

12/01/2006

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

RIGHT NUMBER: 22-2095
NAME AND ADDRESS: PETER LINN
PO BOX 255
VICTOR ID 83455

TRUDY LINN
PO BOX 255
VICTOR ID 83455

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS
QUANTITY: 0.200 CFS
PRIORITY DATE: 05/05/1920
POINT OF DIVERSION: T04N R46E S32 NENENW 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	0.200 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T04N R46E S30 Lot 4 SWSW 1.00	T04N R46E S30	SESW 16.00
	17 ACRES TOTAL		

This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.

Use of this right with Right No. 22-535 is limited to the irrigation of a combined total of 17 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: BASIS OF CLAIM - License

Source is also known as Juanita Creek.

Right no(s). 22-535, 22-2095, and 22-4002 are also diverted through point of diversion described above.



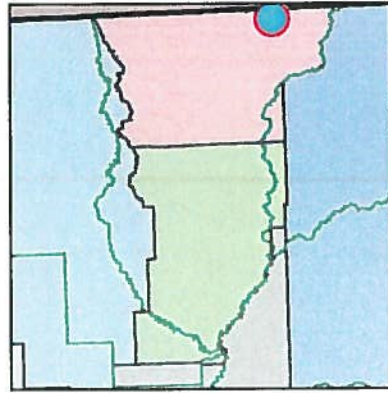
Idaho Department of Water Resources

SRBA Recommendation:

22-535
22-2095
 (Irrigation)

Legend

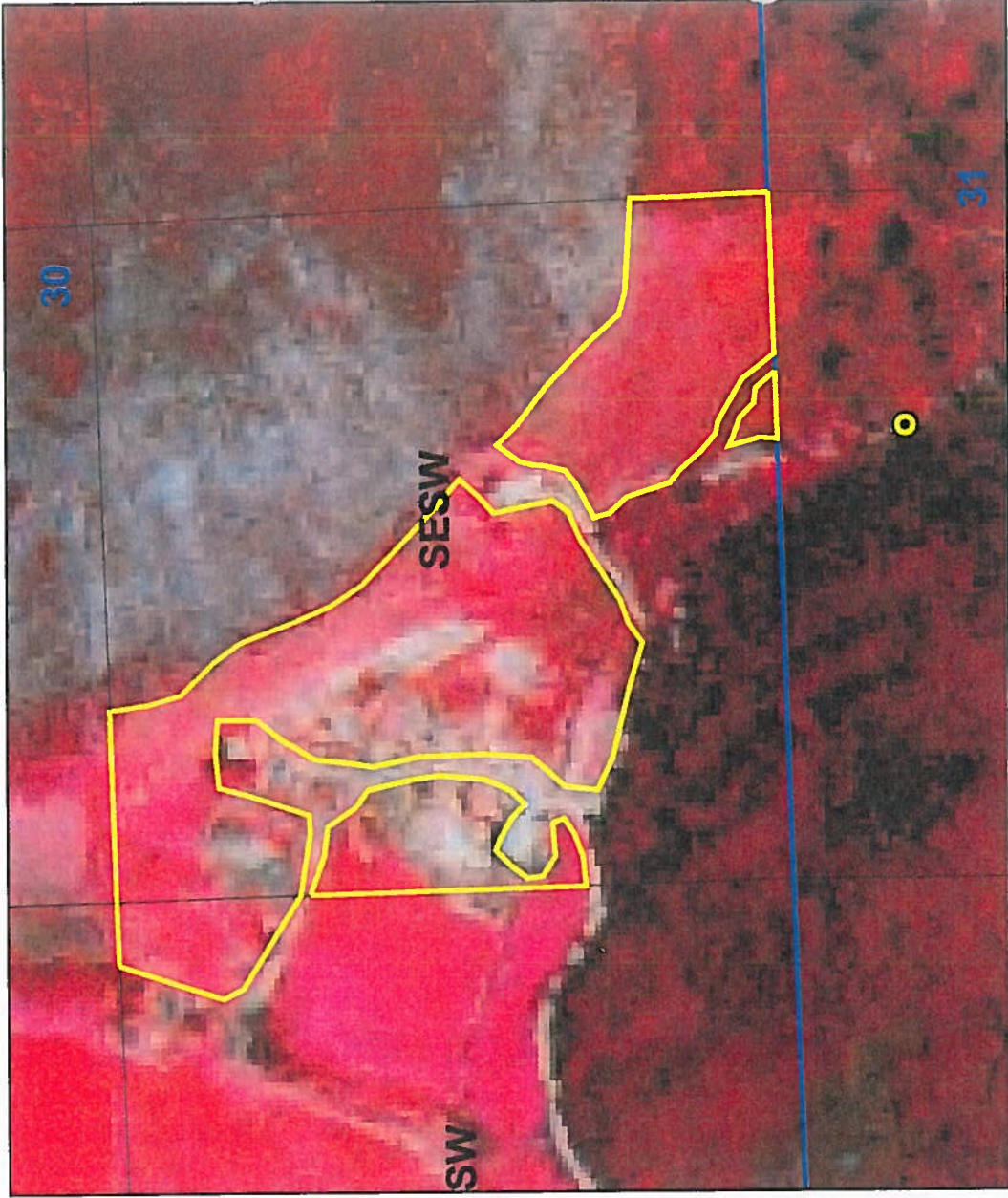
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
 IDWR Basin 22

Prepared by K. Moore
 On Friday, December 1, 2006
 1987/88 Aerial Photography

R46E



T04N

0 0.1 0.2 Miles

Fox
Creek

T4N, R45E
T4N, R46E

22-143

25 30
36 31

Pearl Creek

Juanita Creek

22-535
22-2095
22-4002

Claim no. _____

Claimant Contact Log

Date _____

Remarks

Agent initials

6/3/04 CAIRO PETER LUNN - MADE APPT. TO VISIT MONDAY
6/7/04 ≈ 8³⁰ - 9⁰⁰ AM.

Contacts Data Entry Form

Claim Number: 22-2095

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: PETER LINN Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.LICENSED 15 NOV 1921, TO JOHN N. BALLARD. SEE ATTACHED CC.FE INDICATED: POD/POD/SOURCE, SYSTEM/CONVICTIONS, PHOTO
AND GPS POD.

Reviewer: _____ Date: _____

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5/5/1920 Claimed Basis: LICENSERecommended Priority Date: " Recommended Basis: "

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES LICENSE

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.Water Right Point of Diversion: T 4N, R 46E, Sec. 30, SE, SW, County: TETONSource: HAUNANNO Stream Tributary to: Sinks

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

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Tw	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
				<u>SAME</u>			

Recommended Point(s) of Diversion and Source.

Tw	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Other rights from this POD? _____

Transfers Pending or approved: NONEDocument how the POD and Source were verified:

Reviewer: _____ Date: _____

Claim Number: _____

[illegible]

Total acres 10

[illegible]

Total acres _____

Pending or approved Transfers: NONE

Overlapping rights:

Document how the POU was verified:

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry Form

Claim Number: _____

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Prng</i>	<i>Not</i>	<i>Spec.</i>	<i>0.20</i>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Prng.</i>	<i>4/15</i>	<i>10/31</i>	<i>0.20</i>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

*SOU NOT SPECIFIED BY LICENSE - RECOMMEND DEPT STD SOU AS
4/15 TO 10/31.*

Reviewer: _____

Date: _____

State of Idaho
License and Certificate of Water Right

Water License No. 14573Amount 0.2 sec. ft.Water District No. 35-CPriority 5-5-20

THIS IS TO CERTIFY that JOHN N. BALLARD
of Victor, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 24, 1920; that Permit No. 14573
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on April 11, 1921, showing that said works
were completed on the 1st day of March, 1921; and that on the 16th
day of May, 1921,

JOHN N. BALLARD

of Victor, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of unnamed
stream, a tributary of -----, for the purpose of irrigation
& domestic, under Use Permit No. 14573 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 5 of Licenses, at page 2877, on the 15th day of November, 1921;

The right hereby confirmed dates from May 5, 1920;

The Point of Diversion is located
in the SE $\frac{1}{4}$ $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Tp. 4 N, R. 46 E. B. M. County of Teton.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 0.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	46 E.	30	SW $\frac{1}{4}$ SW $\frac{1}{4}$ -SE $\frac{1}{4}$ SW $\frac{1}{4}$	40 40	2 8
					10AC

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 15th day of November, 1921.

W. G. SWENDSEN.

Commissioner of Reclamation.

(SEAL)

22 2095

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 14573

1. State name of applicant and number of permit: John W. Ballard - Permit 14573
2. State source of water supply: Ballard Springs
3. Location of point of diversion: SE 1/4 Sec. 30, T. 4 N., R. 46 E., B.M.
4. Describe works as they exist, giving dimensions and capacities of same: ditch 2 ft. wide

1 ft deep about 1/2 mile long. (no head gate)

5. State whether or not water has been turned into works of diversion: yes

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SW 1/4 & SE 1/4 Sec. 30, T. 4 N., R. 46 E.

SW 1/4 Sec. 30 30 27.66 ac.
SE 1/4 " 8. " "

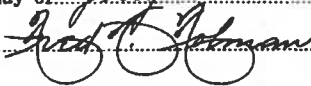
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system?
9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? Teton River in flood plain
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks:

This examination was made on the 26th day of July 1921

(Signed)



Examiner.

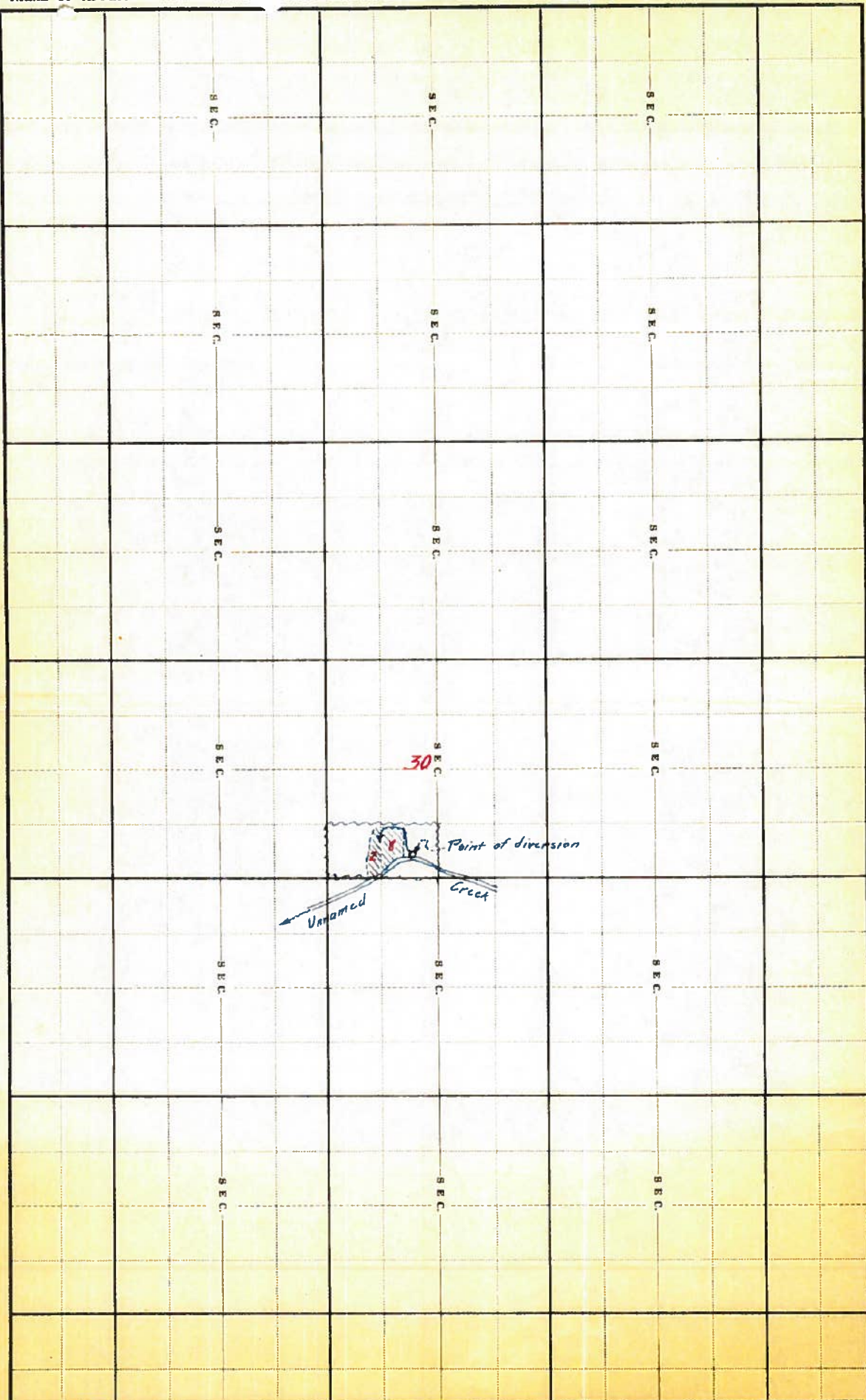
14573

OVER

NAME OF APPLICANT John N. Willard

Beneficial use
Permit # 14-3

7/26/21
H



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.

14573

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 22-2095
Date Received: 6/3/2004
Receipt No: E030805
Received By: ABR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PETER LINN Phone: (208) 787-2704
PO BOX 255
VICTOR ID USA 83455

TRUDY LINN Phone: (208) 787-2704
PO BOX 255
VICTOR ID USA 83455

2. Date of Priority: 05/05/1920

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	46E	30	SE SW	TETON	

5. Description of diverting works:

PIPELINE OFF STREAM TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.2	

7. Total Quantity Appropriated is:

0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
04N	46E	30	SW SW	IRRIGATION	1
			SE SW	IRRIGATION	16
Section Acres					17
Total Acres					17

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:

14. Remarks:

POD/POU REQUIRE ADJUSTMENT TO CONFORM TO ACTUAL USE.
RECEIPT NO. E030805.

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: _____

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): Peter V. Linn Date: 4-19-05

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th
of April 2005

Alex B. Ruberry
Notary Public

Residing at Boone Falls, Idaho
My commission Expires 9/23/09

