

03/17/2011

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

RIGHT NUMBER: 22-7204

NAME AND ADDRESS: LITTLE FARMS
C/O HELEN LITTLE
2869 E HWY 33
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.750 CFS
822.500 AFY

X This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

The rights listed below are limited to a total combined annual diversion volume of 2,089.5 AF. Combined Right Nos.: 22-2150, 22-7204, and 22-12786.

PRIORITY DATE: 01/13/1977

POINT OF DIVERSION:

T07N R41E S35 ^{NE} NENW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	2.750 CFS 822.50 AFY

PLACE OF USE:

IRRIGATION in FREMONT County

T07N R41E S26	NESW	39.00	T07N R41E S26	NWSW	13.00
T07N R41E S26	SWSW	35.00	T07N R41E S26	SESW	39.00
T07N R41E S27	SESE	5.00	T07N R41E S35	NENE	39.00
T07N R41E S35	NWNE	39.00	T07N R41E S35	SWNE	40.00
T07N R41E S35	SENE	40.00	T07N R41E S35	NENW	39.00
T07N R41E S35	NWNW	39.00	T07N R41E S35	SWNW	40.00
T07N R41E S35	SENW	40.00	T07N R41E S35	NESE	40.00
T07N R41E S35	NWSE	40.00	T07N R41E S35	SWSE	33.00
T07N R41E S35	SESE	37.00			

597 ACRES TOTAL

This right is limited to the irrigation of 235 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 597 acres in a single irrigation season. Combined Right Nos.: 22-2150, 22-7204, and 22-12786.

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 Canyon Creek Canal Co.

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

10/23/2006

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: 22-7204

LITTLE FARMS
C/O HELEN LITTLE
2869 E HWY 33
NEWDALE ID 83436
Telephone Number: (208) 458-4282

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:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE:

10/23/06

SIGNATURE:

Dwight Little

Please print your name:

Dwight Little

IDWR Regional Office,

RECEIVED
OCT 25 2006

Department of Water Resources
Eastern Region

SCANNED

AUG 08 2007

*Know
10/25*

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07204

Priority: January 13, 1977

Maximum Diversion Rate: 2.75 CFS
Maximum Diversion Volume: 822.5 AF

This is to certify, that WALLACE LITTLE
NEWDALE, ID 83436 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated January 13, 1977; and
has submitted Proof of Beneficial Use on July 13, 1981. An examination indicates
that the works have a diversion capacity of 3.960 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	2.75 CFS	822.5 AF

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 35, Township 07N, Range 41E
FREMONT County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	41E	26	NESW 38	NWSW 2	SESW 37	77
		35	NENW 39	NWNW 39	SWNW 40	
			SESW 40			158

Total number of acres irrigated: 235

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

MICROFILMED

MAR 20 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07204

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,
Witness the seal and signature of the Director, affixed at Boise, this 15TH
day of MARCH, 1990.

Acting for


R. Keith Higginson, Director

RECORDED

MAR 20 1990

State of Idaho
Department of Water Resources

RECEIVED
FEB

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07204

Department of Water Resources
Eastern District Office

Date of Priority: January 13, 1977

Maximum Diversion Rate: 2.75 CFS
Maximum Diversion Volume: 822.5 AF

Comes now WALLACE LITTLE
NEWDALE, ID 83436

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07204, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	2.75 CFS	822.5 AF

LOCATION OF POINT(S) OF DIVERSION: NENW, Sec. 35, Township 07N, Range 41E
FREMONT County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	41E	26	NESW 38	NWSW 2	SESW 37		77
		35	NENW 39	NWNW 39	SWNW 40		158
			SESW 40				

Total number of acres irrigated: 235

MICROFILMED

MAR 20 1990

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, Ida., this 13 day of February, 1990.

Mr. Wallace Little
(Signature)
Executor of Estate

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07204

FOR DEPARTMENT USE ONLY

EO12031

Preliminary check by kw Fee = \$20.00 ✓ Received by EW Date 2-13-90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 22-07204 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
- ✓ 5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness my hand this 15TH day of MARCH, 1990.

Norm C. Gung
Acting for R. Keith Higginson, Director

RECORDED

MAR 20 1990

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 22-7204

Date Received:
Receipt Nos:
Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Name of Claimant LITTLE FARMS
C/O HELEN LITTLE
2869 E HWY 33
NEWDALE, ID 83436
(208)458-4282

Priority Date: 06/01/1900
Basis: Decreed/License
Status: Active

<u>Source</u>	<u>Tributary</u>
Ground Water	
Teton River	Snake River

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	2.75 CFS	822.5 AFA
Total Diversion			2.75 CFS	

Location of Point(s) of Diversion:

GROUND WATER NENENW Sec. 35 Township 07N Range 41E FREMONT County

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	41E	26		NESW	39		NWSW	13		SWSW	35		SESW	39
		27		SESE	5									
		35		NENE	39		NWNE	39		SWNE	40		SENE	40
				NENW	39		NWNW	39		SWNW	40		SENW	40
				NESE	40		NWSE	40		SWSE	33		SESE	37

Total Acres: 597

Remarks: This water right includes the right to divert water which is recovered ground water resulting from recharge for irrigation and/or water resulting from irrigation under the Canyon Creek Canal Company irrigation works for use on lands within said irrigation entity's authorized place of use. Diversion of this right for the purpose of irrigation is authorized for a maximum acreage equivalent to the authorized place of use for this right. This right includes an accomplished change in place of use pursuant to Section 42-1425, Idaho Code. § I.C. 42-1425 and/or I.C. 42-228. This right includes an accomplished change in point of diversion pursuant to Sections 42-1425 and/or 42-228, Idaho Code. In the event recharge or recovered water is not available, the priority date shall revert to the previously licensed priority date.

- 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.
- 1.C18
 - 2.C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
 - 3.E54 The rights listed below are limited to a total combined annual diversion volume of 2,089.5 AF. Combined Right Nos.: 22-2150, 22-7204, and 22-12786.
 - 4.E56 The rights listed below are limited to the irrigation of a combined total of 597 acres in a single irrigation season. Combined Right Nos.: 22-2150, 22-7204, and 22-12786.
 - 5.K06 This right is limited to the irrigation of 235 acres within the place of use described above

6.E08 Use of this right is combined with water from Canyon Creek Canal Co.


Jerry R. Rigby, Attorney for Claimant

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: A22-07204

Date Received: 12/07/1988

Receipt No: 6005027

Received By: Jan

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LITTLE FARMS
Address: C/O HELEN LITTLE
NEWDALE, ID

208-458-4282

83436

2. Date of Priority: JAN 13, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	41E	35	NE	NE	NW		FREMONT

5. Description of diverting works:

300' - 400' WELL W/ 200HP PUMP INTO POND. REDIV. INTO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.750		

7. Total Quantity Appropriated is:

2.750 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

600.0 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
07N	41E	26	NE	SW		IRR	32.0
			NW	SW		IRR	15.0
			SW	SW		IRR	35.0

Section Acres 82.0

A22-07204

Page

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Date: 12/07/88

SCANNED

AUG 08 2007

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OCT 29 1992

A2207204



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	41E	35	NE	NW		IRR	39.0
			NW	NW		IRR	39.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
						Section Acres	158.0
						Total Acres	240.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
LIC. 22-2150 & CANYON CK. CANAL CO.

14. Remarks:
CLAIM ADJUSTS FINDINGS OF BENEFICIAL USE FIELD EXAM DONE 7/18/85
BY IDWR TO COVER GROUND IRRIGATED IN W1/2 SW1/4 SEC 26 SO AS
TO ENSURE THIS LAND IS COVERED BY A WATER RIGHT.
LITTLE FARMS IS AN UNINCORPORATED ORGANIZATION

15. Basis of Claim: PERMIT

SCANNED
AUG 08 2007

RECORDED
OCT 29 1992

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: 0

For Organizations:

I do solemnly swear or affirm that I am owner of _____ Title

L. H. H. Farms, that I have signed the foregoing Organization document in the space below as owner of _____ Title

L. H. H. Farms and that the statements contained in the Organization foregoing document are true and correct.

Helen L. H. H.
Signature of Authorized Agent

owner of L. H. H. Farms
Title and Organization

Dec. 7, 1988
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of December 19 88

[Signature]
Notary Public

Seal

Residing at Idaho Falls, Id
My Commission Expires 22 Aug 1994

0-3



SCANNED OCT 29 1992

AUG 08 2007

NOT TO SCALE