

## IDAHO DEPARTMENT OF WATER RESOURCES

## PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-2509

NAME AND ADDRESS: RUSSELL J HAYDEN  
PO BOX 598  
SODA SPRINGS ID 83276-0598

SOURCE: GROUND WATER

TRIBUTARY:

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM RATTLESNAKE CREEK.

QUANTITY: 0.930 CFS  
268.000 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.40 CFS COMBINED RIGHT NOS.: 29-480, 29-13215, 29-13522, 29-2509 AND 29-7272

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 408 AF. COMBINED RIGHT NOS.: 29-2509 AND 29-7272

PRIORITY DATE: 08/02/1965

POINT OF DIVERSION:

T09S R34E S8 NWESW Rediversion Within POWER County Source: GROUND WATER

T09S R34E S8 NESESW Within POWER County Source: GROUND WATER

T09S R34E S8 NWSWE Injection Within POWER County Source: GROUND WATER

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 03/15 11/15          | 0.930 CFS<br>268.00 AFY |

PLACE OF USE: IRRIGATION Within POWER County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T09S R34E S08 | NESW | 10.0 | T09S R34E S08 | NWSW | 19.0 |
| T09S R34E S08 | SESW | 38.0 |               |      |      |

67 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 92 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-480, 29-13215, 29-13522, 29-2509 AND 29-7272

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

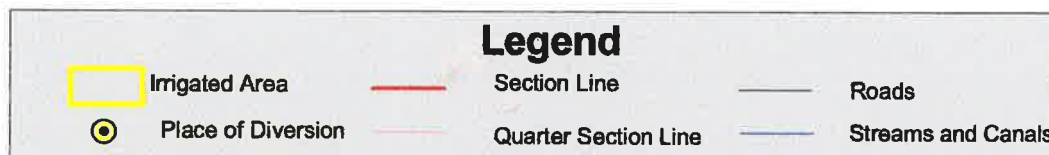
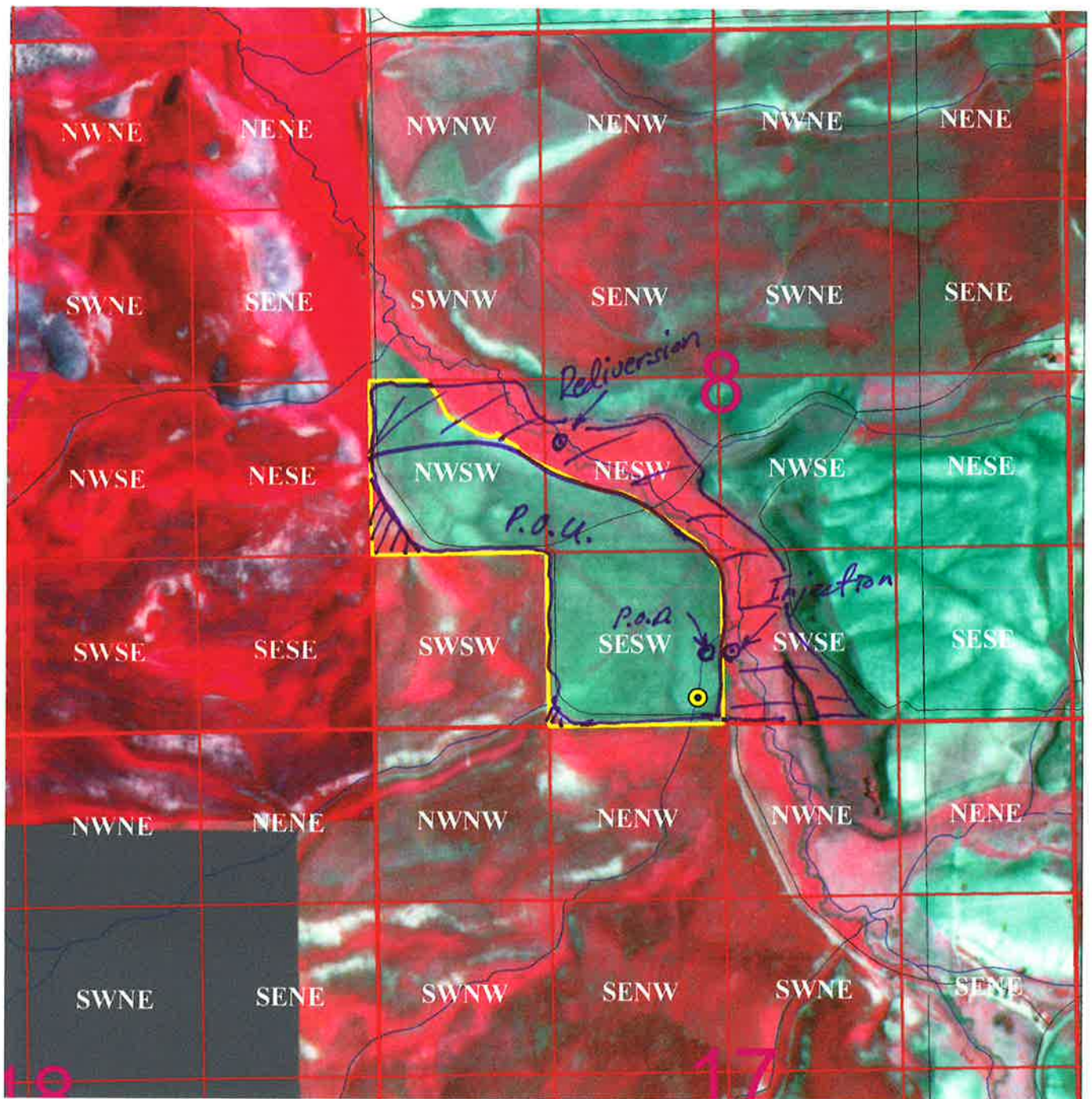
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Township , 9S34E



900 0 900 1800 Feet



PROFILED

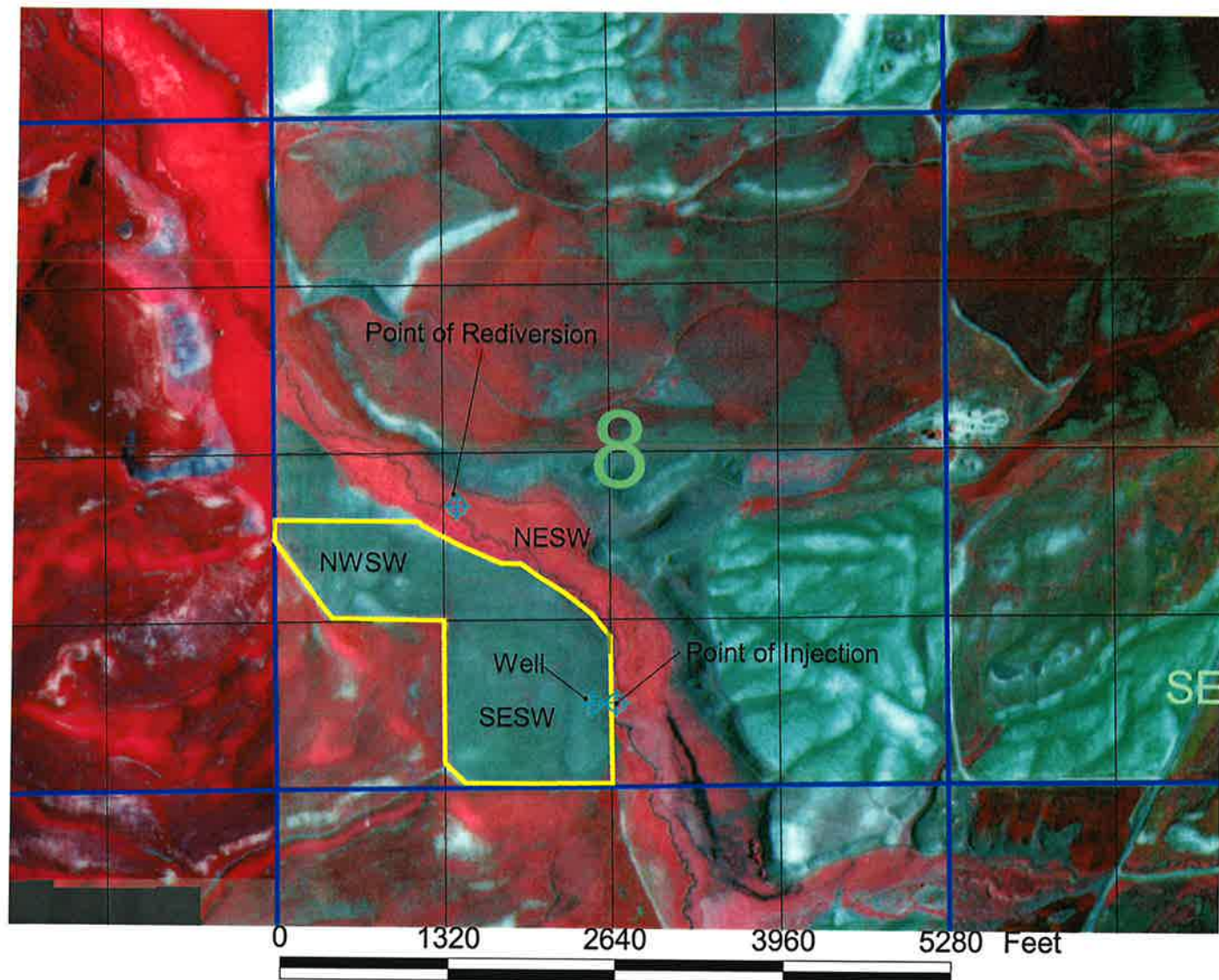
SCANNED  
FEB 22 2006



# Department of Water Resources

Claim No.: 29-2509

Twp 09S, Rge 34E



SCANNED

FEB 22 2006

Irrigated Acres = 67

-  Diversion.shp
-  Place of use.shp
-  Sections
-  QQ

PROFILED



GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepare by: E. Carlsen  
Date: January 2003

10 January 2003

-P.O.U. This right was licensed for 67 acres in 1978. Since the claimants have modified the irrigation system, incorporating injection of g.w. into Rattlesnake Cr. & redirection.

A diagram furnished by the claimant with information for 29-10893 illustrates the location of P.O.D., P.O. I. & P.O.R.

The claimant has not filed an enlargement claim for ground water so the P.O.U. is limited to the 67 acres as originally licensed.

Emmet.



22-141 50 SHEETS  
22-142 100 SHEETS  
22-144 200 SHEETS

PROFILED

SCANNED

FEB 22 2006

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-2509 V1

WATER RIGHT NUMBER: 29-2509 V1

Comments:

1. bcontor 8/15/2001 Recommendation  
Comment: See paper file 29-480 "general" flap for detailed review.
2. bcontor 8/15/2001 Volume  
Comment: Adjusted to current standard of 4 afa/acre per map, per Carter Fritschle instructions with similar situation in B31. Note that other Hayden right not adjusted because volume was limited by diversion rate.
3. bcontor 8/15/2001 PPU  
Comment: Recommended PPU includes lands not owned by claimant per written request of both claimant and land owner, field inspection verifies claimed practice of comingling and PPU.
4. bcontor 8/15/2001 C03  
Comment: Change in POD is the addition of point of injection and rediversion to use well water in same sprinkler system as surface water. See paper file 29-00480 "general" flap.

Dates and Other Information:

Decreed Date:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 Defendant:  
 Plaintiff:  
 Civil Case Number:  
 Judicial District:  
 Notice of Error Flag: C  
 State or Federal: S  
 Owner Name Connector:  
 Water District Number:  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False

*POU }  
 combined limits  
 adjusted per  
 conference w/  
 Keith Wilson re:  
 overlap of  
 29-7948, 29-7949  
 bac 8/15/01*

*Note difference between  
 PPU = 223 acres  
 and combined limit =  
 228 acres is  
 not an error.  
 Bac 8/15/01*

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> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts       | 8/15/2001 10:54:19 AM     | bcontor         |                           |                 | Active        |
| Priority Date  | 8/15/2001 10:55:03 AM     | bcontor         |                           |                 | Active        |
| POD            | 8/15/2001 10:59:22 AM     | bcontor         |                           |                 | Active        |
| Source         | 8/15/2001 11:00:30 AM     | bcontor         |                           |                 | Active        |
| POU            | 8/15/2001 11:48:44 AM     | bcontor         |                           |                 | Active        |
| POD            | 8/15/2001 11:59:35 AM     | bcontor         |                           |                 | Active        |
| Use            | 8/15/2001 12:00:15 PM     | bcontor         |                           |                 | Active        |
| Season         | 8/15/2001 12:01:15 PM     | bcontor         |                           |                 | Active        |
| Quantity       | 8/15/2001 12:29:57 PM     | bcontor         |                           |                 | Active        |
| Use            | 8/15/2001 1:06:26 PM      | bcontor         |                           |                 | Active        |
| Quantity       | 8/15/2001 1:40:54 PM      | bcontor         |                           |                 | Active        |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2509 V1

|         |                      |         |                      |         |        |
|---------|----------------------|---------|----------------------|---------|--------|
| Summary | 8/15/2001 1:54:55 PM | bcontor | 8/15/2001 1:54:55 PM | bcontor | Active |
|---------|----------------------|---------|----------------------|---------|--------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|----------------|------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Quantity       | 8/15/2001 12:29:56 PM  | bcontor         | 1. (NO) The basis of claim is not beneficial use.<br>2. (NO) The basis of claim is not a posted notice.<br>3. (YES) The parent right has a diversion rate and/or diversion volume.<br>4. (YES) The claimed diversion rate and/or volume can be verified using the water right file.<br>7. (YES) The parent right has an annual diversion volume limit.<br>8. (YES) Irrigation is a purpose of use.<br>9. (YES) Quantity remark was required.                                                                                                                                                                        |
| Summary        | 8/15/2001 1:54:52 PM   | bcontor         | 1. (NO) The basis of the claim is not beneficial use.<br>3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.<br>5. (YES) General remark was required.<br>6. (NO) Explanatory remark was not required.<br>7. (NO) Additional condition was not required.<br>8. (YES) Wanted to view the recommended right.<br>9. (NO) This is not a split right.<br>10. (NO) This is not a combined right.<br>11. (NO) Documents were not linked or attached to this file.<br>12. (YES) Set the verification date. |
| POD            | 8/15/2001 10:55:51 AM  | bcontor         | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POD            | 8/15/2001 10:57:10 AM  | bcontor         | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POD            | 8/15/2001 10:58:01 AM  | bcontor         | 1. (NO) The basis is not beneficial use.<br>2. (YES) Parent right has a Point of Diversion.<br>3. (YES) The claimed Point of Diversion can be verified using the water right file.<br>8. (NO) Point of Diversion remark was not required.<br>9. (NO) Point of Diversion condition was not required.                                                                                                                                                                                                                                                                                                                 |
| Source         | 8/15/2001 11:00:27 AM  | bcontor         | 1. (NO) The basis is not beneficial use.<br>2. (YES) Parent right has a source.<br>3. (YES) The claimed source can be verified using the water right file.<br>Comment for 7: Field inspection, license<br>8. (NO) The source is not surface water.<br>10. (NO) Source remark was not required.<br>11. (NO) Source condition was not required.                                                                                                                                                                                                                                                                       |
| Quantity       | 8/15/2001 1:40:51 PM   | bcontor         | 1. (NO) The basis of claim is not beneficial use.<br>9. (NO) Quantity remark was not required.<br>10. (NO) Quantity condition was not required.                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| POU            | 8/15/2001 11:04:10 AM  | bcontor         | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU            | 8/15/2001 11:04:33 AM  | bcontor         | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU            | 8/15/2001 11:04:59 AM  | bcontor         | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-2509 V1

|     |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|-----|-----------------------|---------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU | 8/15/2001 11:54:14 AM | bcontor | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POD | 8/15/2001 11:56:50 AM | bcontor | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POD | 8/15/2001 11:57:14 AM | bcontor | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POD | 8/15/2001 11:57:49 AM | bcontor | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Use | 8/15/2001 1:06:23 PM  | bcontor | <p>1. (YES) The basis of claim is beneficial use.<br/> 4. (NO) There is not evidence that there has been a change to the purpose of use.<br/> 9. (YES) The file contains all the necessary information to verify the purpose of use.<br/> 11. (NO) Purpose of Use remark was not required.<br/> 12. (NO) Purpose of Use condition was not required.</p>                                                                                                                                                                                                                                                                                                                                                                                                             |
| POU | 8/15/2001 11:48:39 AM | bcontor | <p>1. (YES) The POU is required.<br/> 2. (NO) The basis of claim is not beneficial use.<br/> 3. (YES) The Parent Right has a POU.<br/> 4. (NO) The claimed POU can not be verified using the water right file.<br/> 5. (YES) There is evidence that there has been a change in the POU.<br/> 6. (YES) The change can be verified as an accomplished transfer.<br/> Comment for 6: See paper file 29-480 for PPU analysis.<br/> 9. (YES) The file contains all the necessary information to verify the POU.<br/> Comment for 9: See #6 above.<br/> 12. (YES) POU remark was required.<br/> 13. (NO) POU condition was not required.</p>                                                                                                                              |
| POU | 8/15/2001 11:52:26 AM | bcontor | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU | 8/15/2001 11:52:52 AM | bcontor | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POU | 8/15/2001 11:54:52 AM | bcontor | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POD | 8/15/2001 11:58:08 AM | bcontor | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POD | 8/15/2001 11:59:23 AM | bcontor | <p>1. (NO) The basis is not beneficial use.<br/> 2. (YES) Parent right has a Point of Diversion.<br/> 3. (NO) The claimed Point of Diversion can not be verified using the water right file.<br/> 4. (YES) There is evidence that there has been a change in the Point of Diversion.<br/> 5. (YES) The change can be verified as an accomplished transfer.<br/> Comment for 5: Point of injection and rediversion added to correctly describe conversion to sprinklers. See paper file 29-480 for field exam notes.<br/> 6. (YES) The file contains all the necessary information to verify the POD.<br/> Comment for 6: See answer to #5.<br/> 8. (NO) Point of Diversion remark was not required.<br/> 9. (NO) Point of Diversion condition was not required.</p> |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-2509 V1

|               |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|---------------|-----------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Use           | 8/15/2001 12:00:13 PM | bcontor | 1. (NO) The basis of claim is not beneficial use.<br>2. (YES) The parent right has a purpose of use.<br>3. (YES) The claimed purpose of Use can be verified using the water right file.<br>11. (NO) Purpose of Use remark was not required.<br>12. (NO) Purpose of Use condition was not required.                                                                                                                                                                                                        |
| Season        | 8/15/2001 12:01:06 PM | bcontor | 1. (NO) The basis of claim is not beneficial use.<br>2. (YES) The parent right has a period of use.<br>3. (YES) The claimed Period of Use can be verified using the water right file.<br>12. (YES) Irrigation is the purposed use.<br>14. (NO) The period of use on the decree, license or transfer is not shorter on either the start or end date than allowable under IDWR's current standard.<br>15. (NO) Period of Use remark was not required.<br>16. (NO) Period of Use condition was not required. |
| Contacts      | 8/15/2001 10:54:17 AM | bcontor | 1. Appointment has not been scheduled.<br>Comment for 1: Field inspection already completed.                                                                                                                                                                                                                                                                                                                                                                                                              |
| Priority Date | 8/15/2001 10:55:00 AM | bcontor | 1. (NO) There has not been a later court decree of the water right(s) from the water source.<br>4. (NO) The basis of claim is not beneficial use.<br>5. (NO) The basis of claim is not a posted notice.<br>6. (YES) Parent right has a priority date.<br>7. (NO) The basis of claim is not an application or permit.<br>12. (YES) The claim is recommended.<br>13. (NO) The claim is not coded correctly.<br>14. (NO) Priority remark was not required.<br>15. (NO) Priority condition was not required.  |

AJ5809NP

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00  
PAGE: 28

| OWNER<br>CODE | NAME & ADDRESS                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | RUSSELL J HAYDEN<br>PO BOX 598<br>SODA SPRINGS ID 832760598<br>(208) 233-2526 | 08/02/1965       | IRRIGATION | 03-15 11-15           | 0.930 CFS         | 235.00 AFA          |
|               |                                                                               |                  |            | TOTAL DIVERSION:      | 0.930 CFS         | 235.00 AFA          |
|               |                                                                               |                  |            | CONSUMPTIVE USE:      |                   | 216.00 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T09S R34E S08

SESESW

POWER County

Place of use Legal Description for: IRRIGATION

[illegible]

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: A29-07272&DECREE#71-1,DATE 04 09 1907,PRIORITY 10-01-1903

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A29-00480 A29-07272

Other Water Rights Listing Overlapping Place(s) of Use:  
A29-00480    A29-02564    A29-07272

Remarks: GEN COMBINED AND OVERLAPING GROUND ,A29-07272,A29-07110  
\*\*MODIFIED ADDRESS 3/19/96/JT\*\*

Dates:            Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag:

Audit: 03/07/90 HAUMANN 07/13/94 COX 03/29/95 POST-STD 03/19/96 JTHOMPSON

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-2509 Priority August 2, 1965 Amount 0.93 cfs

THIS IS TO CERTIFY, that Russell J. Hayden

of Pocatello, Idaho, has complied with the terms and conditions of Permit No. 29-2509 issued pursuant to Application for Permit dated August 2, 1965, and has submitted proof to the Department of Water Resources on August 6, 1975, 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 0.93 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        |
|----------------|--------------------------------------------|------------------------|----------------------|
| Irrigation     | from <u>March 15</u> to <u>November 15</u> | at <u>0.93</u> cfs and | <u>235</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 0.93 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 235 acre feet per year, said waters to be diverted within the SE 1/4 SW 1/4 Sec. 8,

Twp. 9 S., Rge. 34 E., B.M. in the County of Power

Description and location of place of use:

| Twp. | Range | 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 |        |
| 9 S  | 34 E  | 8    |        |        |        |        |        |        |        |        | 12     | 25     | 30     |        |        |        |        |        | 67     |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated 67

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 16 day of

October, 19 78.

  
Director

MICROFILMED

67 x 4 = 268  
0.93 x 1.9835  
x 214 = 396

DATE OF EXAM 8/30/76.

" 0.03 AF  
140 Sec

ACREAGE  
Found 67  
Recommended 67.

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q = 0.93 c.f.s. V = 234.5 AF/Ann. from MAY 1 to OCTOBER 1  
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 ☒

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

Exchange? yes \_\_\_\_\_ no ☒

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 0.93 cfs. Method of measurement SPARKING METER

Total Q recommended 0.93 cfs. Meter No DWR. Type \_\_\_\_\_ Condition Good.

Total V recommended 234.5 AF/ANN.

Recommended Amendments:

| TWP.      | RANGE      | 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 |           |
| <u>9S</u> | <u>34E</u> | <u>8</u> |        |        |        |        |        |        |        |        | <u>12</u> | <u>25</u> | <u>30</u> |        |        |        |        |        | <u>67</u> |
|           |            |          |        |        |        |        |        |        |        |        |           |           |           |        |        |        |        |        |           |
|           |            |          |        |        |        |        |        |        |        |        |           |           |           |        |        |        |        |        |           |
|           |            |          |        |        |        |        |        |        |        |        |           |           |           |        |        |        |        |        |           |

Irrigated 67

SYSTEM DESCRIPTION:

Pump: 1-hp. 1/2" S&W # F3 287  
Gearhead: U.S. 1/2" 1/2" Helix Shaft TYP. G.P. # 1241537  
Engine: CASE 4 CYL Gasoline engine TYPE K.2  
APPLY 10 HP.

REMARKS:

System DESCRIBED BY & SHOWN BY RUSS. HAYTER.

Examiner's Signature Ernest M. Carlson

Date 11/02/76.

Checked by Anthony R. Kozlowski

Date 2/15/77

Approved by \_\_\_\_\_

Date \_\_\_\_\_

Rge. 34E

T  
9  
S

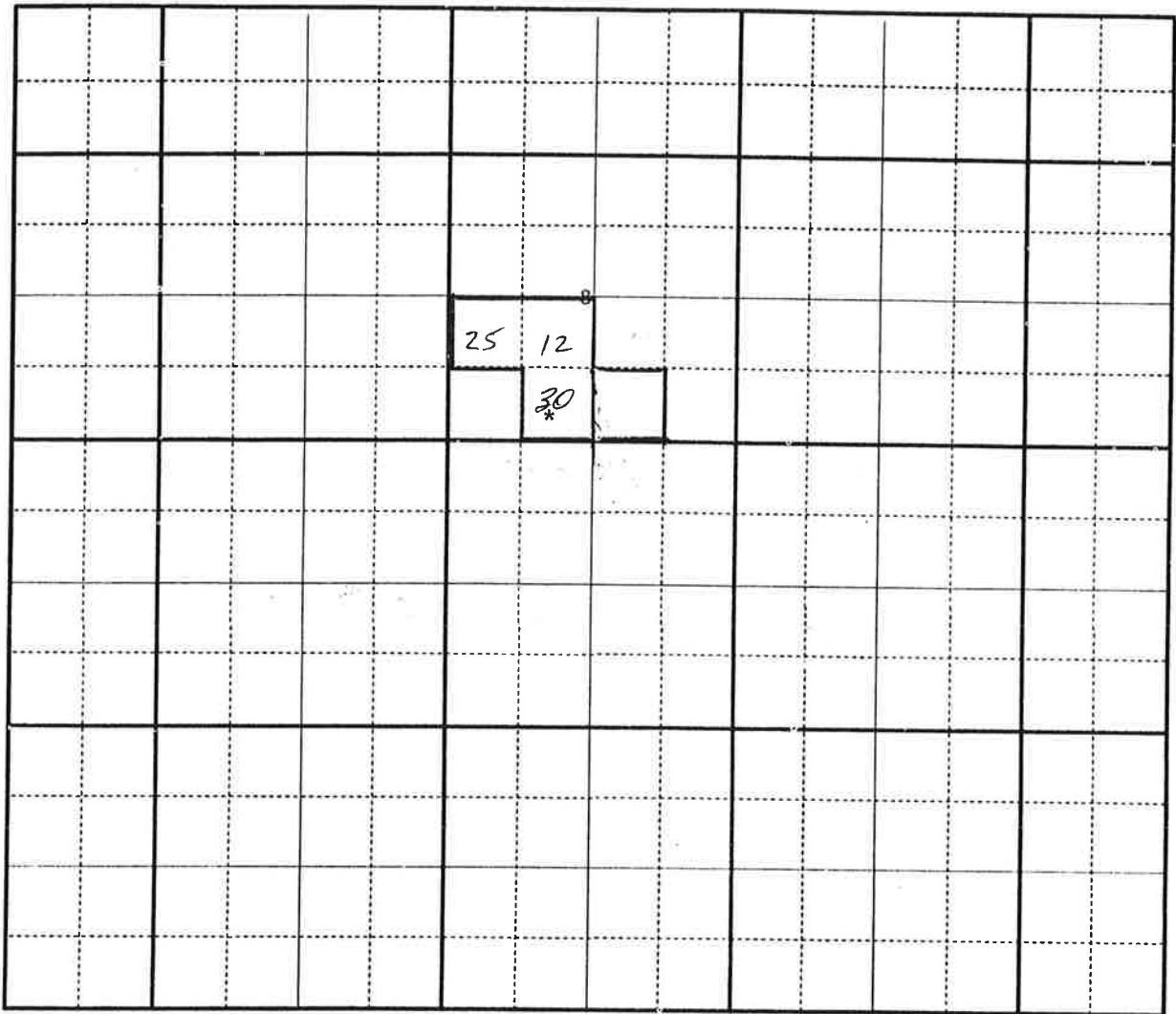
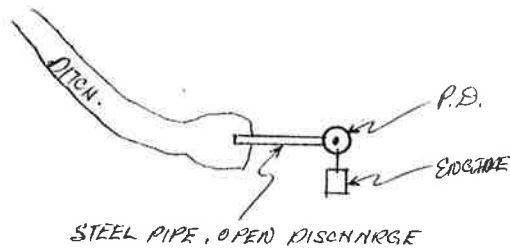
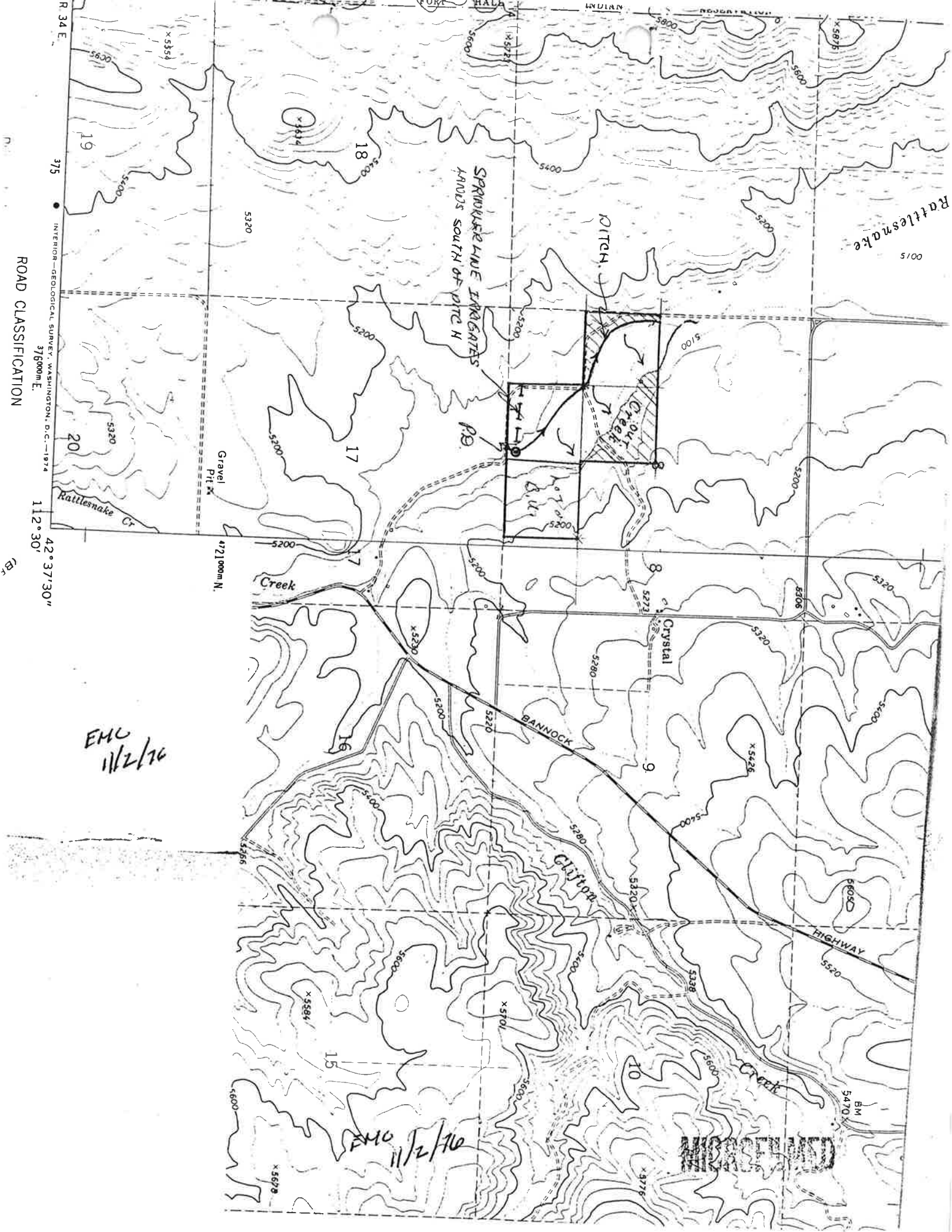


Diagram of System



EMC 11/2/76

N.



Rattlesnake  
5100

DITCH

SPRINKLER LINE IRRIGATES  
LANDS SOUTH OF DITCH

P.B.

Crystal

BANNOCK

Clifton

HIGHWAY

B.M.  
5470

MIRACULOUS

EMC  
11/2/76

EMC  
11/2/76

Gravel  
Pit A  
4721.000m N.

ROAD CLASSIFICATION

376000m E.

42°37'30"

112°30'

375

R 34 E

INTERIOR—GEOLOGICAL SURVEY, WASHINGTON, D.C.—1974

FEB 1 1973

Department of Water Administration  
Eastern District Office

## APPLICATION FOR AMENDMENT

Permit No. 29-2509

Comes now Russell J. Hayden of (address) Mink Creek  
Road, Box 456, Pocatello, Idaho, and represents to the State Reclamation  
 Department of Water Administration

No. 29-2509, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Sec. 8, T. 9S, R. 34E, B.M. Other points of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 3, T. 9S, R. 34E (Note: water to be injected into Clifton Creek at SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 3, T. 9S, R. 34E and rediverted at SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 8, T. 9S, R. 34E.)

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

mo. - day

mo. - day

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

25:19

IDAHO DEPARTMENT OF WATER ADMINISTRATION  
EASTERN DISTRICT OFFICE  
200 S. HOLMES  
IDAHO FALLS, IDAHO 83401

## DEPARTMENT OF WATER ADMINISTRATION

## FIELD REPORT

1. Name of permit holder Russell J. Hayden 233-2526
- Post office address Mink Creek Road, Box 456, Pocatello, ID Phone 233-2526
- Person to contact \_\_\_\_\_ Phone 233-2526
2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_
- Department of \_\_\_\_\_
- \_\_\_\_\_ (name spring, stream, etc.)
- Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:

Amount 2.40 c.f.s. for Irrigation  
AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 1  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

4. Total amount to be appropriated:

Max Rate of Diversion 2.40 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 9S N/S, Range 34E E/W, B.M., Section 8, Subdivision SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Power

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

Township\_\_\_\_\_N/S, Range\_\_\_\_\_E/W, B.M., Section\_\_\_\_\_, Subdivision\_\_\_\_\_1/4\_\_\_\_\_1/4, \_\_\_\_\_

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: pump, Johnson 12" bowls, 6" pipe, 30 hp gasoline engine, 20" casing -200' deep, total depth is 300'

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use. (Land being used on permit differs than on proof)

[illegible]

**TOTAL ACREAGE** 120

APPLICATION FOR PERMIT  
To appropriate the Subterranean Waters of the State of Idaho

Application No. G- 40619  
Permit No. G- 32466  
District No.

1. Name of Applicant: **Russell J. Hayden**  
Postoffice address: **Mink Creek Road** County: **Bannock** State: **Idaho**  
**Pocatello**
2. Quantity of water claimed: **2 4/10 cu.ft.sec.**
  - (a) Rate of withdrawal in cubic feet per second or Idaho  
Miners' inches or gallons per minute
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **SE 1/4** of the **SW 1/4** of Section **8**  
**Twp. 9 S.**, Rge. **34 E.**, B.M., County of **Power**
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
  - (a) Point of use of water is in the **1/4** of the **1/4** of Section **8**, Twp.  
**Rge.**, B.M.
  - (b) Waste water or sewage effluent is to be returned to  
at a point in the **1/4** of the **1/4** of Section **8**, Twp. **Rge.**, B.M.
7. Kind of works: **Drilled Well\_Cased Combustion Powered Pump**
8. Estimated cost of works: **\$7500.00**
9. (a) Is reservoir to be used? **No**  
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **5** years.
11. If applicant is a corporation, give:
  - I. (a) Date and place of incorporation:  
(b) Amount of capital stock: \$ (c) Amount paid in: \$  
(d) Names and addresses of directors:
  - II. The financial resources of the applicant are (a) Cash on hand: \$  
(b) Treasury stock: (c) Bonds to be issued:  
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **J. H. MEADOWS**  
**File: 71-1 State House: 4-9-07 Storage Permit # R-1174**
  - (a) **.6** (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) **1.8** (cubic feet per second, inches or gallons per minute) is for new lands.

When completed it is anticipated that the water from Storage Permit #R-1174 will be used in Sec. 3, and Sec. 10, 9 S, 34 E.

| Twp. | Range | 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 |        |
| 9 S  | 34 E  | 8    |        |        |        |        |        |        |        |        | 24     | 36     |        | 40     |        |        | 20     |        | 120    |



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT  
GOVERNOR

March 5, 1996

KARL J. DREHER  
DIRECTOR

RECEIVED

MAR 13 1996

RUSSELL J HAYDEN  
PO BOX 598  
SODA SPRINGS ID 83276-0598

Department of Water Resources

Re: Snake River Basin Adjudication (SRBA)  
Notice of Claim No. A29-00480, A29-07111, A29-02498,  
A29-07272, A29-02509, A29-02564 & A29-04022  
Change of Address

*Not modified - as 3-14-96.*

Dear Claimant,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right(s) referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

*Russell J Hayden*  
Claimant

PROFILED

MICROFILMED  
NOV 13 1996

MAY 10 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: A29-02509  
Date Received: 3/07/1990  
Receipt No: M006179  
Received By: RQK

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RUSSELL J. HAYDEN  
Address: 2573 N. MINK CREEK RD.  
POCATELLO, ID

208-233-2526

83204

2. Date of Priority: AUG 02, 1965

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

|          |       |         |        |        |     |     |        |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 09S      | 34E   | 8       | SE     | SE     | SW  |     | POWER  |

5. Description of diverting works:  
WELL, 300' DEEP, 20" CASING, TURBON PUMP TO SPRINKLER WHEEL LINE.

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 03/15 | 11/15 | 0.930  |      | 235.00 |

7. Total Quantity Appropriated is:  
0.930 C.F.S. (and/or) 235.00 A.F.A.

8. Total consumptive use is 216.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

|          |       |         |        |     |     |     |       |
|----------|-------|---------|--------|-----|-----|-----|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
| 09S      | 34E   | 8       | NE     | SW  |     | IRR | 12.0  |
|          |       |         | NW     | SW  |     | IRR | 25.0  |
|          |       |         | SE     | SW  |     | IRR | 30.0  |

Section Acres 67.0

A29-02509

Page 1

Date: 03/07/90



MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Total Acres 67.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A29-07272&DECREE#71-1,DATE 04 09 1907,PRIORTY 10-01-1903

14. Remarks:

COMBINED AND OVERLAPING GROUND ,A29-07272,A29-07110

15. Basis of Claim: LICENSE

Water Right Number: 32466

MICROFILMED  
NOV 13 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: \_\_\_\_\_

**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): Russell J. Hayden Date: 3/7/90  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of Pawn ) SS.

Subscribed and sworn (or affirmed) before me this 7 day

of March 19 90

John Dale Chubb  
Notary Public

Seal

Residing at Boise Id

My Commission Expires 4/2/94