

06/22/2002

RECEIVED

JUL 16 2002

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Department of Water Resources

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.

→ Carter

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 23, 2002

Water right number: 37-7837

SUZANNE NEUMANN
1638 E 1700 S
GOODING ID 83330
Telephone Number: (208) 934-4764

DAVID A NEUMANN
1638 E 1700 S
GOODING ID 83330
Telephone Number: (208) 934-4764

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: July 7, 2002 SIGNATURE: David Neumann
Please print your name: David Neumann

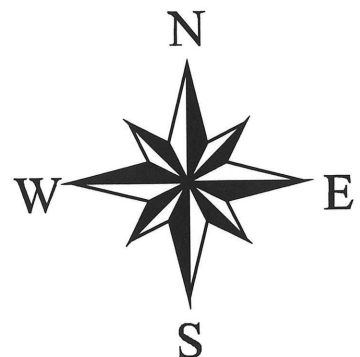
IDWR State Office, PO Box 83720, Boise ID 83707-9815

37-7837



600 0 600 1200 Feet

T05S R14E S26



Map prepared by: Carter Fritschle
Date prepared: 01/07/02
1987-1988 NAPP photography
Idaho Department of Water Resources

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

01/18/2002

RIGHT NUMBER: 37-7837

NAME AND ADDRESS: SUZANNE NEUMANN
1638 E 1700 S
GOODING ID 83330

DAVID A NEUMANN
1638 E 1700 S
GOODING ID 83330

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.10 CFS
20.1 AFY

PRIORITY DATE: 06/24/1980

POINT OF DIVERSION:

T05S R14E S26 SESW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.100 CFS 20.00 AFY
STOCKWATER	1/01 12/31	0.010 CFS 0.10 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within GOODING County

T05S R14E S26 SESW 5.0

STOCKWATER same as IRRIGATION

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: License

37- 7837 (See file 37-7755) 5-16-1992

USGS



1 Meter Resolution

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

RECEIVED

MAR 08 1989

Ident. Number: A37-07837
Date Received: 2/10/1989
Receipt No: 5006494 AD
Received By: _____

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
Southern Region Office ACQUIRED UNDER STATE LAW

1. Name: HOWARD K. KESTIE
Address: P.O. BOX 537
GOODING, ID 83330
208-934-5848

2. Date of Priority: JUN 24, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05S	14E	26	SE SW		GOODING

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLER HEADS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		20.00
STOCKWATER	01/01	12/31	0.010		0.10

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) 20.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/6 BEEF STOCK, 2 HORSES, 20 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	14E	26	SE SW		IRR	5.0
Section Acres						5.0

A37-07837

Page 1

Date: 02/10/89

10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

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): Howard P. Fisher Date: 3/7/89

Date: _____

State of Idaho)
County of Gooding) SS. _____

Subscribed and sworn (or affirmed) before me this 7th day
of March 19 89

Wm. L. Hall
Notary Public

Seal

Residing at Gooding Idaho
My Commission Expires April 10, 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7837 Priority June 24, 1980 Amount 0.10 cfs

THIS IS TO CERTIFY, that Howard K. Kestie
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 37-7837 issued pursuant to Application for Permit dated June 24, 1980,
and has submitted proof to the Department of Water Resources on July 9, 1981,
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 0.10 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>20.0</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.01</u> cfs and	<u>0.1</u> acre feet
	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
20.1 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26,
Twp. 5S, Rge. 14E _____ in the County of Gooding

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 $\frac{1}{4}$	
5S	14E	26												5					5

Total number of acres irrigated 5

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 30 day of
November, 19 81.

Acting for the Director

Norman C. Young

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT37-7837
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	8-12-81		
☒ Telephone call made: (List Telephone No. used)	TGB 10-8-81	TGB	934-8230
☒ Appointment scheduled for: (Date, time, location)	10-9-81	TGB	11:00 1 mi. N of Gooding 2 1/2 mi west of Sliman Irrig 2 mobil homes

EXAMINATION

Date 10-9-81 Accompanied by Howard Kestie Total Q measured 0.096
If source is surface water, estimate total flow of source N/A
Methods of measurement Calibrated bucket / Stopwatch & Pressure Gauge / Sprinkler nozzle Meets Permit requirements? Yes

Measurement calculations:		Hose to Trees		Nozzle Size		1 1/4"	3/2"	3/4"
$V = \text{Irr. Req. } 4 \text{ AFA} \times 5 \text{ acres} = 20 \text{ AFA}$		$Q = .722 \text{ cfs in } 4 \text{ min. } 35 \text{ sec}$		1/8"	19	26.425	19.297	21.259
$V_{\text{stock}} = 9 \times .0134 \text{ AFA} = 0.12 \text{ AFA}$		$Q = .0026 \text{ cfs}$		1/2"	19	15.324		
		Stock tank				20.372		
		$Q = .722 \text{ cfs in } 3 \text{ min } 50 \text{ sec}$				19.362		
		$Q = 0.0031 \text{ cfs}$				20.372		
				5/32"	17	4.66		
						12.55	18.55	2.97
								40.69

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	3	Sears	Not on file	Sears	Model 370 2571	Bucket / Pressure	Good	

System Description Well & Pump to buried plastic pipe with risers and sprinkler heads attached. hydrant to hose to trees, hydrant to stock tank

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement = <u>4.0</u> AFA/Acre			
	Q (cfs)	V (afa)	FROM	TO
Irrigation	0.10 cfs ✓	20 ✓	April 1	Nov. 1
Stock water	0.01 cfs ✓	0.1 ✓	Jan 1	Dec 31
Total	0.10 cfs	20.1		

Remarks System is set up to run a small flow into stock tank and onto trees whenever sprinklers are operating. Stock water can be turned off to allow all water to be used for Irrigation.
Domestic use is from other well under 37-7755

Stock includes 1 horse 5 stock cows and 20 sheep
Permit 37-7376 GW in of 10 acres
Permit 37-7755 GW in of 2 acres > No Overlap

SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SE 1/4 SW 1/4, Sec. 26 Twp 5 S. Rge 14 E.

Place(s) of Use

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	
5 S	14 E	26												5X					5

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Terry H. Sloan

Date 10-22-81

Checked by

J. F. Stanton

Date 10-22-81

Approved by

[Signature]

Date 11/4/81

"NOT TO SCALE"