

08/20/2004

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

RIGHT NUMBER: 25-10022
NAME AND ADDRESS: JEANINE FERGUSON
13573 N 105 E
IDAHO FALLS ID 83401

LARRY G FERGUSON
13573 N 105 E
IDAHO FALLS ID 83401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.140 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/31/1937

POINT OF DIVERSION:

T03N R39E S2 NENESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.030 CFS 3.50 AFY
STOCKWATER	01/01 12/31	0.050 CFS
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R39E S02 NESE 1.0

STOCKWATER Within BONNEVILLE County

T03N R39E S02 NESE

DOMESTIC Within BONNEVILLE County

T03N R39E S02 NESE

1 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.

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

EXPLANATORY MATERIAL: Beneficial Use

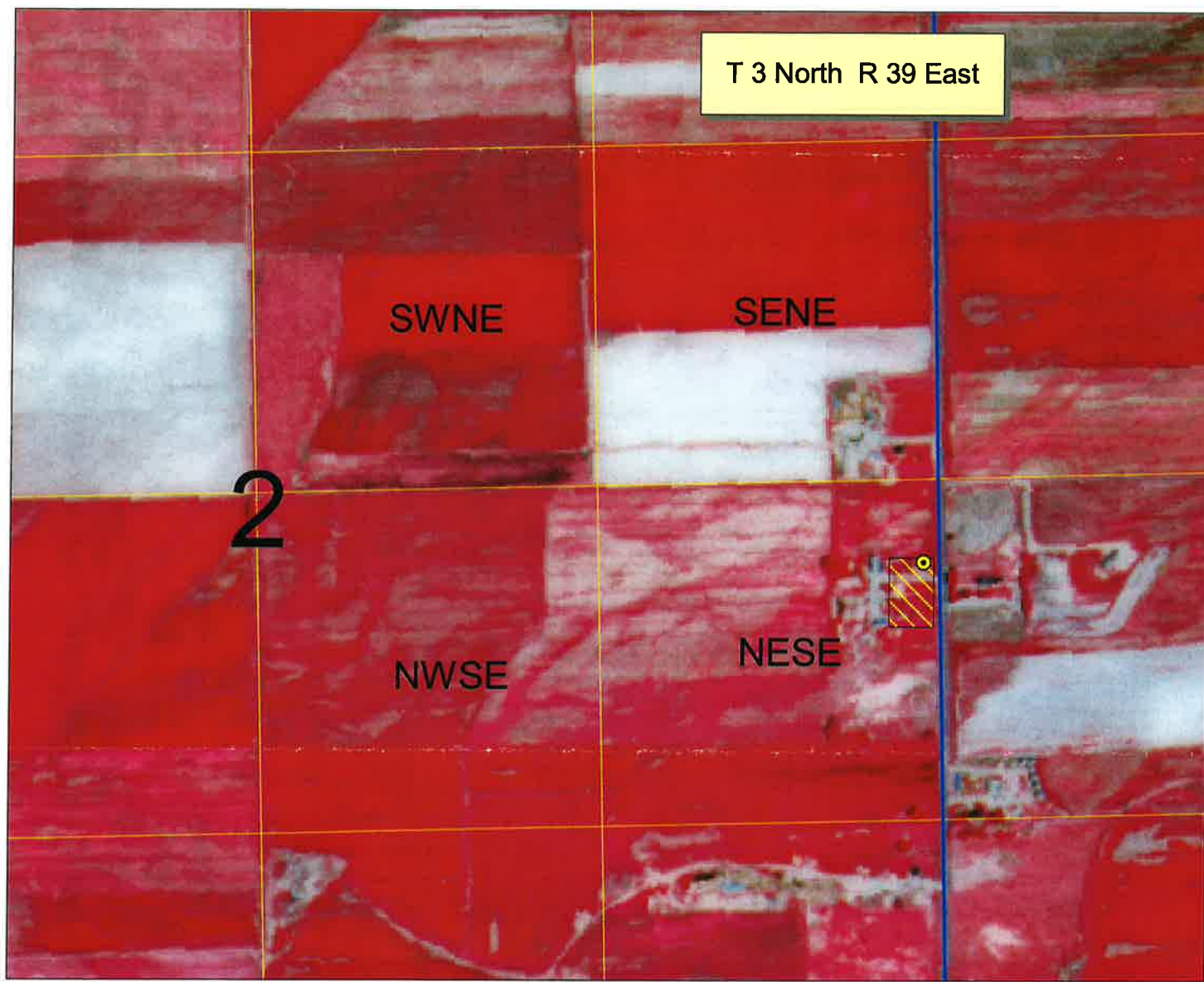


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-10022



1320 0 1320 Feet

- Point of Diversion
- Place of Use
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: May 2004

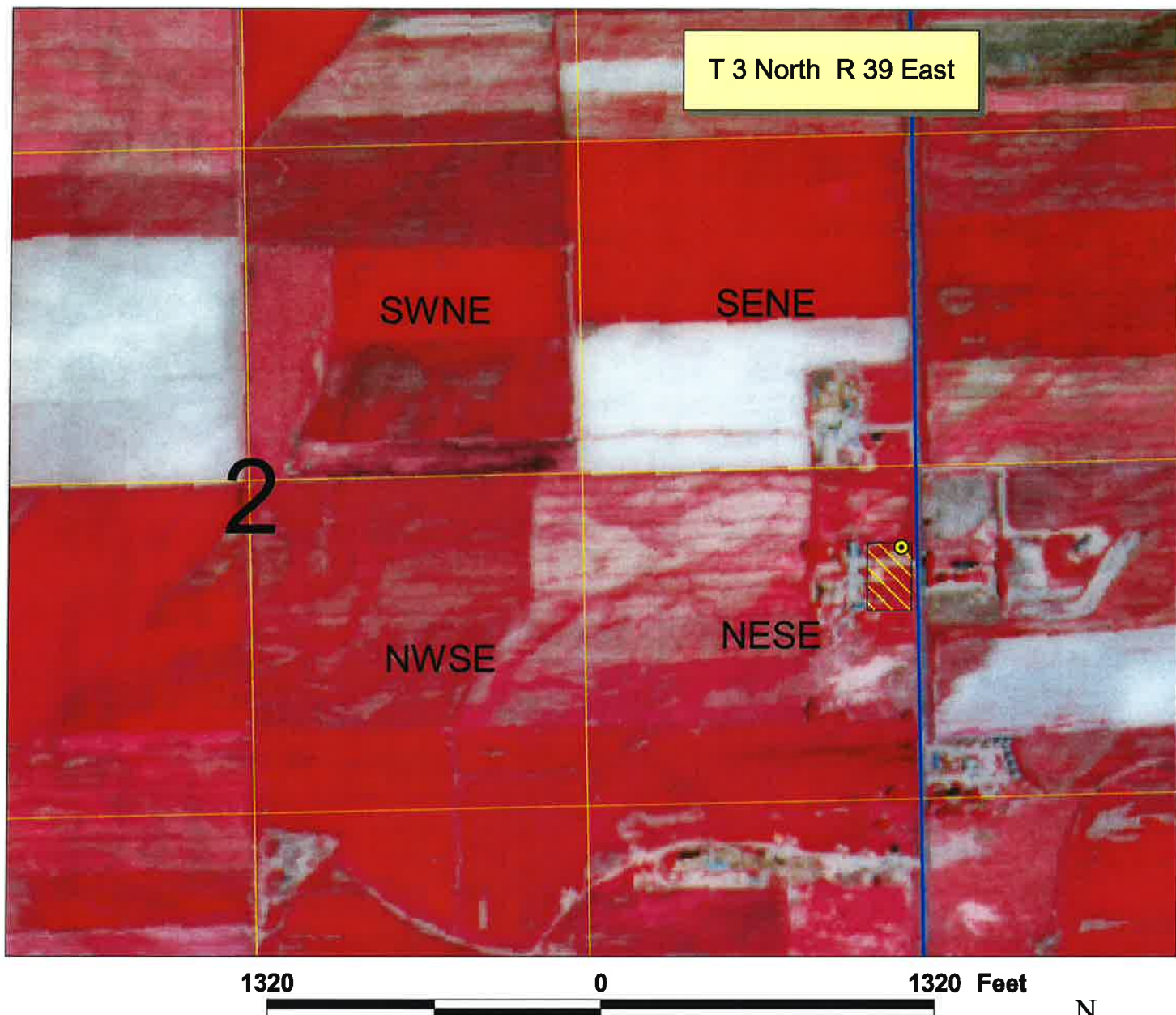


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-10022



- Point of Diversion
- Place of Use
- Sections
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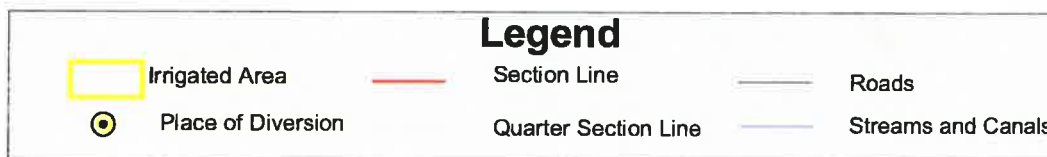
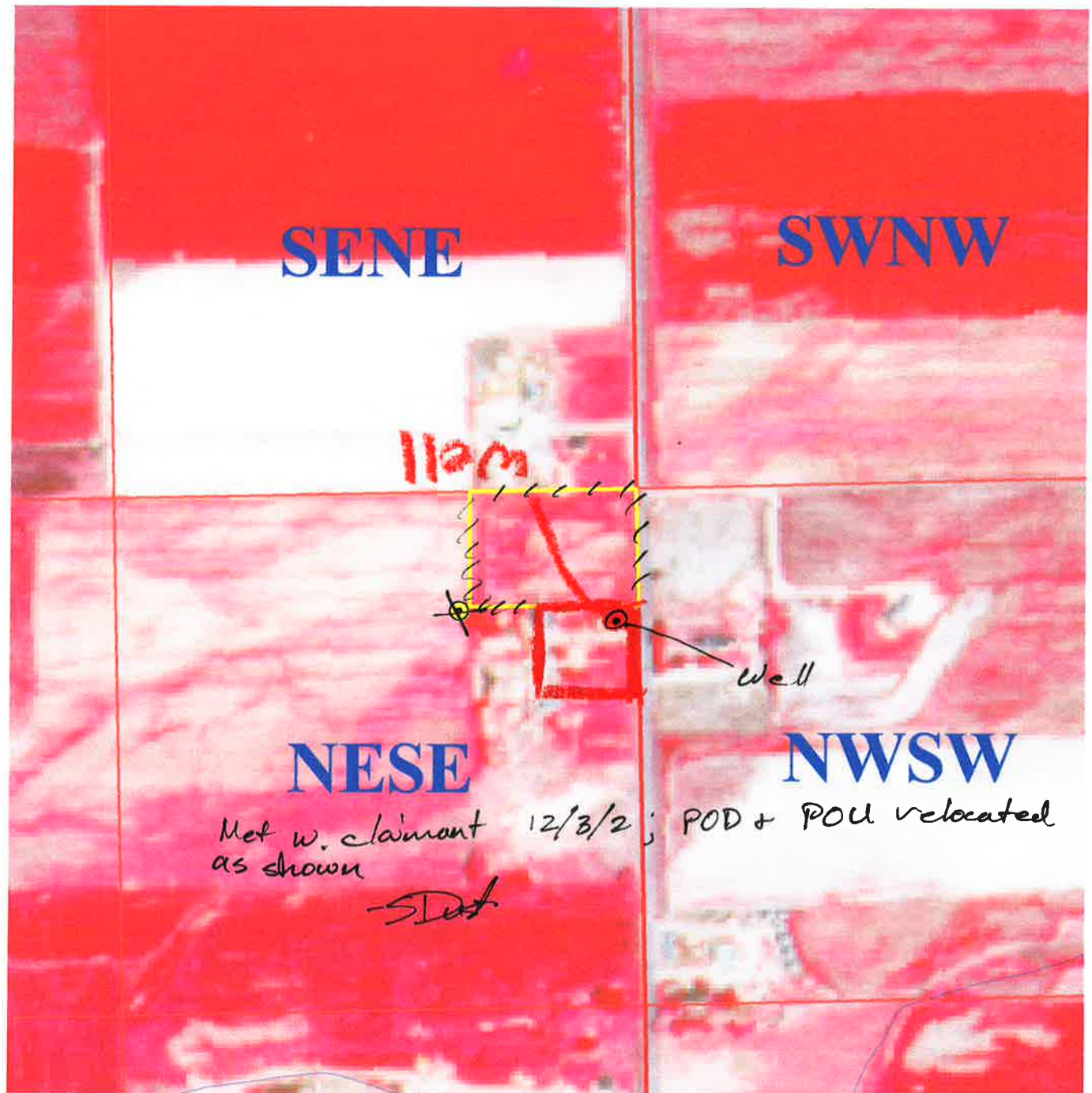
SCANNED
AUG 20 2004



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: May 2004

Water Right Claim Number 25-10022
Township, 3N39E

12/07/2000



Spatial Dynamics



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 25-10022

WATER RIGHT NUMBER: 25-10022

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEANINE FERGUSON 13573 N 105 E IDAHO FALLS, ID 83401 (208)523-3457
Current Owner	LARRY G FERGUSON 13573 N 105 E IDAHO FALLS, ID 83401 (208)523-3457

Priority Date: 06/15/1933

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.030 CFS	
STOCKWATER	1/01 to 12/31	0.050 CFS	
DOMESTIC	1/01 to 12/31	0.080 CFS	
<u>Total Diversion:</u>		0.160 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4SE1/4	Sec. 2, Twp 03N, Rge 39E, B.M.
BONNEVILLE County		

Place of UseIRRIGATION Within BONNEVILLE County

T03N R39E S02 NESE 1.0

Total Acres: 1

STOCKWATER Within BONNEVILLE County

T03N R39E S02 NESE

DOMESTIC Within BONNEVILLE County

T03N R39E S02 NESE

Conditions of Approval:Remarks:

Rm

RECEIVED

05/11/2004

SEP 28 2004

DEPARTMENT OF
WATER RESOURCES

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: 25-10022

JEANINE FERGUSON

13573 N 105 E

IDAHO FALLS ID 83401

Telephone Number: (208)523-3457

LARRY G FERGUSON

13573 N 105 E

IDAHO FALLS ID 83401

Telephone Number: (208)523-3457

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: 9-23-04 SIGNATURE: Larry G. Ferguson
Please print your name: Larry G. Ferguson

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

RECEIVED

OCT 04 2004

Department of Water Resources
Eastern Region

SCANNED

SEP 28 2004

08/20/2004

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

RIGHT NUMBER: 25-10022
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13573 N 105 E
IDAHO FALLS ID 83401

LARRY G FERGUSON
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SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.140 CFS

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POINT OF DIVERSION:

T03N R39E S2 NENESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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STOCKWATER	01/01 12/31	0.050 CFS
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PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T03N R39E S02 NESE 1.0

STOCKWATER Within BONNEVILLE County

T03N R39E S02 NESE

DOMESTIC Within BONNEVILLE County

T03N R39E S02 NESE

1 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Beneficial Use

A25-10022

Phone msg w/ Michael H. 9/11/03 16:15
if Michael has access to Tintrepid photos
no need to repeat this visit.

9/12/03 Michael called back- photos are
lost but where everything seems to be in
order a field visit is probably not justified
just for photos. Michael can make a
follow-up visit later if an objection
arises.

August 18, 2003

Jeanine and/or Larry G. Ferguson
13573 N 105 E
Idaho Falls, ID 83401

Re: Water Right Adjudication Claim(s) A25-10022

Dear Water User:

Idaho Department of Water Resources (IDWR) is reviewing claims to water rights in the Snake River Basin Adjudication in your area. Water Resources Field Services has been retained to do field inspections to aid the Department in making correct recommendations to the court. In the next weeks and months I will be contacting you to make an appointment to look at your diversion works and uses of water.

This is a follow-up to the visit by Intrepid Technology and Resources, to photograph the changes marked on the map of irrigated lands, and to photo and locate the well.

I look forward to helping make sure your water right recommendation is correct. Please contact me if there is a particular time that would be convenient for you. You may call in the evenings, or leave a message on the answering machine.

Sincerely,

Bryce A. Contor

Water Resources
Field Services
208 663 4667

To Whom it May Concern:

The property that Larry & Jeanine Ferguson own and reside on now was owned by my Father James Dewey Ferguson purchased in 1929. I was raised there. I recall when my father drilled a well in 1937, for the first time we had running water and a bathroom inside our home, it was also used for watering a band of sheep, cattle and horses, also for irrigating approximately 1 acre of lawn & garden.

The well is located on the north side of the driveway to the home.

Keith J. Ferguson

INDIVIDUAL

STATE OF IDAHO)
COUNTY OF Bonneville) ss.

On this 20th day of June, in the year 2003, before me a Notary Public in and for said State, personally appeared Keith J. Ferguson, known or identified to me to be the person whose name is/are subscribed to the within instrument and acknowledged to me that he executed the same.

WITNESS my hand and official seal



Judy Byington
Notary Public for Idaho
Residing at PRIME FD
My commission expires: 10-4-2008



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 23-27



RIGHT ID 25 10022
POD ID 110631
Folder No. A2510022
Claim Status In Use
IDTMEAST 675564
IDTMNORTH 282048
GPSID A0009367

Diversion Description

WELL PUMP MAINLINE TO TWO DOMESTIC HOMES AND STOCK TROUGHS.

Assumptions

Horse power, pressure head, and elevation head. Assume submersible pump.

Invoice #

2000-055-23-27-0

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missing)
Phase-III (Complete w/Issues)

Linked

photos\25-10022-001.JPG

photos\25-10022-003.JPG

Photos

photos\25-10022-002.JPG

GPS Accuracy (ft)

14 Feet

Date (M/D/Y)

07-24-02

Time

12:35

Flow Rate (CFS)

0.16

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	Concrete lined	.016
	Smooth earth	.025
	Earth	.033
	Rough bed, weeds on sides	.04
	Smooth natural stream	.033
	Rough natural stream	.1

Pumped System ☒

HP 3

Pressure Head (psi) 30

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

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FOLDER NO. A2510022

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY G FERGUSON	06/15/1933	IRRIGATION	04-01 11-01	0.030 CFS	
C	JEANINE FERGUSON		STOCKWATER	01-01 12-31	0.050 CFS	
	13573 NORTH 105 EAST		DOMESTIC	01-01 12-31	0.080 CFS	
	IDAHO FALLS ID 83401					
	(208) 523-3457					
TOTAL DIVERSION:					0.160 CFS	
CONSUMPTIVE USE:						2.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R39E S02 NENESE BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		SUM
03N	39E	2	:	:	:	:	:	:	:	:	:	:	:	:	:	1.0
TOTAL ACRES															1.0	

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
03N	39E	2	:	:	:	:	:	:	:	:	:	:	:	:	:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
03N	39E	2	:	:	:	:	:	:	:	:	:	:	:	:	:	

POU County: BONNEVILLE

Non-Irrigation Uses: D/2, S/200 RANGE CATTLE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00059 A01-00060 A01-00061 A01-00233 A01-00248 A01-10200 A01-10201 A01-10202 A01-10203

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 05/19/88 WILSON 03/29/95 POST-STD

April 25, 1991

NOTICE OF CLAIM A25-10022

Larry G. Ferguson
13573 North 105 East
Idaho Falls, Id 83401

RE: Evidence of Priority

Dear Mr. Ferguson:

The Notice(s) of Claim identified with the number shown above you name has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) 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(s) 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(s) have been or soon will be conducted by Department personnel. **But, the Department will not recommend the Notice(s) be decreed by the court if no evidence of a priority date is submitted.**

MICROFILMED

NOV 6 7 1992

Larry G. Ferguson

Page 2

Please submit the required evidence supporting the priority date(s) by **May 28, 1991**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

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,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

MICROFILMED

NOV 17 1992

AUG 01 2007

Kw.

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: A25-10022
Date Received: 5/19/1988
Receipt No: E000227

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY G. FERGUSON
Address: 13573 NORTH 105 EAST
IDAHO FALLS, ID 83401

208-523-3457

OR
Name: JEANINE FERGUSON
Address: 13573 NORTH 105 EAST
IDAHO FALLS, ID 83401

208-523-3457

2. Date of Priority: JUN 15, 1933

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	39E	2	NE	NE	SE		BONNEVILLE

5. Description of diverting works:
WELL PUMP MAINLINE TO TWO DOMESTIC HOMES AND STOCK TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
STOCKWATER	01/01	12/31	0.050		
IRRIGATION	04/01	11/01	0.030		

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

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

9. Non-irrigation uses:
D/2, S/200 RANGE CATTLE

A25-10022

Page

1

Date: 05/19/88

A2510022



MICROFILMED

NOV 07 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	39E	2	NE	SE		DOMEST	
			NE	SE		STOCK	
			NE	SE		IRR	1.0
						Section Acres	1.0
						Total Acres	1.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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 ☒ 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): Larry L Ferguson Date: 5-19-88

Date: _____

State of Idaho)
County of Bonnerille) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of May 19 88 Dana Green
Notary Public



Residing at Rigby
My Commission Expires 4-22-1994

R39E
T3
N

