

79-4026

Field Exam Notes

Date of Exam: August 9, 2005

The point of diversion (POD) is located on the east bank of the Salmon River, and has a GPS location of **N45° 39' 55.8"** by **W116° 18' 32.7"** and a GPS elevation of **1500 ft. ± 25 ft** (*Photo 1*). A portable electric motor and pump are used to pump water out of the Salmon River into an eight inch (8") metal conveyance pipe (*Photos 3 & 4*) that leads to the place of use (POU). The POD for claim 79-4025, also belonging to George and Lois Russell, the claimants of this claim, is located a few feet away from the POD for this claim. The motors and pumps used for both claims are mounted on trailers and stored in a barn where they were on the day of the exam (*Photo 5*). The specifications for the motor and pump are below.

Motor:

Make: General Electric

Model: 5K365YK127

Ser: MH535015

RPM: 3550

HP: 100

Pump:

Make: Cornell

Discharge: 4"

Mr. Russell stated that Earnest Robinson (Phone 208-839-2349 & 208-347-2753) is currently renting the property. He also stated that Mr. Robinson had not irrigated the ground in the past several years because of the cost of electricity.

Wheel lines are used to sprinkler irrigate the field. No flow measurements were taken on the day of the exam because of the reason given above. Mr. Russell did state that each sprinkler had an output of seven gallons per minute (*7gpm*). However, it is not known how many sprinklers are run at a time. The lines that were checked are forty feet (**40'**) in length. The sprinkler heads are **Rainbird, 30WS** equipped with **3/16" nozzles**. A GPS reading was taken at

what appeared to be an average elevation in the POU. The location was $N45^{\circ} 40' 23.1''$ by $W116^{\circ} 18' 46.6''$ with an elevation of $1604 \text{ ft} \pm 26 \text{ ft}$.

A conversation with Mr. Russell and a check of the Idaho Department of Water Resources (IDWR) public web site indicated that there are no other water rights that share the same POD and/or POU as this claim.

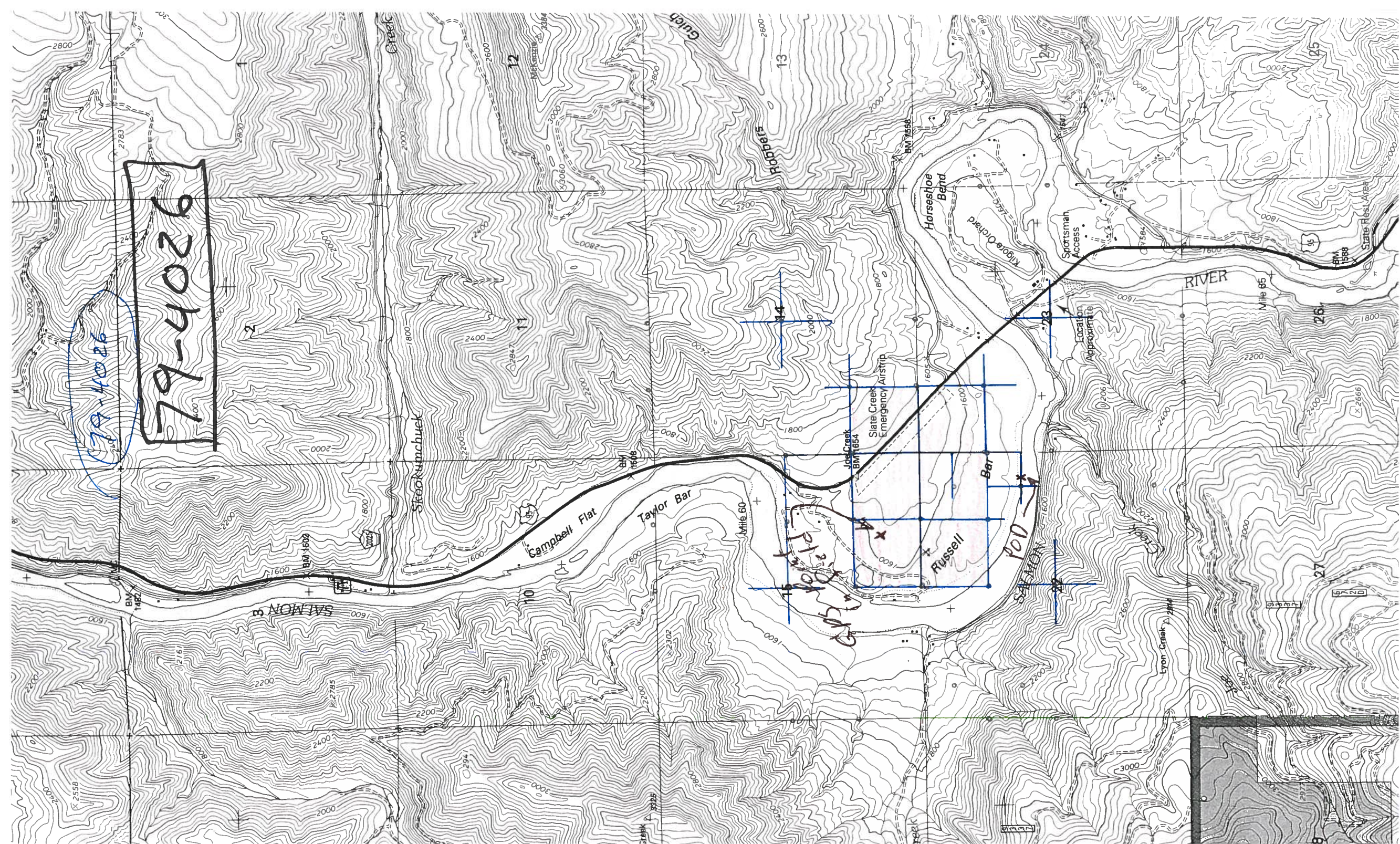
Field Examiner:



Theoretical Q calc.:

$$\frac{8.8(100\text{HP})(.70)}{104 + (2.31 \cdot 40 \text{ psi})} = 3.14 \text{ cfs}$$

Recommend 1"/Ac.

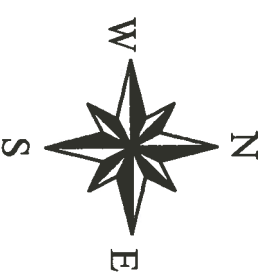


79-4026

T27N R01E

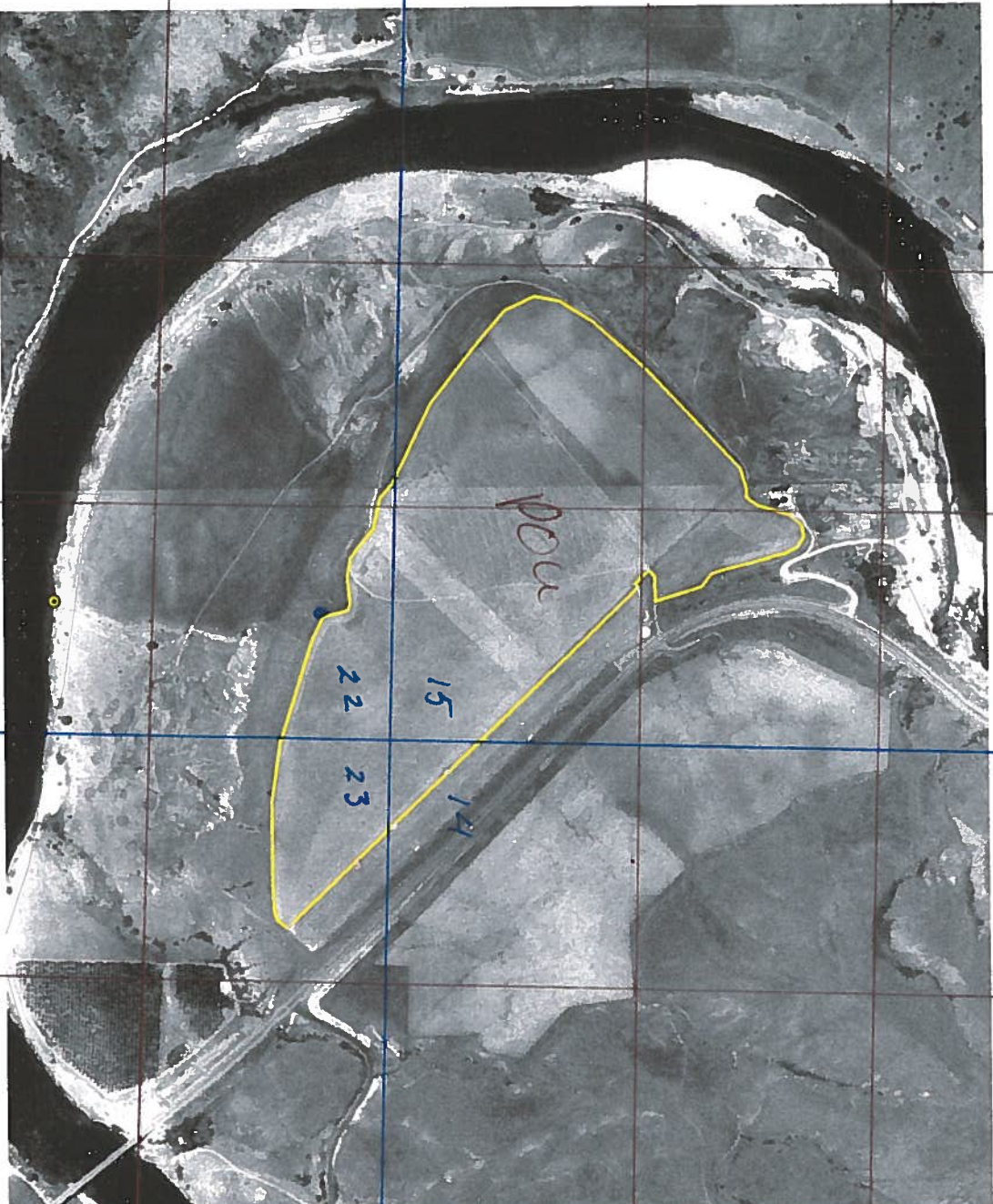
Section(s) 14, 15, 22 & 23

⊙ Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: December 28, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 700 1400 2100 2800 Feet



12/28/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-4026

NAME AND ADDRESS: LOIS S RUSSELL
114 N MONROE
MOSCOW ID 83843

GEORGE R RUSSELL
114 N MONROE
MOSCOW ID 83843

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.930 CFS

PRIORITY DATE: 05/01/1954

POINT OF DIVERSION:

T27N R01E S22 SENE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

02/15 11/30

1.930 CFS

PLACE OF USE:

IRRIGATION Within IDAHO County

✓T27N R01E S14	SWSW	2.6	✓T27N R01E S15	NESE	7.3
✓T27N R01E S15 Lot 5	NWSE	6.5	✓T27N R01E S15 Lot 8	SWSE	26.0
✓T27N R01E S15	SESE	32.0	✓T27N R01E S22	NENE	11.0
✓T27N R01E S22 Lot 1	NWNE	0.1	✓T27N R01E S23	NWNW	11.0

96.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-04026
Date Received: 7/13/1988
Receipt No: 11489
Received By: RWA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE R. RUSSELL 208-882-3610
Address: 114 N. MONROE
MOSCOW, ID 83843

AND/OR

Name: LOIS S. RUSSELL
Address: 114 N. MONROE
MOSCOW, ID 83843

2. Date of Priority: MAY 01, 1954

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
27N	01E	22	NE	SE	NE		IDAHO

5. Description of diverting works:
PUMP AND PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.000		

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 300.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A79-04026

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Date: 07/13/88

MICROFILMED
OCT 06 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
27N	01E	14	SW	SW		IRR	3.0
						Section Acres	3.0
		15	NW	SE		IRR	10.0
			SW	SE		IRR	25.0
			SE	SE		IRR	35.0
						Section Acres	70.0
		22	NE	NE		IRR	12.0
						Section Acres	12.0
		23	NW	NW		IRR	15.0
						Section Acres	15.0
						Total Acres	100.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
THE DIVERSION FOR THIS RIGHT WAS ONCE AN OLD MINING DITCH. THE
USE WAS CONVERTED TO IRRIGATION IN 1954. LATER THE HIGHWAY
DEPARTMENT CHANGED THE ROAD ALIGNMENT AND INSTALLED THE PUMP.

15. Basis of Claim: STATUTORY CLAIM

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do X do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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OCT 06 1992

CLAIMANT'S NAME Russell George CLAIM IDENT. NO. A79-04026
DATE RECEIVED 7-13-88 CK # AMOUNT \$

OCT 06 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1118 F. St, Lewiston, Idaho 83501

Phone: (208) 743-0301 FAX: (208) 743-0415 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 7, 2005

79-4025, 79-4026
GEORGE OR LOIS RUSSELL
114 N MONROE
MOSCOW ID 83843

RESPONSE DEADLINE
MAY 27, 2005

Re: Evidence of Priority Date

Dear Claimants:

The Notices of Claim to a Water Right (claim) identified with the numbers shown above your name have been filed in the Snake River Basin Adjudication (SRBA). The claims indicate your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. Since the priority date and historic use of a beneficial use right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed and the historic use of the water.

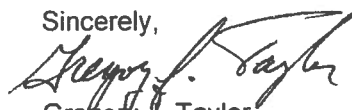
If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find a computer printout of your claims and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claims **disallowed** if no evidence of the priority date and of the historic use is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office at 1-208-743-0301.

Sincerely,



Gregory J. Taylor
Sr. Water Agent