

02/25/2005

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

RIGHT NUMBER: 22-2289
NAME AND ADDRESS: BATES CEMETERY MAINTENANCE DIST
C/O JAYDELL BUXTON
256 S 500 W
DRIGGS ID 83422

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.060 CFS
6.000 AFY

PRIORITY DATE: 04/11/1967

POINT OF DIVERSION:
T04N R44E S2 NENE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.060 CFS 6.00 AFY

PLACE OF USE: IRRIGATION Within TETON County
T04N R44E S02 Lot 1 NENE 2.0

2 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: License

02/25/2005

**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: 22-2289

BATES CEMETERY MAINTENANCE DIST

C/O JAYDELL BUXTON

256 S 500 W

DRIGGS ID 83422

Telephone Number: (208)354-2570

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:

June 6/2005

SIGNATURE:

Jaydell Buxton

Please print your name:

JAYDELL BUXTON

IDWR Regional Office,

RECEIVED
JUN 13 2005
Department of Water Resources
Eastern Region

PROFILED

SCANNED
JUN 15 2005

KAY
6/13



APR 07 2005

SCANNED

PRINTED

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-2289

Point(s) of Diversion:
T04N R44E
Sec. SENENE

Place of Use (parts of):
T04N R44E
Sec. 2 NENE

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



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



400 0 400 800 1200 1600 2000 2400 2800 Feet

Water Right No(s). A 2202289



GPS DATA:

Tag # A0013806 Location: PIPE

Diversion Data:

Source: GROUND WATER Trib to: 0223895
0293385

PROFILED

MOTOR

Make: FRANKLIN Model: 2821139310 Hp: 5
SN: NA

PUMP

Make: FRANKLIN Model: NA Disch: NA
SN: NA

NOTES:

photo # 9 TAKEN IN N-W DIRECTION
Submersible pump
2" LINE FROM WELL TO 1 1/2" LINE TO SPRINKLER
SYSTEM. 5-32 NOBLES 12 HEADS
photo # 10 OF CEMENTARY

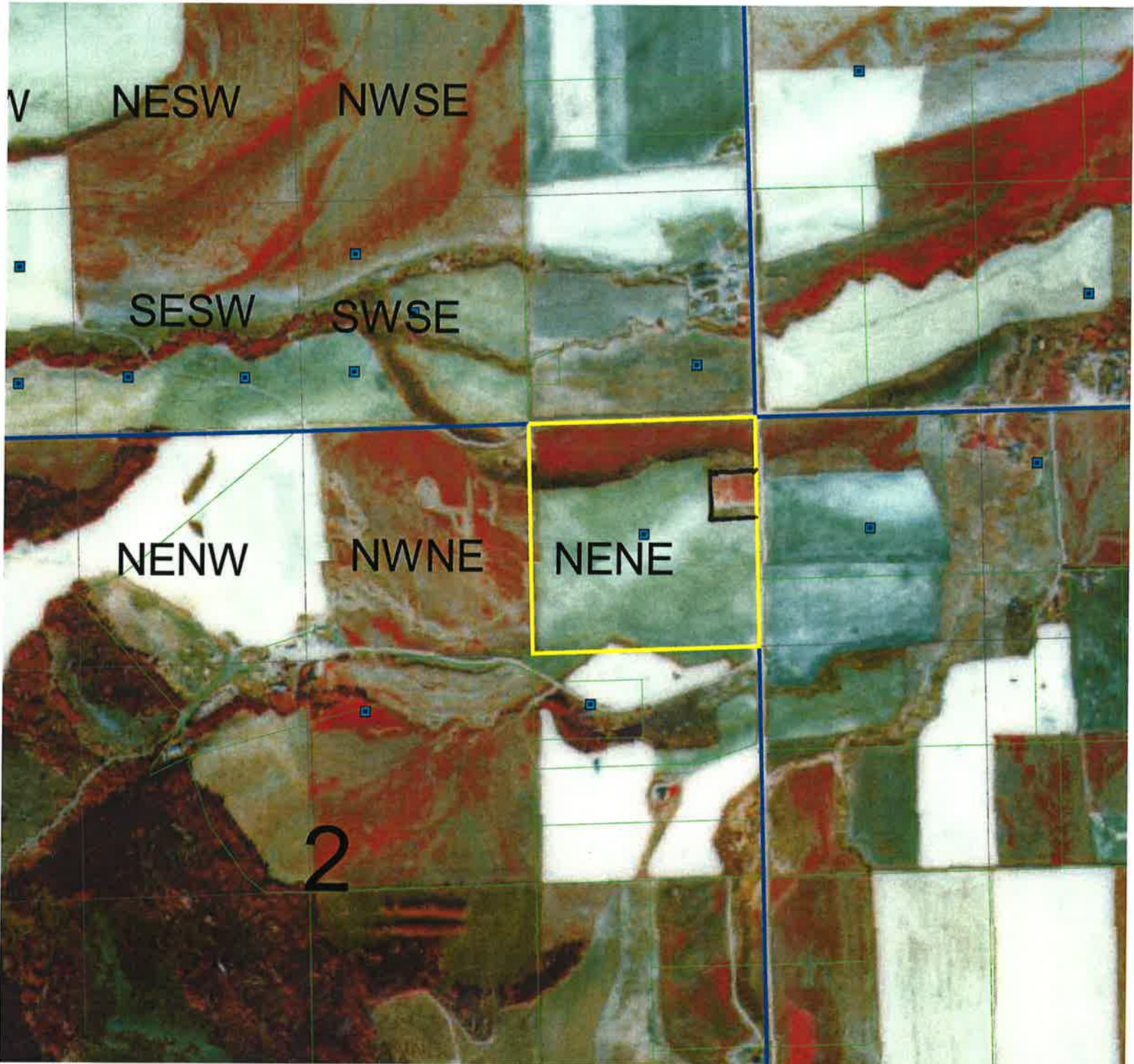
Field Exam Date: 6-16-04 Agent: Wick Olson

RECOMMEND AS LIEN SOON / CLAIMED

SCANNED

APR 07 2005

22-2289
4N 44E



APR 07 2005

PROFILE

6-25-93

We thought the claim was Domestic when we discussed it over the phone. However, it turned out to be a License for irrigation of 2 acres. Therefore, a second check was written by Mr. Bampton to cover the remaining fee of 27.00.

Total charges were

50.00 file fee

50.00 late fee

2.00 \$1/Per acre

102.00

Two checks, #1046, 75.00 + #1047 for 27.00 were rec'd. Jo

PROFILED

SCANNED

APR 07 2005

DATE OF EXAM 20 June 1972

ACREAGE

Found 2 acresRecommended 2 acresIrrigation Requirement 3.0

Ac Ft/Ac

USE

Irrigation Q = 2.04 cfsV = 6.0AF/Ann. from April 15 to October 15Domestic Q = cfsV = AF/Ann. from to Livestock Q = cfsV = AF/Ann. from to Is water co-mingled? yes noName source: Twp. N/S, Rge E/W, B.M., Sec. Sub.

1/4

1/4

County Exchange? yes noName source exchanged with: Twp. N/S, Rge E/W, B.M., Sec. Sub.

1/4

1/4

County Point of injection: Twp. N/S, Rge E/W, B.M., Sec. Sub.

1/4

1/4

County Point of exchange: Twp. N/S, Rge E/W, B.M., Sec. Sub.

1/4

1/4

County Total Q measured 2.063 cfsMethod of measurement Pressure gaugeTotal Q recommended 2.04 cfsMeter No. Type Condition Total V recommended 6.0 acre ft/yr

Recommended Amendments:

P.D. Place of Use Other None

MEASUREMENT CALCULATION:

Pressure measured: $\bar{x} = 45$ psi, 6 heads, 4.72 gpm/head,
28.32 gpm + 448.8 cfs = 2.063 cfs

SYSTEM DESCRIPTION:

with 2 hp electric pump, sprinklers -
six sprinklers operate at one time -

REMARKS:

Mr. Buxton stated that area was 288' x 288'
which is 82944 ft² / 43560 ft² per acre = 1.904 acres
≈ 2 acresExaminer's Signature William S. DwyerDate 21 June 1971Checked by NCLDate Approved by Date

PROFILED

SCANNED

22 2289

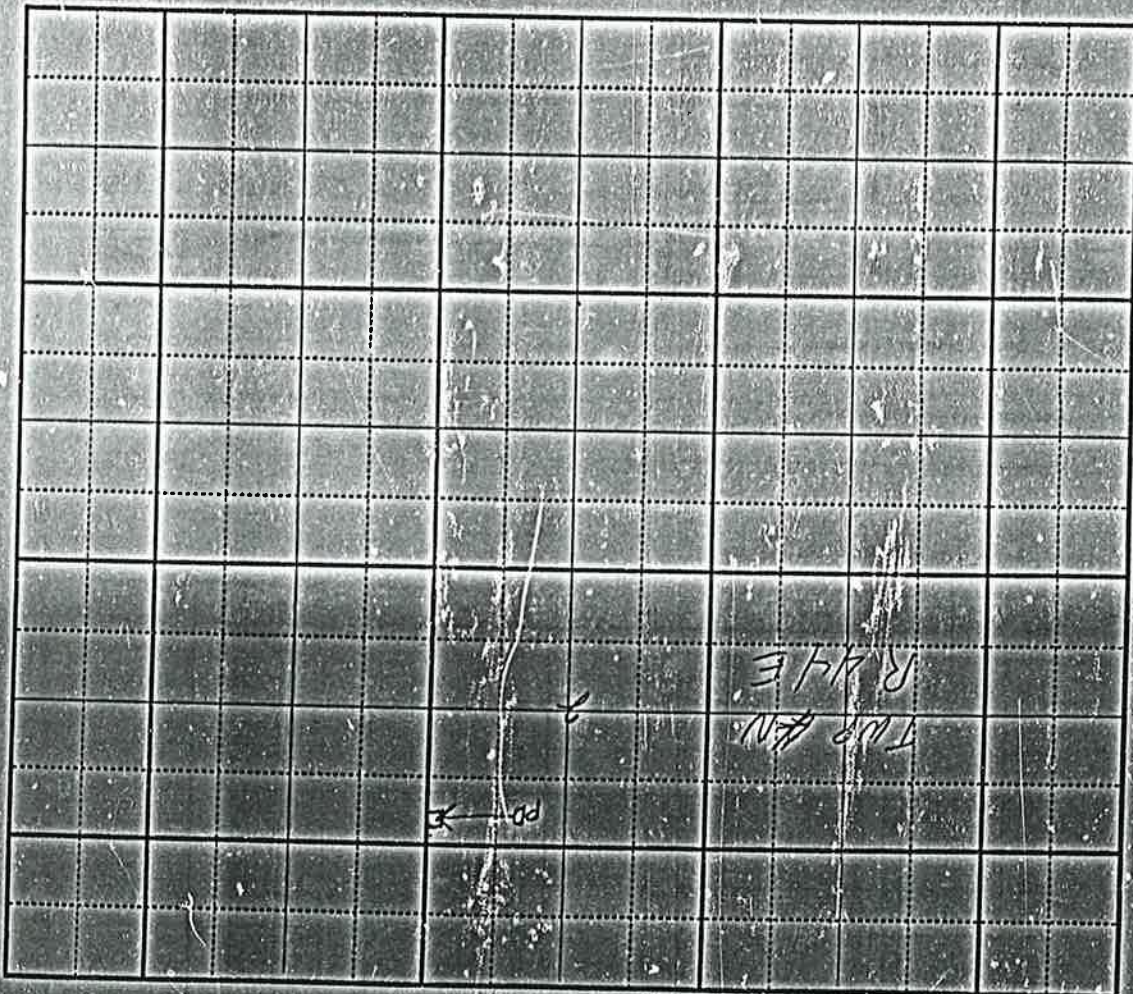
APR 17 2005

PROTECTED

APR 07 2005

SCANNED

Diagram of System



22 2289

RECEIVED

JUN 25 1973

State of Idaho
Department of Water Administration

Department of Water Administration
Eastern District Office

LICENSE OF WATER RIGHT

License of Water Right No. 33564/22-2289 Priority April 11, 1967 Amount 0.06 cfs

THIS IS TO CERTIFY, that Bates Cemetery Maintenance District
of Driggs, Idaho, has complied with the terms and conditions of Permit
No. 33564/22-2289 issued pursuant to Application for Permit dated April 11, 1967,
and has submitted proof to the Department of Water Administration on March 6, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.06 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:

Ambunt 0.06 cfs for Irrigation from April 15 to Oct. 15 (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 0.06 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE 1/4 Sec. 2, Twp. 4 N, Rge. 44 E, B. M.

in the county of Teton; 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 6 acre feet per year or
3.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4 N	44 E	2	2																2

Total number of acres irrigated 2

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 19 day of

June, 19 73.


Director

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: A22-02289

Date Received: 6/25/1993

Receipt No: E018762

Received By:

See Receipt E018762/27.00/90

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BATES CEMETERY MAINTENANCE DISTRICT 208-854-257
Address: 256 S 500 W
DRIGGS ID 83422

2. Date of Priority: APR 11, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	Count
04N	44E	2	NE	NE	NE		TETON

5. Description of diverting works:
WELL, 200' DEEP, 6" CASING, SUB PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.060		6.00

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 6.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	44E	2	NE	NE		IRR	2.0

Section Acres 2.0

Total Acres 2.0

A22-02289

PROFILE

Page

1

SCANNED
APR 07 2005

Date: 06/25/93

MICROFILMED
APR 11 1994



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:

15. Basis of Claim: LICENSE

Water Right Number: 33564

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 Organizations:

I do solemnly swear or affirm that I am President of

Title
Bates Cemetery District, that I have signed the foregoing
Organization
document in the space below as President of

Title
Bates Cemetery District and that the statements contained in the
Organization
foregoing document are true and correct.

Gaydall Beuxton
Signature of Authorized Agent

President
Title and Organization

June 24 1993
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of June 19 93

Seal

Betty J. Thompson
Notary Public

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

MICROFILMED
APR 11 1994

MICROFILMED
APR 11 1994

SCANNED
APR 07 2005