

05/04/2006

**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: 22-11432
UNIVERSITY OF IDAHO
REGENTS
888 W. HWY 33
NEW DALE ID 83463
Telephone Number: (208)456-2879

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: 20406

SIGNATURE: James C. Whitmore Superintendent

Please print your name: James C. Whitmore

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

KWD
10/16

Claim no. 2211432

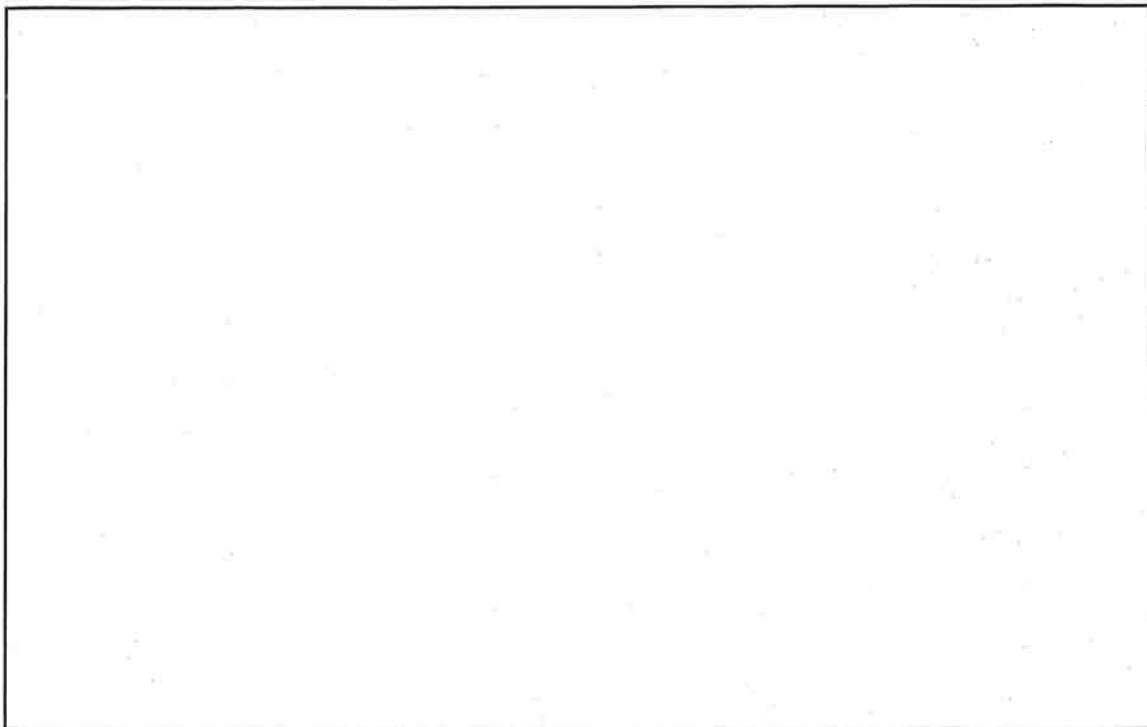
Claimant Contact Log

Date Remarks Agent initials

6/13/05 Visited w/ Jim Whitmore. He was
OO very helpful showing me the system.

5/4/06 Recommending w/ priority date of 1958, not 1954 due to
evidence.

Water Right No(s). 2211432



GPS DATA:

Tag # ADP14239 Location: Well house foundation

Diversion Data:

Source: Well Trib to: GEZH50015 (serial & model no.)

MOTOR

Make: Jacuzzi Model: (P5MM417) Hp: 5

SN: ~~W02744~~

GEZH50015

PUMP

Make: Jacuzzi Model: _____ Disch: _____

SN: W02744

NOTES:

Submersible pump is used to pump water into
2 pressurized 350 gallon tanks for storage
Water is used for home and 2 greenhouses.

Field Exam Date: 6/13/05 Agent: DO



4/13/05

DD University of Idaho - Experiment Station - well for
home and greenhouses
Claim A 2211432



6/13/05
DD Well casing and pressurized tanks in well house.
claim A2211432-



Point of Diversion and Source Data Entry Form

Claim Number: 2271432Water 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 6N, R 44E, Sec. 9, _____, SW, SW, County: TetonSource: Ground Water 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? NONE

Transfers Pending or approved: _____

Document how the POD and Source were verified:

6/13/05
DD Field exam showed well, submersible pump, pressurized tanks and buried lines used to provide water for this claim.

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: 2211432Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
6N	44E	9	SW	SW	Teton			Domestic
6N	44E	9	SW	SW	W			Commercial

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Document how the POU was verified:

6/13/05 Field exam showed claim is used for water to house, office and 3 greenhouses where agriculture research is done.

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry Form

Claim Number: 2211432Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
DOMESTIC	1/1	12/31	.06 CFS	
COMMERCIAL	1/1	12/31		

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

IDWR STD. SOU 1/1 - 12/31
DOMESTIC
COMMERCIAL

Reviewer: _____

Date: _____

February 27, 2004

MAILED
1-MAR-04
RECEIVED
EVIDENCE
10-MARCH 04

UNIVERSITY OF IDAHO REGENTS
STAR RRT HC 60 BOX 1231
NEWDALE ID 83436

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-11432

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of JULY 1, 1954, from a WELL.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Nick L. Olson
Special Contract Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim (copy)

Packhead Lake

9-185
(October 1950)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WATER RESOURCES DIVISION

52619

WELL SCHEDULE

Date 6/6, 1958 Field No. GN-44E
Record by CK Office No. 9CC1
Source of data Obs. & Mr. Dilas Bell 90CA1

1. Location: State Idaho County Teton
Map CXU-11H-57
SW 1/4 SW 1/4 sec. 9 T. 6 N. R. 14 W.
2. Owner: Univ. of Idaho Address Moscow, Idaho
Tenant Bilas Bell Address Teton, Idaho
Driller Hopkins Address _____
3. Topography Rolling upland
4. Elevation 6169.7 ft. above MSL
5. Type: Dug, drilled, driven, bored, jetted
6. Depth: Rept. 460 ft. Meas. 460 ft.
7. Casing: Diam. 8 in. to 8 in. Top 5 ft.
Depth 460 ft. Finish at 5 ft. perforated
8. Chief Aquifer _____ From _____ ft. to _____ ft.
Others _____
9. Water level 6/6 1958 above top
of 8" casing ft. rept. meas. 4.7 ft. above surface
which is 4.7 ft. below surface
10. Pump: Type None Capacity _____ G. M.
Power: Kind _____ Horsepower (5)
11. Yield: Flow _____ G. M., Pump 35 G. M., Meas., Rept. Est.
Drawdown _____ ft. after _____ hours pumping _____ G. M.
12. Use: Dom., Stock, PS., RR., Ind., Irr., Obs.
Adequacy, permanence good
13. Quality Hard Temp 47 °F.
Taste, odor, color None Sample Yes 11/4/58
Unfit for Nothing No
14. Remarks: (Log, Analyses, etc.) 11 yield up to 25,000 gal/day
1st Uses submersible - but pumps large
amount of sand.

Form B-2

U.S.G.S.-GW-801

LEVEL NOTE SHEET
(FOR FILING WITH WELL RECORD)

STATE Idaho COUNTY Teton WELL No. 9-CC1

DATE 9/10/58

LOCATION (DIST. AND DIR. FROM LANDMARK)

SW 1/4 Sec 9 T6N R42E
Idaho Exp. Station

LEVEL BOOK

(NAME NUMBER PAGE)

INSTRUMENT MAN Peterson

(NAME)

CONTROL POINT AND DATUM U.S.G.S. 4125-71

ELEVATION (PRELIMINARY; SUPPLEMENTAL; FINAL):

6169.7 LAND SURFACE AT WELL SITE

6170.28 REFERENCE MARK, Top 8" casing

6165.58 MEAS. POINT No. 1, Top 8" casing
DATE _____

MEAS. POINT No. 2, _____
DATE _____

MEAS. POINT No. 3, _____
DATE _____

ORIGINAL () COPY ()



University of Idaho

College of Agriculture
Tetonia R & E Center
888 W. Hwy 33
Newdale, Idaho 83436

208-456-2879
FAX 208-456-2359

March 4, 2004

Mr. Nick Olson
Special Contract Agent
Adjudication Bureau
Department of Water Resources
900 N. Skyline Dr.
Suite A
Idaho Falls, ID 83402-1718

RECEIVED

MAR 05 2004

Department of Water Resources
Eastern Region

Mr. Olson,

Attached is a USGS well schedule and photo as support for Water Right Claim 22-11432 for the University of Idaho, Tetonia R&E Center, 888 West Hwy. 33, Newdale, ID 83436. If I need more documentation please let me know.

Sincerely,

James C. Whitmore
Superintendent

JCWth

Cc Dr. Richard Heimsch

College of Agriculture

Received 10 - March. 04
Claim # 2211432



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: 3957

Ident. Number: A22-11432
Date Received: 8/30/1988
Receipt No: E002783
Received By: _____

A2211432



NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: UNIVERSITY OF IDAHO 208-456-2876
Address: REGENTS
STAR RT. HC 60 BOX 1231
NEWDALE, ID 83436

2. Date of Priority: JUL 01, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

SEP 29 1988

Department of Water Resources
Eastern District Office

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	44E	9	SW	SW			TETON

5. Description of diverting works:
WELL PUMP MAINLINE TO HOME, OFFICE AND THREE GREENHOUSES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
COMMERCIAL	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/SINGLE DOMESTIC HOME & OFFICE, C/GREENHOUSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	9	SW	SW		DOMEST	

A22-11432

Page 1

Date: 09/07/88

MICROFILMED

NOV 16 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	44E	9	SW SW		COMMER	

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: BENEFICIAL USE

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 X 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 Financial Vice President of
University of Idaho, that I have signed the foregoing
Organization
document in the space below as Financial Vice President of
University of Idaho and that the statements contained in the
Organization
foregoing document are true and correct.

Joseph J. Geiger
Signature of Authorized Agent
Financial Vice President
University of Idaho
Title and Organization

September 22, 1988

Date

State of Idaho)
County of LATAH) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of September 19 88

Gerald R Reynolds
Notary Public

Seal

Residing at Moscow

My Commission Expires FOR LIFE