

10/24/2005

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

RIGHT NUMBER: 22-2215
NAME AND ADDRESS: ARDEN R STEWART
PO BOX 127
TETON ID 83451

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.490 CFS
420.000 AFY

PRIORITY DATE: 09/18/1961

POINT OF DIVERSION:

T06N R41E S16 NESWNW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.490 CFS 420.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T06N R41E S16	NWNE	37.0	T06N R41E S16	SWNE	38.0
T06N R41E S16	NENW	37.0	T06N R41E S16	NWNW	10.0
T06N R41E S16	SWNW	39.0	T06N R41E S16	SENW	39.0

200 ACRES TOTAL

This right is limited to the irrigation of 120.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 200.0 acres in a single irrigation season. Combined Right Nos.: 22-2215, 22-2256A, 22-2277, 22-7303.

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

Use of this right is combined with water from Enterprise Canal system.

The following rights are also diverted through point of diversion described above: 22-2215, 22-2256A, 22-2277, 22-7303.

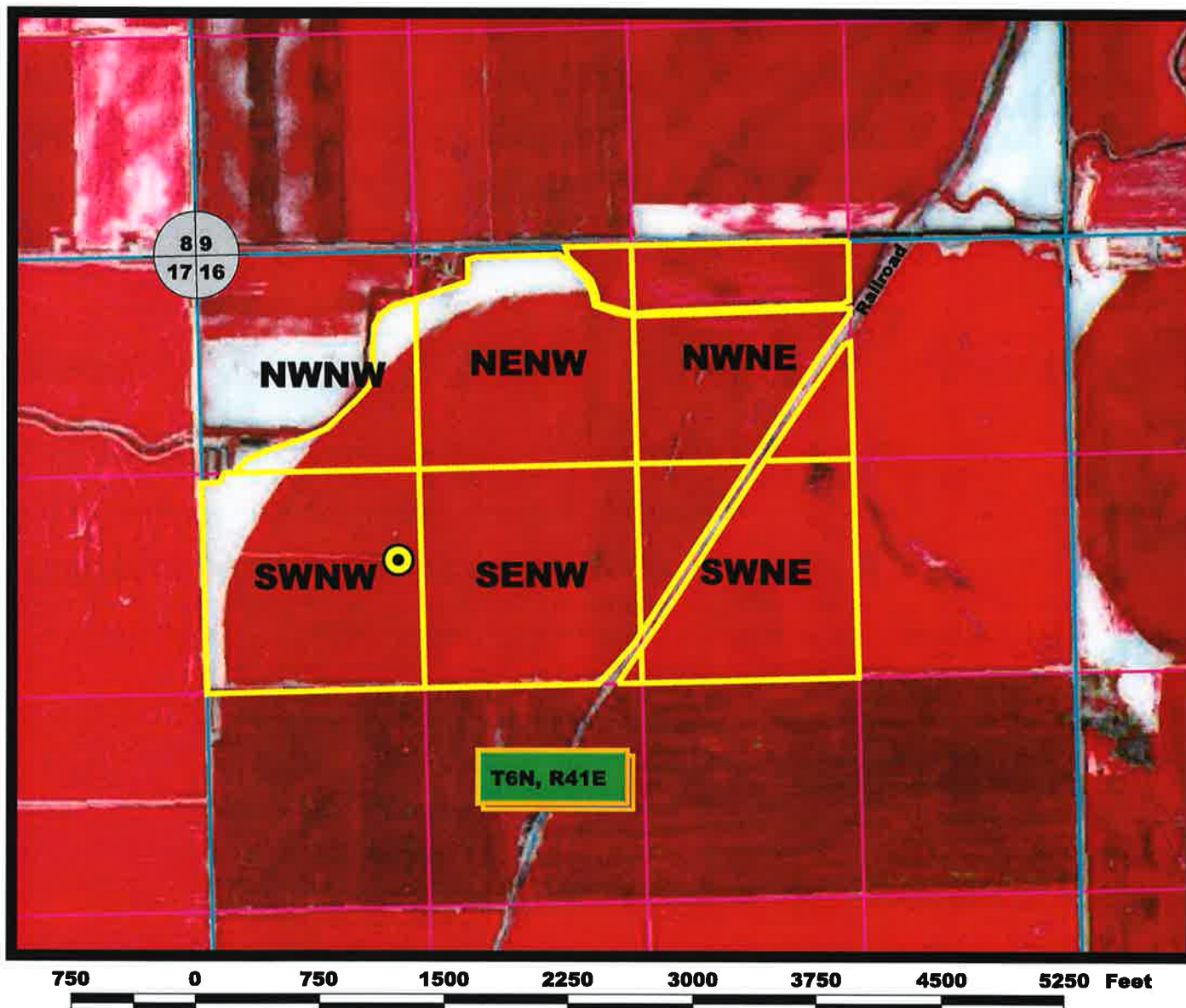
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

**22-2215,
22-2256A,
22-2277,
22-7303**

Point(s) of Diversion:

**T6N, R41E
Sec. 16 NESWNW**

Place of Use: (parts of)

**T6N, R41E
Sec. 16 NW, W2NE**

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



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

10/25/2005

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: 22-2215

ARDEN R STEWART

PO BOX 127

TETON ID 83451

Telephone Number: (208)458-4310

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:

10/24/06

SIGNATURE:

Arden R. Stewart

Please print your name:

ARDEN R. STEWART

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

KMS
10/30

WATER LICENSE

Water License No. 30198/22-2215 Priority September 18, 1961 Amount 1.49 c.f.s. THIS IS TO CERTIFY, that Roy Stewart

of Teton City, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 18, 1961, that Permit 30198/22-2215 was issued pursuant to said application, that the proposed works were completed on or about September 19, 1966

with a storage or carrying capacity of 1.49 c.f.s., said works consisting of well, pump, motor, sprinkler system, and that on October 7, 1966

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 420 acre feet per season, with a maximum rate of diversion of 1.49 cubic feet per second of the waters of

subterranean, tributary of, for the purpose of irrigation from April 1 to October 31

and for, from, to, and for

from, to, and that the use

of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is

located in SW 1/4, Sec. 16, T. 16N, R. 41E, B.M., and

other additional points, in the County of

Madison, and that the amount of water to which such right is

entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially

used for said purposes and shall not exceed 420 acre feet per year.

Description and location of place of use:

PON after 1st of limits

TWP.	R&D	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	
6N	41E	16					28	12	40	40									120

Total number of acres irrigated 120

The right to the use of the water 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

29 day of October, 1969

State Reclamation Engineer

30198

30198/22-2215

30198/22-2215

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

Permit No. G-30198

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

1. Name of applicant Roy Stewart

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SW¹/₄ NW¹/₄ of Section 16
T. 6 N R. 41 E County of Madison

4. Describe works as they exist, giving dimensions and capacities of same: CONTACT MR. STEWART
Holloshaft motor 75 H.P. Ser. # 1270037
Peerless Pump Ser. # 197497
8" Discharge into SPRINKLER SYSTEM
RAIN Bird mod. 30 W.S. 1/4

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: _____

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):

NW¹/₄, Sec. 16, T. 6 N, R. 41 E, B.M.

120 acres

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

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

Remarks: CONTACT MR. STEWART

(5.69 p.m.) (120 NOZ) = 1.49 cfs.
448.8

1.49
ALLOW: 1.49 cfs

G-33098 Filled on Same well.

420 acre ft

IRRIGATION Reg. 3.5

This examination was made on the 13 day of July, 1968

(Signed) _____

S.P. P.M.
Examiner.
30198
22-2215
PLAT

Area = 120 Acres
 Sub = 4
 Q = 1.49
 Vol = 420 ACFT/Season
 Priority = Sept. 18, 1961

120 Acres



1/2 Mile

710 sha.
75 "

270 37

Pe less
197

8" sch e

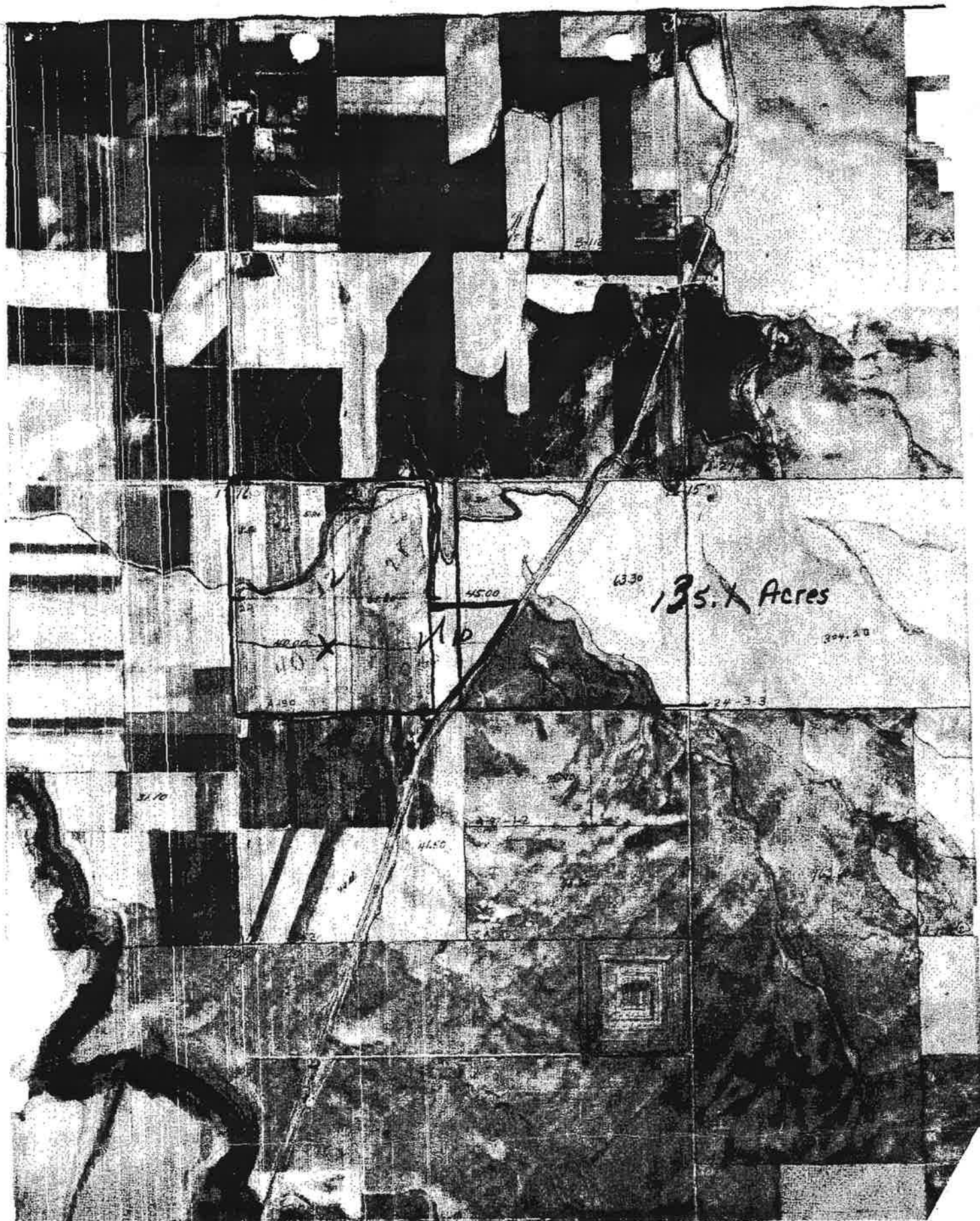
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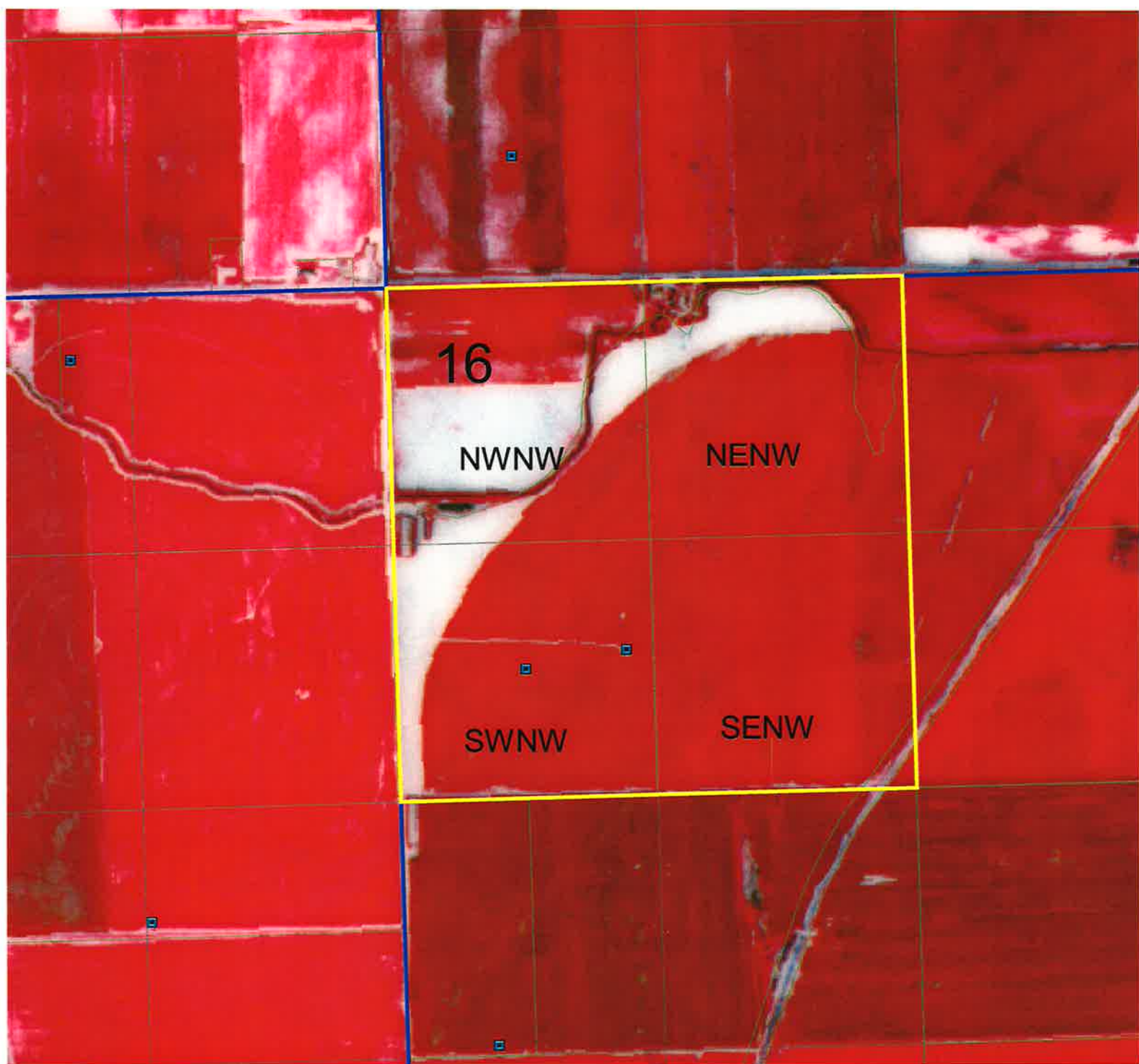
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Du	Septe	19, 1966			
Ma	Sept	r 19, 1966			
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22-2215
6N 41E



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: A22-02215
Date Received: 7/11/1988
Receipt No: F000693
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARDEN STEWART 208-458-4310
Address: BOX 127
TETON, ID 83451

2. Date of Priority: SEP 18, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	41E	16	SW		NW		MADISON

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.490		420.00

7. Total Quantity Appropriated is:
1.490 C.F.S. (and/or) 420.00 A.F.A.

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	41E	16	NE	NW		IRR	28.0
			NW	NW		IRR	12.0
			SW	NW		IRR	40.0

A22-02215

Page 1

Date: 07/11/88

A2202215



MICROFILMED

OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	16	SE	NW		IRR	40.0
Section Acres							120.0
Total Acres							120.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30198

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 X 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):

Arden Stewart

Date:

July 11, 1988

Date:

State of Idaho

County of

Bonnerville

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 11th day

of July 19 88

Deana Green
Notary Public

Seal

Residing at

Rogby

My Commission Expires

4-22-1994

A 22-02215

MICROFILMED
OCT 29 1992