

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 27-10318 V1

WATER RIGHT NUMBER: 27-10318 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RONALD ESPLIN AND SONS 747 E 1000 N SHELLEY, ID 83274 (208)357-3328

Priority Date: 04/01/1944

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>
STOCKWATER	01/01 to 12/31	0.100 CFS	
DOMESTIC	01/01 to 12/31	0.080 CFS	
	<u>Total Diversion:</u>	0.100 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 8, Twp 01S, Rge 37E, B.M.
BINGHAM County		
GROUND WATER	SW1/4SE1/4	Sec. 8, Twp 01S, Rge 37E, B.M.
BINGHAM County		

Place of Use

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 37E 8												X				X	

STOCKWATER same as DOMESTICConditions of Approval:

1. X01 Domestic use is for 3 home.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. C18 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.
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. X02 Stockwater use is for 200 dairy cattle.

SCANNED
MAY 17 2006

FILED

01/29/2004

RECEIVED

JUN 23 2005

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: 27-10318

RONALD ESPLIN AND SONS

747 E 1000 N

SHELLEY ID 83274

Telephone Number: (208) 357-3328

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:

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

DATE: 6-21-05 SIGNATURE: Ronald Espin

Please print your name: Ronald Espin

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

SCANNED
MAY 17 2006

PROFILED

6/28
KMO

Notes

1/29/04 Called Jennifer Calhoun to ask about No.

995.00 exam fee
A.J.

#495.

#500 exam fee.

4/24/1989

Called Debbie Allen Tracey of Adams see the old Accept number on the Vex.

Phone conversation with Ron Zepher.

Date Ann's parents moved from Utah. (1940)

18-20 env. (originally)

1941- the home. (originally)

And - built in 1980. (well)

1946- Built another home (larger home)

1979- Son built 3rd home. (Bever)

1960- 75 env.

1980- 700 env (now to 1000)

Bever 357-5291

1/29/04 11:48 am Debbie called to say Don Stett was get me the information.

12:11 pm. Called Bever and talked with his

average 1st will have him moving back.

1/29/04 But said he want into Idaho Falls

and did a new application for permit.

for the state.

Permit 27-11959

Purpose of use; stock 1100 cows.

2

0.08

commercial use.

Bever

Notes

A 27-10318

Exam done 11-7-2003 with Ren Esplin

1/ Well 110-120' deep - 2 wells, 5 & 7 1/2 hp pumps

2/ Well house & other near Barn

3/ 3 homes & stockwater - (Dairy on-site)

4/ Existing GPS tag # A0000185

GPS data 0650092
0250603

File # 10318

5/ Backup well exists Next to shop GPS data 0650135
0250610
* File # 103184 Existing Tag # A0000184

6/ Photo 1 - main well - looking South

2 - House one - looking West

3 - Backup well - looking East

4/ House two - looking North

5/ House 3 - looking North

* Theoretical $cfs = \frac{7hp \times 8.81 \times 70\% \text{ eff}}{120' \text{ deep} + 2.31(40 \text{ psi} - \text{assumed})}$

$$* cfs = \frac{43.17}{212.4} = \underline{\underline{0.20 cfs}}$$

1/21/03 - OK to process CB

Bird, Cindy

From: Shaff, Don
Sent: Thursday, January 29, 2004 12:52 PM
To: Bird, Cindy
Subject: Receipt E7003 Esplin

Cindy, the historic receipt data was converted into a SQL table reachable by Access. I was glad to look. Ernie could look, too, or show you how to get to it. For this one, I saw

ReceiptID	Version	Amount	BasinNumber	SequenceNumber	SplitSuffix Type
E007003	1	130.00	27	7066	Claim
E007003	1	125.00	27	10314	Claim
E007003	1	25.00	27	10315	Claim
E007003	1	25.00	27	10316	Claim
E007003	1	25.00	27	10317	Claim
E007003	1	115.00	27	10318	Claim
E007003	1	25.00	27	10319	Claim
E007003	1	25.00	27	10320	Claim

Don Shaff
dshaff@idwr.state.id.us
208-327-7932

A27-10318 - Backup well



6 ps tag
A000184

A27-10318 - Main well & well house



GPS tag →



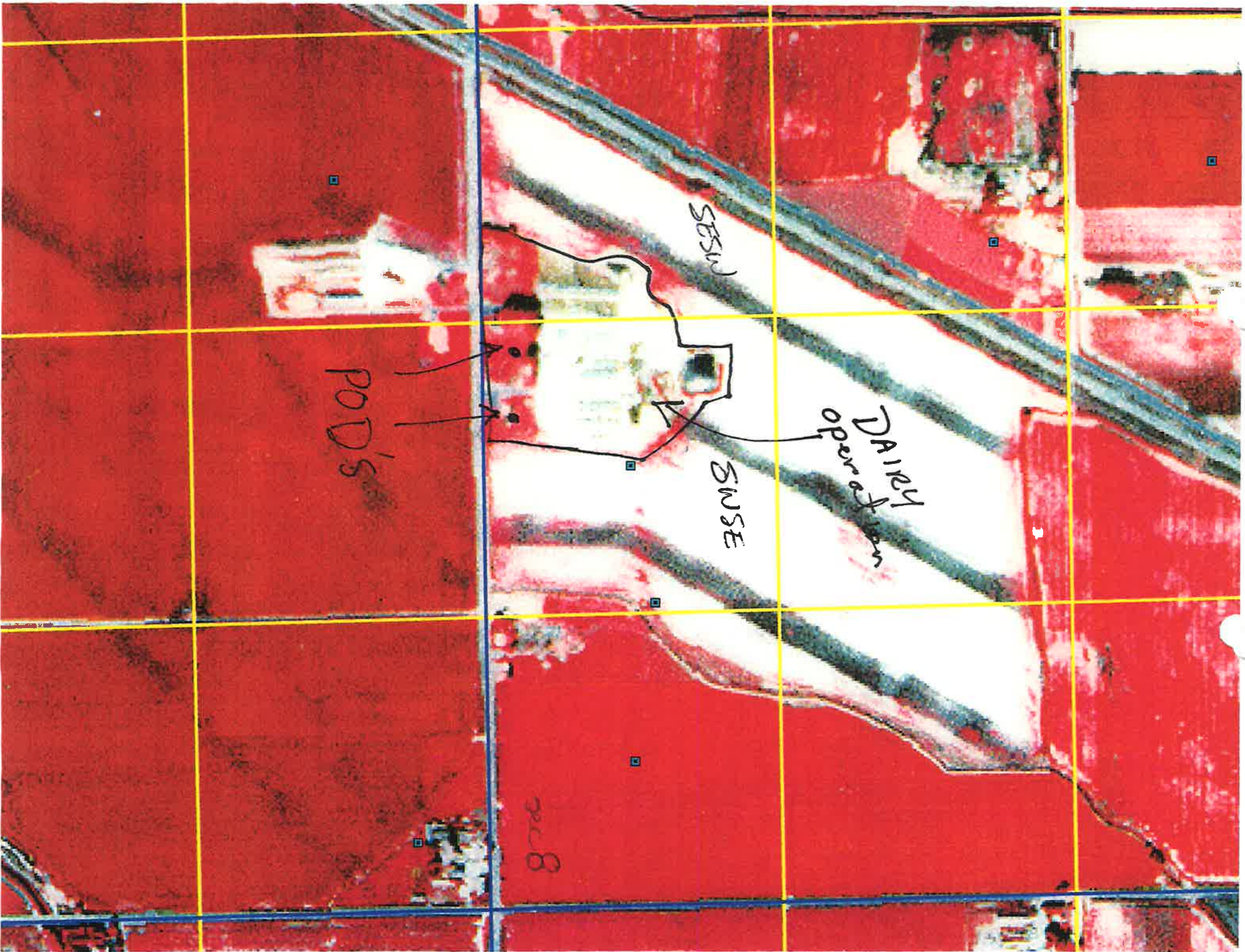
A27-10318 - House #1



A27-10318 - House #2

A27-10318 - House #3





SESW

SWSE

DAIRY
operation

POD's

208

Notes

27-10318

Ronald Esplin & Sons.

5/6/03. ✓ Receipt E007003 for fee paid.

1000 head of dairy * 35 gpd/head = 35,000 gpd

domestic 3 homes plus the dairy barn.

* other claims:

27-10314 - B.U. Irrigation Claim 9-1-1961 (different

* 27-7066 lic. @ 0.86 cfs. claimed 1.52 cfs.

POD than
27-7066)

- ✓ Copy of license

✓ Examiner's report

✓ Orthoguard for irrigation in the additional
acreage.



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Ronald Esplin and Sons
747 East 1000 North
Shelley, Idaho 83274

May 14, 2003

Re: Evidence of Priority

Claim No.(s) A27-10314 & A27-10318

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice 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 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. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. 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 enclosed 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 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".

5/20/03 Mr. Esplin phoned and left a messages (Am)

5/20/03 3:53 pm tried to return the call no answer.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 30, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Adjudication Claim Report



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 22, 1991

Ronald Esplin & Sons
747 E. 1000 N.
Shelley, ID 83274

RE: A27-10314, A27-10318, A27-07066

Dear Mr. Esplin & Sons:

Please find enclosed the three (3) Notice of Claim forms you filed in 1989. These are copies of the Claims. We do not have the originals in our office. Would you please look in your files and see if you have the originals with the notary seals. If you have them, please send them to us and keep these copies for your files. If you do not have them, will you please sign these, have them notarize and return them to our office as soon as possible.

If you have any questions, please feel free to contact me.

Respectfully Submitted,

Ernest Carlsen
Adjudication Supervisor

EC:sc

Enclosed

MICROFILMED
NOV 12 1992

Cindy

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 27-10318
Date Received: 4/24/1989
Receipt No: E007003
Received By: DC

AMENDED CLAIM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)
RONALD ESPLIN AND SONS Phone: (208)357-3328
747 E 1000 N
SHELLEY ID USA 83274
2. Date of Priority: 04/01/1944
3. Source: GROUND WATER, ~~GROUND WATER~~ Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	37E	8	SW SE	BINGHAM	
01S	37E	8	SW SE	BINGHAM	
5. Description of diverting works:
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.2	
DOMESTIC	01/01	12/31	0.08	
7. Total Quantity Appropriated is:
0.2 C.F.S.
8. Total consumptive use:
9. Non-irrigation uses:
Number of homes: 3
10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
01S	37E	8	SW SE	DOMESTIC	

(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 Partner of _____ Title

Ronald Eplin & Sons, that I have signed the foregoing Organization

document in the space below as Partner of Title

Ronald Eplin & Sons and that the statements contained in the Organization

foregoing document are true and correct. Ronald Eplin - Partner Signature of Authorized Agent

Ronald Eplin & Sons Title and Organization

7-22-03

Date

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this

22 of July 2003

Dave Carlson
Notary Public

Residing at Regby, ID

My commission Expires 2/26/2008



JUL 13 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: A27-10318

Date Received: 4/24/1989

Receipt No: 8007003

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD ESPLIN AND SONS
Address: 747 E. 1000 N.
SHELLEY, ID

208-357-3328

83274

2. Date of Priority: APR 01, 1944

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	37E	8	SW	SE			BINGHAM

5. Description of diverting works:

TWO WELLS, 6" CASING, 125' DEEP, SUBMERSIBLE PUMPS AND PIPELINE.

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	0.650		

7. Total Quantity Appropriated is:

0.730 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/ THREE HOMES. S/ 1000 DAIRY. WATER ALSO USED IN MILK BARN.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	37E	8	SW	SE		DOMEST	
			SW	SE		STOCK	

A27-10318

Page

1

Date: 04/24/89

MICROFILMED
NOV 12 1992

A2710318



11. Place of use in counties: BINGHAM
12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
PARTNERSHIP OWNS ALL THREE HOMES.

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 Partner of
Ronald Eplin & Sons, that I have signed the foregoing
Organization Title
document in the space below as Partner of
Organization Title
Ronald Eplin & Sons and that the statements contained in the
Organization
foregoing document are true and correct.

Ronald Eplin
Signature of Authorized Agent

Partner Ronald Eplin & Sons
Title and Organization

4-24-89
Date

State of Idaho

County of

Bonneville

) SS.

Subscribed and sworn (or affirmed) before me this 24th day

of April 19 89

Anthony S. Olenick
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 9/12/1994