

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: **A35-07267B**
Date Received: 2/13/1990
Receipt No: E012034
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAVID BETHKE
Address: 3149 W RAST RD
AMERICAN FALLS ID 83211
208-226-2709
2. Date of Priority: NOV 29, 1972
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|--------|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
| 07S | 30E | 23 | NE | SE | NW | | POWER |
5. Description of diverting works:
WELL IS 260' X 16" WITH 100HP PUMP; PIPED TO PIVOT AND HANDLINES.
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|-------|------|--------|
| Purpose | From | To | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/01 | 10/15 | 1.200 | | 252.00 |
7. Total Quantity Appropriated is:
1.200 C.F.S. (and/or) 252.00 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 of	Lot	Use	Acres
07S	30E	23	NW	NE		IRR	2.0
			SW	NE		IRR	3.0
			NE	NW		IRR	38.0
			SE	NW		IRR	39.0
			NW	SE		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	86.0
					Total Acres	86.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
35-12685

14. Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 35-12685 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.20 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 344 AF.

USE OF THIS RIGHT WITH RIGHT NO. 35-12685 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 86 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 63 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

RIGHT NO. 35-12685 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

RIGHT NO. 35-12685 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

15. Basis of Claim: LICENSE

November 20, 1998

**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: December 18, 1998

Water right number: 35-07267B

DAVID BETHKE
3149 W RAST RD
AMERICAN FALLS ID 83211

Daytime Telephone Number:
Evening Telephone Number:

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:

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

DATE: Dec 1-98 SIGNATURE: David Bethke

Please print your name: David Bethke

AJ0749NP
No. R35-07267B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/30/93
PAGE: 1

OWNER
CODE NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C DAVID BETHEKE
3149 W RAST RD
AMERICAN FALLS ID 83211
(208) 226-2709

11/29/1972 IRRIGATION

04-01 10-31
1.20 CFS
TOTAL DIVERSION: 1.20 CFS
252 AF

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

TOT/ S30E S23

NESEW

POWER County

Place of use legal Description for: IRRIGATION

	NE	NW	SW	SE	NE	NW	SW	SE	SUM
T R S : Lt Ac	02	03	38	39					
07S 30E 23 :									
TOTAL ACRES									86.0

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: 35-12685

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
- E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.

Remarks:

RIGHT NO. 35-12685 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.
RIGHT NO. 35-12685 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416B.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 63 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 35-12685 IS LIMITED TO TOTAL COMBINED DIVERSION RATE OF 1.20 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 344 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 258 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 86 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 09/28/1993 Verified Date: 12/30/1993

Misc: Water District Number:

Field Inspection Flag: C
Presumption Flag: C

63 x 4 = 252 AF

04 9-11-98

OK
S.W. Kew
12-30-93

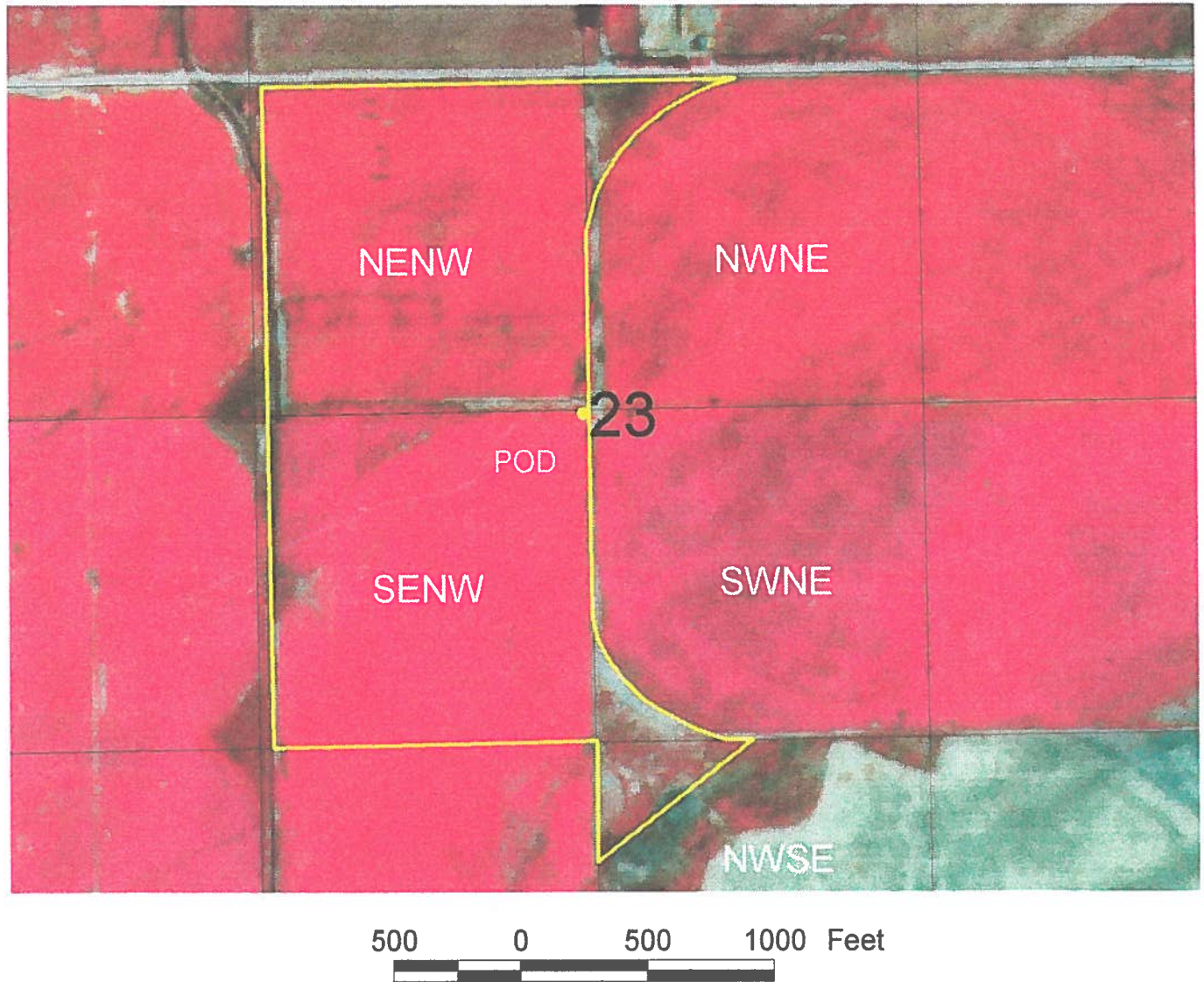
Comments:

Date: 12/13/1993 User-ID: KEEN Subject: COPIED FROM REMARKS
IN 1980 CLAIMANT LEASED THE W1/2 NE1/4 LAND TO NEIGHBOR
WHO IRRIGATES THE LAND FROM HIS WELL IN THE NW1/4 SEC. 24.
CLAIMANT WISHES TO RECORD USE OF WATER TO IRRIGATE THIS
PROPERTY FROM BOTH WELLS.

Date: 12/30/1993 User-ID: KEEN Subject: CLAIM REVIEW
FIELD CHECK BY AL RUBERRY ON 9/28/1993 DURING HIS REVIEW OF
ABERDEEN-SPRINGFIELD CANAL COMPANY IRRIGATION RIGHTS. DESKTOP
REVIEW BY S.W. KEEN DURING THE FALL OF 1993. DATA ENTRY OF DRAFT
RECOMMENDATIONS BY S.W. KEEN ON 12/30/1993.

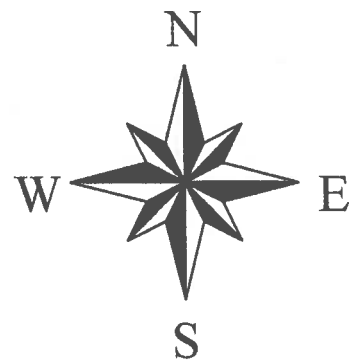
Audit: 12/30/93 KEEN

35-07267B and 35-12685



T07S R30E S23

Map prepared by: Carter Fritschle
Date prepared: 06/04/98
1987-1988 NAPP photography



CLAIM NUMBER: A35-37267

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			CLP	No	6	S.W. Keen 12-30-93	S.W. Keen 12-30-93	S.W. Keen 12-30-93
POINT OF DIV	Y		6-5-92 S.W. Keen 9-30-93	Yes	52			
SOURCE				No	56			
PLACE OF USE	Y			Yes	1,4,2,5			
DIV. AMOUNT CFS/VOLUME			S.W. Keen 12-30-93	Yes	4			
CONSUMPTIVE USE	-			Yes	4			
PURPOSES				No	6			
PERIOD OF USE				Yes	6			
BASIS OF CLAIM				~~No~~	6			
REMARKS	Y			Yes	6			

VERIFIED BY CODES

- TOPG MAP/DRTMO-PQ = 1
- ASCS MAP = 2
- AATERMASTER RECORDS = 3
- MAP PHOTOS = 4
- FIELD EXAM = 5
- JTNER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A55-07257

LAST: BETKE FIRST: DAVID
ADDRESS: 3149 W. RAST RD.
CITY: AMERICAN FALLS STATE: ID ZIP: 83211
PHONE NUMBER: 208-226-2709

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS:

IN 1980 CLAIMANT LEASED THE W1/2 NE1/4 LAND TO NEIGHBOR
WHO IRRIGATES THE LAND FROM HIS WELL IN THE NW1/4 SEC. 24.
CLAIMANT WISHES TO RECORD USE OF WATER TO IRRIGATE THIS
PROPERTY FROM BOTH WELLS.

copy to comments

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER: () - -
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y() N() TIME: ____:____ A() P()
ACCOMPANIED BY: _____ PHONE NUMBER: () - -
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A35-07267

PRIORITY DATE: 11-29-1972

STAGE: L

B. WR RECORD: # 35-07267

PRIORITY DATE: 11-29-1972

STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
NFIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (Y_) N(X)

IF YES EXPLAIN.

REMARKS: Priority date claimed matches license

RECOMMENDED PRIORITY DATE:

11-29-1972

REVIEWED BY

AY

DATE

6-5-92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-07267	07S	30E	23	NE	SE	NW		POWER

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX R PREFIX
 A35-12585 NONE
 MR RECORDS IN SAME 40 ACRE TRACT
 35-08079

SOURCE: GROUNDWATER

TRTB:

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-07267	07S	30E	23		SE	NW		POWER

OTHER MR RECORDS WITH SAME MR POD
 AJ CLAIMS IN SAME 40 ACRE TRACT
 A PREFIX R PREFIX

35-08079

A35-12685

NONE

SOURCE: GROUNDWATER

TRTB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	N	<u>NO</u>

REMARKS:

10 acre tract "verified" by system diagram in license file.

PRESUMPTION FLAG: C

REMARKS:

Place of use verified with ASCS photo, U.S.G.S. Orthophoto quad, NAPP photo, and field inspection by S.W. Keen and All Bureau of IOWA. All Bureau maps + notes are in this file.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY: S.W. Keen

DATE: 12-30-93

T7S, R30E, S23	NWNE	R35-07267A	R35-12685 * R35-07267B	Total
	37 acres	2 acres	39 acres	
	SWNE	37 acres	3 acres	40 acres
	NE NW	~~38 acres~~	38 acres	38 acres
	SE NW	~~39 acres~~	39 acres	39 acres
	NW SE	4 acres	4 acres	4 acres
Total	74 acres	86 acres	160 acres	

License 35-07267 = 137 acres
Minus R35-07267A = 74 acres

63 acres

* R35-12685 is a second presumption expiration claim from R35-07267B. Recommend the tract with an

A. AS CLAIMED USES:

PURPOSES
A35-07267 IRRIGATION

MONTH/DAY
FROM 04-01 TO 10-15

DIVERSION QUANTITY
2.450 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.450 CFS

B. WR RECORDED USES:

PURPOSES
35-07267 IRRIGATION

MONTH/DAY
FROM 04-01 TO 10-15

DIVERSION QUANTITY
2.450 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.450 CFS

PRESUMPTION FLAG:

C for A portion; E on B portion

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(*C*)
Y(*C*) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

Recommend season to IDWR standard 4-1 to 10-31. There is no discussion of the divert season in the license file.

Y(☒) N(☐)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 2.450 CFS
HR ROOT RIGHT TOTAL DIVERSION RATE: 2.450 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

FIELD DATABASE EXAMINER
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: APP. 4 PERMIT 35-08079 FOR EXPANSION OF OF WELL

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-07257	GROUNDWATER	BEHKE, DAVID	2.450	0.017		
A31-0002321	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A31-0027121	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A35-0256321	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A35-0424621	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A31-0203461	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A31-0203861	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A31-02038H1	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

R35-07267A diversion note

① (R35-07267A 74 acres) + (R35-07789 234 acres) = 308 acres

② 5.20 cfs with capacity = 0.0168 cfs/acre
308 acres

③ (0.0168 cfs/acre) x 74 acres = 1.25 cfs

R35-07267B diversion note

① 2.45 cfs from the license
- 1.25 cfs from R35-07267A
1.20 cfs

This constitutes a concentration of water on the B portion (higher rate per acre than the A portion), but it is more consistent with actual practice.

D. A-Portion R35-07267A

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1B. CALCULATIONS

1A. IRRIGATION RATE
ACRES 74 X 0.02 CFS/ACRE = 1.48 CFS
(TAKEN FROM P/U REVIEW)

1.25 cfs < 1.48 cfs

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(☒) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 411.0 AF/A

ACRES 74 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 222 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 74 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 296 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

R35-07267B with R35-12685 86 acres x .02 cfs = 1.72 cfs 1.20 < 1.72 cfs

86 acres x 3 AF/acre = 258 AFY same. use

86 acres x 4 AF/acre = 344 AFY diversion volume

RECOMMENDATIONS: R35-07267A

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-01	10-31	DATABASE EXAMINER 2450 1.25 cfs	DATABASE EXAMINER 2916	DATABASE EXAMINER 411.0 222
TOTAL FOR THIS RIGHT			2450		411.0

REVIEWED BY: S.W. Keen

DATE: 12-30-93

R35-07267A

Presumption Flag = C
Condition Codes = C03 (P/O change)

Remarks = E07, 35-07789, 5.20 cfs

R35-07267

Z - status

Remark

See no. 35-07267A and
35-07267B

R35-07267B

diversion 4-1 to 10-31 1.20 cfs

Presumption Flag = E

Condition Codes = C05 (P/O change) see R35-12685

E02 (Abandon Springfield claimed overlap)

Remarks = F05, 35-12685

K01; 35-12685

K06; 63 area

E01, 35-12685, 1.20 cfs, 344 AF, 258 AF, 86 area.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/A.BANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
() () () ()

NEEDS
REVIEW
() () () ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-07267
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.450

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A35-07267

2.450

-

35-07267

2.450

TOTAL CFS

2.450

2.450

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

See p.8

AUTENTICATION:

SIGNATURE:

Shelley Walter Ken

DATE: 12-30-93

NAME OF FIELD EXAMINER:

Shelley Walter Ken

TITLE: Sr. W.R. Agent

22

37.1

5-36.2

14-39.5

21-36.9

R35-072678 ✓
R35-12685
T75, R30E, S23
Scale $\approx \frac{1}{7920}$

86 ACRES

N ↑
S.W. Keen
12-30-93

3-65.2

(38)
Russell Wynn
(D. Badke)

Well

(39)

(3)
(4)

South Pleasant Valley Road

26

24

File with R35-07267B

A35-07462 

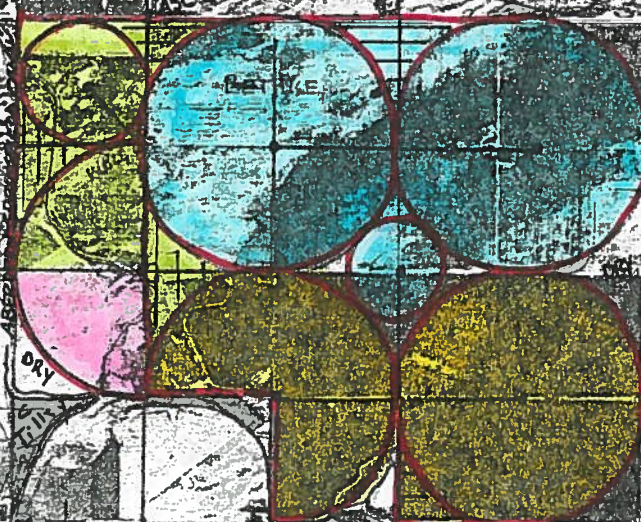
A35-07789 

A35-12685 
A35-07267

35-08079 
(PERMIT)

Where water really goes.

S.W. Keen
10-28-93



File with R35-07267B

A35-07462 WYNN

A35-07789 WYNN

A35-12685

BETHKE

A35-07267

AS CLAIMED

S.W. Keen
10-27-93

No
claim
dry

Flume

Well

4392

Well

Boat R

AMERIC

Gaging Station

BM 4

Miller

ark

4396

RECEIVED

DEC 29 1993

Department of Water Resources

Dear Mr. Keen,

I'm sorry we couldn't get back with you sooner but we have been down with the flu.

In response to your questions,

1. The land in $20\frac{1}{2}$ NE $\frac{1}{4}$ started to be watered from Mr. Wyman's well about 1978. There is a lease agreement for this land, but nothing regarding water use.
2. The additional acres were cleared up about the same time as putting in the well in 1973. A portion of land in sec 23 NW $\frac{1}{4}$ & NW $\frac{1}{4}$ I farmed & a ^{portion of} ~~section~~ SE $\frac{1}{4}$ NE $\frac{1}{4}$ was farmed by a Mr. Tilley on a exchange - he to farm portion of SE $\frac{1}{4}$ NE & parts of NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying on west side of canal. With him putting his well water on

RECEIVED

DEC 29 1993

Department of Water Resources

At about 1980 the agreement was out & we went back to farming our own land. At that time I moved the canal & has been farmed by Mr. Wysocki using my water from my well. So now answering your question as to expansion coinciding with construction of new canal channel.

No - the clearing up & farming of it had mostly all been done prior to moving canal channel.

3. The land on NW 1/4 SE 1/4 S2. was first irrigated from Mr. Wysocki's well about 1980. Before that the farmland land was watered by Abbeon Springfield water. Since ^{about} 1980 it has been watered from Mr. Wysocki's well.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNORR. KEITH HIGGINSON
DIRECTOR

December 14, 1993

David Bethke
3149 W. Rast Rd.
American Falls, ID 83211RE: Snake River Basin Adjudication (SRBA)
Power County -- A35-07267 and A35-12685

Dear Mr. Bethke:

Thank you for calling last week regarding water right 35-07788. As we discussed briefly at that time, I am also reviewing some other SRBA water right claims you filed. During my review, I have discovered that I need some additional information in order to draft IDWR's recommendations to the SRBA court. Please respond to the following questions by December 24, 1993. We are attempting to complete our review for your area by the end of the year.

- When did the W $\frac{1}{2}$ NE $\frac{1}{4}$, S23, T7S, R30E, come to be irrigated from Mr. Wynn's well in S24? If there is a lease agreement for this land, what are its terms regarding water use?
- When was the E $\frac{1}{2}$ NW $\frac{1}{4}$, S23, T7S, R30E, cleaned up so that additional acres could be farmed? In 1976 the NE $\frac{1}{4}$ NW $\frac{1}{4}$ was licensed for 33 acres of irrigation, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ was licensed for 25 acres. It now appears these tracts are much closer to full forties. Did the expansion coincide with the construction of the new canal channel?
- When was the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S23, T7S, R30E, first irrigated from groundwater? Was it always irrigated from Mr. Wynn's well? If there is a lease agreement for this land, what are its terms regarding water use?

If you have any questions, please contact me at 327-7934 in Boise.

Sincerely,

Shelley Walter Keen
Senior Water Resource Agent

12-21-93

Dave Bethke called to say he
is sending a response right away.
S.W. Keen

SWK:state:tf

Enclosures: ASCS Air Photo Copy

22

37.1

Field Notes

S.W. Keen
9/30/93

5-362

File with
R35-07267B

14-
39.5

21-
36.9

#1313

Russell Wynn
(D. Bette)

1-HEL-
37.2

S.W. Keen
9/30/93
A35-07462

Motor G.E. 250 H.P.
#CMJ303136

Pump Berkeley
#7625091

3-HEL-
65.2

ACTUALLY
PUMP
BOTH KEES
WELL

This gear box
not been sectioned from
G.W. since well was
put in.

This 40 is rented from
D. Bette, but not
rented for the well.

Property Line

Photo #11 on right
from D. Bette
from 10' from
well
D. Bette (sub. info)

Motor G.E.
250 H.P.
#MJS1201106
Pump Berkeley
#7020

well
well is just 2 or 3' W
of line at right from
pilot center to pilot
center.



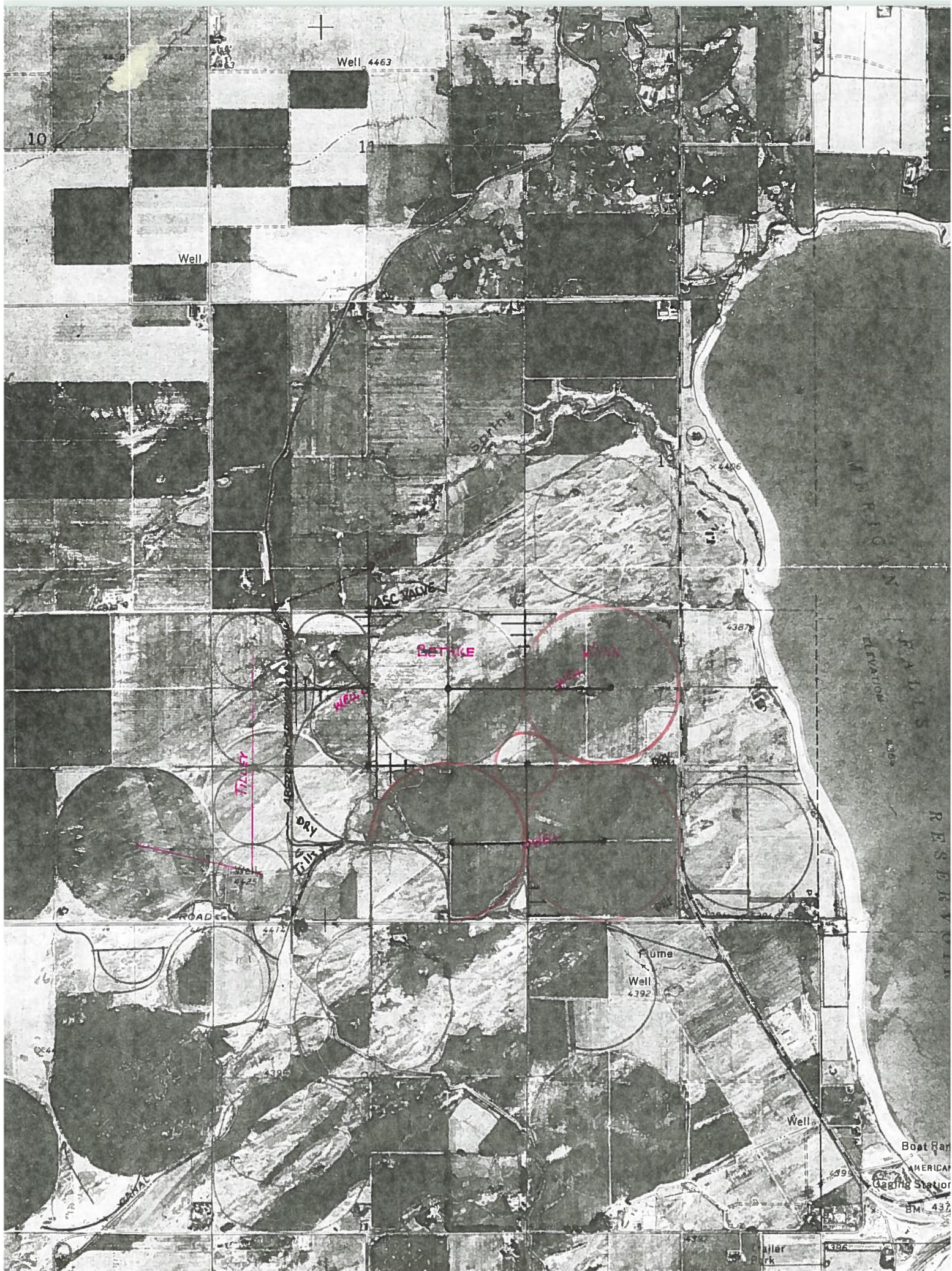
Mainline

Photo
Mainline

Photo faces
due east down
the mainline.
Pump is on
the right
south of it
the mainline
is on the left.

A line a beam from the point reads
in SE 23 + the point center in SE 24
the well is just south of the line.
appears to be on section line, just south of the
mainline about 15'.
not irrigated from land.
South Pleasant Valley Road

26



CLAIM NO. _____

BETHKE
33
07267
7
12685

BETHKE
39
07267

WYNN
~~FAYLOR~~
39
07789

07267
12685

BETHKE
25
07267
15
12685

BETHKE
40
07267

WYNN
~~FAYLOR~~
40
07789

BETHKE
40
08079

BETHKE
40
12685

40
07462

35
07462

SCALE: 8" = 1 MILE

T. 75 R. 30E SEC. 23

DATE _____

AGENT

Ruberry
Ruberry

OQ MAP REF. _____

NAPP REF. _____

File with R35-07267B

[illegible]

SCALE: 8" = 1 MILE

GOVT CORRECTION SECTION

T. 075 R. 30E SEC. 24

DATE 9/28/93 AGENT SSR
Ruberry

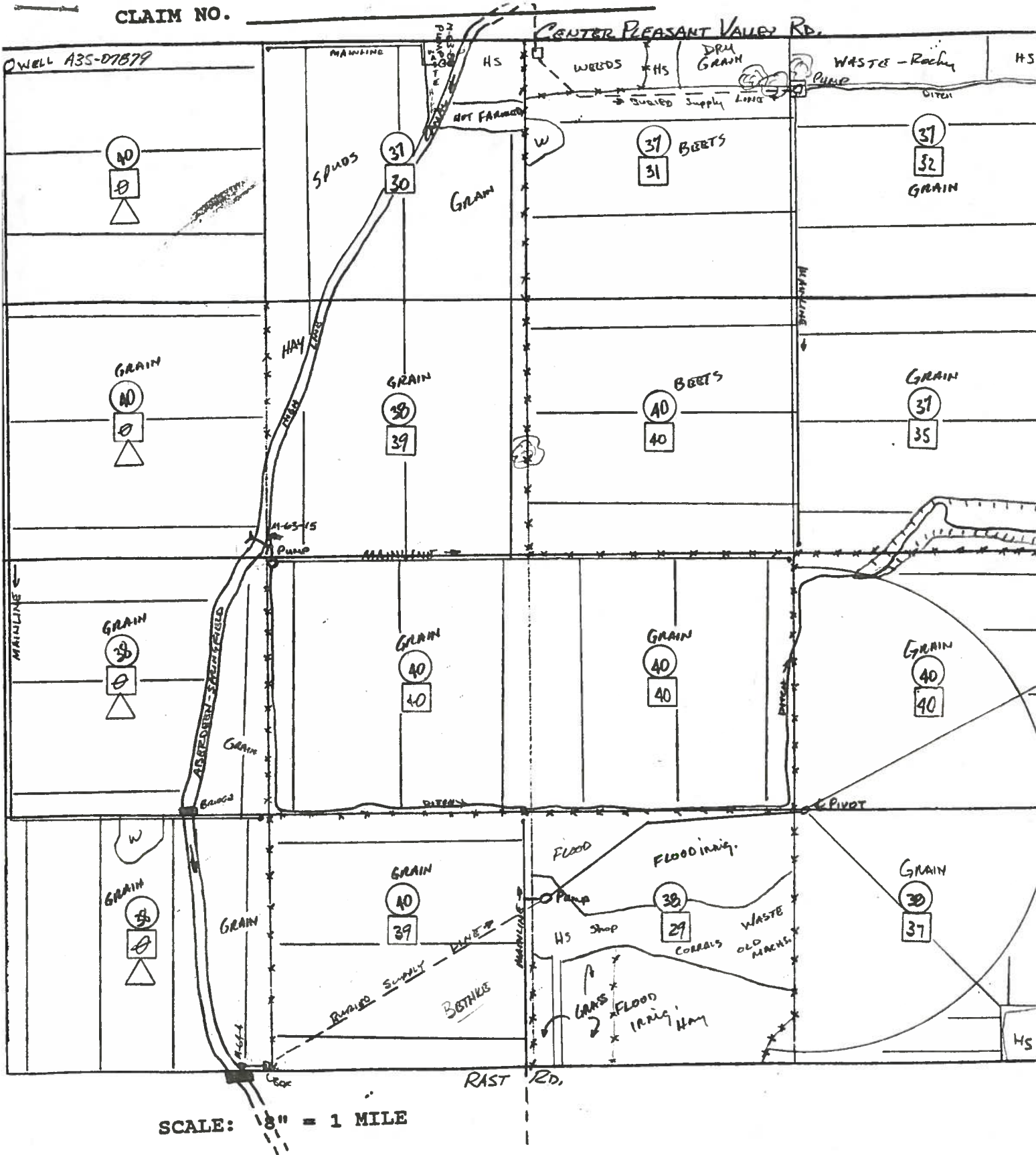
OO MAP REF. AA-85

NAPP REF. _____

File with R35-07267B

CLAIM NO.

OWELL A35-07879



SCALE: 1/8" = 1 MILE

T. 07S R. 30E SEC. 14

DATE 9/20/93 AGENT ASR
Ruberry

OQ MAP REF. AA85

NAPP REF. _____

File with R35-07267B