

03/31/2006

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

RIGHT NUMBER: 22-13181
NAME AND ADDRESS: SUMMERS FARM & RANCH INC
C/O DANNY SUMMERS
3500 E 1496 S
SUGAR CITY ID 83448

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.070 CFS
15.00 AFY

PRIORITY DATE: 09/22/1961
POINT OF DIVERSION:
T06N R44E S25 NENENE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/15	0.070 CFS 15.00 AFY
PLACE OF USE:	<u>IRRIGATION Within TETON County</u>		
	T06N R44E S25 SENE 5.00		
	5 ACRES TOTAL		

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.

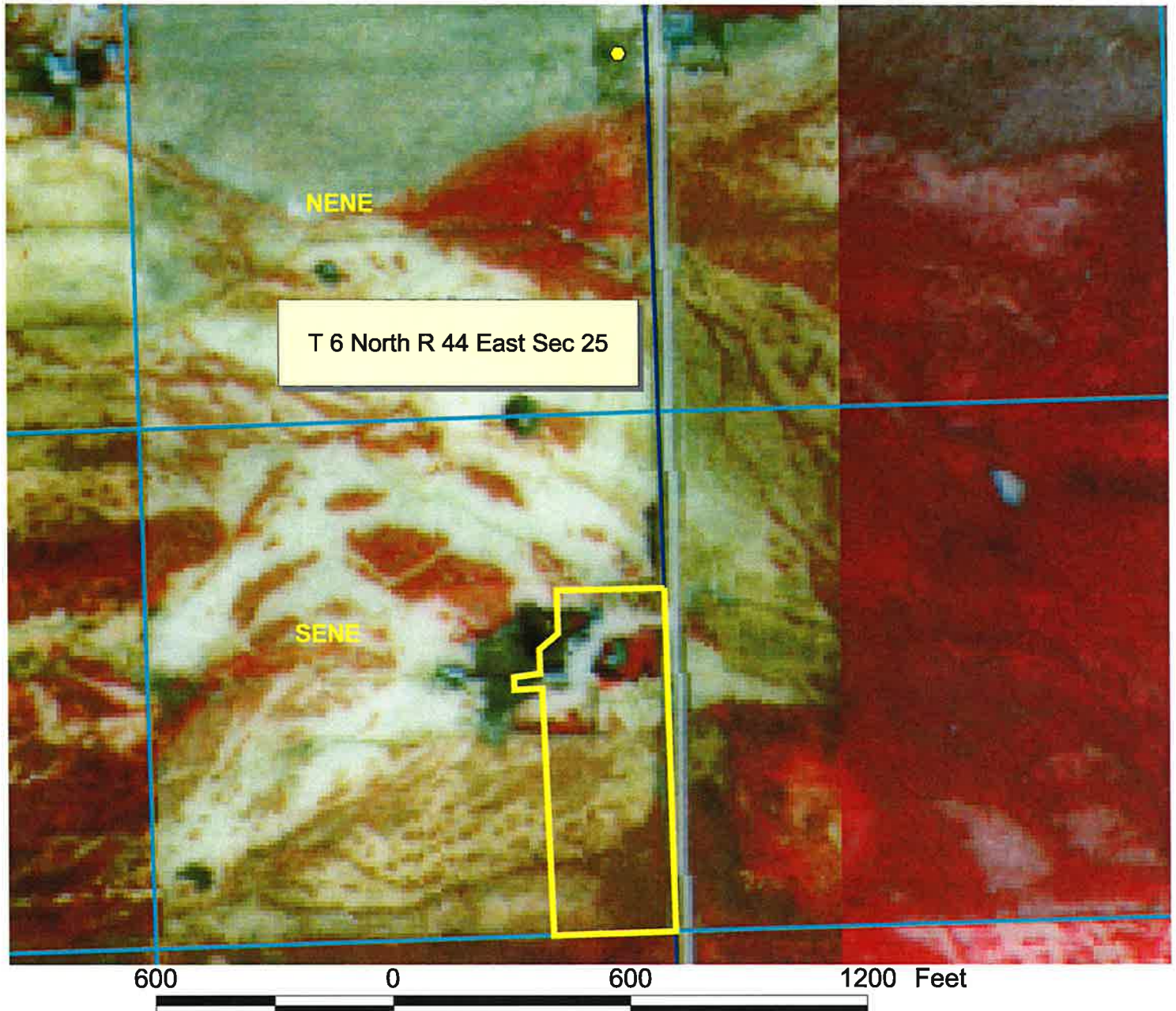
EXPLANATORY MATERIAL: BASIS OF CLAIM - License
SPLIT FROM FORMER RIGHT 22-2210



State of Idaho
Department of Water Resources
Eastern Region



Claim No.(s): 22-13181



- Place of Use
- Points Of Diversion
- Sections
- Quarter Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by T. Galbraith
Date: March 2006



December 29, 2005

PAUL MARTIN
660 N 500 W
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR: 22-13181

Dear Claimant:

It has come to our attention that you may have recently purchased a tract of land in Teton County. The property to which I am referring was most recently owned by Summers Farm & Ranch. The legal description is as follows:

TOWNSHIP 06N RANGE 44E SECTION 25 NENE

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change of Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have questions regarding this matter, please call 208-525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)

License of Water Right No. 22-2210 Priority September 22, 1961 Amount 1.72 cfs

THIS IS TO CERTIFY, that Bert Summers
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 22-2210 issued pursuant to Application for Permit dated June 23, 1961,
and has submitted proof to the Department of Water Resources on September 28, 1966,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.72 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 15</u> to <u>October 15</u> at <u>1.72</u> cfs and <u>348.0</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 1.72 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
348.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Twp.
6N, Rge. 44E in the County of Teton

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	44E	25	38		40	38									116

Total number of acres irrigated 116

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.0 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
April, 19 82.

MICROFILMED

Acting for the Director

Norma C. Young

FIELD REPORT

ASSIGNED TO:

3. Water will be used for the following purposes:

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 4.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____

Other Points of Diversions: _____

Description of diverting works: Gravity flow irrigation, pump & auxilliary motor.

Open discharge

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

200

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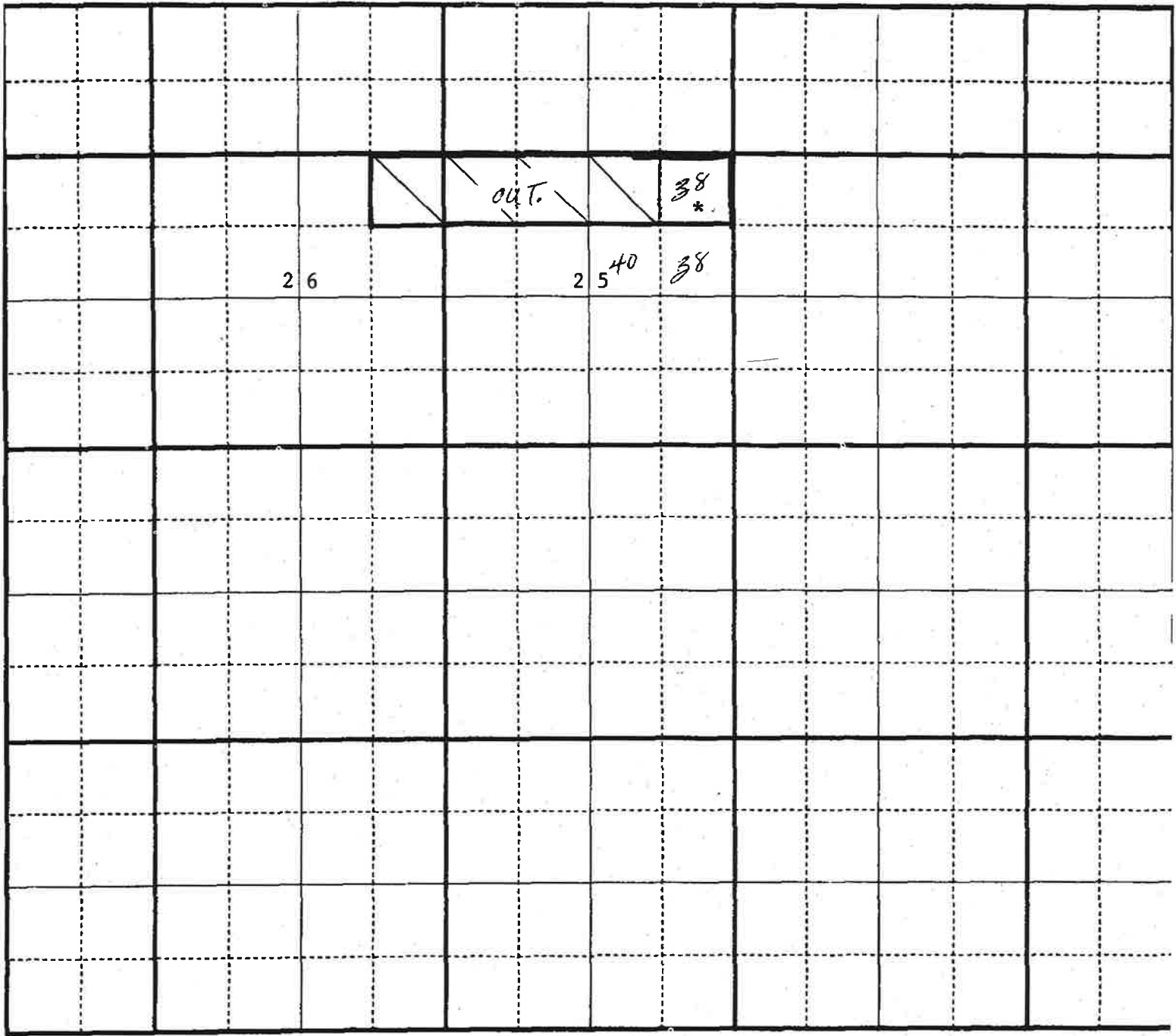
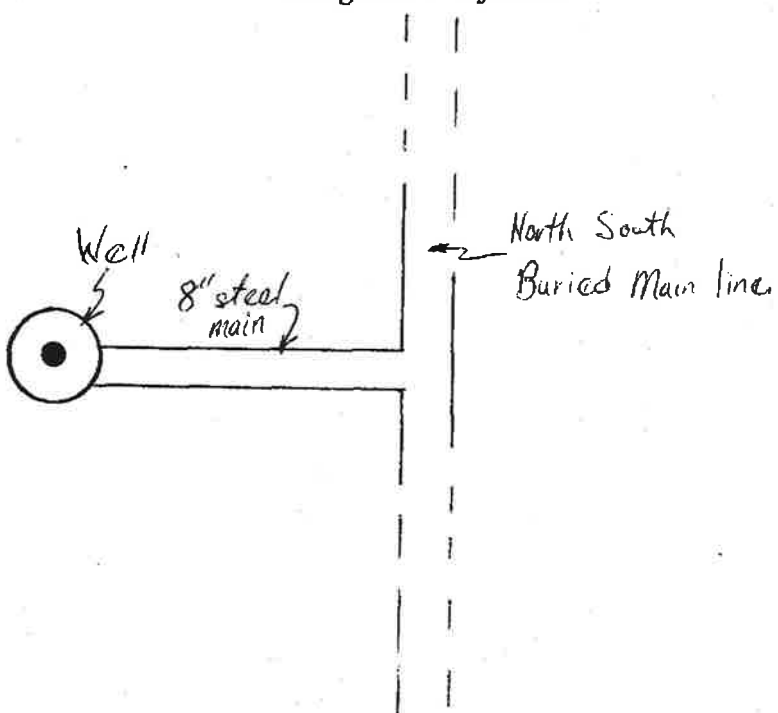
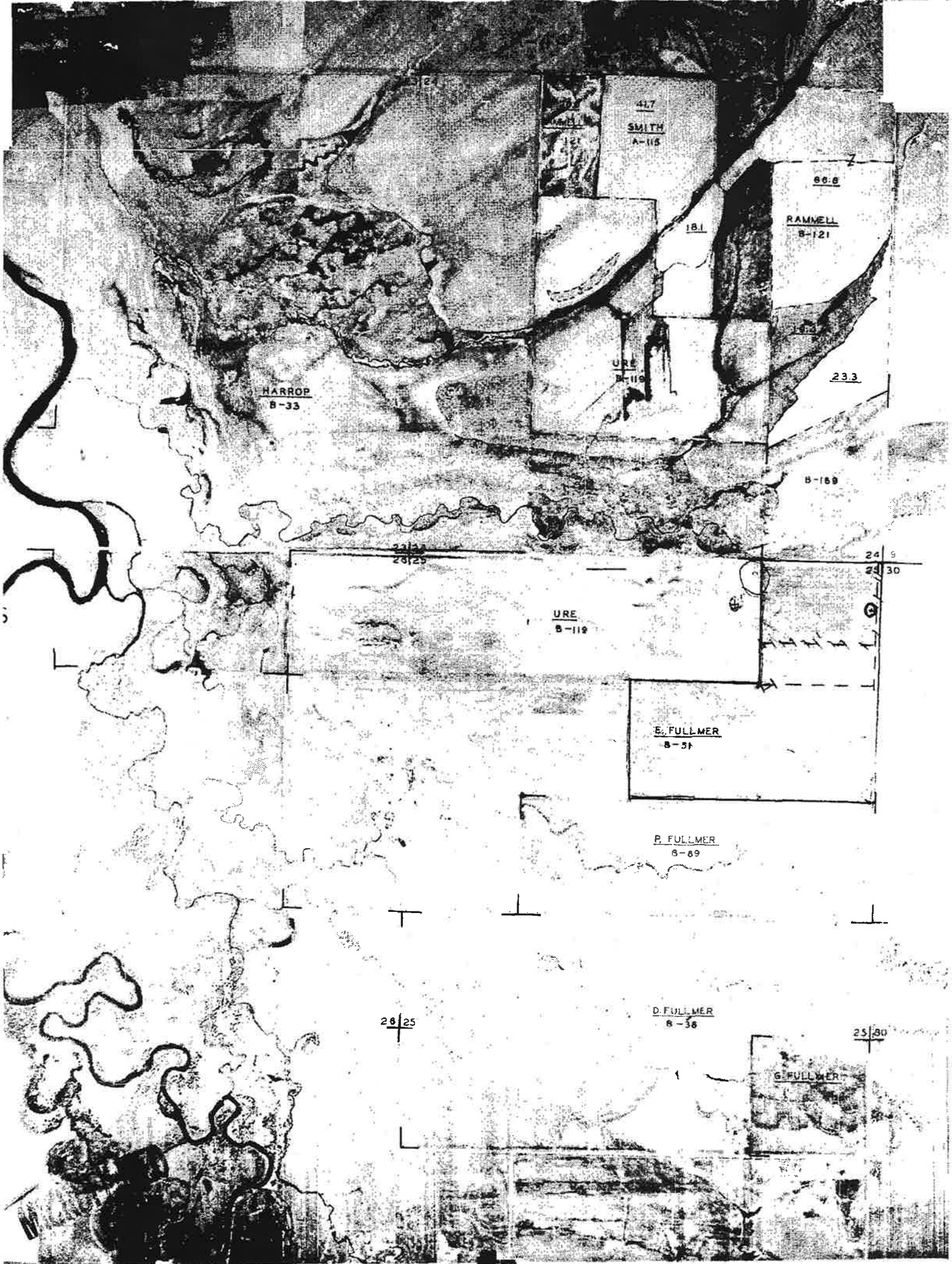


Diagram of System



MICROFILMED

22-2210



DATE OF EXAM 7/29/77

ACREAGE
Found 116 ✓
Recommended 116

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 1.72 ~~1.58~~ c.f.s. V = 348 AF/Ann. from April 15 to Oct. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no x

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no x

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 1.72 ~~1.58~~ cfs. Method of measurement Pitot tube

Total Q recommended 1.58 cfs. Meter No. _____ Type TDWR Condition good

Total V recommended 348 AF/ANN

Recommended Amendments:

P.D. _____
Place of Use ✓ See Rough Draft Amendment. ✓
Other _____
None _____

MEASUREMENT CALCULATION:

1/4" nozzle/s. 7 40 psi for 87 nozzle/s. (5.54 gpm/noz) (87) = 482 gpm.
52 psi for 76 nozzle/s. (6.31 gpm/noz) (46) = 290 gpm
772 = 482 + 290 = 772 gpm
772 ÷ 448.8 = 1.72 cfs
V. 116 x 3.0 = 348 AF/ann.
184 x 1.9835 x 1.58 = 596.6 629.33 gpm
1.72 ds
7/29/77

SYSTEM DESCRIPTION:

Water is diverted by a Fairbank Morse 3 phase motor (can not read I.D. plate)
& a Fairbanks Morse turbine pump serial # P2D6326. System operates
4 1/2 mile hand lines & 33 nozzles per line & 1/4" diameter nozzles.

REMARKS:

Could not locate owner or foreman on day of exam.

No Controly Rights Kew 2/17/82

Examiner's Signature Ernest Carlson Date 7-29-77

Checked by Rodney A Parker Date 4/2/79

Approved by Jim 2/19/82 Date _____

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 9, 2001

SUMMERS FARM & RANCH INC
3500 E 1496 S
SUGAR CITY ID 83448

RE: CHANGE IN OWNERSHIP FOR 22-2210

Dear Mr. Summers:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

22-13181, .07 cfs, 5 acres, Summers
22-13182, 1.65 cfs, 111 acres, Palmer

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Jennifer Crabtree
Technical Records Specialist

Form 42-143/42-1409(6) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
MAY 21 2001

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Department of Water Resources
 Incomplete forms will be returned. Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
22-2210					

RECEIVED**MAY 25 2001**Department of Water Resources
Eastern Region

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Danny Summers

4. New Owner/Claimant(s)

Max S. Palmer & Ranee K. Palmer

Name Connector (Check one: [] and, [] or, [] and/or

New Mailing Address

4488 N. 2000 E.

City, State and ZIP Code

Sugar City, ID 83445

New Telephone Number

()

5. Date you acquired the property

April 27, 2001

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 22-13181
Date Received: 8/8/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUMMERS FARM & RANCH INC Phone: (208)356-3465
3500 EAST 1496 SOUTH
SUGAR CITY ID 83448

2. Date of Priority: 09/22/1961

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	44E	25	NE NE	TETON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.07	17.5

7. Total Quantity Appropriated is:
0.07 C.F.S. and/or 17.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	44E	25	SE NE	IRRIGATION	5
				Section Acres	5
				Total Acres	5



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:

14. Remarks:

SPLIT FROM FORMER RIGHT 22-2210

15. Basis of Claim: License

