

06/27/2006

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

RIGHT NUMBER: 22-136E

NAME AND ADDRESS: GERALD R HANSEN
PO BOX 592
DRIGGS ID 83422

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 1.600 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:
T06N R46E S30 SENE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.600 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S26	SWSE	36.00	T06N R45E S26	SESE	40.00
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76 ACRES TOTAL

76 The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-136E, 22-576B.

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

Water is delivered through Ricks Canal.

04/15/2005

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

RIGHT NUMBER: 22-136E

NAME AND ADDRESS: GERALD R HANSEN
PO BOX 592
DRIGGS ID 83422

SOURCE: MIDDLE LEIGH CREEK

TRIBUTARY: SPRING CREEK

QUANTITY: 1.600 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R46E S30 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
1.600 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S26	SWSE	35.0	T06N R45E S26	SESE	38.0
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73 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 22-576B A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 73 ACRES 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: ~~Decreed~~

WATER IS DELIVERED THROUGH SI-RICKS Canal

Right no. 22-576B ~~is~~ also diverted through point of diversion described
above.

This right is a split ~~from~~ former right 22-136.

06/27/2006

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:

Water right number: 22-136E

GERALD R HANSEN

PO BOX 592

DRIGGS ID 83422

Telephone Number: (208)456-2673

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:

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

DATE: 12-11-06

SIGNATURE:

Gerald R Hansen

Please print your name:

Gerald R. Hansen

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



State of Idaho

Department of Water Resources
Eastern Region

SCANNED
MAY 03 2005



Water Right(s):
22-136E
22-576B



Point(s) of Diversion:
T06N R46E
Sec. 30 NWNESE

Place of Use (parts of):
T06N R45E
Sec. 25 SWSE, SESE

Delivered through Si-Ricks Canal.

LEGEND

- Point of Diversion
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: S. Porter
Date: April 2005

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.Water Right Point of Diversion: T 6N, R 46E, Sec. 30, SE, NE, County: NORTH LEIGH CK

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov	Lot	QQQ of QQ of Q	County	Source	Tributary to
<u>6N</u>	<u>46E</u>	<u>25</u>			<u>NWSE</u>		<u>MIDDLE LEIGH CK</u>	<u>SPRING CK</u>
	<u>46E</u>	<u>30</u>			<u>NWSE</u>		"	"

cφ2?
cφ3?Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov	Lot	QQQ of QQ of Q	County	Source	Tributary to
<u>6N</u>	<u>46E</u>	<u>30</u>			<u>NW NESE</u>		<u>North Leigh CK</u>	<u>Spring CK</u>

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

SOURCE MAY BE AN ISSUE HERE. HOW DOES THE CONVEYANCE AND HEADINGS WORK IN RELATION TO NORTH LEIGH AND/OR MIDDLE LEIGH CKs. LOOKS LIKE POD IN SEC. 30 COMES FROM NORTH LEIGH CK. SEC. 30 POD DESCRIBED AS SEBS - CLAIMS NWSE (DON'T THINK SO)

* NORTH LEIGH CK IS THE ACTUAL SOURCE FOR MIDDLE LEIGH CK

Q's: CANALS/DITCHES

WHEN WAS SECOND POD (SEC. 25) ADDED?

SCANNED

Reviewer: _____ Date: MAY 03 2005

PROFILED

Water Right Split History Analysis

DECREED UNDER:
HANSEN, et al vs L. CRANDALL
1938. PP XIV.

22-136B D. ROTH
0.80 cfs on 40° ac.

22-136A

22-136C B. SMITH
1.60 cfs on 80° ac

22-136D J. BUSH
0.80 cfs on 40° ac.

22-136

10⁴ cfs on 520° ac
22 JANUARY 1916
NORTH LEIGH CREEK

22-136E G. HANSEN

1.60 cfs on 80° ac.
MIDDLE LEIGH CREEK - ? cfs?

$\frac{10^4 \text{ cfs}}{520^\circ \text{ ac}} = 0.02 \text{ cfs/ac}$

22-136F A. HANSEN

2.32 cfs on 116° ac

22-136G M. HANSEN

0.50 cfs on 18° ac. Q OVERCLAIMED / ac UNDERCLAIMED?

22-136H R. BEARD

0.30 cfs on 11° ac. Q OVERCLAIMED / ac UNDERCLAIMED?

Reviewer: _____

Date: _____

UNCLAIMED

≈ 2.48 cfs AND 135° ac

PROFILED

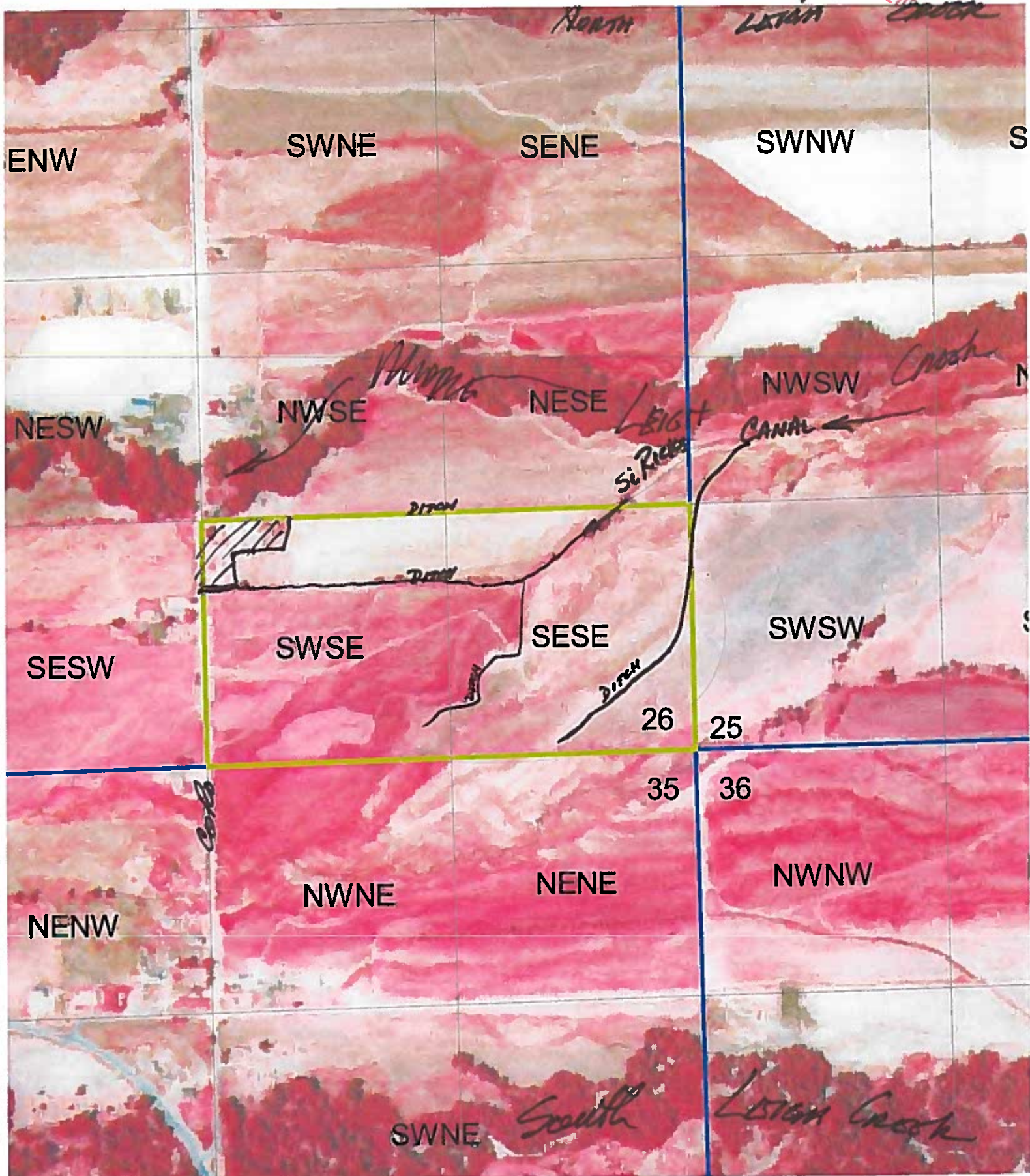
SCANNED

MAY 03 2005

PRO...

22-136E

8/9/04
SCANNED
20



point of diversion of said water, and the inhabitants thereof, and has continually used said quantity of water during each irrigating season since said date.

XIV.

22-0136

That the plaintiffs, Miles Hastings, David Hansen, William Hansen, Alfred Hansen, Glenn Peterson and Lillie M. Hansen, are the owners of, or have an estate in, the following described lands, to-wit:

-6-

SE $\frac{1}{4}$, S $\frac{2}{2}$ SW $\frac{1}{4}$	Sec. 26	SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ of section 26 in township
S $\frac{2}{2}$ S $\frac{2}{2}$	Sec. 25	6 north, range 45 E.B.M.; S $\frac{1}{2}$ S $\frac{1}{2}$ of section
N $\frac{2}{2}$ NE	Sec. 34	25; N $\frac{1}{2}$ NE $\frac{1}{4}$ of section 34; NW $\frac{1}{4}$ NW $\frac{1}{4}$ of section
NWNW	Sec. 35	35, all in township 6 north, range 45 E.B.M.,
		containing 520 acres of land more or less,

and are the owners of a common ditch by and through which they divert water from North Leigh Creek for the irrigation of the above described lands, with point of diversion and diversion works located on the south side of North Leigh Creek in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 30 in township 6 north, range 46 E.B.M.; that the plaintiffs, or their predecessors in interest, have diverted 10.4 cubic feet or 520 miners inches of the waters of North Leigh Creek, through their common ditch, with point of diversion and use upon the lands above described; that on or before and ever since the 22d day of January, 1916, have diverted, appropriated and applied to beneficial use in the irrigation of the above described lands during the irrigating season the above stated quantity or stream flow in addition to any other rights fixed, decreed or granted to the said plaintiffs.

$$\frac{10.4 \text{ cfs}}{520 \text{ ac}} = 0.02 \text{ cfs/ac}$$

XV.

That the plaintiff, David Hansen, is the owner of, or has an estate in, the following described lands, to-wit:

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MAY 03 2005

SW $\frac{1}{4}$ NE $\frac{1}{4}$ of section 27 in township 6 north, range 45 E.B.M., containing 40 acres, more or less,

ditch by and through which he diverts water

EXCERPT FROM:
Hansen, et al vs L. Candall
1938

22-0137

PROFILED

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: A22-00136E
Date Received: 9/21/1988
Receipt No: E002493
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD HANSEN 208-456-2673
Address: P O BOX 592
DRIGGS ID 83422

2. Date of Priority: JAN 22, 1916

3. Source: MIDDLE LEIGH CREEK Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	25		NW	SE		TETON
	46E	30		NE	SE		TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	26	SW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							80.0

MICROFILMED
NOV 06 1990

10. Place of Use: Continued

Total Acres 80.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
A22-11775

14. Remarks:
THIS RIGHT IS A PORTION OF ORIGINAL DECREED RIGHT #22-00136.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/ 3/1938

MARTELL HANSEN
Decree Plaintiff

LYNN CRANDALL, W. M.
vs Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

MICROFILMED
NOV 06 1990

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

Renumbered A22-00136E

Ident. Number: A22-11777

Date Received: 9/21/1988

Receipt No: E002493

Received By: *PPM*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD HANSEN
Address: P. O. BOX 592
DRIGGS, ID

208-456-2673

83422

2. Date of Priority: JAN 22, 1916

3. Source: MIDDLE LEIGH CREEK Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	25	NW	SE			TETON
	46E	30	NE	SE			TETON

5. Description of diverting works:
HEADGATE TO DITCHES TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	45E	26	SW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							80.0

A22-11777

Page

SCANNED

Date: 09/21/88

MAY 03 2005

MICROFILMED

NOV 06 1988

MICROFILMED

NOV 06 1988

10. Place of Use: Continued

Total Acres 80.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
A22-11775

14. Remarks:
THIS RIGHT IS A PORTION OF ORIGINAL DECREED RIGHT #22-00136.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/03/1938

MARTELL HANSEN
Decree Plaintiff

vs

LYNN CRANDALL, W. M.
Decree Defendant

MICROFILMED
NOV 06 1996

A22-11777

Page 2

Date: 09/21/88

SCANNED
MAY 03 2005

MICROFILMED
NOV 06 1992

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.

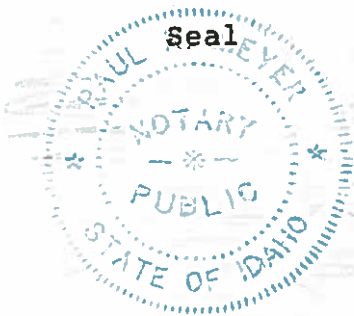
Signature of Claimant(s): Donald R. Hansen Date: 9-21-88
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of Sept 19 88

[Signature]
Notary Public

Residing at Idaho Falls
My Commission Expires 12-94



MICROFILMED
NOV 06 1996

A22-1777

TON
R46E



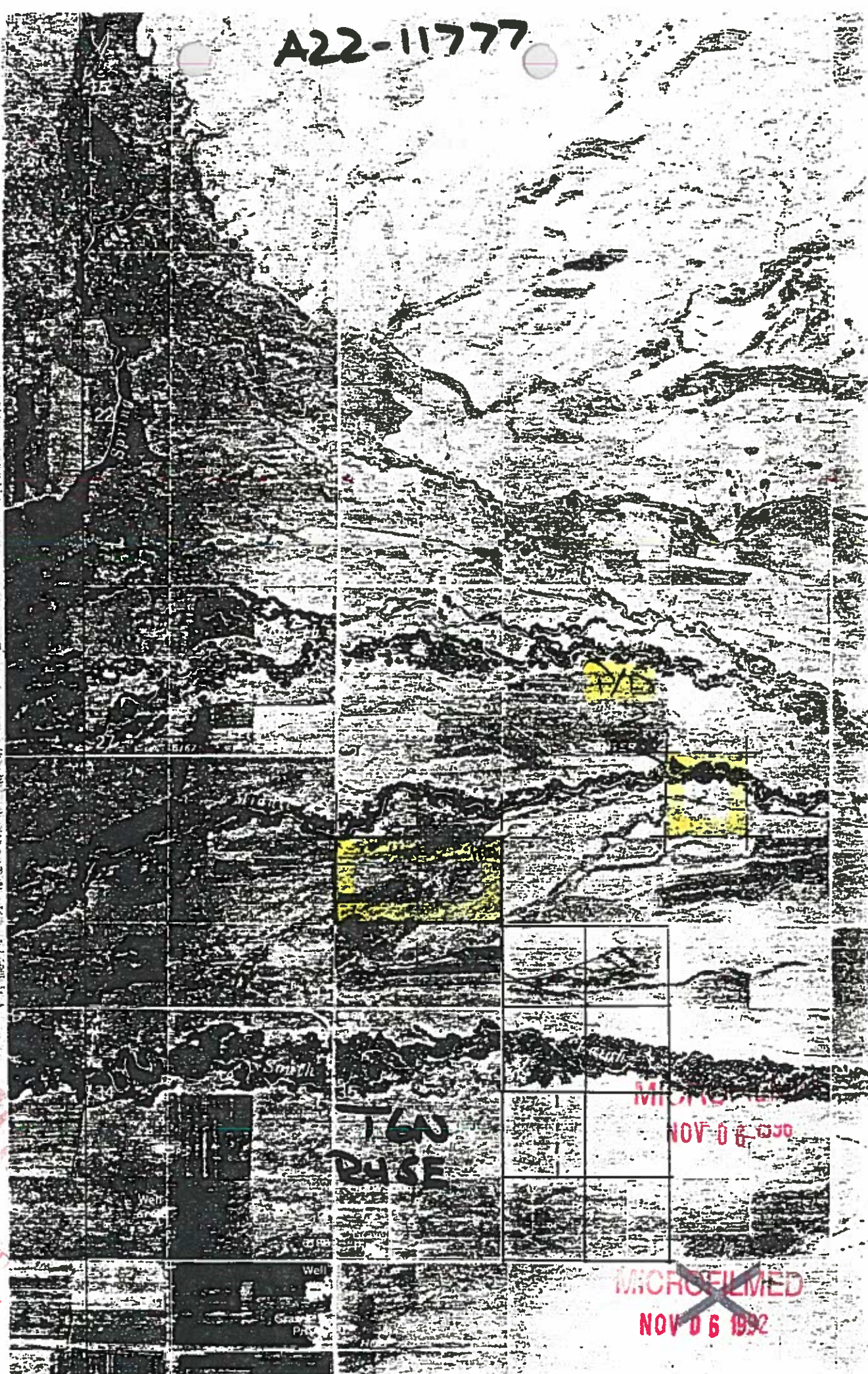
SCANNED

REFILMED

NOV 06 1992

NOV 06 1992

A22-11777



PROFIT

TEN
BASE

MICROFILMED
NOV 06 1992

MICROFILMED
NOV 06 1992

3N
5N
SCANNED
MAY 03 2005