

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 43-12947
Date Received: 2/28/01
Receipt No:
Received By:

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

1. Name of Claimant(s)

CLAIR TEETER Phone: (208)638-5522

MALTA ID USA 83342

2. Date of Priority: 07/15/1881

3. Source: CONNER CREEK Trib. to: BLACKSMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13S	25E	22	NE NW	CASSIA	

5. Description of diverting works:

DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.17	

7. Total Quantity Appropriated is:
1.17 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	25E	22	SW NE	IRRIGATION	7
			NE SW	IRRIGATION	38
			SE SW	IRRIGATION	20
			NW SE	IRRIGATION	20
Section Acres					85
Total Acres					85

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:

claim split from 43-10821 to better identify the specific sources and rates from Connor Creek for this claim and Cassia Creek for 43-12948 and springs for 43-12949. kkc

15. Basis of Claim: Decreed

**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 15, 2001

Water right number: 43-12947

CLAIR TEETER

MALTA ID 83342

Telephone Number: (208)638-5522

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:

RECEIVED

JUN 11 2001

Department of Water Resources
Southern Region

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

DATE: 6-5-01

SIGNATURE:

Please print your name:

CLAIR TEETER

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

03/14/2001

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

RIGHT NUMBER: 43-12947
NAME AND ADDRESS: CLAIR TEETER
MALTA, ID 83342

SOURCE: CONNOR CREEK TRIBUTARY: BLACKSMITH CREEK

QUANTITY: 1.17 CFS

VERIFIED BY *KKC*

PRIORITY DATE: 07/15/1881

POINT OF DIVERSION: T13S R25E S15 SWSNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.17 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R25E S21	SENE	34	T13S R25E S21	NESE	16
T13S R25E S22	SWNE	12	T13S R25E S22	SWNW	10
T13S R25E S22	NESW	34	T13S R25E S22	NWSW	40
T13S R25E S22	NWSE	24			

170 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 185 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-2531, 43-10618, 43-12947, 43-12948, 43-12949, 43-12950, AND 43-12951.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70 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 - Decreed

3-14-01

Pg 1

I met with Clair Teeter and discussed his claims and water use.

43-10618 He identified two spring sources and we determined that the northeast spring was represented by claim 43-10618. He felt that the maximum flow rate for the spring was about 10 inches and that historically it irrigated approx 10 acres. The well (groundwater) claimed source does not provide water to the use and will be left off the recommendation. The use has undoubtedly existed since irrigation began on the property but was not included in the Jobe Adams decree. Therefore the recommended priority date is one day after the decree, or 10-19-1928.

43-12949 (decree as 43-359) The second spring identified is located along a braided channel of Cassia creek. He thought that there was a ditch that came from the spring and traveled E. Ne. east and could irrigate a small portion of the P/U. Now the water flows down to a sump pump and is lifted to the North side of the place of use and is then pumped into a mainline sprinkler system. Recommend the claimed .08 CFS & limit to 16 ac in PPU.

3-14-01

Pg 2.

43-4145

A third claim for waste water & springs was filed (43-4145) we discussed this claim but Claim did not understand the basis for this claim and he suggested that we just throw this claim away.

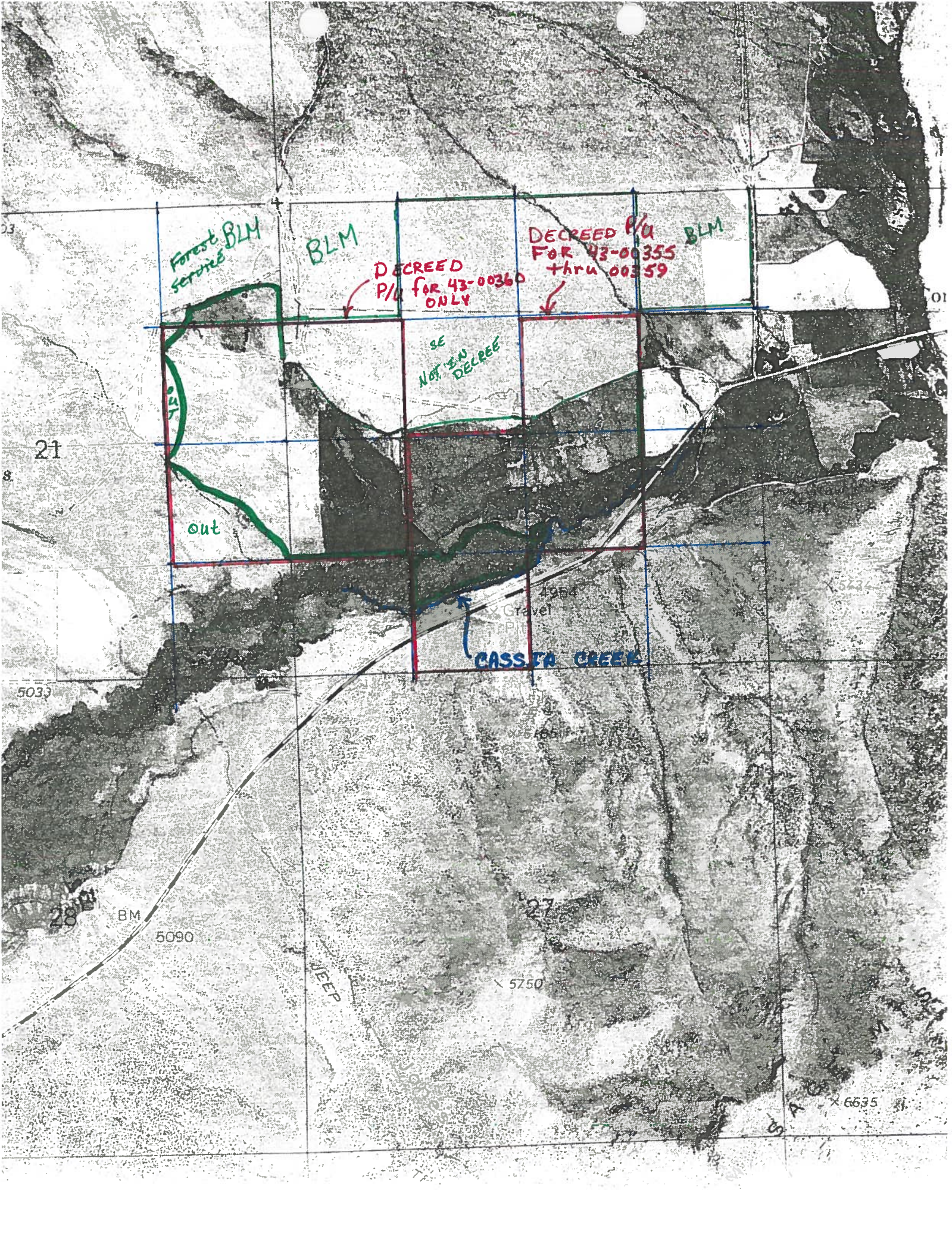
Recommended for disallowal; no beneficial use found.

43-12950

Claim 43-12950 (based on 43-360) was not claimed on the decreed P/U. Claim elected to amend the claim and add 24 acres to the P/U (fees charged).

The Cassia Creek claims were claimed on the decreed p/u. and will be recommended accordingly.

Claim stated that there are two wells about 10 to 15 ft apart the first well had casing problems and can only be used ~~for~~ for domestic use. The second well is artesian when not being pumped. He said that it takes about a month after in season for the well to start flowing again. This well is hotter than the other well. Both wells are used for the domestic use.



Forest BLM
service

BLM

DECREED
P/U for 43-00360
ONLY

DECREED P/U
For 43-00355
thru 00359

BLM

SE
NOT IN
DECREE

out

CASSIA CREEK

Gravel
Pit

BM

5090

5750

6635

21

27

28

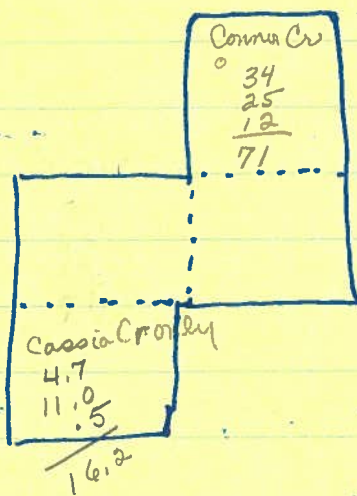
03

08

5033

01

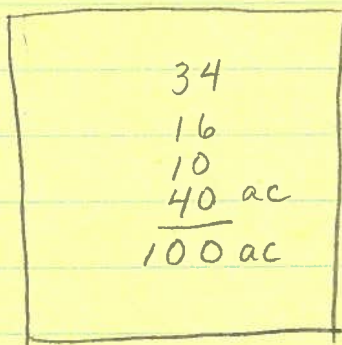
09



Decreed tfs

Adj Claim
NUMBER

43-355 (7-15-81) .8 cfs¹⁰⁸²¹ Connor Cr } 43-12947
 -356 (") .37 cfs¹⁰⁸²¹ " " }
 357 (") .40 cfs¹⁰⁸²¹ Cassia Cr | ✓ -12948
 358 (4-30-83) .25 cfs¹⁰⁸²² " " | ✓ 43-12951
 359 (7-15-81) .08¹⁰⁸²¹ Springs | -12949



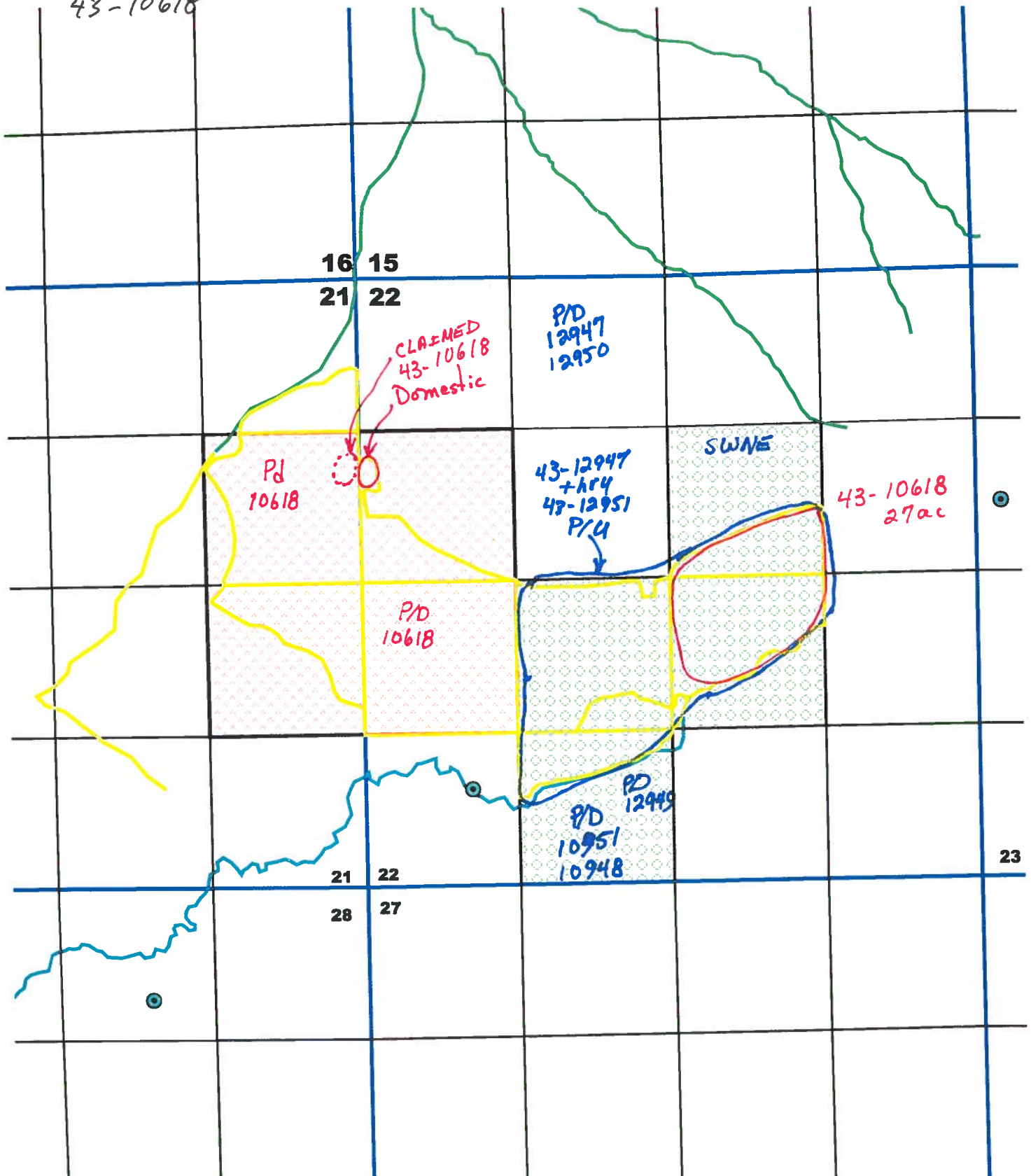
43-360 (4-30-83) .80 cfs Connor Cr 43-12950

wayle w/springs^{P/D}
 43-4145 - Storage right? (Sec 22 NE SW) 2.00
 43-10618 GW / Springs , 30
 43-12949 (aka 43-359) Springs

FIELD NOTES

43-12947 thru 43-12951
43-10618

TWP 13S, RNG 25E



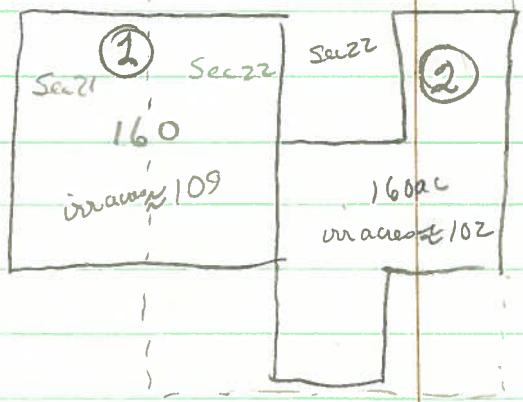
Decreed system

① { 43-360 4-30-83
10822

.80 in a head west.
425 CFS Connor Cr
(Sec 21 SENE NESE) (Sec 22 SWNW NWSW)

10821 43-355 - 7-15-1881
10821 356 - " " "
② 10821 357 - 7-15-81
10822 358 - 4-30-83
10821 359 - 7-15-81

.8 CFS } Connor Cr
.37 CFS }
.40 CFS } Cassia Cr
.25 }
.08 } springs



Claimed info
10821 (355, 356, 357, 359)
(85 ac) 1.65 CFS
10822 (360, 358)
(85 ac) 1.05 CFS
w/ P/u

Idaho Dept of Water Resources
Claims review notes and narrative

Date: 12-7-2000

File: 43-2531 teeter analysis

Prepared by Kelly K Christensen

43-2531, 43-4145, 43-10822, 43-10821, AND 43-10618
TEETER SYSTEM REVIEW

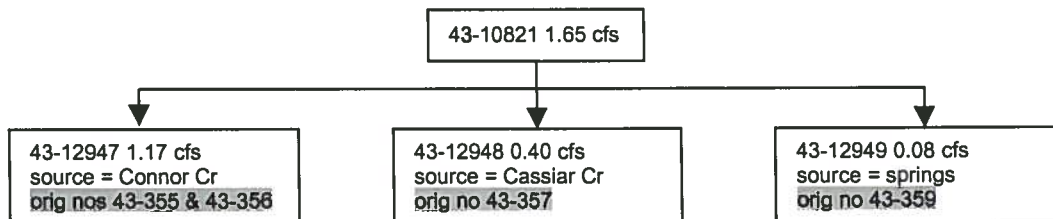
Claims against the decreed rights were combined within 43-10821 and 43-10822. Each claim combines decreed rights with the same priority date but from different sources. I am splitting the two claims into five claims based upon the decreed sources. The combined claims would allow diverting Cassia Creek water out of Connor Creek and vice-versa. This could create conflicts in delivery on short water years.

The decreed rights include two separate parcels with 43-360 being decreed to the west parcel and the rest of the claims being decreed to the east parcel. The claimed place of use includes acres within both decreed parcels. The matching acres between the claim and the east parcel irrigated acres are coincidental.

The claim indicates a permissible place of use. As of 12-7-2000 the found place of use is under claimed. I found approximately 171 acres north of Cassia Creek and 15 acres south of Cassia Creek for a total of 186 irrigated acres. The combined place of use for all claims filed was 153 acres.

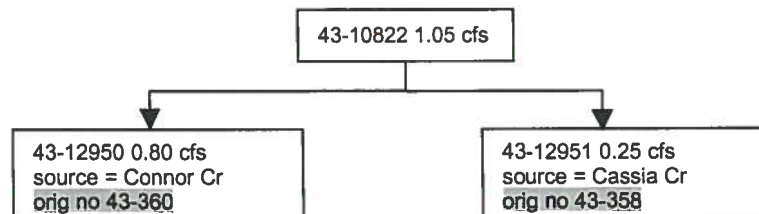
43-10821 split analysis

43-10821		Claimed rate = 1.65 cfs		Claimed p/u = 85 ac	
Decreed number	Priority date	Decreed source	Decreed rate	Irrigated acres within decreed P/U	
43-355	7-15-1881	Connor Cr.	0.80 cfs	85 ac	Decreed to the east parcel. Includes acres on both sides of Cassia Creek.
43-356	7-15-1881	Connor Cr.	0.37 cfs		
43-357	7-15-1881	Cassia Cr.	0.40 cfs		
43-359	7-15-1881	Springs	0.08 cfs		



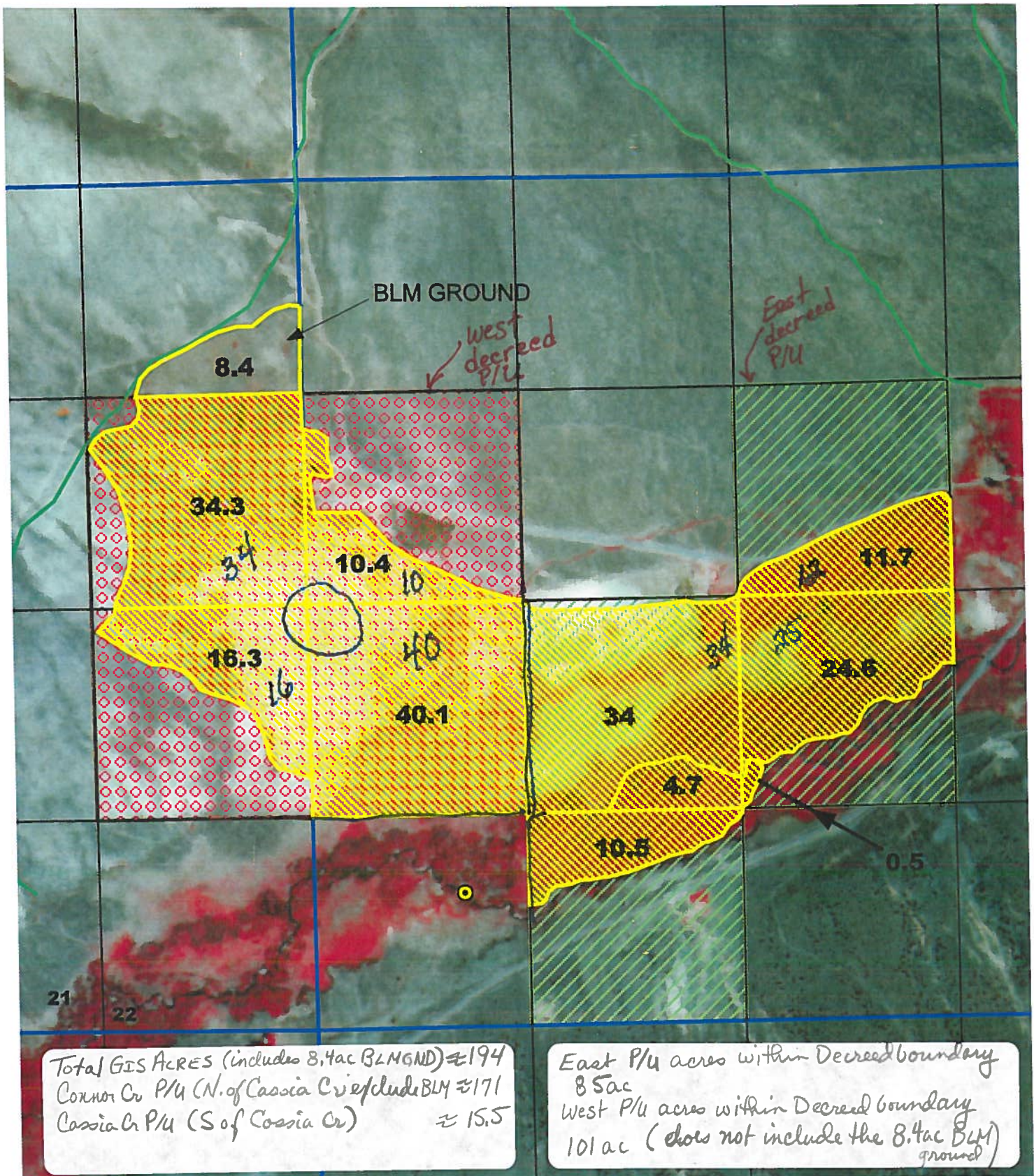
43-10822

43-10822		Claimed rate = 1.05 cfs		Claimed p/u = 85 ac	
Decreed number	Priority date	Decreed source	Decreed rate	Irrigated acres within decreed P/U	
43-358	4-30-83	Cassia Cr.	0.25 cfs	85 ac	Decreed to the east parcel. Includes acres on both sides of Cassia Creek.
43-360	4-30-83	Connor Cr.	0.625 cfs	101 ac	Decreed to the west parcel. Excludes the 8.4 acres on Blm.



FIELD NOTES

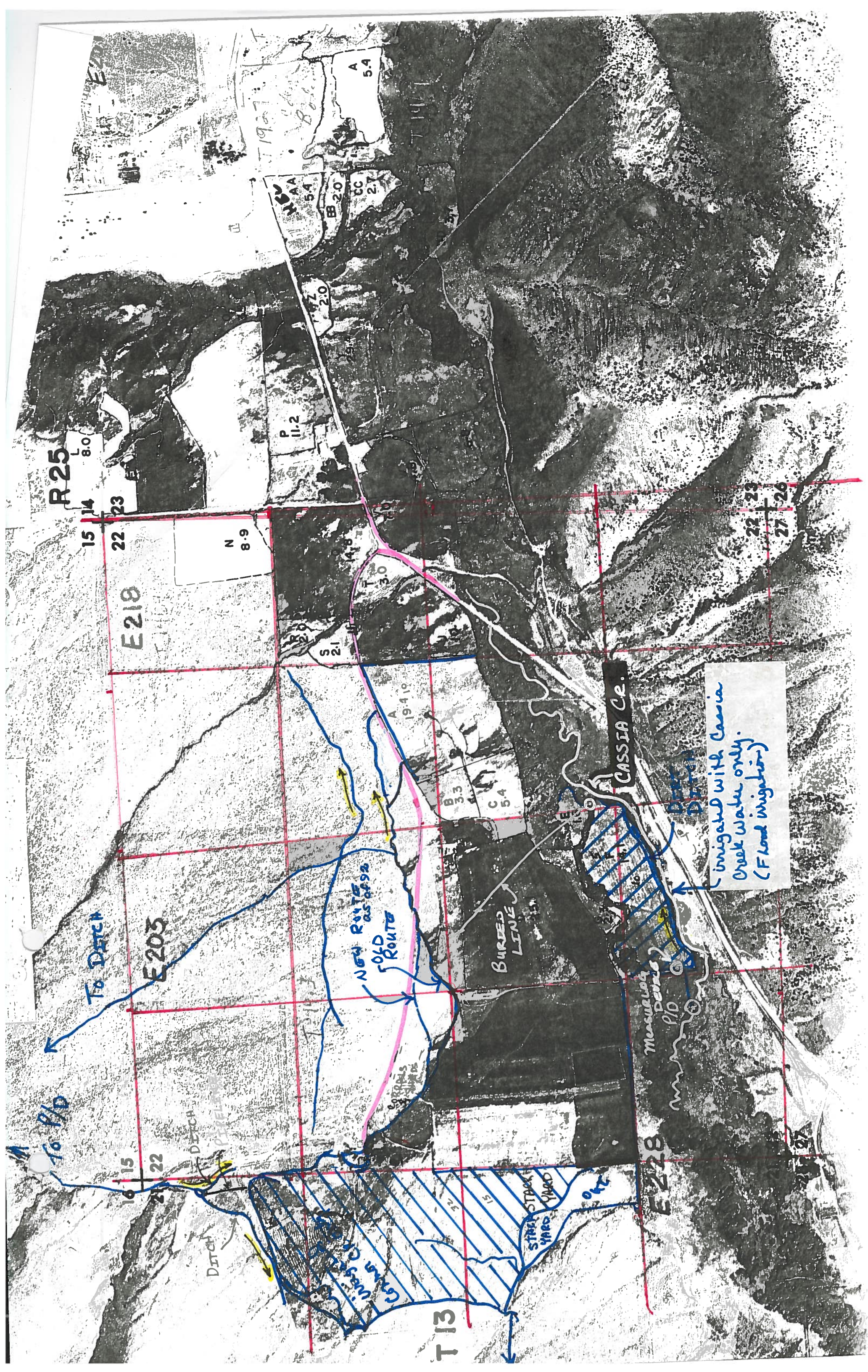
TWP 13S, RNG 26E

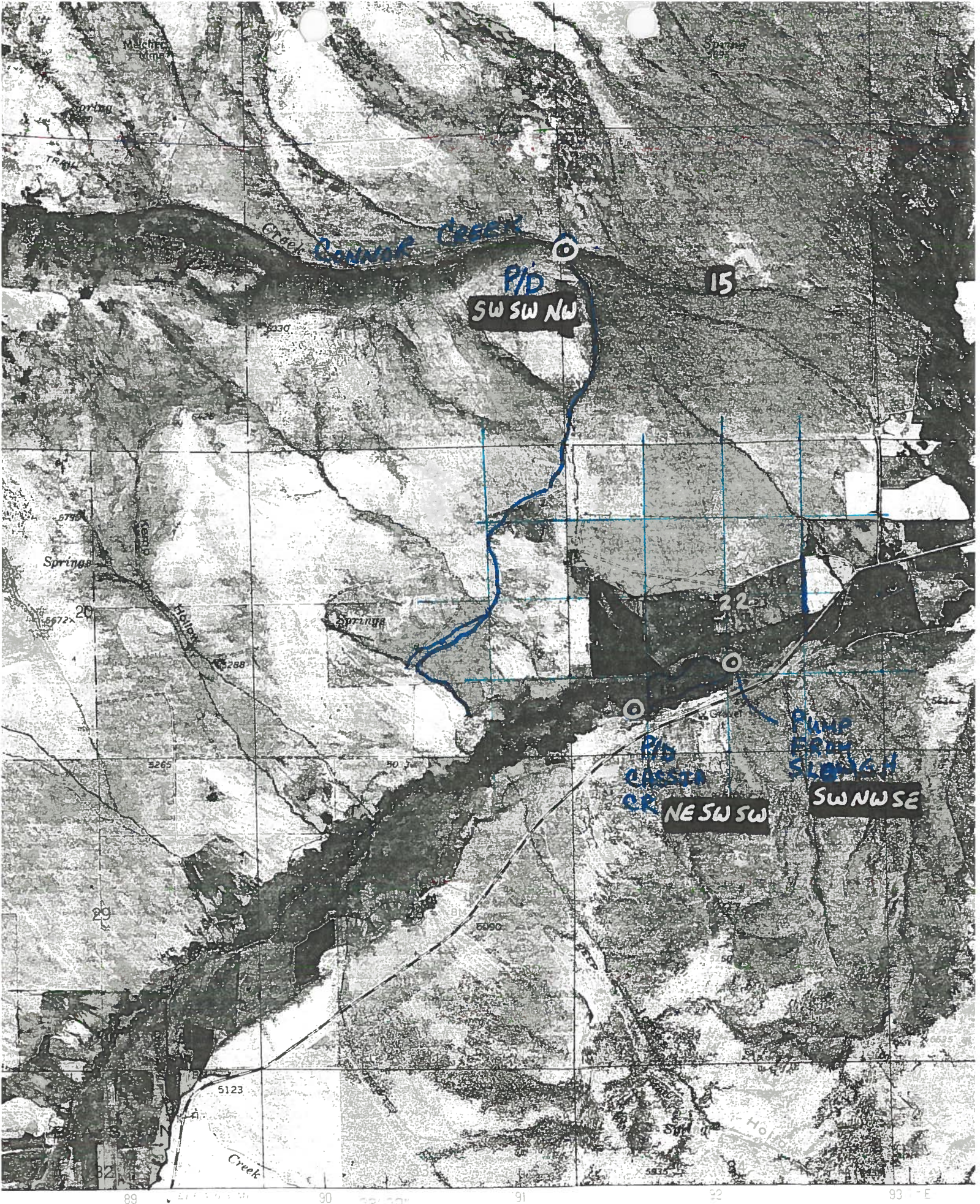


Kelly K Christensen

Date:

1987/1988 NAPP PHOTOGRAPHY





16 15
21 + 22

6 67.3

21 22
28 + 27

1 3.3
2 5.4
3 19.4

4 25.1 8
7 1.8 23

9 14.1

5 1.6

CASSIA
CR

1.	3.3
2.	5.4
3.	19.4
4.	25.1
5.	1.6
6.	67.3
7.	1.8
8.	2.3
9.	14.1
tot.	140.3

Known Systems

5-11-95

Connor Cr.: P/D in Sec 18 SWSW NW

Connor Cr. water can reach all of the irrigated ground except for the parcel So. of the old Cassia Cr Channel.

Cassia Cr: P/D of ditch in Sec 22 SWSW for the Gnd So of the Slough. (described above). Cassia Cr Water can also be pumped from the slough (Sec 22 NWSE) P/U not mapped.

Slough Pump: P/D (Sec 22 ^{SW} NWSE OR SE NE SW.) Pumps waste water from fields North and south of the slough. Cassia Cr water can be delivered to the slough & re lifted to ditches on the N side of the P/U.

Ponds & Ditch/Spring sys.

Deep Well.

Shallow well.

DECREE SUMMARY

Teeter property.

Rights decreed to P/U

Source = Connor Cr. .80 CFS

West system 43-00360 P/U = Sec 21 SENE, NESE

Apr. 30, 1883

Sec 22 SWNW, NWSW

20 days	July 15, 1881	43-00355	.8 CFS	} Source Connor Cr.	P/U Sec 22 E 1/2 SW, NWSE
" " "	" " "	43-00356	.37 CFS		
" " "	" " "	43-00357	.4 CFS	} Source Cassia Cr.	
Apr 30, 1883	" " "	43-00358	.25 CFS		
July 15, 1881	" " "	43-00359	.08	Springs on land	

Connor Creek decreed to all of the P/U covered by the two systems.

Cassia Creek is decreed only to the ground in the east parcel.

A43-10822 claim based upon a combination of

00358	.25 CFS	(CASSIA CR)
00360	.80 CFS	(CONNOR CR)
	<u>1.05 CFS</u>	

A43-10821 claim based on a combination of

00355	.80	(Connor Cr)
00356	.37	"
00357	.40	(Cassia Cr)
00359	.08	(Springs)
	<u>1.65 CFS</u>	

~~A43-10618~~

~~Shut Down~~

source waste water & spring P/D Sec 22 NE/SW
A43-04145 - On 153 Acres July 31, 1968 priority date.
claim reads that it is a combination of 43-4145
& 43-7189

Description: Water recaptured in sump pond at place of diversion on claimant's property. 25 HP sump pump and sprinkler system used to irrigate lands under decreed rights and well.

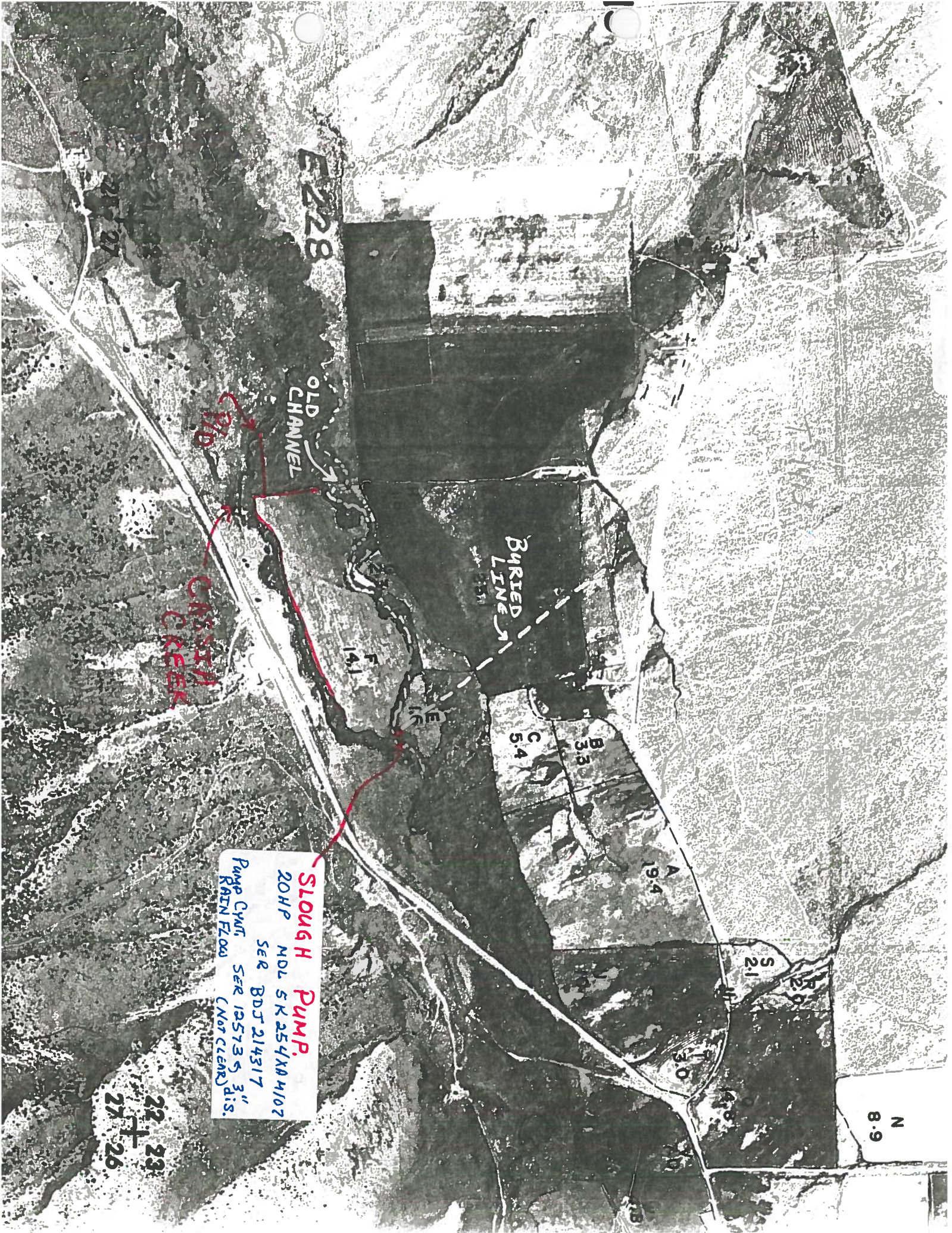
Remarks: Waste water is captured and used as supplemental source of Water. Waste water does not leave claimant's prop

A43-10618 source GW & Spring Apr 1, 1881 priority date. P/D Sec 21 SENE
For 27 Acres. Sec 22 NWSE

Description Pond and sump pumps (25HP) Water diverted
by ditch and sprinklers when short of water. 110ft
well with 4 in casing 1HP pump and motor, lines to
house.

A43-02531 source GW. July 21, 1961 P/D Sec 21 SENE
Claim indicates 2531 & 4144 combined.

Description: Deep well 150ft deep, artesian pressure, 25HP pump and motor, mainlines and handline sprinklers. Water lines to house and barn for heating and stock water.



E228

OLD CHANNEL

BURIED LINE

CRASSIA CREEK

SLOUGH PUMP.
20HP MDL SK254X04107
SER BDJ214317
PUMP CYM SER 12573 3"
RAIN FLOW (NOT CLEARED)

N
8.9

27.27

22.23
27.26

19.4

21

30

4.8

5.4

5.3

14.1

1.6

21.22

7-24

E203

E210

Star
8.25
11-7-94

N 1/4 Section

3.3

1.41

changed
side state
2 years ago

Ridge

19.4

21.1

3.0

8.9

P 11.1

6.8

E228

4.42
6.42

ditch
to Nye
washed
out at
fire pit

out

1.6
F
14.1
10.91

2.3

2.5

5.4

3.3

22.23
27.26

Additional
photos
at M.D. 104
applied structures
off the map

13

4 Pcs

2 Pcs

1 Pcs

Pcs 2

14.1

16

Pcs

5.4

3.0

19.4

5.1

2.0

4.0

8.9

22.23
27.26

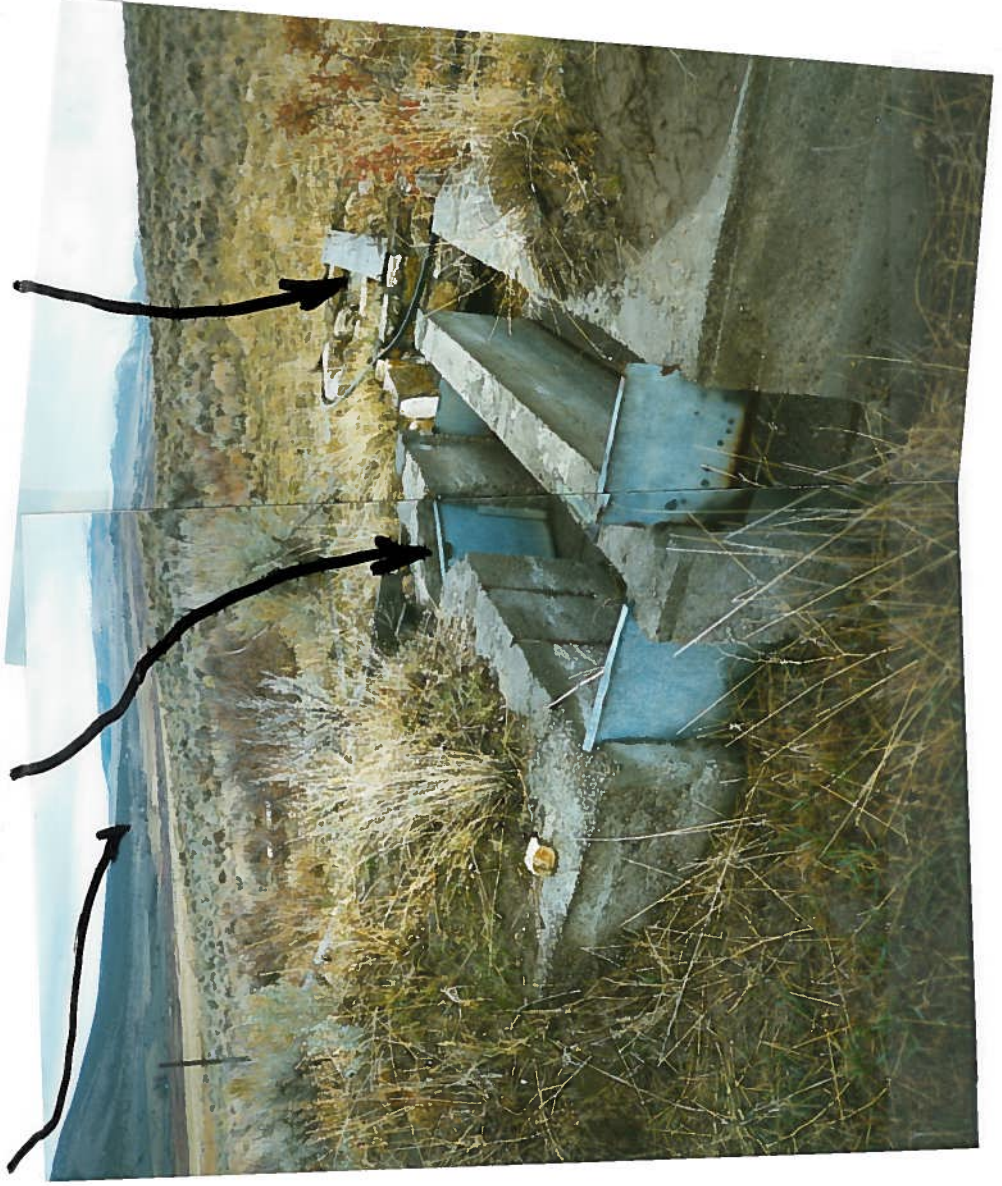
CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE SET # 1

THIS DIVERSION STRUCTURE IS THE FIRST OF TWO ON THE DITCH COMING FROM CONNOR CREEK. THIS LOCATION IS APPROXIMATELY 3/8TH OF A MILE NORTH NORTHWEST OF THE TEETER FARMSTEAD. THE CHANNEL ON THE LEFT DIVERTS WATER INTO A PIPELINE THAT CARRIES WATER SOUTH TO THE TEETER P/U BEGINNING AT THE N1/16TH CORNER OF SECS 21 & 22. THE RIGHT CHANNEL DELIVERS WATER INTO A CATCH BASIN ALONG WITH ANY EXCESS WATER FROM THE LEFT CHANNEL. THERE ARE TWO STEEL PIPELINES RUNNING PARALLEL FROM THAT BASIN SOUTHEAST FOR APPROXIMATELY 30 FEET TO A SECOND SPLIT STRUCTURE. WATER THAT WAS DELIVERED TO NYE WOULD HAVE GONE INTO THE BASIN. YOU ARE LOOKING SOUTHWEST ON THE LEFT TO WEST SOUTHWEST ON THE RIGHT.

NYE FARMSTEAD

TO PIPELINE

TO SECOND SPLIT STRUCTURE



CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE SET # 2

THIS PHOTO SHOWS A CLOSE-UP OF THE CATCH BASIN DISCUSSED IN THE PREVIOUS PICTURE. YOU ARE LOOKING SOUTHEAST TOWARD THE FIELDS JUST EAST OF THE TEETER FARMSTEAD IN THIS PHOTO SET. THIS STRUCTURE DOES NOT REGULATE WATER INTO DIFFERENT SYSTEMS. THE NEXT STRUCTURE DIVERTS WATER INTO ONE OR BOTH DITCHES FROM THAT STRUCTURE. ONE DITCH RUNS SOUTHEAST FOR 200 TO 300 FEET THEN SOUTH TOWARD THE FARMSTEAD AND THE OTHER DITCH RUNS SOUTHWEST ALONG THE NORTHERN PORTION AND WESTERN PORTION OF THE TEETER PROPERTY. THAT DITCH EVENTUALLY SWINGS WEST SOUTHWEST FOR THE NYE CLAIMED USE.

SECOND DIVERSION STRUCTURE

PIPELINE FROM SOUTH SEGMENT
OF FIRST DIVERSION STRUCTURE

TEETER FARMSTEAD
JUST OUTSIDE PICTURE RANGE



DITCH TO NYE
AND WEST SIDE
OF TEETER P/U

CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE SET # 3

THIS PHOTO SET SHOWS THE GROUND IN THE NE¹/₄NE¹/₄ OF SEC 21 WHICH IS FOREST SERVICE GROUND. THE POST AND ROCK PILE ON THE RIGHT IS THE N 1/16TH CORNER FOR SEC 21 & 22. YOU ARE LOOKING NORTH ON THE RIGHT TOWARD PHOTOS 1 & 2 LOCATION TO NORTHWEST ON THE LEFT. THE GRASSY AREA SHOWN AROUND THE DEAD TREES IS NOT PART OF THE RECOMMENDED P/U AS THE CLAIMANT DOES NOT OWN THE PROPERTY. THE GROUND APPEARS TO HAVE REGULARLY BEEN IRRIGATED.

PHOTO 1 AND 2 QUARTER
LOCATION CORNER



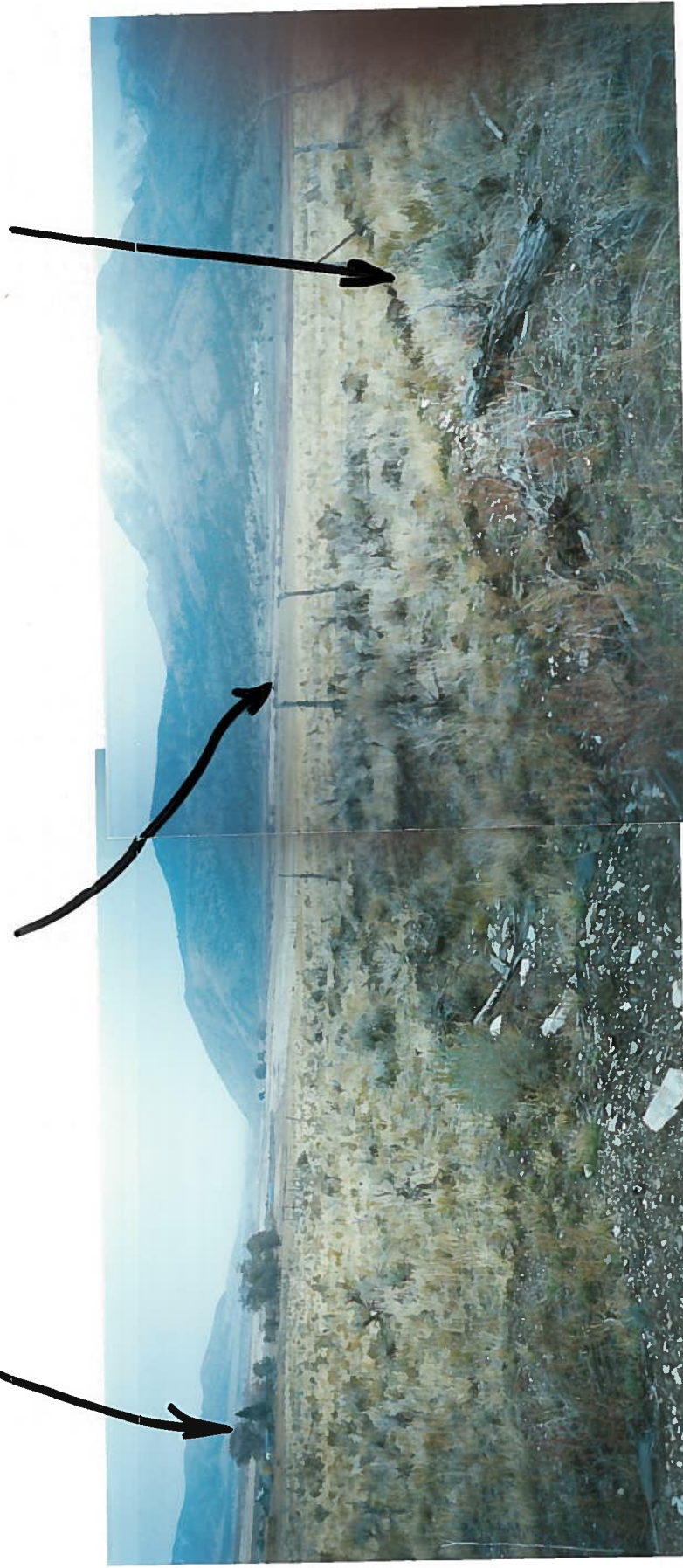
CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE SET # 4

THIS PHOTO SET WAS TAKEN FROM THE WEST SIDE OF THE P/U AND IS LOOKING EAST ACROSS THE GROUND IN THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SEC 21 ON THE LEFT TO SOUTHEAST ACROSS A PORTION OF THE SE $\frac{1}{4}$ OF SEC 21. THE DITCH TO THE RIGHT FORMS THE WESTERN BORDER OF THE P/U AND THIS SAME DITCH WAS USED TO CARRY WATER TO THE NYE PROPERTY.

TEETER FARMSTEAD

CASSIA CREEK

DITCH TO NYE



CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE SET # 5

THIS PHOTO WAS TAKEN AT THE POINT WHERE THE CONNOR CREEK DITCH MEETS A SWALE WEST NORTHWEST OF THE STACKYARD. IRRIGATION EXTENDS SOUTHEAST FROM THIS POINT ROUGHLY TO THE STACKYARD WITH IRRIGATION TO THE NORTHEAST AND NO IRRIGATION TO THE SOUTHWEST OF THIS DITCH. THE DITCH CROSSES THE SWALE AT THIS POINT AND THEN SWINGS SOUTHWEST TOWARD THE NYE PROPERTY. YOU ARE LOOKING NORTHEAST ON THE LEFT TO SOUTHEAST ON THE RIGHT.

TEETER FARMSTEAD

CASSIA CREEK

STACKYARD



CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE SET # 6

This photo set was taken from the southwest corner of the P/U and is looking north on the left to east on the right. The ground to the left of the fence on the left is not irrigated. This ground lays directly south of the stackyard noted in photo set 5. Just a small triangle of ground is not irrigated within the main field shown in this photo set.

STACKYARD AREA

CONNOR CREEK DITCH ROUTE

FARMSTEAD

CASSIA CREEK



CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE # 7

This photo set is looking south across the
Cassia Cr diversion. This diversion supplies
water to ground south of the slew that was
an old Cassia Cr channel.

HEADGATE



PICTURE # 8

This photo is from the same basic place as
photo # 7 but is looking east. The ditch
runs along the right side of this photo.
The P/U is just visible in the distance as
light yellow line.

SLEW

DITCH



CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE # 9

This photo is looking south toward the point where the ditch shown in photo 8 enters the property. The parshall flume has a 9 inch throat and was slightly silted in at the upstream end but otherwise appeared to be in good shape. This ditch is along the western border of the P/U for this system.



CLAIM # A43-10821, 10822, 10618, 02531, & 04145
DATE PHOTOS TAKEN; 11-07-94
PICTURE # 10

This photo is looking north at the pump used to deliver water to the mainline system and sprinkler irrigation. This pump is located on the northeast side of the slew described in photo 8. The pump is a GE 20 hp. tied into a rainflow centrifugal pump with a 3" discharge.

NOT TEETER FARMSTEAD CLYDE CREEK DITCH



PICTURE # 11

This photo is looking southeast from the end of the mainline from the pump shown on the left. The mainline from the pump is setup to tie into another mainline delivery system that runs west from the groundwater system.

PUMP SITE SLEW P/U DESCRIBED IN PHOTOS 7 TO 9

