

07/05/2006

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

RIGHT NUMBER: 22-2019
NAME AND ADDRESS: LINDA HANSEN
PO BOX 131
TETONIA ID 83452

STEPHEN HANSEN
PO BOX 131
TETONIA ID 83452

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
QUANTITY: 0.800 CFS
PRIORITY DATE: 09/24/1906
POINT OF DIVERSION:

T06N R45E S25 NESENE 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	0.800 CFS

PLACE OF USE: IRRIGATION Within TETON County
T06N R45E S23 SESE 30.00

30 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
WATER IS DELIVERED THROUGH HUBBARD DITCH.



Idaho Department of Water Resources

SRBA Recommendation:

22-2019
(Irrigation)

Legend

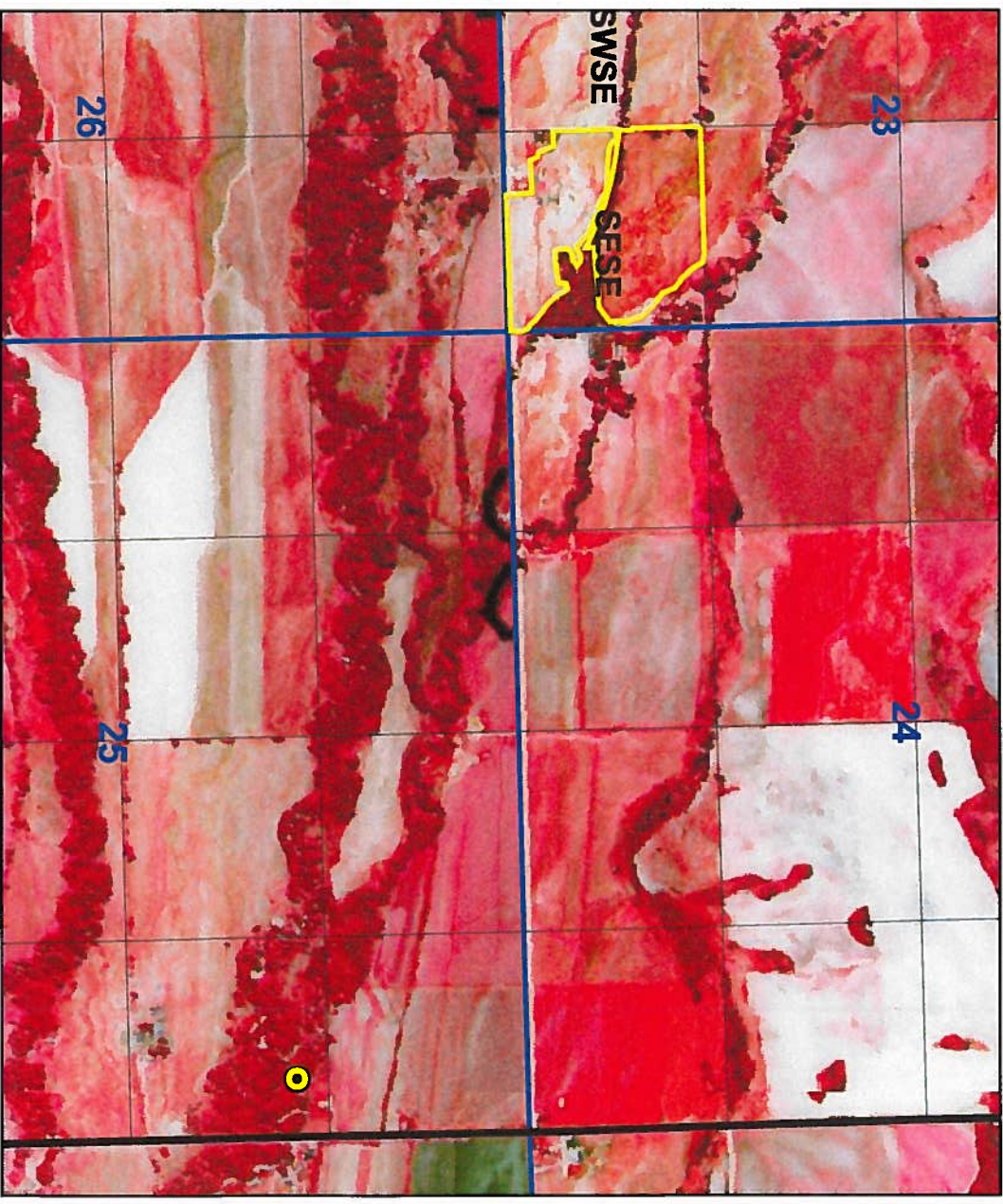
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Teton County
IDWR Basin 22



T06N



Prepared by J. Crabtree
On Wednesday, November 22, 2006
1987/88 Aerial Photography

02/22/2005

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: 22-2019

LINDA HANSEN

PO BOX 131

TETONIA ID 83452

Telephone Number: (208) 456-2866

STEPHEN HANSEN

PO BOX 131

TETONIA ID 83452

Telephone Number: (208) 456-2866

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: JUNE 22, 2005 SIGNATURE: Stephen J Hansen

Please print your name: STEPHEN HANSEN

IDWR Regional Office,

PROFILED

SCANNED

JUL 01 2005

RECEIVED

JUN 30 2005

Department of Water Resources
Eastern Region

LWJ
6/30



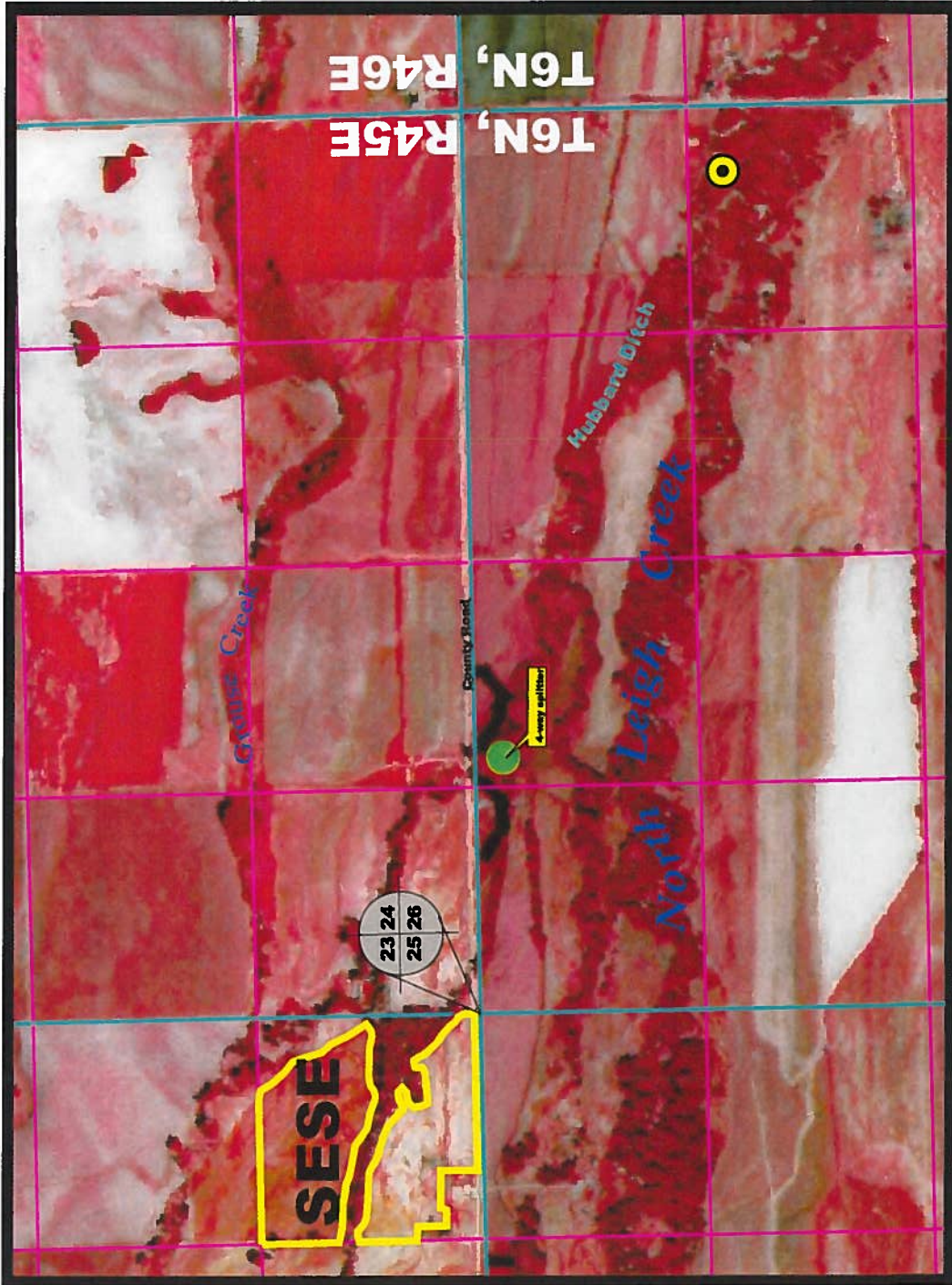
State of Idaho

Department of Water Resources

Eastern Region

PROFILED
SCANNED

MAR 17 2005



Water Right(s):
22-02019

Point(s) of Diversion:

T6N, R45E

Sec. 25 NESENE

Place of Use: (parts of)

T6N, R45E

Sec. 23 SESE

Delivery by Hubbard Ditch

LEGEND



Point of Diversion



SESE Place of Use



Section



Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 22-2019

WATER RIGHT NUMBER: 22-2019

Owner Type Name and Address
 Current Owner EZRA HANSEN
 LEIGH, ID

Priority Date: 09/24/1906

Basis: License

Status: Active

Source Tributary
 NORTH LEIGH CREEK SPRING CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15/ to 11/31	0.800 CFS	
~~DOMESTIC~~	~~1/01 to 12/31~~		
<u>Total Diversion:</u>		0.800 CFS	508 Below

Location of Point(s) of Diversion

NORTH LEIGH CREEK
 TETON County

NE¹ SE1/4NE1/4

Sec. 25, Twp 06N, Rge 45E, B.M.

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	45E	23																	X
																			258

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General P/U INCOMPLETE. SEE FILE.
 LIC. INDICATES P/D IN FREMONT CO.

Comments:

1. DELIVERY THROUGH AUGUST DIST. A.

2. $Q = 0.02 \text{ cfs/Ac} \times 25 \text{ Ac} = 0.50$

CLAIMS = 0.80

DIFF = 0.30

(0.02 cfs/Ac Remarks)

0.50 cfs

X 1.15% ALLOW CONVEY LOSS

0.575 cfs $\Rightarrow$ 0.58 cfs

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PROFILED

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Hubbard Headgate on
North Leigh Creek
Tag is on headgate
wall.

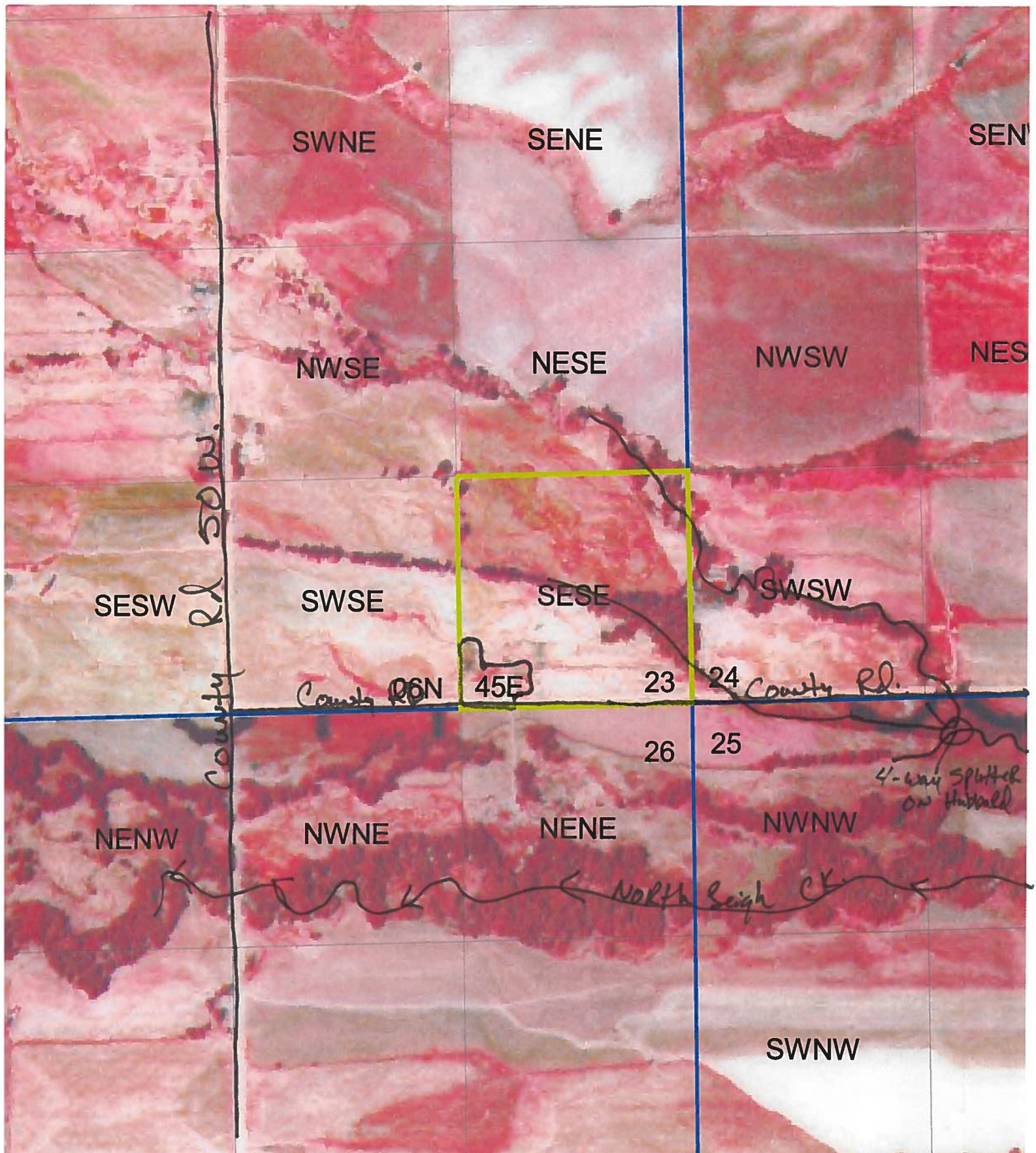
Tag # A0013865



PROFILE

22-2019

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MAR 17 2005



Proof of Completion of Works.

DEPOSITION OF HOLDER.

Question 1. - State your name, age, residence, occupation and postoffice address.

Answer. Ezra Hansen. 28 years. Clawson, Idaho. Farmer.

Clawson, Idaho.

Ques. 2. - If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. I am acting for myself.

Ques. 3. - State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 2298 September 29, 1908. Eight tenths second fee.

North Leigh Creek. SE 1/4 section 23, Tp 6 N. R. 45 Eas.

Ques. 4. - State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation Forty acres. SE 1/4 section 23, Tp 6 N. R. 45 East.

Ques. 5. - State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes. In the year 1908. Forty inches.

Ques. 6. - State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes. They fully comply.

Ques. 7. - If the works of diversion do not comply with all the terms of your permit, set fully those particulars in which there is any variance.

Ans.

Ques. 8. - Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Dam and Ditch. Dam 3 feet deep, 12 feet at top, 5 feet at the bottom. Ditch 24 feet wide at bottom, width at water line 34 feet, average grade 12 feet, length of ditch one mile.

(Sign here.)

Ezra Hansen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said subscriber was subscribed and sworn to before me at my office in

St Anthony

County

Idaho

State of Idaho, on this

29

2298

March 1909.

A. D. H.

Thomas Smith

Permit No. 2292

Proof of Completion of Works.

Deposition of Witness.

Quest. 1. State your name, age, residence, occupation and postoffice address.

Ans. **William Hansen** 21 years, **Clawson, Idaho**. Farmer.
Clawson, Fremont County, Idaho.

Quest. 2. Are you acquainted with **Hara Hansen** the holder of Permit No. **2292** authorizing the diversion of **8 tenths** second-foot of the waters of **North Leigh Creek** at **Leigh, Idaho** for **irrigation** purposes? How long have you known him, and where does he reside?

Ans. **Yes**, **15 years**, **Clawson, Idaho**.

Quest. 3. Have you read or heard read said Permit No. **2292**, and are you familiar with its terms and conditions?

Ans. **Yes**.

Quest. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. **Yes**, **2132 1/2** section **25**, **Tp 6 N. R. 45 East**.
Gravelly loam and will need one inch to the acre.

Quest. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. **Yes**.

Quest. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. **Dam and Ditch**. **Dam 5 ft by 12 ft**, **Ditch 2 1/2 ft at bottom, 3 1/2 ft at water line**. **Grade 12 ft per mile, and one mile long.**

(Sign here.)

William Hansen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in **Anthony, Fremont, Idaho**, County of _____ State of **Idaho**, on this **29** day of **March**, **1907**. A. D. 1907

Thomas C. Smith
Notary Public

Permit No. 2293

Proof of Completion of Works.

Deposition of Witness.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Alfred Hansen, 40 years, Olavson, Idaho, Farmer.
Olavson, Fremont County, Idaho.

Ques. 2. Are you acquainted with Ezra Hansen

holder of Permit No. 2293 authorizing the diversion of eight tenths and feet of the waters of North Leigh Creek at Leigh, Idaho

for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes, 25 years, Olavson, Idaho.

Ques. 3. Have you read or heard read said Permit No. 2293 and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes) Are you acquainted with the land proposed to be irrigated under said permit? If so describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, Section 28, T. 2 S. R. 45 East, Gravelley and is used for raising lucerne hay. One inch to the acre.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Dam and ditch. Dam 3 ft high, and 12 feet at top, 5 ft at bottom.

Ditch 3 1/2 ft at bottom, width at water line 3 1/2 ft, average grade

12 feet per mile, and one mile long.

(Sign here.)

Alfred Hansen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in St. Anthony, County of Fremont

State of Idaho, on this 25 day of March 1903

2293

Thomas P. [Signature]

Fremont County *
North Leigh Creek. *
1 sec.ft. *
Irrigation *
Priority 9-24-06 *

S T A T E O F I D A H O
Water License No. 2293.

WHEREAS, On the 24 day of September, A. D. 1906, EZRA HANSEN of Leigh, County of Fremont and State of Idaho, duly made application (No. 3236) to me for a permit to use .8 of one cubic foot per second of the waters of North Leigh Creek, County of Fremont, State of Idaho, for irrigation & domestic purposes; and,

WHEREAS, On the 29 day of September, A. D. 1906, Permit No. 2293 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 29 day of March, A. D. 1907, and for the application to beneficial use of said water on or before the 29 day of March, A. D. 1908, and,

WHEREAS, On the 29 day of March A.D. 1907, the holder of said permit duly made proof of the completion of adequate works for the diversion of .8 of one cubic foot per second of said waters, as evidenced by my Certificate No. 2293, dated April 10, 1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use .8 of one cubic foot per second of water, with date of priority of September 24, 1906, and,

WHEREAS, On the 29 day of March, A. D. 1907, proof was duly made of the application to beneficial use of .8 of one cubic foot per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to EZRA HANSEN of Leigh, Idaho, the holder and owner of said Permit No. 2293, perpetual right, dating from September 24, 1906, to the use of eight-tenths of one cubic foot per second of the waters of North Leigh Creek, in the County of Fremont and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 25, Township 6 North, Range 45 East of Boise Meridian, and conducted to and upon SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 23, Township 6 North, Range 45 East of Boise Meridian, for the purpose of irrigation & domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

(SEAL) WITNESS, My hand and the seal of my office at Boise, Idaho,
this 1st day of July, A. D. Nineteen Hundred and seven.

Recorded July 1, 1907.

Jas. Stephenson, Jr.
State Engineer.

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: A22-02019
Date Received: 9/07/1988
Receipt No: 6002087
Received By: SA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN HANSEN 208-456-2866
Address: BOX 131
TETONIA, ID 83452
OR
Name: LINDA HANSEN 208-456-2866
Address: BOX 131
TETONIA, ID 83452

2. Date of Priority: SEP 24, 1906

3. Source: LEIGH CREEK, NORTH 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	NE	SE	NE		TETON

5. Description of diverting works:
HEADWORKS OF NORTH LEIGH CREEK CANAL. FLOOD IRRIGATION OF PASTURE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
HORSES USE CANAL WATER DURING SUMMER

A22-02019

Page

1

Date: 09/07/88

FILED

SCANNED

MAR 17 2005

MICROFILMED

OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	23	SE	SE		IRR	25.0
Section Acres							25.0
Total Acres							25.0

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:

NORTH LEIGH CREEK CANAL SHARES. MADISON IRR.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 2293

PRO

SCANNED

MAR 17 2005

MICROFILMED

OCT 29 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: 1

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): Stephen J. Hansen Date: 9/7/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of September 19 88

[Signature]
Notary Public

Residing at Salida Falls, S.

My Commission Expires 22 Aug. 1994

Seal

PROFIT

SCANNED

MAR 17 2005

MICROFILMED

OCT 29 1992

R45E

A22-02019

T
6
N

A22-11

House

POU

250000
Pasture

North

Leish

POD

25

SCANNED
MAR 17 2005

PROFILE

MICROFILMED
OCT 29 1992

18

15

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27