

09/01/2006

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

RIGHT NUMBER: 22-2155
NAME AND ADDRESS: WILLIAM B MOULTON
494 N HWY 33
TETONIA ID 83452

CHERYL MOULTON
494 N HWY 33
TETONIA ID 83452

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.500 CFS
280.000 AFY

The rights listed below are limited to a total combined diversion rate of 2.80 cfs. Combined Right Nos.: 22-314, 22-13539, 22-2155, 22-11924

The rights listed below are limited to a total combined diversion rate of 1.5 cfs and to a total combined annual diversion volume of 357 AF. Combined Right Nos.: 22-2155, 22-11924

PRIORITY DATE: 03/04/1954

POINT OF DIVERSION:

T05N R45E S2 NESWNW 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	1.500 CFS 280.00 AFY

PLACE OF USE: IRRIGATION Within TETON County

T05N R45E S02 Lot 3 NENW	27.00	T05N R45E S02 Lot 4 NWNW	39.00
T05N R45E S02 SWNW	19.00	T05N R45E S02 SENW	17.00

102 ACRES TOTAL

102

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-314, 22-13539, 22-2215, 22-11924

This right is limited to the irrigation of 80 acres within the place of use described above 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

09/01/2006

IDAHO DEPARTMENT OF WATER RESOURCES
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Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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

Right No. 22-11924 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

11/26/2006

**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: 22-2155

WILLIAM B MOULTON

494 N HWY 33

TETONIA ID 83452

Telephone Number: (208)456-2689

CHERYL MOULTON

494 N HWY 33

TETONIA ID 83452

Telephone Number: (208)456-2689

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:

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

DATE: 12-06-06

SIGNATURE: William B. Moulton

Please print your name: WILLIAM B. MOULTON

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

RECEIVED

DEC 05 2006

Department of Water Resources
Eastern Region

KMT
12/10/06



22-2155

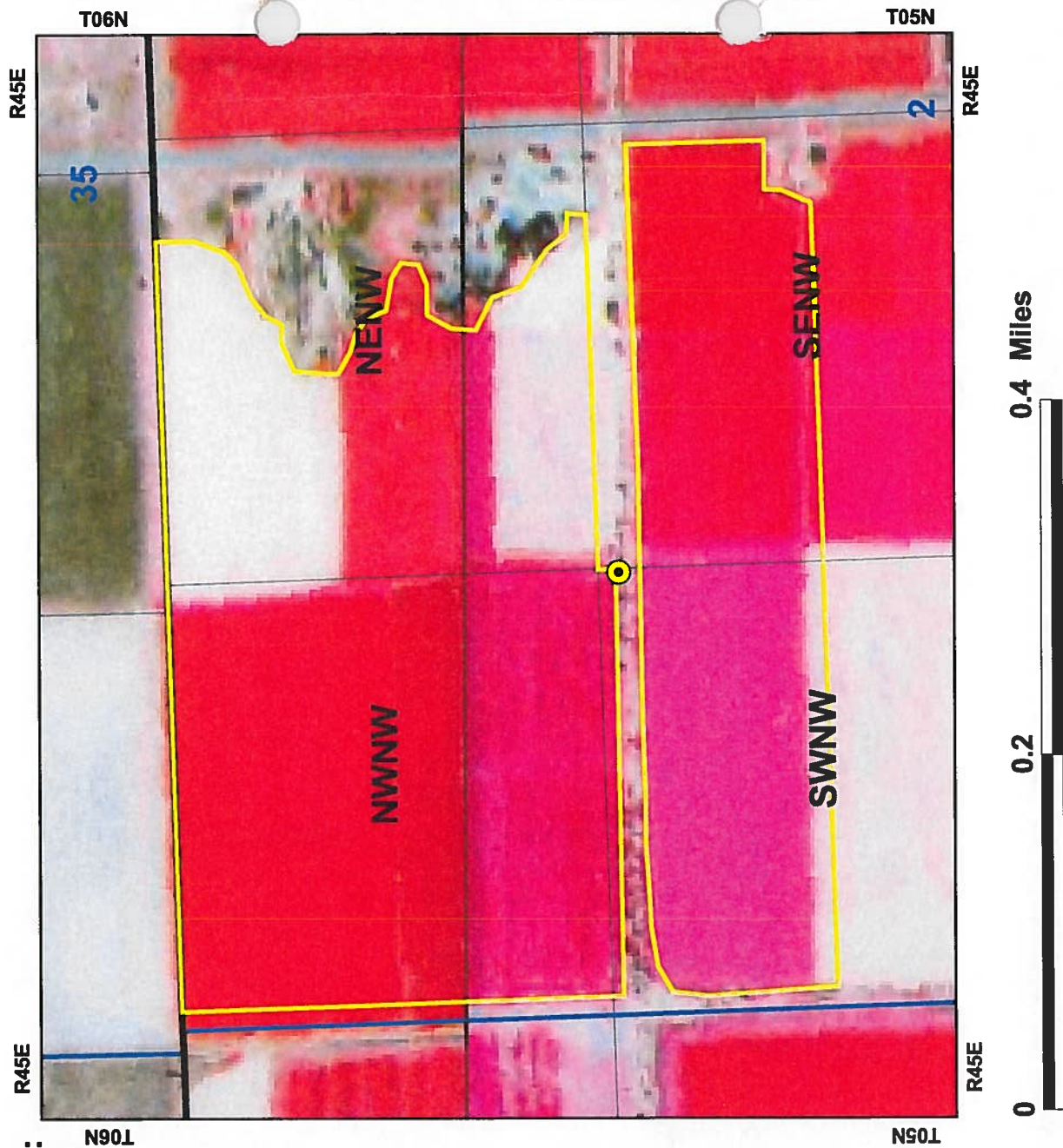
22-11924

(Irrigation)

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



**Prepared by T. Galbraith
On Thursday, July 6, 2006
1987/88 Aerial Photography**



- Lofthouse never owned Fullmer land. Enlargement only pertinent to N $\frac{1}{2}$ of S $\frac{1}{2}$ of NW. Fullmer has no claim on it.
- 22-13541 Fullmer for portion of 315 has been filed waiting for signed copy and filing fee.
- 22-13539 ~~for~~ Moulton for portion of 315 has been filed waiting for signed copy and filing fee.
- Both new claims are in Temp. status.
- Source for 314 was an error in decree per err. r. North leigh cant get to land through South leigh. No CO₂ is needed for condition. Recommend as South leigh.
- Assuming a CO₂ for 314 because Lofthouse owned all ~~water~~ land that water could get to from Desert ditch.
-

~~transfer?~~ change owner.

enlargement claim? Need evidence of priority
abandonment of old well?

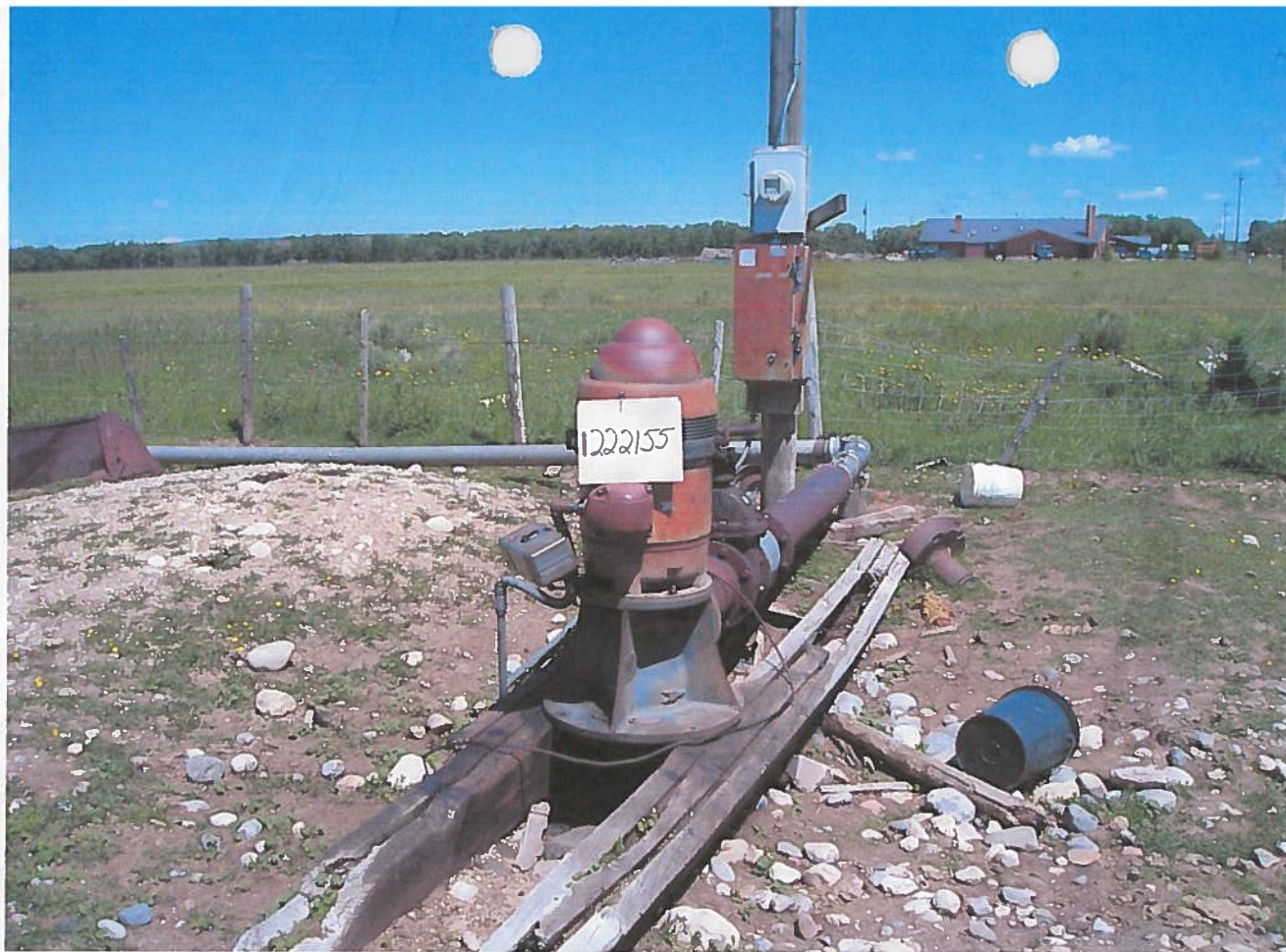
Cost \$50 + \$1 / acre over 80 acres

Mail it to IF ATTN Allen N.

Call Bill about above info. -

Mrs. Moulton's enlargement claim -
How is it coming?





Bill Moulton's abandoned well - just north of his house.

Water Right No(s). _____

GPS DATA: well #1

Tag # A00 14201 Location: _____

Diversion Data: A00 14214 for well #2 (new well)

Source: Well Trib to: _____

MOTOR

Make: US Motors Model: Hollaschaft Hp: 25

SN: 3139313 * Pump #2 Motor US Motors Hollaschaft 40 HP SN# D700 4598 8" to 6" mainline

PUMP

Make: Westernland Roller Model: _____ Disch: 8" to 6"

SN: 454218 mainline

NOTES:

Well #1 not used since 2000 - abandonment

Well #2 - may! 30 PSI 10/64 nozzle 33 nozzles

4 lines 11/64 "

5 lines at times 28 in short line

3 full wheel lines & short lines

Field Exam Date: _____ Agent: _____

* Pump #2
Pump in
use

State of Idaho
License and Certificate of Water Right

Water License No. G-24751 Amount 1.5 c.f.s.
Water District No. Priority March 4, 1954

THIS IS TO CERTIFY that VERNAL F. LOFTHOUSE
of Tetonia, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 4, 1954; that Permit No. G-24751
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on February 6, 1959, showing that said works
were completed on the 8th day of June, 1957; and that on the 8th
day of June, 1957, VERNAL F. LOFTHOUSE

of Tetonia, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of Irrigation
, under Use Permit No. G-24751 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6608, on the 6 day of February, 1959;
The right hereby confirmed dates from March 4, 1954;
The Point of Diversion is located Lot 3, (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
in the $\frac{1}{4}$ $\frac{1}{4}$ Sec. 2, Tp. 5 N., R. 45 E., B. M. Teton County
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 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	45 E.	2	NE $\frac{1}{4}$ NW $\frac{1}{4}$ (lot 3) NW $\frac{1}{4}$ NW $\frac{1}{4}$ (lot 4)		40 40
			Total number of acres irrigated		80

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 State Reclamation Engineer, affixed at Boise, Idaho, this
6th day of February, 1959.

(SEAL)

GEO. N. CARTER

State Reclamation Engineer.

2155

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-24751

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Vernal F. Lofthouse, Tetonia, Idaho
2. Source of water supply: Subterranean flow from a well.
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3) of Section 2
T. 5 N. R. 45 E. County of Teton
4. Describe works as they exist, giving dimensions and capacities of same: Well - Dug & Timber
curbed 50' x 6' x 6' - Static Water level 7' - Pump: Western Land
Roller #454218 - Horizontal - Discharge 8" - Power: Tractor.

5. Water is used for: Irrigation.
6. State whether or not water has been turned into works of diversion: Yes.

7. List legal subdivisions 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 other than irrigation):

Lots 3 & 4 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 2, Twp. 5 North, Range 45 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

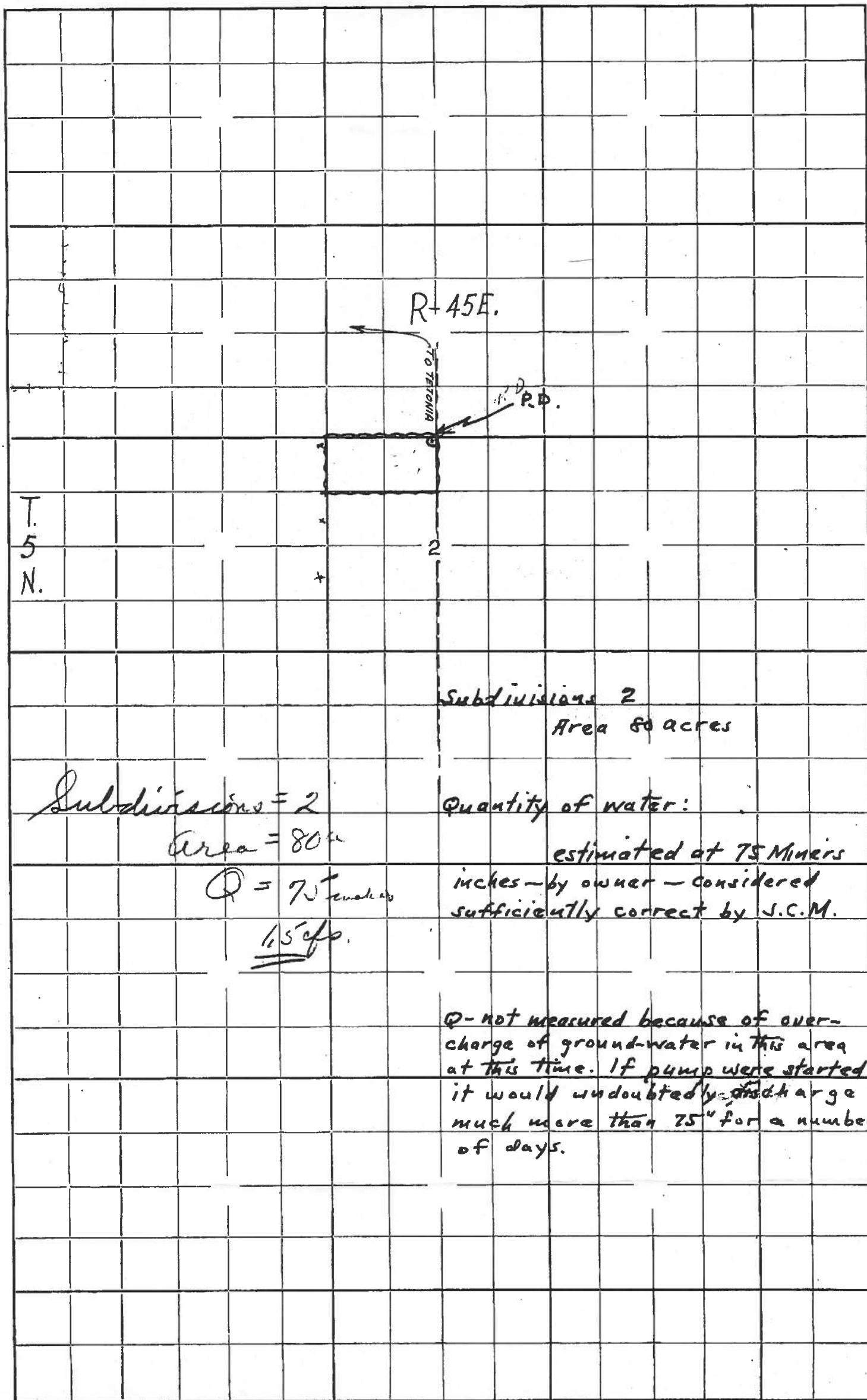
8. What large stream would the water here appropriated finally reach?

Remarks: _____

This examination was made on the 15th day of July, 1957

(Signed) James H. Hearn Examiner.

S24751



Vernal F. Lofthouse
Tetonia, Idaho

Permit No. Q-24751

Examination for Completion of Works
& Beneficial Use

County Teton

2-5N.-45E.

Q = 1.5 c.f.s.

S = Well

P.D. = Lot 3, Sec. 2, T. 5N.-R. 45E.

Use = Irrigation

Filed = March 4, 1954

Due = June 1, 1957

(Extension)

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 2 1 1957

Department of Reclamation

Well - Timber cribbed 6' x 6' x 5'
Static H₂O Level 7'

Pump = Horizontal
Wester: Land Rollover Pumps
454216 (Hasting's Pump)
Suction 8"
Discharge 8"
Q = 75"

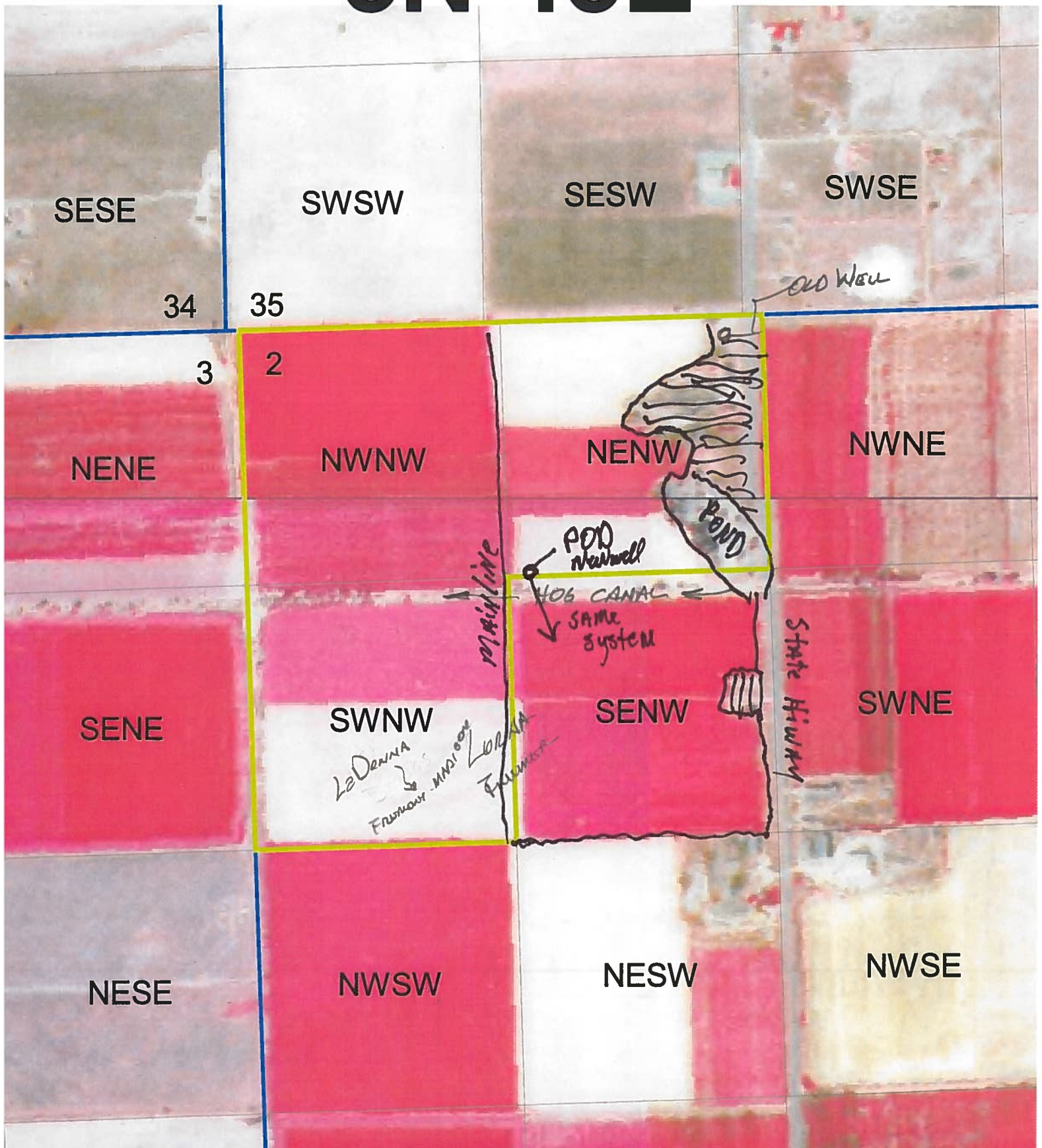
Engine: Oliver Tractor
Taken 24/54

July 1 - Aug 31 -

Irrigated 3 years.

22-2155

5N 45E





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 20, 2001

WILLIAM & CHERYL MOULTON
494 N HWY 33
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-00314, A22-02155 AND
A22-11940

Dear Mr. & Mrs. Moulton:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

Water right number A22-11940 will be processed and sent to you at a later date.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

OK 8/26/01
RECEIVED

JUL 12 2001

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) A22-11940 pl - fees paid
Adjudication Claim Number(s) 22-314, 22-2155

2. The following REQUIRED information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Vernal + Wilma Lefthouse

4. New Owner/Claimant(s) William B. Moulton
Charles Moulton 494 N Hwy 33 Teton, ID 83452
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR

New Mailing Address

City, State and ZIP Code

New Telephone Number (208) 456-2689

5. Date you acquired the property May 14, 1999

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Charles Moulton Date 7-12-01
W B Moulton Date 7-12-01

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your

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 22-2155
Date Received: 9/27/1988
Receipt No: M001446
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILLIAM B MOULTON Phone: (208) 456-2689

494 N HWY 33
TETONIA ID USA 83452

CHERYL MOULTON Phone: (208) 456-2689

494 N HWY 33
TETONIA ID USA 83452

2. Date of Priority: 03/04/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	45E	2	NE NW 3	TETON	

5. Description of diverting works:

PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	1.5	

7. Total Quantity Appropriated is:
1.5 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
05N	45E	2	NE	NW	3	IRRIGATION 30
			NW	NW	4	IRRIGATION 40
			SW	NW		IRRIGATION 10
					Section Acres	80
					Total Acres	80

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:

THIS RIGHT WHEN COMBINED WITH A22-11924 SHALL NOT EXCEED 1.5 C.F.S. TOTAL DIVERSION RATE. ACREAGE FEE FOR 40 ACRES IN NWNW HAS BEEN PREVIOUSLY PAID FOR WITH RIGHTS IN LEIGH CREEK CANAL CO.

15. Basis of Claim: License

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: A22-02155
Date Received: 9/27/1988
Receipt No: ~~11001439~~ 11001446
Received By: SPM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VERNAL F. LOFTHOUSE 208-456-2668
Address: 490 N HIWAY 33
TETONIA, ID 83452

OR

Name: WILMA L. LOFTHOUSE 208-456-2668
Address: 490 N HIWAY 33
TETONIA, ID 83452

2. Date of Priority: MAR 04, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	2	NE	NW		3	TETON

5. Description of diverting works:
PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.500		

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

8. Total consumptive use is 140.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A22-02155

Page 1

Date: 09/27/88

A2202155



MICROFILMED
OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	45E	2	NE		NW	3	IRR	30.0
			NW		NW	4	IRR	40.0
			SW		NW		IRR	10.0
							Section Acres	80.0
							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:
A22-11924

14. Remarks:
THIS RIGHT WHEN COMBINED WITH A22-11924 SHALL NOT EXCEED 1.5
C.F.S. TOTAL DIVERSION RATE. ACREAGE FEE FOR 40 ACRES IN NWNW
HAS BEEN PREVIOUSLY PAID FOR WITH RIGHTS IN LEIGH CREEK CANAL CO.

15. Basis of Claim: LICENSE
Water Right Number: 24751

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): Arnold F. Lighthouse Date: Sept 27 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of Sept 19 88

[Signature]
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9-12-94

A22-0215 USE 30 EBN

NOT TO SCALE

A-50

A-59

A-248

A-53

A-34

A-57

A-99

A-232

A-82

T-90

W-45E

A-51

A-57

REC'D 29 1992