

08/10/2001

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

RIGHT NUMBER: 29-7110

NAME AND ADDRESS: MID CRYSTAL FARMS
C/O HANS HAYDEN
3747 MID CRYSTAL RD
ARBON, ID 83212

SOURCE: GROUND WATER

QUANTITY: 0.1 CFS
20 AFY

PRIORITY DATE: 02/01/1973

POINT OF DIVERSION: T09S R34E S3 NESWSE Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	0.10 CFS 20.00 AFY

PLACE OF USE:

IRRIGATION Within POWER County
T09S R34E S3 SWSE 5

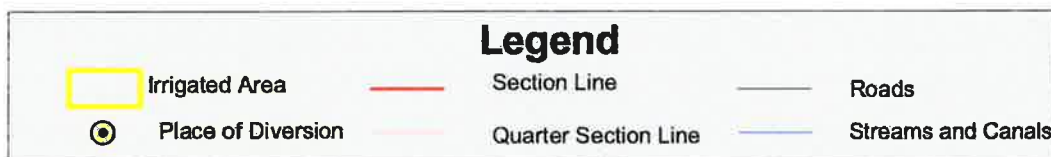
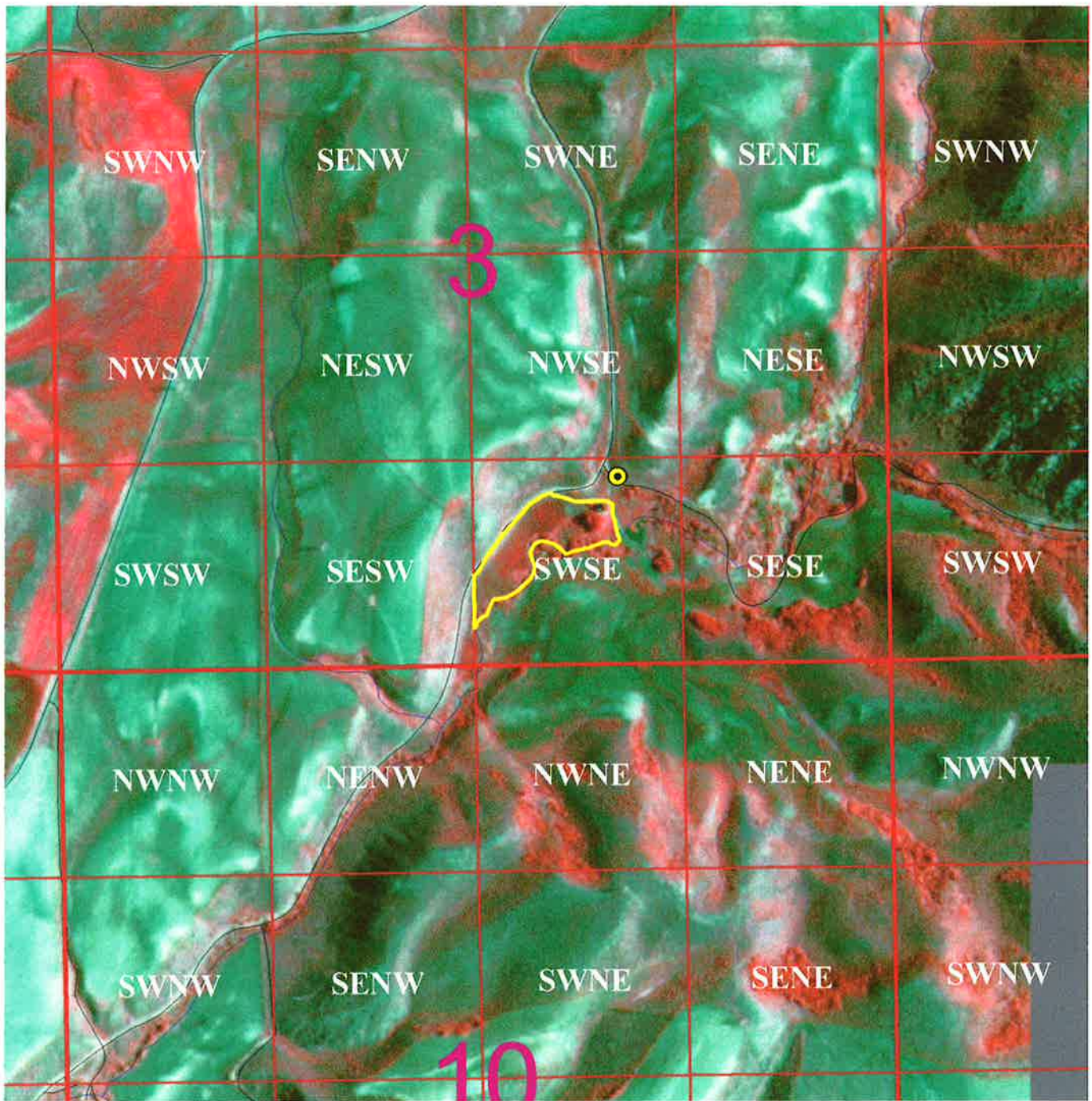
5 ACRES TOTAL

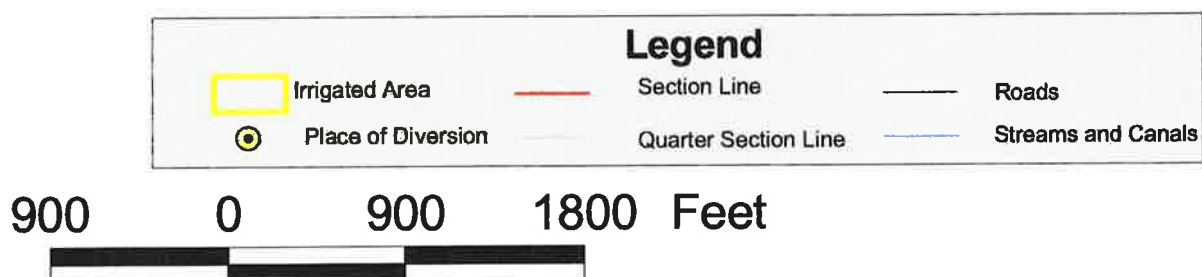
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Township , 9S34E





IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7110 V1

WATER RIGHT NUMBER: 29-7110 V1

Comments:

1. bcontor 8/10/2001 recommendation

Comment: Recommended as licensed with accomplished transfer to area around pond and campsite per field inspection and conversation with new owner. Note that this effectively "unstacks" GW and SW that originally were appurtenant to same

2. bcontor 8/10/2001 recommendation continued

Comment: five acres. However as none of the licenses nor decrees tie these together and as the accomplished transfer appears to have taken place along time ago, I recommend it as "unstacked."

3. bcontor 8/10/2001 recommend cont. 2

Comment: This is on the logic that had the claimant applied for a formal transfer and/or new permit back when the change occurred it likely would have been approved.

4. bcontor 8/10/2001 C05

Comment: C05 not coded as new POU is in same qq as licensed.

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:

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

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	8/10/2001 4:17:20 PM	bcontor			Active
Priority Date	8/10/2001 4:19:07 PM	bcontor			Active
POD	8/10/2001 4:20:28 PM	bcontor			Active
Source	8/10/2001 4:21:44 PM	bcontor			Active
POU	8/10/2001 4:23:48 PM	bcontor			Active
Use	8/10/2001 4:24:11 PM	bcontor			Active
Season	8/10/2001 4:25:15 PM	bcontor			Active
Quantity	8/10/2001 4:26:17 PM	bcontor			Active
Summary	8/10/2001 4:30:25 PM	bcontor	8/10/2001 4:30:25 PM	bcontor	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7110 V1

POD	8/10/2001 4:19:42 PM	bcontor	Edited point location
POD	8/10/2001 4:19:56 PM	bcontor	Edited PLS
POD	8/10/2001 4:20:26 PM	bcontor	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
Source	8/10/2001 4:21:42 PM	bcontor	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. Comment for 7: Field inspection and GPS of POD 8. (NO) The source is not surface water. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Contacts	8/10/2001 4:17:18 PM	bcontor	1. Appointment has not been scheduled. Comment for 1: Field inspection already completed.
Priority Date	8/10/2001 4:19:05 PM	bcontor	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (NO) The claim is not coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
POU	8/10/2001 4:22:32 PM	bcontor	Edited shape boundary
POU	8/10/2001 4:23:46 PM	bcontor	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (NO) The claimed POU can not be verified using the water right file. 5. (YES) There is evidence that there has been a change in the POU. 6. (YES) The change can be verified as an accomplished transfer. Comment for 6: see comments. new POU has same qq legal description so technically it is not clear that there has been a change. 9. (YES) The file contains all the necessary information to verify the POU. Comment for 9: see answer to #6 12. (NO) POU remark was not required. 13. (NO) POU condition was not required.

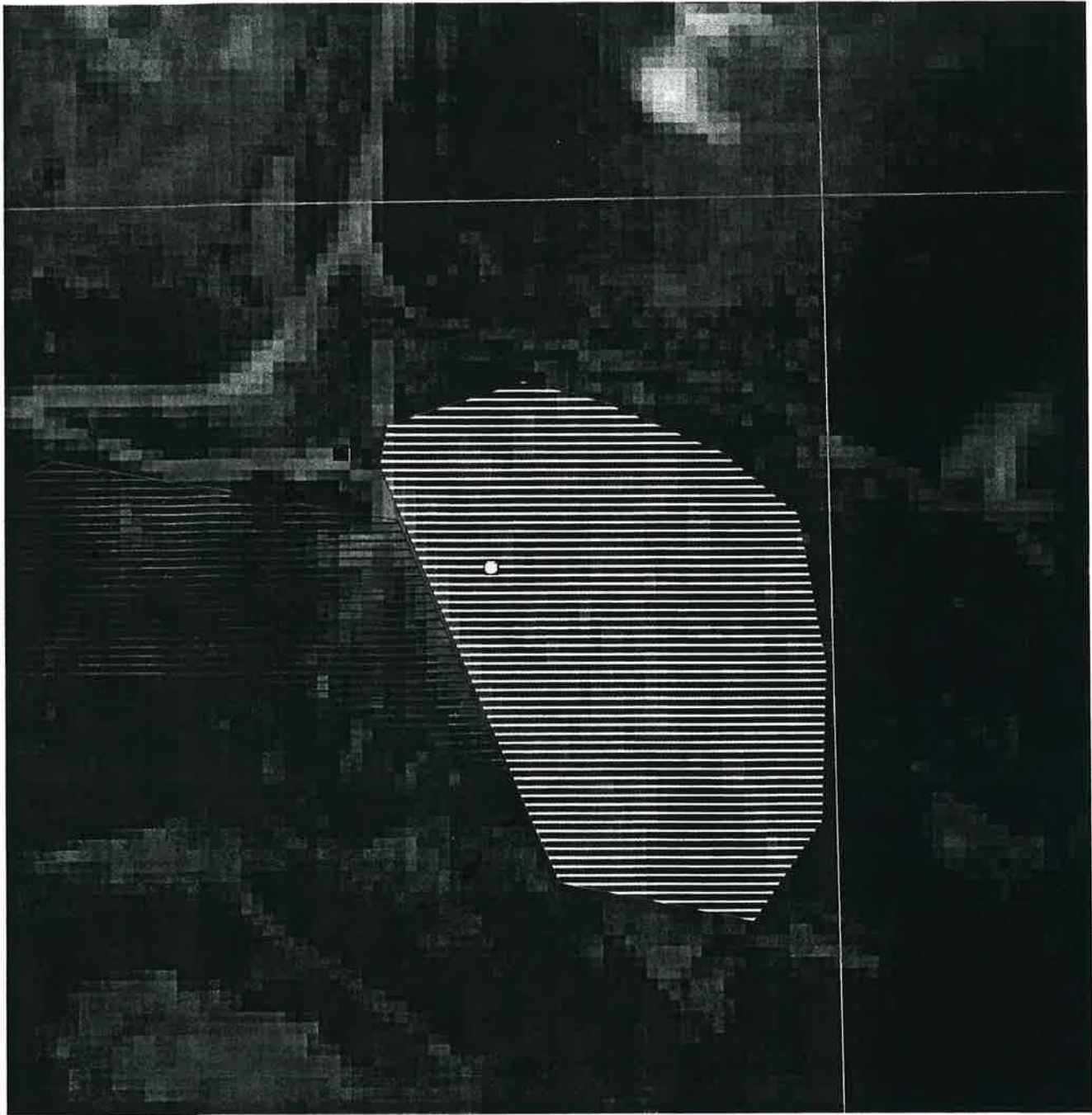
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7110 V1

Use	8/10/2001 4:24:09 PM	bcontor	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a purpose of use. 3. (YES) The claimed purpose of Use can be verified using the water right file. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.
Season	8/10/2001 4:25:13 PM	bcontor	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a period of use. 3. (NO) The claimed Period of Use can not be verified using the water right file. 4. (NO) There is not evidence that there has been a change to the period of use. 9. (YES) The file contains all the necessary information to verify the period of use. 11. (YES) The basis of is a decree, license, or a transferred beneficial use right that has had the period of use administratively determined. 12. (YES) Irrigation is the purposed use. 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. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.
Quantity	8/10/2001 4:26:15 PM	bcontor	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (YES) The claimed diversion rate and/or volume can be verified using the water right file. 7. (YES) The parent right has an annual diversion volume limit. 8. (YES) Irrigation is a purpose of use. - Comment for 8: Annual volume adjusted to current standard per Carter Fritschle instruction in similar case in B31 9. (NO) Quantity remark was not required. 10. (NO) Quantity condition was not required.
Summary	8/10/2001 4:30:22 PM	bcontor	1. (NO) The basis of the claim is not beneficial use. 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. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.

Idaho Department of Water Resources

Water Right 29-7110



Township 9S Range 34E Section 3 SWSE

☒ Point of Diversion
Place of Use

☐ Townships
☐ Sections
☐ QQ

PROFILED

SCANNED

APR 14 2006



Prepared by Bryce Contor from 1987/88 NAPP Photography, 8/2001



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 3, 2001

MID CRYSTAL FARMS
C/O HANS HAYDEN
3747 MID CRYSTAL RD
ARBON ID 83212

RE: CHANGE IN OWNERSHIP FOR A29-02498 AND A29-07110

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

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APR 14 2006

OK Bas
8/3/2001

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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
A29-02498					
A29-07110					

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)

Russell Hayden

4. New Owner/Claimant(s)

MID CRYSTAL FARMS (Hans Hayden)

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

New Ma

City, Sta

New Tel

Address is
on computer -
3747 Mid Crystal
Road, Arbon

5. Date you

1995 + 2000

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APR 14 2006

7/27/2001

To whom concerned:

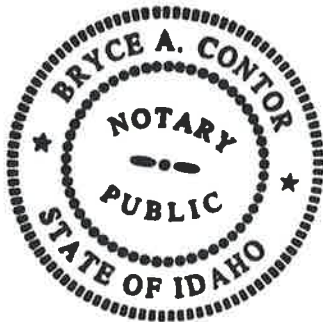
In reference to A29-07110 I hereby state that the water involved has been used throughout the 1980's on the land referenced in this permit and has continued in use. Grass and wheat of about 5 acres have been irrigated. Power Bills from the well for the 1990's are available to show use on latter dates.

Hans Hayden

Date signed 8/3/01

Yard area is water each year.

Signed before me 8/3/01 at Idaho Falls,
Bonnerille County



Bryce A. Contor

Notary Public

Residing at Mud Lake, ID

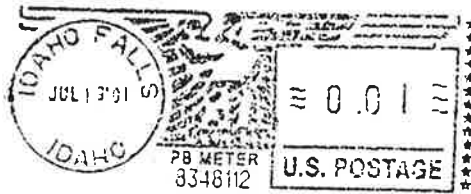
My commission expires 10/14/2005

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APR 14 2006

100 N Skyline Ste A
Idaho Falls ID 83450



Hans Hayden
3747 Mid Crystal Rd
Arbon ID 83212

USPS 1997 recycled

Mr Hayden -

Next Wednesday July 25th I plan to be in the Clifton creek area, investigating place of use of irrigation claims. This is mostly a "drive-by" visit, with some walking and picture taking. It appears that you operate the Russell Hayden and Ben Hayden lands as well as your own.

If you wish to be around, please call me Monday or Tuesday at 525-7161 or 282-7846. Thank
Dyce A. Contor

SCANNED

APR 14 2006

PROFILED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREIER
Director

July 25, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 29

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Portneuf River Basin (Basin 29). This investigation is a major effort, and IDWR has hired a contractor, Intrepid Engineering Services, to assist us with this task.

The purpose of this letter is to advise you that Intrepid might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Intrepid with access to your water diversion system so that their personnel can conduct this field examination. Intrepid will be gathering information on the rate of flow, location, and extent of beneficial use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in the Portneuf River Basin, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our offices. This is important because the adjudication process will either confirm or disallow the water rights, which can have an impact on the value of the property. Our Eastern Regional Office is located at 900 N. Skyline Dr., Suite A, Idaho Falls, 83402, (208) 525-7161. In addition, we are opening an office in Soda Springs and we plan to be operational there by mid August. The office is located at 15 W. Center Street, (208) 547-3993.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Intrepid to ensure that the results accurately reflect your water uses.

Sincerely,

David R. Tuttle Jr.

for Ernest Carlsen
Adjudication Section Supervisor
Eastern Regional Office

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SCANNED

APR 14 2002

Jennifer

SCANNED

MAY 10 2001

Log for claim A29-07110

Spatial Dynamics AMH

7/17/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s34e	3	SWSE	5	7	
Totals:			5	7	

AJ5809NP

No. A29-07110

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00

PAGE: 50

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RUSSELL HAYDEN 2573 N MINK CREEK RD POCATELLO ID 83204 (208) 233-2526	02/01/1973	IRRIGATION	03-01 11-01	0.100 CFS	17.50 AFA
					TOTAL DIVERSION:	0.100 CFS
					CONSUMPTIVE USE:	17.50 AFA 15.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T09S R34E S03

NESWSE

POWER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	34E	3	:																	:	
																				:	05
																				:	TOTAL ACRES
																				:	5.0

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: THOMAS PHILLIPS ETALL A29-02144

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-02498 A29-07272Other Water Rights Listing Overlapping Place(s) of Use:
A29-02144 A29-02498 A29-02564Remarks: GEN WATER UNDER THIS RT. IS EXCHANGED FOR CLIFTON CREEK WATER.
PT. OF INJECTION & PT. OF EXCHANGE ARE BOTH WITHIN THE SWSE, S3,
T9S, R34E.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 03/07/90 HAUMANN 07/25/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7110 Priority February 1, 1973 Amount 0.10 cfs

THIS IS TO CERTIFY, that Russell J. Hayden
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7110 issued pursuant to Application for Permit dated February 1, 1973,
and has submitted proof to the Department of Water Resources on February 10, 1978,
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 0.56 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>April 1</u> to <u>November 1</u>	at <u>0.10</u> cfs and	<u>17.5</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 0.10 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
17.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 3, Twp.
9S, Rge. 34E in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	34E	3																	5

Total number of acres irrigated 5

Water under this right is exchanged for Clifton Creek water.
The point of injection and point of exchange are both within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 3, Twp. 9S, Rge. 34E.

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 25th day of
April, 19 83.

Acting for the Director

Ron C Young

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Russell J. Hayden
Post office address Mink Creek Rd., Box 456, Pocahontas, IA 50978
Person to contact 233-7526 Department of Water Resources
Eastern District Office
2. Source of water supply: Groundwater ☒ Surface water ☐
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount .84 c.f.s. for Irrig
AF/Annum (nature of use)

Period of Use: from 4/01 to 11/01
(mo.-day) inclusive (mo.-day)

Amount .04 c.f.s. for Dom (1) not listed on
AF/Annum (nature of use) prop

Period of Use: from 1/01 to 12/31
(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: _____

Permit No. 29-7110
Examination for 6/14

4. Total amount to be appropriated:

Max Rate of Diversion .84 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 3, Subdivision Se 1/4 So 1/4 Pocahontas
County 11

Township 11 N/S, Range 11 E/W, B.M., Section 11, Subdivision Sw 1/4 So 1/4
County _____

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

Other Points of Diversions: PROOF lists the Sw Se, Sec. 3, 9S 43E

Description of diverting works: open discharge to pond, diversion creek -
1 1/2 hp Subm, 110' - 8" casing

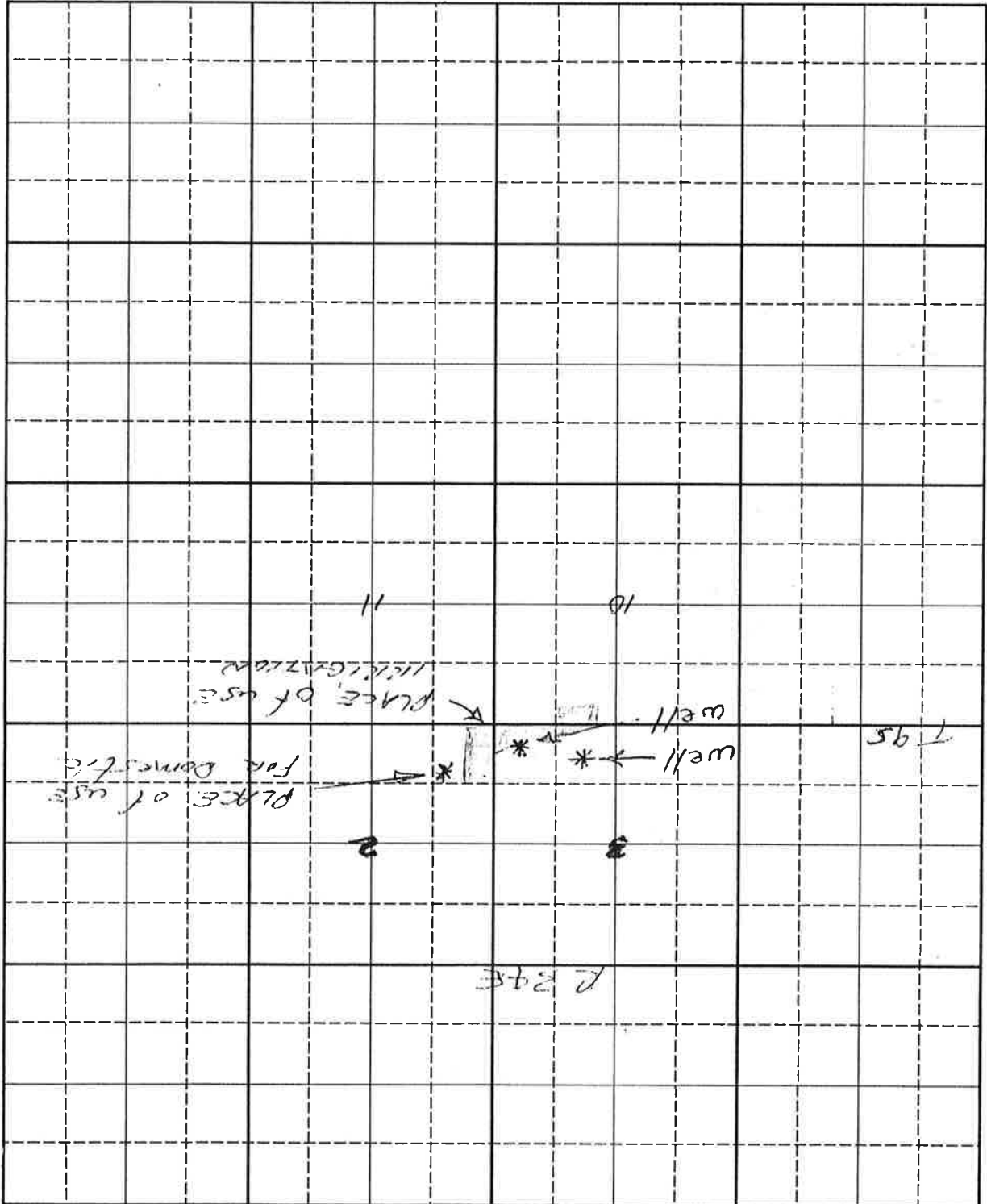
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use. proof lists Sec. 3 only w/ rce in the Sw 1/4

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>2</u>											<u>10</u>						<u>10</u>
		<u>3</u>														<u>15</u>	<u>20</u>		<u>25</u>
		<u>10</u>		<u>5</u>															<u>5</u>

TOTAL ACREAGE 40

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

(Applicant)
Samuel J. Floyd

29 7110

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant RUSSELL J. HAYDEN
post office address Mink Creek Road, Box 456, Pocatello, Idaho
2. Source of water supply Ground Water which is a tributary of ---
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 9S
Range 34E B.M. Power County; additional points of diversion if any: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 9S, R. 34E, B.M.
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.80 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.84 cubic feet per second ~~and/or~~
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, turbine pump, mainline and sprinklers
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.
(Mo. Day) (Mo. Day)
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$7,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2 Township 9S
Range 34E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

29 7110

DATE OF EXAM 9/11/78

ACREAGE
Found 5ac ✓
Recommended 5ac ✓

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .10 ✓ c.f.s. V = 17.5 ✓ AF/Ann. from April to Nov. 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 X

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

Exchange? yes X no _____
Name source exchanged with: Groundwater is exchanged for Clifton Creek water
twp. 9S N/S, Rge 34E E/W, B.M., Sec. 3, Sub. SW 1/4 SE 1/4 Power County _____

all in the same 40 ac tract

Point of injection: _____
twp. 9S N/S, Rge 34E E/W, B.M., Sec. 3, Sub. SW 1/4 SE 1/4 Power County _____

Point of exchange: _____
twp. 9S N/S, Rge 34E E/W, B.M., Sec. 3, Sub. SW 1/4 SE 1/4 _____ County _____

Total Q measured .56 cfs Method of measurement 72-6-329 Mc 3 hole meter ✓
Total Q recommended .10 cfs Meter No. _____ Type Concrete Condition good
Total V recommended 17.5 Af/yr

Recommended Amendments:

Rule of Use _____
Other _____
None

MEASUREMENT CALCULATION:
measured 1,000 gal in 238 sec, $\frac{1000}{238} = X$, $238 \times X = 60,000$.
 $252 \times 1 \text{ gpm} = 448.8 \text{ gpm/cfs} = .56 \text{ cfs}$ CAPACITY
 $X = 60,000 \div 238$
 $X = 252 \text{ gpm}$
 $V = 5 \text{ ac} \times 3.5 \text{ Af/ac} = 17.5 \text{ Af/season}$
 $215 \times 1.9835 \times .10 = 42.6 \text{ Af/yr}$

SYSTEM DESCRIPTION:
Groundwater is exchanged for Clifton Creek water. Groundwater is diverted by a 7.5 H.P. Franklin submersed pump/motor, ph1, m/n - 2822012201, 8" diam well, 110 deep well, SW 1/4 - 51. Groundwater is injected into a small reservoir on stream (Clifton Creek) at the exchange point, further upstream on Clifton Creek, surface water is diverted into a private ditch for the flood irrigation of 5 ac

REMARKS:
in SW 1/4 Sec 3, T9S R34E, B.M. Power
No domestic use of water from this source.
No preexisting rights.
System shown, operated, & described by Russ Hayden.

Examiner's Signature Anthony R. Kozlowski Date Dec 6, 1978
Checked by Rodney A. Parker Date 1/9/79
Approved by John Date 2-16-83

No other water rights found

Jim 3-4-83

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 29-7110
Date Received: 3/7/1990
Receipt No: M006179
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

MID CRYSTAL FARMS Phone: (208)335-2152

C/O HANS HAYDEN
3747 MID CRYSTAL RD
ARBON ID 83212

2. Date of Priority: 02/01/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	34E	3	NE SW SE	POWER	

5. Description of diverting works:

WELL 145'DEEP 8"CASING,7.5HP SUB.PUMP,DISCHARGE TO POND&SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/01	11/01	0.1	17.5

7. Total Quantity Appropriated is:

0.1 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
09S	34E	3	SW SE	IRRIGATION	5

Section Acres 5
Total Acres 5

11. Place of use in counties: POWER

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

13. Other Water Rights Used:

14. Remarks:

WATER UNDER THIS RT. IS EXCHANGED FOR CLIFTON CREEK WATER
PT. OF INJECTION & PT. OF EXCHANGE ARE BOTH WITHIN THE SWSE, S3, T9S, R34E

15. Basis of Claim: License

SCANNED

APR 14 2006

SCANNED
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: A29-07110
Date Received: 3/07/1990
Receipt No: M006179
Received By: RW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUSSELL HAYDEN 208-233-2526
Address: 2573 N. MINK CREEK RD.
POCATELLO, ID 83204

2. Date of Priority: FEB 01, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	34E	3	NE	SW	SE		POWER

5. Description of diverting works:

WELL 145'DEEP 8"CASING,7.5HP SUB.PUMP,DISCHARGE TO POND&SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	0.100		17.50

7. Total Quantity Appropriated is:

0.100 C.F.S. (and/or) 17.50 A.F.A.

8. Total consumptive use is 15.0 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	3	SW	SE		IRR	5.0

Section Acres 5.0

A29-07110

Page 1

Date: 03/07/90

MICROFILMED

NOV 13 1992

A2907110

10. Place of Use: Continued

Total Acres 5.0

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:

THOMAS PHILLIPS ETALL A29-02144

14. Remarks:

WATER UNDER THIS RT. IS EXCHANGED FOR CLIFTON CREEK WATER.
PT. OF INJECTION & PT. OF EXCHANGE ARE BOTH WITHIN THE SWSE, S3,
T9S, R34E.

15. Basis of Claim: LICENSE

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 F. Hayden Date: 3/7/90
_____ Date: _____

State of Idaho)
County of Power) SS.

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

of March 19 90

John Dale Carson
Notary Public

Seal

Residing at Boise Id

My Commission Expires 6/2/94