

03/22/2004

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

RIGHT NUMBER: 25-12422

NAME AND ADDRESS: CENTRAL CEMETERY
13836 N 5TH E
IDAHO FALLS ID 83401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS

PRIORITY DATE: 07/01/1959

POINT OF DIVERSION:

T04N R38E S30 SWNW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.100 CFS

20.00 AFY

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R38E S30 Lot 2 SWNW 5.0

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

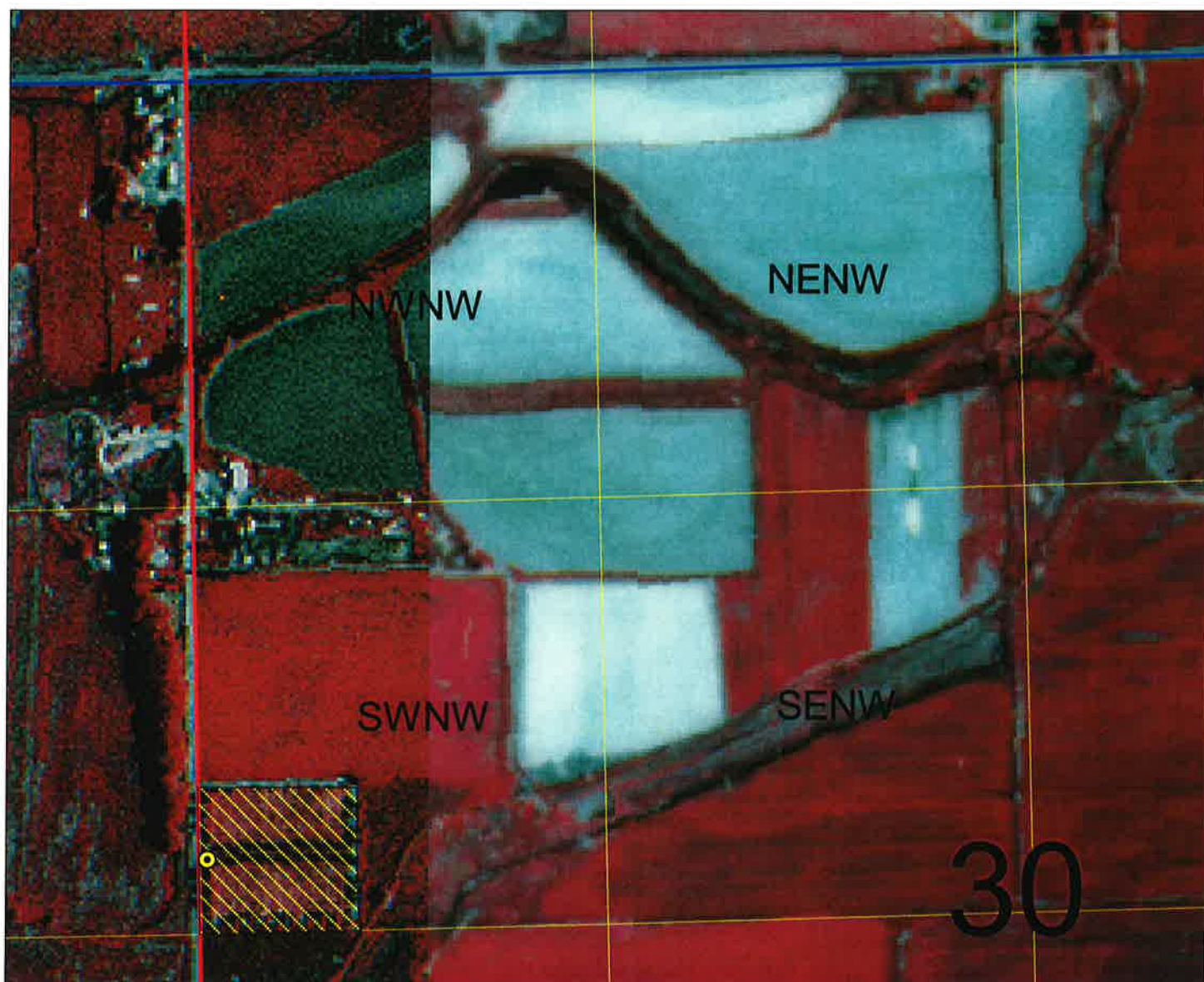


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-12422



1320 0 1320 Feet N

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ

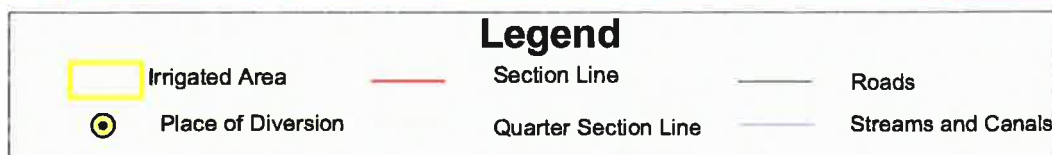
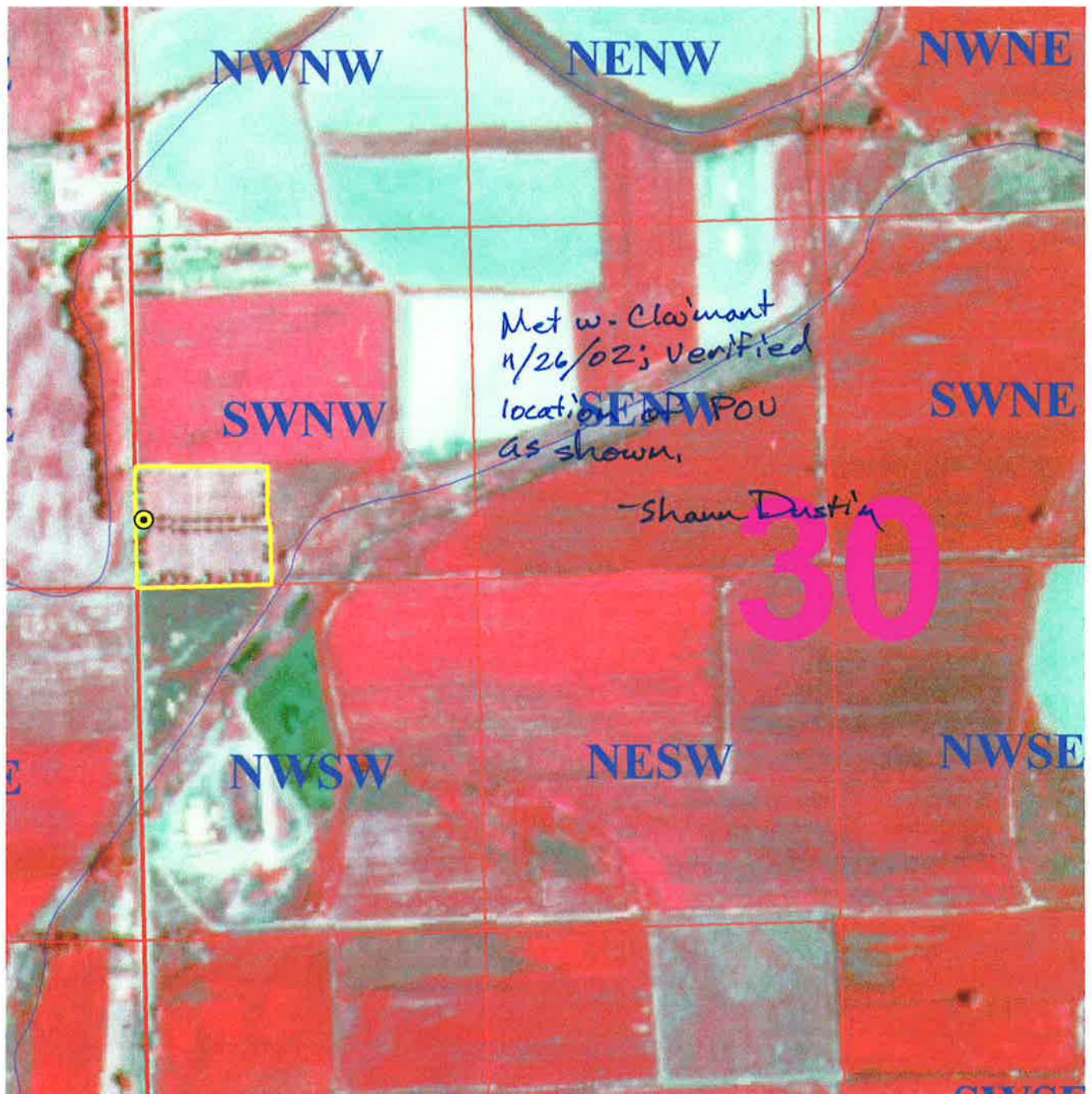
SCANNED
AUG 18 2004



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

Water Right Claim Number 25-12422
Townships , 4N38E, 4N37E

01/03/2001



500 0 500 1000 1500 Feet

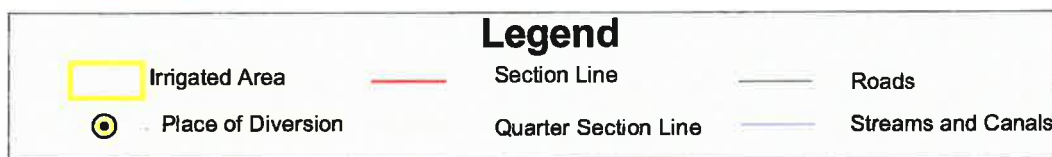
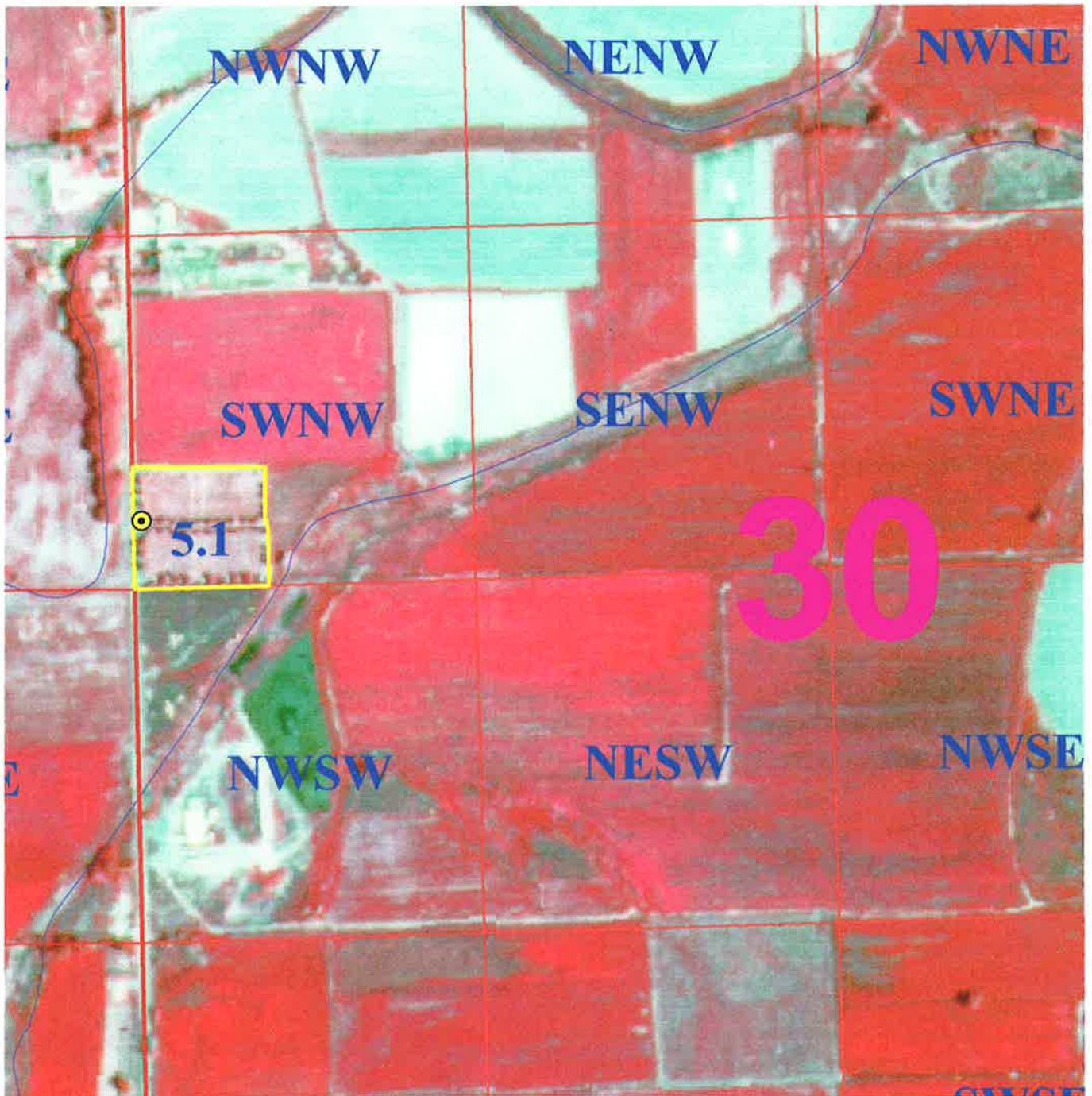


SPATIAL
DYNAMICS



Water Right Claim Number 25-12422
Townships , 4N38E, 4N37E

01/03/2001



SPATIAL
DYNAMICS



RECEIVED

SEP 03 2004

03/22/2004

Ryan

Department of Water Resources
Eastern Region

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: 25-12422

CENTRAL CEMETERY

13836 N 5TH E

IDAHO FALLS ID 83401

Telephone Number: (208)523-8184

Roger Stucki 522-1240 (night)
(day - Sunday)

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: 9-2-04 SIGNATURE: Roger W. Stucki

Please print your name: _____

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

SCANNED
SEP 03 2004
PROFILED

Field Exam Summary A25-12422**January 31, 2004**

Bryce Contor

Water Resources Field Services

General Comments

From the file it appeared that Intrepid had already done a complete field exam and water-user interview, but that a photo was not available. I did not do an exam of this right but drove by when I was in the neighborhood and took a couple of photos.

Ownership

Appears to be correct.

POD

Claim appears to be correct. Per Intrepid, GPS location is 657,883 E 284,936 N IDTM.

POU

Appears to be correct.

Overlap

None noted.

Conflict

None noted.

Priority

Evidence supports claimed priority of July 1, 1959.

Quantity

Claimed quantity is adequate for sprinkler system noted by Intrepid. Theoretical calculation based on Intrepid data shows pump capacity is adequate. I propose 0.02 cfs/acre on GIS acres and standard volume/acre.

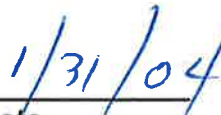
Water Use

Irrigation appears to be the only use. I didn't see a drinking fountain, and the restrooms are "rustic" style (no running water).

List of Photos

A25-12422_1.jpg	Well, looking west.
A25-12422_2.jpg	Looking east at POU from well location. The line of trees on the right of the photo marks the center of the cemetery. Shawn Dustin's notes on the layout seem correct.


Bryce A. Contor


Date

ADS-12422 Preview / Contact log

1/19/04 Preview

1) Shaun Austin sketch / motor HP / GPM coord. looks OK

2) EOP looks OK.

3) No further need for field exam - only missing component is photo. If I can conveniently drive by I will photo.

4) Using Shaun Austin pump data:

lift 50 ft

discharge $30 \times 2.31 = 69.3$ ft

friction = 5 ft

TDH = 124.30

Motor HP = 15 Water HP = $15 \times .60 = 9$ hp

$$\text{GPM} = \frac{\text{Water HP} \times 3960}{\text{TDH}} = \frac{(9)(3960)}{124.30} = 286.7$$

= 0.6 gfs

This > claim. Since this is sprinkler system claim rate should be adequate

August 18, 2003

Central Cemetery
c/o Roger W. Stucki
13836 N 5 E
Idaho Falls, ID 83401

Re: Water Right Adjudication Claim(s) A25-12422

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 inspection done by Intrepid Technology and Resources. The main purpose of the visit is to collect data to help in the determination of the diversion rate.

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



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 23-27



RIGHT ID 25 12422
POD ID 166311
Folder No. A2512422
Claim Status In Use
IDTMEAST 657883
IDTMNORTH 284936
GPSID A0011953

Diversion Description

WELL, PUMP AND SPRINKLERS. Located on West side of cemetery.

Assumptions

Pressure head, and elevation head.

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\25-12422-001.JPG

photos\25-12422-003.JPG

Photos

photos\25-12323-002.JPG

GPS Accuracy (ft)

17 Feet

Date (M/D/Y)

07-09-02

Time

15:42

Flow Rate (CFS)

0.78

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 0

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 15

Pressure Head (psi) 30

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

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intrepid technology & resources
incorporated

FOLDER NO.

A2512422

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Log for claim 25-12422

Spatial Dynamics CAT

1/3/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n38e	30	SWNW	5	5.1	
Totals:			5	5.1	

Expenses Fiscal Year 58-59

			2/28.78
april	16	Idaho Falls Battery	11.50
apr.	14	H. & Q Farm Store (Well Drilling Expense)	7.60
april	16	Irving Kendle Well Drilling Co.	1296.00

This is the Cemetery Disbursement
book for the Central Cemetery from
1976 - 1971

The well was drilled in 1959

10 May 1991

Conley Stucki

Expenses Year. 1959-60

14	apr.				
6	28.	Nursery		4.95	✓
7	May 1	Highland Greenhouse		39.25	✓
0	X May 26	Snake River Equip - Pump		1962.70	✓
0	May 21	Drant merc		10.04	✓
6	May 23	Sec. Salary (3mo) @ 90 P.m.		30.00	✓
	May 29	Director's Salary		75.00	✓
1	May 30	Utah Power & Light		26.33	✓
	June 27	Utah Power & Light		50.79	✓
0	July 2	Sextons Salary		600.00	✓
3	July 28	Kendell Well Drilling Co.		907.00	✓
8	July 31	State of Idaho Soc. Sec. Trust Fund		30.00	✓
7	July 28	Utah Power & Light		34.87	✓
5	Aug 17	Drant merc		9.86	✓
6	July 31	U. S. Treasury Dept.		49.20	✓
10	Aug 26	Utah Power and Light Co.		21.88	✓
6	Aug 28	Idaho Falls Battery		12.00	✓
2	Sept 22	Sextons Labor		200.00	✓
3	Sept 28	Snake River Equip.		172.40	✓
9	Sept 29	Utah Power & Light		17.70	✓
7	Oct. 1	Sec. Salary (3mo) @ 90 P.m.		30.00	✓
0	Oct. 10	State of Idaho Soc. Sec. Trust Fund		30.00	✓
7	Oct. 10	U. S. Treasury Dept.		49.20	✓
6	Oct. 19	Sextons Salary - Wages Blue & Grey		274.60	✓
5	Oct. 28	Utah Power and Light		14.00	✓
1	Nov. 19	Burgess Canal Co.		8.00	✓
1	Nov. 28	Drant Canal Co.		4.00	✓
1	Nov. 28	Utah Power & Light Co.		6.87	✓
1	Jan. -	Sec. Salary		30.00	✓
5	Mar.	Sec. Salary		30.00	✓

MICROFILMED

NOV 11 1992

4729.84

A25-12422
No. 205

BAL. FORD. 5085.19
JEFF- 16.30
Bony 23.58
Utah Power 1.02

May 1 1959
ORDER OF Highland Dreehouse

TOTAL 5120.15

AMOUNT THIS CHECK

39.25

BAL.

No. 206

DEPOSITS 5080.90

May 21 1959
ORDER OF Snake River Equip -
Dump

TOTAL

Central Cemetery Check book
Stub from May. 27, 56 -

Mar. 27, 1963 AMOUNT THIS CHECK

1962.70

BAL.

10 May 1991 by
Conley Stucke

No. 207

DEPOSITS

May 21 1959
ORDER OF Utah Power &
Light Co
for

TOTAL

3118.20

AMOUNT THIS CHECK

26.23

BAL. FORD.

MICROFILMED

NOV 11 1992

BAL. FORD.

No. 202

DEPOSITS

april 16 1959 TOTAL 6389.64
 ORDER OF Irving Kendle Well
 Whulling Co.

Central Cemetery check
 book stubs AMOUNT THIS CHECK 1296.00
 from May 1956 - BAL. 5093.64
 March 27, 1963

No. 203 May 10, 1991
 Conley Sticks

march 1959 TOTAL 5120.14
 ORDER OF Secretary Sal (3 month)
 april 1st of fiscal year

AMOUNT THIS CHECK

30.00

BAL.

No. 204

1958
 End of year

DEPOSITS

april 20 1959 TOTAL 5090.14
 ORDER OF Lakeland Nurseries

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AMOUNT THIS CHECK

495

NOV 11 1992

BAL. FORD.

508519

May 1, 1991

Central Cemetery
H. Lee Hicks
13946 N. 5th W.
Idaho Falls, ID 83401

RE: Evidence of Priority

Dear Mr. Hicks:

The Notice of Claim identified with the numbes 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.

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NOV 11 1992

Central Cemetery
H. Lee Hicks

Page 2

Please submit the required evidence supporting the priority date by **June 3, 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.

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

A25-12422
CENTRAL CEMETERY
13946 N. 5TH W.

IDAHO FALLS

ID 83401

MICROFILMED

NOV 11 1992

SCANNED

AUG 8 2001

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: A25-12422

Date Received: 6/28/1989

Receipt No: E009438

Received By: PRM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CENTRAL CEMETERY
Address: 13946 N. 5TH W.
IDAHO FALLS, ID

208-523-8184

83401

2. Date of Priority: JUL 01, 1959

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	38E	30	SW	NW			JEFFERSON

5. Description of diverting works:
WELL, PUMP AND SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

A.F.A.

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	38E	30	SW	NW		IRR	5.0

Section Acres 5.0

A25-12422

Page 1

Date: 07/03/89

A2512422



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10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
N/A

14. Remarks:

**MEMO TO THE FILE: 06/28/89 PRM.

* CLAIMANT DID NOT RECEIVE NOTICE IN MAILING FOR JEFFERSON

* COUNTY. NO LATE FEE HAS BEEN CHARGED.

15. Basis of Claim: BENEFICIAL USE

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 Organizations:

I do solemnly swear or affirm that I am Chairman of
Board of Directors of Central Cemetery Title
Organization, that I have signed the foregoing
document in the space below as Chairman of
Board of Directors Title
Organization and that the statements contained in the
foregoing document are true and correct.

N Lee Hicks
Signature of Authorized Agent

Central Cemetery Chairman
Title and Organization

July 5 1989
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of July 19 89

Alena Moseure
Notary Public

Seal

Residing at Idaho Falls, Idaho

My Commission Expires 4/4/95

A25-12422

24

19

20

4776

4785

4793

4826

25

30

29

R37E

R38E

T4N

4763

BM 4785

CAVAL

Grant

MICROFILMED
NOV 11 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s):

25-12422

*done JC
3/27/03*

[] Name(s):

☒ Old Mailing Address:

1760 Kearney St

Idaho Falls ID 83401-3020

☒ New Mailing Address:

Central Cemetery

13836 N 5 E

Idaho Falls ID 83401

Telephone Number:

(208) _____ - _____

☒

Signature(s) of ~~Owner(s)~~

Head of Cemetery

Roger W. Stucki

(Include your title if on behalf of company or organization)

Date:

3/26/03

AJ5809NP
No. A25-12422

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 152

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CENTRAL CEMETERY 13946 N 5TH W IDAHO FALLS ID 83401 (208) 523-8184	07/01/1959	IRRIGATION	04-01 11-01	0.100 CFS	
TOTAL DIVERSION:					0.100 CFS	
CONSUMPTIVE USE:						12.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T04N R38E S30 SWNW

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04N	38E	30	:								05									:	5.0
TOTAL ACRES																				5.0	

POU County: JEFFERSON

Non-Irrigation Uses: N/A

Other Rights: N/A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
25-11732 A25-11732

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00029 A01-00031 A01-00032 A01-00033 A01-00117P A01-00249 A01-00353 A01-10093 A25-04271

Remarks: GEN **MEMO TO THE FILE: 06/28/89 PRM.
* CLAIMANT DID NOT RECEIVE NOTICE IN MAILING FOR JEFFERSON
* COUNTY. NO LATE FEE HAS BEEN CHARGED.

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

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

Audit: 07/03/89 VERNER 03/29/95 POST-STD

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AUG 13 2001