

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: A43-10123
Date Received: 4/28/1989
Receipt No: C006507
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GOLDEN F. GARDINER 208-645-2563
Address: HC 72, BOX 2038
MALTA, ID 83342

2. Date of Priority: MAR 15, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	26E	23	SW	SE	NE		CASSIA

5. Description of diverting works:
WELL, 16" CASING, 500' DEEP, 40 HP PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.400		

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

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	24	NE	SW		IRR	35.0
			NW	SW		IRR	35.0
Section Acres							70.0

10. Place of Use: Continued

Total Acres 70.0

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:

43-04240, 43-04232, 43-00301, 43-00015

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

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 443-10123Date Received 4-28-89Receipt Number C006507

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Golden F. Gardiner Phone (208) 645-2563Mailing Address HC 72 Box 2038, Malta, Idaho Zip 833422. Date of Priority (Only one (1) per claim) March 15, 19623. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 13S Range 26E Section 23,
SW 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Cassia

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. The well is 500 feet deep and is 16 inches in diameter. The pump is 40 horsepower. Only unlined ditches were used originally. However, the ditches were eventually replaced by pipelines and a sprinkler irrigation system.

MICROFILMED

MAR 04 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 1.40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 210 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>13S</u>	<u>26E</u>	<u>24</u>									<u>35</u>	<u>35</u>							<u>70</u>

Total number of acres irrigated 70

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
43-4240, 43-4232, 43-0301, 43-0015 or None ()

14. Remarks:

MICROFILMED

MAR 04 1993

Last Name Gardiner

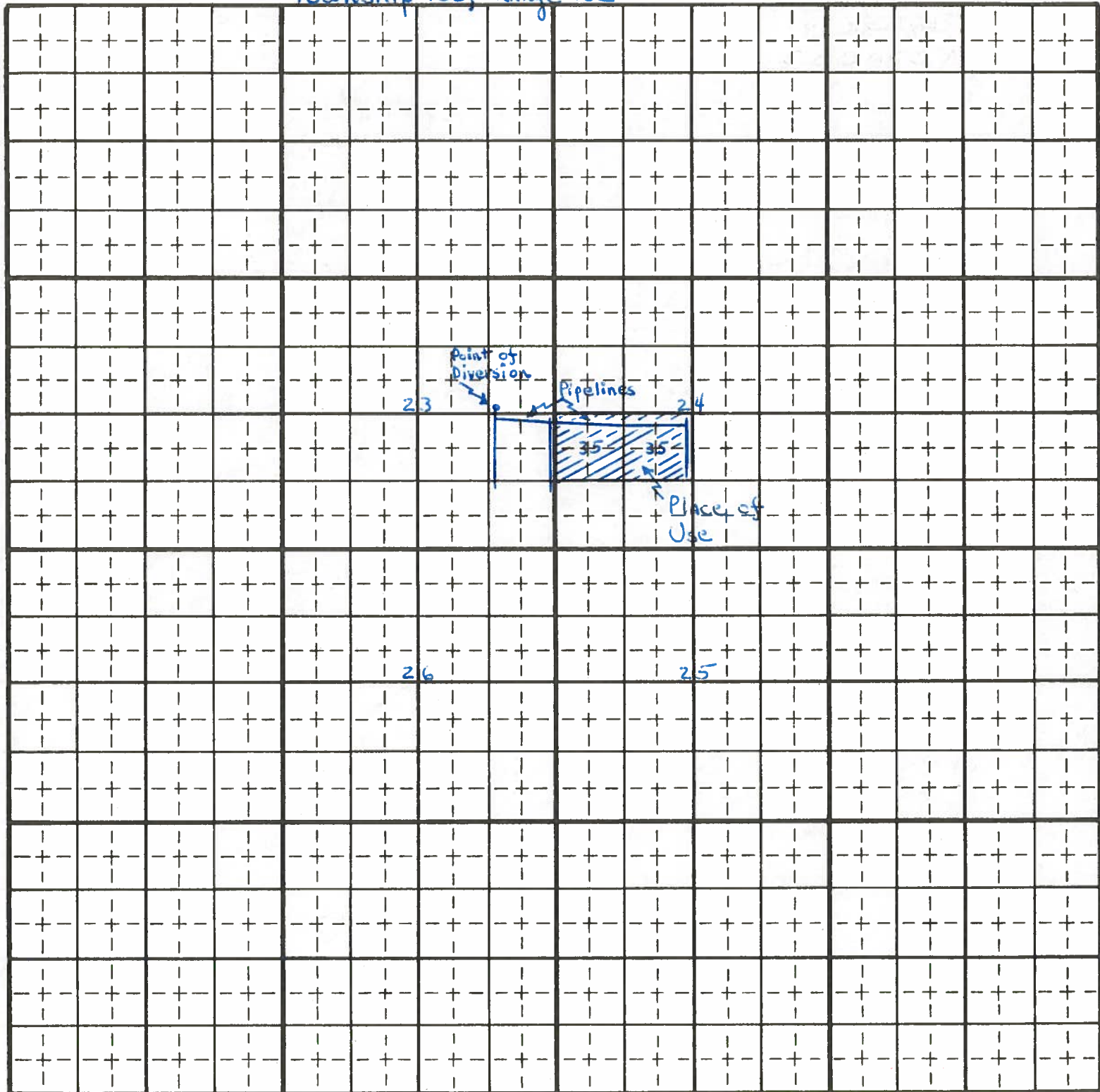
Ident No. 443-10123

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Township 13S, Range 26E



MICROFILMED

MAR 04 1993

Last Name Gardiner

Ident No. A43-10123

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Golden & Gardiner Date 4-28-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 28 day of April 19 89

SEAL

Notary Public Janet Taylor

Residing at Maeta Idaho

My Commission Expires 3/17/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Gardiner Ident. Number A43-10123

MICROFILMED
MAR 04 1993

Copies White-State, Yellow-Claimant

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Gardine

CLAIM. IDENT. NO. A43-10123

DATE RECEIVED 4-28-89

CK # _____

AMOUNT \$ 0006507

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| Is the consumptive use correct? N/A | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? N/A | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: CA

Date: 4-28-89

Claim must be returned to claimant: _____

(Yes) (No)

Claimant must be notified of modifications: _____

(Yes) (No)

Receipt Prepared by: CA

Claim data entered by: CA

Sent to claimant by: _____

Date: 4-28-89

Date: 4-28-89

Date: 5-1-89

Checked by: _____

Date: _____

MICROFILMED

Comments: _____

MAR 14 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-10123
GOLDEN F. GARDINER
HC 72, BOX 2038

MALTA

ID 83342

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **February 3, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 04 1993

Golden F. Gardiner
HC 72 Box 2038
Malta, Idaho 83342

Allen Merritt, P.E.
Department of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

Dear Mr. Merritt:

In response to your letter dated December 5, 1991, please find enclosed evidence supporting the priority dates for water rights A43-04232, A43-04233, A43-04240, and A43-10123.

If I can be of further assistance do not hesitate to let me know.

Very Truly Yours,



Golden F. Gardiner

MICROFILMED

MAR 04 1993

Water Right 43-10123

RAFT RIVER ELECTRIC COOPERATIVE, INC.

Owned By Those We Serve

Midway 5-2405

★ MALTA



MEMBER

September 28 1959

RECEIVED

JAN 21 1962

DO

RECEIVED REGIONAL OFFICE

Mr. Golden Gardiner
Malta
Idaho

Dear Mr. Gardiner:

This is to inform you and all others concerned that electric power will be available in 1960 for pumping an irrigation well which will require approximately forty (40) Horsepower and be located in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of **Section 23** Township 13 South Range 26 in Cassia County, Idaho.

Very truly yours,

Edwin C. Schlender

Edwin C. Schlender, Manager
RAFT RIVER ELECTRIC COOPERATIVE, INC.

*Claims against
well in sec 23
43-04158
-10123*

MICROFILMED

MAR 04 1993





LAYNE & BOWLER PUMP COMPANY

2943 VAIL AVENUE, LOS ANGELES 22, CALIFORNIA. MAILING ADDRESS: P. O. BOX 6991

SOLD TO •

Golden Gardner
4440 Rutgers Ave.
Long Beach, Calif.

SHIP TO • Idaho

18

TERMS: NET 30 DAYS

SALES ORDER NO.	CUSTOMER'S ORDER NO.	PUMP NO.	INVOICE NO.	DATE
	TF 1579-80		111980	11/10/61
QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT	

Test pumping well located at Malta, Idaho
Install 250' test pump 8" col. 12" bowls - Test,
Rental & Labor
Engine time 7 hrs. pumping time @ 12.50 per hr.
Furnish on loan basis 125 HP used motor & switch
to operate pump long enough to prove up well

300.00

87.50

100.00

487.50

Wiring up by Smith Elec. in addition - billing later

Testing charges will be deductible if new pump is
purchased

ALL CLAIMS FOR SHORTAGE MUST BE MADE IN WRITING WITHIN FIVE DAYS, INTEREST CHARGED AT THE LEGAL RATE ON PAST DUE ACCOUNTS

MICROFILMED

MAR 04 1993



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE

JAN 21 1992

Department of Water Resources
Southern Region Office

October 5, 1959

RE: Permit No. 21712
17441

Golden Gardiner
Malta, Idaho

Dear Mr. Gardiner:

RE: Water rights pertaining to $N\frac{1}{2}SE\frac{1}{4}$ Section 23; $SW\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$ Section 24, Township 13 South, Range 26 East.

Decreed Rights:

43-00300 { Jesse & Lavilla Shill - 0.8 c.f.s., priority April 1, 1906, Middle Fork Cassia Creek to irrigate $SW\frac{1}{4}NW\frac{1}{4}$ Section 24.
43-00301 { Also 0.8 c.f.s., Priority April 1, 1913, Middle Fork Cassia Creek to irrigate $NW\frac{1}{4}SE\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$ Section 24.

Permits:

43-02195 canceled by allocation
No. 11448 - Jesse S Shill - 7/12/15, approved 7/30/15, Certificate of Completion of Works issued for 0.8 c.f.s. from Middle Fork Cassia Creek, with point of diversion in $SW\frac{1}{4}NE\frac{1}{4}$ Section 23 to irrigate $SW\frac{1}{4}NW\frac{1}{4}$ Section 24.

43-2270 (right canceled in allocation) also claimed as 43-04232
No. 17441 - Jesse Shill - 4/2/31, approved 4/11/31, Certificate of Completion of Works issued for 2.4 c.f.s. from Middle Fork Cassia Creek, with point of diversion in $SE\frac{1}{4}NW\frac{1}{4}$ Section 23 to irrigate $SW\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$ Section 24. Beneficial use proof due 4/11/36. Water to be used from October 1 each year to April 1 following year.

43-2357
4240 No. 21712 - Data sent you October 2. (43-02357 canceled by allocation)
43-02195 canceled by allocation
Permit No. 11448 is a duplicate of the decreed water right, Priority April 1, 1906, which already gives a full miner's inch per acre.

Permit No. 17441 can be used to provide a full miner's inch per acre or 0.8 c.f.s. additional water for $NW\frac{1}{4}SE\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$ Section 24, provided the 80 acres are all irrigated.

Permit No. 21712 covers land not otherwise covered. 43-02357
also 43-04240

These permits all have been certified as to completion of works; beneficial use of the water has not been proven.

MICROFILMED
MAR 04 1993

Continued
Page 2

13-02270 { For you to use Permit No. 17441, it will be necessary for you to have an as-
13-04232 { signment of the permit or show legal proof of your ownership of the land and
water rights. You could make proof of beneficial use of the water and receive
a water license to irrigate the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, amount of water
rights to total one miner's inch per acre, however your priority would be
approximately five years prior to the date of making the proof. Under Permit
13-2357 { No. 21712 your priority would be about three and a half years prior to making
-4240 { the proof of beneficial use of the water.

At this time you have a use right under Permits 17441 and 21712 which is
probably recognized among the other users of water from the same source. If
you took the case to the District Court you could possibly obtain an earlier
priority than noted above as priority we could allow on a Water License.

Very truly yours,

Ralph W. Thomas
Ralph W. Thomas
Office Engineer

RWT:mr

MICROFILMED
MAR U 4 1993

01/26/2001

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

RIGHT NUMBER: 43-10123

NAME AND ADDRESS: GOLDEN F GARDINER
HC 72 BOX 2038
MALTA, ID 83342

SOURCE: GROUND WATER

VERIFIED BY KKC

QUANTITY: 1.4 CFS
240 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.40 CFS. COMBINED RIGHT NOS: 43-4158 AND 43-10123.

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS. 43-2573, 43-4240, AND 43-10123.

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS. 43-301, 43-4232, AND 43-10123.

PRIORITY DATE: 03/15/1962

POINT OF DIVERSION: T13S R26E S23 SWSENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.40 CFS 240.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T13S R26E S24	NESW	35	T13S R26E S24 NWSW 35

70 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 103 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-301, 43-4232, AND 43-10123.

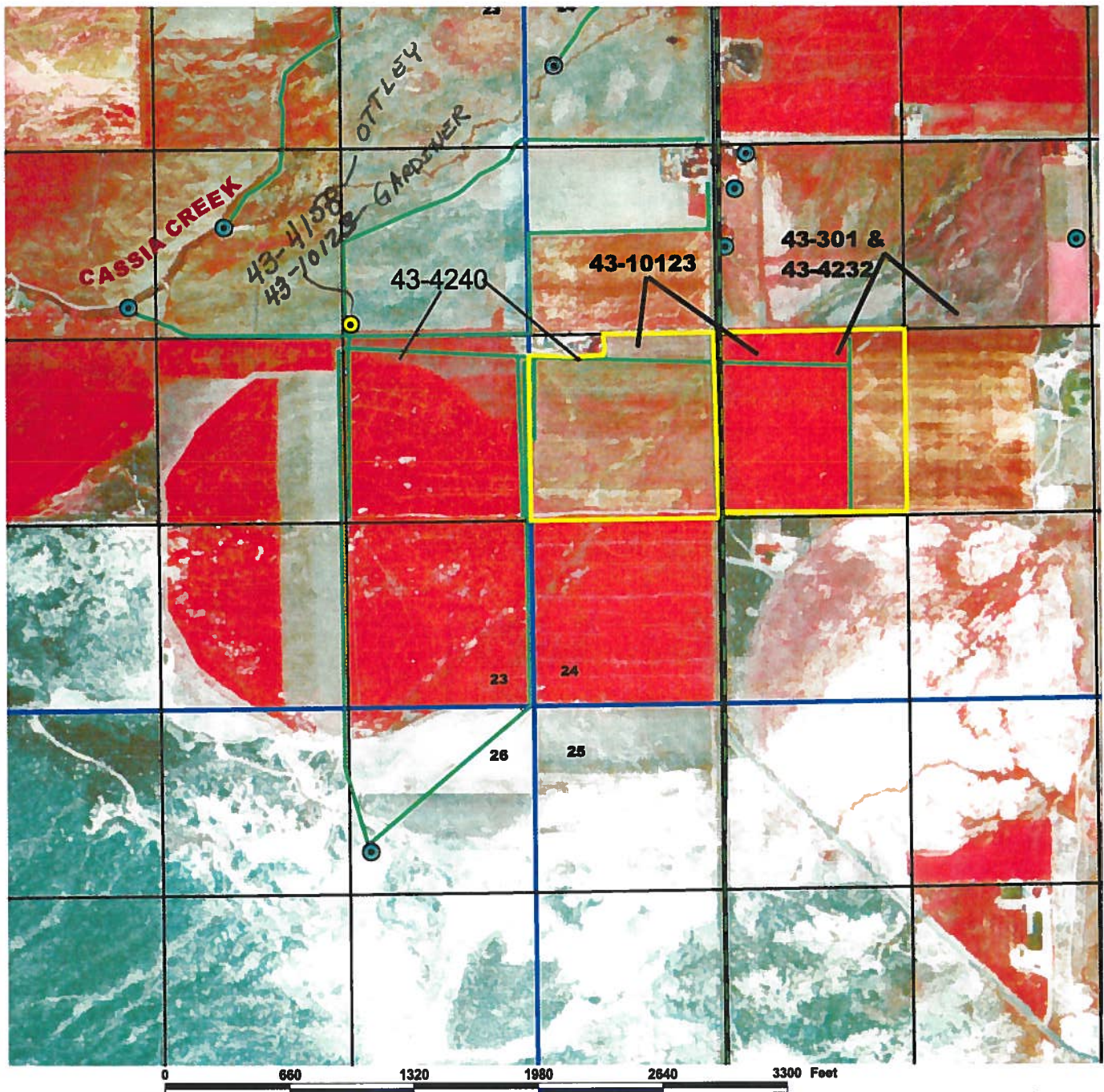
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 330 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-2573, 43-4240, AND 43-10123.

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

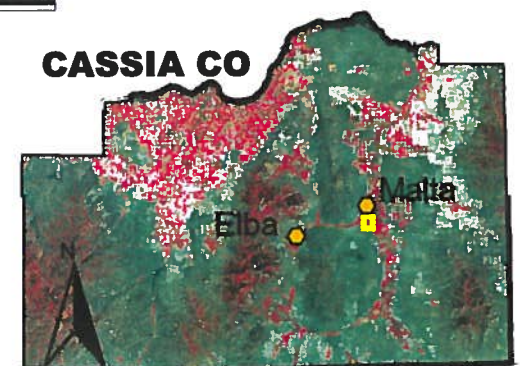
RECOMMENDED PLACE OF USE FOR 43-10123



PLACE OF USE
TWP 13S, RNG 26E, SEC 24
Data entry on January 24, 2001

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

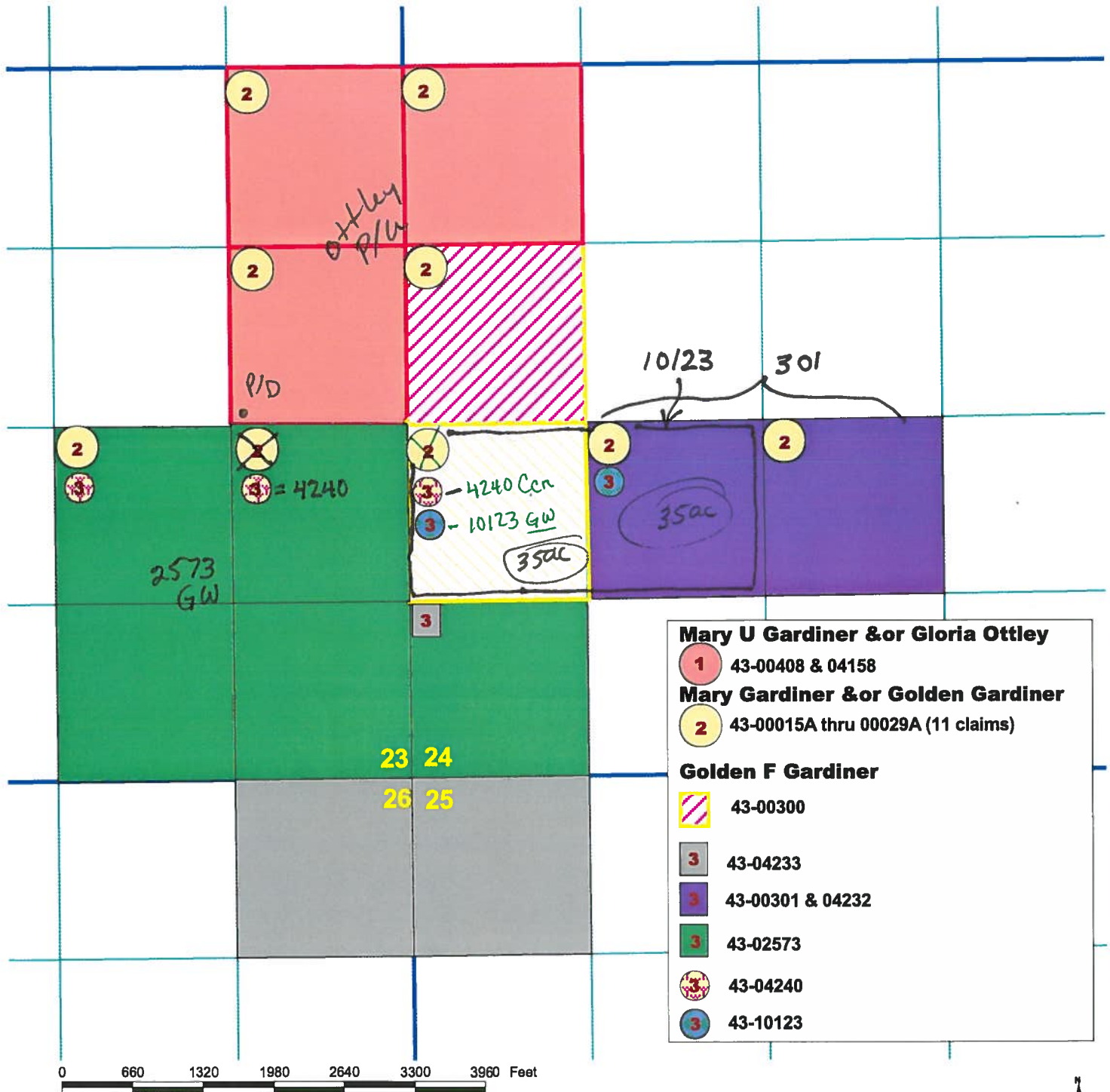
-  RECOMMENDED POINT OF DIVERSION
-  RECOMMENDED PLACE OF USE
-  SECTION LINES
-  QUARTER/QUARTER LINES



IDAHO DEPARTMENT OF WATER RESOURCES

Claims by system

1. A43-00408 & A43-04158
2. A43-00015A, 00016A, 00017A, 00018A, 00019A, 00020A, 00021A, 00022A, 00025A, 00026A, & 00029A
3. A43-00300, (00301 & 04232), 04233, 04240, & 10123



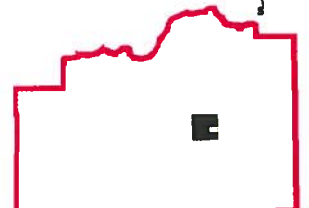
TWP 13S; RNG 26E;
FIELD EXAM DATE AGENT

JPEG LAYOUT CREATED

GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

- ELBA AREA STREAMS
- ELBA AREA DITCH SYSTEM
- OUTSIDE CLAIMED P/U
- CLAIMED POINT OF DIVERSION
- CLAIMED PLACE OF USE
- SECTION LINES
- QUARTER QUARTER LINES

CASSIA Co.



1. ~~43-00408~~ Cassia Cr

~~118 ac @ 2.40 cfs~~

1.a) ~~43-04758~~ GW

~~118 ac @ 2.36 cfs~~

³⁰¹
³⁰⁰

~~P/D overlap with 4240~~ .0203 cfs/ac

~~PPU (P/D overlap with 10123)~~

2. 43-2573 (see T-2488) GW P/DOL with 4233

167 ac 3.08 cfs = .0179 cfs/ac

3. 43-4240 Cassia Cr

P/D overlap with ³⁰⁰00408 ³⁰¹ Partial P/D overlap with 2573

no evidence of Priority

4. 43-00300 Cassia Cr 38 ac @ .176 cfs = .02 cfs/ac

P/DOL with 408 & ³⁰¹4240

5. 43-00301 Cassia Cr 80 ac .8 cfs .01 cfs/ac

P/DOL w/ 408, 4240, 301

Farmstead & Bldgs on E 1/2 NWSE

5a) ~~43-4232~~ Cassia Cr. 80 ac .8 cfs .01 cfs/A

(brings PPU up to 1"/Ac.) conflict in P/D areas w/ ~~10123~~

no evidence of Priority (need to ck micro fiche) ↓

6. 43-10123 GW 70 ac 1.40 cfs = .02 cfs/ac

P/DOL with 4158

conflict in P/D areas with 301

7. 43-04233 GW 88 ac 8.00 cfs .023 cfs/ac EXCEEDS 1"/AC

P/DOL with 2573

88 x .02 = 1.76 cfs

43-4158 (GW)

Recom 118 2.36 cfs

claim ~~118~~ ac @ 2.36 cfs

1.50 cfs

43-10123 (GW)

claim
70 ac @ 1.46 cfs
90 cfs

2.40 cfs / 88 ac = .013 cfs

10/23

P/D limits ① 2573, 4240 10/23 } .02 ✓
301 4232 10/23 } ✓
4158, 10123 } 2.40 cfs ✓

P/u. 2573, 4240 10/23 } 330 ac ✓
301 4232 10/23 } 103 ac ✓

43-10123 claimed on 70 ac

43-4232 -

No P/u O.L

P/D O.L with 43-2573

Cassia Cr div

43-4240

P/u O.L with 43-2573 N 1/2 SE Sec 23 } Both
43-10123 NW SW Sec 24 } GW sources

No surface water O.L.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:19:31
06/08/00

PAGE: 17
QUICKLOOK INFORMATION

87
CLAIM NUMBER: A43-10123

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			N	KKC 6-8-00			
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS								

BARCODE UPDATED
WHOM/DATE

A. AJ CLAIM: # A43-10123 PRIORITY DATE: 03-15-1962 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: Evidence includes a Lane & Bowler Pump Company billing dated 11-10-61 for testing the well. A second document dated 9-28-1959 from Raft River Rural Electric indicating that power would be available in 1960 for a well in Sec 23 NW SW. The found P/D is close to the NW SW but is actually in the SE NE. There does not appear to be any wells in the NW SW. The well is near the Cassia Creek diversion delivery ditch that carries water to the decreed P/U for 43-00301. Therefore I accept the priority date as the first day of the irrigation season for 1962.

RECOMMENDED PRIORITY DATE:

3 - 15 - 1962
K KC

REVIEWED BY

DATE 6-8-00

RECEIVED

JAN 31 2000

Department of Water Resources

September 28 1959

Mr Golden Gardiner
Malta
Idaho

Dear Mr Gardiner:

This is to inform you and all others concerned that electric power will be available in 1960 for pumping an irrigation well which will require approximately forty (40) Horsepower and be located in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 13 South Range 26 in Cassia County, Idaho

Very truly yours,

Edwin C. Schlender
Edwin C. Schlender, Manager
RAFT RIVER ELECTRIC COOPERATIVE, INC.

*Original document
concerning measurement
calculations is in L.R. 43-4158*

A43-04158

good evidence exists that the well was in production by the spring of 1962. The P/U however is not as clear.

The NENE of Sec 23 is slightly less than $\frac{1}{2}$ of the NWNW of Sec 24 lays North of Cassia Creek and the well lays to the north. Without a pipeline or a flume across Cassia Creek the well water could not reach that ground. It is not clear in the 1962 photo if a ditch runs north from the P/D to and/or across Cassia Creek.
A43-10123.

This claim is for the same P/D as described above. The 1962 & 1968 aerial photos show a ditch running east from the P/D. The ditch appears to split in the NW corner of the NWSW of Sec 24. Direction of flow not obvious.

It has the appearance that the flow goes both north & south from this point.

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

ed 1/6/2000

Date: 2/7/00

Page 1 of 1

Record ID	70	Measured Flow:	2.40 cfs	<<--Max
Water Right No.	A43-04158	Designed Flow:		
Name	Gloria Ottley	HP/Eff Flow:	1.43 cfs	
pod	13S26E23SWSENE	Sprinkler Flow:		
year:	1963	Pivot/System Flow:		
Flow Measurement:	<u>1078</u> gpm	=	2.40 cfs	120" x 8.99 = 1078 gpm (approx)
Curve/Pump Design:	<u> </u> gpm	=		
Horsepower / Efficiency Method				
Horsepower	<u>40</u> hp			
PWL	<u>80</u> ft			
Disch Psi	<u>50</u> psi			
PUMP Eff Estimate	0.79 %			
TDH	196 ft			
OHP	31.6 hp			
Flow	640 gpm	=	1.43 cfs	
System Method:				
No Lines	<u>75</u>	Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$		
Birds per line	<u> </u>	C=	1.00	Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft	Nozzle radius
Nozzle size	<u> </u> in	A=	0.00000 ft^2	Nozzle area
Nozzle pressure	<u> </u> psi	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	<u> </u> %	=	0.000 gpm	Flow per nozzle
Total Flow	0 gpm			
Pivot / System rating	<u> </u> gpm	=		

Comments / Data Supplied:

2/8/00 cb
 Returned form 1-31-00
 Pump test in 1963 measured 124.5 inches or approximately 1120 gpm
 They have had some problem with the pump in later years.
 From the information provided it appears the well is capable of producing 1078-1120 gpm.
 It appears they cut back pumping to 75 inches because of pulling sand and gravel. No well log was filed with the department.

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

Mailed 12/27/99 with
Chg of address form for
Ottley Danni Smith

A4304158
OTTLEY GLORIA
13S26E23SWSENE

Mary Gardner

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 request may be discussed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

RECEIVED
DEC 28 1999
Department of Water Resources
Southern Basin



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

December 9, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Request for information on historic pumping rates

The Idaho Department of Water Resources (IDWR) is preparing to recommend claims to water rights to the Snake River Basin Adjudication (SRBA) court for irrigation uses in the Raft River Basin. To facilitate this process, we are requesting data from you in order to estimate historic irrigation well pumping capacities. Specifically, we are requesting information regarding pumping flow rate for wells that have not been previously measured for water right licensing.

This request is made so that IDWR may estimate historic flow rate based on available information including: past flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department understands that water levels throughout much of the Raft River Basin have been declining for many years, most often reducing the water users' ability to divert at the same rate as previously able. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

IDWR will use the information you submit to make recommendations to the SRBA court for your water right claims. Specifically, recommendations will be made for diversion rate (cfs). The enclosed form will help us reach conclusions pertaining to water quantity recommendations for adjudication claims based on historic beneficial use rather than a decree or license.

The goal of this project is to determine historic maximum diversion rates. It is expected that many irrigation systems change over time. Please detail the system configuration that produced the highest flow put to beneficial use. Since this is a general form, some parts may not apply to your system. Include any additional detail that may help in determining historic flow rates. If you have any questions regarding this data request, or if you prefer to discuss these questions with us instead of completing the form, your call is welcomed. Contact either Scott King at (208) 327-7897 or Cindy Bird at (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

Please take a moment to complete the form or to give Cindy or I a telephone call. It would be most helpful if we could have this information by December 22, 1999.

Sincerely,

Scott King
Scott King

Enclosure

A43-04158
Please
Re-send to
Mary Gardner
183 A Street
SLC UT 84103
w/ note that couldn't
be delivered to
Gloria. *sl*



RETURN SERVICE
REQUESTED

Street and/or number:
has been changed by
local authority. One
year time limit only.
GLORIA OTTLEY
80 L ROAD SW
QUINCY WA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED
DEC 17 1999
Department of Water Resources

Idaho Department of Water Resources
Adjudication Bureau

*I don't receive these
papers until Dec. 30, 1999
Mary Gardiner*

A4304158
OTTLEY GLORIA
13S26E23SWSENE

to Mary Gardiner

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: *pump test - 124.5 ^{at 75 inches} inches (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.

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.

First installation was November 1961 -

*the well was dug in 1961. I have a record of sending
\$12.00 to Roger Heddo, the well digger, on August 17, 1961.
My mother sent another payment about same time. Mary Gardiner*

3) Pumping system characteristics:

Diversion rate can be determined by using power, pumping lift, discharge pressure, and estimated pumping efficiency. If the system has changed over time, you can provide information for several system configurations.

Year	Well pump motor horsepower	Booster pump(s) motor horsepower	Depth to water, pump off (ft)	Depth to water, pump on (ft)	Discharge pressure (psi)
1963	40		20'	depend on time of year 80-140	50 psi

4) Irrigation System:

Please provide description of the water delivery system. State number of lines and birds, nozzle size, and operating pressure(s) of impact-type sprinkler systems; designed rated flow for pivot systems. As above, if various systems have been used through the years, provide year as well. Example:

1963 to 1974 – Well pump open discharges to ditches for flood irrigation using 50 siphons per set. Siphons were 1.5 inch diameter, 5 feet long.

1975 to 1984 – Six wheel lines with 32 birds per line, 5/32 inch nozzles operating at 60 to 70 psi at the sprinklers.

1985 to present – Eight tower center pivot with impact sprinklers and end gun, no corner catcher, designed for 1150 gpm. Also solid set hand lines in corners which operate separate of the pivot, operating a total of 250 birds per set, 9/64 inch nozzles operating at 65 to 75 psi at the sprinklers.

The well was inspected and approved, running the pump, November 1961, for ASC payment after the well was completed. Later there were problems with a lost tool in the well, by the driller attempting to deepen the well. It was retested in 1-25-1963 and pumped 124.5 inches for 4 hours. Then dropped to 75 inches. My mother's claim in 1983 was for 120 inches. My brother Frank, ran the place in the 60's and reported using 5 hand lines early in the year.

5) Other information:

Please also include any other information that you feel may indicate maximum historic diversion rate for your well.

RECEIVED

JAN 31 2000

Department of Water Resources

LAYNE AND BOWLER PUMP COMPANY
WELL TEST REPORT

J M Thompson
Lyle Cunningham & Co

NAME Golden Gardner

DATE 1/25/63

LOCATION So. W. Malta SEC. _____ RANGE _____ T. _____

WELL DEPTH 433 open WELL SIZE 16" CASING 600'

TEST PUMP DEPTH 410' 8" Ch. 12" Bwls Ks ORIFICE SIZE 10-8 1/2

STATIC WATER LEVEL 28' STARTING TIME 12:45

TIME	PUMPING LEVEL	ORIFICE READING	G.P.M.	MINERS INCHES
Pumped from 12:45 to 4:15 before reading was made				
Pumped Considerable Sand & Gravel. Would Pump. generated water due to cascading water from upper perforations				
4:15	300	10"	1120	124.5
4:35	305	10"	1120	124.5
4:45	250		675	75"