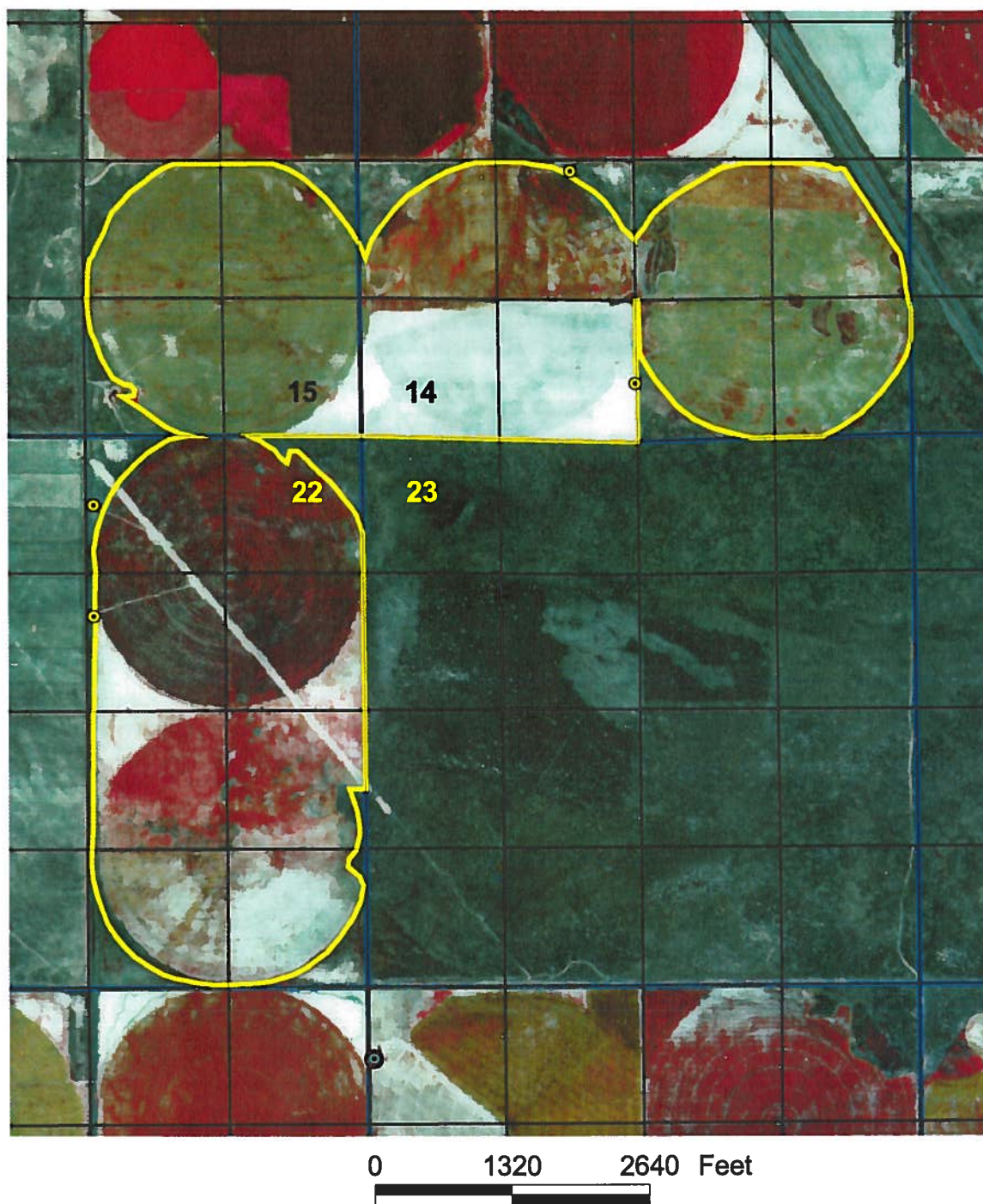
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 42-04207 IS AN EXPANSION OF THIS RIGHT AND RIGHT NO. 43-02369 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Water Right 43-2544

Iuano Department of Water Resources

43-02328, 43-02369, 43-02427,
43-02544, 43-04207 & 43-04229



RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 10, 2000
TWP 11S, RNG 26E, SEC. 14, 15 & 22

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

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

Memorandum

To: Transfer file # 5793 and 5794
CC: A43-02328, A43-02369, A43-02427, A43-02544, A43-04207, and
A43-04229
From: Jeanie Robertson 
Date: 10/11/00
Re: Recommendation

After reviewing these claims, I have determined through GIS of the 1987 aerial photos that there is a total of 698 irrigated acres in the place of use. Of these, 488 acres are licensed, 73 are beneficial use under 43-04207, and the remaining 137 are expansion acres under 43-04229.

43-02328 and 43-02427 were licensed on all but 12 overlapping acres, and the two rights together were limited to 222 acres. (There was an extra 0.82 cfs available for the well in the NWNE of Section 22 and licensed under 43-02427.)

43-02369 and 43-02544 were originally licensed on all but 26 overlapping acres for a total of 266 acres. (There was an extra 0.64 cfs available for the well in the SESW of Section 14 and licensed under 43-02369).

43-04229 is a beneficial use claim for 80 acres. I found a total of 73 acres irrigated in the '62 and '68 aerial photos which I will recommend along with the 1.46 cfs available from the two wells mentioned above. The priority date will be advanced to the beginning of the '62 irrigation season.

43-04207 was claimed with a 1951 priority date but the '62 and '68 photos showed no irrigation in the area. This claim is an expansion claim per 1416.b with a 6/30/1985 priority date and no additional diversion rate or volume. (131 acres appear irrigated in the SE¼ of Section 14 according to the 1987 photo, but with shuffling acres around through the accomplished transfer process, this right will be recommended for 137 acres, picking up a few acres in other areas until the entire 698 are accounted for).

The total acres should be 698; 488 licensed, 73 beneficial use, and 137 expansion. The total diversion rate should be 11.22 cfs, and a total volume of 2244 AFA. I recommend that the transfers be processed using these totals.

①

Roger Crane

A43-02328 7/22/48 2.2 cfs 220 Ac.
 (Field exam done 8/12/55)

A43-02427 6/23/55 2.24 cfs 222 Ac.
 (Field exam done 12/13/57)

The above two rights were originally licensed on all but 12 overlapping acres for a total of 4.44 cfs on 222 Ac. (1" per Ac.)

* well in NWNE of Section 22 ⁰²⁴²⁷ was originally measured at 153" (3.06 cfs) and licensed at 2.24 cfs, leaving 0.82 cfs available system capacity

A43-02369 9/24/51 3.2 cfs 240 Ac.
 (Field exam done 8/12/58)

A43-02544 4/17/62 2.12 cfs 229 Ac.
 (Field exam done 8/8/67)

The above two rights were originally licensed on all but 26 overlapping acres (12 in the NESE of Sec. 14 and 14 in the NESE of Sec. 15), bringing the lands up to an 1" per acre, for a total of 5.32 cfs on 266 acres.

* well in SESE of Section 14 ⁰²³⁶⁹ was originally measured at 3.84 cfs and licensed at 3.2 cfs, leaving 0.64 cfs available system capacity

Roger Crane

A43-04229 3/4/54 1.6 cfs 80 Ac.

These acres are in the SWSE & SESE of Sec. 22. According to the '62 & '68 aerial photos, 38 acres in the SWSE and 35 acres in the SESE appear to be irrigated, for a total of 73 acres which can be recognized under this right. The 0.82 cfs and 0.64 cfs available system capacities from the two licensed wells allow 1.46 cfs (or 1" per acre) to be recommended on the 73 acres. The priority date should be changed to the beginning of the '62 irrigation system (3/15/62) for lack of better information at this time. (Licensing plans on the wells were done in '55 and '57).

A43-04207 9/24/51 3.0 cfs 150 Ac.

The acres covered by this claim are in the SE 1/4 of Section 14 and do not appear irrigated in either the '62 or '68 aerial photos, leaving this claim to be an "expansion claim" per 1416.b. 137 acres appear to be irrigated in '87 so this claim's priority date should be changed to 6/30/85 with no additional diversion rate or volume.

A43-04207A has been "Withdrawn", as it was an exact duplicate of A43-04207.

GIS = 698 Ac. { 488 licensed
73 beneficial use
137 expansion

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:53:30
05/24/00
12

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-02544

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROGER L CRANE	04/17/1962	IRRIGATION	03-15 11-15	2.120 CFS	
C	MARCIA L CRANE					
TOTAL DIVERSION:					2.120 CFS	
~~CONSUMPTIVE USE:~~						~~687.00 AFA~~

AF com
w/-023

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R26E S14 NESW

CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
11S	26E	14	:					:					:	12	20	39	39	:					:	110.0
11S	26E	15	:					:					:					:	24	24	32	39	:	119.0
																						TOTAL ACRES		229.0

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: LIC. 43-2369.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

229/670 PPU

Cond. Code C18
Remarks:
QNT E27 (11.22 cfs x 224 AF), E05 (1064 AF w/02369)
EXP K03 (-04207)
POU E11 (266), K06 (229)
E14 (698)
266 x 4 = 1064 AF
(w -02369)

488 di.
73 B.U.
561 x 4 = 2244 AF (E27)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:53:04
05/24/00

PAGE: 2
QUICKLOOK INFORMATION

11
CLAIM NUMBER: A43-02544

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	- N							
POINT OF DIV	Y -							
SOURCE	- N							
PLACE OF USE	Y -							
DIV. AMOUNT CFS/VOLUME	- N							
CONSUMPTIVE USE	Y -							
PURPOSES OF USE	- N							
PERIOD OF USE	- N							
BASIS OF CLAIM	- N							
REMARKS	Y -							



BARCODE UPDATED
WHOM/DATE

State of Idaho

Department of Water Resources

**AMENDED
WATER RIGHT LICENSE**

License of Water Right No. **30403 43-2544** Priority **April 17, 1962** Amount **2.12 cfs**

Q. A. POWER

of Pouletello, Idaho, has complied with the terms and conditions of Permit No. 20403/43-2544 issued pursuant to Application for Permit dated March 8, 1968 and has submitted proof to the Department of Water Resources on April 21, 1967 (late proof) 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 2.84 cfs of water from a ground water 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
Irrigation	from March 18 to Nov. 15	at 2.12 cfs and	916 acre feet or
	from 10 to 15	at .06 cfs and	*4.0 af per acre
	from 15 to 17	at .06 cfs and	
	(both days inclusive)	at .06 cfs and	

Subject, however, to the condition that no more than 2.12 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 entitled to for the purposes aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 916 acre feet per year, said water to be diverted within the NE 1/4 of Sec. 14, Twp. 11 S, Rge. 26 E, B. M. in the County of Cassia

Description and location of place of use

[illegible]

Total number of acres irrigated 489

* Subject to the condition that the maximum volume per year shall not exceed 4.0 acre feet per acre when combined with License No. 22388/43-4369.

NOT: Modifications to or extension from this license must be made within the limits of Section 42-227, 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 16 day of April 19 76

Version

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

43-02544

Permit No. G-30403

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

1. Name of applicant... O. A. Power
2. Source of water supply: ...Subterranean
3. Location of point of diversion: Is in the
T. 11 S. R. 26 E. County of Cassia
#1 - SE 1/4 Sec 14
#2 - NE 1/4 Sec 14 of Section 14

Describe works as they exist, giving dimensions and capacities of same:
100 H.P. U.S. HANDSHAKE MOTOR # 1179970
LAWNS & BOWLING PUMP (No #) 12"
DISCHARGE INTO CONCRETE OUTLET BOX
THROUGH EARTH DITCHES

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

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):
Sec. 14, SE 1/4, Sec. 15, T. 11 S., R. 26 E., B.M.
(320 acres)

(Submit map on attached plat, showing location and details of above description.)
What large stream would the water here appropriated finally reach?
marks: MR. ORRILL HUTCHINSON DOING THE
FARMING - HE WAS PRESENT DURING
EXAMINATION. PD

SPARKING MOTOR USED.
1 Rev 26 sec } 3.84 c.f.s.
1 Rev 26 1/2 sec }
27 "
1 " 27 1/2 "

RE-EXAM
This examination was made on the 8th day of Aug. 1967
(Signed) Dean Reynolds
30403 OK

~~Sally Covered @ 1 1/4~~
~~Under 22388 from~~
~~the abandoned P.D.~~
~~only trans~~
~~of P.D. R~~
~~Necessary~~

24	24	20	12	Abandoned	80 acres
32	39	39	27	149	
					229 acres

PD # 1 - NO LONGER USED.

can be licensed for
 Remains of capacity of mill
 0.64

will give 192" for 225000
 CD

AREA - 229 ACRES
 SUBD - 8
 G -

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF Correcting
License No. 30403/43-2844 in the
name of O. A. POWER

ORDER

WHEREAS, on December 27, 1967, the Department of Water Resources (formerly the Department of Reclamation) issued the above numbered license to O. A. Power for 0.64 cubic feet of water per second from a well within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, Twp. 11 N, Rge. 26 E, S. M., Cassia County, for the irrigation of 229 acres within the SW $\frac{1}{4}$, Sec. 14; SE $\frac{1}{4}$, Sec. 18; Twp. 11 N, Rge. 26 E, S. M., and

WHEREAS, it has been brought to the attention of the Director of the Department of Water Resources that the quantity of water allowed under the above numbered license is in error; and

WHEREAS, having reviewed the matter, the Director found that:

- 1) The lands irrigated under the above numbered license were previously licensed under License No. 22388/43-2388 for 2.20 cfs from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14, Twp. 11 N, Rge. 26 E, S. M.
- 2) At the time the field examination was made under the permit in question, the well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14 was not being used, however, both wells were covered by said permit.
- 3) Department personnel found that the well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14 was unable of producing 0.64 cfs and, assuming that the other well was no longer being used, proposed a license for 0.64 cfs or the remaining output of the well in operation as if License No. 22388/43-2388 had been transferred to the well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14.
- 4) Department personnel also made at that time, recommendations to transfer the point of diversion under the previous license, No. 22388/43-2388, believing that the well was no longer used.
- 5) No transfer of the point of diversion of License No. 22388/43-2388 was ever made; and

WHEREAS, it has been made known that the well under the earlier license is still being used, the Director finds that an amended license should be issued under License No. 30403/43-2844 for a quantity of water to bring the total amount up to an inch per acre for the lands irrigated under both licenses;

IT IS, THEREFORE, HEREBY ORDERED that an amended license be issued under License No. 30403/43-2844 allowing 2.18 cubic feet of water per second.

Dated this 14 day of April, 1978.


R. KEITH HOUGHTON
Director

D366

D368

PD
3-10-68
EIR
2

Antenna

30403

Examination for Conservation of Water & Beneficial Use

County Cassia

Section T. 11 S. R. 26 E.

Quantity: 2.3 c.f.s.

Source: Subterranean

P.D.: #1 - Setback ^{#2} Setback, Sec. 14, T. 11 S, R. 26 E, B.M.

Use: Irrigation

Extension:

Protect:

Completion of Works:

Other Rights: 22388 for 3.2 c.f.s.

Filed: March 8, 1962

Due: March 12, 1967

Made: April 21, 1967

Priority: April 17, 1962

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

30403

November 18, 1967

Re: Permit G-30403

C. A. Power
Route 1, North
Pocatello, Idaho

Dear Mr. Power:

A representative of this department has made an examination of the works covered by your permit G-30403 and has found the following:

Quantity of water diverted: 0.64 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.64 c.f.s.

Purpose of use: Irrigation of 229 acres in SW 1/4, Sec. 14, T. 11 N., R. 28 E., S. 14.

The priority date established is: April 17, 1962.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McKelowney
Water Rights Clerk

LW:mnw

fee paid
12-1-67
mc

30403

STATE OF IDAHO

License and Certificate of Water Right

Water License No. G-30403

Amount 0.04 c.f.s.

Water District No.

Priority April 17, 1962
(late proof)

THIS IS TO CERTIFY that O. A. POWER

of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 8, 19 62; that Permit No. G-30403 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 0.04 second feet, was issued thereunder on December 27, 19 67, showing that said works were completed on the 21st day of April, 19 67; and that on the 21st day of April, 19 67, O. A. POWER

of Pocatello, 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-30403 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 14 of Licenses at Page 8903, on the 27th day of December, 19 67.

The right hereby confirmed dates from April 17, 19 62.

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 14, Twp. 11 S., Rge. 26 E., County of 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 0.04 cubic feet

Description and location of use:

Twp.	Range	Section	Quarter-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	26 E	14	NE 1/4 SW 1/4	40	12
			NW 1/4 SW 1/4	40	20
			SW 1/4 SW 1/4	40	39
			SE 1/4 SW 1/4	40	39
		15	NE 1/4 SE 1/4	40	24
			NW 1/4 SE 1/4	40	24
			SW 1/4 SE 1/4	40	32
			SE 1/4 SE 1/4	40	39
		Total number of acres irrigated:			229

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 27th day of December, 19 67.

/s/ R. KEITH HIGGINSON

State Reclamation Engineer.

(SEAL)

13 2543

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF Correcting
License No. 30403/43-2544 in the
name of O. A. POWER

ORDER

WHEREAS, on December 27, 1967, the Department of Water Resources (formerly the Department of Reclamation) issued the above numbered license to O. A. Power for 0.64 cubic feet of water per second from a well within the NE $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 14, Twp. 11 S, Rge. 26 E, B. M., Cassia County, for the irrigation of 229 acres within the SW $\frac{1}{4}$, Sec. 14; SE $\frac{1}{4}$, Sec. 15; Twp. 11 S, Rge. 26 E, B. M.; and

WHEREAS, it has been brought to the attention of the Director of the Department of Water Resources that the quantity of water allowed under the above numbered license is in error; and

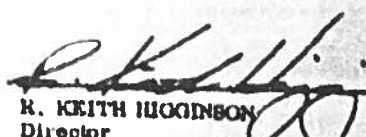
WHEREAS, having reviewed the matter, the Director found that:

- 1) The lands irrigated under the above numbered license were previously licensed under License No. 22388/43-2369 for 3.20 cfs from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14, Twp. 11 S, Rge. 26 E, B. M.
- 2) At the time the field examination was made under the permit in question, the well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14 was not being used, however, both wells were covered by said permit.
- 3) Department personnel found that the well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14 was capable of producing 3.64 cfs and, assuming that the other well was no longer being used, proposed a license for 0.64 cfs or the remaining output of the well in operation as if License No. 22388/43-2369 had been transferred to the well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14.
- 4) Department personnel also noted at that time, recommendations to transfer the point of diversion under the previous license, No. 22388/43-2369, believing that the well was no longer used.
- 5) No transfer of the point of diversion of License No. 22388/43-2369 was ever made; and

WHEREAS, it has been made known that the well under the earlier license is still being used, the Director finds that an amended license should be issued under License No. 30403/43-2544 for a quantity of water to bring the total amount up to an inch per acre for the lands irrigated under both licenses;

IT IS, THEREFORE, HEREBY ORDERED that an amended license be issued under License No. 30403/43-2544 allowing 2.12 cubic feet of water per second.

Dated this 14 day of April, 1970.


R. KEITH HUGGINSON
Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF Correcting
License No. 30403/43-2544 in the
name of O. A. POWER

ORDER

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WHEREAS, it has been brought to the attention of the Director of the Department of Water Resources that the quantity of water allowed under the above numbered license is in error; and

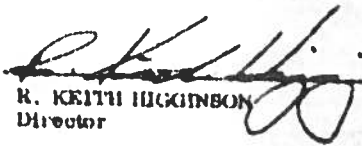
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- 1) The lands irrigated under the above numbered license were previously licensed under License No. 22388/43-2369 for 3.20 cfs from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14, Twp. 11 S, Rge. 26 E, B.M.
- 2) At the time the field examination was made under the permit in question, the well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14 was not being used, however, both wells were covered by said permit.
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IT IS, THEREFORE, HEREBY ORDERED that an amended license be issued under License No. 30403/43-2544 allowing 3.12 cubic feet of water per second.

Dated this 14 day of April, 1970.


R. KEITH DICKINSON
Director

WILLIAM A. PARSONS
RICHARD R. SMITH

PARSONS & SMITH
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 130th STREET
BURLEY, IDAHO 83318
AREA CODE 208
678-8382

RECEIVED

APR 7

Department of Water Resources

April 5, 1976

Mr. Bob Fleanor
Water Administration
Statehouse
Boise, Idaho

RE: 2369 and 2544

Dear Bob:

This will confirm our conversation, Bob, that license 43-2544 needs to be increased so that the total acreage irrigated under both licenses, 43-2369 and 43-2544, equal the following:

43-2369 for 3.2 csf
43-2544 to equal 2.12 csf.

Apparently when the original inspection was issued there was a thought of an abandonment or there were some other mistakes however, the wells are producing and should be licensed accordingly.

Would you please do this and mail to this office.

Very truly yours,

PARSONS & SMITH

William A. Parsons
William A. Parsons

WAP:rt

CLAIM NUMBER 43-02544 DATE _____
43-02369 AGENT _____

TRANSFER NUMBER 240
CLAIMED ACRE TOTAL 22
GIS ACRE TOTAL 28

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	115	26E	14									12	~~20~~	~~39~~	~~39~~				
GIS	115	26E	14									34	31	41	41				
RECOM	115	26E	14									34	31	41	41				
CLAIM	115	26E	15													~~24~~	~~24~~	~~32~~	~~39~~
GIS	115	26E	15													34	31	31	40
RECOM	115	26E	15													34	31	31	40
CLAIM																			
GIS																			
RECOM																			

B43-DBPOU.SHP _____
SHAPE NOS. _____

43-DBPOD.SHP _____
NOS. DESCRIPTION _____

DBF TABLES UPDATED _____
B43-DBPOU.DBF _____
B43-DBPOD.DBF _____
JPEG LAYOUT _____

R PROOF

CVR

MAPS

PHOTOS

MISC

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