



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 17, 2006

Robert and Sally Hoffman
120 Baseline Rd
Bellevue, ID 83313

Dean Rogers
28 Hillside Ranch Rd
Bellevue, ID 83313

RE: Transfer No. 71732

Dear Waterusers:

Thank you for attending the conference on March 7th regarding the protest of Transfer No. 71732. At the conference you requested copies of documents IDWR might have regarding the measured flow from the well in the SWSW S31, T1N, R19E licensed under 37-2556. Please find a copy of the license 37-2556 for 8.23 cfs and original measurement notes taken during the field exam. Please also find enclosed a copy of the license for the well in the NWNE S7, T1S, R19E licensed under 37-7817 for 0.87 cfs and the field measurement of that well.

The following are the SRBA claims for the use of the well in S31.

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Owner(s)</u>
37	2556	A	9/21/1954	6.76	BASELINE PUMP ASSN # 2 (Current)
37	20621		9/21/1954	0.19	HOFFMAN, ROBERT B & SALLY J (Current)

The following are the SRBA claims for the use of the well in S7.

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Owner(s)</u>
37	20619		12/12/1979	0.11	HOFFMAN, ROBERT B & SALLY J (Current)
37	20621		9/21/1954	0.19	HOFFMAN, ROBERT B & SALLY J (Current)
37	21271		12/12/1979	0.23	PB INVESTMENTS (Current)
37	21272		12/12/1979	0.23	SLETTE, GARY D & KATHLEEN H (Current)
37	21273		9/21/1954	0.39	PB INVESTMENTS (Current)
37	21274		9/21/1954	0.39	SLETTE, GARY D & KATHLEEN H (Current)

The following are the SRBA claims for rights that have been moved out of the above wells by approved transfer to two individual wells on two individual lots.

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Owner(s)</u>
37	20822		9/21/1954	0.25	RENDAHL, DAVID W & DORINDA J (Current)
37	20824		12/12/1979	0.15	RENDAHL, DAVID W & DORINDA J (Current)
37	20826		12/12/1979	0.15	DIGES, ANDREW (Current)
37	20828		9/21/1954	0.25	DIGES, ANDREW (Current)

By inspection of the tables above it can be seen that right 37-2556 has been claimed in its entirety (8.23 cfs) and right 37-7817 has also been claimed in its entirety (0.87a cfs).

After you have an opportunity to review the information please feel free to contact me at this office. If you wish to look at specific information about each individual right it can be obtained over the web at: <http://www.idwr.idaho.gov/>

I understand you will attempt to determine what the present diversion capacity is of the well(s) in determining how this protest may be resolved. As you know moving rights out of existing wells is a common practice approved by IDWR through the transfer process. Such transfers place a burden on the remaining right holders in the original wells to reduce the diversion rate and use appropriately. If not, the remaining right holders may be subject to notice of violation and civil penalties. As we discussed, actual regulation of the diversions by a watermaster is not expected to occur until after the SRBA process is completed and a Water District is created or authorized to regulate the decrees resulting from the SRBA.

Please let me know your desires in proceeding to a formal hearing if that is the route you wish to go.

Respectfully,

A handwritten signature in black ink, appearing to read 'Allen Merritt', written over the word 'Respectfully'.

Allen Merritt, PE
Southern Region Manager

State of Idaho

License and Certificate of Water Right

Water License No. G-25174

Amount 8.23 c.f.s.

Water District No.

Priority September 21, 1954

THIS IS TO CERTIFY that EDITH WINGARD, et al - assignee - WILLIAM & NANCY SHERBINE, et al of Garnett, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 21, 1954; that Permit No. G-25174 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 8.23 second feet, was issued thereunder on November 22, 1960, showing that said works were completed on the 27th day of November, 1959; and that on the 27th day of November, 1959,

WILLIAM & NANCY SHERBINE, et al

of Garnett, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-25174 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 7016, on the 22 day of November, 1960; The right hereby confirmed dates from September 21, 1954;

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 31, Tp. 1 N., R. 19 E., B. M. Blaine County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 8.23 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
1 N.	18 E	36	NW NW	28	26	
			SW NW	25	27	
	19 E	31	NE SW	39	39	
			(Lot3)NW SW	39	39.5	
			(LOT4)SW SW	38.5	38	
1 S.	19 E	6	SE SW	38	38	
			(Lot1)SE NE		7	
			(Lot2)SW NE		18	
			(Lot3)SW NW		18	
			(Lot4)NW NW		11	
			NE SW	50	38	
			(Lot5)NW SW	25	21	
			(Lot6)SW SW	24	21	
			SE SW	48	38	
			NE SE	49	13	
				(NW SE)	48	26 (38)
				(SW SE)	46	26 (39)
				SE SE	50	13
				NE NE	32	13
				(NW NE)	38	26
			(SW NE)	37	26	
			SE NE	23	13	
			NE NW	35	35	
			NW NW	35	35	

Total number of acres to be irrigated: 652.5 acer.

(SEAL)

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: GARY FUNDERBURG Date 8-14-1984 2:00 PM
Owner: Kenneth J. Schoessler Permit No. 37-7817

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

Measured inside diameter of pipe in inches

(A) 8.0"

Size of Annubar used in test 2.98

State ID No. 091411

Model No. of Annubar Meter Used MANOMETER
(Model No. = 75 for 8" and larger)
(Model No. = 73 for 4")

Size Eagle Eye Meter Used ✓

State ID No. _____

Date of Last Calibration of Meter ✓

Observed inches of H₂O read on Meter

(B) 10.0

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) _____

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

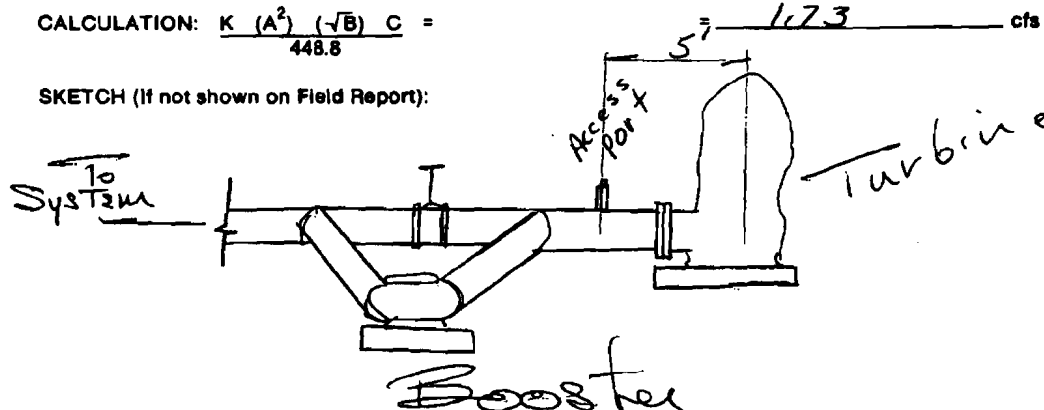
If Model No. = 73, then C = ~~4.74~~

(C) 3.85

CALCULATION: $\frac{K (A^2) (\sqrt{B}) C}{448.8} =$

57 1.73 cfs measured

SKETCH (If not shown on Field Report):



MONOFILMED

MAY 23 1990

9-978
January 1982

State of Idaho
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
WATER RESOURCES DIVISION

Date 8-30-10 DISCHARGE MEASUREMENT NOTES

Wm & Nancy Skerwine River at Lat 4-Sk-Sk-FIN; R-10 EAM

Angle of sight	Dist. from initial point	Width	Depth	Obser- vation depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	1.0	.25	0		0	0					
	1.50	.50	.72		5	45	.27			.36	.10
	2.0	.50	.70		20	43	1.03			.35	.36
	2.5	.50	.72		40	41	2.12			.36	.76
	3.0	.50	.78		50	41	2.65			.39	1.03
	3.5	.50	.75		60	49	2.66			.38	1.01
	4.0	.50	.73		50	40	2.72			.36	.98
	4.5	.50	.65		40	45	1.94			.32	.62
	5.0	.50	.60		40	48	1.82			.30	.55
	5.5	.50	.50		30	46	1.43			.28	.36
	6.0	.50	.45		25	44	1.25			.22	.28
	6.5	.50	.50		25	42	1.31			.28	.33
	7.0	.50	.55		30	46	1.43			.28	.40
	7.5	.50	.63		25	49	1.13			.32	.36
	8.0	.50	.67		20	47	.95			.34	.32
	8.5	.50	.62		25	45	1.22			.31	.38
	9.0	.50	.60		15	41	.82			.30	.25
	9.5	.40	.53		10	49	.47			.21	.10
	9.8	.35	.50		3	40	.20			.18	.04
	10.2	.00	0		0	0	0			0	0
	9.70	.970									
										8.23	
										411 inches	

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07817

Priority: December 12, 1979

Maximum Diversion Rate:

0.87 CFS

Maximum Diversion Volume:¹

342.0 AF

This is to certify, that KENNETH J. SCHOESSLER

RT. 1

BELLEVUE, ID 83313

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 12, 1979; and has submitted Proof of Beneficial Use on January 29, 1982. An examination indicates that the works have a diversion capacity of 1.730 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.87 CFS	342.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 7, Township 01S, Range 19E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	19E	6	LOT 2(SWNE) 10	NWSE 26	SWSE 26	62
				Total number of acres irrigated:		114
		7	NWNE 26	SWNE 26		52

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

MAY 23 1990

State of Idaho
Department of Water Resources

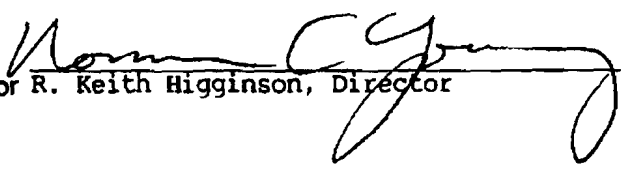
WATER RIGHT LICENSE

WATER RIGHT NO. 37-07817

CONDITIONS/REMARKS:

6. The maximum combined rate of diversion from this well under this right & Right 37-2556B shall not exceed 1.73 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 4th day of MAY, 1990.


Acting for R. Keith Higginson, Director

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MAY 23 1990