

Hand 7-16-92 E.H.C.

R

Full Exam

Need E.P. → E.P. submitted
is for surface H₂O

A35-04135
RIVERVIEW ACRES #1
C/O ~~TEHH~~ ~~SEER~~ Mark Leavi
19 SOUTH 615 WEST
BLACKFOOT ID 832



A3504135



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

December 15, 1998

KARL J. DREHER
DIRECTOR

ATTN MARK LEVITT
RIVERVIEW ACRES #1
24 S 615 W
BLACKFOOT ID 83221

Re: Notice of Error form on 35-04135.

Dear Mr. Levitt:

Enclosed for your review is a new profile report for the water right referenced above. This report was prepared from the information you provided on your Notice of Error form received December 7, 1998.

The department will recommend this right to the SRBA Court as it is on this report. If you still disagree with this recommendation you will have an opportunity to file an objection with the Court, after the Court sends you a copy of your water right.

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

Gregory J. Taylor
Sr. Water Agent

Dec. 9, 1998

To whom it may concern:

On December 7, 1998, a Notice of Error was returned to you for Riverview Acres #1, Township 03S, Range 34E Section 1. The water right number is 35-04135.

It was noticed after the form was returned to you that there was still a question concerning the total number of acres irrigated and the source for that irrigation.

The source, noted in the materials sent to us, is a community well used for domestic purposes & some yard irrigation. In regards to that domestic source, there was an error in the number of homes and acreage served that were noted in the previous information returned to you, however, there is one residence not identified on the place of use illustration we received and one residence that is incorrectly identified, as it is not on our water system.

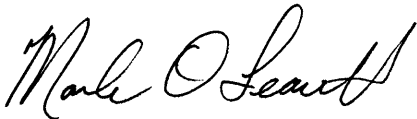
There is also a question regarding the irrigation for the remaining acreage in Riverview acres #1 and the water source for that irrigation.

Riverview Acres #1 contains approximately 26 acres. Approximately 18 to 19 of those acres are irrigated with surface water which at this time is managed by the Wearyrick Ditch Company. The water rights attached to this acreage go back to the turn of the century and are not noted in the information we received.

If the information we received is meant to be complete, it appears that it is not.

If there is further information concerning the remaining acreage still being processed due to the separate water source, then we will await that information and respond as necessary.

Thank you:



Mark O. Leavitt
24 S. 615 W.
Blackfoot Id. 83221

6

COPY OF ORIGINAL REPLY

* ADDITIONAL CONCERNS

November 20, 1998

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: December 18, 1998

Water right number: 35-04135

RIVERVIEW ACRES #1
C/O MARK LEVITT
24 S 615 W
BLACKFOOT ID 83221

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

* UNDER PURPOSE AND PERIOD OF USE;
THE DOMESTIC IS FOR 14 HOMES, (NOT 13)

* UNDER PLACE OF USE, 6.5 ACRES TOTAL FOR IRRIGATION IS INCORRECT.

2. Describe the changes you wish to make in the proposed recommendation:

* THERE ARE 14 HOMES FOR DOMESTIC USE, INCREASE THE NUMBER.

* THERE ARE 7.5 TOTAL ACRES FOR IRRIGATION, INCREASE THE NUMBER

* THERE ARE N 18-19 ADDITIONAL ACRES IRRIGATED BY SURFACE WATER FROM

3. Give a brief explanation as to why you disagree with these portions: A SEPARATE SOURCE
THERE ARE 14 HOMES & SURROUNDING YARDS IN RIVERVIEW ACRES #1
WELL & WATER USAGE.

____ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-3-98

SIGNATURE:

Please print your name:

Mark O. Leavitt

MARK O. LEAVITT

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

(FELTS HOME NOT SHOWN)

November 20, 1998

RECEIVED

DEC 07 1998

NOTICE OF ERROR
REPLY

Department of Water Resources

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.

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C/O MARK LEVITT
24 S 615 W
BLACKFOOT ID 83221

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3. Give a brief explanation as to why you disagree with these portions:

THERE ARE 14 HOMES & SURROUNDING YARDS IN RIVERVIEW ACRES #1
WELL & WATER USAGE.

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-3-98 SIGNATURE: Mark O. Leavitt
Please print your name: MARK O. LEAVITT

RIGHT NUMBER: 35-04135

NAME AND ADDRESS: RIVERVIEW ACRES #1
C/O MARK LEVITT
24 S 615 W
24 SOUTH 615 WEST
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

QUANTITY: 0.28 CFS
0.174 CFS
33.8 AFY

PRIORITY DATE: 10/16/1957
01/01/1997

POINT OF DIVERSION: T03S R34E S01 LOT 1 (NENENE) Within BINGHAM County
(NENENE)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 <u>10-31</u>	<u>0.13</u> CFS
		<u>11/01</u>	<u>0.196</u> CFS
			<u>26.0</u> AFY
DOMESTIC <u>DOMESTIC 0/14 HOMES</u>		01-01 12-31	<u>0.18</u> CFS
			<u>7.8</u> AFY

DOMESTIC PORTION OF THIS RIGHT IS FOR 13 HOMES.

PLACE OF USE: IRRIGATION Within BINGHAM County
T03S R34E S01 Lot 1 (NENE) 6.5
NENE 34
6.5 ACRES TOTAL
34 ACRES TOTAL

DOMESTIC Within BINGHAM County
T03S R34E S01 Lot 1 (NENE)

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
USE OF THIS RIGHT IS COMBINED WITH WATER FROM
WEARYRICK DITCH CO.

RECEIVED

JAN 20 1993

Department of Water Resources
Eastern District Office

To: Greg Tiller
From: Mark Leavitt
Date: January 18, 1993
Subj: Adjudication claim #A35-04135

Information showing the drill date of the culinary well for the Riverside Acres #2 subdivision is not available. In lieu of this information we are furnishing an affidavit from an early home owner in the subdivision showing the well was in service at the date of their home purchase. Obviously the well was functional prior to this date but we can find no documents to substantiate this.

If you have further questions or comments concerning this matter, please feel free to contact me.



Mark Leavitt
Riverview Acres Water Committee Chairman
24 S. 615 W. Blackfoot, Id. 83221

MICROFILMED

APR 15 1994

RECEIVED

JAN 20 1993

Department of Water Resources
Eastern District Office

To whom it may concern:

RE: The community well which provides culinary water for the subdivision known as the Teeples Bergeson Riverview Acres.

Records are unavailable which give the drilling date of said community well. A statement from an original home buyer in said subdivision is here given to show the well existed and was functional on the date of purchase.

The home and property known as Lot 11 of Riverview Acres was purchased on October 16, 1957 by Edward M. and Bonnie J. Thompson. The culinary water to said home is supplied by the Teeples Bergeson Riverview Acres community well. Said well did exist and was functional on that purchase date.

Bonnie J. Thompson
BONNIE J. THOMPSON

1-15-93
DATE

James Marriott
NOTARY
Residing at Blackfoot
Commission expires Feb 2 1994

1-15-93
DATE

MICROFILMED
APR 15 1994

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number (s): A35-04135

[] Old Mailing Address: RIVERVIEW ACRES #1

C/O TEDD SERR

19 S 615 W BLKFT 83221

[] New Mailing Address: RIVERVIEW ACRES # C/O MARK LEAVITT

24 S 615 W

BLKFT ID 83221

New Telephone Number: () - -

[] Signature of Claimant: _____

Date: 7-16-91

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

*Request came from Mark
Leavitt in a note
attached to Notice /fo*

RE: EVIDENCE OF PRIORITY
No. A35-04135

ENCLOSED IS AN AFFIDAVIT WHICH
ESTABLISHES THE FIRST BENEFICIAL USE
OF WATER ON THE PROPERTY COVERED
BY THE ABOVE NOTICE OF CLAIM NO. #

PLEASE SEND ANY FUTURE CORRESPONDENCE
CONCERNING THIS CLAIM NO. TO:

MARK LEAVITT
24 So. 615 W.
BLACKFOOT, ID. 83221

THANK YOU

Mark Leavitt

MICROFILMED

DEC 10 1992

Eric, do you want
the name & address
changed to Leavitt
in the records?

RECEIVED

JUL 11 1991

Department of Water Resources
Eastern District Office

YES - HANDLE AS A OFFICE MATTER

RECEIVED

JUL 11 1991

Department of Water Resources
Eastern District Office

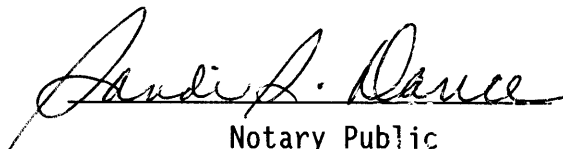
1-Jul-1991

RE: Evidence of Priority
NO. A35-04135

In regards to the property described as T03s R34E S01; according to family records of the original owner, Mr. Lewis Dunbar Wilson, irrigation of the above described property was initiated in the year 1885. The 34 acres comprising Riverview Acres #1 described as T03s R34E S01 NENE 34.0 is a portion of the property deeded to Mr. Wilson and included in the acreage placed under irrigation by him in that year.



Darrel A. Wilson, grandson


Notary Public

RECORDED

DEC 10 1992

17-Jun-1991

TEDD SERR
RIVERVIEW ACRES #1
19 S 615 W
BLACKFOOT ID 83221

RE: **Evidence of Priority**
NO. A35-04135

Dear Claimant:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by JULY 15, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

MICROFILMED

DEC 10 1992

TEDD SERR
RIVERVIEW ACRES #1
A35-04135

page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:rb

Enc. Brochure on "Evidence of Priority"
Proof Report

MICROFILMED
DEC 10 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 55-4185

1. Owner: Don & Judy Smith Phone No. _____

Current Address: 725 W. Main St.

2. Accompanied by: _____ EXAM. DATE: 7-14-92

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____

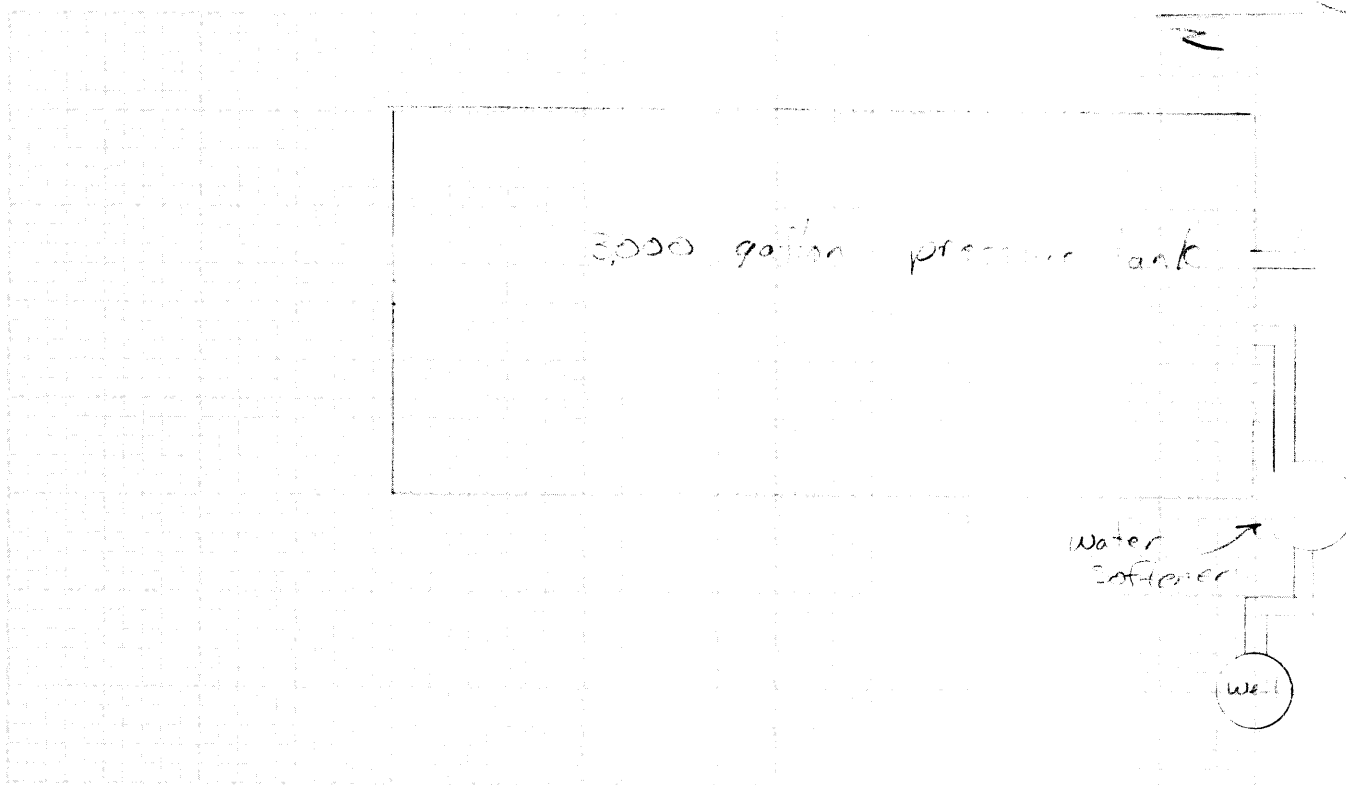
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: _____

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

System Description (continued)

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

*1 1/2 Hp pump supply water to 13 House Hold
& Lawn water.*

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	~~Motor Serial No.~~ <i>Model #</i>	Pump Make	Pump Serial No. or Discharge Size
	<i>Franklin</i>	<i>1 1/2</i>	<i>23000216000</i>	<i>Franklin</i>	<i>#5p116-8</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

6. **Place(s) of Use:**

Indicate Method of Determination _____

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	

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gage	Fluid	ashcroft	-	-	50ps	

2. Measurements:

operating pressure is 50psi

water level approx 50'

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{7\frac{1}{2} \text{ ft} (2.28 \text{ m})}{50' + 50 \text{ ps} (2.02 \text{ m})} = .280 \text{ cfs}$$

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 Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:				_____

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 Jerry Ross

Signature [Signature]

Certification Date _____

Field Report Preparation Date _____

CONSULTANT SEAL

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

