

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 37-20929
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RHONDA L IVERSON Phone: (208)788-3962
PO BOX 1578
HAILEY ID 83333

CLIFTON R IVERSON Phone: (208)788-3962
PO BOX 1578
HAILEY ID 83333

2. Date of Priority: 07/09/1956

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01N	19E	33	SW	SW	SW	BLAINE	

5. Description of diverting works:

New well to be drilled for domestic & irrigation uses

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.08	14

7. Total Quantity Appropriated is:
0.08 C.F.S. and/or 14 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
01N	19E	33	SW	SW	IRRIGATION	4
Section Acres						4
Total Acres						4

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

Rights 37-20929, 37-21104, 37-21106 and 37-21108 when combined shall not exceed a total annual maximum diversion volume of 14.0 af at the field headgate, and the irrigation of 4 acres.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

The point of diversion and place of use are located within Lot 1, Block 1 of the Drussel Subdivision.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

15. Basis of Claim: License

11/24/2006

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

RIGHT NUMBER: 37-20929

NAME AND ADDRESS: RHONDA L IVERSON
PO BOX 1578
HAILEY ID 83333

CLIFTON R IVERSON
PO BOX 1578
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

QUANTITY: 0.080 CFS
14.000 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Right Nos. 37-20929, 37-21104, 37-21106, and 37-21108 are limited to a total combined annual diversion volume of 14.0 AF.

PRIORITY DATE: 07/09/1956

POINT OF DIVERSION:

T01N R19E S33 SWSWSW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.080 CFS 14.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S33 SWSW 4.00

4 ACRES TOTAL

Right Nos. 37-20929, 37-21104, 37-21106, and 37-21108 are limited to the irrigation of a combined total of 4.0 acres in a single irrigation season.

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

11/24/2006

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The point of diversion and place of use are located within Lot 1, Block 1 of the Drussel Subdivision.



Idaho Department of Water Resources

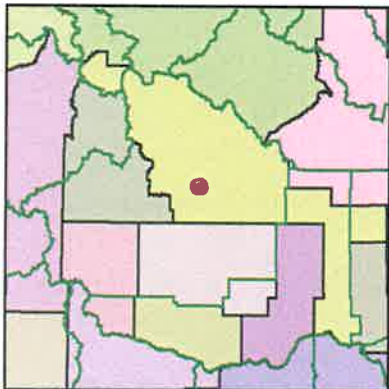
SRBA Recommendation:

37-20929

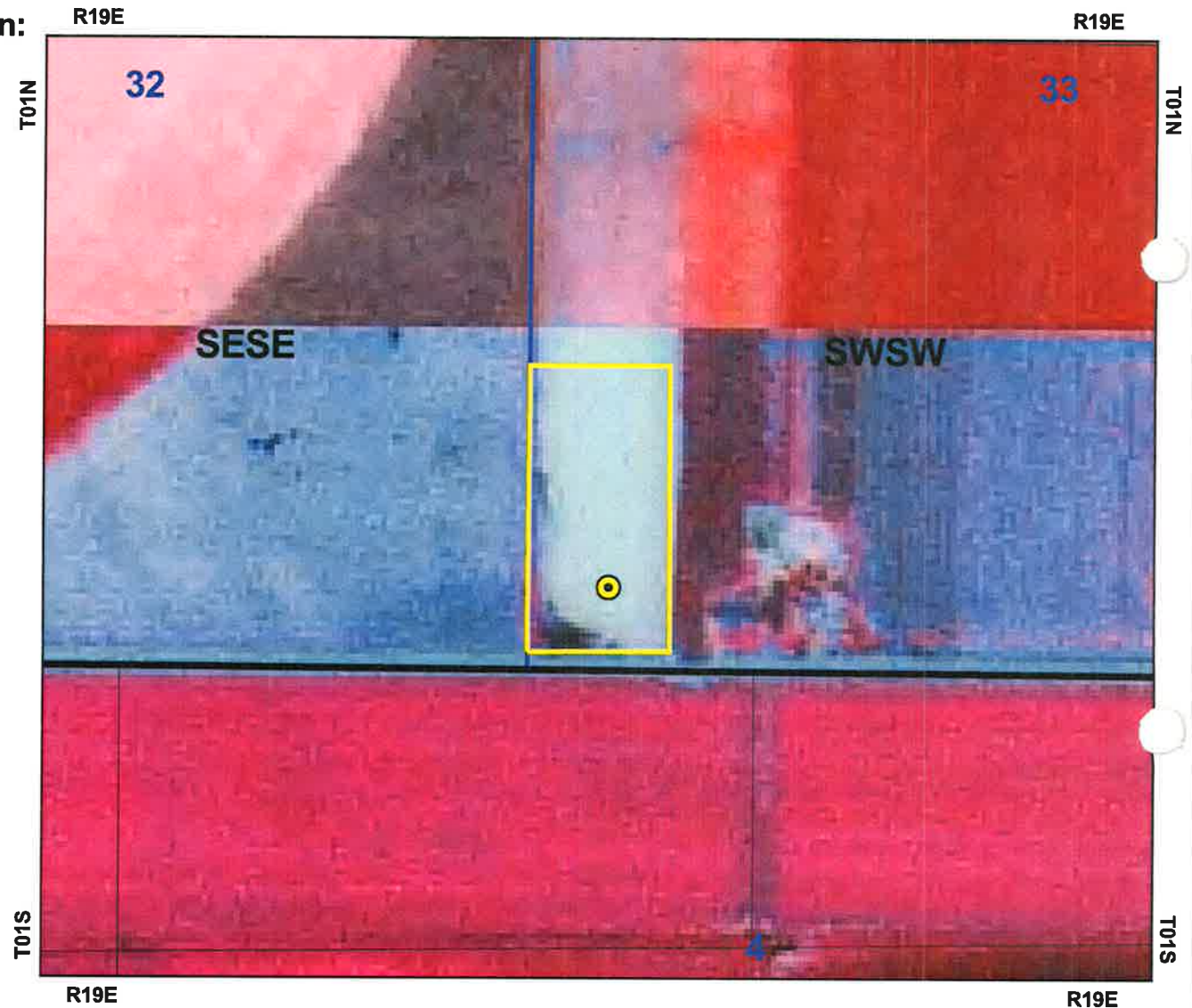
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by E. NORQUES
On Wednesday, September 20, 2006
1987/88 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70547

This is to certify that: RHONDA L IVERSON And
CLIFTON R. IVERSON
PO BOX 1578
HAILEY ID 83333
(208)788-3962

have requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-2588	AJC/License	07/09/1956	1.6 cfs	N/A	N/A	80.0	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Conditions Updated)

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-21104	AJC/Decreed	10/15/1884	0.03 cfs	N/A	N/A	4.0	BIG WOOD RIVER
37-21106	AJC/Decreed	06/12/1886	0.03 cfs	N/A	N/A	4.0	BIG WOOD RIVER
37-21108	AJC/Decreed	06/15/1891	0.03 cfs	N/A	N/A	4.0	BIG WOOD RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-2588	YES	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-2588	37-20929	0.08 cfs	14 af	N/A	4.0	37-20928	1.46 cfs	255.5 af	N/A	73.0
COMBINED										
TOTALS		0.08 cfs	14 af	N/A	4.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20928
As Modified by Transfer No. 70547

In accordance with the approval of Transfer No. 70547, Water Right No. 37-20928 is now described as follows.

Right Holder: IRWIN GENE DRUSSEL And
RUTH D DRUSSEL
307 BASELINE RD
BELLEVUE ID 83313

Priority Date: July 09, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to 10/31	1.46 CFS	255.5 AF
		1.46 CFS	255.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 33 Twp 01N Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 19E 33											40.0	33.0					73.0

Total Acres: 73

CONDITIONS OF APPROVAL

1. The portion of original Right 37-2588 in excess of Rights 37-20928 and 37-20929 in the amount of 0.06 cfs, 10.5 af and 3.0 acres shall be considered forfeited through approval of Transfer 70547 due to failure to put this water to beneficial use for 5 consecutive years prior to filing a claim on this right in the Snake River Basin Adjudication.
2. Approval of Transfer 70547 does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of February, 2004


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20929

As Modified by Transfer No. 70547

In accordance with the approval of Transfer No. 70547, Water Right No. 37-20929 is now described as follows.

Right Holder: RHONDA L IVERSON And
CLIFTON R IVERSON
PO BOX 1578
HAILEY ID 83333

Priority Date: July 09, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.08 CFS	14.0 AF
			0.08 CFS	14.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 33 Twp 01N Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 19E 33											4.0						4.0

Total Acres: 4

CONDITIONS OF APPROVAL

1. Rights 37-20929, 37-21104, 37-21106 and 37-21108 when combined shall not exceed a total annual maximum diversion volume of 14.0 af at the field headgate, and the irrigation of 4 acres.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. The point of diversion and place of use are located within Lot 1, Block 1 of the Drussel Subdivision.
6. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

WATER RIGHT NO. 37-20929
As Modified by Transfer No. 70547

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21104

As Modified by Transfer No. 70547

In accordance with the approval of Transfer No. 70547, Water Right No. 37-21104 is now described as follows.

Right Holder: RHONDA L IVERSON And
CLIFTON R IVERSON
PO BOX 1578
HAILEY ID 83333

Priority Date: October 15, 1884

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.03 CFS	
			0.03 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESWNW Sec. 36 Twp 02N Rge 18E BLAINE 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	
01N 19E 33																	4.0

Total Acres: 4

CONDITIONS OF APPROVAL

1. Rights 37-20929, 37-21104, 37-21106 and 37-21108 when combined shall not exceed a total annual maximum diversion volume of 14.0 af at the field headgate, and the irrigation of 4 acres.
2. The place of use is located within Lot 1, Block 1, of the Drussel Subdivision.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of February, 2004


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21106
As Modified by Transfer No. 70547

In accordance with the approval of Transfer No. 70547, Water Right No. 37-21106 is now described as follows.

Right Holder: RHONDA L IVERSON And
CLIFTON R IVERSON
PO BOX 1578
HAILEY ID 83333

Priority Date: June 12, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	0.03 CFS	
			0.03 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESWNW Sec. 36 Twp 02N Rge 18E BLAINE 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	
01N 19E 33																	4.0

Total Acres: 4

CONDITIONS OF APPROVAL

1. Rights 37-20929, 37-21104, 37-21106 and 37-21108 when combined shall not exceed a total annual maximum diversion volume of 14.0 af at the field headgate, and the irrigation of 4 acres.
2. The place of use is located within Lot 1, Block 1, of the Drussel Subdivision.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of February, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21108
As Modified by Transfer No. 70547

In accordance with the approval of Transfer No. 70547, Water Right No. 37-21108 is now described as follows.

Right Holder: RHONDA L IVERSON And
CLIFTON R IVERSON
PO BOX 1578
HAILEY ID 83333

Priority Date: June 15, 1891

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	0.03 CFS	
			0.03 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESWNW Sec. 36 Twp 02N Rge 18E BLAINE 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	
01N 19E 33																	4.0

Total Acres: 4

CONDITIONS OF APPROVAL

1. Rights 37-20929, 37-21104, 37-21106 and 37-21108 when combined shall not exceed a total annual maximum diversion volume of 14.0 af at the field headgate, and the irrigation of 4 acres.
2. The place of use is located within Lot 1, Block 1, of the Drussel Subdivision.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of February, 2004


Chief, Water Allocation Bureau