

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: A37-00691E
Date Received: 6/22/1988
Receipt No: M000161
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT S. BALLARD 208-886-2375
Address: P.O. BOX 162
SHOSHONE, ID 83352

AND/OR

Name: ARLENE BALLARD 208-886-2375
Address: P.O. BOX 162
SHOSHONE, ID 83352

2. Date of Priority: APR 01, 1885

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	18E	30		SE	SE		BLAINE
05S	17E	35	SE	SW	SW		LINCOLN

5. Description of diverting works:
ELECTRIC PUMP IN LITTLE WOOD RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.160		

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

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-00691E

Page 1

Date: 06/22/88

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	17E	35	SW	SW	IRR	2.0
Section Acres						2.0
Total Acres						2.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
A37-00059G

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number:
Case Number:
Court :
Decree date: 12/31/1909

S.C. FROST ET.AL.
Decree Plaintiff

vs

ALTURAS WATER CO. ET. AL.
Decree Defendant

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): Arline Ballard Date: 6/22/88

Date: _____

State of Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 22 day

of June 19 88

John Dale Carlew
Notary Public

Seal

Residing at Bon. T.L.

My Commission Expires 6/2/94

4. Describe any other water rights used for the same purpose as described above. 8" of 37-0691 with priority of 4/1/1885
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-691E

WATER RIGHT NUMBER: **37-691E**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ARLENE BALLARD PO BOX 162 SHOSHONE, ID 83352 (208)886-2375
Current Owner	ROBERT S BALLARD PO BOX 162 SHOSHONE, ID 83352 (208)886-2375

Priority Date: 04/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.160 CFS	
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SE1/4SE1/4	Sec. 30, Twp 02S, Rge 18E, B.M.
BLAINE County		
BIG WOOD RIVER	SE1/4SW1/4SW1/4	Sec. 35, Twp 05S, Rge 17E, B.M.
LINCOLN County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	17E	35											2.0						2.0

Total Acres: 2

Conditions of Approval:Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-691E

Dates and Other Information:

Claim Received Date: 6/22/1988

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

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

CKBA

RECEIVED
MAY 06 2005
DEPARTMENT OF
WATER RESOURCES

04/12/2005

NOTICE OF ERROR
REPLY

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

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 3, 2005

Water right number: 37-691E

ARLENE BALLARD
PO BOX 162
SHOSHONE ID 83352
Telephone Number: (208)886-2375

ROBERT S BALLARD
PO BOX 162
SHOSHONE ID 83352
Telephone Number: (208)886-2375

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: 5-3-2005 SIGNATURE: Arlene Ballard Robert S. Ballard
Please print your name: Arlene Ballard Robert S Ballard

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

SCANNED
MAY 19 2005

09/10/2003

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

RIGHT NUMBER: 37-691E

NAME AND ADDRESS: ARLENE BALLARD
PO BOX 162
SHOSHONE ID 83352

ROBERT S BALLARD
PO BOX 162
SHOSHONE ID 83352

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.040 CFS

USE OF THIS RIGHT WITH RIGHT NO. 37-10426 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.04 CFS.

PRIORITY DATE: 04/01/1885

POINT OF DIVERSION:

T05S R17E S35 SESWSW Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.040 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R17E S35 SWSW 1.1

1.1 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-10426 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 1.1 ACRES IN A SINGLE
IRRIGATION SEASON.

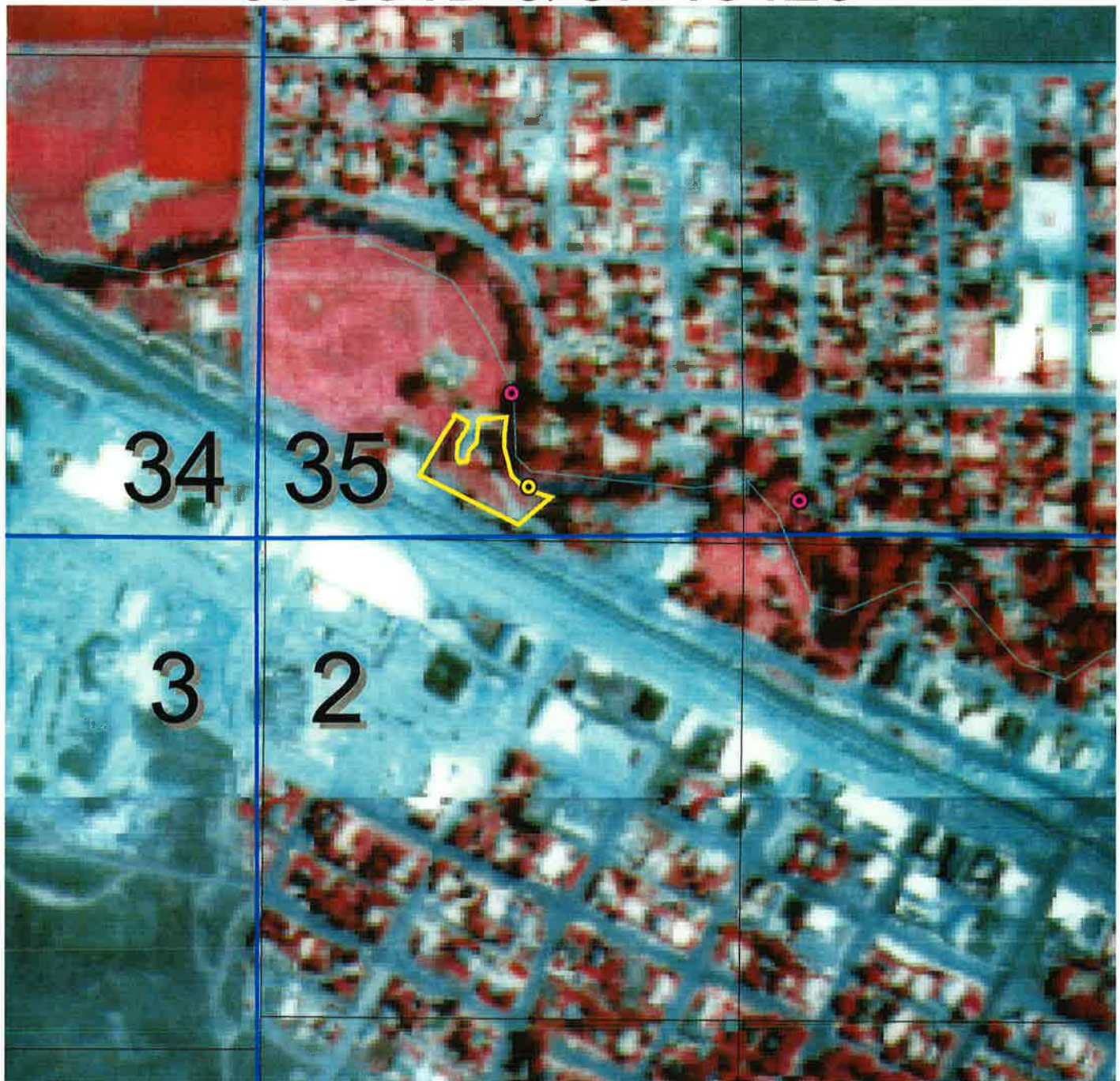
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: Decreed

IDAHO DEPT OF WATER RESOURCES

37-691D & 37-10426



660 0 660 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 5S
RNG: 17E
SEC: 35



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: SEPTEMBER 10, 2003

5/23/03
SOC

37-691 E

37-10426 (AKA 37-59G)

⊗ -10426 needs to be amended to rate of 0.32 cfs?
↳ cannot rid all this amount tho!!

Q: -691 E 0.16 cfs (0.08 cfs/Ac)
-10426 0.234 cfs (0.117 cfs/Ac)
0.394 cfs @ 2 Acres (0.197 cfs/Ac)

⊗ EXCESS FLOW RATE

phone: 886-2375

Rotational analysis:
allow: 0.04 cfs/Ac (AF/WK)
* 1.98 AF/day = .079 AF/day * 7 = 0.55 AF
flow: 0.60 cfs * 1.98 AF/day = 1.19 AF/day ($\frac{1}{2}$) = 0.59 AF
($\frac{1}{2}$ day)
or 12 Hrs

REMARKS:

(-10426) 27% conv. loss (0.23 cfs diverted @ LWR)

Ballard

37-691E
37-10426

9-9-03
SCC
EXAM

HP 2

w/ MR. & MRS. BALLARD

RPM 1725

MODEL 1224 N44BA

4" intake & mainline

Lift 10'. open discharge to ditches

Poll matches that shown in GIS. ≈ 1 acre.

We discussed the excess flow as claimed
and I told them I cannot allow 8"/AC rates.

<see theo. calc. form>

Question: will taxes go down if less water is allowed? ask WM
& call back.

Date: 9/10/2003

Page 1 of 1

Record ID		Measured Flow:	
Water Right No. 37-691E		Designed Flow:	
Name BALLARD		HP/Eff Flow: 0.60 cfs <--Max	
pod		Sprinkler Flow:	
year:		Pivot/System Flow:	
Flow Measurement: gpm =			
Curve/Pump Design: gpm =			
Horsepower / Efficiency Method			
Horsepower	2 hp		
PWL	10 ft		
Disch Psi	5 psi		
PUMP Eff Estimate	0.73 %		
TDH	22 ft		
OHP	1.46 hp		
Flow	268 gpm	0.60 cfs	
System Method:			
No Lines		Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line		C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size		A=	0.00000 ft^2 Nozzle area
Nozzle pressure		h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	%	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm =		
Pivot / System rating	gpm =		

Comments / Data Supplied:

water is used in rotation 1 day per week on LWR.

T5s
R17E

SWSW

34

35



5/23/03
SC

3

2

G15 = 1.16 ac.

37-691E

Water Right Report 37-691E

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-691E

Dates and Other Information:

Licensed Date:
Decreed Date: 12/13/1909
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Alturas Water Co, et al
Decree Plaintiff: S C Frost, et al
Civil Case Number:
Judicial District: Fourth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False