

01/24/2006

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

RIGHT NUMBER: 22-11504
NAME AND ADDRESS: MONROE DUSTIN
726 S 450 W
VICTOR ID 83455

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.560 CFS
273.00 AFY

PRIORITY DATE: 06/19/1958

POINT OF DIVERSION:
T03N R45E S6 SENENW Lot 3 Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.560 CFS 273.00 AFY

PLACE OF USE: IRRIGATION Within TETON County

T03N R45E S06 Lot 3 NENW	39.00	T03N R45E S06	SENW	39.00
78 ACRES TOTAL				

ESS 22-11504 & 22-11506 78 AC.

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 - Beneficial Use

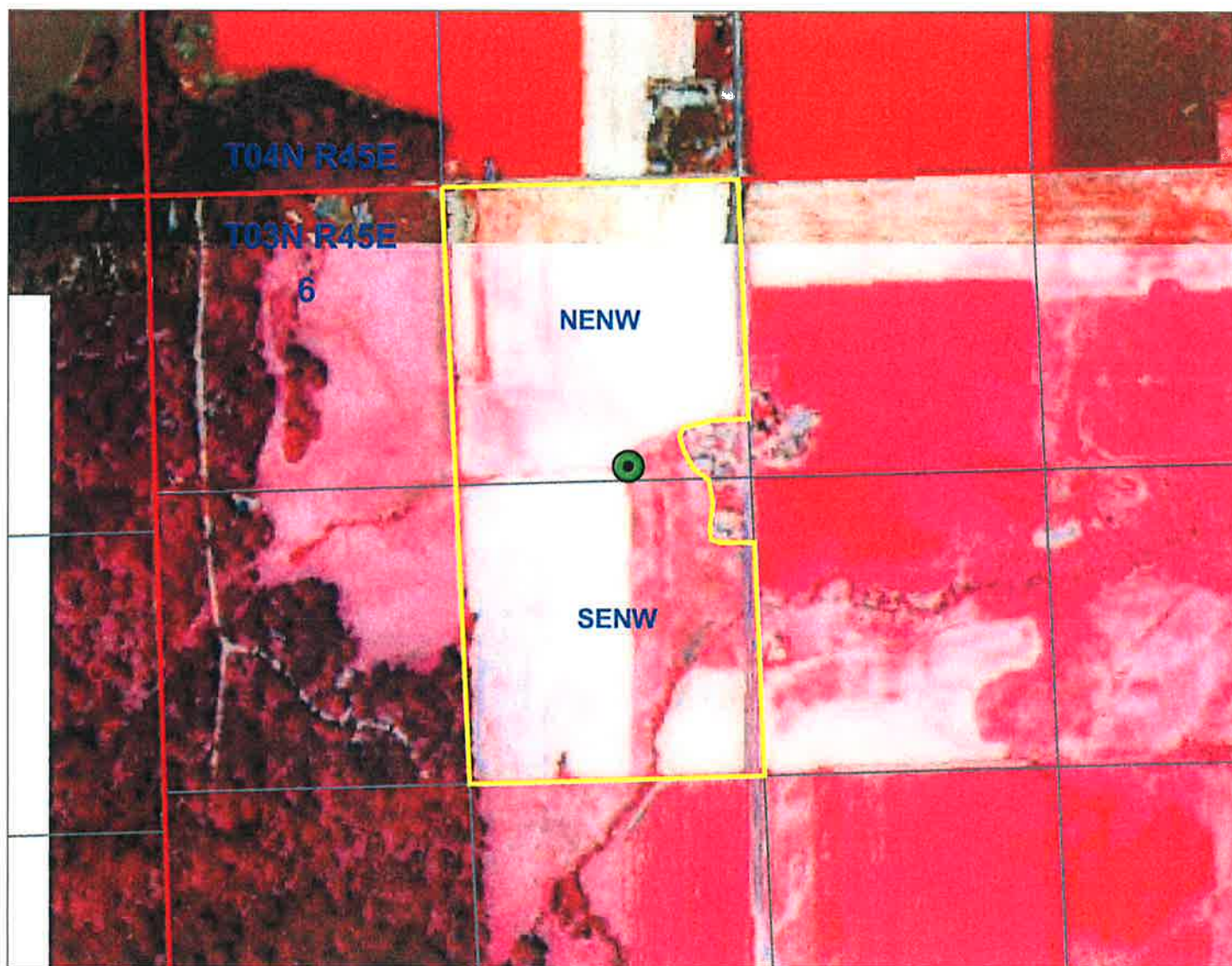


Department of Water Resources

Eastern Region

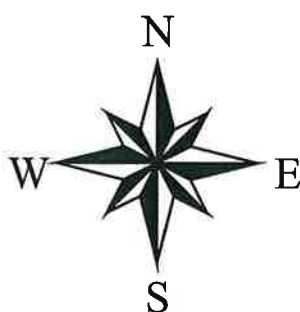


Claim No.: 22-11504



0 0.25 0.5 Miles

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: January 2006

01/24/2006

**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: 22-11504

MONROE DUSTIN

726 S 450 W

VICTOR ID 83455

Telephone Number: (208)787-2778

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: Dec. 7-2006

SIGNATURE: Monroe Dustin Jr

Please print your name: Monroe Dustin Jr

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

KMS
12/11

Claim no. _____

Claimant Contact Log

Date _____

Remarks

Agent initials

19 march 04 Mailed Request For Priority Evidence

RECEIVED Request of Pendency April 3 2004

Contacts Data Entry Form

Claim Number: 22 11504

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: MONROE, DUSTIN Phone No.: 208-787-2778

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

B.U.

Other Water Rights Used 2211504

FE pod/pou Conveyance/System

Reviewer: _____ Date: _____



Monroe Austin well used with Grove Creek water

Water Right No(s). 2211504



GPS DATA:

Tag # ADP14237 Location: Beam at base of pump

Diversion Data:

Source: Well Trib to: _____

MOTOR

Make: Amarillo Model: _____ Hp: 60 hp
SN: C 80

PUMP

Make: Johnston Model: _____ Disch: 6"
SN: _____

NOTES:

Well supplements Grove Creek water -
claim A12211506

Field Exam Date: 10/6/04 Agent: DD

Point of Diversion and Source Data Entry Form

Claim Number: 2211504

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.

Tw	Rge	Sec	Gov Lot	QQQ of	QQ of Q	County	Source	Tributary to
3N	45E	6				NE NW	TETON	Ground Water

Recommended Point(s) of Diversion and Source.

Tw	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:

10/6/04
NO Field exam showed well and pump. This well supplements claim A2211506.

The pump is a 60 h.p. motor that is driven by tractor PTO.

A portable mainline carries water to claimants ground.

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: 2211504Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
3N	4SE	6	NE NW		Teton		39	Irrigation
1	"	"	SE NW	"	"		39	"

Total acres 78Recommended Place of Use

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

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:10/6/04
DO

POU is irrigated w/ wheel lines and hand lines.

a house, granaries, and out buildings do take several acres out of this claim.

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry FormClaim Number: 2211504**Water 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
<u>Irrigation</u>	<u>4/15</u>	<u>10/15</u>		

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:

IPWR STD SOU 4/15 - 10/31

Reviewer: _____

Date: _____

22-11504

10/6/04 DO



22-11504

The Dustin Family
308 Monroe Drive
Blackfoot, ID 83221

34456

April 21, 2004

To Whom It May Concern:

My name is Wesley Dustin. I was raised on the Monroe Dustin Family farm in Victor, Idaho.

When I was eight years old, this was in 1958, I remember my father, Monroe, having an irrigation well drilled. This was to supplement the water that he had from Grove Creek. Some years Grove Creek did not have enough water available to water all 80 acres on the home place. The well water was used to make up the difference for the water needed.

Wesley Dustin

RECEIVED

APR 30 2004

Department of Water Resources
Eastern Region

State of Idaho)
County of Bingham) S.S.
On this 26 day of APRIL in the year of 2004, before me
DINA R. CARRELL personally appeared Wesley Dustin proved to
me on the basis of satisfactory evidence to be the person(s)
whose name(s) is (are) subscribed to the within instrument
and acknowledged that he (she) (they) executed the same.
S
E
A
L
DINA R. CARRELL
Notary Public
My Commission Expires on 02/07/2009



mailed
19 march 04

March 19, 2004

MONROE DUSTIN
726 S 450 W
VICTOR ID 83455

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-11487 11504

Dear Claimant (s):

The Idaho Department of Water Resources is beginning water rights review in Basin 22, the Teton River drainage. 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 JUNE 19, 1958, 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.

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: A22-11504
Date Received: 9/07/1988
Receipt No: 6003702
Received By: _____

OCT 7 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MONROE DUSTIN 208-787-2778
Address: 726 S. 450 W.
VICTOR, ID 83455

2. Date of Priority: JUN 19, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	45E	6	NE	NW			TETON

5. Description of diverting works:
WELL AND PUMP TO SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.560		

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

8. Total consumptive use is 156.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	45E	6	NE	NW		IRR	39.0
			SE	NW		IRR	39.0
Section Acres							78.0

A22-11504

Page 1

Date: 09/07/88

MICROFILMED
NOV 06 1992



10. Place of Use: Continued

Total Acres 78.0

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:
A22-11506

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 _____ 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): *Monroe Gustafson Jr.* Date: *Sept. 27, 1988*
Date: _____

State of Idaho)
County of *Teton*) SS.

Subscribed and sworn (or affirmed) before me this *27th* day
of *September* 19 *88*

Nelda A. Ricks
Notary Public

Seal

Residing at *Arctic, Idaho*
My Commission Expires *12-2-91*

NOV 6 1997
MICROFILMED

NOT TO SCALE

F 9

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5

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7
5

F3N

A-158

T-319

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32
5
47

A-161

R4SE

A-213

A-202

29
32
29

A22-11504

30
31
29

