

03/11/2004

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

RIGHT NUMBER: 25-10298
NAME AND ADDRESS: SCOTT RANDALL
147 N 3700 E
RIGBY ID 83442

JULIA RANDALL
147 N 3700 E
RIGBY ID 83442

SOURCE: GROUND WATER
QUANTITY: 0.080 CFS
3.600 AFY
PRIORITY DATE: 12/31/1949
POINT OF DIVERSION:

TRIBUTARY:

T04N R38E S30 SENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.080 CFS 3.60 AFY
Domestic use is for 1 home and 6 trailers.		

PLACE OF USE: DOMESTIC Within JEFFERSON County
T04N R38E S30 SENE

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: A25-10298
Date Received: 9/16/1988
Receipt No: W000892
Received By: RAH §

w0001634

Department of Water Resources
Western Regional Office

Department of Water Resources
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: SCOTT RANDALL 3616 E 880 N 208-253-6840-
Address: ~~P.O. BOX 694~~ *Memor ID 83434*
COUNCIL, ID 83612

OR

Name: JULIA RANDALL 208-253-6840-
Address: ~~P.O. BOX 694~~ *Changed Address*
COUNCIL, ID *5-6-91/90* 83612

2. Date of Priority: DEC 31, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	38E	30	SE	NE			JEFFERSON

5. Description of diverting works:
160' WELL PIPED TO HOUSE AND TRAILERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1-HOME, 6 TRAILERS

A25-10298

Page 1

Date: 09/16/88

RECEIVED
DEC 12 1988

Department of Water Resources
Western Regional Office

RECEIVED
DEC 16 1988
Department of Water Resources
Eastern District Office

RECEIVED
MICROFILMED
DEC 17 1988
NOV 07 1992
Department of Water Resources
Eastern District Office



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	30	SE	NE		COMMER	
			SE	NE		DOMEST	

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:
NONE

14. Remarks:
COMMERCIAL USE FOR 6 TRAILERS, DOMESTIC 1-HOME

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 Individuals:

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

Signature of Claimant(s): X Scott Randall Date: 11/23/88

Date: _____

State of Idaho)
County of Adams) SS.

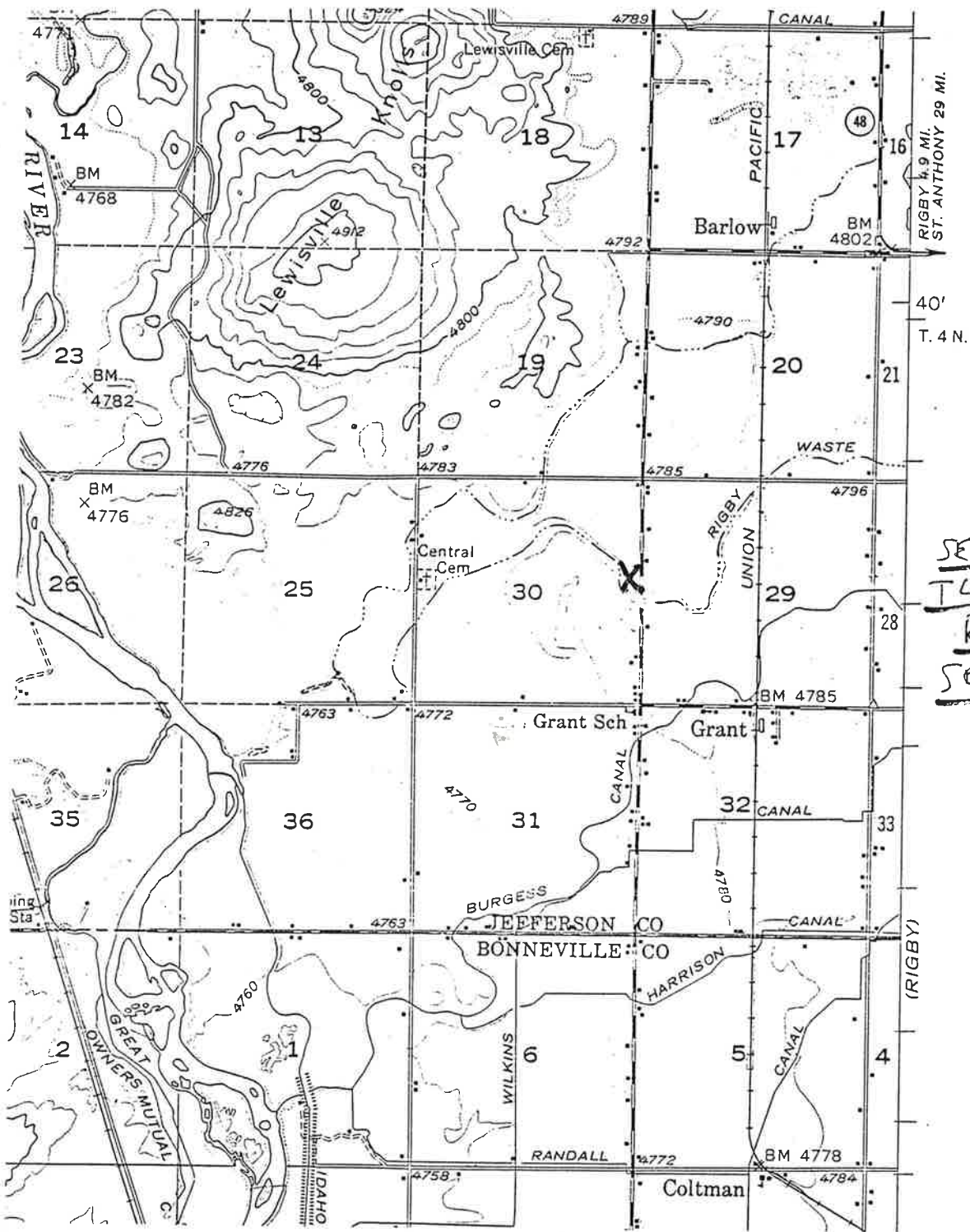
Subscribed and sworn (or affirmed) before me this 23 day
of November 19 88

X Patricia Cole
Notary Public

Seal

Residing at Council

My Commission Expires 10-23-93



MICROFILMED

NOV 07 1992

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

RETURN TO SENDER

fee due 70¢

This information provided by
COMPUTERIZED FORWARDING
1750 FLANDRO DR
POCATELLO ID 83202-1970

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
988 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

25-~~104~~
10298

JULIA RANDALL
SCOTT RANDALL
147 N 3700 E
RIGBY ID 83442

RAND147 834422005 1604 07 09/01/04
RANDALL
11673 N 15TH E
IDAHO FALLS ID 83401-5112
FORM 3547

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

RETURN TO SENDER

fee due 70¢

This information provided by
COMPUTERIZED FORWARDING
1750 FLANDRO DR
POCATELLO ID 83202-1970

1660 U.S. POSTAGE
8907600-838
5111 MAILED FROM ZIP C
SCANNED

RECEIVED
SEP 07 2004

PROFILED

Department of Water Resources
Eastern Region

SEP 10 2004

Field Exam Summary A25-10298

Bryce Contor

Water Resources Field Services

January 31, 2004**General Comments**

This claim is for in-home domestic use for 6 mobile homes. All irrigation is provided from a ditch pump. The claimed diversion rate is a little lower than the standard for six homes but appears to be in line with the actual historical usage and installed pump.

Ownership

Appears to be correct.

POD

The well is at GPS waypoint 7, location 659,382 E 285,081 N IDTM. The physical address 147 N 3400 W Rigby is the southern most of the six homes. The well is behind the northern most home.

POU

The homes are along the west side of the Lewisville Highway, extending north from 147 N 3400 W.

Overlap

None noted.

Conflict

None noted.

Priority

The 1991 affidavit states "personal knowledge" of use for "over 35 years." That suggests a priority of about 1956. When I interviewed the claimant, he told me he grew up on the property and the well was there "as long as he can remember." He said he's 60 years old. Assuming his memory goes back to age five, this suggests a priority of 1949. I propose a priority of 12/31/1949.

Quantity

The claimed quantity of 0.08 cfs is less than the field examiner's handbook suggests for 6 homes, but it is at the upper limit of the theoretical capacity of the 3/4 hp pump. The depth is 160 feet but it is not clear if this is depth to water, depth to the pump, or depth of the well. The owner says he has installed large pressure tanks to accumulate water during the night and with irrigation from the ditch they "get by." He said the well casing is too small to install a larger pump and he expects not to need more water than currently used. Note also he's not certain about the motor horsepower; it is the biggest that will go into the small casing. Given the uncertainty about depth to water and motor size, I propose recommending the claimed rate even though the theoretical points to a lower value.

The field examiner's handbook suggests 3.6 acre feet/ year for six homes. At approximately 2 acre feet/ day for one cfs, 0.08 cfs can potentially deliver almost 60 acre feet/year (running 24 hours/day). This suggests that the low diversion rate should not limit the annual volume.

I propose 0.08 cfs and 3.6 acre feet per year.

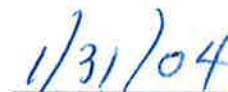
Water Use

The actual use is domestic in six homes. The claim is for domestic and commercial, but the claimed commercial use clearly is intended to describe the use in the other homes. I can't remember the rules for water use in trailer parks.

List of Photos

A25-10298_1.jpg	Looking N at POD
A25-10298_2.jpg	Looking S SE at POU from location of POD. The camper trailer at the right of the photo is just parked, it is not lived in.


Bryce A. Contor


Date

A25-10298 Theoretical Calculations

Data

3/4 horsepower pump
40 psi assumed discharge
160 feet depth reported by
owner. It is unclear
whether this is depth to-
water or depth of well

15 feet assumed friction

60% assumed efficiency

Formula
$$GPM = \frac{\text{Water HP} \times 3960}{T.D.H.}$$

Upper GPM =
$$\frac{(3/4)(0.60)(3960)}{(40 \times 2.31 + 80 + 15)} = 9.5 \approx 0.021 \text{ g/s}$$

Lower GPM =
$$\frac{(3/4)(0.60)(3960)}{(40 \times 2.31 + 160 + 15)} = 6.7 \approx 0.015 \text{ g/s}$$

A25-10298 Review/Contrast log

1/19/04 Review

1) Evidence & Analysis 1991-35 yrs = 1956

2) Rate/Volume 7 hours = 0.12 g/s + in

per field experiment head/bowl -
correction currently claim

Phone book: Scott & Julie Randall 147 N 3400 W
Rt 6 by

754-8813

754-8813 12:00 1/19/04 msg on machine

- Mr. Randall - 1/19/04 - 3/4 hp motor 160 ft 1.4 ft -

$$\frac{3}{4} \text{ hp} \times 3960 \approx \frac{3000}{250} \approx 12 \text{ gpm}$$

$$160 \text{ ft} + 40 (2.31) \approx 250$$

doesn't plan to increase size of court.

No migration; it is from ditch. 6 units

is court.

2 photos GPS Waypoint 7 6590 659382E

285081 N

160 ft
depth of well -
may be
depth of well -

August 18, 2003

Scott or Julia Randall
3616 E 880 N
Menan, ID 83434

Re: Water Right Adjudication Claim(s) A25-10298

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.

The main purpose of the visit will be to identify and photograph the well and trailer park.

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

Sincerely,

Bryce A. Contor



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 13 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water right in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 25.

You are invited to attend a **public meeting to be held on March 10 at 7:00 p.m. in the West Coast/Red Lion Hotel, 475 River Parkway, Idaho Falls, Targhee and Bonneville Rooms.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 25. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and the Portneuf River.

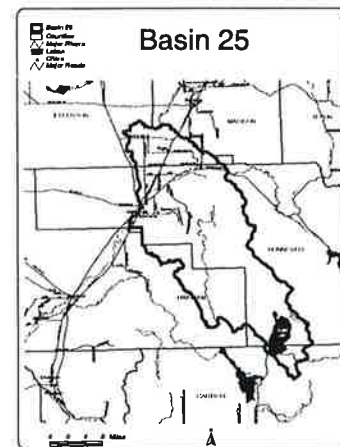
Please contact the Idaho Falls Office with any questions.

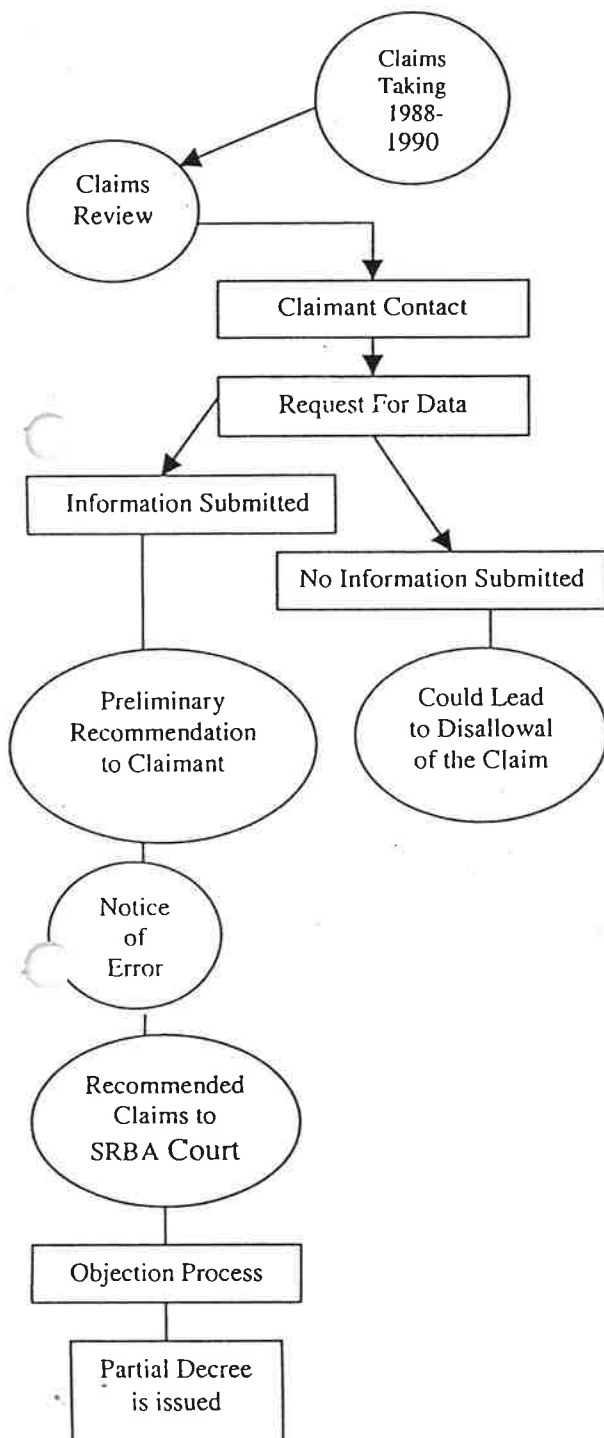
Sincerely,

A handwritten signature in cursive script that reads "Ernest Carlsen".

Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosure: Information Brochure





Questions and Answers:

Q: Why now? I adjudicated my water rights in 1989.

A. You filed your claims in 1989. Now we are investigating those claims to make accurate recommendations to the Fifth District Court.

Q: If I furnish more information will you take away my water right?

A. The State does not want your water right. We ask for additional information so that we may make accurate recommendations of Beneficial Uses of the water rights. Our schedule is very tight – we need the info ASAP.

Q: How much more money do you want?

A. You paid for your claim in 1989, or so. There might be additional fees only in extenuating circumstances, such as additional acres or new claims.

Q: How come you want me to file another claim?

A. If we suggest you file additional claims it means we have found

additional uses of water to which you may be entitled, or we have identified additional acres.

Q: What about my Domestic well and Stockwater?

A. There is no statutory requirement to file either; but IDWR accepts your Domestic and/or Stockwater claims.

The Tools We Use:

In the evaluation of water right claims and preparation of recommendations the adjudication staff utilize:

- State-of-the-art computer technology.
- High resolution 1987 NAPP photography to identify the place of use.
- Global Positioning System (GPS) used to pin-point points of diversion or detail significant features.
- Prior decrees, licenses and transfers.
- Water measurements for claims based on beneficial use.
- Watermaster records
- Historical records
- Claimant input and participation

SCANNED

A25-10298

May 11, 1991

RECEIVED

MAY 13 1991

Department of Water Resources
Eastern District Office

Dept. of Water Resources
150 Shoup---Suite 15
Idaho Falls, ID 83402

This notarized statement constitutes proof of the priority date for the well rights, place of use: T04NR38ES30

This property was formerly owned by my father, Lloyd F. Randall, deceased. I have personal knowlege of the use of this well for over 35 years. I have owned this property for 3 years.

Scott Randall

Scott Y. Randall
147 N 3400 E
Rigby, Id 83442

Ruth Eddins

2-27-92

MICROFILMED

NOV 07 1992

May 6, 1991

SCOTT RANDALL
3616 E 880 N
MENAN ID 83434

RE: **Evidence of Priority**

Dear Mr. Randall:

The Notice of Claim identified with the number 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.**

Please submit the required evidence supporting the priority date by **June 6, 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.

MICROFILMED



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 29, 1991

Scott Randall
P.O. Box 694
Council, ID 83612

3616 E 880 N
MENAN 83434

File with
A25-10298

RE: **Evidence of Priority**

Dear Mr. Randall:

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MICROFILMED

NOV 07 1992

W000892

RECEIVED
DEC 16 1988
Department of Water Resources
Eastern District Office

09/14/88
16:31:47

SCOTT RANDALL

APPLICATION FOR PERMIT

0620199 1238 6390

\$30.00

\$30.00

CHECK 622

WR/NO: A25-10298

Idaho Department of Water Resources

Region: Western

Signature: _____

TONY,

I handled this one, what happened was that I incorrectly had him fill-out a application for permit the first time, then CORRECTLY MADE THE CLAIM THAT you have now. I had to ask him to send a ck. for 24.00 MORE TO COVER THE 54.00 CLAIM. I will now send a note to Don SHAFF to have the RECEIPT OF 30.00 to be changed to the Adjudication Fee and add the 24.00 ck. to it, on ANOTHER RECEIPT.

MICROFILMED
NOV 07 1992

Ron Howerton

ACTION REQUIRED

TONY OLENICHAK

FROM: EASTERN REGIONAL OFFICE, IDWR

TO: WESTERN REGIONAL OFFICE, IDWR

RECEIVED

DEC 12 1998

Department of Water Resources
Western Regional Office
Eastern District Office
Department of Water Resources

ENCLOSED IS A CLAIM SENT TO OUR OFFICE FROM YOUR OFFICE. THE CLAIM HAS A CHECK FOR \$24.00 ATTACHED, AND IS RECEIPTED W000892. THE RECEIPT IS FOR AN APPLICATION FOR PERMIT. THE FEE FOR THE CLAIM WOULD BE \$54.00 IF THE CLAIM IS CORRECT. BUT IT APPEARS THE TRAILERS MIGHT HAVE BEEN ADDED AT A LATER DATE WHICH WOULD RESULT IN TWO CLAIMS, OR A PERMIT AND A CLAIM. WAS A PERMIT APPLICATION RECEIVED IN ADDITION TO THE CLAIM? IS THE RECEIPT WRONG OR THE CLAIM WRONG? COULD YOU PLEASE HELP STRAIGHTEN THIS OUT?

Thanks,
Tony