

RIGHT NUMBER: 22-13263

NAME AND ADDRESS: PATRICIA A MERRILL
PO BOX 459
DRIGGS ID 83422

JOHN DOUGLAS MERRILL
PO BOX 459
DRIGGS ID 83422

T04N R45E S6 SWSE Within TETON County

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.140 CFS 33.00 AFY

9.5 ACRES TOTAL

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.

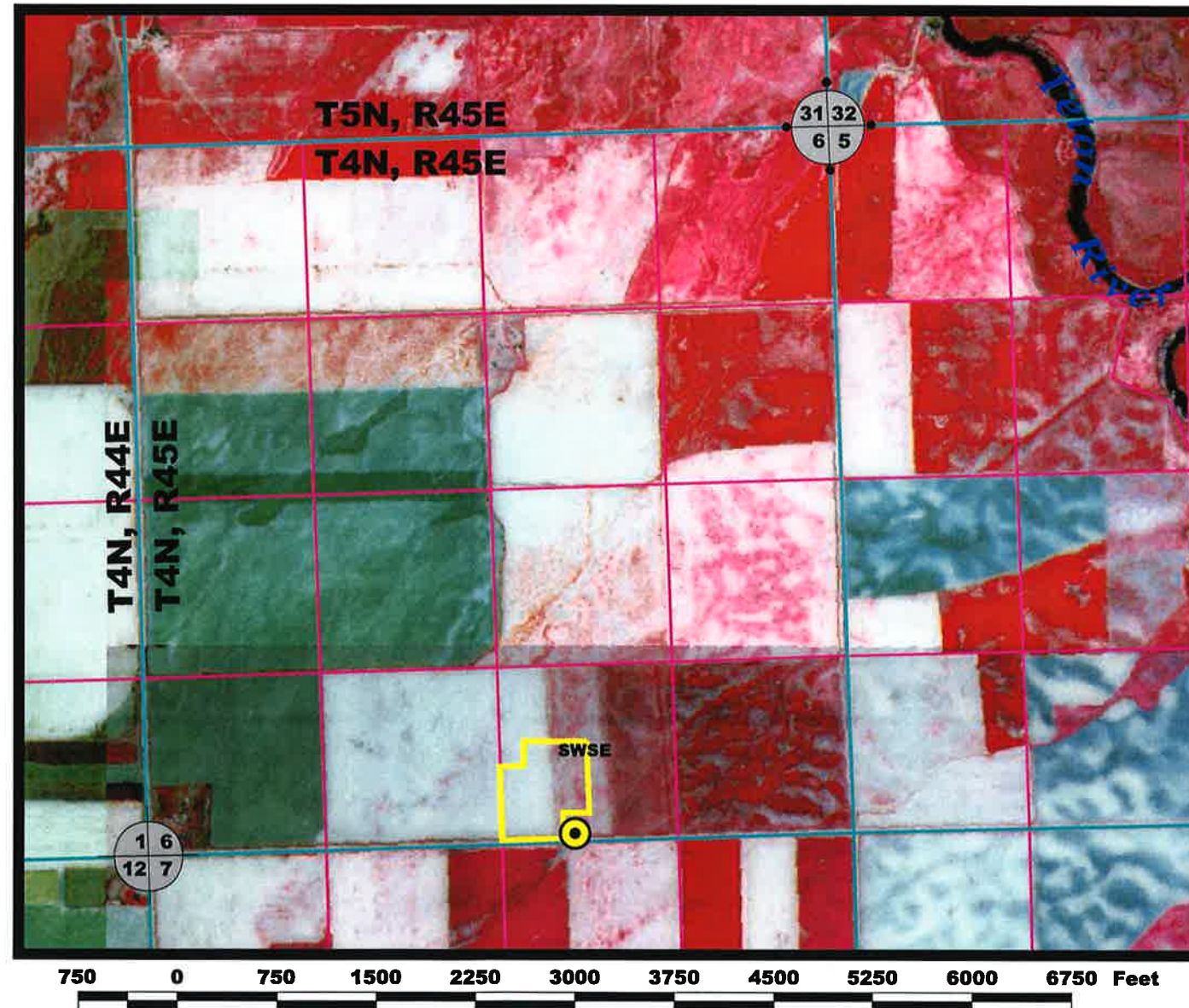
This right is a split from former right 22-7279.



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-13263

Point(s) of Diversion:
T4N, R45E
Sec. 6 SWSWSE

Place of Use: (part of)
T4N, R45E
Sec. 6 SWSE

LEGEND

- Point of Diversion
- SESE Place of Use
- Section
- Quarter-Quarter



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

Ground Water at Bates

01/09/2006

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: 22-13263

PATRICIA A MERRILL

PO BOX 459

DRIGGS ID 83422

Telephone Number: (208)354-3422

JOHN DOUGLAS MERRILL

PO BOX 459

DRIGGS ID 83422

Telephone Number: (208)354-3422

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: 12/10/06

SIGNATURE:

Patricia A. Merrill

Please print your name:

PATRICIA A. MERRILL

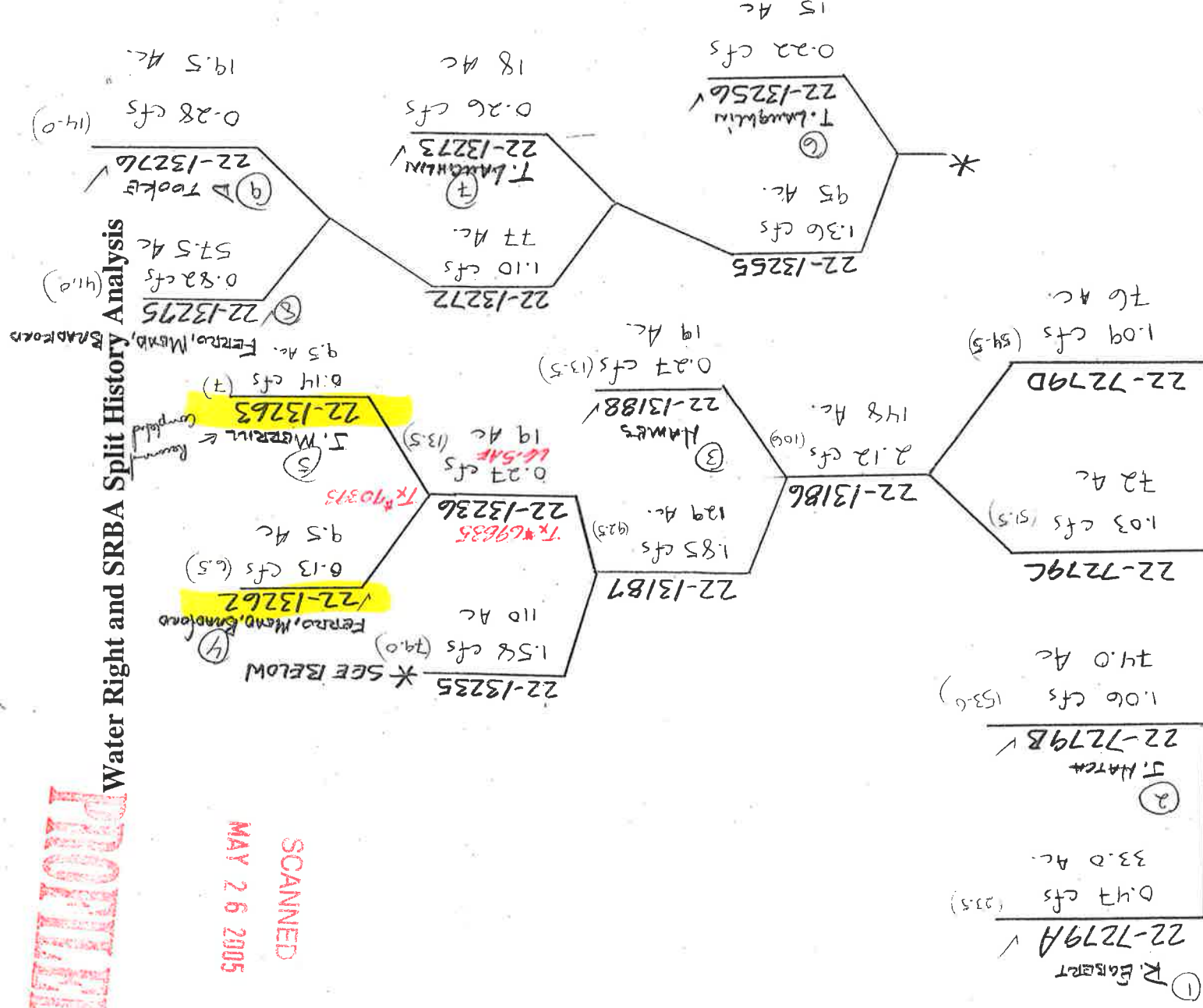
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

OC

MAY 26 2005

SCANNED

Water Right and SRBA Split History Analysis


$$13276(0.08) + 13188(0.27) + 22727(0.47) + 22727(0.13) + 13263(0.14) + 13256(0.22) + 13273(0.26) + 13275(0.82) = 3.65 \text{ cf}$$

Reviewer:

mydoc/fieldexamforms/splithistory

Date:

6009

T

R45E

6053

6040

4

N

6

6060

6098

6039

6100



Merrill.shp



S04n45e.shp



T04n45e.shp

POINT OF DIVERSION

SCANNED

MAR 13 2003

T70393

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7279 Priority May 9, 1978 Amount 3.65 cfs

THIS IS TO CERTIFY, that James E. Hatch
of Driggs, Idaho, has complied with the terms and conditions of Permit
No. 22-7279 issued pursuant to Application for Permit dated May 9, 1978,
and has submitted proof to the Department of Water Resources on August 17, 1982,
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 3.65 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>	<u>from April 15 to October 15</u>	<u>at 3.65 cfs and</u>	<u>765.0 acre feet</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.65 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
765.0 acre feet per-year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2,
Twp 5N, 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 $\frac{1}{4}$				SE $\frac{1}{4}$				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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	44E	2											33	38				36	107
		11					38	38	39	33									148

Total number of acres irrigated 255

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 11TH day of
September, 19 84.

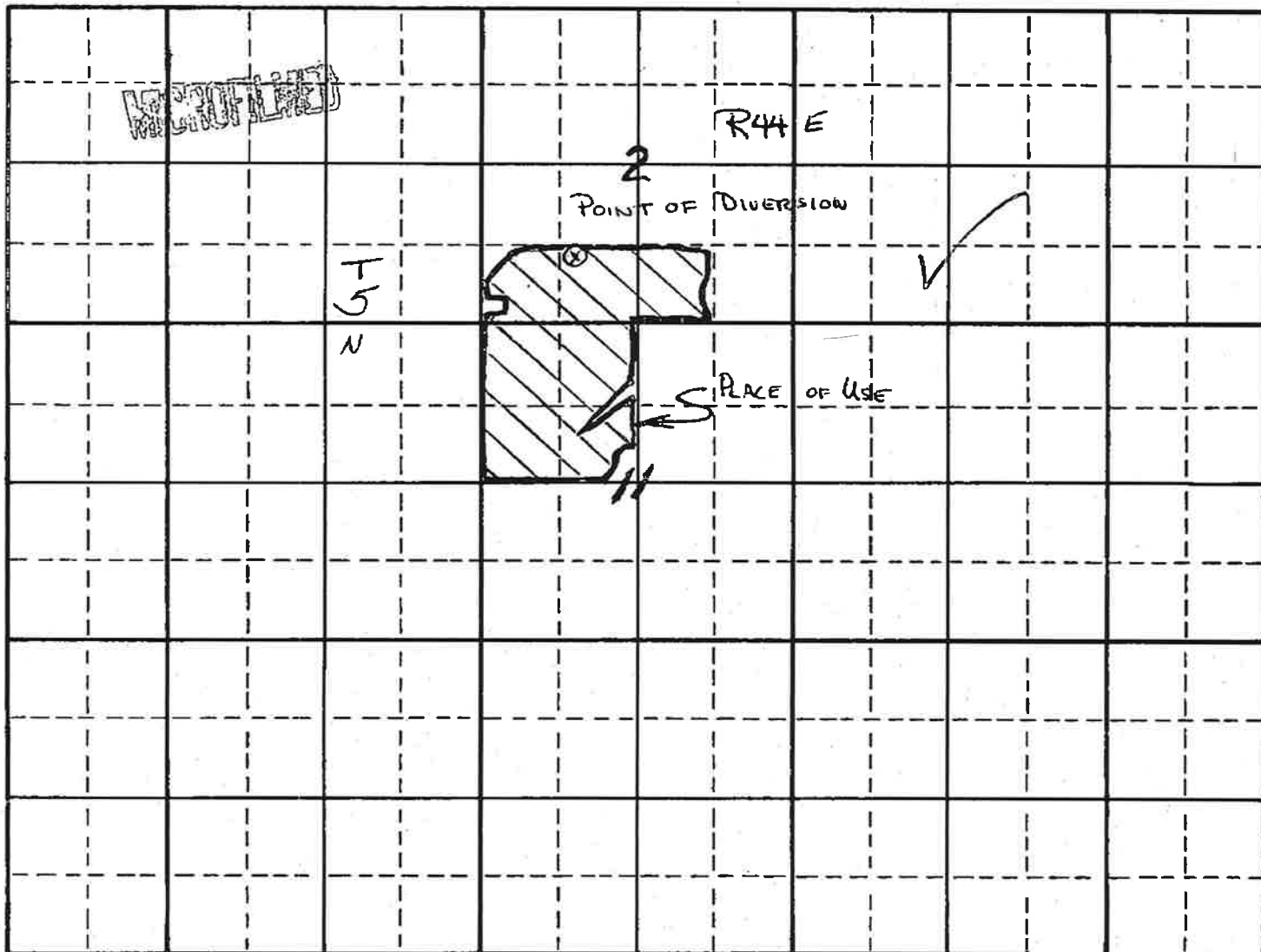
RECORDED

Acting for the Director

Norman C Young

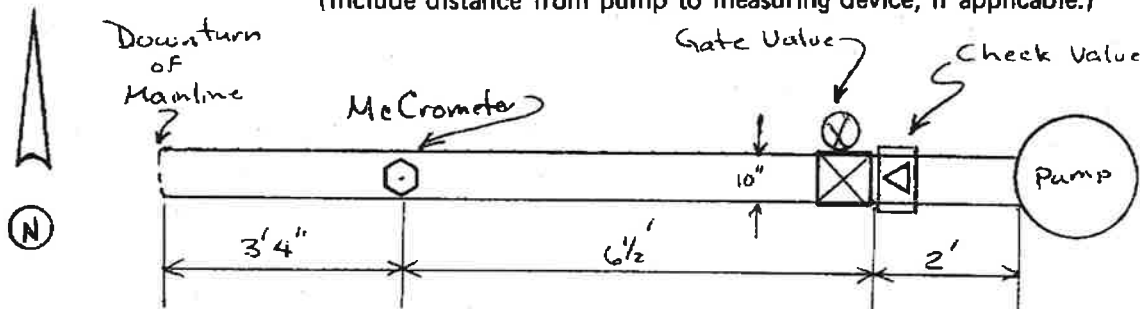
DWR

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 SW 1/4 Sec 2 T 5 N R 44 E

Place(s) of Use less acres

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	44E	2											33	38			36		107 ✓
		11					38	38	39	33									148 ✓

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

☒ Other Change Period of IRRIGATION

Examiner's Signature

Checked by

Approved by

Keith C. Wilson
Harold Walker

Date

Date

Date

5 Dec 1983

12-05-1983

8-3-84

255

PERMIT NO. 22-7279 James E. Hatch
 (Name)
 Accompanied by: _____
 EXAMINATION: DATE: 7-22-82

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
US Motors	300	MN9537-270 T4164-389	Johnston	N/A

Measuring Device Type: Micrometer No S/N
 Meter # _____ Annubar # _____ Size # _____

Remarks: P/D & P/U OK

Measurement calculations:

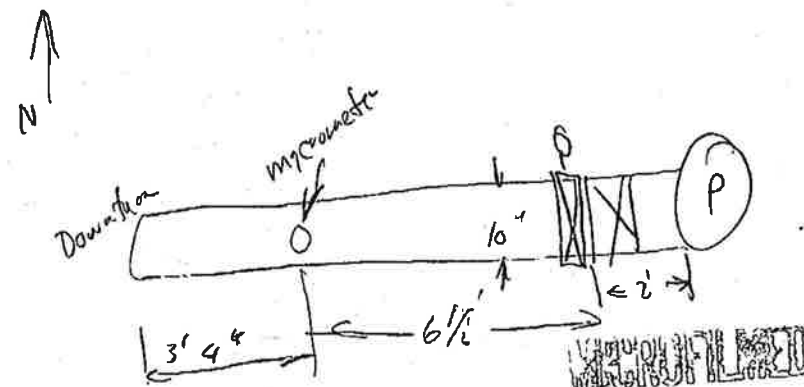
1700 gpm

0.01 cF in 1 min 59.3 sec = 3.65

SCHEMATIC DIAGRAM OF SYSTEM

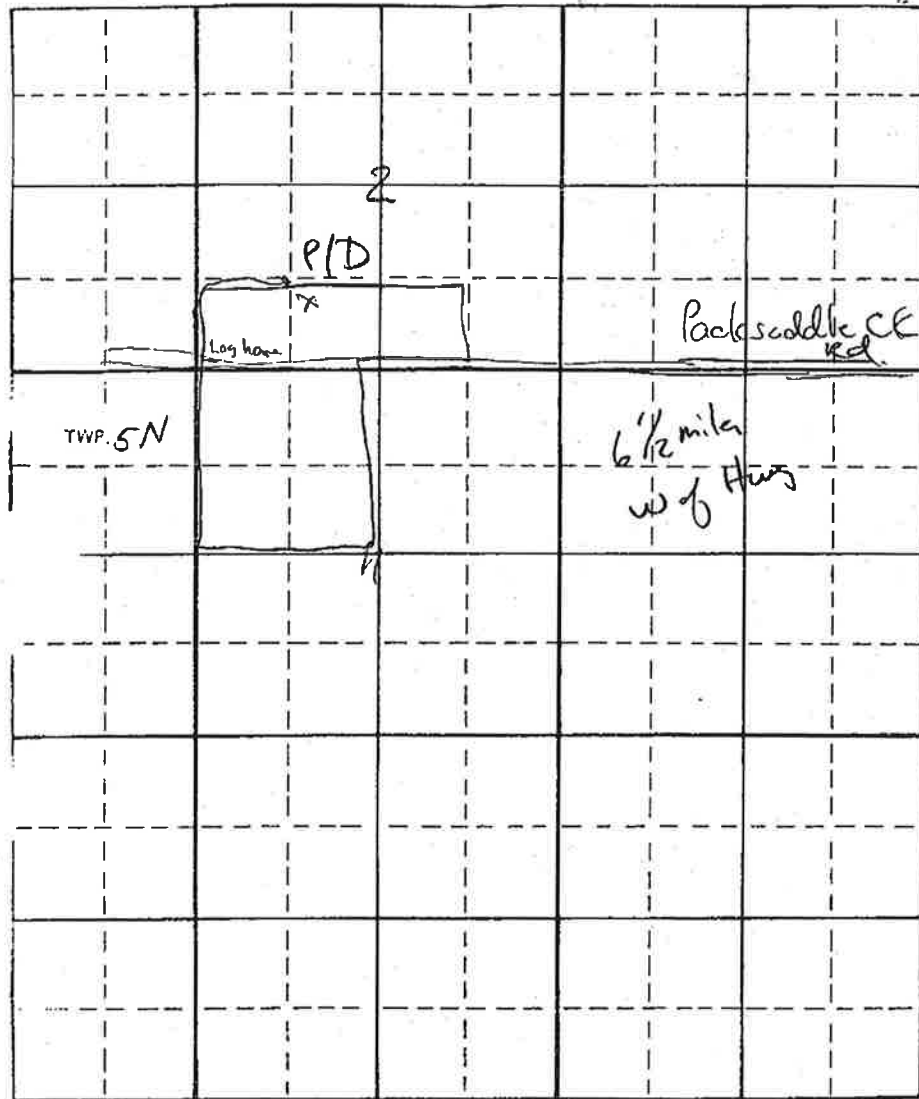
Mainline Diameter _____ Length _____

Portable mainline



MAP

RGE. 44E



RECOMMENDED AMENTMENTS:

☐ Change P/D

☐ Change P/U

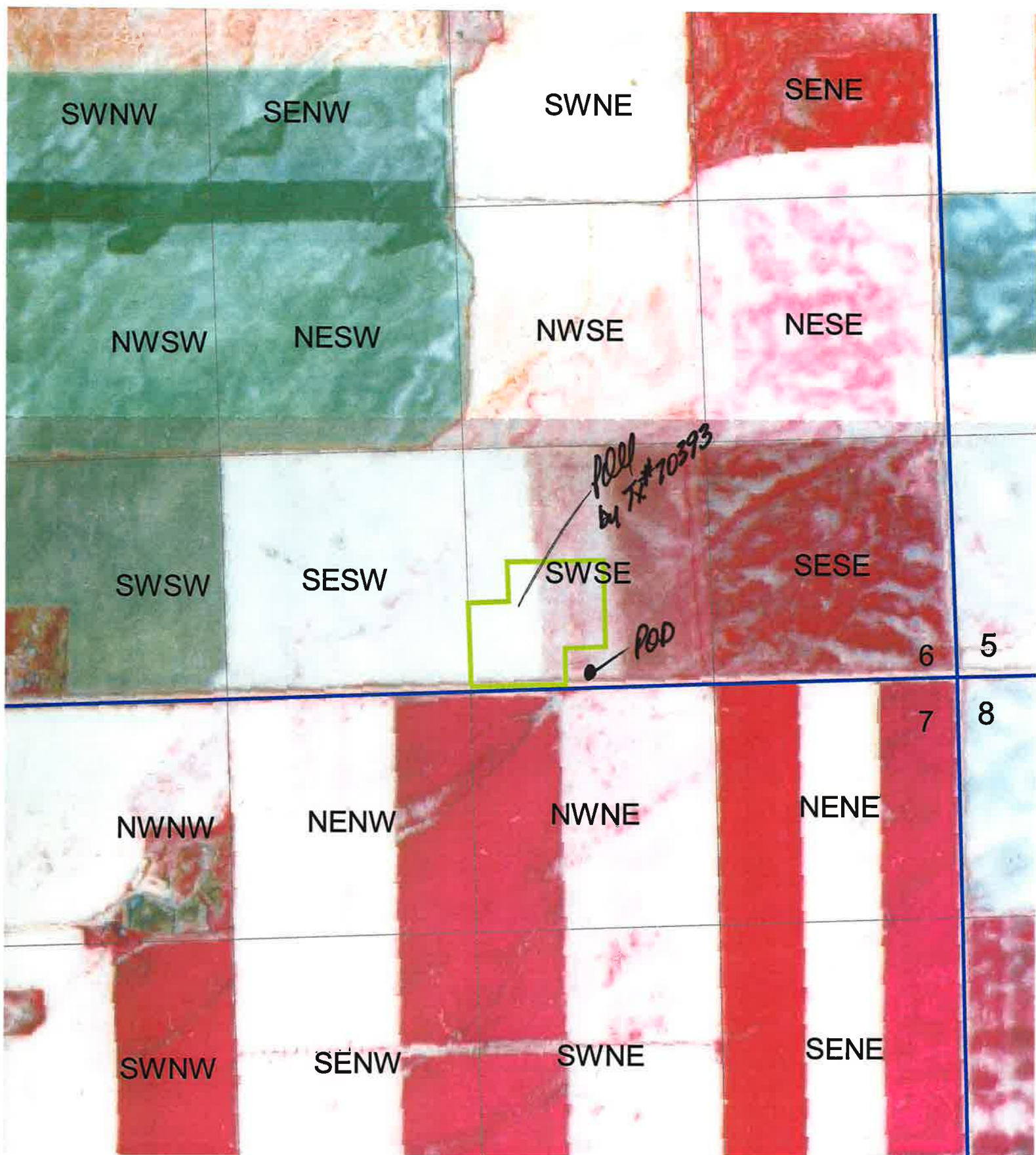
☐ ADD P/D

☐ ADD P/U

☐ NONE

☐ Other _____

22-13263



WATER RIGHT NO. 22-13263
As Modified by Transfer No. 70393

In accordance with the approval of Transfer No. 70393, Water Right No. 22-13263 is now described as follows.

Right Holder: PATRICIA A MERRILL Or
 JOHN DOUGLAS MERRILL
 PO BOX 459
 DRIGGS ID 83422

Priority Date: May 09, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.14 CFS	33.0 AF
			0.14 CFS	33.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSE Sec. 6 Twp 04N Rge 45E TETON County

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
04N	45E	6	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	9.5
																			9.5

Total Acres: 9.5

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 23 day of July, 20 03

For 
 Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 22-13263

WATER RIGHT NUMBER: 22-13263

A2213263



<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PATRICIA A MERRILL PO BOX 459 DRIGGS, ID 83422 (208)354-3422
Current Owner	JOHN DOUGLAS MERRILL PO BOX 459 DRIGGS, ID 83422 (208)354-3422
Original Owner	SAJ LLC C/O JOHN D OR PATRICIA MERRILL PO BOX 459 DRIGGS, ID 83422 (208)354-3422

SPLIT FROM ... 22-7279
SEE TX #70393

Priority Date: 05/09/1978
Basis: License
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.140 CFS	33.00 AF
<u>Total Diversion:</u>		0.140 CFS	33.00 AF

Location of Point(s) of Diversion
GROUND WATER SW1/4SE1/4 Sec. 6, Twp 04N, Rge 45E, B.M.
TETON County

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04N	45E	6	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	9.5
																			9.5

Total Acres: 9.5

- Conditions of Approval:
- 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
 - 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
 - B63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 22-13263

- 4. ~~T07~~ The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- 5. ~~T08~~ Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 6. ~~T09~~ Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Remarks:

Comments:

1. psdaggs 7/23/2003 3:55:34 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 70393

Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: Or
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 3.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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