



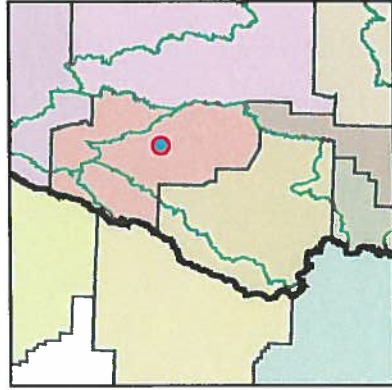
Idaho Department of Water Resources

SRBA Recommendation:

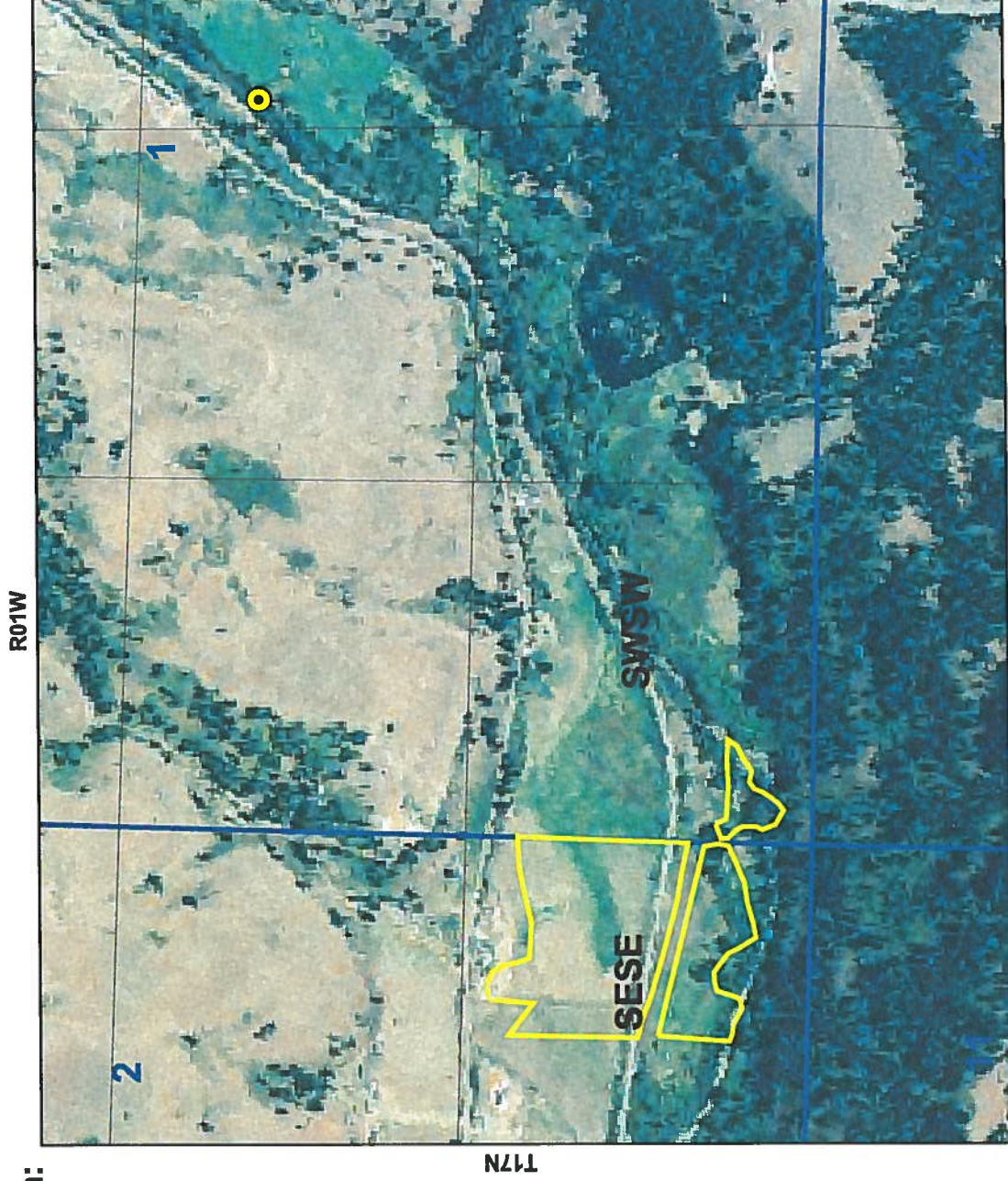
67-79K
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters

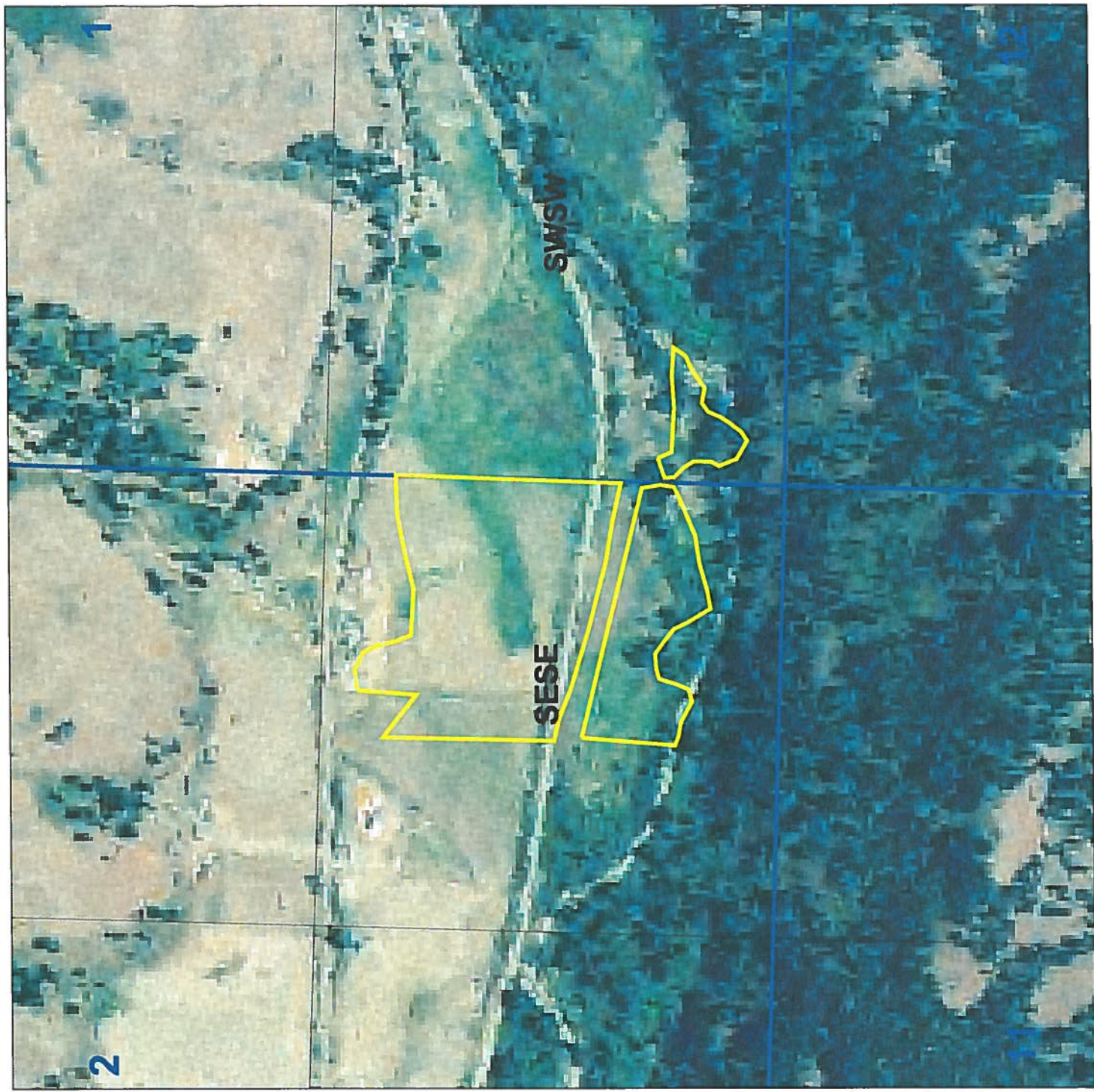
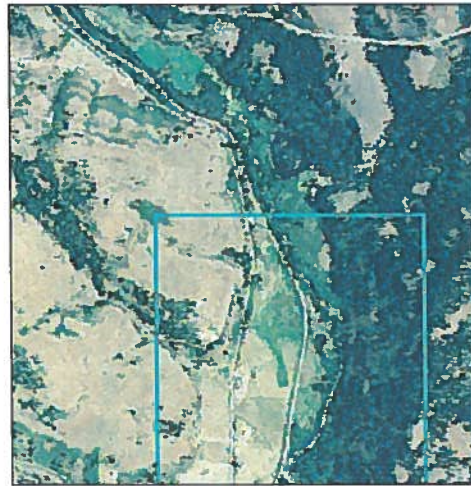


Adams County
IDWR Basin 67



Prepared by IDWR State Office
On Wednesday, October 10, 2007
1987/88 Aerial Photography

67-79K



Split history for Decreed Right 67-79

Claim History

WR History



Recommendation

67-79	Biggeststaff	67-79A	Watson	0.244	12.2	S.2	67-79A	Biggeststaff	0.0825	6.6	not in decreed POU
72	ac										
0	af	67-79B	Hawkins	0.15	7.5	S.2	67-79B	Hawkins	0.075	6	not in decreed POU
0.0125		67-79C	Jepson	0.7	35	S.1 (S.2)	67-79C	Jepson	0.24125	19.3	not in decreed POU
Average calculated at 500 in per acre as decreed											
		67-79D	Fisher	0.5	20	S.1 & S.12	67-79D	Fisher			Per FE 10/2/2007, Fisher says he uses the Januk POO and not the Glendale ditch
		67-79E	Barrett	0.08	2.7	S.1	67-79E	Barrett	0.015	1.2	appears to be Michelle Hanzan
		67-79F	Gowdare	0.14	4.5	S.2	67-79F	Gowdare	0.05625	4.5	not in decreed POU - also has license 67-2053AD out of Weiser R for the ground w/ same priority date (disallowed and rec'd as Lost Valley from Lost Creek)
											Claims priority date for Lost Creek decrees (possibly confused priority dates)
		67-79G	Dixon	0.18	9	S.1	67-79G	Dixon	0.0825	6.6	More like sub, not really actively irrigated
											Had trouble determining POU
		67-79H	Hebbs	0.14	4.5	S.2	67-79H	Hebbs	0.0525	4.2	not in decreed POU
		67-79J	Hinton	5	3	S.2	67-79J	Hinton			not in decreed POU and not apparent use
											Mostly covered by RM Jepson claim, which is also not in decreed POU
											N part is above ditch
											Irrigation is purpose of use, but did not claim dis
		67-79K	Moyer	0.6	20.5	S.1 & S.2	67-79K	Moyer	0.1875	15	Recommend part in decreed POU
		67-79L	DeFrensis	0.22	7.3	S.2	67-79L	DeFrensis	0.0275	2.2	not in decreed POU
		67-79M	McLaughlin	0.6	0.5	S.2	67-79M	McLaughlin	0.0125	1	Claim includes storage, which was not part of original decree

Sum CFS =	2.954
Sum Acres =	128.8
Sum AF =	3.5

Sum CFS =	0.83
Sum Acres =	66.6
Sum AF =	N/A

Extra CFS =	2.054
Extra Acres =	59.8
Extra AFA =	-3.5

Extra CFS =	0.068
Extra Acres =	5.4
Extra AFA =	N/A

*Last updated 10-9-2007 (mvanbussum)
For digital copy of Excel spreadsheet file: See Monica Van Bussum

DIVERSION AND DELIVERY SYSTEM
Points of Diversion:

(*) ✓ GPS Coord.
since different than what is
currently showing on map

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
						17N	1W	Adams	2310158 } POD + dam 1517971 } @ headgate

Description of diverting works

dam in Weiser River to headgate (36" culvert) discharges to dirt ditch (450'), to headgate with 12" outlet discharging OVERLAP REVIEW to 12" buried PVC.

2310058 } headgate w/ overflow
1517868 } to Weiser River, where it
converts from headgate
to buried 12" PVC

Other water rights with the same point of diversion: 67-79A, 67-79B, 67-79C, 67-79H, 67-79J,

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: 67-79K, 67-79

Muir v Allison Decree limits combined total diversion rate to 0.90 cfs (combined total for all splits)

WATER USES

(*) ☒ No change

☐ Different Uses

Use Irrigation From 3/15 To 11/15 Amount CFS AFA

Use From To Amount CFS AFA

Use From To Amount CFS AFA

to be determined
once all inspections
are completed

TOTAL VOLUME - Groundwater only

N/A

☐ Incomplete on claim, the total is, Amount CFS AFA

☐ Changes found, the new total is, Amount CFS AFA

☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes Stock #

Types Additional comments:

PLACE OF USE:

☒ No Change

☐ Changes shown below:

(*) No changes

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	1W	1											1.0						1.0
17N	1W	2																14.0	14.0
																			15.0

Overlap with other water rights: 67-2053 AS Disallowed & recommended as 67-14567 & Lost Valley Reservoir Co. cont #55 w/ Polk Adams & WA. County land irrigated by share
 Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
Muir v Allison = limited 0.9 cfs combined (for all splits off 67-79)

Delivery System Narrative: current system: 8" buried PVC running east to west on north end of property (buried where original ditch was located). 2" Gate valves with risers with 4" & 6" discharge for attaching collapsible hoses are located at 3 locations. Hoses are moved around to different locations to flood irrigate or are placed in dirt ditches running north to south with branches running east & west (gravity flow north to south). 12" cul discharges flow in south ditch, under Weiser River Trail to dirt ditch in lower part
Previous/historical system: piped area used to be open dirt ditches (gravity flow north to south). All other ditches were in the same location as they are currently.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

12" at headgate with full pipe (overflow goes back to the Weiser River). 12" buried pipe converts to 10", converts to 8", converts to 6" & at the end of the system 4". Actual flow is determined by number of users on the line. Installed fall 1983 (open ditch prior to that)
Pipe Conversions: Maximum Capacity

size buried line running along north end of property	(*) →	12" = 3.93 cfs
		10" = 2.73 cfs
		8" = 1.74 cfs
		6" = 0.98 cfs
		4" = 0.44 cfs

Collapsible hose capacity: 4" = 0.44 cfs
(Maximum) 6" = 0.98 cfs

Domestic well is used to irrigate immediate yard

Piped System was installed in fall 1983 by John Moyer,
where the original ditches existed.

Directions: North thru Council, take the Fruitvale turn
off (to the left). Go 6.7 miles, + house on right side 3098 Fruitvale Rd

POU: Property south, south east, east, west + southwest of residence.

POD: Go to 3147 Fruitvale Glendale Rd (park + get out), walk
west approximately 135' + go down the bank to the Weiser River Trail,
turn west + walk approx. 220' + you will see a path to the left leading

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings

- ☐ Completed map and or GIS layout showing POD's and POU

to the Weiser River + you should be
able to see the dam from the Weiser
River Trail + the headgate. To find
the headgate that connects to the
12" buried PVC, get back on
the Weiser River Trail going west
about 450', + headgate will be on your
left side.

DATE EXAM CONDUCTED: 9/27/2007

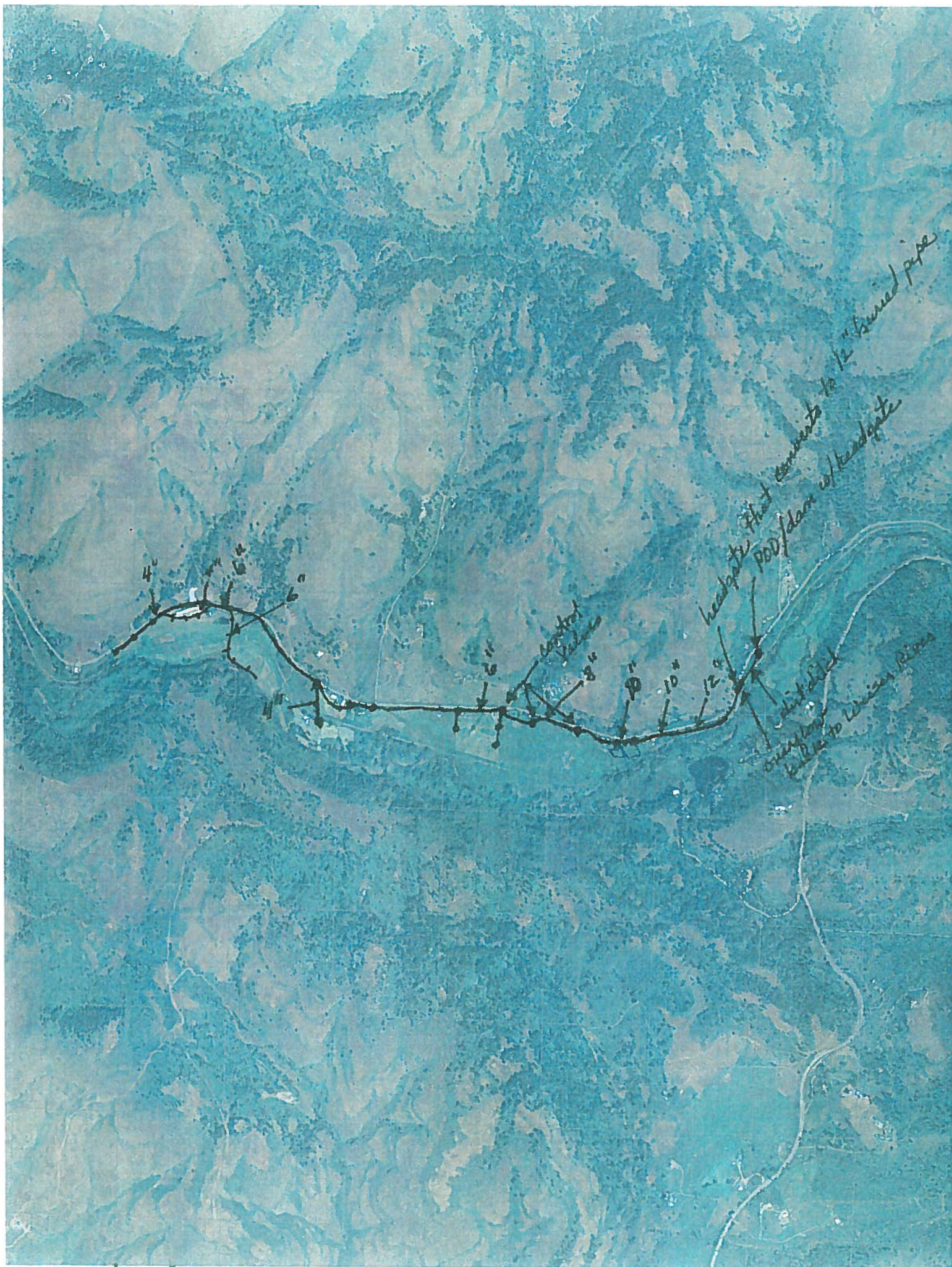
FIELD EXAMINER:

Judy Hemmway



67-79

d/pc common /67/ 67-79 POD. shp



Master Copy 67-79





original
dam
prior to
flood

POD
headgate



temporary
dam
constructed
after flood

POD
headgate
w/36" culve

67-79K Moyer
9/24/2007 S. Hemerway



temporary
dam
constructed
after
flood

09/24/2007



overflow
return
to Weiser
River

headgate
conversion
to buried
12" PVC,
reducing
to 10", 8",
+ 6"
towards
end of
system

67-79 K Moyer

9/24/2007 S. Hemerway

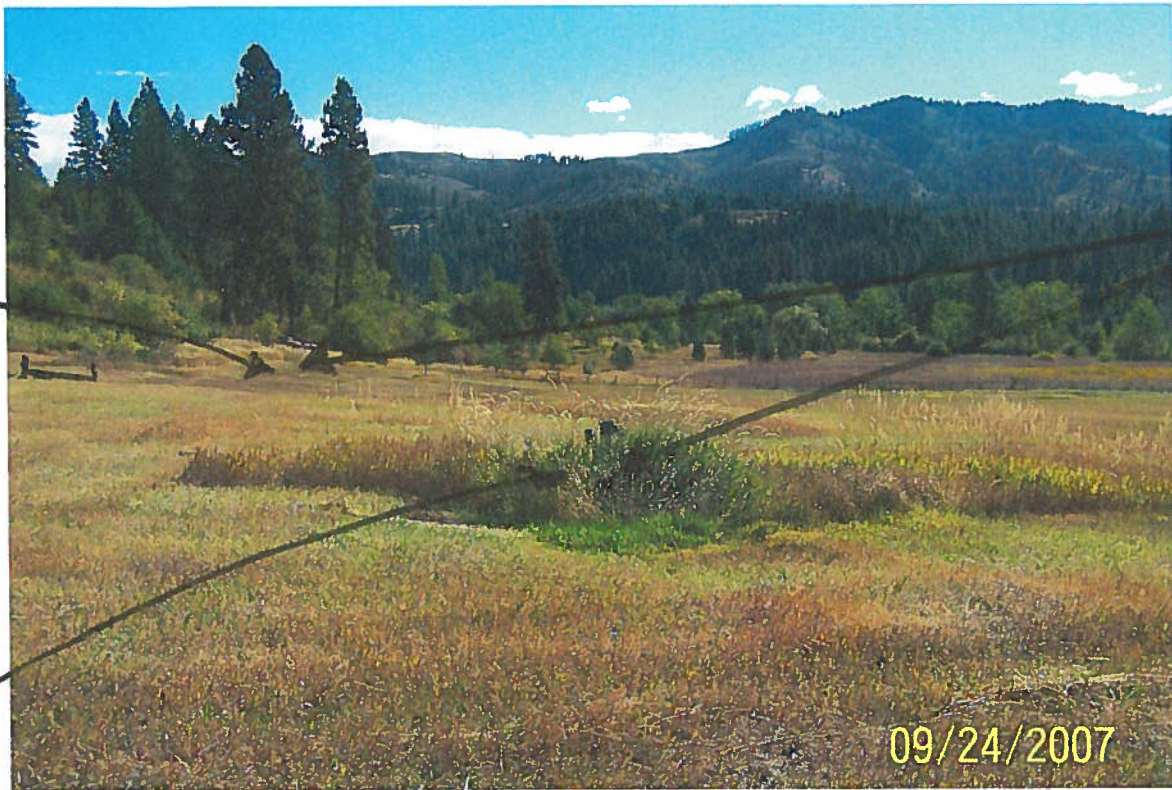


POU
east,
south,
southeast
of house
(pasture
+ garden)



POU
west,
south +
southwest
of house
(pasture
+ garden)

67-79K Moyer
9/24/2007 S. Hemerway



POU
looking ea
from home
control
valves
w/riser
for attach
4"x6"
collapsible
hose to
move
around
set in
dirt ditch
to flood
irrigate
(gravity
flow not
to south)

north
west
side
control
valve for
Chris Dixon
67-79G

north
East
side
control
valve
67-79K
Moyer



POU
pasture
SE of
house

67-79K Moyer
9/24/2007 S. Hemerway



67-79K Moyer
9/24/2007 S. Hemerway

Watson's property 67-79A



North
west
control
valve

POU
67-79

North
east
control
valve

09/24/2007



Chris Dis
Property

67-79

some
spring
seepage
from
neighbor
add
additio
moisture
to this
portion
of the
field

09/24/2007

67-79K Moyer

9/24/2007 S. Hemerway



North
West
side
control
valve
w/ 4" + 6"
attachme
for hose
to move
around
flood in
or place
dirt ditch
(gravity fl
north to :



12"
Culv
+ tilin
to diver
flow of
south
dirt ditch
under th
Weiser
River To
to open
dischar
to a
dirt ditch
running
east +
west, +
one condir
South
(gravity fl
north to sou

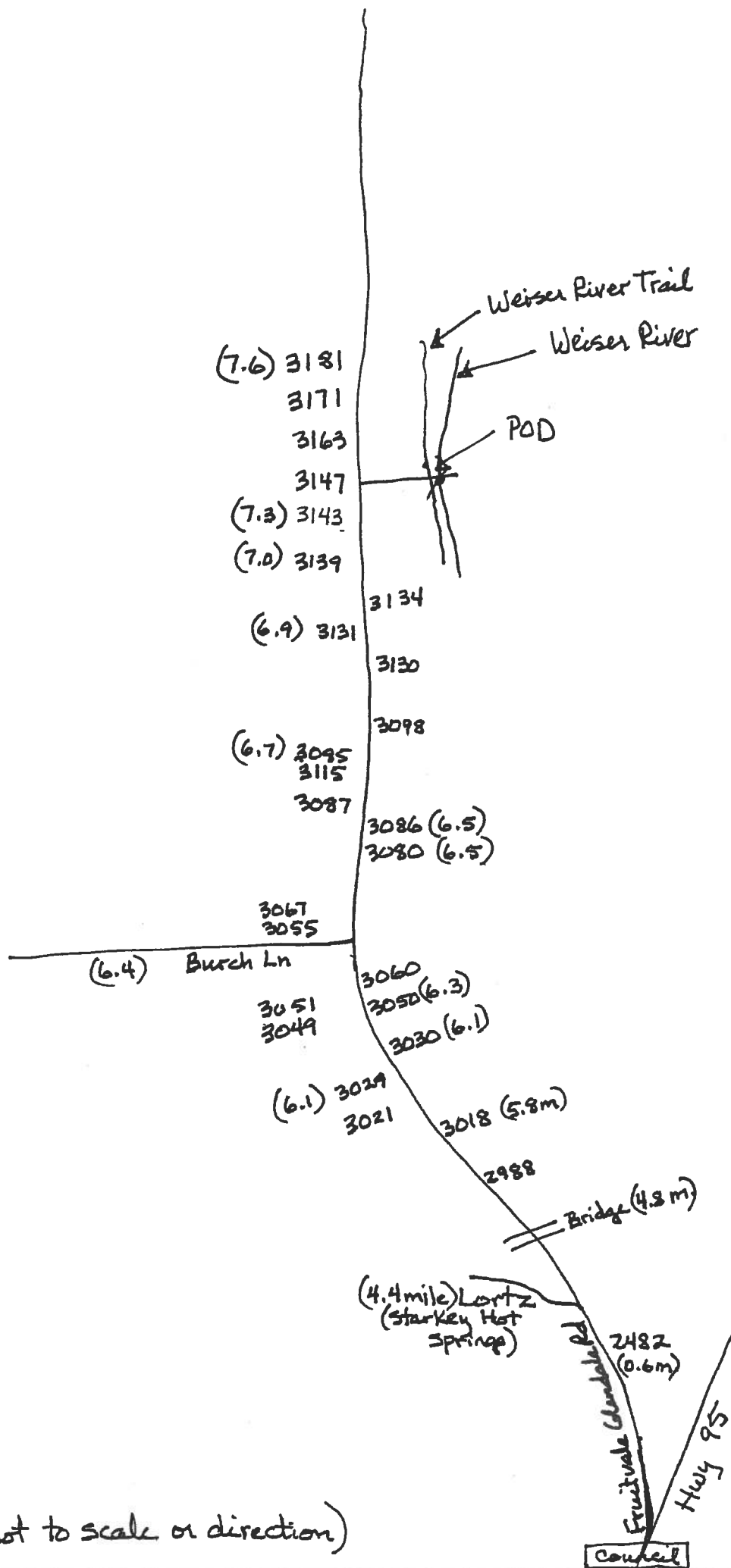
67-79K Moyer
9/24/2007 S. Hemerway



Weiser
River
Trail
Culver
Conner
2 field
dirt dirt
running
north
to south
from cul

POU
lower
pasture

67-79K Moyer
9/24/2007 S. Hemerway



67-79

Map (not to scale or direction)

Muir v Allison Decree

12

Robertson Beavey Ditch.

George Robertson

Lester I McMahan

Samuel E McMahan

Rollie A McMahan

Isaac McMahan

Lillian G Spefford

Fruitvale Townsite Company and its grantees

Phillip Walstrom

C E Cox

A L Freehafer and Margaret R Pike
Lost Creek Res.

S D Goshert

G T Hamill

E R Windes

First Bank of Council

J T Jones

Biggerstaff Ditches.

T B Biggerstaff

Middle Fork Weiser River.

Oorchards Water Company

Lost Creek Storage

A L Freehafer Lost Creek Storage

J A Carr Lost Creek Storage

W M Baccus

Catherine Austin

Ben Wooden

Henry Heimsöth

George Shaw

William B Shaw

John Sweringen

Dave Durso

C E Roper

Fall Creek.

James Harrell (Steward Ditch)

Jacob Cornett (Steward Ditch)

John Cornett

Oscar Gilbert (Steward Ditch)

Ant. in
inches

Priority
Date:

WR #

5'	June 1, 1884	67 0057
30'	June 1, 1887	67 0058
18'	April 1, 1901	67 0059
1'	April 1, 1901	67 0060
22'	April 1, 1901	67 0061 X
10'	April 1, 1901	67 0062
4'	April 1, 1901	67 0063
4'	April 1, 1905	67 0064
45'	April 25, 1901	67 0065
30'	Sept 23, 1901	67 0066
4'	May 1, 1906	67 0067
4'	May 1, 1901	67 0068
24'	Sept 23, 1901	67 0069
35'	June 1, 1902	67 0070
40 A Ft	May 27, 1910	67 0071
38'	May 1, 1906	67 0072
25'	May 1, 1906	67 0073
5'	May 1, 1916	67 0074
135'	May 1, 1908	67 0075
20'	May 18, 1910	67 0076
5'	May 18, 1910	67 0077
8'	May 25, 1910	67 0078

Go to
Pg. 28

45'	June 1, 1890	67 0079
35003 7 1077	Sept 11, 1909	67 0080
6250 7 1077	May 27, 1910	67 0081
360 A Ft	May 27, 1910	67 0082
300 A Ft	May 27, 1910	67 0083
14'	May 1, 1891	67 0084
24'	May 1, 1891	67 0085
24'	May 1, 1901	67 0086
30'	May 1, 1894	67 0087
13'	May 1, 1900	67 0088
21'	May 1, 1900	67 0089
44'	May 1, 1903	67 0090
6'	May 1, 1903	67 0091
5'	May 1, 1905	67 0092
74'	May 1, 1911	67 0093

Go to
Pg. 29

120 7 1064	July 1, 1883	67 0094
90'	July 1, 1883	67 0095
58'	Dec 30, 1907	67 0096
40'	May 1, 1899	67 0097

JUL 24 1996

FM 11 to 91

67-56

LESTER I McMAHAN: The Southeast Quarter of the Northeast Quarter of Section 15, Township 17 North, Range 1 West Boise Meridian.

GEORGE ROBERTSON: The East half of the Southwest Quarter, the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 10, Township 17 North, Range 1 West Boise Meridian.

574

LILLIAN G SPOFFORD: The North half of the Northwest Quarter of Section 23 and the Southeast Quarter of the Southwest Quarter of Section 14, Township 17 North, Range 1 West Boise Meridian.

FRUITVALE TOWNSITE COMPANY: The North half of the Northeast Quarter of Section 15, Township 17 North, Range 1 West Boise Meridian.

PHILIP WALSTON: The Southwest Quarter of the Southeast Quarter of Section 10, Township 17 North, Range 1 West Boise Meridian.

6970

G E COX: A tract of four acres in the Northeast corner of the Fruitvale townsite, in Section 15, Township 17 North, Range 1 West Boise Meridian.

FM 12 to 92

A L FREEHAVER and MARGARET E PIKE: The West half of the Southeast Quarter and a strip of land in the West half of the Southwest Quarter adjoining lands above described, all in Section 23, Township 17 North, Range 1 West Boise Meridian.

FM 12 to 91

S D GOSHERT: The West half of the Southwest Quarter of Section 23, and the Northwest Quarter of the Northwest Quarter of Section 26, Township 17 North, Range 1 West.

G T HAMILL: The South half of the Northwest Quarter of Section 23, Township 17 North, Range 1 West Boise Meridian.

75

E R WINDES: The West half of the Northeast quarter, the East half of the Northwest Quarter, the Southwest Quarter of the Northwest Quarter, the North half of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 26, Township 17 North, Range 1 West Boise Meridian.

FIRST BANK OF COUNCIL: The East half of the West half of the Southeast Quarter of the Southwest Quarter of Section 26, Township 17 North, Range 1 West Boise Meridian.

J J JONES: The East half of the Southwest Quarter of Section 22 and the Northeast Quarter of the Northeast Quarter of Section 27, Township 17 North, Range 1 West Boise Meridian.

78

67-79

T B BIGGERSTAFF: The Southwest Quarter of the Southwest Quarter, the Southeast Quarter of the Southwest Quarter of Section 1, the South half of the Southeast Quarter of Section 2, Township 17 North, Range 1 West Boise Meridian.

101

67-80 +83

ORCHARDS WATER COMPANY: The East half of the Southwest Quarter of Section 14, the Northwest Quarter of the Northwest Quarter of Section 23 and 20 acres in the West half of the Southwest Quarter of the Northwest Quarter of Section 23; all Sec. 22; the South half the North half of the Northwest Quarter and the Northwest Quarter of the Northeast Quarter of Section 15; the South half of the Southwest Quarter, and the Southwest Quarter of the Southeast Quarter of Section 10; the North half and the East half of the Northeast Quarter of the Southeast Quarter of Section 21, the South half the North half of the Northeast Quarter and the North half of the Northwest Quarter of Section 16, the Southwest Quarter, the South half and the West half of the Northwest Quarter of Section 9; the East half; the North half of the Southwest Quarter of Section 8; the east half of the Southwest Quarter, the South half of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter of Section 17; all of Section 20; the West half of the Southeast Quarter and the West half of the Northeast Quarter of Section 19; all in Township 17 North, Range 1 West Boise Meridian.

81

1077

JUL 24 1996

Amt. in inches

EAST FORK DITCH (CON.)

Fay McBirney	20	July 1, 1905
Janet Ketchen	20	" " "
J. S. Hamilton	10	" " "
Whitney P. James	40	" " "
Council Valley Orchards Company	110	" " "
C. L. Weid	10	" " "
Henry Van Kleeck	27½	
Council Valley Orchards, (Mill Creek)	100	June 1, 1906
" " " (Unnamed stream)	100	July 3, 1911
Frank S. Caley, (Unnamed stream)	20	Mar. 17, 1913
<u>T. B. Biggerstaff (Weiser River)</u>	45	June 1, 1890
C. W. Hohmes (Unnamed stream)	10	May 16, 1912

67-79

$$45 \text{ inches} \times 0.02 \text{ cfs} = 0.9 \text{ cfs}$$

JUL 24 1996

11/15/2006

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

RIGHT NUMBER: 67-79K

NAME AND ADDRESS: JOHN E MOYER
PO BOX 36
FRUITVALE ID 83620

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.190 CFS

This right shall provide no more than 0.0125 cfs per acre in accordance with the Muir v. Allison decree.

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION:

T17N R01W S1 NESESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.190 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S01	SWSW	1.00	T17N R01W S02	SESE	14.00
---------------	------	------	---------------	------	-------

15 ACRES TOTAL

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

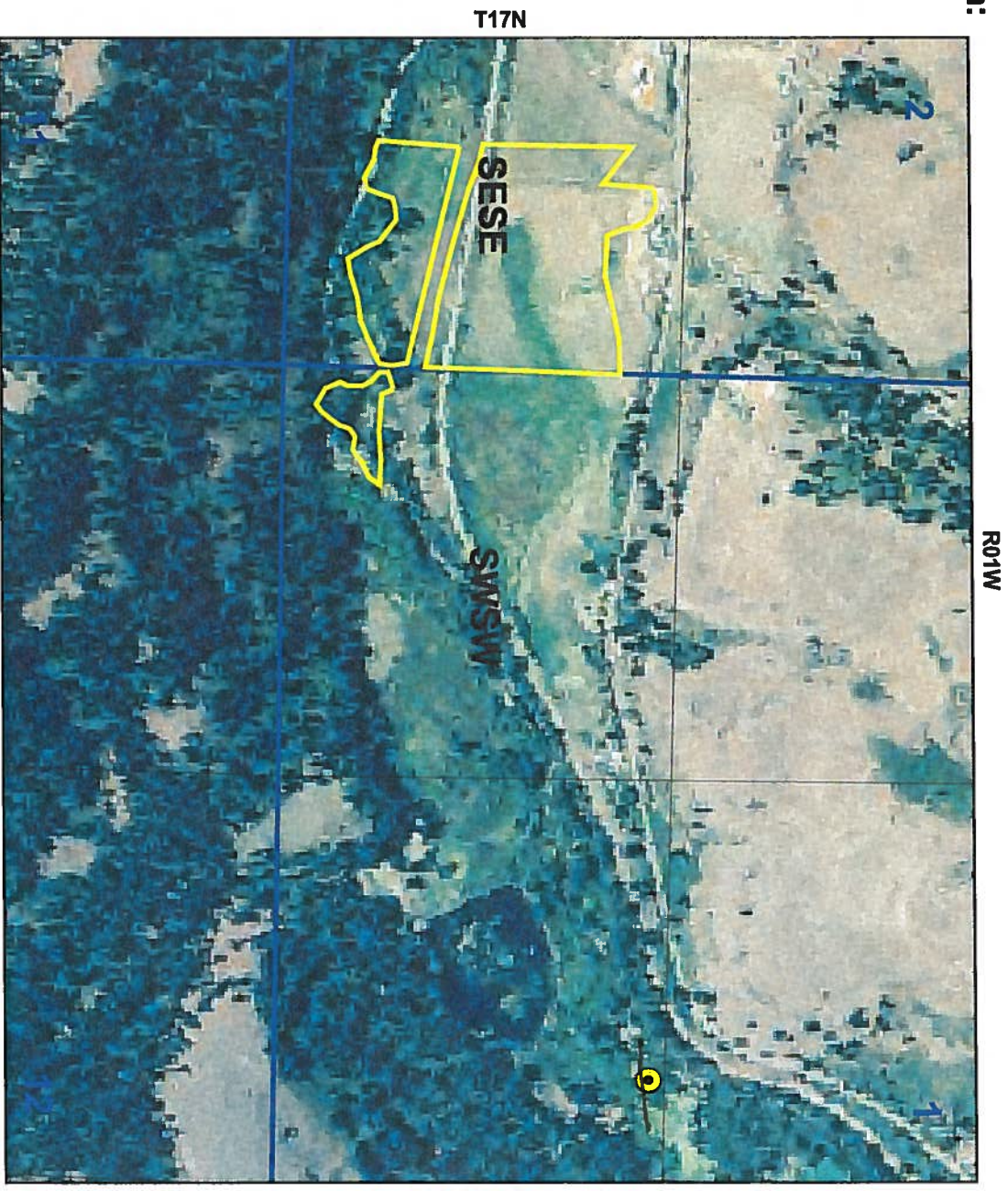
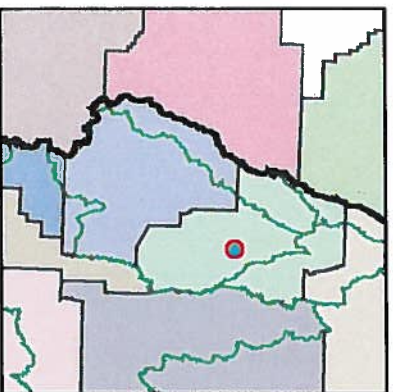
Idaho Department of Water Resources



SRBA Recommendation:
67-79K
(Irrigation)

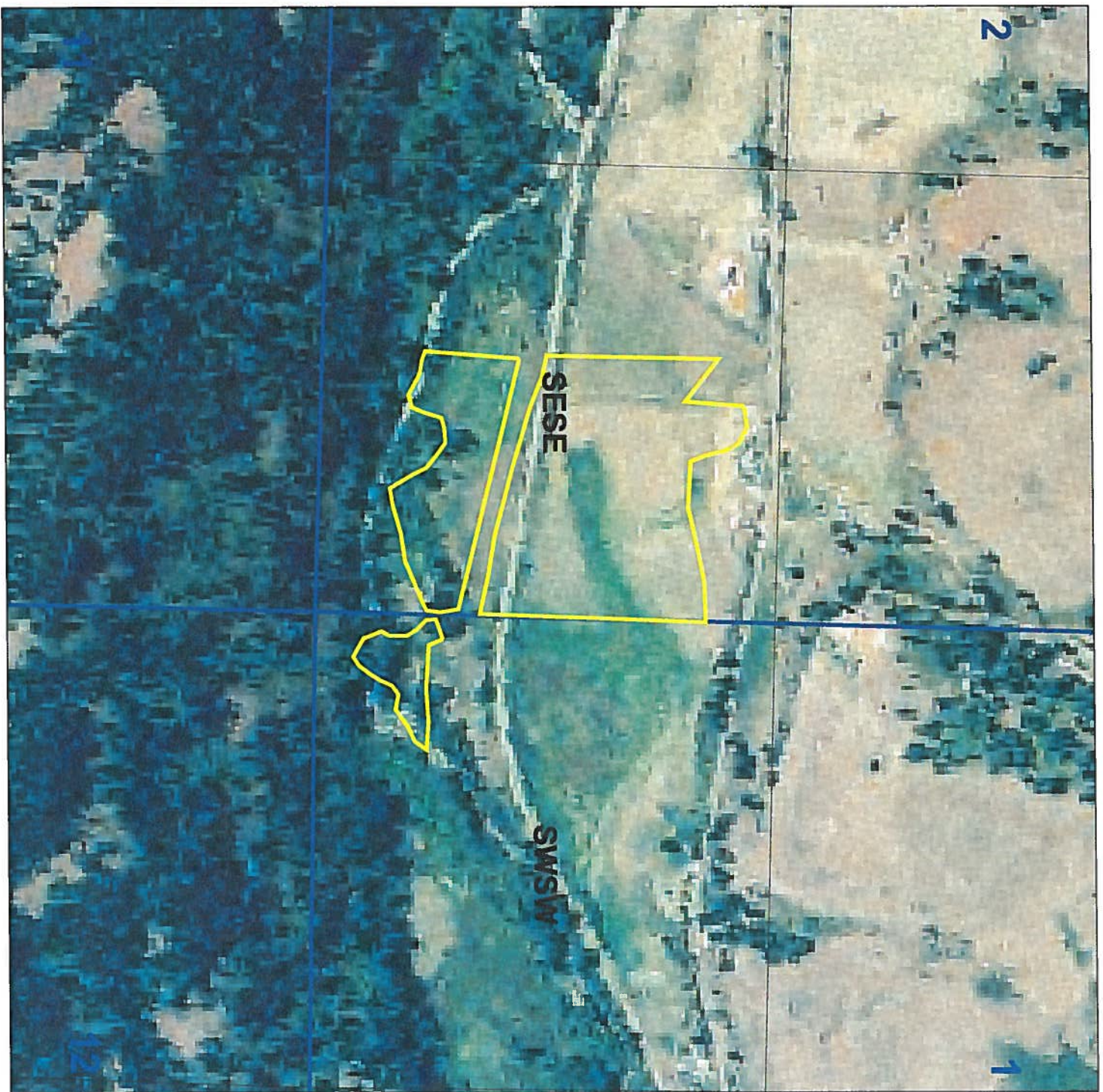
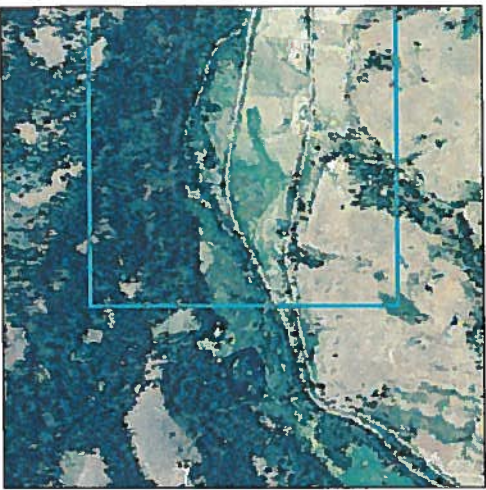
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Prepared by M. Van Bussum
On Wednesday, November 15, 2006
1987/88 Aerial Photography

67-79K



Split history for Decreed Right 67-79

WIR History

Claim History

67-79A	Watson	0.244	12.2	S.2
67-79B	Hawkins	0.15	7.5	S.2
67-79C	Jepson	0.7	35	S.1 (S.2)
67-79D	Fisher	0.5	20	S.1 & S.12 ?
67-79E	Barrett	0.08	2.7	S.1
67-79F	Gowdard	0.14	4.5	S.2
67-79G	Dixon	0.18	9	S.1
67-79H	Hols	0.14	4.5	S.2
67-79I	Hinton	5	3	S.2
67-79K	Meyer	0.6	20.5	S.1 & S.2
67-79L	DeFreitas	0.22	7.3	S.2
67-79M	Mc Laughlin	0.6	0.5	S.2
				AF

Recommendation



67-79A	Watson	0.06875	5.5	not in decreed POU 5.3 ac irrigation apparent 0.06625 cfs
67-79B	Hawkins	0.03125	2.5	not in decreed POU 2.5 ac irrigation apparent 0.03125 cfs
67-79C	Jepson	0.24	19.3	not in decreed POU 19 ac irrigation apparent 0.2375 cfs
67-79D	Fisher	0.125	10	OK to recommend
67-79E	Barrett	0.015	1.2	appears to be Michele Harzen
67-79F	Gowdard	0.056	4.5	not in decreed POU - also has license 67-2053AD out of Weiser R for this ground w same priority date (disallowed and rec'd as Lost Valley from Lost Creek) Claims priority date for Lost Creek decrees (possibly confused priority dates)
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67-79H	Hols	0.036	2.8	not in decreed POU
67-79I	Hinton			not in decreed POU and not apparent use Mostly covered by RM Jepson claim, which is also not in decreed POU N part is above ditch Irrigation is purpose of use, but did not claim cfs
67-79K	Meyer	0.19	15	Recommend part in decreed POU 14.55 ac irrigation apparent 0.181875 cfs
67-79L	DeFreitas	0.044	3.5	not in decreed POU
67-79M	Mc Laughlin	0.008	0.6	Claim includes storage, which was not part of original decree

MVB 11-15-06
Last updated 9-14-06 (breakout)
For digital copy of Excel spreadsheet

Sum CFS =	2.954
Sum Acres =	128.8
Sum AF =	3.5
Extra CFS =	2.054
Extra Acres =	-56.8
Extra AFA =	-3.5

Sum CFS =	0.89
Sum Acres =	71.4
Sum AF =	N/A
Extra CFS =	#REF!
Extra Acres =	#REF!
Extra AFA =	N/A

67-79K

John E Moyer

6-1-1890

POD: 17N 1W 1 NE SE SW

Irrigation

0.6 cfs

POU: 17N 1W 1	SW SW	2.5
2	SE SE	18
		20.5

has some 67-2053 water
RP 17N 01W 02900A

has gw domestic B-Use

found:

$$\underbrace{9.89 \text{ ac} + 3.66 \text{ ac}}_{\text{Sec 2}} + \underbrace{1}_{\text{Sec 1}} = 14.55 \text{ ac}$$

$$14.55 \text{ ac} * \frac{0.0125 \text{ cfs}}{\text{ac}} = 0.18 \text{ cfs}$$

↳ @ 5/8

partially in decreed POU