

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: A43-04010
Date Received: 12/ 8/1993
Receipt No: 50/6439
Received By: #

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEON WALKER 801-785-4039
Address: 87 S 800 E
LINDON UT 84042
2. Date of Priority: JUL 31, 1957
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	26E	28	SE	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	04/01	10/31	4.600		
7. Total Quantity Appropriated is:
4.600 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	26E	27	NW	SW		IRR	9.0
			SW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	49.0
		28	NE	SW	IRR	28.0
			SW	SW	IRR	35.0
			SE	SW	IRR	31.0
			NE	SE	IRR	15.0
			NW	SE	IRR	14.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
					Section Acres	203.0
		29	SE	SW	IRR	2.0
			SW	SE	IRR	20.0
			SE	SE	IRR	39.0
					Section Acres	61.0
					Total Acres	313.0

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:

14. Remarks:

PRIORITIES ARE 7-31-1957 OF 2.76 CFS & 7-11-1962 OF 1.906 CFS.
DIV. RATE=4.666 OR 233.3".

15. Basis of Claim: STATUTORY CLAIM

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): Leon R Walker Date: Dec 10, 1993

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of December 1993

Robert D. Horstelt
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires January 16, 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 8, 1993

Mr. Leon Walker
87 S 800 E
Lindon, UT 84042

RE: Unclaimed water rights in Basin 43: -02460, -04010, -07054

Dear Mr. Walker:

I enclose the claim forms that we discussed on the phone recently and ask that you do the following:

Review the descriptions of the water rights and if you are satisfied that they are accurate sign them and have your signature notarized at the correct parts of the forms.

Prepare a check in the amount noted on the enclosed copy of our March 3, 1993 letter to you regarding the need to file claims. Make your check out to "IDWR" and note the water right numbers on your check to be sure it is credited correctly.

Please call if you have any questions regarding the procedure. Once we have processed the claims I will send you copies for your records.

Respectfully,

Francis G. Hitchcock
Water Resources Agent Sr.

enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

MARCH 3, 1993

R. KEITH HIGGINSON
Director

LEON WALKER
87 S 800 E
LINDON UT 84042

RE: UNCLAIMED WATER RIGHTS IN SNAKE RIVER BASIN ADJUDICATION
43-02460, 43-04010 & 43-07054

DEAR MR. WALKER,

ENCLOSED PLEASE FIND THE FORMS AND INSTRUCTIONS TO FILE A CLAIM FOR A WATER RIGHT IN THE SRBA AND PROFILE REPORTS OF THE WATER RIGHTS THAT ARE APPURTENANT TO THE LANDS FOUND AND LISTED UNDER THE SECOND ROUND NOTICE PROCEDURE. AS WE DISCUSSED ON THE PHONE ON MARCH 1, THE WATER RIGHT 43-07054 IS NOT CLAIMED IN THE SRBA AND LISTED IN THAT WATER RIGHT I FOUND TWO OTHER RIGHTS MENTIONED, NEITHER OF WHICH ARE CLAIMED IN THE SRBA.

FEES DUE FOR THESE FILINGS WOULD BE \$50.00 PER CLAIM PLUS THE VARIABLE FEE OF \$1.00 PER ACRE. SINCE THE DEADLINE FOR FILING CLAIMS HAS PASSED THERE IS ALSO A LATE FEE DUE FOR EACH CLAIM OF \$50.00 EACH.

BASED ON THE PROFILE REPORT OF EACH OF THE ABOVE RIGHTS, THE FEES TO FILE EACH WATER RIGHT IN THE SRBA WOULD BE AS FOLLOWS:

43-02460	\$50.00 FLAT FEE \$50.00 LATE FEE \$1.00 ACRE FEE
	TOTAL \$101.00
43-04010	\$50.00 FLAT FEE \$50.00 LATE FEE \$84.00 ACRE FEE
	TOTAL \$184.00
43-07054	\$50.00 FLAT FEE \$50.00 LATE FEE \$265.00 ACRE FEE
	TOTAL \$365.00

=====

GRAND TOTAL	\$650.00	TO FILE ALL RIGHTS AS SHOWN ON THE PROFILE LISTINGS.
-------------	----------	--

YOU ARE NOT BOUND TO CLAIM THE RIGHTS AS SHOWN ON THE PROFILE SHEETS BUT YOU SHOULD CLAIM THE WATER RIGHT USES AS YOU ACTUALLY USE THEM ON THE ACREAGE YOU ACTUALLY IRRIGATE.

① acreage fee paid for 105 26E & 27 NNSW - ALL 40 ACRES - in Claim A43-04011

② new total is \$610.00 due to above.

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: **A43-04010**

Date Received: 12/ 8/1993

Receipt No: _____

Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: LEON WALKER
Address: 87 S 800 E
LINDON UT

801-785-4039

84042

2. Date of Priority: JUL 31, 1957

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	26E	28	SE	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	04/01	10/31	4.600		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	26E	27	NW	SW		IRR	9.0
			SW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	49.0
		28	NE	SW	IRR	28.0
			SW	SW	IRR	35.0
			SE	SW	IRR	31.0
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		29	SE	SW	IRR	2.0
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			SE	SE	IRR	39.0
					Section Acres	61.0
					Total Acres	313.0

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:

14. Remarks:

PRIORITIES ARE 7-31-1957 OF 2.76 CFS & 7-11-1962 OF 1.906 CFS.
DIV. RATE=4.666 OR 233.3".

15. Basis of Claim: STATUTORY CLAIM

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

SD-62
MODIFY CLAIM

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 12/08/93
Time: 08:50:02

Water Right Number: A43-04010

FIRST PAGE

13. Remarks: PRIORITIES ARE 7-31-1957 OF 2.76 CFS & 7-11-1962 OF 1.906 CFS.____
DIV. RATE=4.666 OR 233.3"._____

*****IDWR NOTE

THIS CLAIM IS HELD ON TEMPORARY HOLD PENDING RECEIPT OF THE SIGN-
ED CLAIMS AND A CHECK IN THE CORRECT AMOUNT FOR THE FEES._____
FH 12-07-1993._____

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD7=Copy to Comments) (GOLD8=Cancel)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

MARCH 3, 1993

R. KEITH HIGGINSON
Director

LEON WALKER
87 S 800 E
LINDON UT 84042

RE: UNCLAIMED WATER RIGHTS IN SNAKE RIVER BASIN ADJUDICATION
43-02460, 43-04010 & 43-07054

DEAR MR. WALKER,

ENCLOSED PLEASE FIND THE FORMS AND INSTRUCTIONS TO FILE A CLAIM FOR A WATER RIGHT IN THE SRBA AND PROFILE REPORTS OF THE WATER RIGHTS THAT ARE APPURTENANT TO THE LANDS FOUND AND LISTED UNDER THE SECOND ROUND NOTICE PROCEDURE. AS WE DISCUSSED ON THE PHONE ON MARCH 1, THE WATER RIGHT 43-07054 IS NOT CLAIMED IN THE SRBA AND LISTED IN THAT WATER RIGHT I FOUND TWO OTHER RIGHTS MENTIONED, NEITHER OF WHICH ARE CLAIMED IN THE SRBA.

FEEES DUE FOR THESE FILINGS WOULD BE \$50.00 PER CLAIM PLUS THE VARIABLE FEE OF \$1.00 PER ACRE. SINCE THE DEADLINE FOR FILING CLAIMS HAS PASSED THERE IS ALSO A LATE FEE DUE FOR EACH CLAIM OF \$50.00 EACH.

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	TOTAL \$101.00
43-04010	\$50.00 FLAT FEE \$50.00 LATE FEE \$84.00 ACRE FEE
	TOTAL \$184.00
43-07054	\$50.00 FLAT FEE \$50.00 LATE FEE \$265.00 ACRE FEE
	TOTAL \$365.00

=====

GRAND TOTAL \$650.00 TO FILE ALL RIGHTS AS SHOWN ON
THE PROFILE LISTINGS.

YOU ARE NOT BOUND TO CLAIM THE RIGHTS AS SHOWN ON THE PROFILE SHEETS BUT YOU SHOULD CLAIM THE WATER RIGHT USES AS YOU ACTUALLY USE THEM ON THE ACREAGE YOU ACTUALLY IRRIGATE.

PAGE 2 - WALKER

NO DEADLINE IS SET BY WHICH YOU MUST RESPOND BUT GIVEN THE IMPORTANCE OF HAVING YOUR WATER RIGHTS INCLUDED IN THE SRBA THIS MATTER SHOULD BE RESOLVED AS SOON AS POSSIBLE. FAILURE TO CLAIM THESE WATER RIGHTS IN THE SRBA WILL RESULT IN THEIR CEASING TO EXIST UPON ISSUANCE OF THE FINAL DECREE.

IF YOU HAVE ANY QUESTIONS OR IF YOU NEED TO SCHEDULE AN APPOINTMENT TO REVIEW YOUR CLAIMS FURTHER PLEASE CONTACT ME AT OUR OFFICE.

SINCERELY,

A handwritten signature in cursive script, appearing to read "Steve Clelland".

STEVE CLELLAND
WATER AGENT, SR.

ENC:

DIVERSION RATE
 DIVERSION VOLUME

4.60 CFS

4.60 CFS

Stage: STATUTORY CLAIM

SE SM

Pou County: CASSIA

Dates: **App. Received:** **Priority Date:** 07/31/1957

Misc: Water District Number: Field Exam Fee:

84 Acres
NOT LISTED ON
OTHER RIGHTS

09/27/2000

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

RIGHT NUMBER: 43-4010
NAME AND ADDRESS: LEON WALKER
87 S 800 E
LINDON, UT 84042

SOURCE: GROUND WATER

QUANTITY: 2.34 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED
RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

PRIORITY DATE: 07/11/1962

POINT OF DIVERSION: T10S R26E S28 SWSESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	2.34 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County					
T10S R26E S27	NWSW	35	T10S R26E S27	SWSW	38
T10S R26E S28	NWSE	40	T10S R26E S28	NESE	35
T10S R26E S28	NESW	37	T10S R26E S28	SESE	38
T10S R26E S28	SWSE	39	T10S R26E S28	SESW	31
T10S R26E S28	SWSW	35	T10S R26E S29	SESE	39
T10S R26E S29	SWSE	20	T10S R26E S29	SESW	2

389 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

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

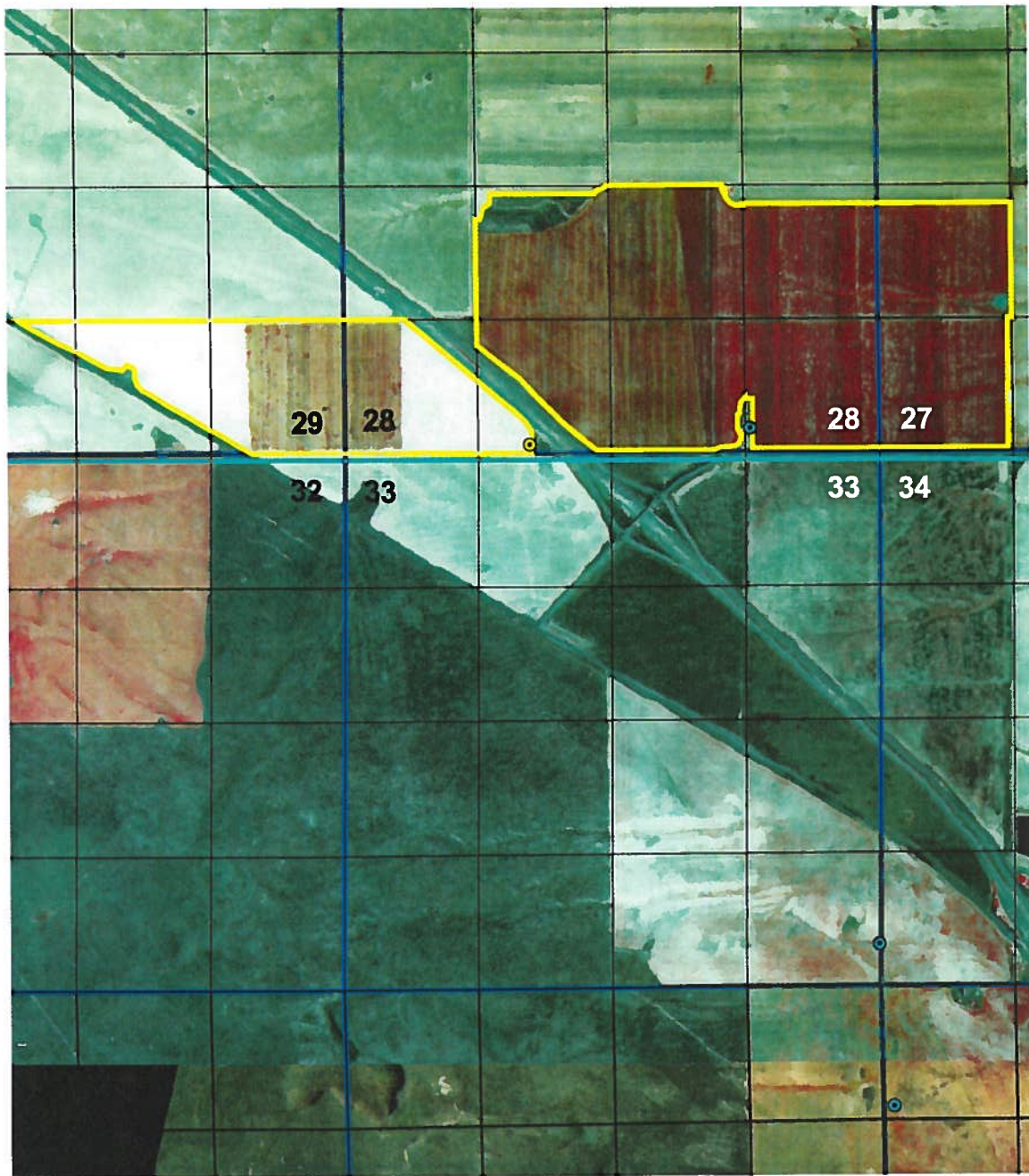
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Beneficial Use

Water Right 43-4010

Idaho Department of Water Resources
43-02460, 43-04010, & 43-07054



RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPT. 26, 2000
TWP 10S, RNG 26E, SEC. 27, 28, & 29



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

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

43-4010

JK

Idaho Department of Water Resources
 Estimated Pumping Rate Documentation Form
 Flow Analysis Performed by: Cindy Bird

ed 1/6/2000

Date: 4/21/00

Page 1 of 1

Record ID	285	Measured Flow:	5.57 cfs	<<--Max
Water Right No.	A4304010	Designed Flow:		
Name	Leon Walker	HP/Eff Flow:		
pod	10S26E28SESW	Sprinkler Flow:		
year:		Pivot/System Flow:		
Flow Measurement:	2500 gpm	=	5.57 cfs	
Curve/Pump Design:		gpm	=	
Horsepower / Efficiency Method				
Horsepower		hp		
PWL		ft		
Disch Psi		psi		
PUMP Eff Estimate		%		
TDH	0	ft		
OHP		hp		
Flow		gpm	=	
System Method:				
No Lines		Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$		
Birds per line		C=	1.00	Nozzle coefficient, typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft	Nozzle radius
Nozzle size		A=	0.00000 ft^2	Nozzle area
Nozzle pressure		h=	0 ft	Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2	Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs	Flow per nozzle
Percent Leaks	%	=	0.000 gpm	Flow per nozzle
Total Flow	0 gpm	=		
Pivot / System rating		gpm	=	

Comments / Data Supplied:

2/28/00 returned the form with a 2500 gpm flow rate recorded. There are two licenses with the same point of diversion claimed. From the license examination in 1976 the flow was measured at 7.13 cfs with a new Badger Meter.

Maximum flow rate of 7.13 cfs from the field measurement in 1976.

Claim is done,
 but you'll want
 this for the file.
 Just unearthed
 it from my office

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

A4304010
WALKER LEON
10S26E28SESW

RECEIVED

FEB 28 2000

Department of Water Resources

Data Submission for Estimating Well Pumping Capacity

This form is for documenting historic flow rate from a well based on available information including: flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

If you have any questions regarding this data request, please contact either Scott King (208) 327-7897 or Cindy Bird (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. If you prefer to discuss these questions with us instead of completing the form, your call is welcomed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

1) Rate of Flow measurements: 2500 G.P.M (cfs or gpm)

Please give approximate date, person or entity performing measurement, description of measuring device and any other applicable data. Examples may include measurements made as part of an energy efficiency survey, which are often provided as a service through your electric utility.

just a guess from knowing the pressure of pump
and the irrigation equipment I use - the pump
is being redesigned for 2000 irrigation season will
know better this spring

2) Pump characteristic curves or specifications: Please include copy of pump curve, or state designed pumping capacity, rated flow and head, and approximate year of pump installation. Other helpful items may include the pump manufacturer, model number, and number of stages.

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEON WALKER	07/31/1957	IRRIGATION	00-00 00-00	2.760 CFS	

TOTAL DIVERSION: 2.760 CFS
CONSUMPTIVE USE: 414.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T10S R26E S28

SESW

CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
10S 26E 28	:	:	:	:	:
	:	:	27	32	39 40
TOTAL ACRES					138.0

POU County: CASSIA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A43-04010 A43-07054

Other Water Rights Listing Overlapping Place(s) of Use:

A43-04010 A43-04011 A43-07054 A43-07116

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit:

07/12/94 MERRITT 03/30/95 POST-STD 04/04/95 FHITCHCO

OWNER
CODE NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE VOLUME

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T10S R26E S28

SESW

CASSIA County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE					
		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			
T	R S	: Lt Ac		: Lt Ac		: Lt Ac		: Lt Ac		: Lt Ac		: Lt Ac		: Lt Ac		: Lt Ac			
10S 26E 27	:	:		:		:		:		:		:		:		:		49.0	
10S 26E 28	:	:		:		:		:		28		35		31		15		203.0	
10S 26E 29	:	:		:		:		:		:		02		:		20		61.0	

9/27/2000

09/27/2000

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

RIGHT NUMBER: 43-4010
NAME AND ADDRESS: LEON WALKER
87 S 800 E
LINDON, UT 84042

SOURCE: GROUND WATER

QUANTITY: 2.34 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED
RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

PRIORITY DATE: 07/11/1962

POINT OF DIVERSION: T10S R26E S28 SWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	2.34 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County					
T10S R26E S27	NWSW	35	T10S R26E S27	SWSW	38
T10S R26E S28	NWSE	40	T10S R26E S28	NESE	35
T10S R26E S28	NESW	37	T10S R26E S28	SESE	38
T10S R26E S28	SWSE	39	T10S R26E S28	SESW	31
T10S R26E S28	SWSW	35	T10S R26E S29	SESE	39
T10S R26E S29	SWSE	20	T10S R26E S29	SESW	2

389 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

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

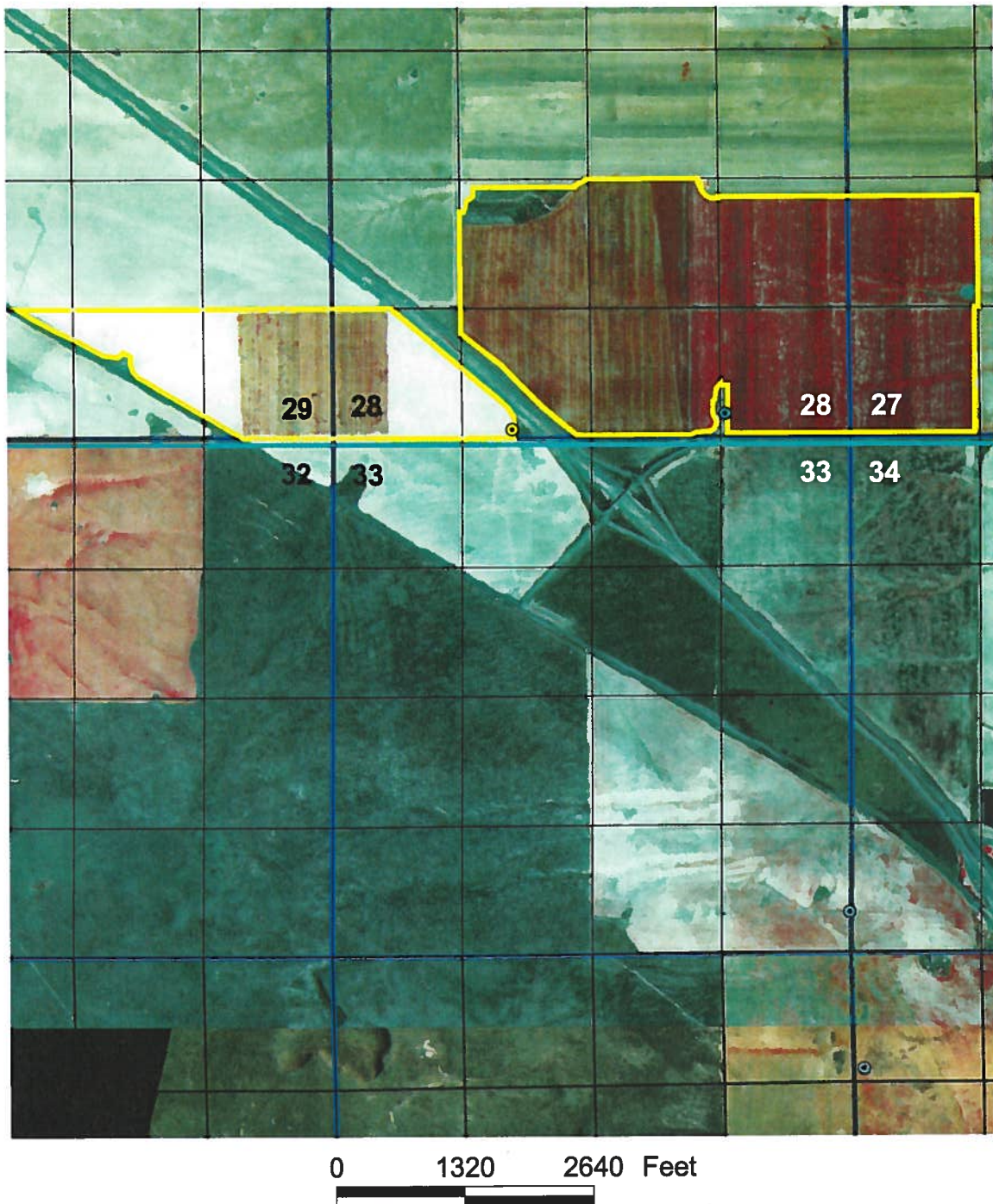
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Beneficial Use

Water Right 43-4010

Icino Department of Water Resources
43-02460, 43-04010, & 43-07054



RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPT. 26, 2000
TWP 10S, RNG 26E, SEC. 27, 28, & 29



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

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

A43-02460	7/31/57	2.76 cfs	138 Ac.
A43-04010	7/31/57	4.6 cfs	313 Ac.
A43-07054	1/27/75	2.0 cfs/970 AF	265 Ac.

43-02460 licensed 138 acres at an inch per acre. Statutory claim 43-04010 was filed for the same priority date. Its Remarks stated that 2.76 cfs was used from 7/31/57 till 7/11/62 when the capacity of the well was increased by 1.9 cfs, thus to its claimed rate of 4.6 cfs. The 2.76 cfs was already covered by the license, and in the field exam it stated that the well was producing 5.1 cfs. I am recommending the difference between that capacity and the license which is 2.34 cfs, (5.1 cfs minus 2.76 cfs = 2.34 cfs) and a priority date of 7/11/62. The GIS shape-file of the 1987 aerial photo showed a total of 389 being irrigated. According to the '62 aerial photos, all but 22 of these acres appeared to be irrigated. Since 138 acres were already covered by license 43-02460, 43-04010 will be recommended for 229 acres. (389 minus 22 minus 138 = 229)

43-07054 gave an additional 2.0 cfs to the property, recognizing the 22 acres previously not covered and adding water to the acres which were less than an inch per acre. This right will be recommended for 251 acres (389 minus 138 = 251). The total diversion rate for the 389 acres is 7.1 cfs or 0.018 cfs/Ac. (This is the same amount mentioned as the system capacity in the field exam for 43-07054.)

R43-02460	7/31/57	2.76 cfs/552 AF	138/389 ac. pp4
R43-04010	7/11/62	2.34 cfs/1556 comb. lim.	229/389 Ac. pp4
R43-07054	1/27/75	2.0 cfs/1556 comb. lim.	251/389 Ac. pp4

CLAIM NUMBER

A43-040

DATE

AGENT

TRANSFER NUMBER

CLAIMED ACRE TOTAL 31

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
CLAIM	10S	26E	27										9	40					
GIS	10S	26E	27																
RECOM	10S	26E	27																
CLAIM	10S	26E	28									28		35	31	15	14	40	40
GIS	10S	26E	28																
RECOM	10S	26E	28																
CLAIM	10S	26E	29												2			20	39
GIS	10S	26E	29																
RECOM	10S	26E	29																

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

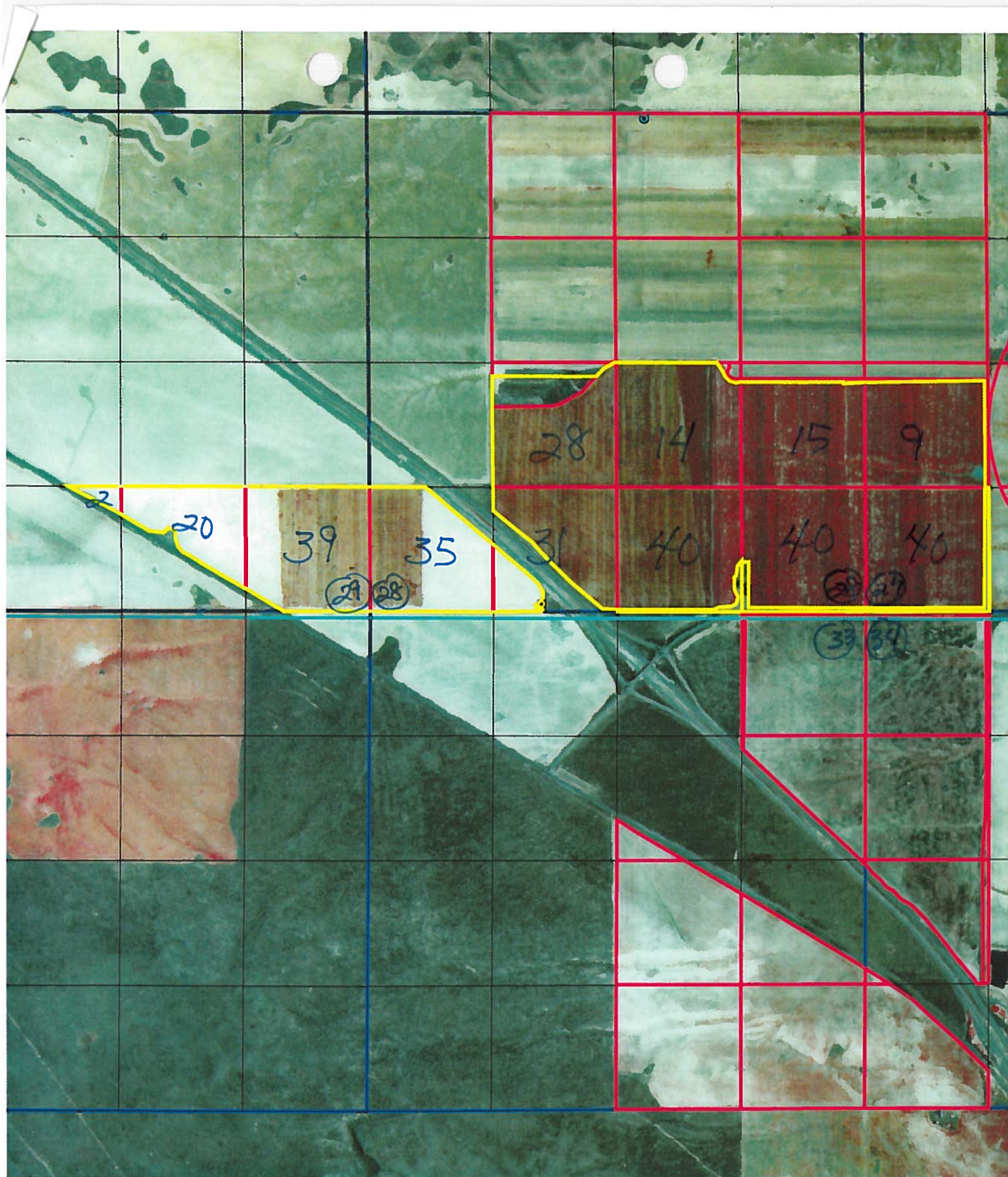
NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT



A43-D4010



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

A 43-04010 V.H.

February 10, 2000

Second Notice

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WALKER, LEON
87 S 800 E
LINDON UT 84042

RE: Information about historical water diversion flow rate

Dear Wateruser:

This past December IDWR sent a letter to you requesting your assistance in providing information about flow rates from certain diversions (copy attached). These letters are being sent to claimants with identified rights that have not previously been confirmed (measured) either through the licensing process or by decree. IDWR desires to make the most accurate recommendation to the SRBA Court and this requires your participation and cooperation, pursuant Idaho Code §42-1410.

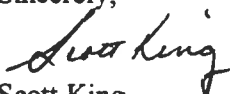
One advantage of providing good, verifiable information to us is that the flow rate that we recommend will be the full measure of your water right as developed. Another benefit is that disputes over the recommendation are minimized. Lastly, documentation for flow rate will likely be dated and may support evidence of priority determination.

In the absence of good information about historical diversion flow rates IDWR may conclude any of three less desirable alternatives:

- 1) Recommend disallowal of right.
- 2) Recommend a flow rate limited to a licensed rate, if a licensed diversion is part of the system, but with additional diversion volume if the use and diversion capacity is documented to have occurred before 1963.
- 3) Recommend the right as an expansion in a critical ground water area, §42-1416B I.C., which limits the flow rate AND volume to the licensed quantity. This provision also sets the priority at 6/30/1985, regardless of development date between 1963 and 1985.

Thank you for your attention to this matter and we look forward to your quick response and documentation relating to this request. Water Resource Agents from the department may be contacting you in the near future should field work be required to finalize recommendations. Inquiries related to this diversion rate information request should be made to Scott King or Cindy Bird at (208) 327-7900. Inquiries about other aspects of your claim should be made to the Southern Region Office (208) 736-3033.

Sincerely,


Scott King

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:26
09/25/00
9

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-04010

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEON WALKER	07/31/1957 17/11/62	IRRIGATION	04-01 10-31 3/15-11/15	4.600 CFS 4.600 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: ~~STATUTORY CLAIM~~

Point(s) of Diversion: T10S R26E S28 SW/SESW

CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10S	26E	27	:							09	40	:				49.0
10S	26E	28	:					28		35	31	:	15	14	40	203.0
10S	26E	29	:								02	:			20	61.0
TOTAL ACRES															313.0	

POU County: CASSIA

229/389 ppu

Remarks: GEN PRIORITIES ARE 7-31-1957 OF 2.76 CFS & 7-11-1962 OF 1.906 CFS.
DIV. RATE=4.666 OR 233.3".

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Cond. Code C18
Remarks:
POU: E14 (389)
K06 (229)
QNT: E08 (w/-0)
1556

389 x 4 = 1556 AF

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:10
09/25/00

PAGE: 2
QUICKLOOK INFORMATION

8
CLAIM NUMBER: A43-04010

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	Y-							
POINT OF DIV	-N							
SOURCE	-N							
PLACE OF USE	Y-							
DIV. AMOUNT CFS/VOLUME	Y-							
CONSUMPTIVE USE	/							
PURPOSES OF USE	-N							
PERIOD OF USE	Y-							
BASIS OF CLAIM	Y-							
REMARKS	Y-							

BARCODE UPDATED
WHOM/DATE