

12/21/2004

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

RIGHT NUMBER: 22-12363

NAME AND ADDRESS: FELT WATER USERS ASSN
C/O DENNIE ARNOLD
1045 N HWY 32
FELT ID 83424

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.110 CFS
79.600 AFY

PRIORITY DATE: 05/01/1930

POINT OF DIVERSION:

T06N R45E S6 SENESE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.110 CFS 79.60 AFY
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE:

DOMESTIC Within TETON County

T06N R45E S05	NWSW	T06N R45E S06	NESE
---------------	------	---------------	------

STOCKWATER Within TETON County

T06N R45E S05	NWSW	T06N R45E S06	NESE
---------------	------	---------------	------

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: Beneficial Use

Right No. 22-12364 is also diverted through point of diversion described above.

12/21/2004

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: 22-12363
FELT WATER USERS ASSN
C/O DENNIE ARNOLD
1045 N HWY 32
FELT ID 83424
Telephone Number: (208) 456-2875

RECEIVED

APR 06 2005

Department of Water Resources
Eastern Region

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:

3/17/05

SIGNATURE:

DENNIE K. ARNOLD

Please print your name:

DENNIE K. ARNOLD

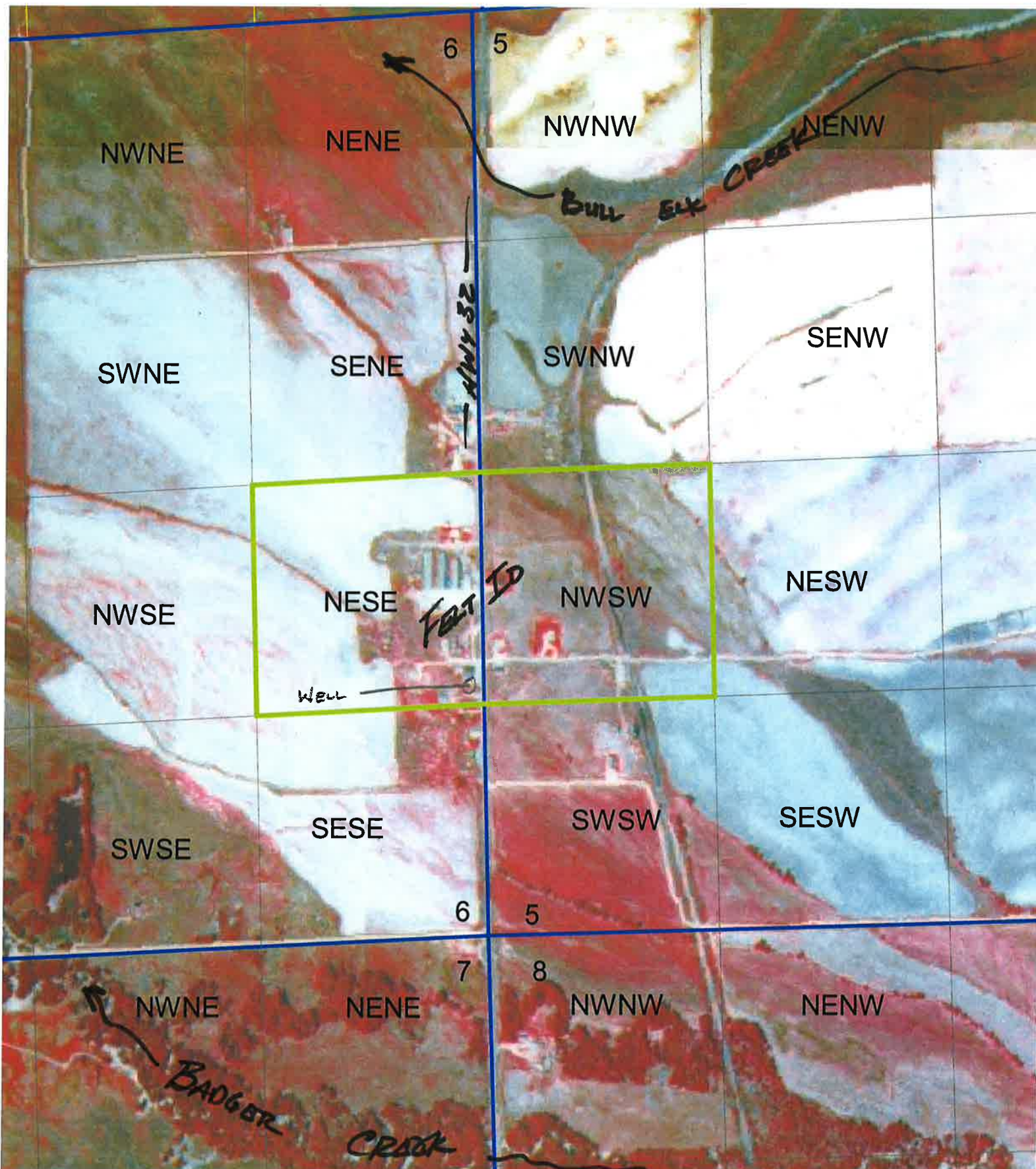
IDWR Regional Office,

PROFILED

22-12363

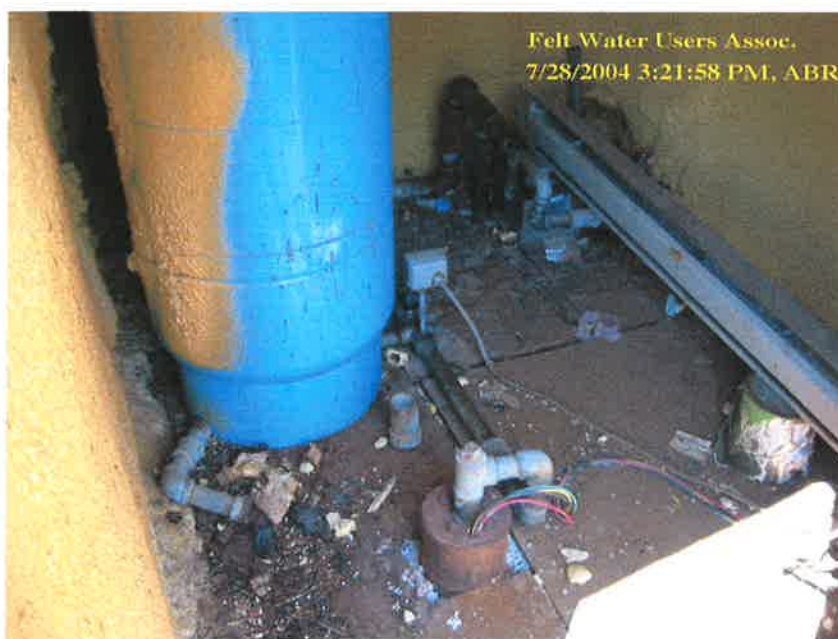
FEB 15 2005

7/28/04 ASR





22-12363



GPS TAG # ADD13678 ON PRESSURE TR

SUBMERS. PUMP 6" CASING. 1 1/2" DISCH PIPING
2- PRESSURE TANKS.

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FEB 15 2005

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April 2, 2004

FELT WATER USERS ASSOC
C/O A T RICKS JS
396 W WELLS
FELT ID 83424

Wanted
4/02/04

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 23-12363

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 MAY 1, 1930, 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

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FEB 15 2005

FILED

pm



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 22, 1998

FELT WATER USERS ASSN
C/O DENNIE ARNOLD
1045 N HWY 32
FELT ID 83424

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-12363

Dear Mr. Arnold:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

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DEC 03 1998

CHANGE IN ADDRESS

Department of Water Resources
Eastern Region

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): A22-12363

22-12364 ^{IDWR}
(REQUIRE NCAP)

[] Old Mailing Address: _____

[] New Mailing Address: % DENNIS ARNOLD / FERT WATER USERS Assoc.

1045 N. Hwy 32

FERT ID 83424

[] Telephone Number: (208) 456-2875

[] Signature of Claimant: DELLIZ F. ARNOLD

[] Date: 11-26-98

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

PROFILE

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FEB 15 2005

1 I Jay C. Ricks recall hauling
water from the Felt
community well on 11 March 1935.
To the best of my recollection
the well was drilled in 1935 or
before.

Jay C. Ricks

10 August 1988

Notary Public - Marlene Robson
Address - Felt, ID
Dated - Aug. 10, 1988



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FEB 15 2005

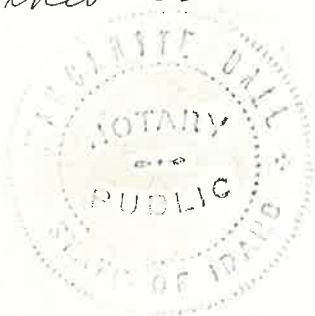
MICROFILMED
NOV 06 1992

We, Alfred T. Ricks, Jr., Clara Ward,
Dennie Arnold and LaMar Brower, are
presenting the following affidavit to
assist in proving our water right,
as follows;

I, Clendon Gee, testify that
the Felt Well, located on Lots
23 + 24 Block 11, Felt Townsite
has been in continual use since
1930.

Signed Clendon Gee

Clendon Gee personally appeared before me
this 30th day of November 1988



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Margarite Ball, notary
Sagehen City, Idaho 83448
SCANNED
FEB 15 2005
MICROFILMED
NOV 06 1992

I, Alfred T. Ricks, Jr. am presenting
the following affidavit to assist
in proving the Felt Community
Well water right, as follows;

I, Marcell Brower, testify that
the Felt Community Well on
Lots 23+24 Block 11, Felt
Townsite, has been in continual
use by the Felt Community
since 1930.



Signed Marcell Brower

Notary Public Marlene Robson

Residing at Felt, ID

My Commission expires 6-28-91

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SCANNED

FEB 15 2005

MICROFILMED

NOV 06 1992

COUNTY DEED

FOR VALUE RECEIVED, TETON COUNTY, A Political Subdivision of the STATE OF IDAHO, grantor, does hereby grant, bargain sell and convey unto CLARA E. WARD, DENNY K. ARNOLD, JANET K. ARNOLD, LAMAR BROWER, SHARLENE BROWER, ALFRED T. RICKS, JR., ALICE RAE RICKS, and LOIS McCULLOCH, dba FELT COMMUNITY WELL ASSOCIATION, of Felt, County of Teton, State of Idaho, the Grantees, the following described premises, to-wit:

Lots 23 and 24 of Block 11, Felt Townsite, as per the records of Teton County.

Subject to all the recorded rights-of-way and easements. together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining, and the rents, issues and profits thereto.

TO HAVE AND TO HOLD, All and singular the above-described premises together with the appurtenances unto Grantees and their heirs and assigns forever.

DATED This _____ day of _____, 1986.

TETON COUNTY, A Political Subdivision
of the State of Idaho

By: _____
Reid Brower, Chairman of the Board
of County Commissioners

COUNTY DEED

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FEB 15 2005

MICROFILMED
NOV 06 1992

STATE OF IDAHO)
) ss.
County of Teton)

On this _____ day of _____, 1986, before me
_____, a Notary Public in and for said state,
personally appeared REID BROWER, Chairman of the Board of County
Commissioners, known to me to be the person whose name is
subscribed to the foregoing instrument and acknowledged to me
that he executed the same.

Notary Public for Idaho
Residing at:
My Commission expires:

Contacts Data Entry Form

Claim Number: 22-12363

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: FERT WATER USERS ASSOC. Phone No.: _____

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.BU claimC/A % DENNIE ARNOLD
1045 N. Hwy 32FERT ID 83424
Ph: 456-2875DENNIE ARNOLD IS CHAIRMAN AND OWNER OF WELL22-12364 FROM SAME WELL - PD ISSUED 2/12/1999.1/5/05:D. ARNOLDENMORISWARD, CLARACHURCHDANIEL7/22/04 FB: PDD

Reviewer: _____ Date: _____

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FEB 15 2005

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Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5/01/1930 Claimed Basis: Bel

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

EVIDENCE Submitted supports

Reviewer: _____

SCANNED

Date: _____

FEB 15 2005

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Point of Diversion and Source Data Entry Form

Claim Number: _____

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.

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
16N	45E	4		SENESE	1STON	GW.	Domestic

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

22-12364 Same POD

Remark

Reviewer: _____ Date: _____

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Place Of Use Data Entry Form

Claim Number: _____

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

Total acres _____

Recommended Place of Use					County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec	QQ	Q				
6N	45E	5	NWSW		Teton			Domestic
			NWSW					Stock
		4	NESE					Domestic
			NESE					Stock

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

SERVES 5 HOMES w/ TOWNSHIP OF FULTON

TRNG NOT RECOMMENDED DUE TO DOMESTIC USES

NO 'N' REMARKS = RECEIPT EΦΦS294 - PAID \$70⁰⁰ FOR THIS CLAIM.Q: How much was paid on receipt? \$70⁰⁰

Reviewer: _____ Date: _____

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Season of Use and Quantity Data Entry Form

Claim Number: _____

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

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Domestic	1/1	12/31	0.11	796
Stock	1/1	12/31	0.03	

Overall Diversion Rate 0.11Overall Diversion Volume 796Document how the Period of Use and/or Diversion Rate were verified:

No IRRIG. RECOMM. DUE TO DOMESTIC. USE OF IRRIG IS
LAWNS AND GARDENS 1/2 AC/EACH

$$ARA = 0.11 \times 1.9835 \times 365 \text{ days} = 796$$

Reviewer: _____

SCANNED

Date: _____

FEB 15 2005

FILED

\$76.02

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: A22-12363
Date Received: 12/20/1988
Receipt No: 6005294
Received By: EDV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FELT WATER USERS ASSOCIATION 208-356-7519
Address: 396 W. WELLS
C/O ALFRED T. RICKS, JR.
FELT, ID 83424

2. Date of Priority: MAY 01, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	6	SE	NE	SE		TETON

5. Description of diverting works:
1.5HP PUMP IN 400' WELL TO 6 HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.110		
IRRIGATION	04/15	10/15	0.060		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK WATER FOR 100 HEAD CATTLE / DOMESTIC FOR 5 HOMES

A22-12363

Page 1

Date: 12/20/88

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FEB 15 2005

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NOV 6 1988

A2212363



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	5	NW	SW		DOMEST	
			NW	SW		IRR	1.0
			NW	SW		STOCK	
			Section Acres				1.0
		6	NE	SE		DOMEST	
			NE	SE		STOCK	
			NE	SE		IRR	2.0
			Section Acres				2.0
			Total Acres				3.0

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

ASSOCIATION IS IN CHARGE OF MAINTAINING DELIVERY TO HOME OWNERS

14. Remarks:

THIS WELL SUPPLIES WATER TO RESIDENTS OF FELT, IDAHO WHICH IS AN UNINCORPORATED TOWN. AN ADDITIONAL HOME ADDED IN 1974 AND IS CLAIMED SEPERATELY. IRRIGATION IS OF LAWN AND GARDENS. LIVESTOCK ARE OWNED BY INDIVIDUALS ON SYSTEM.

15. Basis of Claim: BENEFICIAL USE

PROFIT

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FEB 15 2005

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NOV 06 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: 3

For Organizations:

I do solemnly swear or affirm that I am Chairman of
Felt Water Users Assoc. Organization, that I have signed the foregoing
document in the space below as Chairman of
Felt Water Users Assoc. Organization and that the statements contained in the
foregoing document are true and correct.
Alfred T. Ricks Jr.
Signature of Authorized Agent
Chairman, Felt Water Users Assoc.
Title and Organization

12-20-88
Date

State of Idaho)
County of Sonneville) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of December 19 88

[Signature]
Notary Public

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

PROF

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FEB 15 2005

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NOV 06 1992

AJ0749NP
No. A22-12363

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/22/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FELT WATER USERS ASSN C/O DENNIE ARNOLD 1045 N HWY 32 FELT ID 83424 (208) 456-2875	05/01/1930	IRRIGATION STOCKWATER DOMESTIC	04-15 10-15 01-01 12-31 01-01 12-31	0.06 CFS 0.03 CFS 0.11 CFS	
TOTAL DIVERSION:					0.20 CFS	
CONSUMPTIVE USE:						12.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R45E S06 SENESE

TETON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
06N	45E	5	:					:					:					:					:	1.0
06N	45E	6	:					:					:					:					:	2.0
TOTAL ACRES																							3.0	

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
06N	45E	5	:					:					:					:					:
06N	45E	6	:					:					:					:					:

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
06N	45E	5	:					:					:					:					:
06N	45E	6	:					:					:					:					:

POU County: TETON

Non-Irrigation Uses: STOCK WATER FOR 100 HEAD CATTLE / DOMESTIC FOR 5 HOMES

Other Rights: ASSOCIATION IS IN CHARGE OF MAINTAINING DELIVERY TO HOME OWNERS

Remarks: GEN THIS WELL SUPPLIES WATER TO RESIDENTS OF FELT, IDAHO WHICH IS AN UNINCORPORATED TOWN. AN ADDITIONAL HOME ADDED IN 1974 AND IS CLAIMED SEPERATELY. IRRIGATION IS OF LAWN AND GARDENS. LIVESTOCK ARE OWNED BY INDIVIDUALS ON SYSTEM.
CHANGED OWNERSHIP PER REQUEST/JH/12-22-98

AJ0749NP
No. A22-12363

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/22/98
PAGE: 2

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Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag: