

09/13/2005

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

RIGHT NUMBER: 22-10045

NAME AND ADDRESS: LLOYD RALPH THOMAS
3306 N 2000 E
SUGAR CITY ID 83448

JUDY ANN TARBOX
71 N 7TH E
SUGAR CITY ID 83448

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/01/1921

POINT OF DIVERSION:

T06N R40E S3 SWNWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

PLACE OF USE: DOMESTIC Within MADISON County

T06N R40E S03 NWSW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

09/14/2005

NOTICE OF ERROR
REPLY

RECEIVED
MAR 29 2006
Department of Water Resources
Eastern Region

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:

Water right number: 22-10045

LLOYD RALPH THOMAS

3306 N 2000 E

SUGAR CITY ID 83448

Telephone Number: (208)356-6014

JUDY ANN TARBOX

71 N 7TH E

SUGAR CITY ID 83448

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

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

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

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

DATE: March 29, 2006 SIGNATURE: Judy Tarbox

☒ Please print your name: JUDY ANN TARBOX

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

09/14/2005

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:

Water right number: 22-10045

LLOYD RALPH THOMAS

~~3306 N 2000 E~~

SUGAR CITY ID 83448

Telephone Number: (208)356-6014

JUDY ANN TARBOX

71 N 7TH E

SUGAR CITY ID 83448

75 N - 7th East new mailing address

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

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

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

RECEIVED

DEC 16 2005

Department of Water Resources
Eastern Region

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

DATE:

12-14-2005

SIGNATURE:

Lloyd Ralph Thomas

Please print your name:

Lloyd Ralph Thomas
Judy Ann Tarbox

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

*address change
updated
KMT 12/16/05*
Katry Jackson

*Said this should take
care of my 20th rights
allowing me my water
for use*

SCANNED

DEC 23 2005

*KMT
12/16*
PROFILED

Water Right No(s). A 22 -10045

See Attached photos

GPS point was taken 50' west of what appears to be a well house. I had AL Ruberry move point onto property on project map.

original GPS data 1S-26 81738
14 10544

GPS File # 2210045

GPS DATA:

Tag # NO Tag Location: _____

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: Submerged Model: _____ Hp: _____
SN: _____

PUMP

Make: Submerged Model: _____ Disch: _____
SN: _____

NOTES:

Mr. Thomas would not let me on his property, but it appears to be about 190' x 190' in size + covered with a large shop, 2 mobile homes + various trailers + fifth wheel. Hardly any lawn or grass in available. Any lawn on-site is less than 1/2 acre. The homes (all) do not have a 1991 priority but at least one probably does.

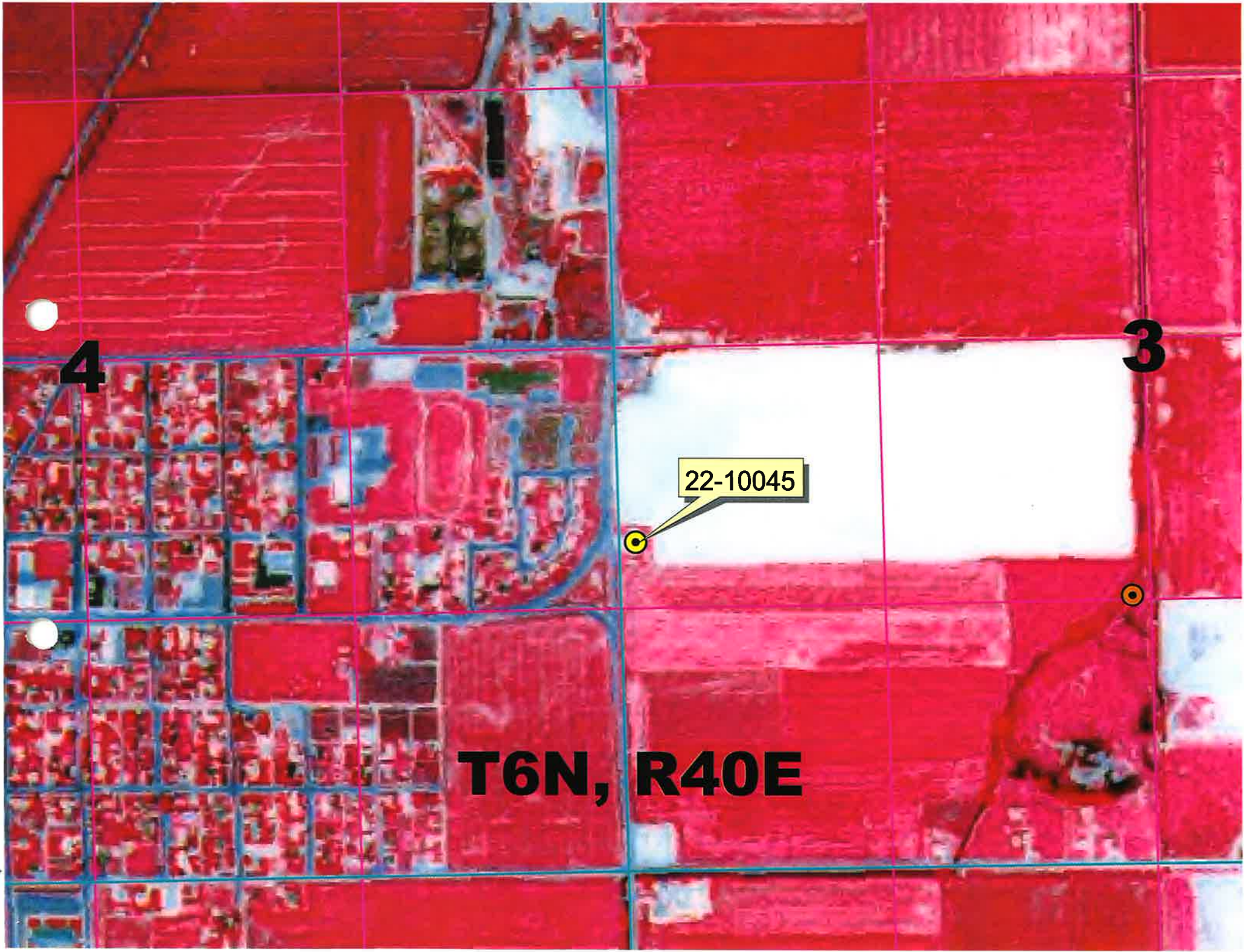
Field Exam Date: 9-8-2005 Agent: Thompson

4

3

22-10045

T6N, R40E





A22-10045 - Looking East



A22-10045, Looking East



South
property
boundary

A22-10045, Looking North

MEMORANDUM

DATE: June 15, 2004

FROM: Ernie Carlsen

TO: 22-10045

6/14/05

RE: Mr. Thomas telephoned office with questions about evidence of priority letter. Though he owns one acre he is certain less than half acre is actually irrigated. I advised him the letter was sent because one acre of irrigation is identified on the claim and by amending the claim to remove irrigation he would not be required to submit evidence for his domestic use. He elected to amend his claim. An amended claim form omitting irrigation was prepared and mailed to him.

Detail per POD

Claim no. A22-10045

Claimant Contact Log

Date

Remarks

Agent initials

1 Jun 05 IDWR 525-7161 talked to Tenniter,
amended claim was filed the claim
is now a delinquent domestic. No
field exam done. Bac

→ DATA BASE DOES NOT
SHOW ANY AMONMENTS

9/13/05 No AMONMENTS claim found in Chicago.

June 10, 2004

**LLOYD THOMAS OR JUDY TARBOX
GENERAL DELIVERY
SUGAR CITY ID 83448**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 21-45

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the beginning of water rights review in Basin 21, the Henry's Fork drainage. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". 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 Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of JUL 1 1921, from GROUNDWATER.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire 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**". **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

22-10045

?
Dear Thanks.

The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.

Please submit documentation supporting the priority date as soon as possible, referencing all documents with the corresponding claim number.

Respectfully submitted,

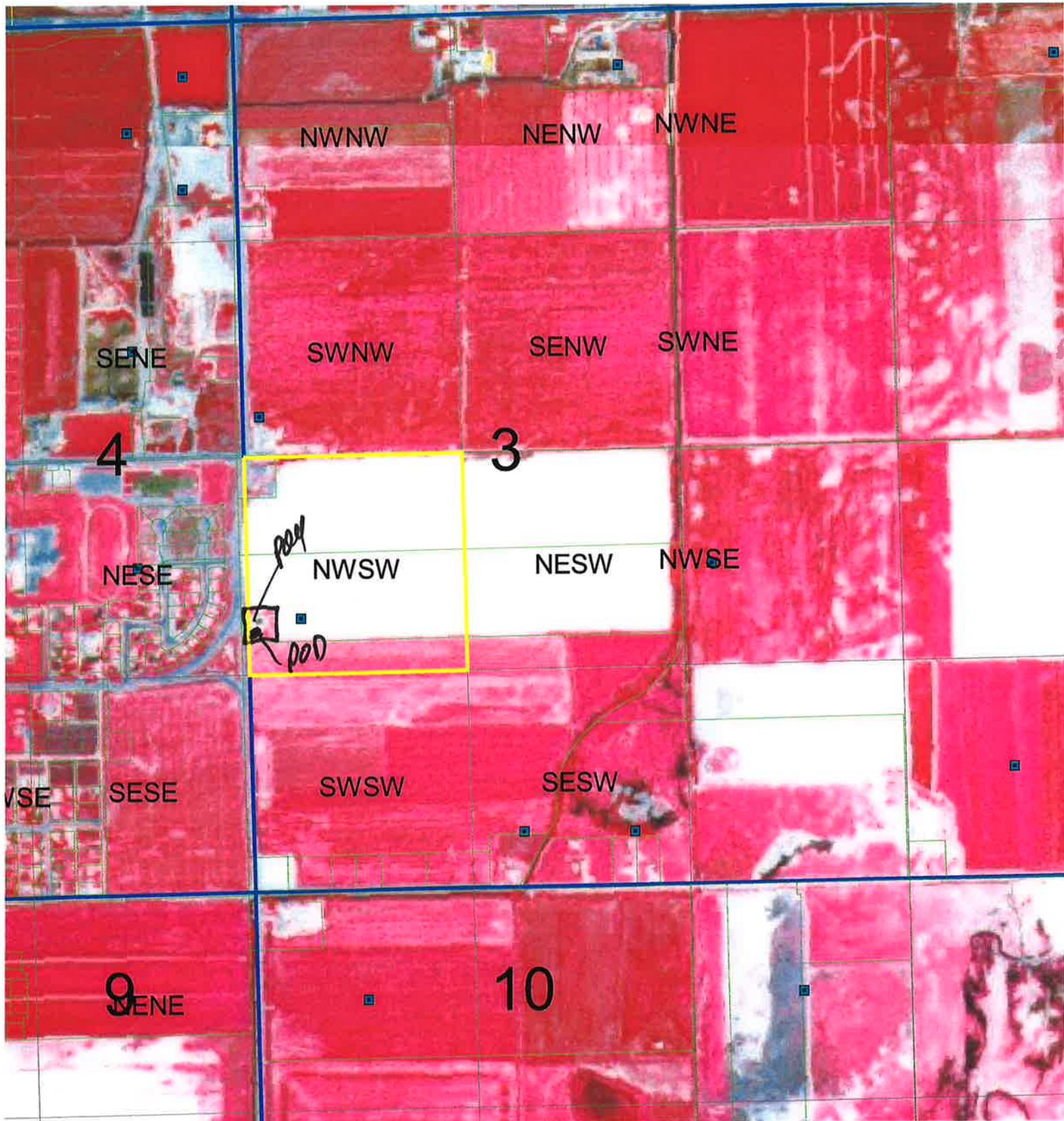


for Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"

22-10045



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: A22-10045
Date Received: 6/10/1988
Receipt No: E000376
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LLOYD RALPH THOMAS 208-356-6014
Address: GENERAL DELIVERY
SUGAR CITY, ID 83448

AND/OR

Name: JUDY ANN TARBOX
Address: GENERAL DELIVERY
SUGAR CITY, ID 83448

2. Date of Priority: JUL 01, 1921

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	3	SW	NW	SW		MADISON

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.030		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC USE AT 4 HOMES.

A2210045



16. Signature(s)

(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 _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lloyd Ralph Thomas Date: 6-10-88
Date: _____

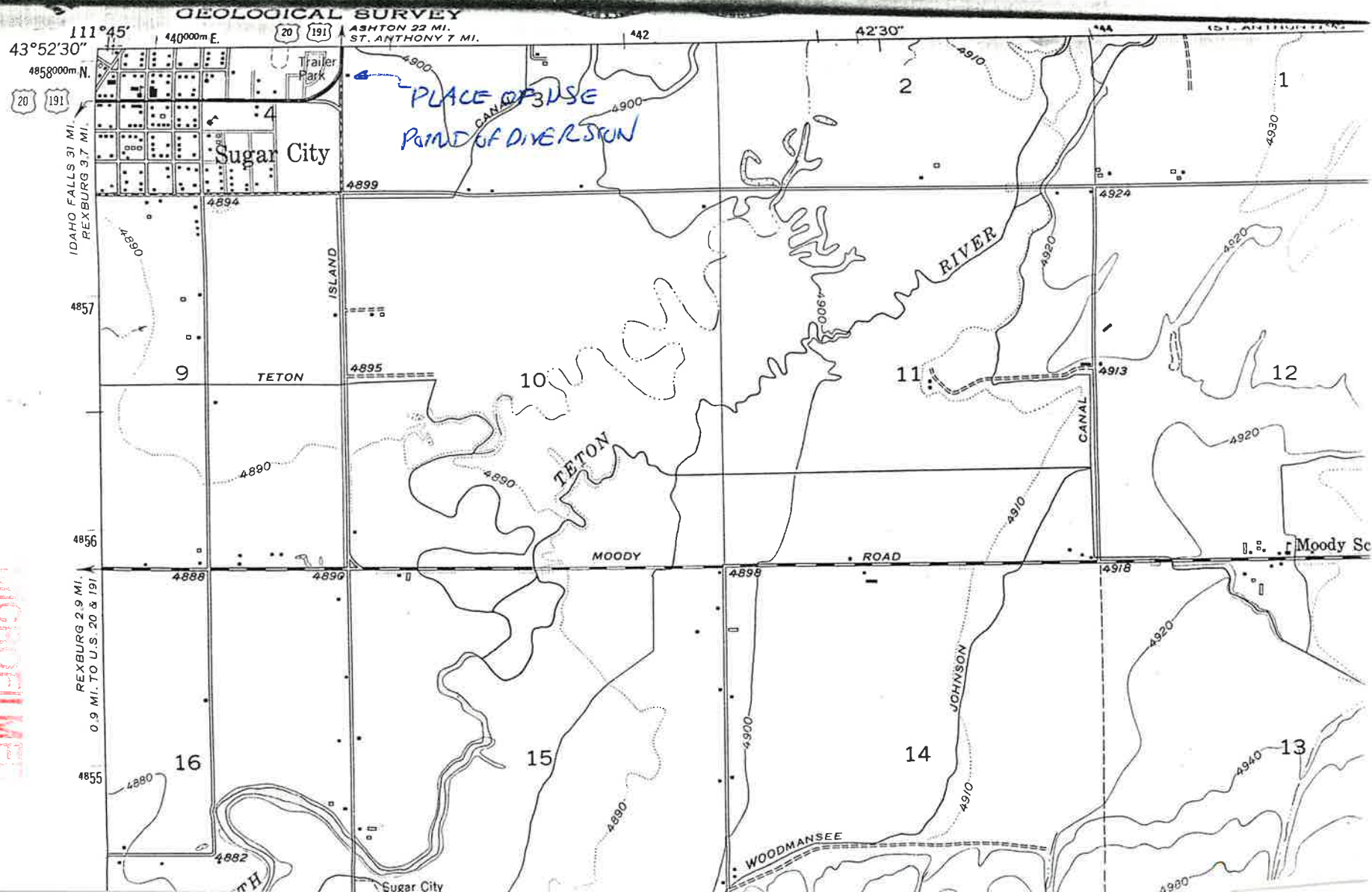
State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of June 19 88 Dena Green
Notary Public

Seal

Residing at Rioy
My Commission Expires 4-22-1994

224-10045
 224-10045



OCT 29 1992

MICROFILMED