

10/24/2005

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

RIGHT NUMBER: 22-7303

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
129.500 AFY

PRIORITY DATE: 10/05/1979

POINT OF DIVERSION:

T06N R41E S16 NESWNW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.400 CFS 129.50 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 37.0 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

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.

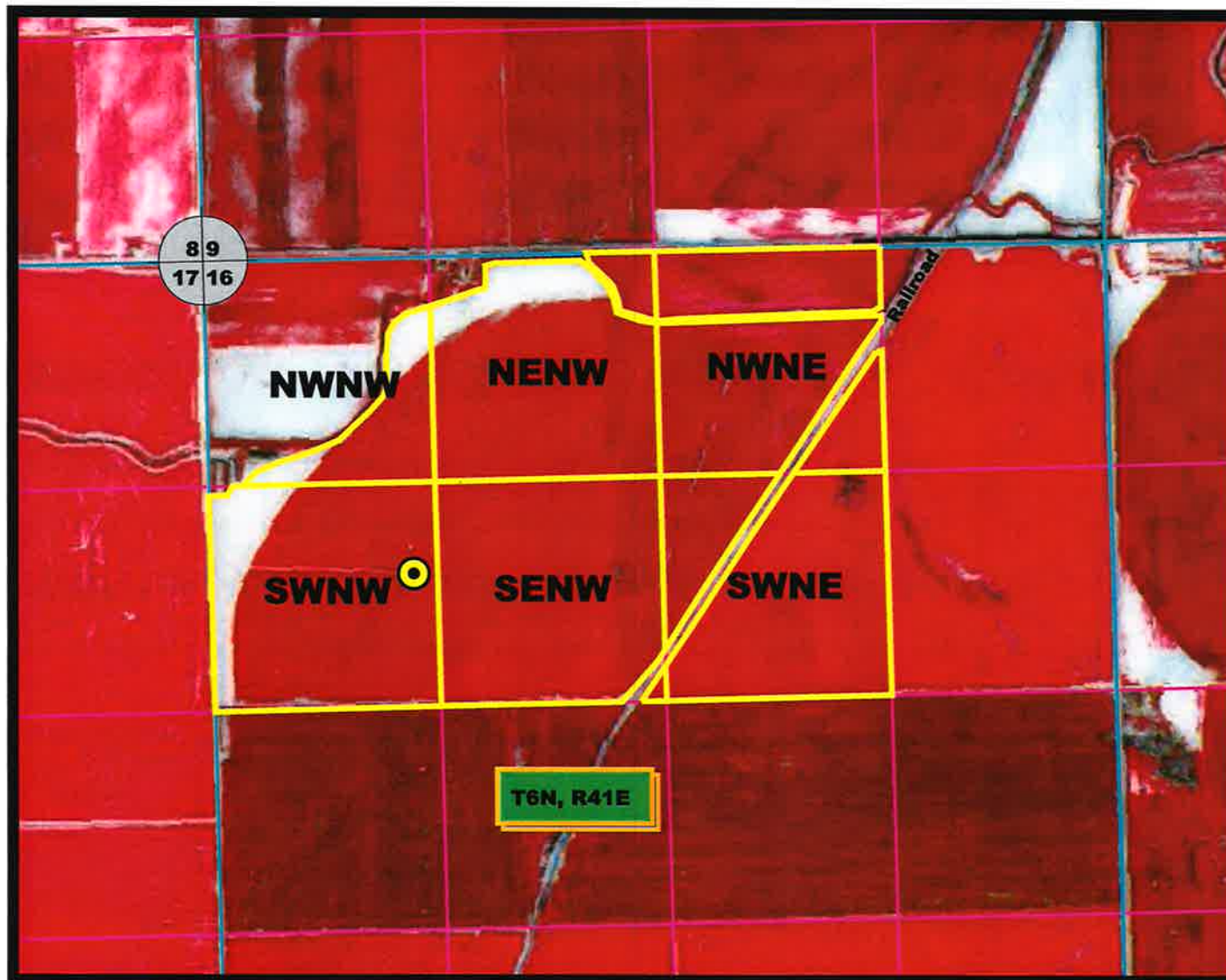
Use of this right is combined with water from Enterprise Canal system.



State of Idaho

Department of Water Resources

Eastern Region



750 0 750 1500 2250 3000 3750 4500 5250 Feet

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



Place of Use



Section



Quarter-Quarter



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

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. **22-07303**

Priority: October 5, 1979

Maximum Diversion Rate: 0.44 CFS
Maximum Diversion Volume:¹ 129.5 AF

This is to certify, that ARDEN STEWART
P.O. BOX 127
TETON, ID 83451

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 28, 1979; and has submitted Proof of Beneficial Use on November 8, 1984. An examination indicates that the works have a diversion capacity of 2.050 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 ^{OK}	0.44 CFS <i>claim 0.50</i>	129.5 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		SWNW, Sec. 16, Township 06N, Range 41E MADISON 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>
06N	41E	16	NWNE	37		37

Total number of acres irrigated:

37

CONDITIONS/REMARKS:

- Claims 40² ac*
PPU other Rts - Ac limits apply
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

NOV 26 1990

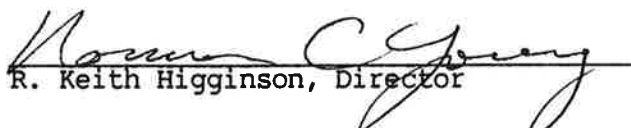
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07303

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 20TH
day of NOVEMBER, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

NOV 26 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: A22-07303
Date Received: 7/11/1988
Receipt No: E 693
Received By: TO

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: OCT 05, 1979

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 & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 80.0 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	NW	NE		IRR	40.0
Section Acres							40.0

A22-07303

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Date: 07/11/88

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OCT 29 1992

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10. Place of Use: Continued

Total Acres 40.0

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:
TRANSFER 22-2256

14. Remarks:
REINSTATED 1-22-1985.

15. Basis of Claim: PERMIT

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: 1

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):

Arden Stewart

Date:

July 16, 1988

Date:

State of Idaho

County of

Bonnerville

SS.

Subscribed and sworn (or affirmed) before me this 11th day

of July 19 88

Deena Green
Notary Public

Seal

Residing at

Rigby

My Commission Expires

4-22-1994

41E.

MOODY ORTHOPHOTOQUAD
IDAHO

A22-07303

