

From: DWR60::JROBERTS 22-APR-1998 16:37:05.64
To: DWR03::BSCHOLER
CC: JROBERTS
Subj: Paul Housing Authority (36-12179)

Howdy Burke,

I got a call last week or so from a Jeff Webber at the Paul Housing Authority who said someone in Boise informed him he was pumping in excess of his water right and he wanted to know what to do? I finally found out from Dan Nelson that he had a file with some information in it on this right. It looks like in your memo to Dan that you said they pump less than the .22 cfs, both actually and theoretically, so it was okay to remove them from the Measurement District. Then you went on to talk about the condition code N13 - 13,000 gpd limit, (which is not on the partial decree issued in 1996), and that their attorney might want to get with Peter about it. He said they didn't want to incur the expenses of an attorney if they didn't need to. Is the N13 the reason they needed to talk to an attorney or is there some other reason? Dan says if they don't have the 13,000 gpd limit then they must have an AFA limitation. Is someone in Water Rights or the Measurement District pursuing that? Would Peter want to set aside the partial decree to have an AFA added? Do they still need to talk to their attorney? I'd appreciate it if you could get back to me on this when you have a chance...I don't want to tell him the wrong thing...

Thanks,
Jeanie

$$.22 \text{ cfs} \times 449 \text{ gpm} = 98.78 \text{ gpm}$$

$$\times 60 \text{ min} = 5926.8 \text{ gph} \times 24 \text{ hr.} =$$

$$142,243.2 \text{ gpd} \times 365 \text{ days/yr.} =$$

$$\rightarrow 51,918,768 \text{ gpy (is this what they can have?)}$$

$$51,918,768 \div 325850 = 159.33 \text{ AF}$$

* he says they pump about
 $\frac{1}{2}$ million gp month,
and 10-11 million gp year.

4/15/98

J talked to Eltor today and told him N13 (13,000 gpd day limit) is not on his partial decree, and has already been removed. Burke states, the actual flow rate and the theoretical are both less than the decreed rate of .22 cfs, so J think this is okay. No attorney or court notification needed... J

Dan says if they do not
have #13 to limit to
13,000 g/day, they should
have an annual volume

. 22 APR 92 9:22pm 97 or 98

For GA or JR **Urgent** ☐

Date 4-14 Time 3:45

While You Were Out

M Jeff Webber

Of setor

Phone 438-5316
AREA CODE NUMBER EXTENSION

Telephoned ☒	Please Call ☒
Came To See You ☐	Will Call Again ☐
Returned Your Call ☐	Wants To See You ☐

Message He got a call from
Boise informing him he was
pumping in excess of his
work. I couldn't find him
in A.T.O.R. work files.
Didn't have time to help
him more.

Signed Dihi

City of Paul
- Paul Housing Authority

10-11 million
9 years

1/2 million/mo.
civil rule 60b motion
to modify existing rules

Rt. Box 362
(1405 4005)
Rupert

0.22 cfs

36-12179

Water Right Number - 36-12179

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CITY OF PAUL HOUSING AUTHORITY

1 - RT 2 BOX 362

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-438-5316

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1942 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

09S 23E 35 SW SW NW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.220

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.220 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 23E 35 SW NW 43 DOMESTIC (67) MINIDOKA

+ - - Diversion Means - 2 WELLS, 40' DEEP, 5HP & 3HP PUMPS, PIPED TO BUILDINGS & SPRINKLER

+ - - Non-Irrigation Use - 81 HOMES

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

EXP PARCEL NO. RP09523E353880
DOMESTIC USE, COMBINATION OF FOUR 3 & 2 PLEXES & 1 SINGLE

+ - - - - Old Water Right Numbers - - - - - +
A3607140

+ - - - - Conditions of Approval - - - - - +
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO UNITED STATES ET AL 11/22/1996

Water right number - 36-12179

Prefix Translation: WATER RIGHT

+ - - Audit Fields - 09/30/96 DSHAFF 10/02/96 D&S-DSHA 10/14/96 KCHRISTE 11/27/96 PD-DSHAF

+ - - - - - Comments - - - - - +

Date: 10/04/1991 User Id: SMITH Subject: COPIED FROM REMARKS

THIS RIGHT WAS ESTABLISHED IN APPROX. 1942 WHEN THE CCC CAMP WAS BUILT. 1 WELL SUPPLIED WATER AT THAT TIME. AFTER THE CCC CAMP WAS CLOSED THE PROPERTY WAS CONVERTED TO A LABOR CAMP AND OPERATED AS SUCH UNTIL THE COUNTY OF MINIDOKA CONVEYED THE PROPERTY TO THE CITY OF PAUL HOUSING AUTHORITY IN OCT. OF 1969. | THE ORIGINAL STRUCTURES WERE REMOVED, NEW WELLS WERE DRILLED AND THE COMPLEX WAS CONSTRUCTED AS IT IS TODAY. AN APPLICATION FOR PERMIT FOR A WATER RIGHT WAS FILED IN 1970 WHEN THE 2 WELLS WERE DRILLED AND LICENCED IN 1979 AS 36-07140. THIS LICENSE HAS A PRIORITY DATE OF 10-29-70. |

CLAIMANT WISHES TO CLAIM THE ORIGINAL DATE OF BENEFICIAL USE FOR DOMESTIC USE OF WATER FOR THIS PROPERTY. THERE WERE ONLY SHORT PERIODS (NEVER OVER 5 YRS) NON-USE OF WATER AT THIS PROPERTY. | INCREASED RATE OF DIVERSION. THE INCREASE REFLECTS THE THIS CLAIM IS ALSO DESCRIBED BY LICENSE 36-07140 EXCEPT FOR AN INSTALLED IN 1984. THIS WAS DONE WHEN THE PROPERTY DISCONTINUED USING CANAL WATER FOR IRRIGATION. THE PROPERTY WAS IRRIGATED PROIR TO THIS BY CANAL WATER.

Date: 08/12/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
PARCEL NO. RP09523E353880

Date: 10/02/1996 User Id: D&S-DSHA Subject: D&S CONDITION CODE UPDATE
CONDITION CODE N11 ADDED

CONDITION CODE N13 ADDED

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 09/15/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- M004352	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

#7200

Water Right Number - 36-07140

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CITY OF PAUL

1 - HOUSING AUTHORITY

2 - RT. 2

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/29/1970 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

09S 23E 35 SW NW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.090 49.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.090 49.00 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S 23E 35 SW NW 43 DOMESTIC (67) MINIDOKA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

Prefix Translation: WATER RIGHT

+ - - Audit Fields - 05/06/85 05/28/88 CONVERT 09/18/89 CURTIS

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 05/06/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 05/01/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

SD-4110
INQUIRY

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 04/15/98
Time: 11:55:24

Water Right Number: 36-07140
GEN SEE NO. 36-12179.

FIRST PAGE

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cancel)