

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 43-2553
Date Received: 3/8/89
Receipt No: S006485
Received By: 

**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: 11/29/1962

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	0.93	

7. Total Quantity Appropriated is:
0.93 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	29	NE	SW	IRRIGATION	39
			SE	SW	IRRIGATION	39
			Section Acres		78	
13S	27E	32	NE	NW	IRRIGATION	40
			Section Acres		40	
			Total Acres		118	

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:

THIS LICENSE WAS PREVIOUSLY COMBINED WITH 43-2468 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): *Ken Robertson* Date: 6-19-01

_____ Date: _____

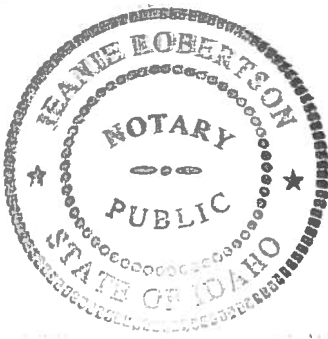
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th.
of June 2001 *Kenie Robertson*

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: 43-2553

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 F. Wayment

Please print your name:

Garr F. 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: 43-2553
NAME AND ADDRESS: GARR WAYMENT
800 S 250 E
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.930 CFS
453.00 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: 11/29/1962

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	0.930 CFS 453.00 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 118 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 *J. 6/19/01*

06/19/2001

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

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BURLEY, ID 83318

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PRIORITY DATE: 11/29/1962

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	0.93 CFS 453.00 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			

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SEASON.

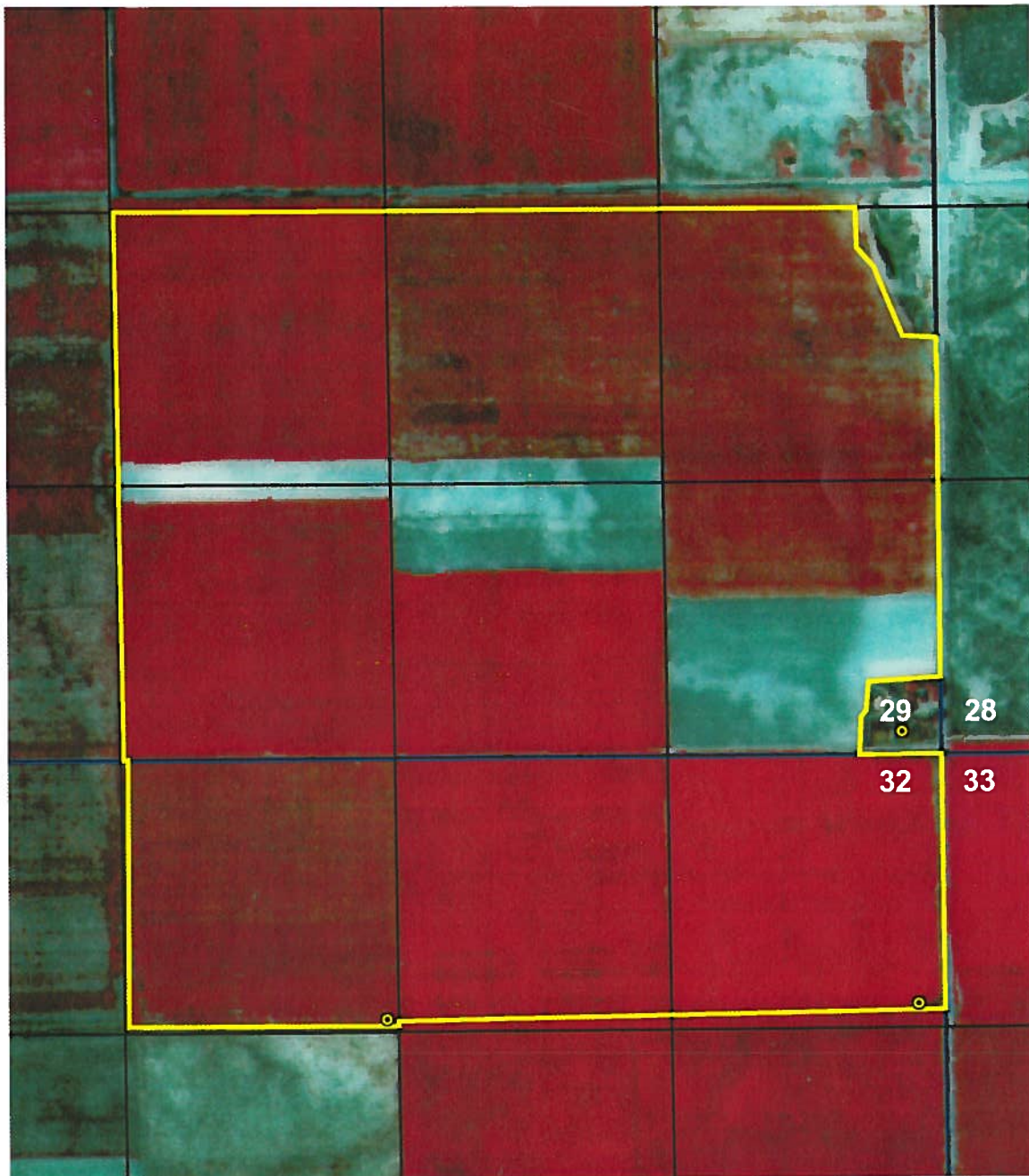
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IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Water Right 43-2553

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



0 1320 2640 Feet

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>RT.</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	453AF
43-11249	<u>116</u> 344 Ac.	<u> </u> 7.31 cfs	<u> </u> 1293 Af

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: _____
DATE: _____
BY: _____

.....
THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \quad (\dots 350 \dots) \quad (0.70)}{[(\dots 240 \dots) + (\dots 50 \dots \times 2.31)]} =$$

<u>LIFT FROM:</u>	<u>PSI FROM:</u>	<u>NOTES ON PUMP:</u>
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate ()	estimate ()	Pump Make, Serial or ID, rating
well logs ()	owner gage ()	
Booster (Y) (N)		

REMARKS _____

.....
ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	CV-DV	
5/01-09/30	153	2-3	
4/15-10/15	184	2.5-3.5	POTENTIAL =
4/01-10/31	214	3-4	
3/01-11/30	275	VARIES	
3/15-11/15	246	VARIES	

(..... 118)

POTENTIAL = 3.83

REQUIRED Acre Feet/Acre/Annum = 4
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

.....
IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

State of Idaho

WATER LICENSE

Water License No. G-30752 Priority November 29, 1962 Amount 0.93 c.f.s.
 (late proof)
 THIS IS TO CERTIFY, that BUDDY D. WARD

of Malta, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 8, 1962; that Permit G-30752 was issued pursuant to said application; that the proposed works were completed on or about December 1967

with a storage or carrying capacity of 0.89 c.f.s., said works consisting of well, pump, motor, and earth ditch

, and that on December 1, 1967, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 391 acre feet per season, with a maximum rate of diversion of 0.93 cubic feet per second of the waters of ground water, tributary of

for the purpose of Irrigation from April 1 to October 31, and for from to and for

from to, and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is located in NE 1/4 NW 1/4, Sec. 32, T. 13 S., R. 27 E., B.M., and other additional points

Cannia, in the County of and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 391 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 S	27 E	29									39			39					78
		32					40												40

Total number of acres irrigated 118

The right to the use of the water 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 16th day of July, 19 69

[Signature]
 State Reclamation Engineer

30752
 43 2553 43-2553

31
31
40
98

118

AREA = 118 ACRES

SUBD = 3

Q = 98 E.F.S

VOL = 391 AC FT/SEASON

PRIORITY = Nov 28, 1962

Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

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

Permit No. 3-30752

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

1. Name of applicant: Buddy D. Ward, Malta, Idaho

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE 1/4 of Section 32
T. 13 S. R. 27 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same:

25 H.P. ELEC. MOTOR # 314009 -
2 1/2" B. V.T.P. # 12254
B. EXCHANGE G. INTO CANAL IRRIGATION
CANAL IRRIGATION

5. Water is used for: irrigation and domestic

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):

E. SW 1/4, sec. 29; NE 1/4, sec. 32, T. 13 S, R. 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:

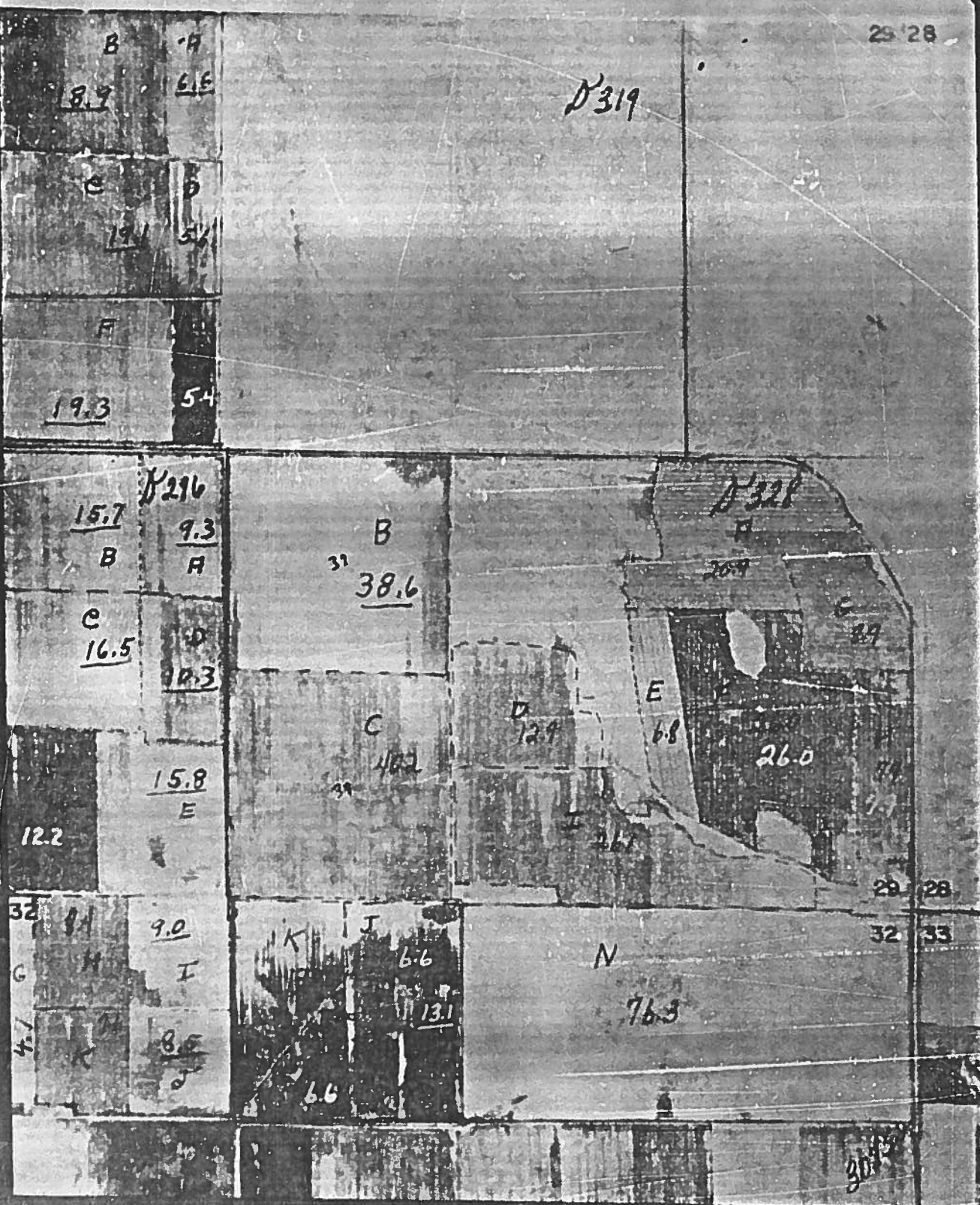
11' REMOVED WATER USED $Q = \frac{200 \text{ cfs}}{224 \text{ ft}} = .89 \text{ cfs}$
.89 cfs x 1.04 CORRECTION FACTOR = .926 cfs
IRRIGATION REQUIREMENT = 4.0 AC FT / ACRE / SEASON

This examination was made on the

14th day of July, 1968
(Signed) Don Reynolds
Examiner

Priorities May. 28, 1962
(late proof)

6. Give general characteristics of soils, topography, and crops raised.



July 3, 1969

Re: Permit No. G-30752

Buddy D. Ward
Malta, Idaho 83342

Dear Mr. Ward:

30752

A representative of this department has made an examination of the works covered by your Permit G-30752 and has found the following:

Quantity of water diverted. .926 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: .99 c.f.s.

The maximum quantity diverted shall not exceed .991 acre feet per season.

Purpose of use: Domestic and irrigation of 118 acres in NE 1/4, Sec. 29, T. 19S, R. 27E, NE 1/4, Sec. 32, T. 19S, R. 27E.

The priority date established is: November 28, 1962

A fee totaling \$ 11.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR/mh

30752
41-5553

COPY