

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/14/2019

Water Right 67-4149

After Split

Owner Type **Name and Address**
Current Owner JOHN ROBERT SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN, ID 83646
(208) 887-3540

Current Owner BONNIE P SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN, ID 83646
(208) 887-3540

Priority Date: 6/1/1928

Basis: Decreed

Status: Active

Source
ANDERSON CREEK

Tributary
LITTLE WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	03/15	10/31		50.0 AF
IRRIGATION FROM STORAGE	03/15	10/31		50.0 AF
STOCKWATER STORAGE	01/01	12/31		14.0 AF
STOCKWATER FROM STORAGE	01/01	12/31		14.0 AF
DIVERSION TO STORAGE	03/15	10/31	0.090 CFS	
<u>Total Diversion</u>			0.090 CFS	14.0 AF

Source and Point(s) of Diversion

ANDERSON CREEK SESESW Sec. 27, Twp 14N, Rge 01W, ADAMS County

Place Of Use

STOCKWATER FROM STORAGE within ADAMS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	28				X									X				

IRRIGATION FROM STORAGE within ADAMS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	28				16.4													16.4

POU Total Acres: 16.4

STOCKWATER STORAGE within ADAMS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	28				X									X				

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IRRIGATION STORAGE within ADAMS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	28				X									X				

Conditions of Approval:

1. C18 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.
2. Rights 67-4149 and 67-15324 authorize total annual storage volume of 50.0 acre-feet.

Comments:

1. csaxton 3/11/2008 Objection
Per objection, changed recommended priority date to date claimed. Additional evidence of priority submitted in form of affidavit from Gladys Johnson providing evidence of priority to 1924.
2. shemenway 3/25/2008 REDIVERSION PODs
CLAIM INCLUDED REDIVERSION PODs, BUT PER CRAIG SAXTON THESE ARE NOT REDIVERSION PODs, BUT THAT THEY SHOULD NOT BE LISTED, AND ONLY THE ONE POD FROM ANDERSON CREEK, LOCATED ON THE SW SIDE OF BEN ROSS RESERVOIR, SHOULD BE LISTED. THE WATER DIVERTED IS A CONTINUATION FROM THE SAME SOURCE THAT FLOWS THROUGH A SERIES OF PONDS.
3. shemenway 3/25/2008 POD ID TAG#
THE POD ID TAG IS LOCATED 166 FT SW OF THE POD, ON A FENCE, SINCE THE ORIGINAL FIELD EXAM WAS CONDUCTED WHEN THE THE RESERVOIR WAS FULL. THE LOCATION OF THE POD ID IS POD ID#645108 (AS SHOWN IN VERSION 1). THE ACTUAL LOCATION OF THE POD WAS GPSd WHEN THE RESERVOIR WAS DRY IN THAT LOCATION (AS SHOWN IN VERSION 2).
4. shemenway 3/25/2008 EVIDENCE OF PRIORITY
AFFIDAVIT FROM GLADYS JOHNSON PROVIDING EVIDENCE OF PRIORITY TO 1924.
5. shemenway 3/26/2008 SYSTEM
FROM POD, 30HP POOSCH, 40 PSI, 6 IN. DISCHARGE AND LINE PUMPS WATER UP THE HILL ABOUT 1/4 MILE, THAN GRAVITY FLOWS VIA DIRT DITCH TO FILL ALL 3 PONDS ONE TIME, WITH THE MAIN POND SUPPLYING WATER TO THE OTHER 2 PONDS THROUGHOUT THE REST OF THE SEASON. IT USUALLY TAKES 6 DAYS TO FILL THE PONDS. IN THE EVENT THE RESERVOIR COVERS THE POD, WATER IS ONLY PUMPED AS LONG AS ANDERSON CREEK IS RUNNING. THERE IS 4 INC. PVC FROM POND NO.1 TO POND NO.2, WITH A 8 IN. OVERFLOW AT POND NO.2 DISCHARGING TO DIRT DITCHES TO IRRIGATE OR GO TO POND NO.3. WATER IN POND NO.3 CAN BE REUSED BY PUMPING BACK ON TO THE FIELD.
6. shemenway 3/26/2008 RECOMMENDATIONM
CHANGING 33 ACRES TO 16.4 IRRIGATED ACRES, AS CONFIRMED DURING FE. BOEHM STATED THAT HE ONLY IRRIGATED THE 16.4 ACRES, AND NEVER THE WHOLE

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AMOUNT CLAIMED. AFY STAYED THE SAME AS CLAIMED. OWNERSHIP WAS CHANGED FROM BOEHM TO SCHWENKFELDER, AND ONLY THE ONE POD FROM ANDERSON CREEK WILL BE LISTED, WITH NO REDIVERSION PODS (PER CRAIG SAXTON) SINCE ALL WATER COMES FROM THE SAME POD AND CONTINUES THROUGH THE SYSTEM.

7. shemenway 3/26/2008 CFS
LEFT IRRIGATION FROM STORAGE AT 50.0 AF, AND DID NOT ADD 0.33 CFS FOR ACRES IRRIGATED, SINCE THIS IS IRRIGATION FROM STORAGE (APPROVED BY CRAIG SAXTON)

8. csaxton 7/18/2008 Diversion Rate
Despite instructing S.Hemenway not to add a CFS to the V2 recommendation originally, that instruction was erroneous and Diversion to Storage was added as a purpose of use. Diversion rate of 0.33 cfs was taken from field exam notes by Sandy Hemenway (csaxton 7-18-08).

9. djudd 2/14/2019 Split Right
Split into 67-4149 and 67-15324 due to change in ownership.

10. djudd 2/14/2019 POU
Updated Shape

Dates and Other Information

Decreed Date: 5/11/2010

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 67A

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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50.0

67-4149 ,67-15324

SubCase:

SubCaseNumber: 67-4149

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

Basis of Claim: Beneficial Use

Date Filed: 2/7/2007

Objection Status: Active

Water Supply Bank:

N/A

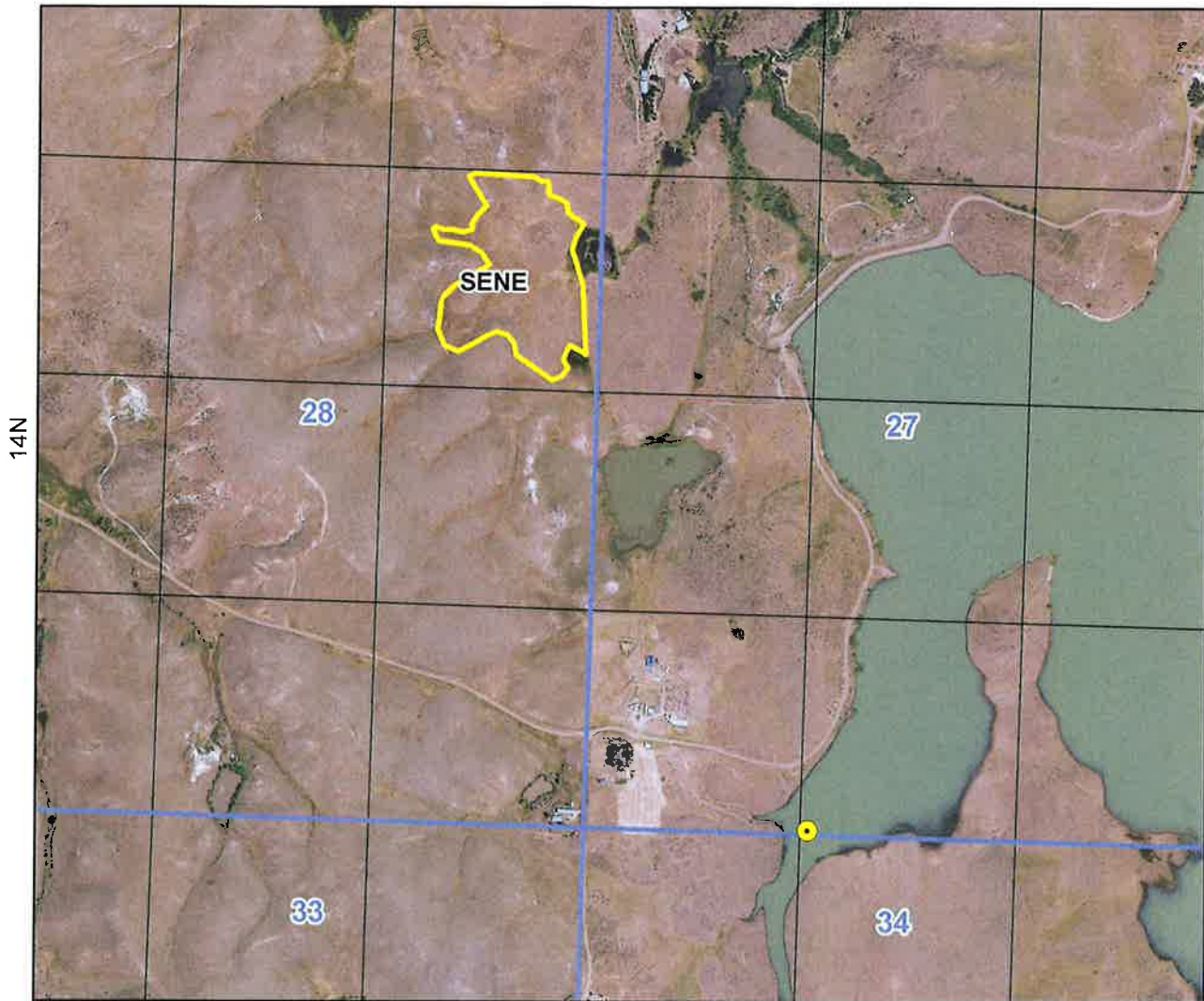
State of Idaho
Department of Water Resources
Water Right License

67-4149

*Irrigation from
Storage*

After Split

01W



Point of Diversion



Place Of Use Boundary



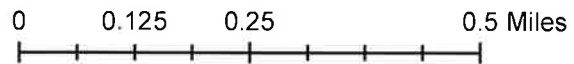
Townships



PLS Sections



Quarter Quarters



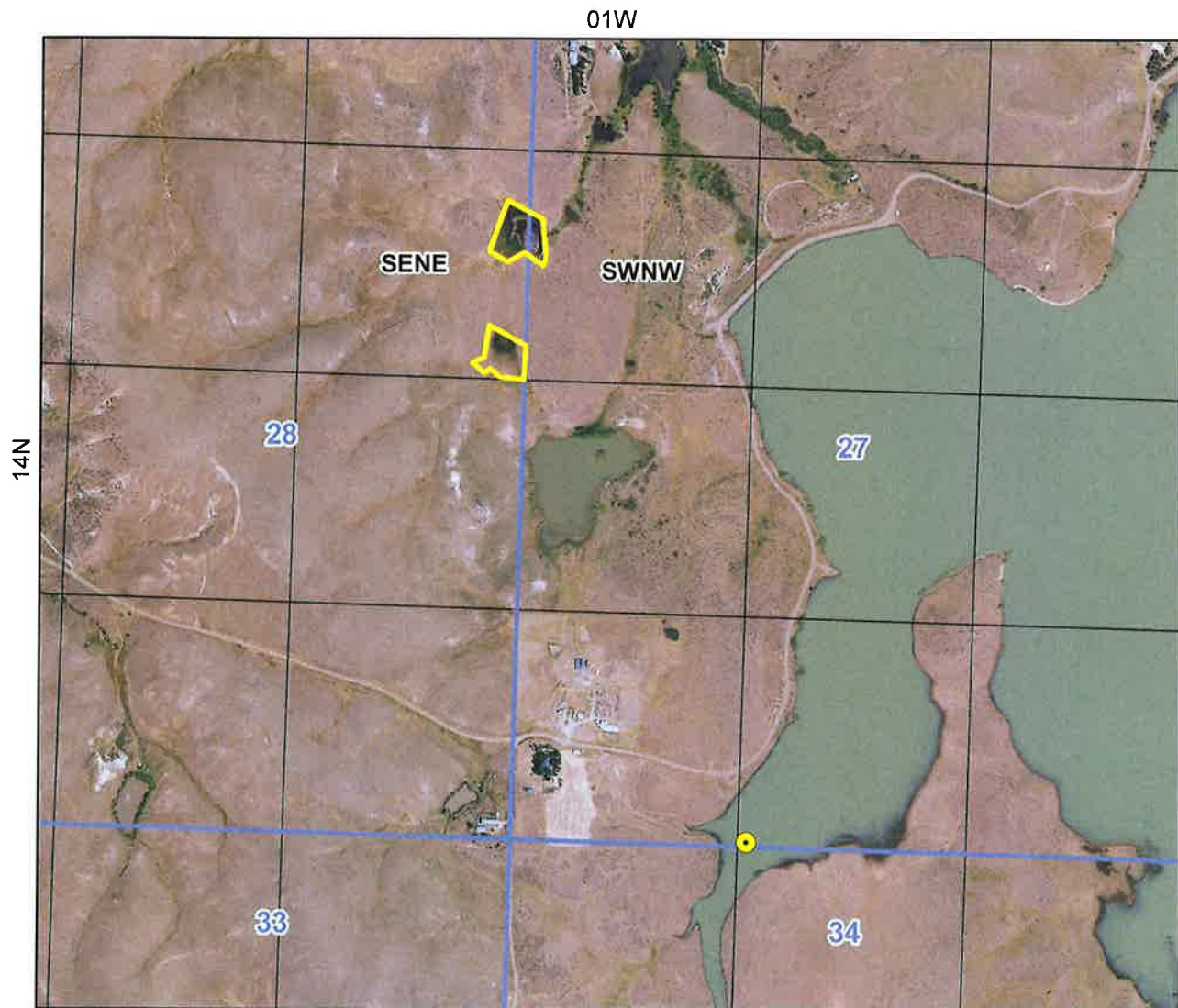
State of Idaho
Department of Water Resources

Water Right License

67-4149

Irrigation Storage

After Split



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

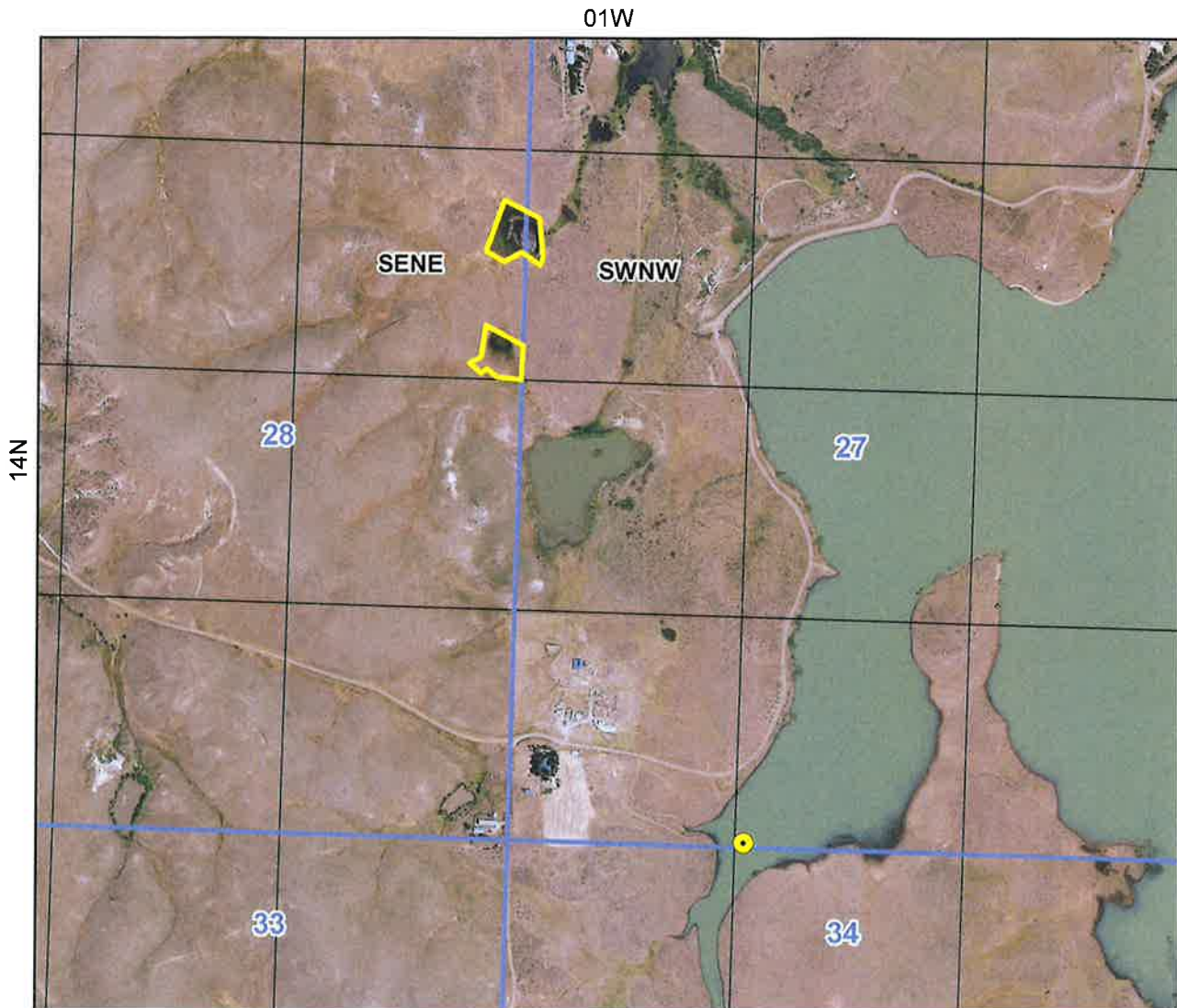
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State of Idaho
Department of Water Resources
Water Right License
67-4149

Stockwater Storage

after Split



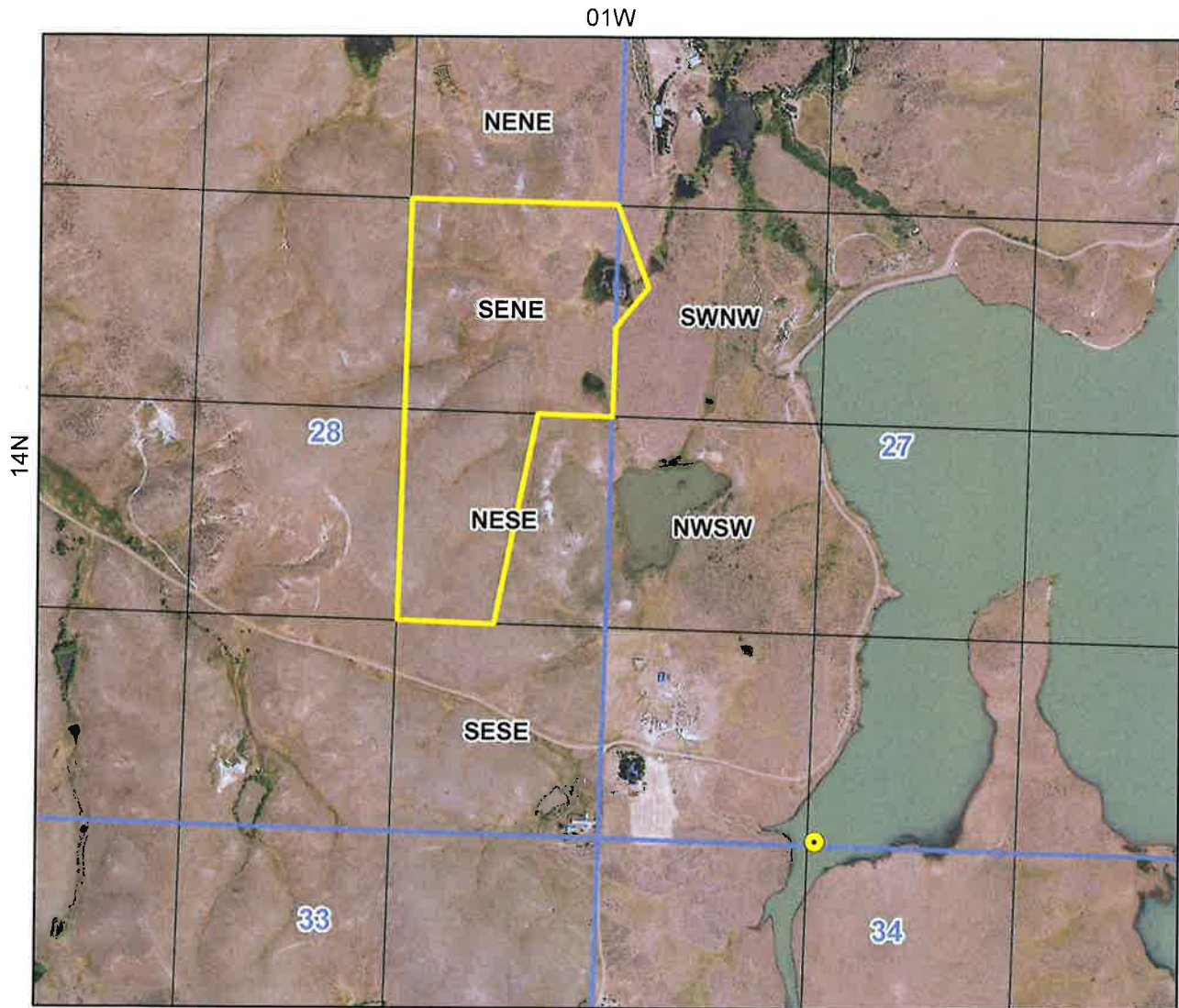
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.125 0.25 0.5 Miles



State of Idaho
Department of Water Resources
Water Right License
67-4149

Stockwater from Storage *after Split*



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

0 0.125 0.25 0.5 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

1/24/2019

Proof Report

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Source and Point(s) of Diversion

ANDERSON CREEK

SESESW

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Dates and Other Information

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Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 67A
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

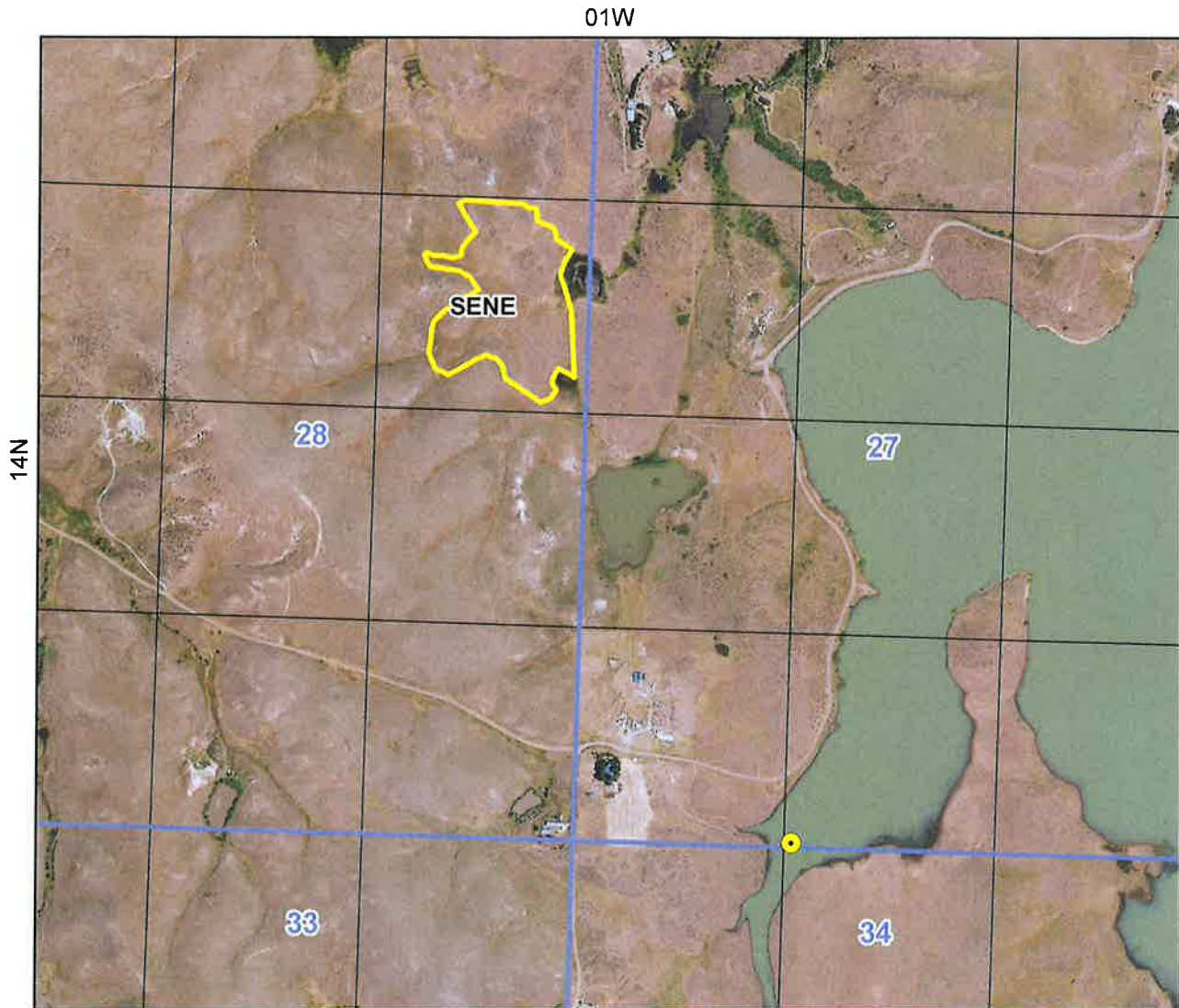
SubCaseNumber: 67-4149
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use
Date Filed: 2/7/2007
Objection Status: Active

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
67-4149

Before Split
Irrigation from Storage



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

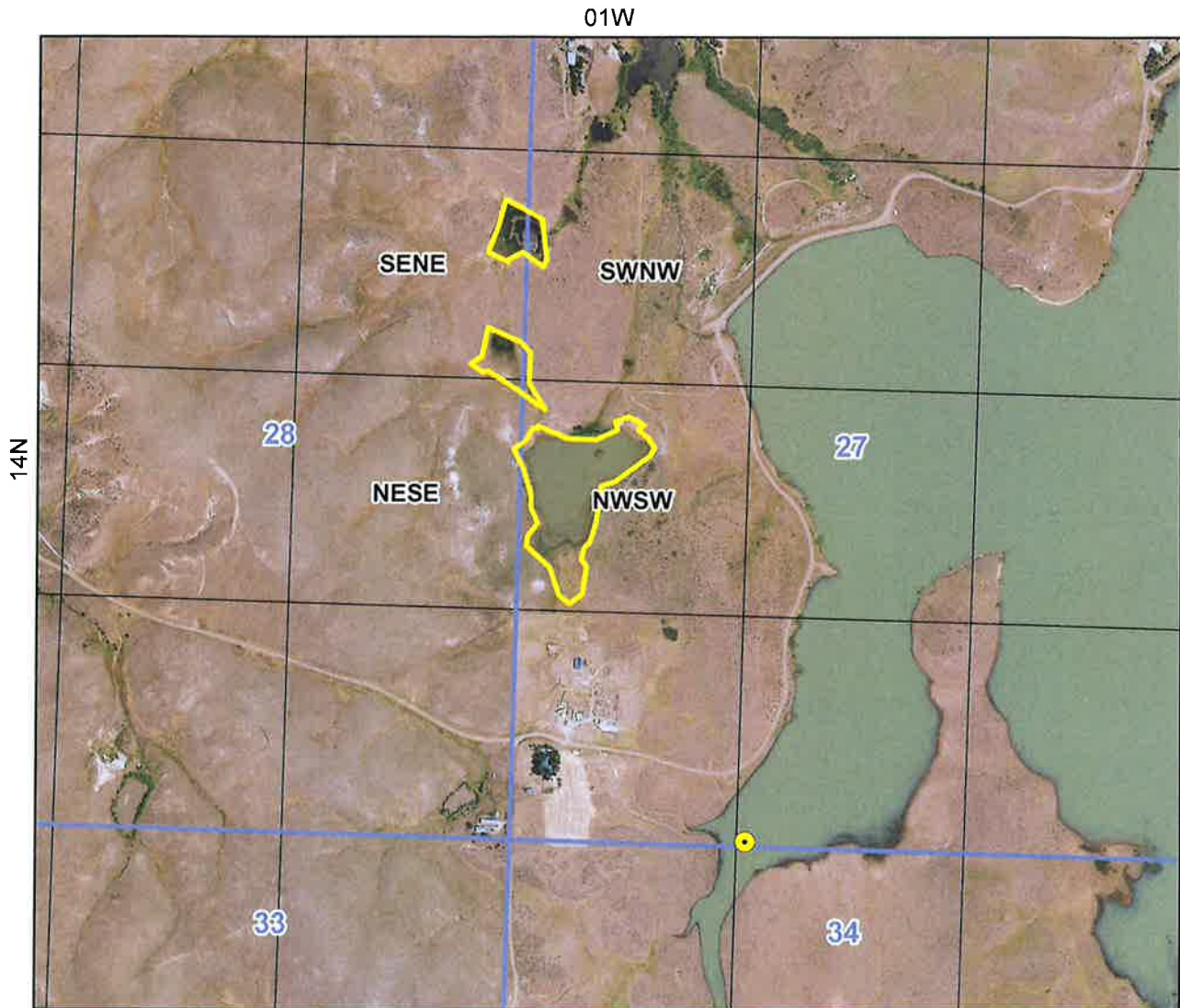
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State of Idaho
Department of Water Resources
Water Right License
67-4149

Irrigation Storage

Before Split



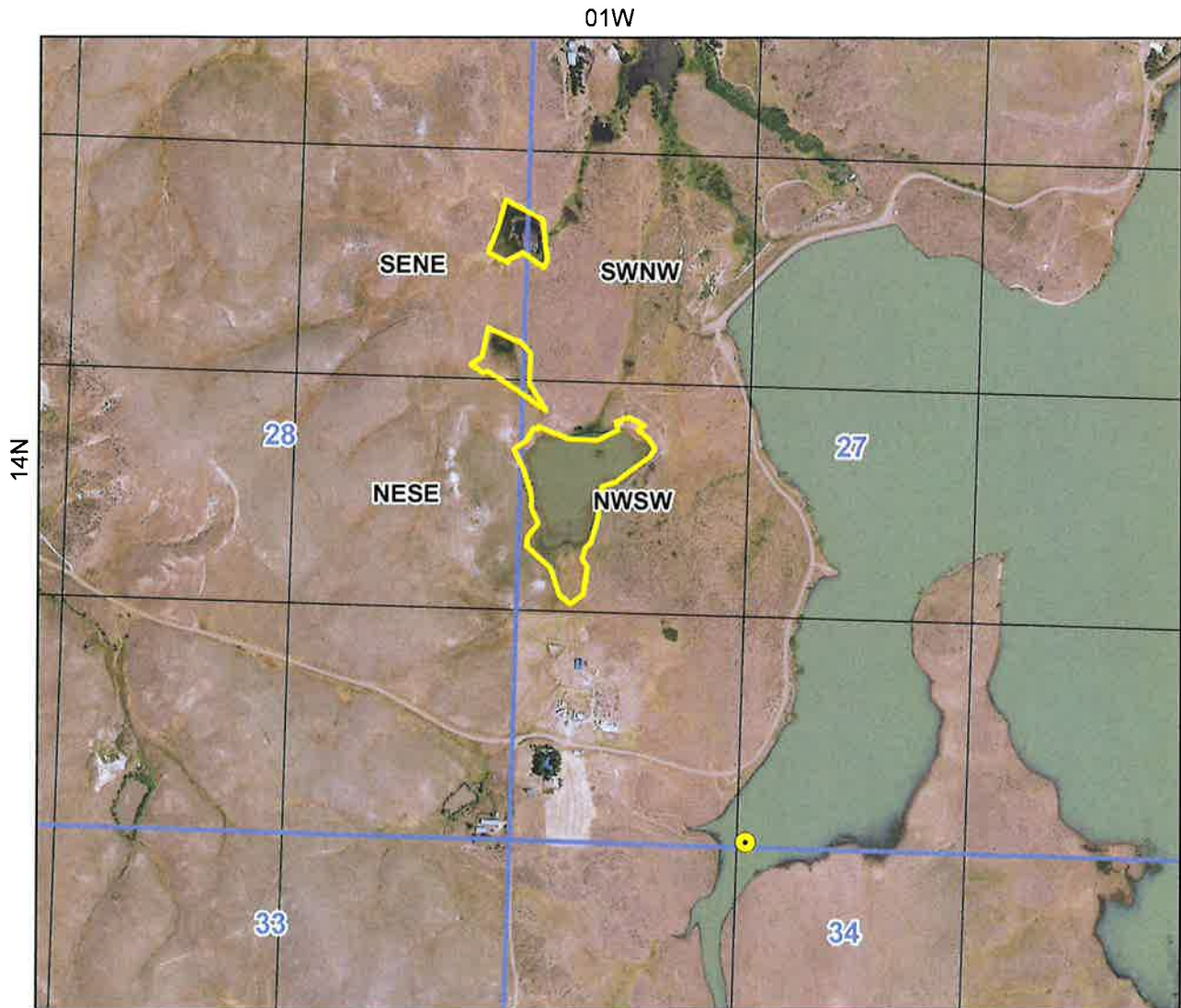
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Stockwater Storage

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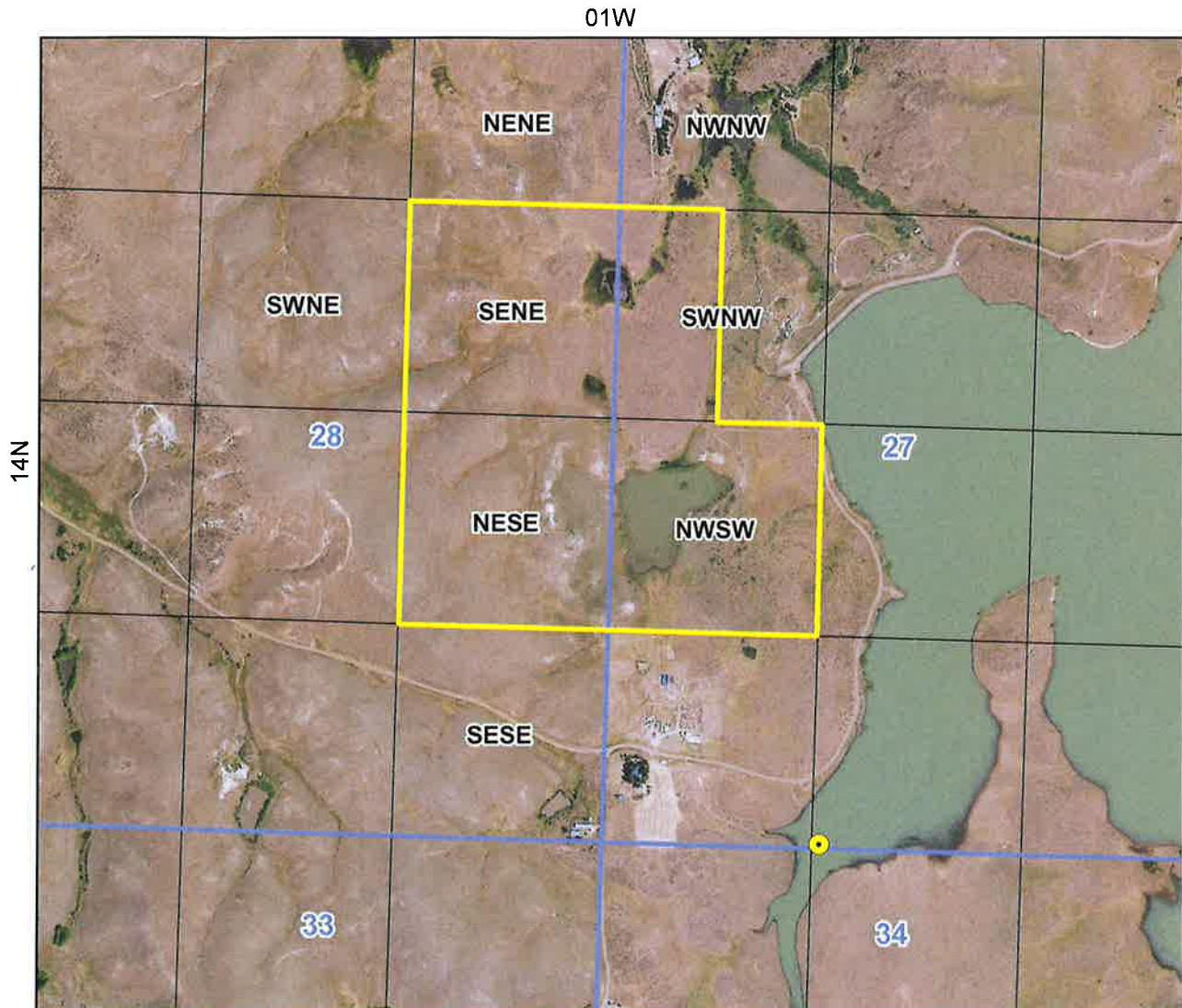
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