

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 22-7095B V1

WATER RIGHT NUMBER: 22-7095B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LARRY E BURNS 721 W MAIN REXBURG, ID 83440 (208)356-3103
Current Owner	DENNIE K ARNOLD 1045 N HWY 32 FELT, ID 83424 (208)456-2873
Current Owner	JANET ARNOLD 1045 N HWY 32 FELT, ID 83424 (208)456-2873

Priority Date: 07/08/1974
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	2.510 CFS	916.00 AF
<u>Total Diversion:</u>		2.510 CFS	916.00 AF

<u>Location of Point(s) of Diversion</u>		
GROUND WATER	SW1/4NE1/4	Sec. 10, Twp 06N, Rge 44E, B.M.
TETON County		

<u>Place of Use</u>
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06N	44E	10	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	68.0
				32.0	36.0														
06N	44E	11					40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0					319.0

Total Acres: 387

- Conditions of Approval:
1.

C18

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 22-7095B V1

2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. S37 The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:Comments:

1. dcarlson 6/6/2006 as licensed
Comment: with a change in pod due to gps location

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POD	6/6/2006 1:24:14 PM	dcarlson			Active
Summary			06/06/2006	dcarlson	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	4/7/2006 12:32:45 PM	kmoore	Updated shape for Active POU
POU	4/7/2006 12:33:19 PM	kmoore	Updated PLS for Active POU
POD	6/6/2006 1:17:31 PM	dcarlson	Updated shape

06/06/2006

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: 22-7095B

DENNIE K ARNOLD

1045 N HWY 32

FELT ID 83424

Telephone Number: (208)456-2873

JANET ARNOLD

1045 N HWY 32

FELT ID 83424

Telephone Number: (208)456-2873

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: 12-15-06

SIGNATURE:

Please print your name:

DENNIE K. ARNOLD

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



Idaho Department of Water Resources

Adjudication Claim:

22-7095B

Legend

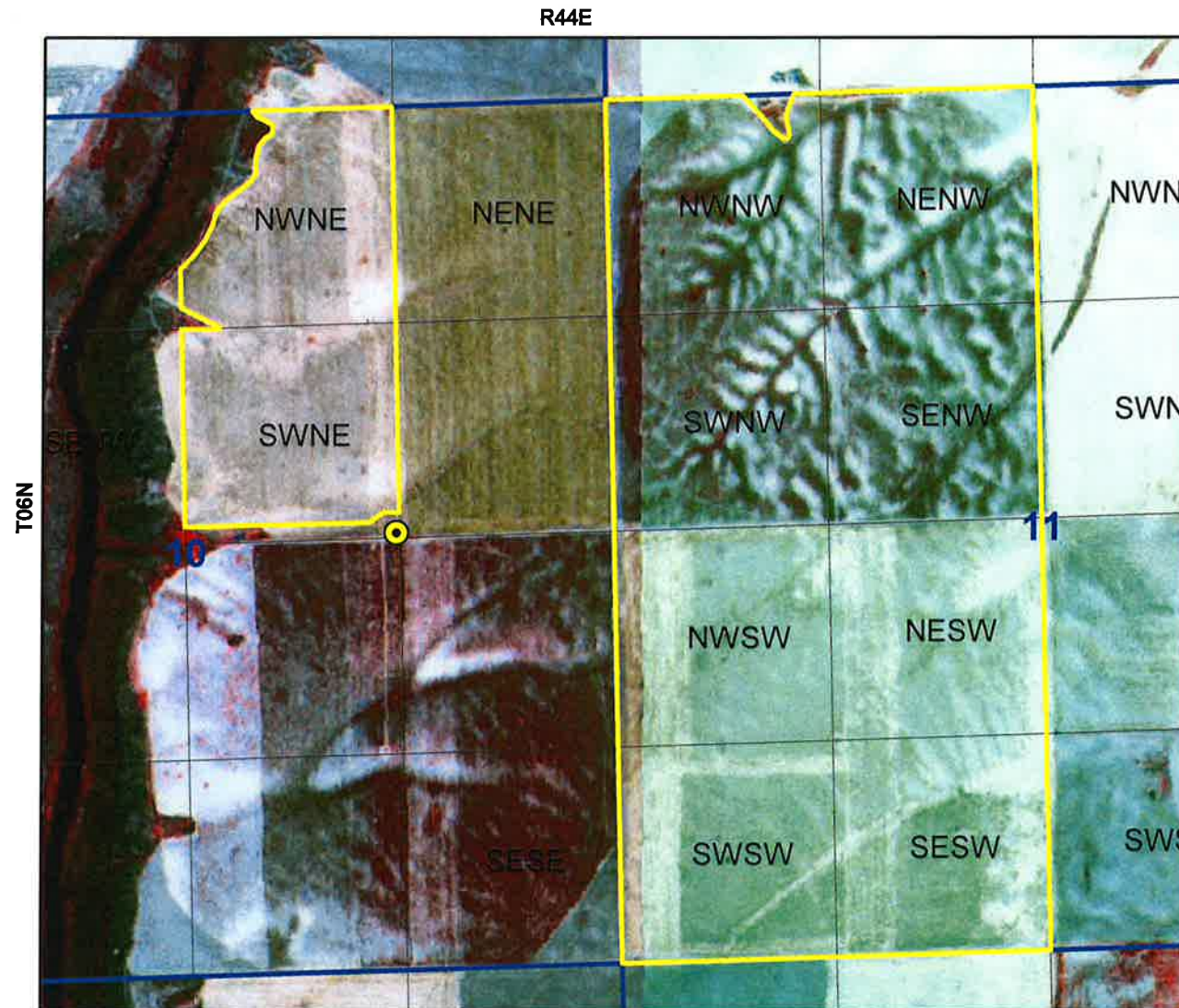
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22



Prepared by D. Carlson
On Tuesday, June 6, 2006
1987/88 Aerial Photography



0 0.4 0.8 Miles

Claim No. 22-1095 B

Document Checklist

☒ Copy License/Decree

☐ Copy Transfer

☒ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

00

Refers to claim A2207033 of Larry
Burns for map and POB/POC
info.

2.51

916

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7095 Priority July 8, 1974 Amount 4.17 cfs

THIS IS TO CERTIFY, that Larry E. Burns
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 22-7095 issued pursuant to Application for Permit dated July 8, 1974,
and has submitted proof to the Department of Water Resources on June 7, 1979,
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 4.17 cfs of water from a groundwater 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 <u>April 15</u> to <u>October 15</u>	at <u>4.17</u> cfs and	<u>1513.6</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 4.17 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
1513.6 acre feet per year, said waters to be diverted within the NW 1/4, Section 10,
Twp 6N, Rge 44E 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	
6N	44E	10	40	30	36	40				6				10	40	39	40	40	321
		11					40	39	40	40	40	40	40						319

Total number of acres irrigated 640

MICROFILMED

12/79

RECEIVED
JAN 20 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

22-7095

Permit No.

Department of Water Resources

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

REMARKS

☐ Appointment letter mailed:☐ Telephone call made:

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 9 Aug 1982 Accompanied by Denny Arnold Total Q measured 4.17 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Annubar # 191147 (10.02")

Meets Permit requirements?

Measurement calculations:
23" of water Corrected $V = 1.0365(23) - 0.4127$
 $V = 23.4268$
 $Q = \frac{3.65(1002)^2 \sqrt{23.4268}}{448.8} = 4.17 \text{ cfs capacity}$

Q Limited by capacity

 $V = 64000 \times 3.0 \text{ afa} = 1920 \text{ afa}$ ✓ $V = 4.17 \text{ cfs} \times 1.9835 \times 183 \text{ days} = 1513.6 \text{ afa}$ ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	350	US Motors	C522924-993	Johnston	N/A	Annubar # 191147	Good	

System Description well pump mainline to center pivots and hand lines with sprinklers

*Code with map on reverse side. Disregard code if only one.

183 days

RECOMMENDED AMOUNTS

USE

Irrigation ✓Irrigation requirement = 3.0 ✓ AFA/Acre

Q (cfs)

4.17 cfs ✓

V (afa)

1513.6 afa ✓

FROM

4/15 ✓

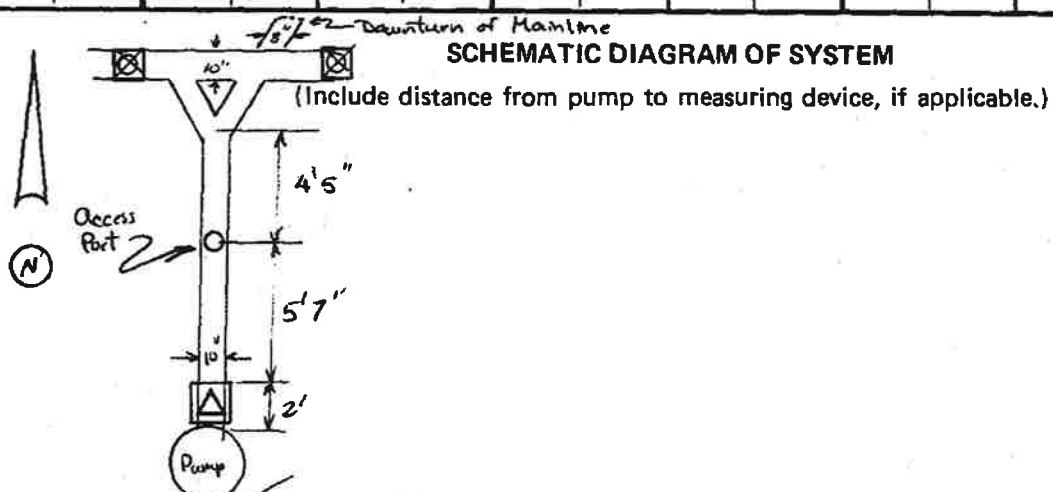
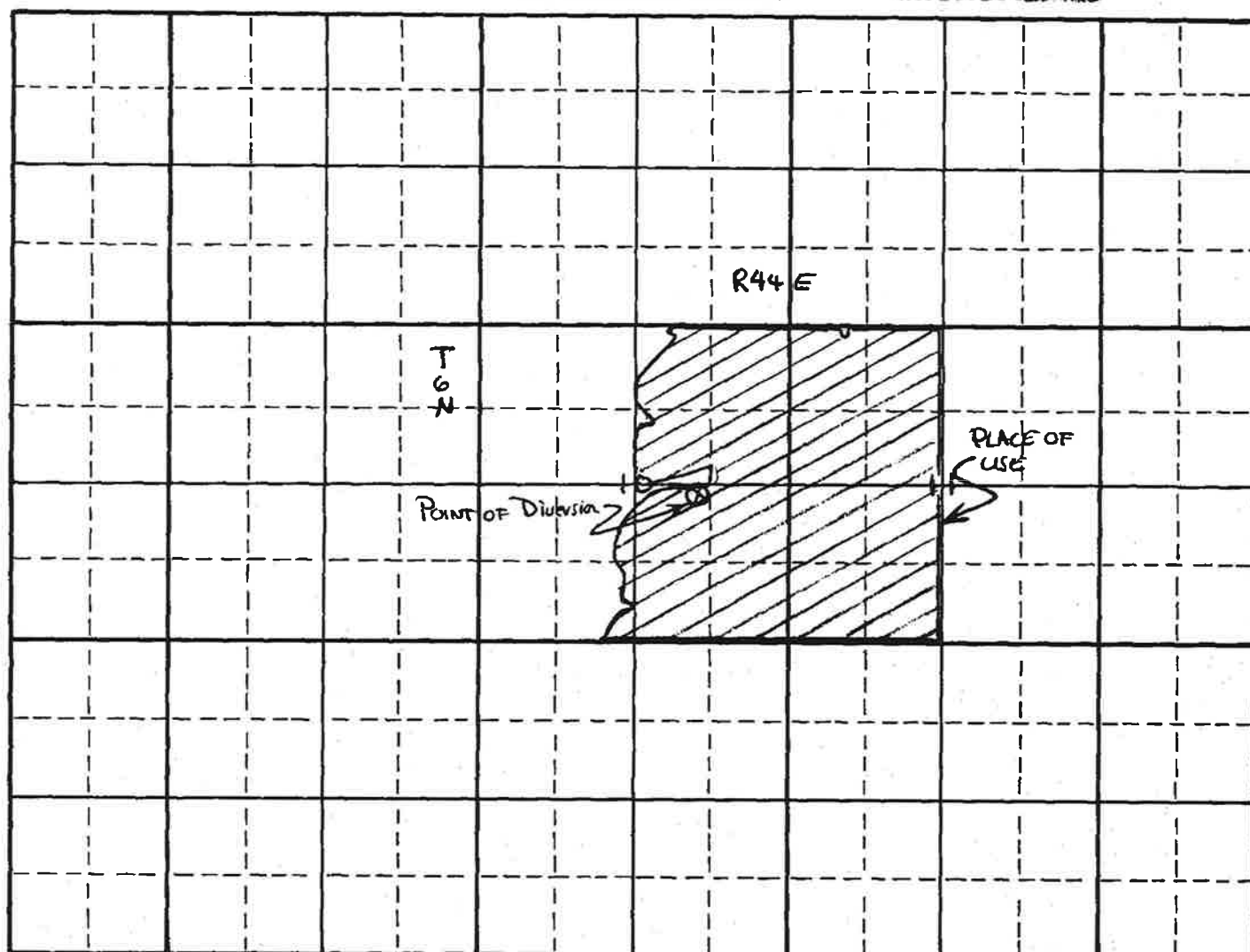
TO

10/15 ✓Remarks (Permit 22-7248 Relinquished)

Total

4.17 cfs ✓1513.6 afa ✓4/1510/15P/D overlap per VAX 4/28/86: none

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Point(s) of diversion: ☒ NW 1/4 SE 1/4 Sec 10 T 6 N R 4 E

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other

Examiner's Signature

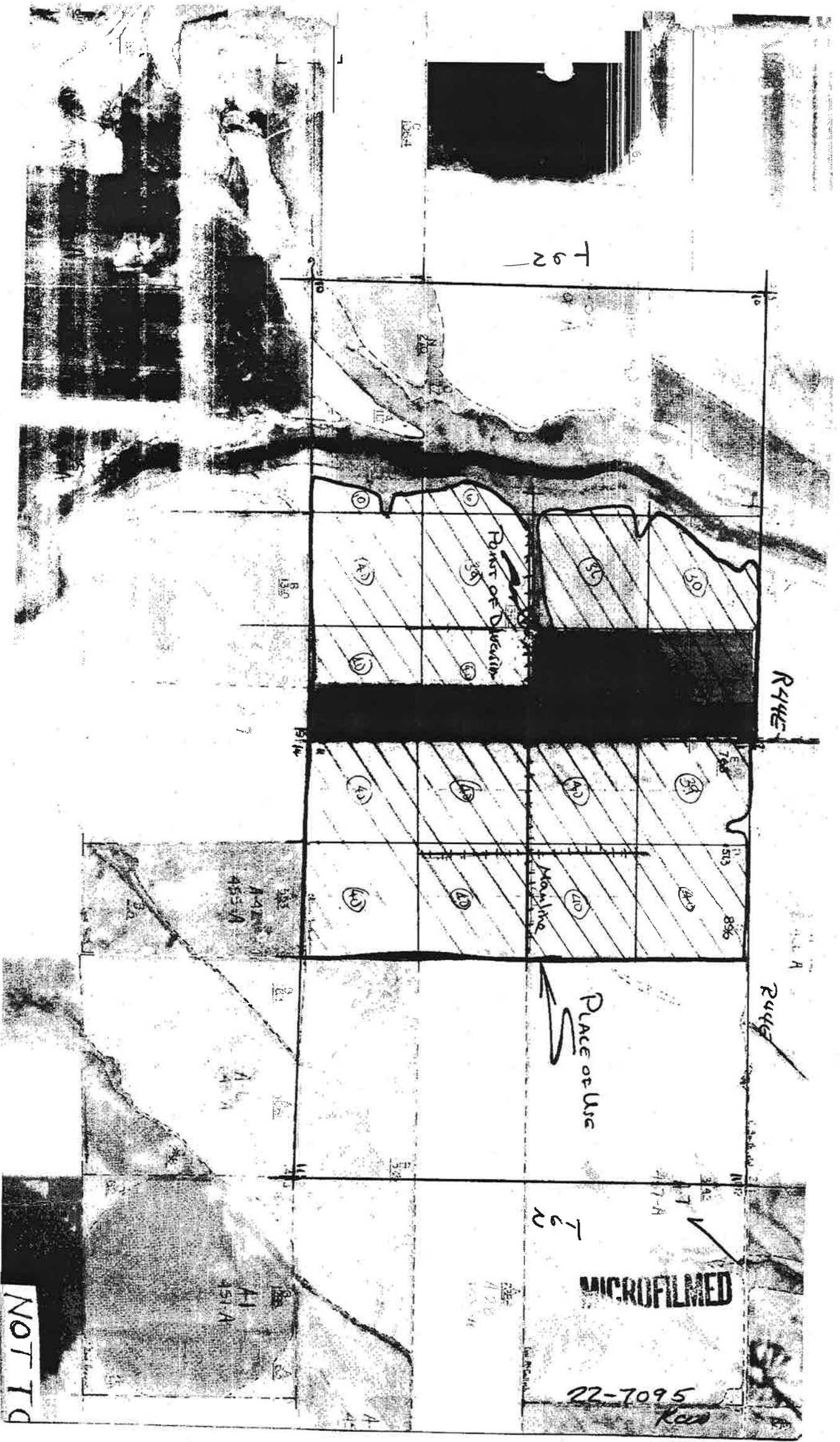
Checked by -

Approved by _____

Date 11 Jan 1984

Date 1-16-84

Date 4-28-86



T 22

Point of Division

Machine

Place of Use

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22-7095

Rea

NOT TO

PERMIT NO. 227095

Larry

(Name)

Accompanied by:

EXAMINATION: DATE: 8-9-82

Dennis Arnold

Dennis Arnold

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
US	350	C522924-493	Johnston	N/A

Measuring Device Type:

Meter # _____ Annubar # 191147 Size # 10.02

Remarks: 210 McCumbe 76-10-2043

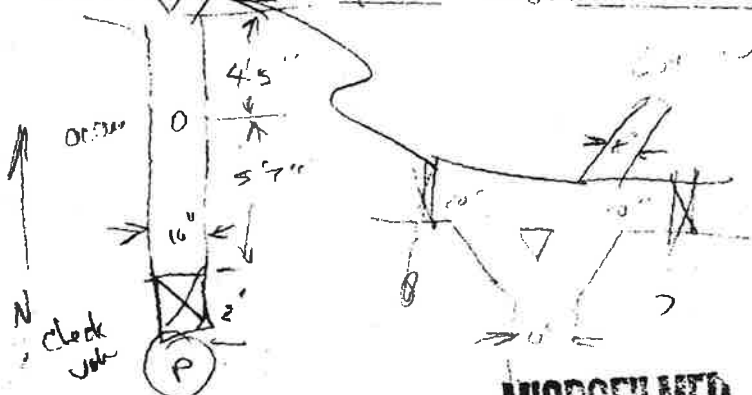
Measurement calculations:

23"

Will command permit

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter 10" Length _____



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Ant

RGE.

TWP.					

RECOMMENDED AMENTMENTS:

☐ Change P/D

☒ Change P/U

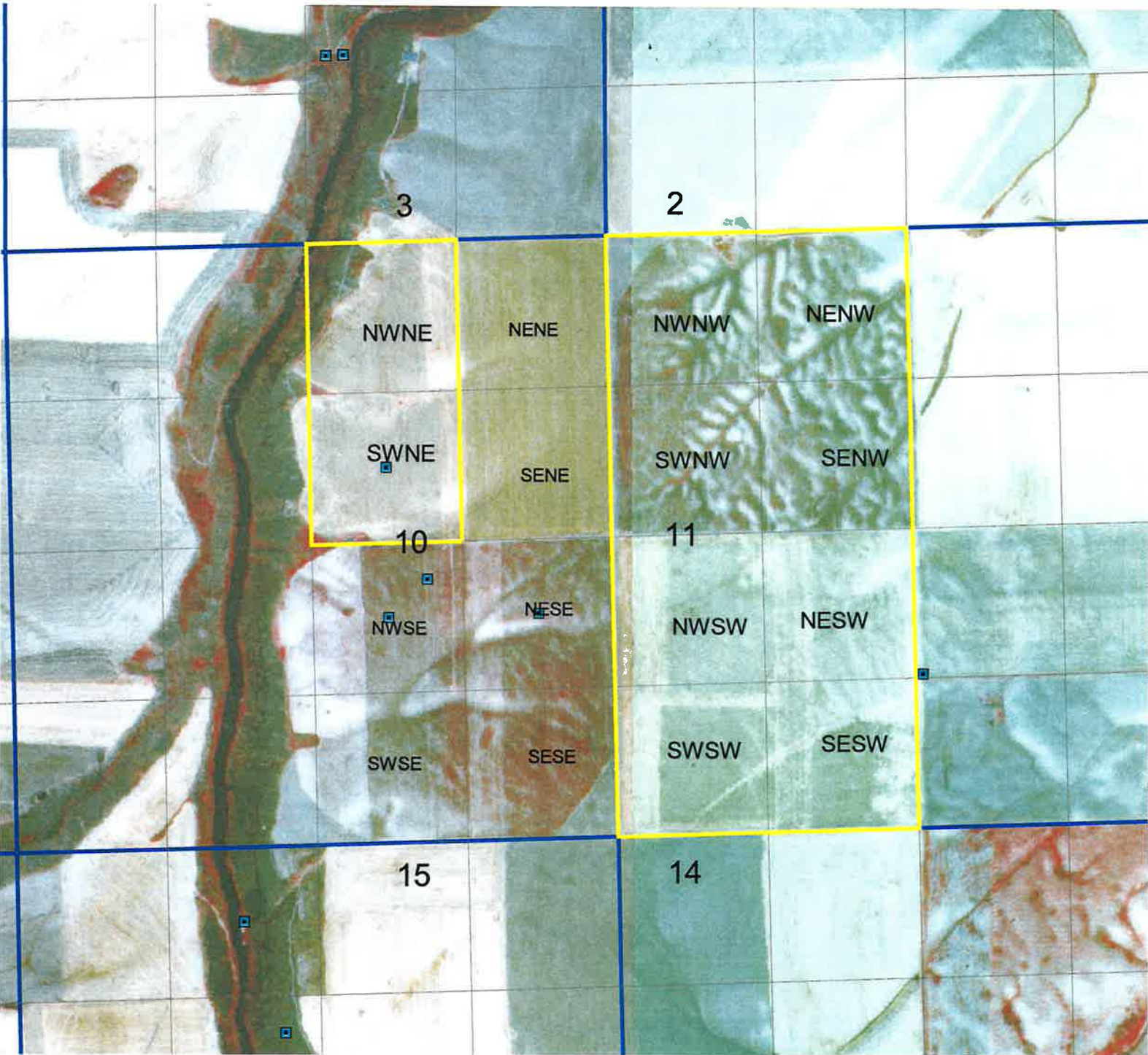
☐ ADD P/D

☐ ADD P/U

☐ NONE

☐ Other _____

22-7095B



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: A22-07095B
Date Received: 9/30/1988
Receipt No: E002798
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DENNIE K. ARNOLD 208-456-2973
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: JUL 08, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	44E	10	NE	NW	SE		TETON

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.508		

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

8. Total consumptive use is 770.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-07095B

Page 1

Date: 09/30/88

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OCT 29 1992



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	44E	10	NW		NE		IRR	30.0
			SW		NE		IRR	36.0
			Section Acres					66.0
		11	NE		NW		IRR	40.0
			NW		NW		IRR	39.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			Section Acres					319.0
			Total Acres					385.0

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:
NONE

14. Remarks:

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

A22-0700103