

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 36-8595

Exam Date: See Remarks

1. Current Owner: JOSEPH KEARL
20511 F ST
RUPERT ID 83350
(208) 532-4500

And

MELYNDA KEARL
20511 F ST
RUPERT ID 83350
(208) 532-4500

2. SOURCE TRIBUTARY

GROUND WATER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None (Rights 36-7171 and 36-8205 used in same system but on separate acres)
2. Other water rights with the same point of diversion: 36-7171 and 36-8205

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE1/4NE1/4NW1/4 Sec. 31, Twp 08S, Rge 25E, B.M.
MINIDOKA County

Method of Determination: IDWR GIS Water Right & Spatial Data records

2.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08S	25E	31		3.3					2.0										5.3
									L 2										

Total Acres: 5.3

Method of Determination: Arcmap and aerial photography

3.

<u>Well or Diversion ID No.*</u>	<u>Motor Make</u>	<u>Hp</u>	<u>Motor Serial No.</u>	<u>Pump Make</u>	<u>Pump Serial No. or Discharge Size</u>
	US Motors	75	3920212	Layne Bowler	D-17700

Data taken from 36-8205 licensing exam field report

D. FLOW MEASUREMENTS & CALCULATIONS

1. Measurements

System was "measured" on 6/25/1991 during the licensing exam of 36-8205. It appears that the Badger totalizing meter was used with a stopwatch to record a reading of 2,000 gallons in 110.1 seconds. This yielded a flow rate of 1,090 gpm or 2.43 cfs. Examination of WMIS records indicates that the system was measured at least seven times dating from May 1995 – August 2009. These measurements produced results ranging from 798 gpm (1.78 cfs) – 1066 gpm (2.38 cfs). Note that rights 36-7171 (1.78 cfs) and 36-8205 (0.60 cfs) already allow for the diversion and use of 2.38 cfs from this system.

2. Calculations

$Q = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5.3 \times 0.02 \text{ cfs} = 0.106 \text{ cfs}$ use 0.11 cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5.3 \times 4.0 \text{ AFA} = 21.2 \text{ AF}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.11 \text{ cfs} \times 260 \text{ days} \times 1.9835 = 56.7 \text{ AF}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 21.2 \text{ AF}$

2. Volume Calculations for Other Uses: N/A

G. NARRATIVE/REMARKS/COMMENTS

Application for Permit 36-8595 was applied for on July 10, 1991 by Laverne R Williams to appropriate up to 0.16 cfs for the irrigation of up to 8.0 acres from an existing well about a mile north of Acequia. Right 36-7171 (1.78 cfs and 95 acres) and right 36-8205 (0.60 cfs and 30 acres) are diverted from the existing well. The 36-8595 filing appeared to have resulted from the 36-8205 field examiner determining that there was additional development above and beyond what could be licensed by 36-8205 after the 36-8205 licensing exam was conducted on June 25, 1991. Application for Permit 36-8595 was approved on December 19, 1991 and proof of beneficial use was filed on January 7, 1992. Note that this is less than one month after the permit being issued, during the non irrigation season, indicating that no additional development should of, or could of, occurred after the permit was issued. In April of 2011, Permit 36-8595 was assigned to Joseph and Melynda Kearn by Laverne R Williams. It appears that the Kearls are the current owners of the property according to county tax lot data.

The licensing exam report for 36-8595 is based on various IDWR "in office" information including the licensing exam report for 36-8205, WMIS records, and aerial photography. Review of the 36-8205 exam report indicates that there was additional development above and beyond what could be licensed by 36-8205 when the 36-8205 licensing exam was conducted on June 25, 1991. The examiner indicated "8 acres of ground is not covered by water rights". However, using ARCMAP and aerial photography and accounting for acres that were decreed under right 36-7171 and licensed under right 36-8205, it appears that there are only an additional 5.3 acres of irrigation that could be licensed under 36-8595. These 5.3 acres consist of 3.3 acres in the NWNE of Section 31 (T08S, R25E) and 2.0 acres in the SWNW (Lot 2) of Section 31 (T08S, R25E). The 36-8205 exam report indicates that the system was "measured" on 6/25/1991 during the licensing

exam of 36-8205. However, it appears that the measurement consisted of using the Badger totalizing meter with a stopwatch to record a reading of 2,000 gallons in 110.1 seconds. This yielded a flow rate of 1,090 gpm or 2.43 cfs. Examination of WMIS records indicates that the system has been measured at least seven times dating from May 1995 – August 2009. These measurements produced results ranging from 798 gpm (1.78 cfs) – 1066 gpm (2.38 cfs). Note that rights 36-7171 (1.78 cfs) and 36-8205 (0.60 cfs) already allow for the diversion and use of 2.38 cfs from this system. It appears that the system capacity could be viewed as 2.38 cfs (maximum recorded measurement in WMIS records). Note that this would provide no additional rate under 36-8595 for the additional 5.3 acres above and beyond what is covered by 36-7171 and 36-8205.

It is recommended that 36-8595 be licensed for the diversion of 0.11 cfs and 21.2 AF for the irrigation of 5.3 acres. It is also recommended that a condition be placed on license 36-8595 indicating that when combined with existing rights 36-7171 and 36-8205 the total diversion rate is limited to 2.38 cfs (system capacity), 521.2 AF (summation of volumes under the three rights), and the irrigation of 130.3 acres (summation of acres under the three rights).

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.110 CFS	21.20 AF
<u>Totals:</u>		0.110 CFS	21.20 AF

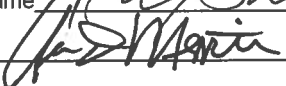
2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

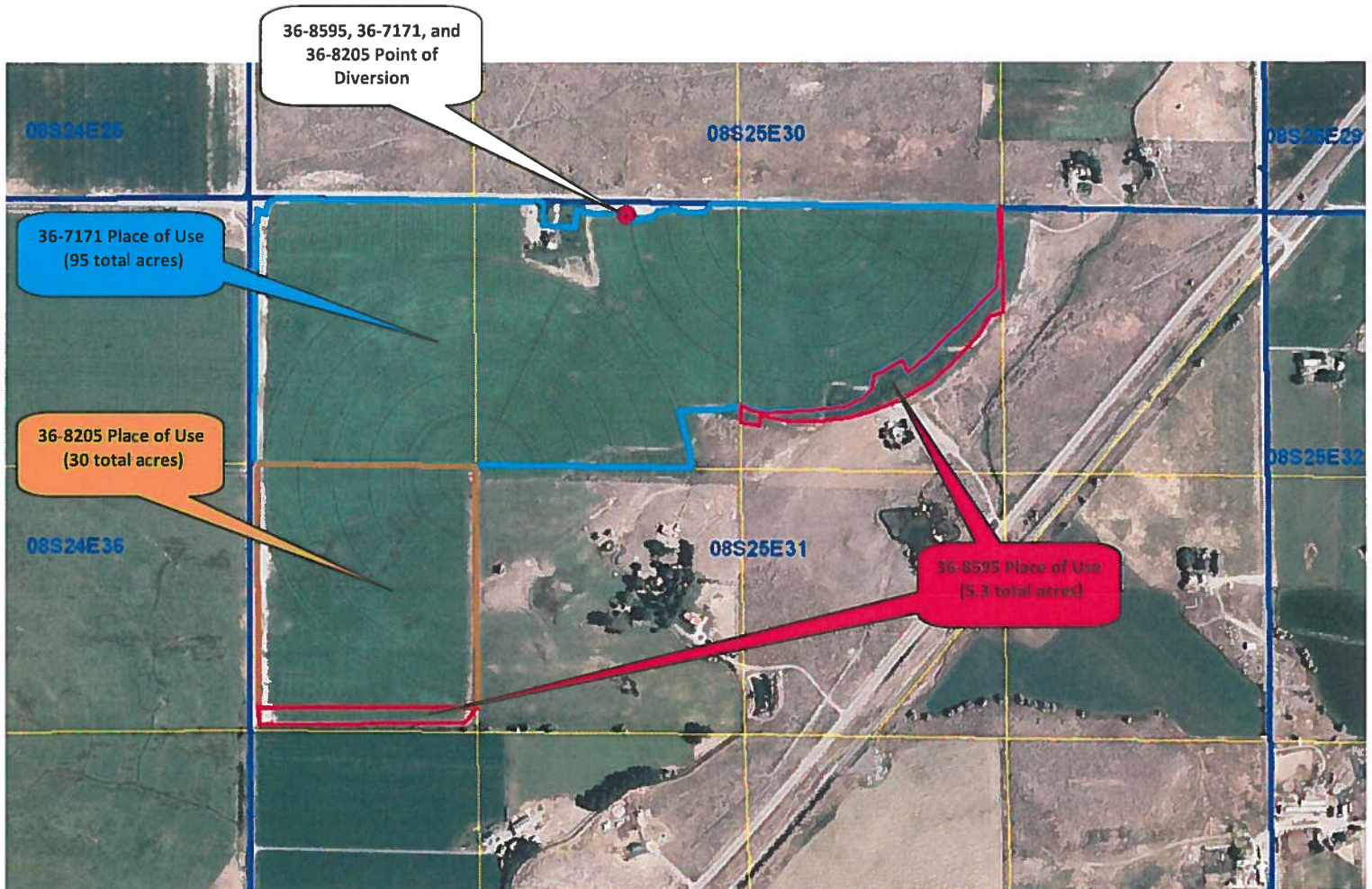
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name  Date 3/12/2012

Reviewer  Date 3/13/2012

36-8595 Field Exam Map Showing Point of Diversion & Place of Use (2009 aerial photography)



36-8205
POD & POU PHOTOS
(TAKEN FROM 36-8205 EXAM FILE)



Diversion Works



P/U

MICHAEL
MAY 18 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

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NOV 26 1993

Department of Water Resources

A. GENERAL INFORMATION

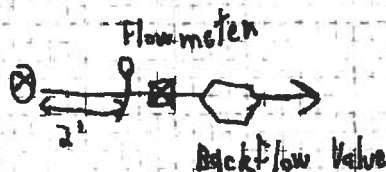
1. Owner: Laverne R. Williams Permit No. 36-8205
Current Address: 1710 Fir St, Rupert, ID 83350 Phone No. 436-6088
2. Accompanied by: Bill Williams EXAM. DATE: 6-25-91
Address: Rt. 3 Box 161 Rupert, ID 83350 Phone No. 532-4179
Relationship to Permit Holder: son of owner
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 36-2392 (waste water; no longer used)
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: 36-7171
_____ ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well, motor, pump, mainlines to 2 small pivots with end guns, corner handlines

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	<i>U.S. Motors</i>	<i>75</i>	<i>3920212</i>	<i>Layne & Bowler</i>	<i>D-17700</i>

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		<i>NE</i>	<i>NE</i>	<i>NW</i>	<i>31</i>	<i>85</i>	<i>25E</i>	<i>Minidoka</i>	

6. Place(s) of Use:

Indicate Method of Determination

Land Irrigated

P/u to be lic.

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	
<i>85</i>	<i>25E</i>	<i>31</i>		<i>30</i>			<i>37</i>	<i>36</i>	<i>32</i>										<i>123</i>
							<i>41</i>	<i>42</i>											

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D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Badger Meter				?	8"	

2. Measurements:

2000 gal/110.1 sec with valve wide open-system at full capacity.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

1090 gpm = 2.43 cfs Allow 30 gc. x .02 cfs/gc = 0.60 cfs

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (8)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 30 \times 4 = 120$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$

2. Volume Calculations for Other Uses:

RECORDED
MAY 18 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Original handlines were replaced with present system when additional ground was added to the farm. System took on present form in 1986. Original pump still used. System was licensed for 25 acres, but now waters 125 acres. Permit 36-8205 is for 20 acres. So 8 acres of ground is not covered by water rights. Change apparently occurred before start of SRBA, so the land may be claimable expansion of lic. 36-7171. Land owner should be informed; adjudication section notified. Since system capacity exceeds existing filings, app. for permit has been Not to exceed 2.43 cfs for all rights combined on this well. prepared.

covered by permit 36-8595 2.16 cfs, 8ac

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	0.60	120
Totals:			0.60	120

2. 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

J. AUTHENTICATION

Field Examiner's Name

J. E. Stanton

Signature

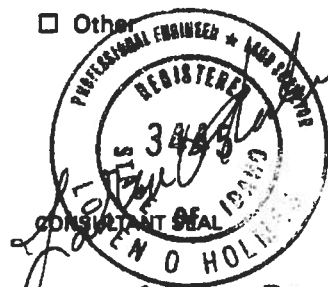
J. E. Stanton

Certification Date

3/31/93

Field Report Preparation Date

6-28-91

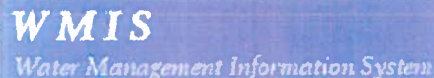


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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MAY 18 1995

Idaho Department of Water Resources



Quick Search:

[For assistance, email WMIS Info](#)

Search Method:

Metal Tag Number

Metal Tag Number

A0001700

Search

You are logged in as jreeder

[Point Of Diversion](#) [PCC](#) ▶ [Flow Meter](#) ▶ [Time Clock](#) [Alternate](#) [Contacts](#) [Data Summary](#) [Other](#) ▶ [Logout](#)

PCC Conditions

You are viewing 100789; A0001700

[Click here to insert a new record.](#)

Year: 2009		Date: 8/12/2009 12:00:00 AM		Total PCC: 417.83		Total Percentage: 100	
Edit	Copy	Delete	# 1	Condition Date:* 06/23/2009	ConditionPCC: 407.43	Percentage: 50	
			KW: 79.97	Boost On: No	Description: Chem pump is off. Sentinel meter, used demand to estimate PCC Running. 2 6-towers with end guns on. Potatoes.		
			GPM: 1066.0	Description:			
			PSI:*				
			Meter:				
			Utility: United Electric Coop	Serial Number: 48042727			
			Main HP*: 75	Boost HP: 0.00			
			Pole Number:	Multiplier: 0.00			
			Manufacturer: Itron Sentinel	Disk Constant: 14.40			
Edit	Copy	Delete	# 2	Condition Date:* 08/12/2009	ConditionPCC: 428.72	Percentage: 50	
			KW: 80.36	Boost On: No	Description: 2 6-towers with end guns off and a corner of hand lines. Pivots are SE and SW. Chem pump is off. used demand to estimate PCC. Potatoes.		
			GPM: 1018.0	Description:			
			PSI:*				
			Meter:				
			Utility: United Electric Coop	Serial Number: 48042727			
			Main HP*: 75	Boost HP: 0.00			
			Pole Number:	Multiplier: 0.00			
			Manufacturer: Itron Sentinel	Disk Constant: 14.40			
Year: 2006		Date: 7/7/2006 12:00:00 AM		Total PCC: 433.06		Total Percentage: 100	
Edit	Copy	Delete	# 4743	Condition Date:* 05/15/2006	ConditionPCC: 417.35	Percentage: 75	
			KW: 76.00	Boost On: No	Description: 1 pivot		
			GPM: 989.0	Description:			
			PSI:* 38				
			Meter:				
			Utility: United Electric Coop	Serial Number: 03004412			
			Main HP*: 75	Boost HP: 0.00			
			Pole Number:	Multiplier: 1.00			

			Manufacturer:		Disk Constant:	14.40		
Edit	Copy	Delete	# 5581	Condition Date:*	07/07/2006	ConditionPCC:	487.40	Percentage: 25
			KW:	77.00	Boost On:	No		
			GPM:	<u>858.0</u>	Description:	Runs 1 pivot. Measured outside fo shet when pipe turns south.		
			PSI:*					
			Meter:					
			Utility:	United Electric Coop	Serial Number:	03004412		
			Main HP*:	75	Boost HP:	0.00		
			Pole Number:		Multiplier:	1.00		
			Manufacturer:		Disk Constant:	14.40		
Year: 2002			Date: 7/11/2002 12:00:00 AM			Total PCC: 356.70		Total Percentage: 100
Edit	Copy	Delete	# 11497	Condition Date:*	07/11/2002	ConditionPCC:	102.43	Percentage: 25
			KW:	15.05	Boost On:	No		
			GPM:	<u>798.0</u>	Description:			
			PSI:*	0				
			Meter:					
			Utility:	United Electric Coop	Serial Number:			
			Main HP*:	0	Boost HP:			
			Pole Number:		Multiplier:			
			Manufacturer:		Disk Constant:			
Edit	Copy	Delete	# 12280	Condition Date:*	07/11/2002	ConditionPCC:	426.12	Percentage: 75
			KW:	76.50	Boost On:	No		
			GPM:	<u>975.0</u>	Description:	'95		
			PSI:*	0				
			Meter:					
			Utility:	United Electric Coop	Serial Number:			
			Main HP*:	0	Boost HP:			
			Pole Number:		Multiplier:			
			Manufacturer:		Disk Constant:			
Year: 2002			Date: 1/1/2002 12:00:00 AM			Total PCC: 356.74		Total Percentage: 100
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			KW:	76.50	Boost On:	No		
			GPM:	<u>975.0</u>	Description:			
			PSI:*	0				
			Meter:					
			Utility:	United Electric Coop	Serial Number:	03004412		
			Main HP*:	0	Boost HP:	0.00		
			Pole Number:		Multiplier:	1.00		
			Manufacturer:	ABB	Disk Constant:	14.40		
Edit	Copy	Delete	# 12494	Condition Date:*	01/01/2002	ConditionPCC:	102.43	Percentage: 25
			KW:	15.05	Boost On:	No		
			GPM:	<u>798.0</u>	Description:			
			PSI:*	0				
			Meter:					

			Utility:	United Electric Coop	Serial Number:	03004412	
			Main HP*:	0	Boost HP:	0.00	
			Pole Number:		Multiplier:	1.00	
			Manufacturer:	ABB	Disk Constant:	14.40	
Year: 1999			Date: 7/1/1999 12:00:00 AM		Total PCC: 259.40		Total Percentage: 100
Edit	Copy	Delete	#	15582	Condition Date:*	07/01/1999	ConditionPCC: Percentage: 100
			KW:	46.00	Boost On:	No	
			GPM:	963.0	Description:		
			PSI:*	64			
			Meter:				
			Utility:	United Electric Coop	Serial Number:	01561062	
			Main HP*:	75	Boost HP:		
			Pole Number:		Multiplier:		
			Manufacturer:	ABB	Disk Constant:		
Edit	Copy	Delete	#	16146	Condition Date:*	07/01/1999	ConditionPCC: Percentage: 0
			KW:	77.00	Boost On:	No	
			GPM:	975.0	Description:		
			PSI:*	0			
			Meter:				
			Utility:	United Electric Coop	Serial Number:	01561062	
			Main HP*:	75	Boost HP:		
			Pole Number:		Multiplier:		
			Manufacturer:	ABB	Disk Constant:		
Year: 1995			Date: 5/18/1995 12:00:00 AM		Total PCC: 426.10		Total Percentage: 100
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			KW:	76.50	Boost On:	No	
			GPM:	975.0	Description:		
			PSI:*	0			
			Meter:				
			Utility:	Rural Electric	Serial Number:	74384375	
			Main HP*:	0	Boost HP:		
			Pole Number:		Multiplier:		
			Manufacturer:	Westinghouse	Disk Constant:		

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-7171

WATER RIGHT NUMBER: 36-7171

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	LAVERNE R WILLIAMS 1710 FIR ST RUPERT, ID 83350 (208)436-6088
Current Owner	JOSEPH KEARL 20511 F ST RUPERT, ID 83350 (208) 532-4500
Current Owner	MELYNDA KEARL 20511 F ST RUPERT, ID 83350 (208) 532-4500

Priority Date: 03/22/1971

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/01 to 10/31	1.780 CFS	380.00 AF — 95 × 4
	<u>Total Diversion:</u>	1.780 CFS	380.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NW1/4	Sec. 31, Twp 08S, Rge 25E, B.M.
MINIDOKA 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	
08S	25E	31		25.0			37.0	33.0											95.0
							L 1												

Total Acres: 95

Conditions of Approval:

1. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-7171

2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. 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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. S16 USE OF THIS RIGHT IS COMBINED WITH WATER FROM MINIDOKA IRRIGATION DIST.

Remarks:Comments:

1. CLELLAND 10/25/1991 EXPANDED ACRES

Comment: THE CLAIMANT HAS A PERMIT 36-08205 FOR 30 ACRES OF EXPANSION IN THE SWNW, LOT 2, S30. THERE ARE MORE ACRES IRRIGATED IN THE NWNE THAN SHOWN HERE, POSSIBLY COVERED BY MID IRRIGATION RIGHTS. COPIED FROM REMARKS THE ORIGINAL LIC. DID NOT TAKE INTO CONSIDERATION THE CORRECTION IN THE SECTION SO THE ACREAGE NEEDED TO BE ADJUSTED.

2. KCHRISTE 12/2/1997 REFORMAT

Comment: DELETED CONS USE

3. AJU10-DS 12/21/1999 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

4. kpickett 9/2/2005 POD

Comment: Correlated PODID 231502 from SpatialDataID 205459 to SpatialDataID 205398

Dates and Other Information:

Licensed Date:

Decreed Date: 8/27/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number: 130

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-8205

WATER RIGHT NUMBER: 36-8205

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	LAVERNE R WILLIAMS 1710 FIR ST RUPERT, ID 83350 (208)436-6088
Current Owner	JOSEPH KEARL 20511 F ST RUPERT, ID 83350 (208) 532-4500
Current Owner	MELYNDA KEARL 20511 F ST RUPERT, ID 83350 (208) 532-4500

Priority Date: 06/15/1983

Basis: License

Status: Water Supply Bank Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.600 CFS	120.00 AF
	<u>Total Diversion:</u>	0.600 CFS	120.00 AF

30 x 4

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 31, Twp 08S, Rge 25E, B.M.
MINIDOKA 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	
08S	25E	31							30.0										30.0
									L 2										

Total Acres: 30

Conditions of Approval:

1. R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
2. R56 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
3. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-8205

4. R57 The Director retains jurisdiction of the right and may change, add, or remove any requirement as determined to be appropriate.
5. Right 36-07171 is also diverted through the point of diversion described above.

Remarks:Comments:

1. kpickett 9/2/2005 POD
Comment: Correlated PODID 19824 from SpatialDataID 205459 to SpatialDataID 205432

Dates and Other Information:

Licensed Date: 5/10/1995
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: AND
Water District Number: 130
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

Lessor Name: JOSEPH KEARL
Lease Status: Active
Lease Amount: Part
Rental Availability: All
Date Received: 12/29/2010
Lease Begin Date: 10/18/2010
Expiration Date: 12/31/2015

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 36-8595

WATER RIGHT NUMBER: 36-8595

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOSEPH KEARL 20511 F ST RUPERT, ID 83350 (208) 532-4500
Current Owner	MELYNDA KEARL 20511 F ST RUPERT, ID 83350 (208) 532-4500
Original Owner	LAVERNE R WILLIAMS 1710 FIR ST RUPERT, ID 83350 (208)436-6088

Priority Date: 07/10/1991

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	~~0.160 CFS~~	.11 cfs 21.2 AF
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NW1/4	Sec. 31, Twp 08S, Rge 25E, B.M.
MINIDOKA 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	
08S	25E	31		6.0					2.0										8.0
				3.3					2.0										5.3
Total Acres: 8																			

Conditions of Approval:

1. 052 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
2. 03A The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
3. 053 The Director retains jurisdiction over this right and may change, add, or remove any requirement as determined to be appropriate.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 36-8595

4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 051 Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.

Remarks:Comments:

1. VAULT 1/7/1992 Proof of Beneficial Use Rcvd
Comment: Proof of Beneficial Use Rcvd

Dates and Other Information:

Permit Proof Due Date: 1/1/1993
Permit Proof Made Date: 1/21/1992
Permit Approved Date: 12/19/1991
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Field Exam Date:
Date Sent to State Office:
Date Received at State Office:
State or Federal:
Owner Name Connector: AND
Water District Number: 130
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

Combined Use Limits:Water Supply Bank: