

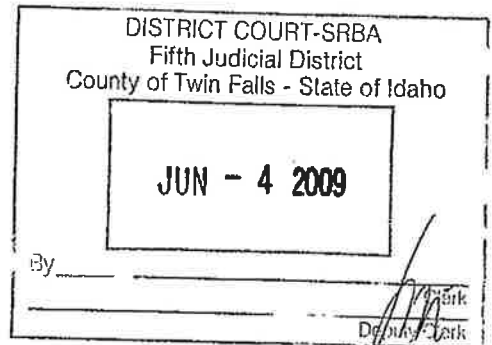
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-07019



NAME AND ADDRESS: DENNIE K ARNOLD
JANET ARNOLD
1045 N HWY 32
FELT, ID 83424

SOURCE: GROUND WATER

QUANTITY: 4.40 CFS
1140.00 AFY

The rate of diversion of water for irrigation under this right
and all other water rights on the same land shall not exceed
0.02 cubic feet per second for each acre of land.

The rights listed below are limited to a total combined annual
diversion volume of 2550.5 af. Combined Right Nos.:22-4185,
22-7019, 22-7171.

The rights listed below are limited to a total combined
diversion rate of 5.28 cfs. Combined Right Nos.:22-4185,
22-7019, 22-7171.

PRIORITY DATE: 02/25/1969

POINT OF DIVERSION: T07N R44E S27 SESWNE Within Teton County
NENENW
SESWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	4.40 CFS 1140.00 AFY

PLACE OF USE:	Irrigation	Within Teton County
	T07N R44E S21	SENE 11.0 SWSE 40.0
	S22	SESE 39.0 NENE 14.0 NWNE 12.0 SWNE 38.0 SENE 21.0 SWNW 23.0 SENW 32.0 NESW 32.0 NWSW 35.0 SWSW 40.0 SESW 40.0 NESE 24.0 NWSE 40.0 SWSE 40.0 SESE 22.0
	S27	NENE 36.0 NWNE 40.0 NENW 40.0 NWNW 40.0
	S28	NENE 40.0 NWNE 39.0 NENW 35.0 NWNW 12.0
	785.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 785 acres in a single irrigation season.
Combined Right Nos.:22-4185, 22-7019, 22-7171

This right is limited to the irrigation of 380 acres within
the place of use described above in a single irrigation season.
Place of use does not include federal public lands.

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

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

A. Subcase 22-7019
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100

Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234

Daytime Phone: (208) 378-5306 E. Gail McGarry

Name & Address of Attorney, if any:
David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street – 8th Floor
Denver, CO 80294

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name:	Dennie K Arnold	Janet Arnold
Address:	1045 N Hwy 32	1045 N Hwy 32
	Felt, ID 83424	Felt, ID 83424

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See Attached
10. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S): The United States of America, through the Bureau of Reclamation, is the owner of land included in the boundary encompassing the place of use in this water right. The boundary must be changed to delete Federal land in T07N R44E S28.

VERIFICATION (Must be Completed)

)

) ss.

)

(Name of person filing objection)

(Signature of person filing objection)

(Attorney signing in representative capacity)

August 3, 2007

Valerie J Shaw

Residing at: Meridian

My Commission Expires: 10-2-2012



Attachment 1 - 22-7019

POU's on BOR

-Irrigation of Federal land is not authorized on the list below.

UNAUTHORIZED POU's ON BOR LAND:

<u>Legal Description</u>	<u>BOR acres</u>
T07N R44E S28	
NENW	0.1 Acres
NWNW	0.2 Acres

Water Right Claims 22-7171, 22-7019, 22-4185

NWNW & NENW Sec 28 T7N R44E



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on AUG. 8, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Dennie K Arnold
Address: 1045 N Hwy 32
Felt, ID 83424

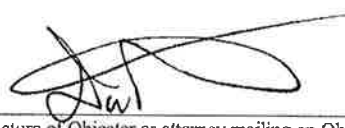
Janet Arnold
1045 N Hwy 32
Felt, ID 83424

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

7-12-06

- license 22-7171 is for 408 acres which overlap the 380 acres for 22-7019.
- claim 22-7171 claims 418 acres which is 10 acres over the license
- Enlargement 4185 was filed for 390 acres
- Complete irrigated acres = 787 acres

licensed acres = 408
total " = 787

$787 - 408 = 379$ acres enlargement.

- 379 acres gets $379 \cdot 3.5 \text{ aF} = 1326.5 \text{ afa}$
- 1326.5 combined with the 1224 limit as stated in 22-7171 ~~license~~ license
 $= 1326.5 + 1224 = \underline{2550.5 \text{ afa}}$ for Permissible Place of use.

TH

26

— together license 7171 for 88 and
license 27-2019 for with obs = 5.28 ds
to lat. PPV will be limited to that file.

7-12-06

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7019 Priority Feb. 25, 1969 Amount 4.40 cfs

THIS IS TO CERTIFY, that KEITH J. ARNOLD
of Sugar City, Idaho, has complied with the terms and conditions of Permit
No. 22-7019 issued pursuant to Application for Permit dated February 25, 1969
and has submitted proof to the Department of Water Resources on September 20, 1972
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.40 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to Nov. 1	at 4.40 cfs and	1,140 acre feet or
	from to	at cfs and	3.0 af per acre
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 4.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,140 acre feet per year, said waters to be diverted within the NW 1/4 NE 1/4 of Sec. 27,
Twp. 7 N, Rge. 44 E, B.M. in the County of Teton

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	
7 N	44 E	22													25	39	15		79
		27	38	39			39	39											155
		21														36	35		71
		28	38	37															75

Total number of acres irrigated 380

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 24 day of
February, 19 75.

Director

Claim no. _____

Claimant Contact Log

Date	Remarks	Agent initials
------	---------	----------------

4-29-04 meeting DOWNS 9:30 Same as
Claim # 04185

SCANNED

SEP 8 2007

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.

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

Source: _____ Tributary to: _____

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

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

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

Recommended Point(s) of Diversion and Source.

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

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

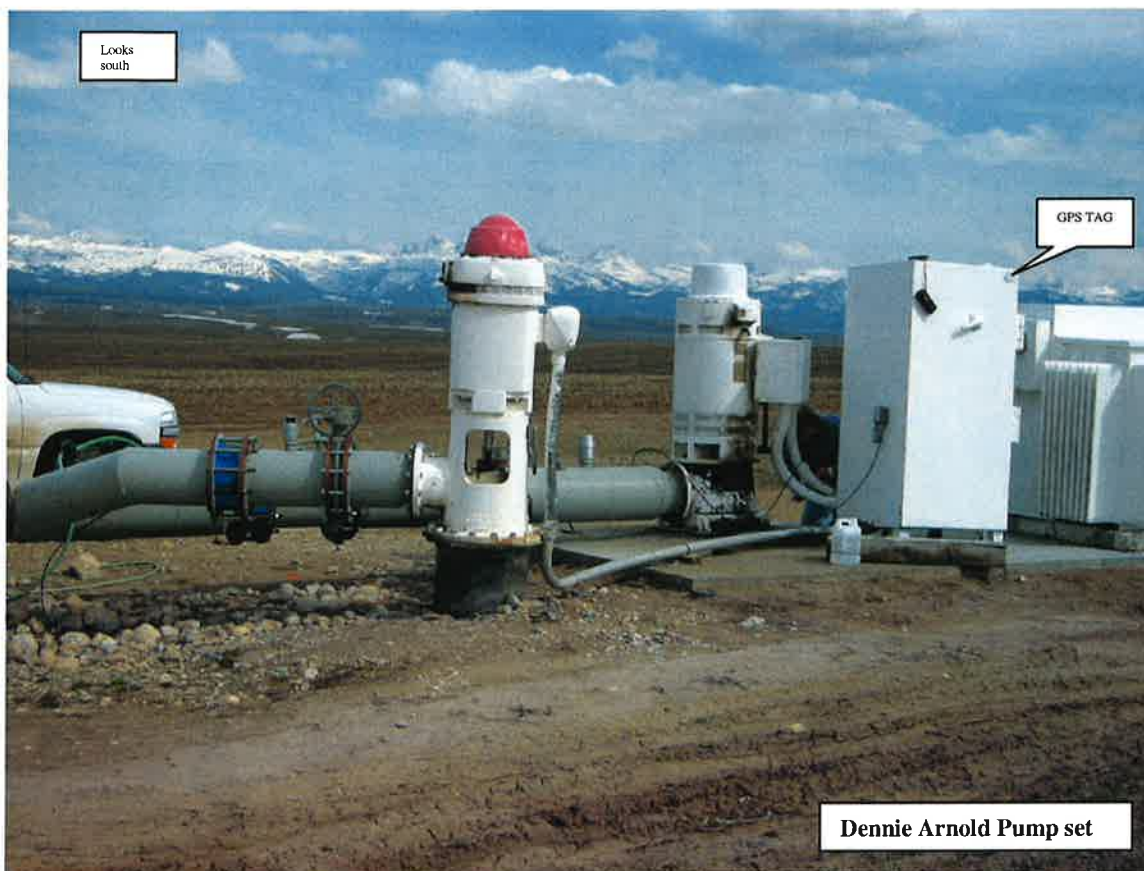
Make Motor: General Elec (White Top #1) GPS Tag # A6013822
 Model: 5K16287XH21A HP - 300
 SN # 6DJ1113116
 Pump - Layne & Bowler
 D24285 12 in RH pump
 (Red Top #2)
 Make Motor: HoloShaft.
 Model: R-2942-00-170-G HP - 100
 SN # R-2017702
 Pump - Layne & Bowler
 Model 14RLM Serial # D27718

Reviewer: _____ Date: _____

SCANNED

SEP 18 2007

Water Right No(s). _____



GPS DATA:

Tag # _____ Location: _____

Diversion Data:

Source: _____ Trib to: _____

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

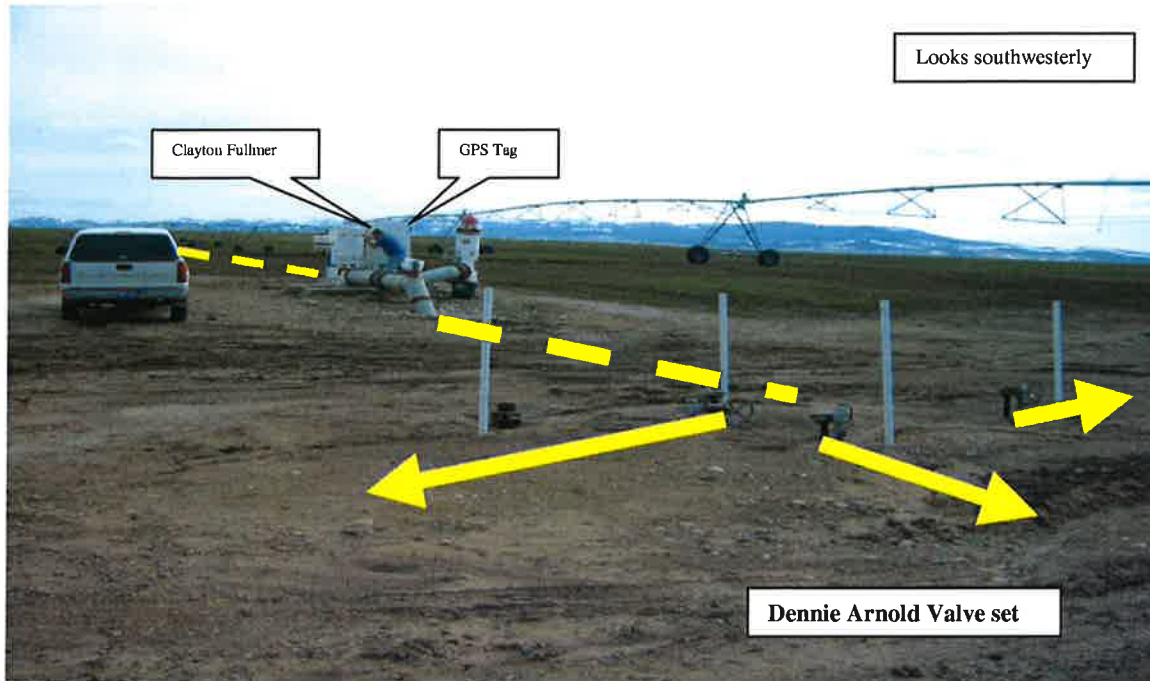
Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

SCANNED

SEP 18 2007

Water Right No(s). _____



GPS DATA:

Tag # _____ Location: _____

Diversion Data:

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

Field Exam Date: _____ Agent: _____

SCANNED

SEP 18 2007



ROTADRILL

April 29, 2004
John A. [Signature]

SCANNED

SEP 18 2007



April 29, 2004
At Redburn

SCANNED

SEP 18 2007

April 29, 2004

MSK

SCANNED

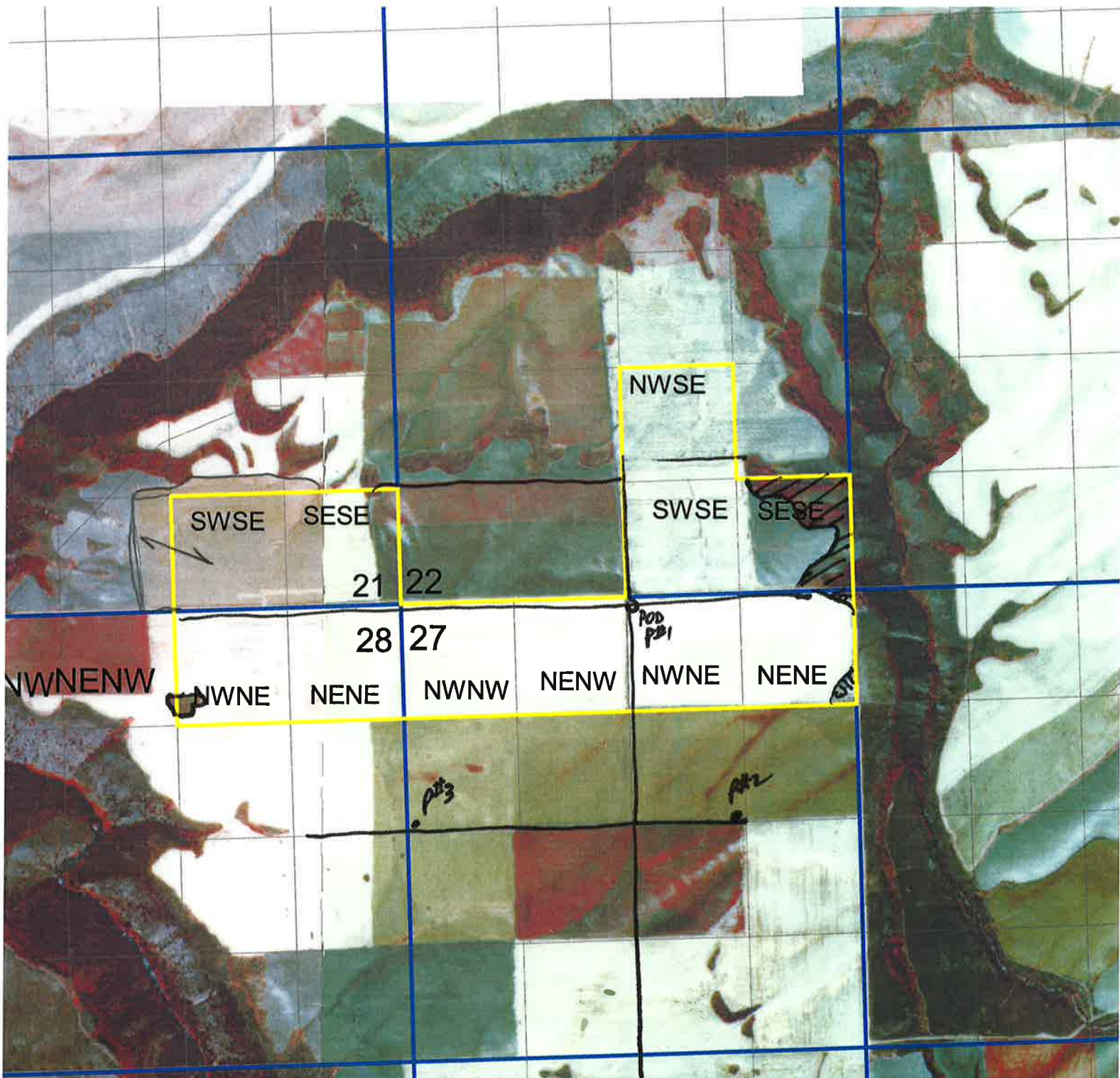
SEP 18 2007



22-7019

T7N, R44E

4/12/04 *ASL*
CR





22-4185

22-7019

22-7171

(Irrigation)

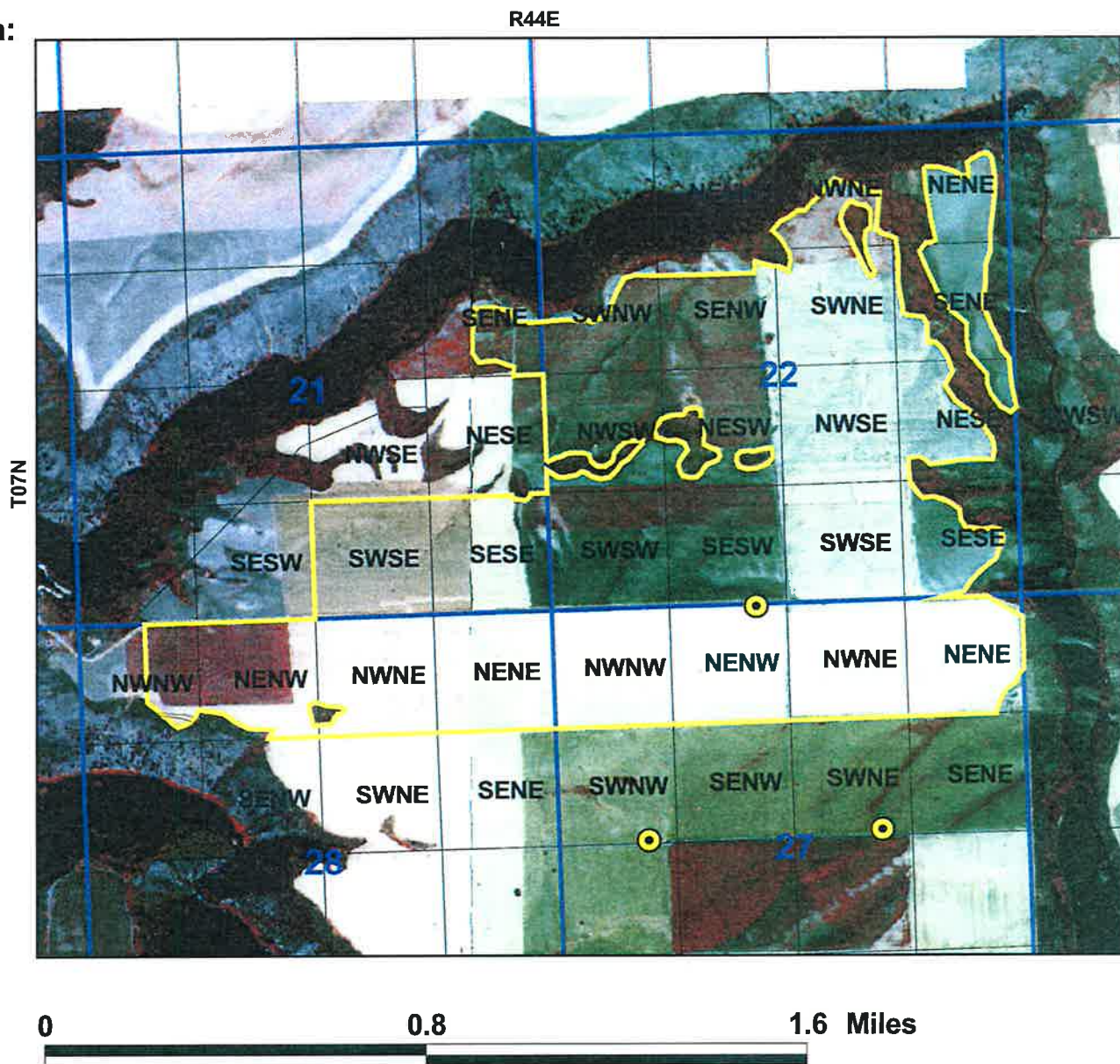
Legend

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



**Teton County
IDWR Basin 22**

Prepared by T. Galbraith
On Wednesday, July 12, 2006
1987/88 Aerial Photography



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: A22-07019
Date Received: 9/30/1988
Receipt No: E002798
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DENNIE K. ARNOLD 208-456-2873
Address: 1045 NORTH HWY. 32
FELT, ID 83424
OR
Name: JANET ARNOLD 208-456-2873
Address: 1045 NORTH HWY. 32
FELT, ID 83424

2. Date of Priority: FEB 25, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	44E	27	NW	NW	NE		TETON

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	4.400		

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

8. Total consumptive use is 760.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-07019

Page 1

Date: 09/30/88

SCANNED MICROFILMED
SEP 17 2007 OCT 29 1992

A2207019



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	44E	21	SW	SE		IRR	36.0
			SE	SE		IRR	35.0
						Section Acres	71.0
		22	NW	SE		IRR	25.0
			SW	SE		IRR	39.0
			SE	SE		IRR	15.0
						Section Acres	79.0
		27	NE	NE		IRR	38.0
			NW	NE		IRR	39.0
			NE	NW		IRR	39.0
			NW	NW		IRR	39.0
						Section Acres	155.0
		28	NE	NE		IRR	38.0
			NW	NE		IRR	37.0
						Section Acres	75.0
						Total Acres	380.0

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:

A22-07171

14. Remarks:

P/D SAME FOR A22-07171/04185.

THE RATE OF DIVERSION AND THE ANNUAL VOLUME UNDER THIS RIGHT SHALL BE APPURTENANT TO THE PLACE OF USE SO THAT EACH IRRIGATED ACRE WILL RECEIVE AN EQUAL PORTION OF WATER WHEN ALL RIGHTS APPURTENANT TO THE PLACE OF USE FROM THE SAME SOURCE ARE CONSIDERED CUMULATIVELY.

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): Debbie K. Arnold Date: 9-30-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of Sept 19 88

Betty J. Thompson
Notary Public



Residing at Idaho Falls
My Commission Expires 6-94

R44E

T7N

PLACE OF USE

POINT OF DIVERSION

MICROFILMED

OCT 29 1992

A22-07019

2007