

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

RIGHT NUMBER: 63-7955A

NAME AND ADDRESS: ROBERT M HENGGELE
5144 ELMORE RD
FRUITLAND ID 83619

~~BOX 6633 WHITLEY DR~~
~~FRUITLAND ID 83619~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.220 CFS
988.400 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 4.28 cfs and to a total combined annual diversion volume of 963 AF, and 214 acres for the irrigation portion of these rights. Combined Right Nos.: 63-7955A and 63-9818A.

The rights listed below are limited to a total combined diversion rate of 5.93 cfs and to a total combined annual diversion volume of 1334.2 AF, and 296.5 acres for the irrigation portion of these rights. Combined Right Nos.: 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A, and 63-10364B.

The rights listed below are limited to a total combined diversion rate of 4.28 cfs and to a total combined annual diversion volume of 47.9 AF for the commercial portion of these rights. Combined Right Nos.: 63-7955A and 63-9818A.

PRIORITY DATE: 03/29/1974

POINT OF DIVERSION:

T06N R04W S7 NWSWNW Lot 2 Within PAYETTE County

T06N R04W S7 NENWSW Lot 3 Within PAYETTE County

Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A, and 63-10364B are also diverted through the point(s) of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	03/01 03/15	3.220 CFS
		47.90 AFY
IRRIGATION	03/15 11/15	3.220 CFS
		940.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 1 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Commercial use is for orchard frost control.

PLACE OF USE: IRRIGATION in PAYETTE County

T06N R04W S07	NENW	32.00	T06N R04W S07 Lot 1 NWNW	47.00	
T06N R04W S07 Lot 2	SWNW	44.00	T06N R04W S07	SENW	39.00
T06N R04W S07 Lot 3	NWSW	47.00			

COMMERCIAL in PAYETTE County

T06N R04W S07	NENW		T06N R04W S07 Lot 1 NWNW	
T06N R04W S07 Lot 2	SWNW		T06N R04W S07	SENW
T06N R04W S07 Lot 3	NWSW			

209 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 - License

This right is a split from former right 63-7955.

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

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

Water Rights: See Attached List

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

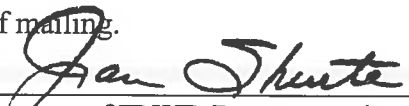
☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: February 7, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on February 7, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Robert M. Henggeler	☐ overnight mail
Henggeler Bros Inc	☒ regular mail
5144 Elmore Rd	☐ hand-delivered
Fruitland ID 83619	☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

Henggeler Address Change:

63-7955A
63-7955B
63-8311
63-9818A
63-9818B
63-10364A
63-10364B
63-21846



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 7, 2008

ROBERT M HENGGELE
HENGGELE BROS INC
5144 ELMORE RD
FRUITLAND ID 83619

Re: Water Right Nos. 63-7955A, 63-7955B, 63-8311, 63-9818A, 63-9818B, 63-10364A,
63-10364B, 63-21846

Dear Mr. Henggeler:

Enclosed are copies of the above referenced water rights which reflect your change of address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Water Right Number(s): ROBERT M. HENGGLER

Previous Mailing Address: P.O. Box 10633
FRUITLAND, ID 83619

New Mailing Address:

ROBERT M. HENGGLER
5144 ELMORE RD.
FRUITLAND, ID

Telephone Number:

208 452-3201 - HOME

Signature of all Claimant(s):

Robert Henggeler
Please print your name below your signature.
ROBERT M. HENGGLER

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

05/26/2006

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

RIGHT NUMBER: 63-7955A

NAME AND ADDRESS: ROBERT M HENGGELE
BOX 6633 WHITLEY DR
FRUITLAND ID 83619

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.220 CFS
988.400 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 4.28 cfs and to a total combined annual diversion volume of 963 AF, and 214 acres for the irrigation portion of these rights. Combined Right Nos.: 63-7955A and 63-9818A.

The rights listed below are limited to a total combined diversion rate of 5.93 cfs and to a total combined annual diversion volume of 1334.2 AF, and 296.5 acres for the irrigation portion of these rights. Combined Right Nos.: 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A, and 63-10364B.

The rights listed below are limited to a total combined diversion rate of 4.28 cfs and to a total combined annual diversion volume of 47.9 AF for the commercial portion of these rights. Combined Right Nos.: 63-7955A and 63-9818A.

PRIORITY DATE: 03/29/1974

POINT OF DIVERSION:

T06N R04W S7 NWSWN Lot 2 Within PAYETTE County

T06N R04W S7 NENSW Lot 3 Within PAYETTE County

Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A, and 63-10364B are also diverted through the point(s) of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	03/01 03/15	3.220 CFS
		47.90 AFY
IRRIGATION	03/15 11/15	3.220 CFS
		940.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 1 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Commercial use is for orchard frost control.

05/26/2006

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

PLACE OF USE:	<u>IRRIGATION Within PAYETTE County</u>					
	T06N R04W S07	NENW	32.00	T06N R04W S07 Lot 1	NWNW	47.00
	T06N R04W S07 Lot 2	SWNW	44.00	T06N R04W S07	SENW	39.00
	T06N R04W S07 Lot 3	NWSW	47.00			
	<u>COMMERCIAL Within PAYETTE County</u>					
	T06N R04W S07	NENW		T06N R04W S07 Lot 1	NWNW	
	T06N R04W S07 Lot 2	SWNW		T06N R04W S07	SENW	
	T06N R04W S07 Lot 3	NWSW				

209 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 - License

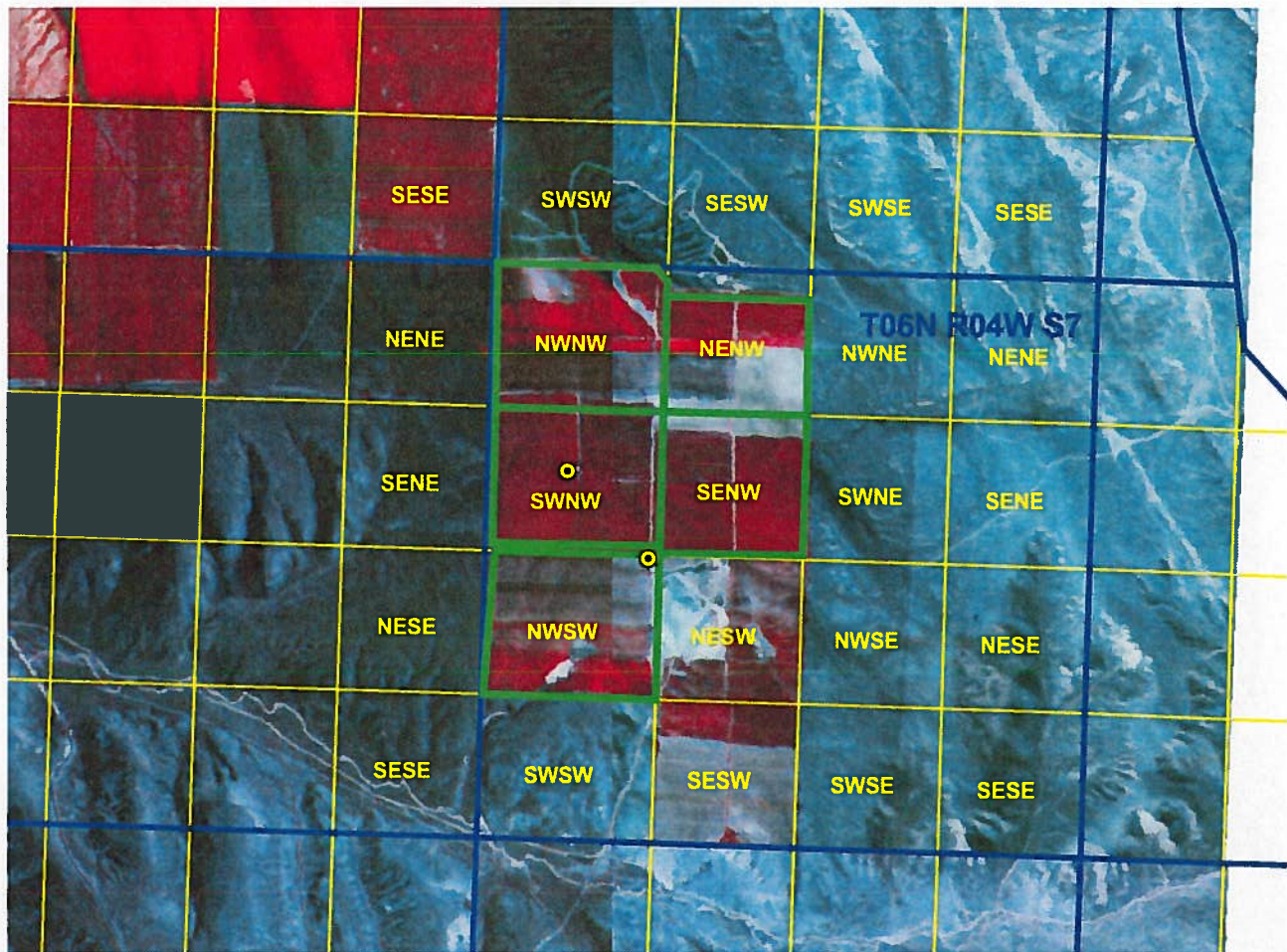
This right is a split from former right 63-7955.

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



State of Idaho
Idaho Department of Water Resources
Western Region

**T6N R4W SECTION(S) 7
WATER RIGHT(S) : 63-7955A**



0.5 0 0.5 1 Miles

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

Total Irrigated Acres = 209 acre(s)

GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: May 2006



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7955A V1

WATER RIGHT NUMBER: 63-7955A V1

Owner Type Name and Address
 Current Owner ROBERT M HENGGELE
 BOX 6633 WHITLEY DR
 FRUITLAND, ID 83619
 (208)452-3201

Priority Date: 03/29/1974

Basis: License

Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	03/01 to 03/15	3.220 CFS	47.90 AF
IRRIGATION	03/15 to 11/15	3.220 CFS	940.50 AF
	<u>Total Diversion:</u>	3.220 CFS	988.40 AF

Location of Point(s) of Diversion

GROUND WATER L3 (NE1/4NW1/4SW1/4) Sec. 7, Twp 06N, Rge 04W, B.M.
 PAYETTE County

GROUND WATER L2 (NW1/4SW1/4NW1/4) Sec. 7, Twp 06N, Rge 04W, B.M.
 PAYETTE County

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	04W	7					X	X	X	X		X							
								L 1	L 2			L 3							

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	04W	7					32.0	47.0	44.0	39.0		47.0							209.0
								L 1	L 2			L 3							

Total Acres: 209

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7955A V1

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. P21 This right is a split from former right 63-7955.
3. X36 Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A, and 63-10364B are also diverted through the point(s) of diversion described above.
4. The rights listed below are limited to a total combined diversion rate of 4.28 cfs and to a total combined annual diversion volume of 963 AF, and 214 acres for the irrigation portion of these rights. Combined Right Nos.: 63-7955A and 63-9818A.
5. E61 The rights listed below are limited to a total combined diversion rate of 5.93 cfs and to a total combined annual diversion volume of 1334.2 AF, and 296.5 acres for the irrigation portion of these rights. Combined Right Nos.: 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A, and 63-10364B.
6. C18 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.
7. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 1 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
8. The rights listed below are limited to a total combined diversion rate of 4.28 cfs and to a total combined annual diversion volume of 47.9 AF for the commercial portion of these rights. Combined Right Nos.: 63-7955A and 63-9818A.
9. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
10. X01 Commercial use is for orchard frost control.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7955A V1

Comments:

1. dnelson 5/26/2006 Text

Comment: Use of water for irrigation purposes from 3/1 to 3/15 is for orchard frost control.

THIS RT. IS SPLIT FROM THE PARENT RT. FOR THE ACREAGE CLAIMED BY CLAIMANT. THE REMAINDER 71 ACRES IS CLAIMED UNDER A63-07955B BY HENGGELE BROS., INC.

2. dnelson 5/26/2006 Claim Review

Comment: The above-mentioned claims are the result of three licenses that were filed on the same ground. The licenses were then split in the Snake River Basin Adjudication (SRBA) when one of the brothers wanted his portion of the water rights in his name and not the name of the corporation. All six of these claims are still operated as a single system, so it is best to address them as a group instead of each claim individually. Department records still show the licenses under single ownership, and only the adjudication claims have been split.

63-7955 was the first right licensed. It was licensed from a single well. 63-9818 was then filed on pretty much the same land using the original well with the development of a second well. 63-9818 was applied for in 1981 and the field exam was done in 1986. Water right 63-10364 was then filed to include additional acres, and license the full capacity of the two wells.

A63-7955A and A63-7955B adjudication claims claim both wells, even though they were only licensed with a single point of diversion. Whereas the second well was in place and verified in a field exam for 63-9818 by the department in 1986, it should be allowable to have both wells on the earlier right with an accomplished transfer, since the second well was introduced to the system prior to 1987.

Both 63-7955 and 63-9818 were licensed with two irrigation components. The first irrigation component was for standard irrigation between 3/15 to 11/15. The second component was for orchard frost control between 3/1 to 3/15. In reviewing these uses, they did not fit the true definition of irrigation. Therefore, I changed these uses to a more accurate descriptor of commercial use. The commercial use is a better fit to this scenario, and would allow the additional volume granted on the licenses. I would be hesitant to recommend more than the standard volume even for multiple type irrigation uses. This will make the files cleaner, and fit better in the overall description of the four adjudication claims with this component. Like in wastewater land application for commercial dairy uses, the commercial use will share the place of use as the irrigation component.

Page 2

Henggeler memo

63-7955 and 63-9818 were licensed with some combined limitations for diversion rate and volume. 63-9818 was filed to add a couple of additional acres to the system, and increase the diversion rate to a minor inch or 0.02 cfs per acre for the lands covered by 63-7955. 63-9818 was not even assigned a volume during licensing, but it is not possible to divert water without consuming any volume. Therefore, I assigned a volume based on the rate of diversion for A63-9818A and A63-9818B, and added remarks that would limit the total use to the standard use per acre of 0.02 cfs and 4.5 afa per acre irrigated for all six adjudication claims.

Water right 63-10364 was in essence filed to have the full diversion capacity of the well licensed, and to add 11.5 additional acres to fill in around the edges of the other two licenses. I added a condition to all six rights that limits the system capacity at the time of licensing.

It was difficult to determine which acres were licensed under each right due to previous mapping capabilities, but I believe that the shape files were the best possible depictions of the way they were originally licensed.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7955A V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/10/2006	scurtis	Active
Contacts	5/26/2006 1:37:24 PM	dnelson			Active
Priority Date	5/26/2006 1:38:27 PM	dnelson			Active
POD	5/26/2006 1:42:59 PM	dnelson			Active
Source	5/26/2006 1:43:23 PM	dnelson			Active
POU	5/26/2006 2:10:13 PM	dnelson			Active
Use	5/26/2006 2:14:36 PM	dnelson			Active
Season	5/26/2006 2:16:45 PM	dnelson			Active
Quantity	5/26/2006 2:17:36 PM	dnelson			Active
Summary			05/26/2006	dnelson	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	4/10/2006 1:20:24 PM	scurtis	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
Source	5/26/2006 1:43:24 PM	dnelson	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	5/26/2006 1:50:55 PM	dnelson	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7955A V1

POD	5/26/2006 1:42:05 PM	dnelson	Updated shape
POD	5/26/2006 1:42:32 PM	dnelson	Updated shape
POU	5/26/2006 1:45:00 PM	dnelson	Updated shape for Active POU
POU	5/26/2006 1:49:44 PM	dnelson	Updated shape for Active POU
POU	5/26/2006 1:50:09 PM	dnelson	Updated shape for Active POU
POU	5/26/2006 1:55:41 PM	dnelson	Updated shape for Active POU
Summary	5/26/2006 2:22:01 PM	dnelson	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	5/26/2006 1:51:11 PM	dnelson	Updated shape for Active POU
POU	5/26/2006 2:00:43 PM	dnelson	Updated shape for Active POU
Contacts	5/26/2006 1:37:25 PM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: This claim is based on a licensed right, field exam is not necessary.
General	5/26/2006 1:38:28 PM	dnelson	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	5/26/2006 1:42:59 PM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?
POU	5/26/2006 1:50:36 PM	dnelson	Updated shape for Active POU
POU	5/26/2006 2:09:54 PM	dnelson	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7955A V1

POU	5/26/2006 2:10:13 PM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	5/26/2006 2:14:36 PM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Season	5/26/2006 2:16:46 PM	dnelson	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	5/26/2006 2:17:36 PM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - Recommended as licensed.
POU	5/26/2006 2:14:13 PM	dnelson	Updated shape for Active POU

Water Supply Bank:

MEMORANDUM

TO: ADJUDICATION CLAIM FILES 63-7955A, 63-7955B, 63-9818A,
63-9818B, 63-10364A, 63-10364B

FROM: DANIEL A. NELSON

DATE: 5/26/06

SUBJECT: CLAIM REVIEW

The above-mentioned claims are the result of three licenses that were filed on the same ground. The licenses were then split in the Snake River Basin Adjudication (SRBA) when one of the brothers wanted his portion of the water rights in his name and not the name of the corporation. All six of these claims are still operated as a single system, so it is best to address them as a group instead of each claim individually. Department records still show the licenses under single ownership, and only the adjudication claims have been split.

63-7955 was the first right licensed. It was licensed from a single well. 63-9818 was then filed on pretty much the same land using the original well with the development of a second well. 63-9818 was applied for in 1981 and the field exam was done in 1986. Water right 63-10364 was then filed to include additional acres, and license the full capacity of the two wells.

A63-7955A and A63-7955B adjudication claims claim both wells, even though they were only licensed with a single point of diversion. Whereas the second well was in place and verified in a field exam for 63-9818 by the department in 1986, it should be allowable to have both wells on the earlier right with an accomplished transfer, since the second well was introduced to the system prior to 1987.

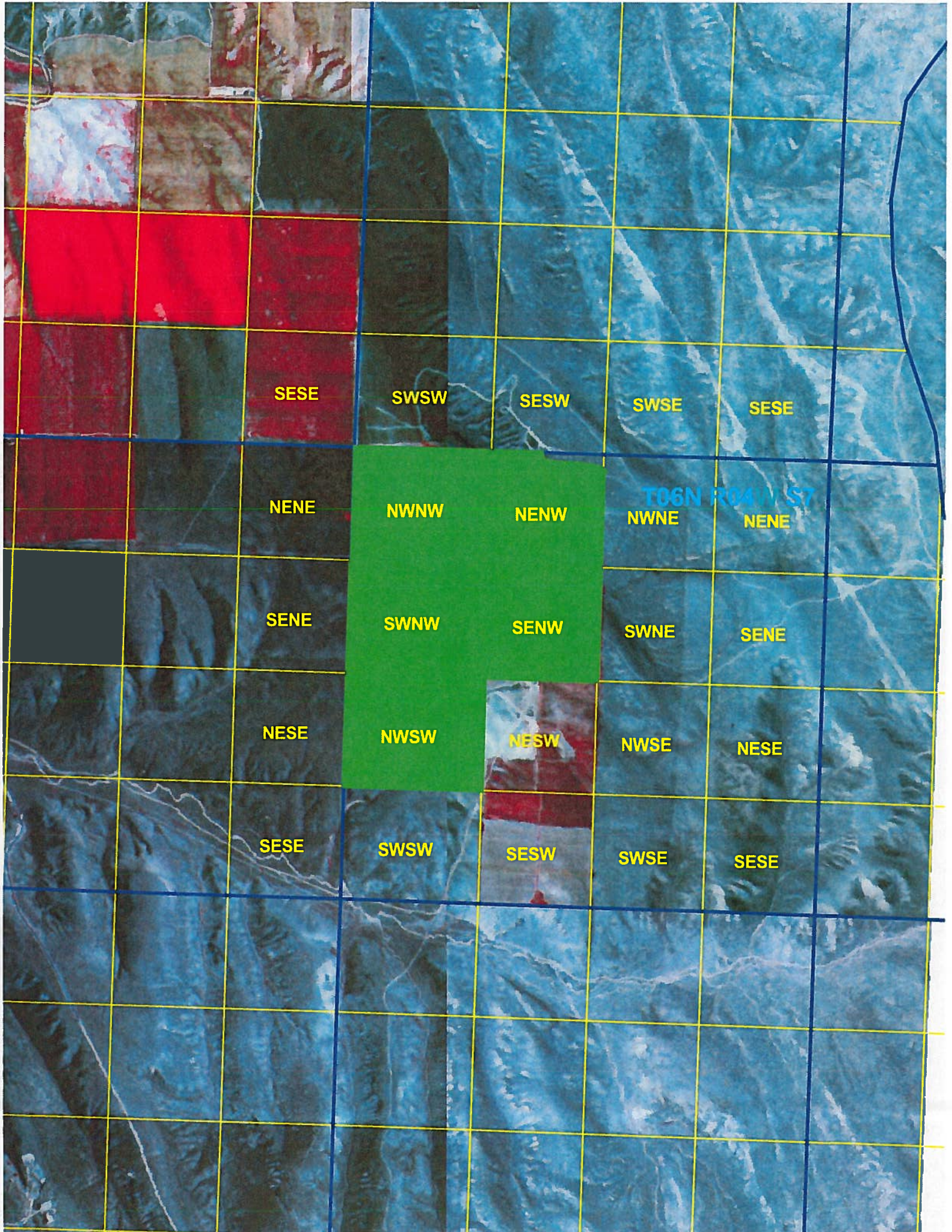
Both 63-7955 and 63-9818 were licensed with two irrigation components. The first irrigation component was for standard irrigation between 3/15 to 11/15. The second component was for orchard frost control between 3/1 to 3/15. In reviewing these uses, they did not fit the true definition of irrigation. Therefore, I changed these uses to a more accurate descriptor of commercial use. The commercial use is a better fit to this scenario, and would allow the additional volume granted on the licenses. I would be hesitant to recommend more than the standard volume even for multiple type irrigation uses. This will make the files cleaner, and fit better in the overall description of the four adjudication claims with this component. Like in wastewater land application for commercial dairy uses, the commercial use will share the place of use as the irrigation component.

Page 2
Henggeler memo

63-7955 and 63-9818 were licensed with some combined limitations for diversion rate and volume. 63-9818 was filed to add a couple of additional acres to the system, and increase the diversion rate to a minor inch or 0.02 cfs per acre for the lands covered by 63-7955. 63-9818 was not even assigned a volume during licensing, but it is not possible to divert water without consuming any volume. Therefore, I assigned a volume based on the rate of diversion for A63-9818A and A63-9818B, and added remarks that would limit the total use to the standard use per acre of 0.02 cfs and 4.5 afa per acre irrigated for all six adjudication claims.

Water right 63-10364 was in essence filed to have the full diversion capacity of the well licensed, and to add 11.5 additional acres to fill in around the edges of the other two licenses. I added a condition to all six rights that limits the system capacity at the time of licensing.

It was difficult to determine which acres were licensed under each right due to previous mapping capabilities, but I believe that the shape files were the best possible depictions of the way they were originally licensed.



SESE

SWSW

SESW

SWSE

SESE

NENE

NWNW

NENW

T06N R04W S7
NWNE

NENE

SENE

SWNW

SENW

SWNE

SENE

NESE

NWSW

NESW

NWSE

NESE

SESE

SWSW

SESW

SWSE

SESE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7955A

WATER RIGHT NUMBER: 63-7955A

Owner Type Name and Address
 Current Owner ROBERT M HENGELER
 BOX 6633 WHITLEY DR
 FRUITLAND, ID 83619
 (208)452-3201

} OK per split

Priority Date: 03/29/1974

Basis: License

Status: Active

← OK per license

← OK

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3-15	3-01 to 3-15	3.220 CFS	940.5 cfs.
Commercial	3-1 to 3-15		3.220 CFS	47.9 cfs
	<u>Total Diversion:</u>			1,324.10 AF
				988.44 cfs

Location of Point(s) of Diversion

GROUND WATER	L3 (NE1/4NW1/4SW1/4)	Sec. 7,	Twp 06N,	Rge 04W, B.M.
PAYETTE County				
GROUND WATER	L2 (NW1/4SW1/4NW1/4)	Sec. 7,	Twp 06N,	Rge 04W, B.M.
PAYETTE County				

} OK
one license
one
accomplished
X FOR.Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	04W	7					32.0	47.0	44.0	39.0									209.0
							L 1	L 2					L 3						

Total Acres: 209

7
ACRES per license} OK
per
licenseConditions of Approval:

- Use of water for irrigation purposes from 3/1 to 3/15 is for orchard frost control.
 THIS RT. IS SPLIT FROM THE PARENT RT. FOR THE ACREAGE CLAIMED BY CLAIMANT. THE
 REMAINDER 71 ACRES IS CLAIMED UNDER A63-07955B BY HENGELER BROS., INC.

} Claimant
RemarksRemarks:Comments:See ATTACHED sheet
FOR conditions.Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7955A

Claim Received Date: 4/9/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

CONDITIONS SHEET

63-7955A –

C-18

- 1.) CO3- Accomplished transfer for POD
- 2.) P21 – Split from 63-7955
- 3.) X36 – Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are diverted through the same point of diversion
- 4.) S39 – Season of use allowed between 3-1 and 11-15 per new standard.
- 5.) X01 – Commercial use is for orchard frost control
- 6.) E61 – When Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are combined the total irrigation use shall not exceed 5.93 cfs, 1334.2 afa, and 296.5 acres.
- 7.) E61 – When Rights 63-7955A and 63-9818A are combined the total irrigation use shall not exceed 4.28 cfs, 963 afa, and 214 acres.
- 8.) E61 – When Rights 63-7955A and 63-9818A are combined the total commercial use shall not exceed 4.28 cfs, 47.9 afa.

9-R65 Condition

63-7955B –

C-18

- 1.) CO3- Accomplished transfer for POD
- 2.) P21 – Split from 63-7955
- 3.) X36 – Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are diverted through the same point of diversion
- 4.) S39 – Season of use allowed between 3-1 and 11-15 per new standard.
- 5.) X01 – Commercial use is for orchard frost control
- 6.) E61 – When Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are combined the total irrigation use shall not exceed 5.93 cfs, 1334.2 afa, and 296.5 acres.
- 7.) E61 – When Rights 63-7955A and 63-9818A are combined the total irrigation use shall not exceed 1.42 cfs, 319.5 afa, and 71 acres.
- 8.) E61 – When Rights 63-7955A and 63-9818A are combined the total commercial use shall not exceed 1.42 cfs, 16.2 afa.

9-R65

63-9818A –

C-18

- 1.) P21 – Split from 63-9818
- 2.) X36 – Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are diverted through the same point of diversion
- 3.) S39 – Season of use allowed between 3-1 and 11-15 per new standard.
- 4.) X01 – Commercial use is for orchard frost control
- 5.) E61 – When Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are combined the total irrigation use shall not exceed 5.93 cfs, 1334.2 afa, and 296.5 acres.
- 6.) E61 – When Rights 63-7955A and 63-9818A are combined the total irrigation use shall not exceed 4.28 cfs, 963 afa, and 214 acres.
- 7.) E61 – When Rights 63-7955A and 63-9818A are combined the total commercial use shall not exceed 4.28 cfs, 47.9 afa.

8-R65

63-9818B -

C-12

- 1.) P21 - Split from 63-9818
- 2.) X36 - Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are diverted through the same point of diversion
- 3.) S39 - Season of use allowed between 3-1 and 11-15 per new standard.
- 4.) X01 - Commercial use is for orchard frost control
- 5.) E61 - When Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are combined the total irrigation use shall not exceed 5.93 cfs, 1334.2 afa, and 296.5 acres.
- 6.) E61 - When Rights 63-7955A and 63-9818A are combined the total irrigation use shall not exceed 1.42 cfs, 319.5 afa, and 71 acres.
- 7.) E61 - When Rights 63-7955A and 63-9818A are combined the total commercial use shall not exceed 1.42 cfs, 16.2 afa.

8.) R65

63-10364A -

C-18

- 1.) P21 - Split from 63-10364
- 2.) X36 - Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are diverted through the same point of diversion
- 3.) S39 - Season of use allowed between 3-1 and 11-15 per new standard.
- 4.) E61 - When Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are combined the total irrigation use shall not exceed 5.93 cfs, 1334.2 afa, and 296.5 acres.

5.) R65

63-9818B -

10364B C-18

- 1.) P21 - Split from 63-10364
- 2.) X36 - Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are diverted through the same point of diversion
- 3.) S39 - Season of use allowed between 3-1 and 11-15 per new standard.
- 4.) E61 - When Rights 63-7955A, 63-7955B, 63-9818A, 63-9818B, 63-10364A and 63-10364B are combined the total irrigation use shall not exceed 5.93 cfs, 1334.2 afa, and 296.5 acres.

5.) R65

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7955

WATER RIGHT NUMBER: 63-7955

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT M HENGGELE RT 1 BOX 1472 FRUITLAND, ID 83619

Priority Date: 03/29/1974

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	4.310 CFS	1,260.00 AF
IRRIGATION	3/01 to 3/15	4.310 CFS	64.10 AF
	<u>Total Diversion:</u>	4.310 CFS	1,324.10 AF

Location of Point(s) of Diversion

GROUND WATER	L2 (SW1/4NW1/4)	Sec. 7, Twp 06N, Rge 04W, B.M.
PAYETTE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	04W	7					32.0	47.0	44.0	39.0	33.0	47.0		38.0					280.0
								L 1	L 2			L 3							

Total Acres: 280

Conditions of Approval:

1. Use of water for irrigation purposes from 3/1 to 3/15 is for orchard frost control.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7955

Licensed Date: 11/9/1987
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-7955

Priority: March 29, 1974 Amount: 4.31 CFS 1324.1 AFA

This is to certify, that ROBERT M. HENGGELE
RT. 1 BOX 1472

FRUITLAND, ID 83619 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 29, 1974, and has submitted proof to the Department of Water Resources on October 29, 1979, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 4.31 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	4.31 cfs	1260.0 afa
Irrigation	03/01 to 03/15	4.31 cfs	64.1 afa
Totals		4.31 CFS	1324.1 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 2(SWNW), Sec. 7, Township 6N, Range 4W
Payette County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
6N	4W	7	NENW 32	LOT 1(NWNW)47	LOT 2(SWNW)44	SENW 39	
			NESW 33	LOT 3(NWSW)47	SESW 38		280
							Total number of acres irrigated: 280

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water for irrigation purposes from 3/1 to 3/15 is for orchard frost control.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 9th day of November 1987.

MAR 10 1988

Director

MEMORANDUM

TO: FILE NO.'S 63-7955, 63-9818, & 63-10364

FROM: JAN SHURTE *JS*

SUBJECT: THE WHOLE STORY BEHIND THE EXAMS FOR 63-7955 & 63-9818 AND
WHY PERMIT NO. 63-10364 WAS FILED

On August 12, 1980, Ric Morris conducted an exam for Robert Henggeler on Permit No. 63-7955. At that time he measured the well in Govt. Lot. 2, SWNW, S. 7, T. 6N, R. 4W (Well #1) and found a rate of flow of 4.31 cfs for 280 acres. Mr. Henggler did not agree with that measurement nor with an additional measurement later (same amount) which was not documented by Ric. Then Dave Shaw requested that Lee Sisco measure the discharge again and on November 17, 1981, he went to Henggler's farm to conduct the measurement. At that time he measured the same or maybe a little less than Ric Morris had and in lieu of this Mr. Henggler agreed to accept Ric's measurement of 4.31 cfs (this information came per phone conversation with Lee Sisco on 12/11/86). Then Mr. Henggler wanted to try and get a measurement on Permit No. 63-9818 (Well #2) and that's when Lee went out on Dec. 18, 1981 (see attached incomplete exam for 63-9818). He said that either the power was not turned on or something was froze up and he couldn't do the measurement then. So the exam was not completed until this last summer when Rich Gemperle did it.

There is some confusion on the point of diversion legal for both 63-7955 and 63-9818. I believe 63-7955 had been taken care of and the whole thing is explained in the memo of 6/17/86 attached to the amendment already filed. No fee was charged for this amendment. However, Permit No. 63-9818 also needs an amendment and it appears to be an error Mr. Henggler had on his permit from the very beginning. The point of diversion was listed in the NESW, S. 7 on the original application. Then an amendment was filed on 63-9818 to add well #1 (63-7955) since both wells were now used together in the system. However, the quarter-quarter for well #2 still remained the NESW, S. 7. Rich Gemperle found that the actual point for well #2 is in the NWSW (Lot 3), S. 7 so it appears that Mr. Henggler will have to pay for this one.

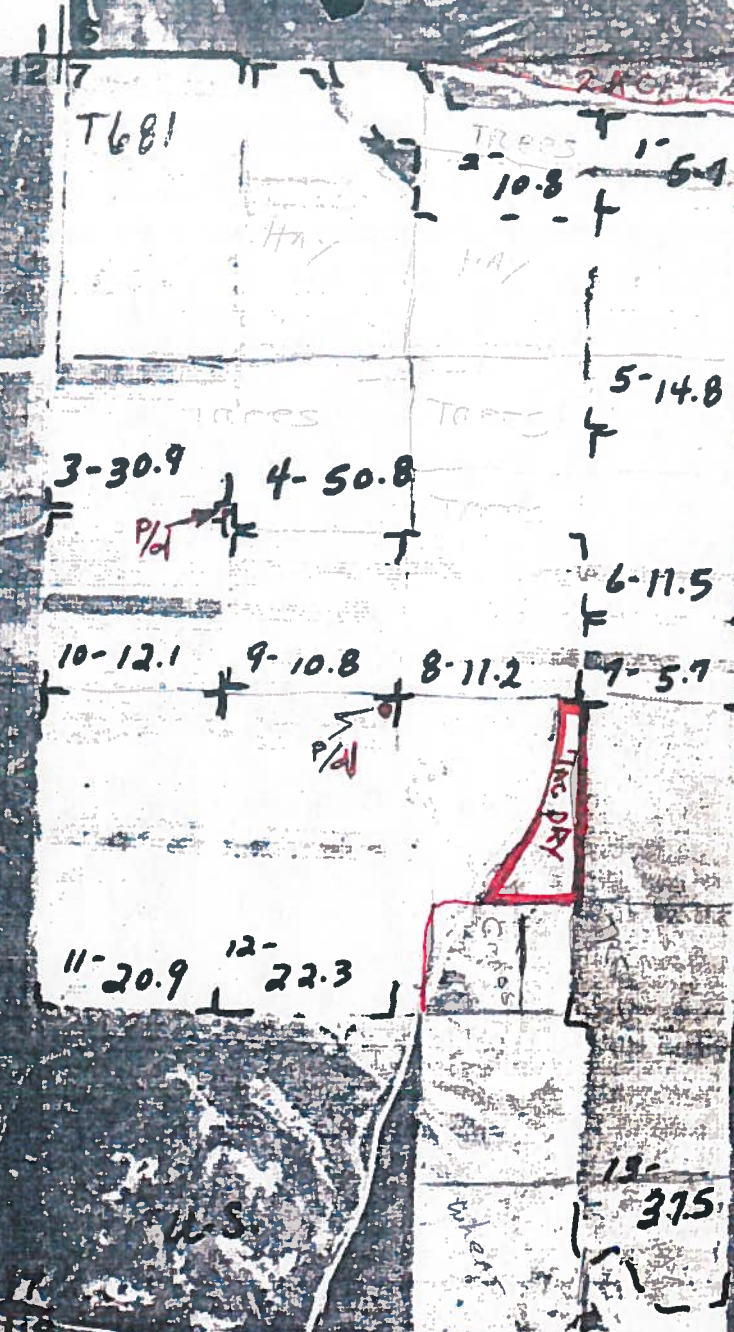
So, I have written the exam up for Permit No. 63-7955 for 4.31 cfs as Ric Morris measured in 1980 and 280 acres from Well #1 in Lot 2, SWNW, S. 7, T. 6N, R. 4W as it was the only well in operation at that time. Then Permit No. 63-9818 will show both wells, which is the present operation at this time, but using only the measurement from Well #2 for the amount of water, 1.39 cfs. This permit will be for 285 acres of irrigation rather than 280 as shown on 63-7955. Mr. Henggler stated that Well No. 1 (63-7955) has not increased since Ric Morris measured it and probably has decreased (Mr. Henggler did not say it has decreased). The measurement from Well #2 made this summer is sufficient to satisfy this right and then some.

This brings me to the next permit. This is a new application recently filed and has been approved under Permit No. 63-10364. This permit was filed to utilize

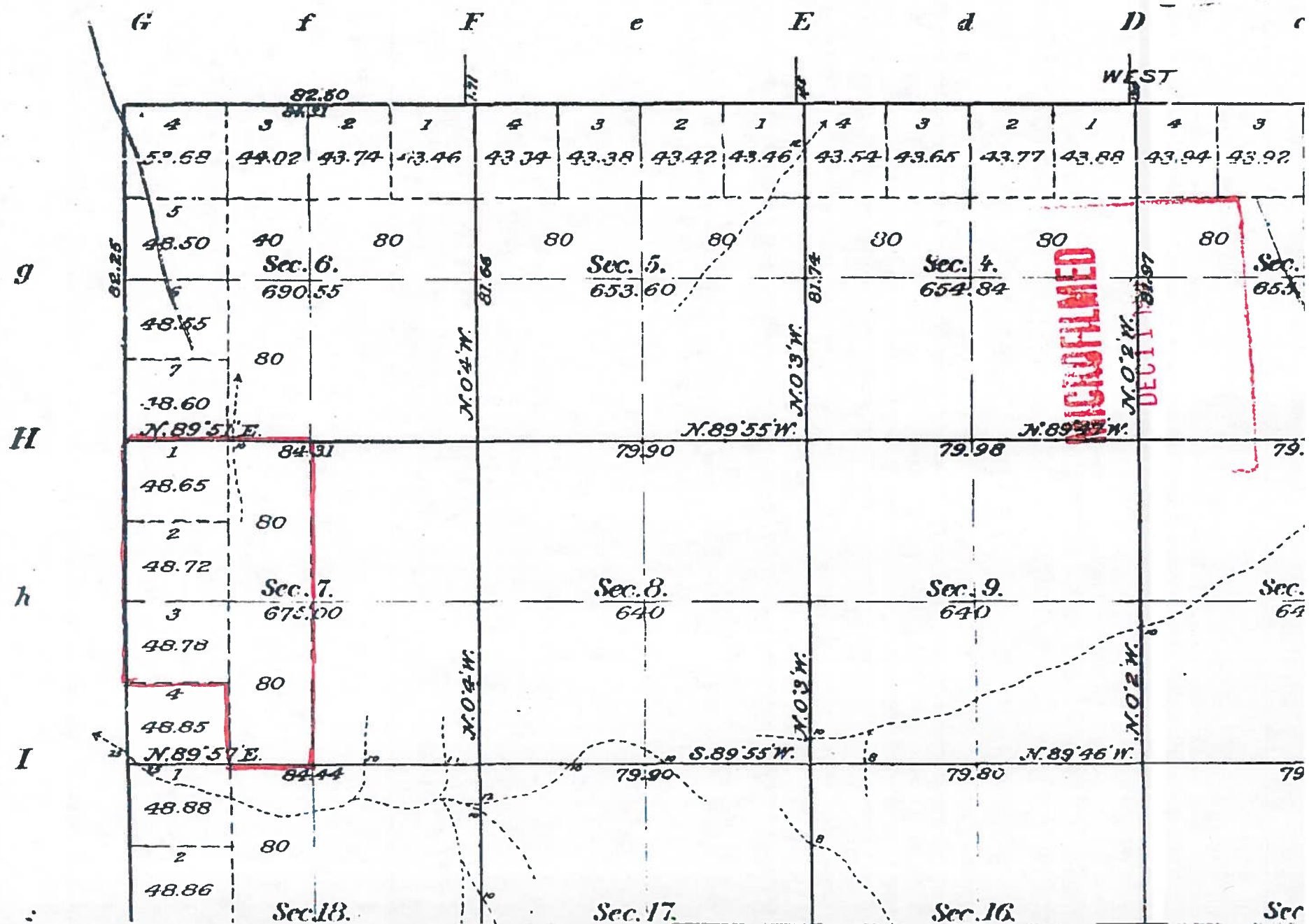
RECEIVED
MAR 14 1988

the additional capacity of well #2 as measured under Permit No. 63-9818. Rich Gemperle measured 1.82 cfs and the permit amount is 1.39 cfs which leaves .43 cfs available. The important part for the field examiner to be aware of when he/she conducts the exam is that in order for Mr. Henggeler to receive the .35 cfs he applied for on Permit No. 63-10364 he must develop the 17 additional acres applied for in this permit(302-285=17). The 285 acres now irrigated have a full inch to the acre after 63-7955 and 63-9818 are licensed. This new permit shows two points of diversion, one in the NWSW(Lt. 3), and one in the NESW, S. 7, T. 6N, R. 4W. Actually, Mr. Henggeler filed on well #2 which was measured under 63-9818, and listed both quarter-quarters because he wasn't sure which one was right. So, he is not filing on a new well and well #2 is in the NWSW(Lt. 3), S. 7, as found by the field examiner, Rich Gemperle. I will place a copy of this memo in Permit No. 63-10364 to, hopefully, avoid any further confusion when the exam is done concerning Mr. Henggeler's water rights and irrigation system.

RECEIVED
MAR 14 1989



NOT FILMED
DEC 11 1990



Form 219
12/79

Robert Haggeler
P/D: NESI, Sec. 7, T6N, R4E
Irrigation #302 acres

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

MAR 05 1987

Rt. 1
Whitley Dr.
Fruitland

63-98113

Permit No.

83619

CONTACT WITH PERMIT HOLDER
Department of Water Resources

DATE INITIALS REMARKS
(Rita sent out acknowledgement letter)
☐ Appointment letter mailed: check file
☐ Telephone call made:
(List Telephone No. used)
☒ Appointment scheduled for: 12/18/81 6:55
(Date, time, location) 10:00

12-1-87

EXAMINATION (12-11-86)

Date 12/18/81 Accompanied by Mr. Bob Haggeler Total Q measured
If source is surface water, estimate total flow of source
Methods of measurement manubar Meets Permit requirements?

Measurement calculations:

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
#2	100	GE	011404129	Johnson	-	Manubar	Good	

System Description 8 inch buried main into sprinklers

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Total				

Remarks

THIS EXAM INCOMPLETE - SEE MEMO OF 12/11/86.
EXAM WAS COMPLETED ON 8/13/86

FILED

MAR 10 1988

45

SPRINT

3.3

105

72 HELLER AVENUE
NEW YORK 10025
APR 19 1965
RECEIVED
FBI NEW YORK

50:8

NON
PERILATED

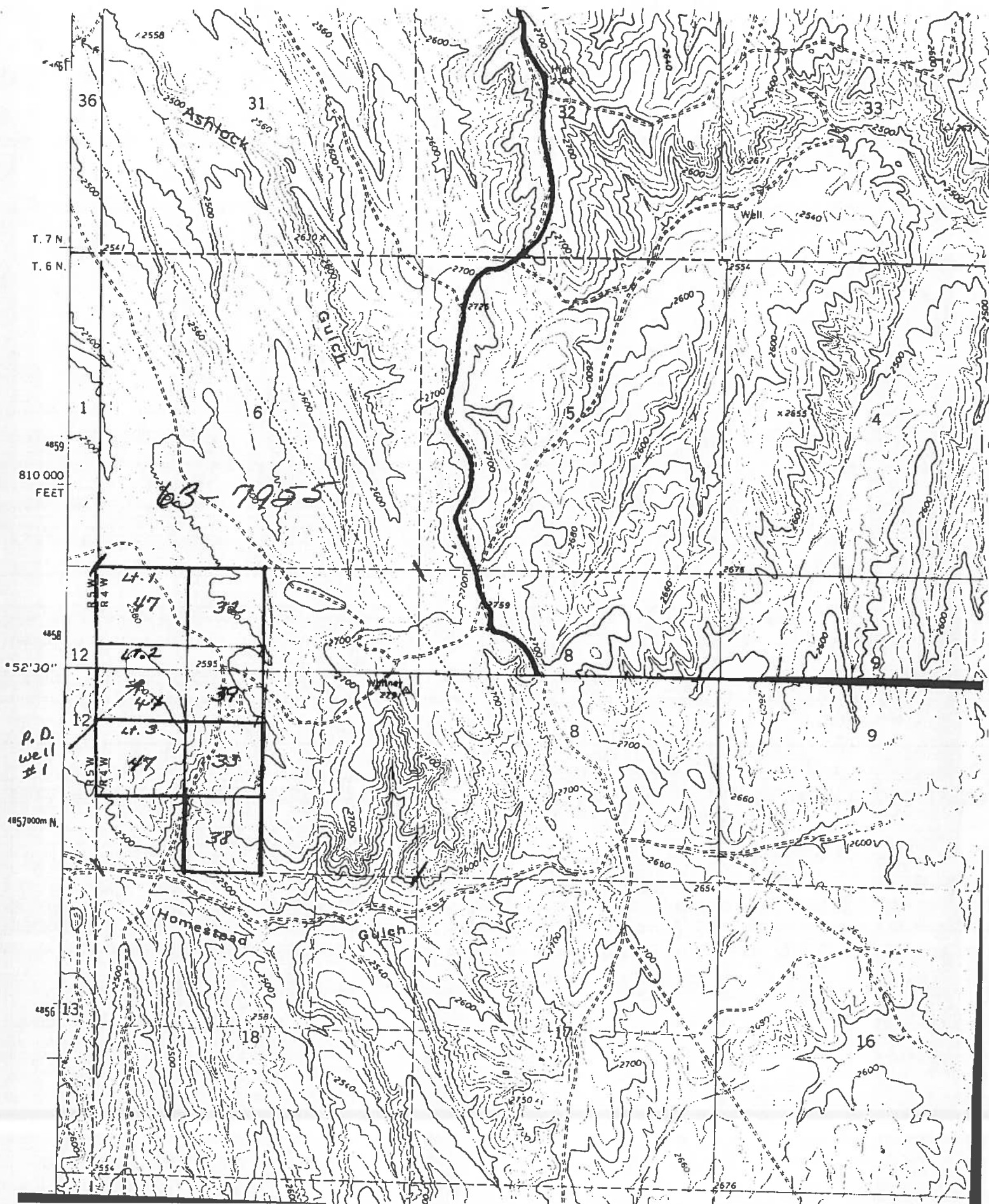
U.S.

ALBERT

MAR 10 1962

DI

TOTAL ACREAGE 282



DATE OF EXAM 12 Aug 1980

ACREAGE

Found

Recommended

285

280

→ FOR LISTING OF ACRES SEE FRONT OF THIS EXAM. *JP*

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q = 4.31 c.f.s. V = 1260 AF/Ann. from 4-1 to 10-1

Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

204.5
FROST PROTECTION - 4.31 + AF 204.5 3-1 TO 4-1

Is water co-mingled? yes _____ no X

Name source: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Exchange? yes _____ no _____

Name source exchanged with: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Point of injection: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Point of exchange: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Total Q measured 4.31 CFS Method of measurement ANNUALLY EAGLE EYE

METER

Total Q recommended 4.31 CFS Meter No. _____ Type _____ Condition _____

Total V recommended 1260 AFA
+ 204.5 = 1524.5 AF

Recommended Amendments: _____

WELL # 1 P.D. SWNW (LOT 2) S. 7, T. 16N, R. 4W. (AMENDMENT ATTACHED)
Place of Use NO CHANGE
Other _____
None _____

MEASUREMENTS

MEASUREMENT CALCULATION:

#1 6.8" ANNUAL = 630 gpm = 1.42 cfs 8" pipe
#2 2.8" ANNUAL = 346 gpm .77 cfs
#3 1.5" ANNUAL = 950 gpm 2.12 cfs
TOTAL = 1926 gpm 4.31 cfs
= 215" OF WATER

SYSTEM DESCRIPTION:

G.E. 200hp #EAS 51105 UNIT LINE Pump #37772703
100hp BOOSTER Lincoln #1706583
74" deep bowls SET AT 240' STATIC AT 278'
MAR 10 1980

REMARKS:

Recommend 6000 Beneficial Use For Irrigation

280 AC X 4.5 = 1260 < 4.31 X 183 X 1.98 = 1561.7 - IRRIGATION

4.31 X 1.98 X 31 DAYS = 204.5 AF - FROST PROTECTION

RIC MORRIS DID MEASUREMENTS IN AUG, 1980.

Examiner's Signature EXAM WRITTEN BY Jan Thumt Date 12/10/80 of this date

Checked by DR Date 2/23/87

Approved by _____ Date _____

State of Idaho
Department of Water Resources
WELL DRILLER'S REPORT

RECEIVED

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

DEC 22 1976

1. WELL OWNER Name <u>Bob Hengeler</u> Address <u>Box #1 Fruitland, Idaho</u> Owner's Permit No. <u>63-7955</u>	7. WATER LEVEL Static water level <u>270</u> feet below land surface Flowing? ☐ Yes ☐ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																																																																																																																
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Other <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Draw Down</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table>	Discharge G.P.M.	Draw Down	Hours Pumped																																																																																																																																																																																													
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes/No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td> </td><td>0</td><td>10</td><td>Top soil</td><td> </td></tr> <tr><td> </td><td>10</td><td>25</td><td>sandy clay/hard pan</td><td> </td></tr> <tr><td> </td><td>25</td><td>33</td><td>sand/small gravel</td><td> </td></tr> <tr><td> </td><td>33</td><td>37</td><td>sandy clay</td><td> </td></tr> <tr><td> </td><td>37</td><td>39</td><td>fine sand</td><td> </td></tr> <tr><td> </td><td>39</td><td>42</td><td>flaky brown clay</td><td> </td></tr> <tr><td> </td><td>42</td><td>49</td><td>gravel/sand</td><td> </td></tr> <tr><td> </td><td>49</td><td>60</td><td>brown clay</td><td> </td></tr> <tr><td> </td><td>60</td><td>82</td><td>sand/some gravel</td><td> </td></tr> <tr><td> </td><td>82</td><td>87</td><td>flakey lt. brn clay</td><td> </td></tr> <tr><td> </td><td>87</td><td>94</td><td>silty blue & brn sand</td><td> </td></tr> <tr><td> </td><td>94</td><td>103</td><td>lt. brown clay</td><td> </td></tr> <tr><td> </td><td>103</td><td>105</td><td>lt. coarse sand</td><td> </td></tr> <tr><td> </td><td>105</td><td>116</td><td>brown clay</td><td> </td></tr> <tr><td> </td><td>116</td><td>124</td><td>white coarse sand & gravel</td><td> </td></tr> <tr><td> </td><td>124</td><td>162</td><td>lt. brown clay</td><td> </td></tr> <tr><td> </td><td>162</td><td>172</td><td>coarse sand/some gravel</td><td> </td></tr> <tr><td> </td><td>172</td><td>174</td><td>brown clay</td><td> </td></tr> <tr><td> </td><td>174</td><td>180</td><td>brown silty sand</td><td> </td></tr> <tr><td> </td><td>180</td><td>191</td><td>brown clay</td><td> </td></tr> <tr><td> </td><td>191</td><td>240</td><td>brown silty sand</td><td> </td></tr> <tr><td> </td><td>240</td><td>245</td><td>brown sand/streaks of clay</td><td> </td></tr> <tr><td> </td><td>245</td><td>260</td><td>lt. brown clay</td><td> </td></tr> <tr><td> </td><td>260</td><td>340</td><td>sand</td><td> </td></tr> <tr><td> </td><td>340</td><td>342</td><td>brown clay</td><td> </td></tr> <tr><td> </td><td>342</td><td>405</td><td>brown sand</td><td> </td></tr> <tr><td> </td><td>405</td><td>430</td><td>blue clay</td><td> </td></tr> <tr><td> </td><td>430</td><td>432</td><td>brown clay/sand</td><td> </td></tr> <tr><td> </td><td>432</td><td>452</td><td>sand</td><td> </td></tr> <tr><td> </td><td>452</td><td>465</td><td>blue sand/streaks of blue clay</td><td> </td></tr> <tr><td> </td><td>465</td><td>542</td><td>blue sand</td><td> </td></tr> <tr><td> </td><td>542</td><td>575</td><td>blue clay</td><td> </td></tr> <tr><td> </td><td>575</td><td>591</td><td>sand and coarse peat gravel</td><td> </td></tr> <tr><td> </td><td>591</td><td>622</td><td>clay</td><td> </td></tr> <tr><td> </td><td>622</td><td>660</td><td>coarse sand</td><td> </td></tr> <tr><td> </td><td>660</td><td>661</td><td>blue clay</td><td> </td></tr> <tr><td> </td><td>661</td><td>665</td><td>blue sand</td><td> </td></tr> </tbody> </table>	Hole Diam.	Depth		Material	Water Yes/No	From	To		0	10	Top soil			10	25	sandy clay/hard pan			25	33	sand/small gravel			33	37	sandy clay			37	39	fine sand			39	42	flaky brown clay			42	49	gravel/sand			49	60	brown clay			60	82	sand/some gravel			82	87	flakey lt. brn clay			87	94	silty blue & brn sand			94	103	lt. brown clay			103	105	lt. coarse sand			105	116	brown clay			116	124	white coarse sand & gravel			124	162	lt. brown clay			162	172	coarse sand/some gravel			172	174	brown clay			174	180	brown silty sand			180	191	brown clay			191	240	brown silty sand			240	245	brown sand/streaks of clay			245	260	lt. brown clay			260	340	sand			340	342	brown clay			342	405	brown sand			405	430	blue clay			430	432	brown clay/sand			432	452	sand			452	465	blue sand/streaks of blue clay			465	542	blue sand			542	575	blue clay			575	591	sand and coarse peat gravel			591	622	clay			622	660	coarse sand			660	661	blue clay			661	665	blue sand	
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4. METHOD DRILLED Reverse ☐ Cable ☒ Rotary ☐ Dug ☐ Other	5. WELL CONSTRUCTION Diameter of hole <u>28</u> inches Total depth <u>735</u> feet Casing schedule: ☒ Steel ☐ Concrete <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td>.250 inches</td><td>16 inches</td><td>2 feet</td><td>345 feet</td></tr> <tr><td>.250 inches</td><td>16 inches</td><td>405 feet</td><td>430 feet</td></tr> <tr><td>.250 inches</td><td>16 inches</td><td>520 feet</td><td>575 feet</td></tr> <tr><td>.250 inches</td><td>16 inches</td><td>595 feet</td><td>620 feet</td></tr> <tr><td>.250 inches</td><td>16 inches</td><td>660 feet</td><td>670 feet</td></tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr> <tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr> <tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr> </tbody> </table> Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Roscoe Moss</u> Type <u>Full Flow</u> Model No. _____ Diameter <u>16</u> Slot size <u>80</u> Set from <u>345</u> feet to <u>405</u> feet Diameter <u>16</u> Slot size <u>80</u> Set from <u>430</u> feet to <u>520</u> feet <u>16</u> <u>80</u> <u>575</u> <u>595</u> Gravel packed? ☒ Yes ☐ No Size of gravel <u>3/8</u> Placed from <u>50</u> ☒ feet to <u>735</u> feet Surface seal depth <u>50</u> Material used in seal ☐ Cement grout ☒ Pudding clay ☐ Well cuttings Sealing procedure used ☐ Sherry pit ☐ Temporary surface casing ☒ Overbore to seal depth	Thickness	Diameter	From	To	.250 inches	16 inches	2 feet	345 feet	.250 inches	16 inches	405 feet	430 feet	.250 inches	16 inches	520 feet	575 feet	.250 inches	16 inches	595 feet	620 feet	.250 inches	16 inches	660 feet	670 feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																																																																																																																																																												
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6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County _____	10. Work started <u>11/17/76</u> finished <u>11/26/76</u>																																																																																																																																																																																																
11. DRILLERS CERTIFICATION Firm Name <u>PETE COPE DRILLING CO., INC.</u> Firm No. <u>3</u> P.O. Box <u>561</u> Address <u>Meridian, Idaho 83642</u> Date _____ Signed by (Firm Official) <u>James L. Jackson</u> and _____ (Operator) <u>James L. Jackson</u>	12. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County _____																																																																																																																																																																																																

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Resources
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

LAYNE AND BOWLER PUMP COMPANY WELL TEST REPORT

12-6-76
Box 892, 1740 Northway Blvd.
Nashville, TN 37201

NAME Bob Heggenler, Rt 1, Fruitland, Id DATE 12-6-76
LOCATION SE of Fruitland SEC RANGE T.
WELL DEPTH 700 WELL SIZE 16" CASING
TEST PUMP DEPTH 420 overall ORIFICE SIZE 10 x 8 1/2
STATIC WATER LEVEL 278' STARTING TIME 1:00 & 6:00

TIME	PUMPING LEVEL	ORIFICE READING	G.P.M.	MINERS INCHES	
5:00	294' Drawdown	20"	1600	177"	Some sand
5:15	293' Recovery	17 1/2"	1500	166"	Less Sand
5:30	292' 3" "	15"	1400	155"	Clearing
W.L. 299' 12-7-76 starting time 8:15 - 11:30					
9:45	298' Drawdown	33"	2020	225"	
10:00	298'	36"	2100	233"	
10:20	298'	36"	2100	233"	
10 30	300'	41"	2250	250"	
10:45	300'	41"	2250	250"	Some sand
11:00	298' Recovery	33"	2020	225"	Clearing
11:15	296' "	26 1/2"	1820	202"	Better
11:30	294' "	20 1/2"	1620	190"	Clear
REMARKS:					A little sand

14.50
72.50
45.00
225.00
1400.00
225.00
16.15.00

Bill G. Staley

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No. _____

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4.5 = 1260.0 \\ V_{DR} &= [\text{Diversion Rate (cfs)}] \times (\text{Days In Irrigation Season}) \times 1.9835 = 2094.5 \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{DR} = \end{aligned}$$

c) Volume Calculations for Other Uses:

irrig. $\frac{15}{\text{frost control}} = 4.31 \times 1.9835 \times 24 \text{ days} = 255.6 \text{ AFA}$
 $\text{ALLOW} \rightarrow 128.2 \div 2 (12 \text{ hrs}) = 64.1 \text{ AFA}$
 reduced period of use due to irrig. season commencing 3/15 -

2. Overlap Review

a) Other water rights with same place of use: 63-8205, 63-9818, 63-10364

b) Other water rights with same point of diversion: 63-9818 - also being licensed, same system, different

c) Analysis: additional pld.

Rt. 63-8205 is an application filed in conjunction with a DLE... NO OVERLAP!

Rt. 63-10364 - new permit, same rt. holder no proof, no overlap.

Rt. 63-9818 - same system, also being licensed.

RECEIVED

MAR 10 1988

re-exams -
no fees.

10 day

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	63-7955	3-29-1974	4.31 cfs	3-29-1974	10-29-1979	4.31 cfs

4. Permit Holder: Robert M. Henggeler
Address: Rt. 1 ^{Box 104} Fruitland, ID 83619

5. Source: gw tributary to r

6. Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
① Irrig.	3-15 11-15	4.31 cfs	1260.0 AFA

*per rules
9 regs.*
② ~~Commercial~~ ^{Irrig. (crop protection)} 3-1 ~~3-15~~ 4.31 cfs 611 AFA
Allowable Maximums: 4.31 cfs 1321 AFA

7. Point(s) of Diversion: Vol w/approval of attached amendment.

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
1	2		SW	NW	7	6N	4W	Payette

8. Place(s) of Use ☒

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	4W	7					32	47	44	39	33	47		38					280
							31	61	2		61	3							
Total Acres																			280

9. Recommended Conditions/Remarks:

~~crop protection~~
Use of water for irrig. purposes from 3-1 to 3-15
is for orchard frost control.

NOT FILMED

MAR 10 1988

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None *w/approval of amendment signed 6/16/86*
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature _____

Date _____

Checked in Regional Office by _____

Date _____

Approved in State Office by R. Walker

Date 7/15/87

4/10/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

[illegible]

Receipt Details for ID C016187

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/9/1990 4:59:23 PM	4/9/1990	State	\$389.00	Check
Payer	HENGELER ORCH.ACCT.(BOB)			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5180			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$389.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	7955	A	\$50.00	Claim
63	21845		\$25.00	Claim
63	9818	A	\$264.00	Claim
63	10364	A	\$50.00	Claim

[Print Report](#)

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: A63-07955A
Date Received: 3/26/1990
Receipt No: C016187
Received By: DSJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT M. HENGGELE
Address: BOX 6633 WHITLEY DRIVE
FRUITLAND, ID 83619 208-452-3201

2. Date of Priority: MAR 29, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	04W	7	NW	SW	NW	2	PAYETTE
			NE	NW	SW	3	PAYETTE

5. Description of diverting works:
WELLS, PUMPS & SPRINKLER SYSTEMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.220		
IRRIGATION	03/01	03/15	3.220		

7. Total Quantity Appropriated is:
3.220 C.F.S. (and/or) 1324.10 A.F.A.

8. Total consumptive use is 731.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	04W	7	NE	NW		IRR	32.0

A63-07955A

Page 1

Date: 03/26/90

MICROFILMED
AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	04W	7	NW	NW	1	IRR	47.0
			SW	NW	2	IRR	44.0
			SE	NW		IRR	39.0
			NW	SW	3	IRR	47.0
						Section Acres	209.0
						Total Acres	209.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
A63-10364A, A63-09818A

14. Remarks:
Use of water for irrigation purposes from 3/1 to 3/15 is
for orchard frost control.
THIS RT. IS SPLIT FROM THE PARENT RT. FOR THE ACREAGE CLAIMED BY
CLAIRMANT. THE REMAINDER 71 ACRES IS CLAIMED UNDER A63-07955B BY
HENGgeler Bros., INC.

15. Basis of Claim: LICENSE

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: one

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): Robert M. Hengge Date: 4/9/90

Date: _____

State of Idaho)
County of AOA) SS.

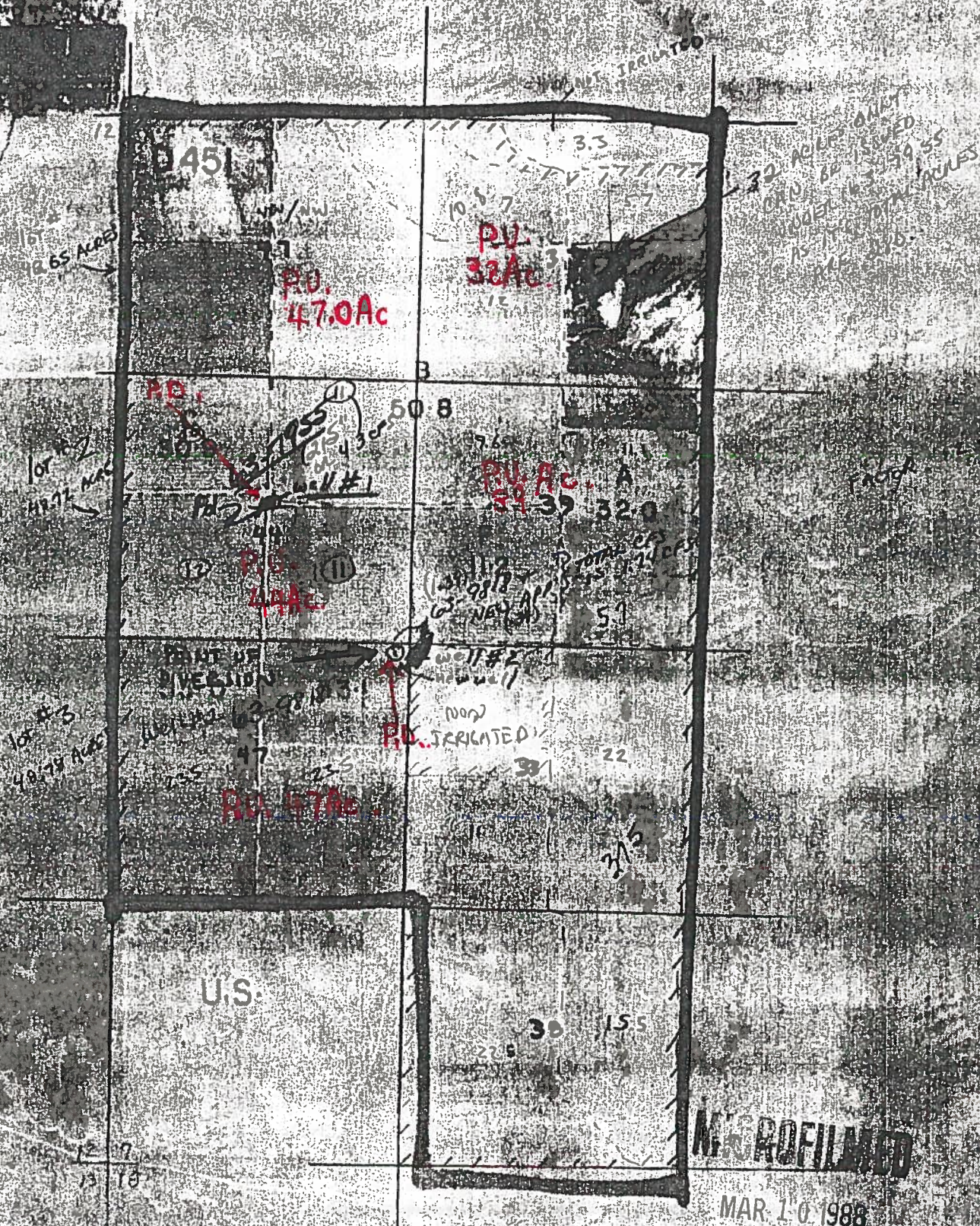
Subscribed and sworn (or affirmed) before me this 9th day
of Apr 1990

Forrest E. Luthy
Notary Public

Seal

Forrest E. Luthy, Notary Public
Residing at _____ Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994
My Commission Expires _____

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