

MEMO

TO: FILES
FROM: Greg Taylor *AT*
DATE: 05-MAY-1992
RE: NOTICE OF ERROR ON 34-00776/00777/00360A/00479/00605A/
00119C/00130/00131A/00132A/00195A/00196A/00197A/
02433/10579/07056/04010.

Received N.O.E. on March 03, 1992. Met with Loy Pehrson on March 27, 1992 in Mobile office at Arco, Id..

Mr. Pehrson wanted all of his Big Lost Rights to have a place of use that combined all of his rights. This meant that the five separate farms that Loy, Byron and Mallnee own would be combined into one place of use. He also wanted to add stockwater after the irr. season on all of his B.L.R. rights.

The claims could be amended to add the stockwater with very little effort, but I explained to Mr. Pehrson that we would need an affidavit from the Watermaster and the ditch riders that swore that the decreed rights were used on all of the lands, and, were delivered through the 5 ditches Loy said they were delivered.

Watermaster Doug Rosenkrance and ditch riders Wayne Storer and Gary Hames signed an affidavit that is enclosed.

After receiving the affidavit I amended the claims to add the Stockwater and amended the place of use on all of the rights to bring the total to 904 acres. Loy signed them and I Notarized them on May 1, 1992.

I then changed the "R" record to reflect the 904 acres, the Stockwater for 1000 range cattle, and changed the remarks to reflect the combined rights.

The combined diversion rate was found by taking the 904 acres times .02 and then giving the surface water rights a 30% ditch loss:

$904(.02) = 18.08$
 $16.53(.70) = 11.57$ (this is the sum of the diversion rates for surface water X 70% loss)

$18.08 - 11.57 = 6.51 + 16.53 = 23.04 \text{ cfs}$

The consumptive use volume was found using 904 acres X 2.5 af equals 2260 af/a.

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All of the rights were given the Remark E12 with the above limitations including the groundwater rights that did not cover the entire 904 acres.

Groundwater rights 34-04010 and 34-07056 were limited in the right itself (and not in the remarks) to the acreage and rate they were licensed and/or claimed, and were limited to the diversion volume that there acreage X 3.5 af/a equaled.

Right 34-10579 is an **expansion** of 34-02433 and they were limited in combination also to the 194 acres they pertained, the diversion rate of 2.34 cfs which 34-02433 was licensed, and the diversion volume of 679 af/a. Mr. Pehrson does not agree with the expansion claim and believes it should be for more water also, but a field exam was performed in 1970 and the acreage in question was not being irrigated at that time.

Mr. Pehrson amended his Notices to add 48 acres in sec. 01 for rights 34-00776/00777 and I field examined them again on 5-1-92. Could only recommend 25 more acres on this farm because the land in question is trees and although ditches go through the area, there is no effort to divert the water from the laterals and the trees and grass are only irrigated by sub-irrigation.

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Lost River Co-op., Inc.

PHONE 554-2302

MOORE, IDAHO 83255

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Department of Water Resources
Eastern District Office

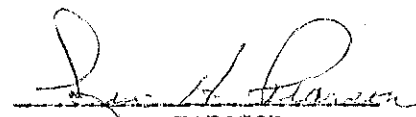
State of Idaho
Department of Water Resources
150 Shoup Ave., Suite 15, Idaho Falls, Idaho

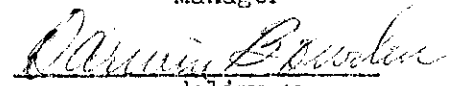
April 23, 1991

Dear Sirs:

This is to verify that the Lost River Co-op delivered diesel fuel
to a pump located on the following parcel of land, the NW1/4 SW1/4 ^{sec 36} sec. 36,
T.07N., R.24E.. during the years of 1988 and 1989.

The fuel was sold to Loy and Byron Pehrson and delivered buy Darwin C. Bowden
our fuel delivery man.


manager


delivery

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Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
150 Shoup Ave., Suite 15,
Idaho Falls, ID 83402

April 23, 1991

Dear Sirs,

The well located on NW1/4 SW1/4 SE1/4 sec. 36 T. 7N., R.24E.. has been used to irrigate the property. Through the best of my knowledge the power was disconnected from this well in 1978 or 1979, but has been used since. Enclosed you will find an affidavit from the Lost River Coop, stating fuel was delivered to this location. I hope this is all the information that you need, if not, please contact me as soon as possible. Thank-you..

Sincerely yours,


Lloyd Peterson

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State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

April 15, 1991

Loy or Byron Pehrson
Rt. 1
Darlington, ID 83231

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APR 20 1991

Department of Water Resources
Eastern District Office

RE: Notices of Claim A34-02433 and A34-10579

Dear Mr. Pehrson:

Field exams were performed the summer of 1990 to verify the Notices you filed in the ongoing Snake River Basin Adjudication. During these exams Greg Taylor and Scott King observed an uncapped well in the NW1/4 SW1/4 SE1/4 sec. 36, T.07N., R.24E.. This is the point of diversion for the well you have claimed under Notices A34-02433 and A34-10579.

For the Department to recommend your Notices as claimed, we need documentation of the date this well was last used to irrigate the lands claimed. The electric company in your area should have information in their records showing the last date power was supplied to this pump and motor.

We are holding the processing of the claims indicated above for two(2) weeks from the date of this letter, so your attention within this time is required.

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

Respectfully submitted,

Gregory J. Taylor
Water Right Agent, Adjudications

GT:gt

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