

10/24/2005

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

RIGHT NUMBER: 22-2277

NAME AND ADDRESS: ARDEN R STEWART
PO BOX 127
TETON ID 83451

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.680 CFS
118.600 AFY

PRIORITY DATE: 08/15/1966

POINT OF DIVERSION:

T06N R41E S16 NESWNW Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.680 CFS
118.60 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	SENE	39.0

200 ACRES TOTAL

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.

This right is limited to the irrigation of 33.9 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

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

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

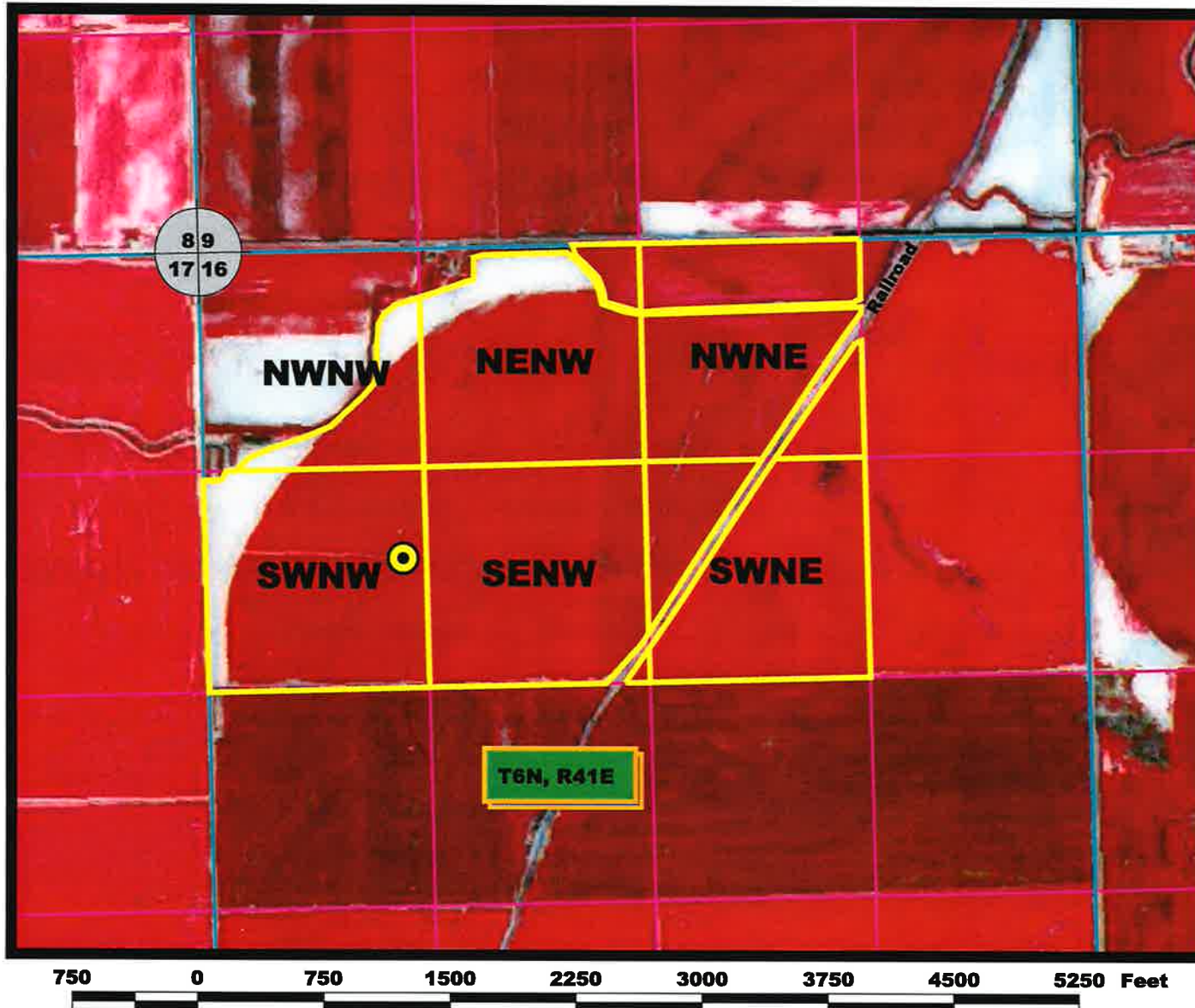
The following rights are also diverted through point of diversion described above: 22-2215, 22-2256A, 22-2277, 22-7303.



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

SESE

Place of Use



Section



Quarter-Quarter



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

Water Right No(s). A22-2215, -2256, -2277 + A22-7303

Photo Codens North

GPS data - 2690172
1408090

GPS File - 222277

GPS DATA:

Tag # A0015961 Location: on power panel frame

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: GE Model: _____ Hp: 125
SN: JNJ907106

PUMP

Make: Percless Model: _____ Disch: _____
SN: Not readable

NOTES:

P.O.U. maps modified by Arden Stewart. Correct mailing address is Box 127
Tehon, ID. Northern tier of P.O.U. also has Enterprise Canal water
utilized. 7
System is well, pump, pivot + sprinklers.

Field Exam Date: 10-3-05 Agent: H. C. Jones

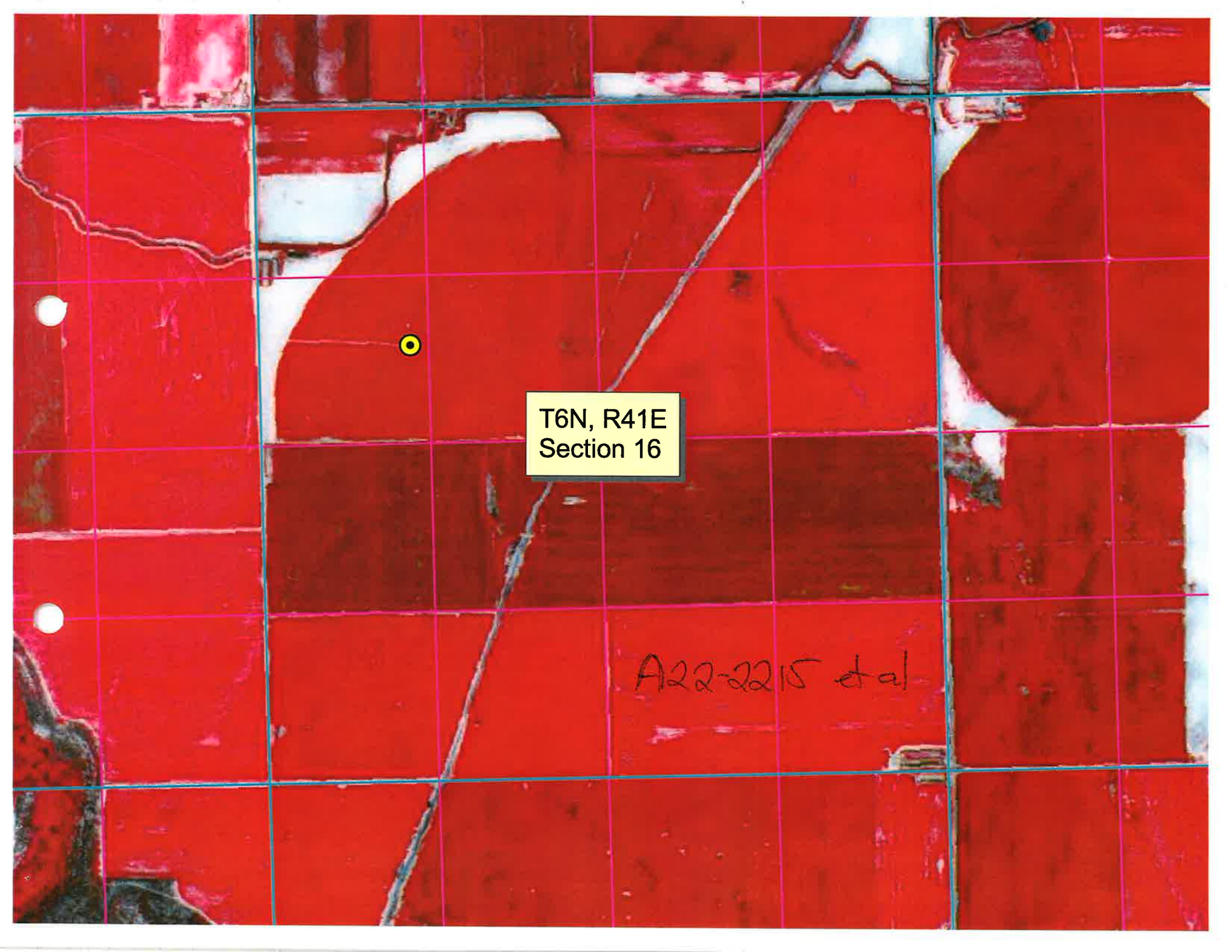
Lic @ 33712 Claims 340

CA
Remark

GPS
Tag



A22-2215, A22-2256, A22-2277 + A22-7303, Looking North



T6N, R41E
Section 16

A22-2215 et al

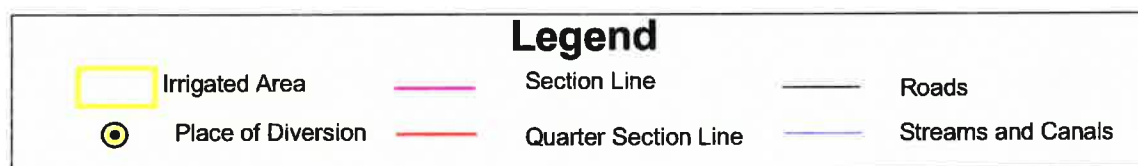
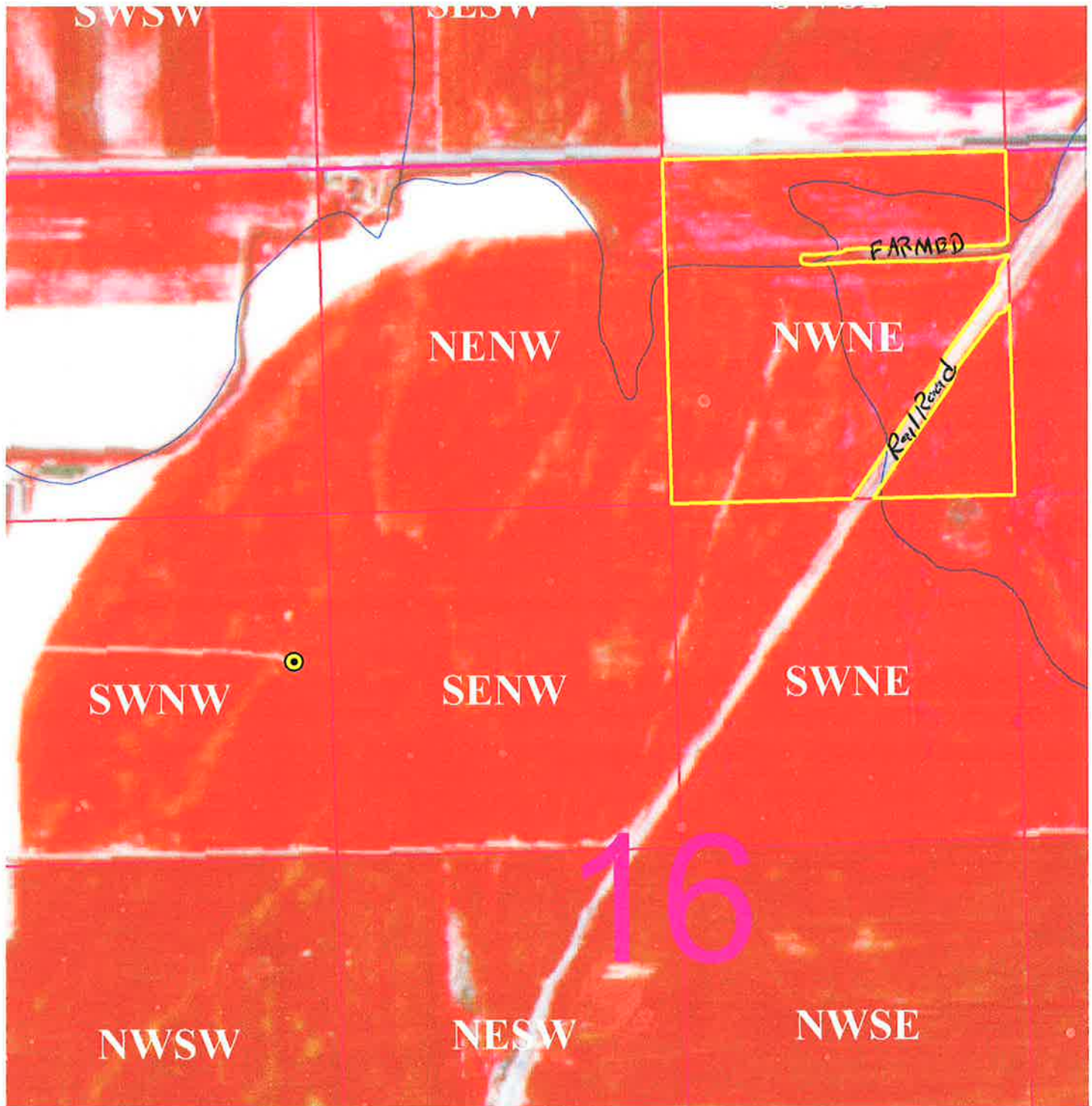
[illegible]

Date:

Water Right Claim Number 22-02256A
Township , 6N41E

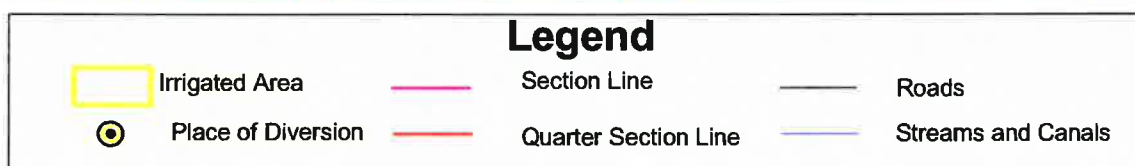
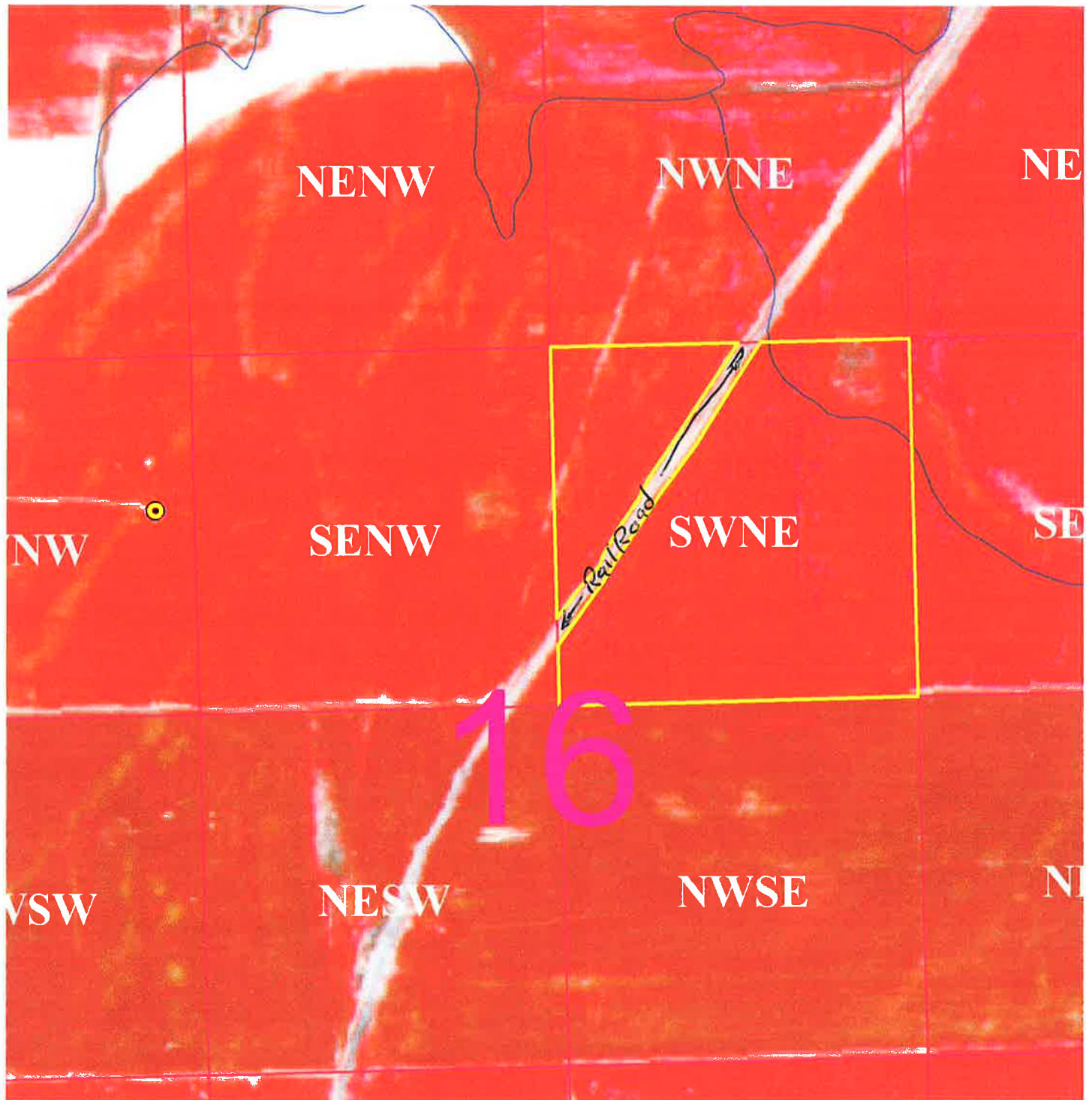
08/08/2001

22-07303



Water Right Claim Number 22-02277
Township , 6N41E

08/09/2001



State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33098/22-2277 Priority August 15, 1966 Amount 0.68 cfs

THIS IS TO CERTIFY, that Arden R. Stewart & Roy Stewart
of Teton City, Idaho, have, ~~has~~ complied with the terms and conditions of Permit
No. 33098/22-2277 issued pursuant to Application for Permit dated August 15, 1966
and has submitted proof to the Department of Water Administration on November 8, 1966
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.5 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.68 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.68 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, Twp. 6 N, Rge. 41 E, B. M.

in the county of Madison; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 118.6 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NW $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	41 E	16			33.9														33.9

Total number of acres irrigated 33.9

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 9 day of

March, 19 72.


Director

1303 12277

✓ 33098
8.0.
22-

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41299
Permit No. G- 33098
District No.

1. Name of Applicant: Arden R. Stewart and Roy Stewart
Postoffice address: Teton City County: Fremont State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second .8 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16
Twp. 6 N , Rge. 41 E , B.M., County of Madison
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: electric pump, with mainline, sprinklers and laterals
8. Estimated cost of works: \$ 5,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 5
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) - (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) .8 (cubic feet per second, inches or gallons per minute) is for new lands.

Arden R. and Roy Stewart
Teton City, Idaho

Permit No. G-33098 / 22-2277

Examination for Completion of Works & Beneficial Use

County Madison

Quantity: 0.8 c.f.s. Sec. 16 T. 6N R. 41E

Source: subterranean

P.D.: SW¹/₄NW¹/₄, Sec. 16, T. 6 N, R. 41 E, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: August 15, 1966

Due: August 16, 1971

Made: November 8, 1966

Priority: August 15, 1966

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.

22 2277

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

Permit No. G-33098/22-2277

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

1. Name of applicant Arden R. and Roy Stewart

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SW 1/4 of Section 16
T. 6 N R. 41 E County of Madison

4. Describe works as they exist, giving dimensions and capacities of same:

Holloshaft motor 75 HP Ser # 1270037
Peerless pump ser # 197497
8" Discharge into sprinkler system

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):

SW 1/4, Sec. 16, T. 6 N, R. 41 E, B.M. (40 acres)

33.9 ~~40~~ Acres irrigated
Aerial Photo Shows
Booked 20 Aug 70

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

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

Remarks:

(120002)(5.6 gpm) = 1.4973262
448.8

Allow - 2 cfs

This examination was made on the 13 day of July, 1969

(Signed)

Examiner.

22 2277

PLAT

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-33098/22-2277

REPORT ON PROOF OF Completion of Works & Beneficial Use

Map showing a river system with various labeled areas and numerical data. The map includes a scale bar (0 to 10 miles) and a north arrow.

Key labeled areas and values:

- Top left: A 1-2, A 123, 78.3
- Top right: F 440
- Middle left: A 38.2
- Middle: B 40.0, C 41.5, D 5.8, E 52.0, A 100, 2-3
- Bottom left: D 10.2, J 27.1, 33.9, I 30.6, 6.8
- Bottom right: H 40.0, A 116, C 48.6, B 14.4, A 37, E 5.1, F 9.6, G 8.5, I 36.2, D 36.2
- Far left: A 63.3, 2-2, A 123
- Far bottom left: I 33.6, J 10.6

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: A22-02277
Date Received: 7/11/1988
Receipt No: F000693
Received By: TD

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: AUG 15, 1966

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	11/01	0.680		118.60

7. Total Quantity Appropriated is:
0.680 C.F.S. (and/or) 118.60 A.F.A.

8. Total consumptive use is 67.8 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	16	SW	NE		IRR	34.0
Section Acres							34.0

A2202277

10. Place of Use: Continued

Total Acres 34.0

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:
 AC. IRR.=33.9.

15. Basis of Claim: LICENSE
 Water Right Number: 33098

(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.

OCT 29 1992

41E.

MOODY ORTHOPHOTOQUAD
IDAHO



MICROFILMED
OCT 29 1992