

12/12/2002

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

RIGHT NUMBER: 29-10746

NAME AND ADDRESS: JOHN T FRY
8715 KRAFT RD
POCATELLO ID 83204

KATHLEEN FRY
8715 KRAFT RD
POCATELLO ID 83204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
1.200 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/11/1936

POINT OF DIVERSION:

T06S R34E S21 SWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

1.20 AFY

PLACE OF USE: DOMESTIC Within BANNOCK County

T06S R34E S21 SWNE

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.

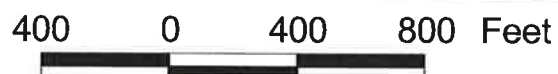
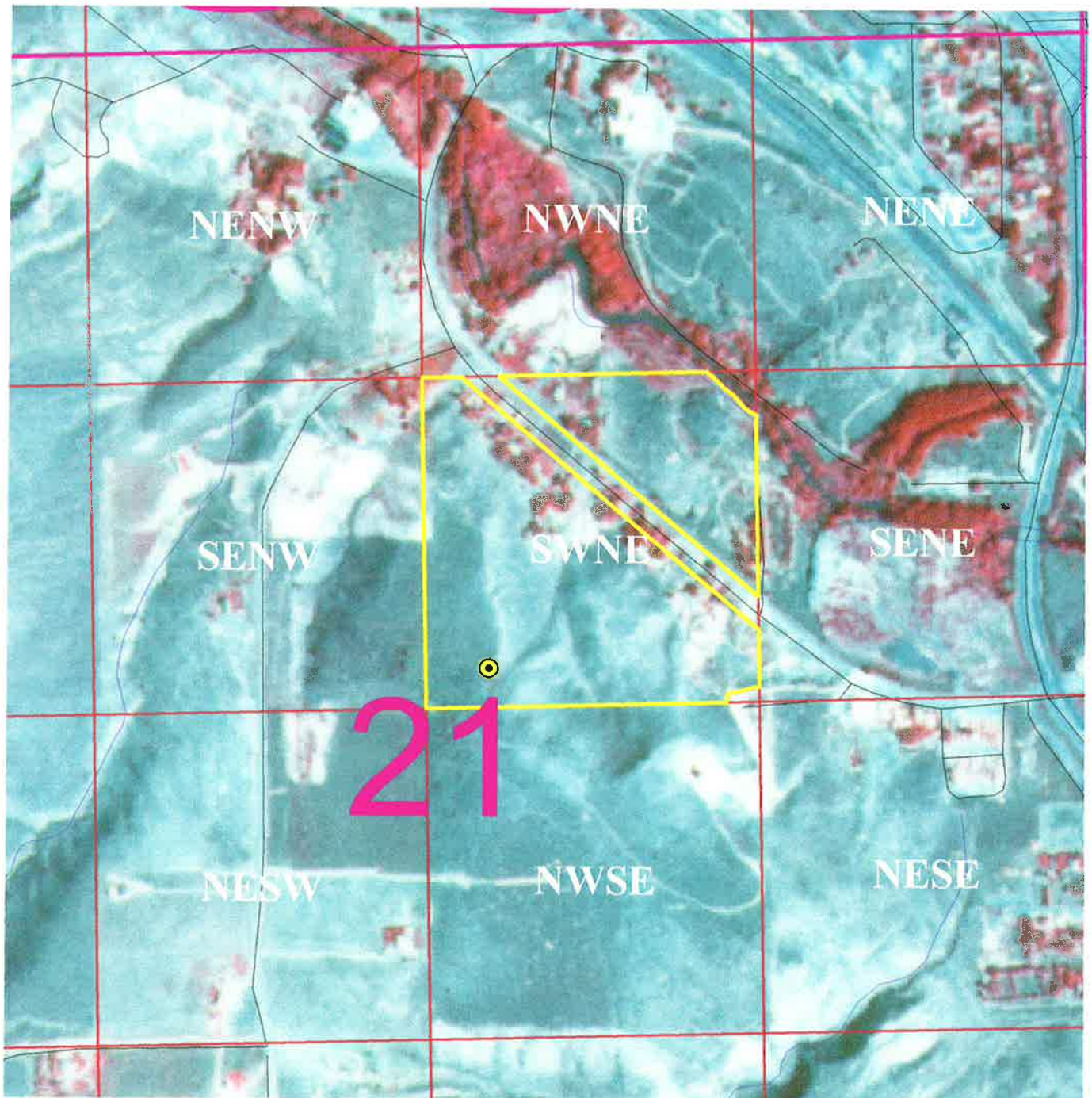
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL:

PARCEL NO. R3853024100

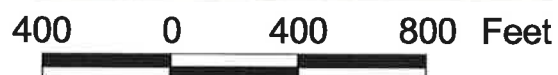
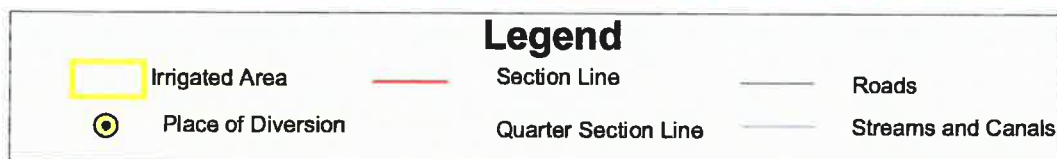
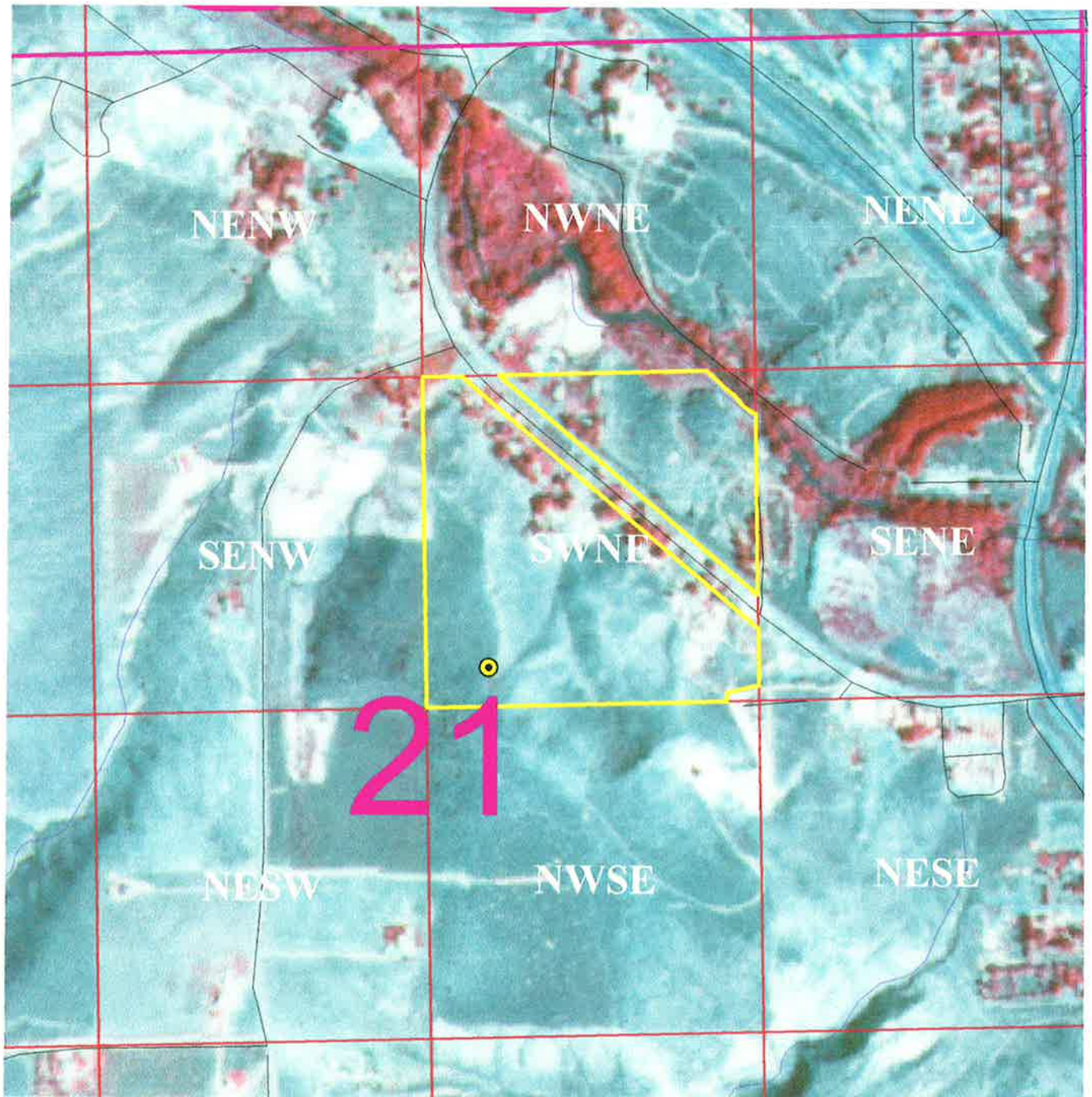
Water Right Claim Number A29-10746
Township , 6S34E

09/26/2000



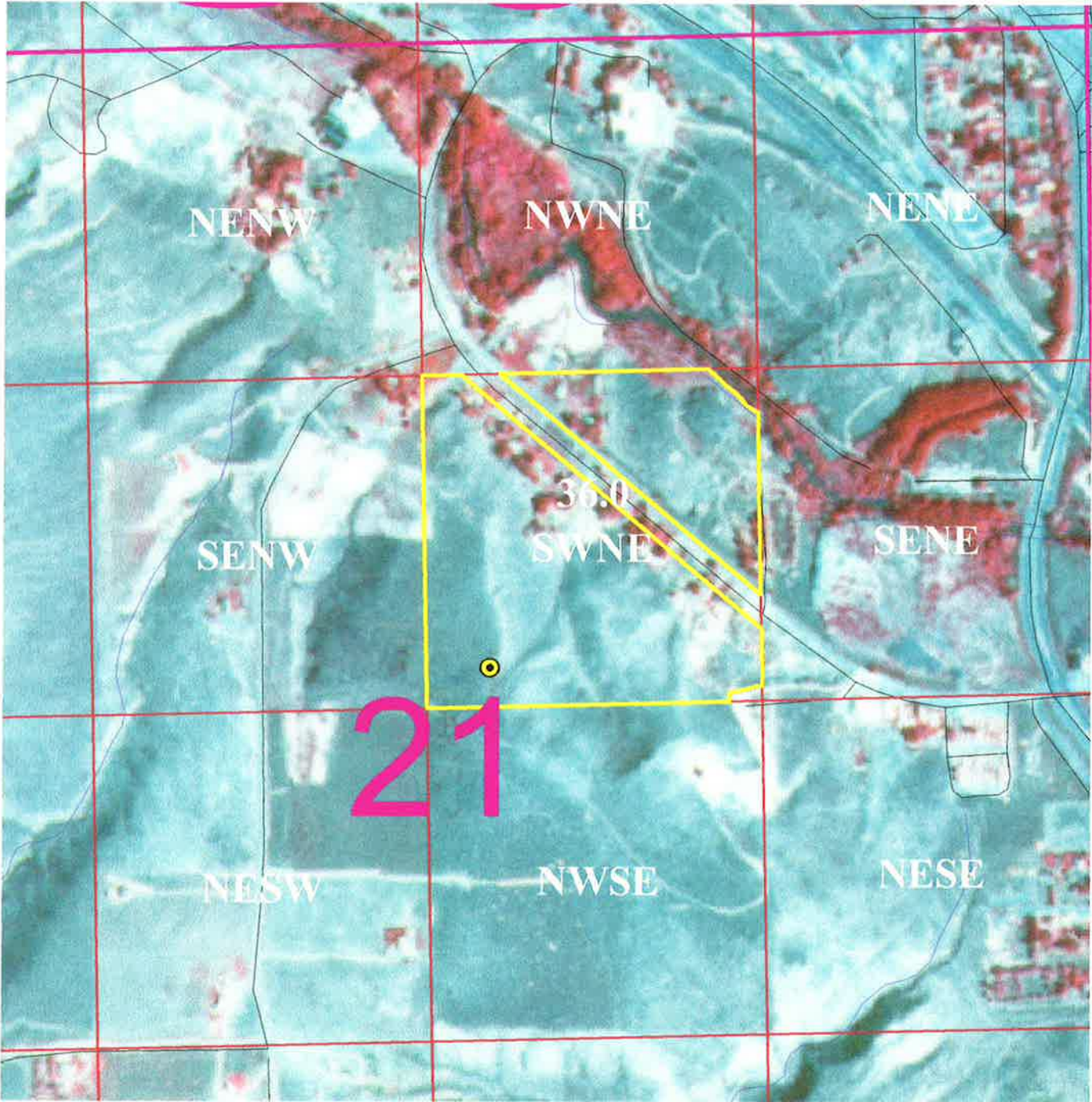
Water Right Claim Number A29-10746
Township , 6S34E

09/26/2000



Water Right Claim Number A29-10746
Township , 6S34E

09/26/2000



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

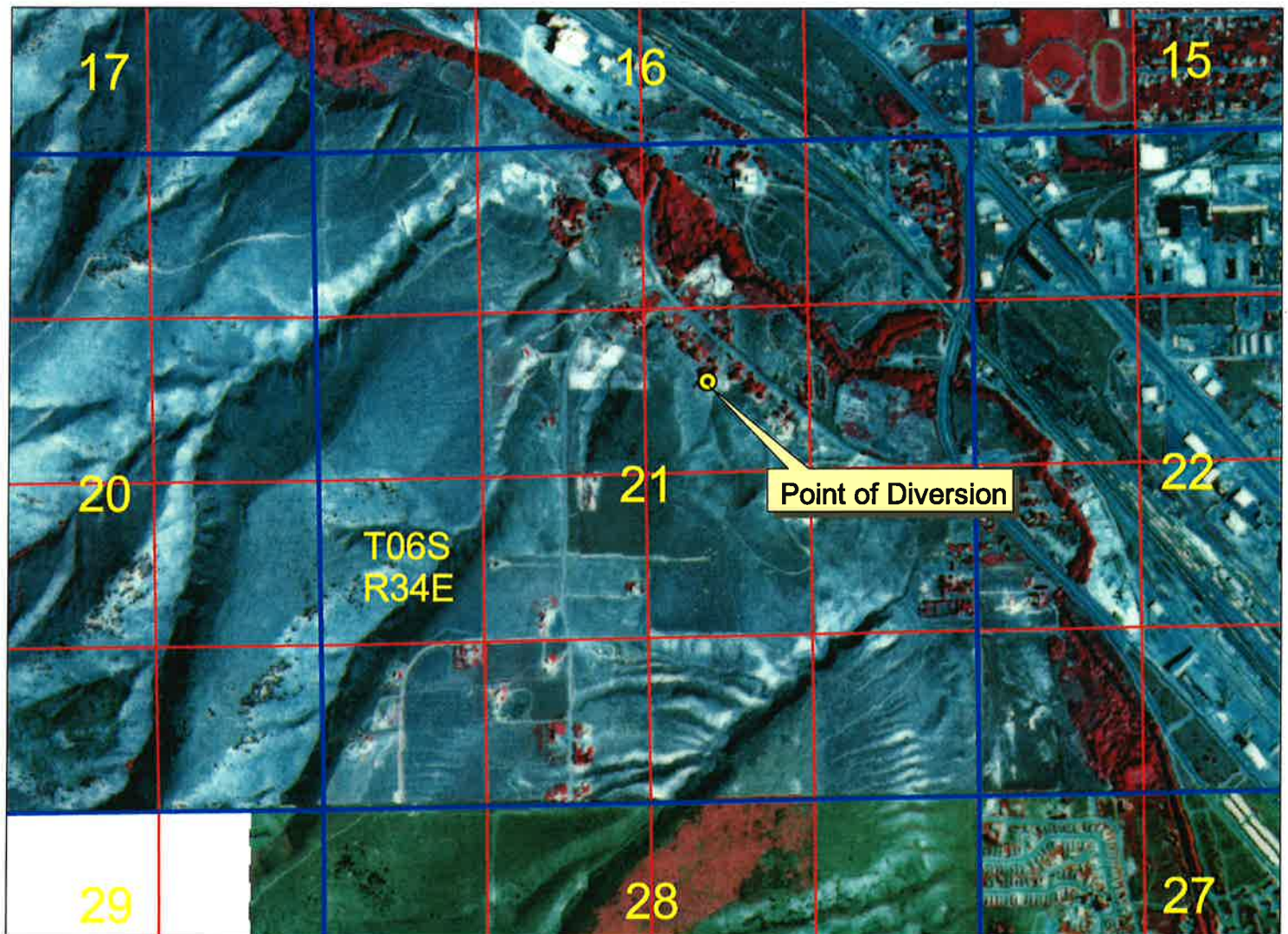
 Streams and Canals

Legend



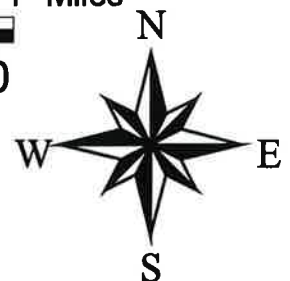


State of Idaho
Department of Water Resources
Eastern Region
Water Right 29-10746



0.5 0 0.5 1 Miles

1:16000



- Point(s) of Diversion
- ▨ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: December 2002

Caia

02/08/2003

NOTICE OF ERROR
REPLY

RECEIVED

122 00 100

Please type or print clearly, fill out this form completely and mail.

Department of Water Resources
Eastern Region

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: April 21, 2003

Water right number: 29-10746

JOHN T FRY
8715 KRAFT RD
POCATELLO ID 83204
Telephone Number: (208)232-8042

KATHLEEN FRY
8715 KRAFT RD
POCATELLO ID 83204
Telephone Number: (208)232-8042

RECEIVED
MAR 10 2003
WATER RESOURCES
WESTERN REGION

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: 3-1-03

SIGNATURE: *John Fry*

Please print your name: John Fry

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

9-13-02 : No other Claims

: Looks like we might be able to recommend 1 acre

: FE needed

9-18-02: New well drilled at the time Intrepid did Field Exam:

: Need Better evidence to verify Irrigation of 1 acre,

1) Sprinkler Line
2) POW - Green
w/GPS

: Recommend Domestic - Domestic Evidence Yes
Irrigation of 1 acre - no

10-8-02: Recommend Domestic w/1/2 acre of Irrigation

: Priority Fine for Domestic

: NAPP doesn't show 1 acre of Irrigation

: GW level in area would make it difficult to Irrigate 1 acre with a 65' deep original well
See E-mail from Roger Warner.

: Notes say well drilled deeper in 1979. This would most likely be when Irrigation of an acre would have commenced - if it ever did which we don't have evidence supporting that

: Rec Domestic only

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-10746

WATER RIGHT NUMBER: 29-10746

Owner TypeName and Address

Current Owner

JOHN T FRY *OK*
8715 KRAFT RD
POCATELLO, ID 83204
(208)232-8042

Current Owner

KATHLEEN FRY *OK*
8715 KRAFT RD
POCATELLO, ID 83204
(208)232-8042Priority Date: 10/11/1936 *OK*Basis: Beneficial Use *OK*Status: Active *OK*SourceTributaryGROUND WATER *OK*

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01	to 12/31	0.040 CFS <i>OK</i>	~~1.0~~
~~IRRIGATION~~	~~3/15~~	~~to 11/15~~	~~0.040 CFS~~	~~1.0~~
<u>Total Diversion:</u>			0.040 CFS <i>OK</i>	~~1.0~~

Location of Point(s) of Diversion

GROUND WATER

BANNOCK County

~~SW1/4SW1/4NE1/4~~
NW

Sec. 21, Twp 06S, Rge 34E, B.M.

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
06S	34E	21	NE	NW	SW	SE	
					X		

~~IRRIGATION~~ *NO*

Twp	Rge	Sec	NE	NW	SW	SE	Totals
06S	34E	21	NE	NW	SW	SE	
					1.0		

~~Total Acres: 1~~ *NO*Conditions of Approval:

C18
XØ1 - 1 home
N 13
N 11
Parcel: R 3953024100

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-10746

Remarks:

1. General HAND DUG, DRILLED DEEPER IN 1979 BY ABOUT 20'

Comments:

Dates and Other Information:

Claim Received Date: 3/26/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Saxton, Craig

From: Warner, Roger
Sent: Friday, September 20, 2002 3:50 PM
To: Saxton, Craig
Subject: That pump thing

Craig,

We talked about theoretical values for pumps. A centrifugal pump or a pump which is placed at the surface and relies upon suction to lift the water has a suction lift capacity of approximately 20-25 feet. (Driscoll, p580). It is generally held that deep well turbine technology was unknown prior to the 1950's. Just thought that I'd let you know.

W. Roger Warner

*Adjudication Specialist
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161, voice
(208) 525-7177, fax
rwarner@idwr.state.id.us*

29-10846

POU

Field Exam: 9/18/02

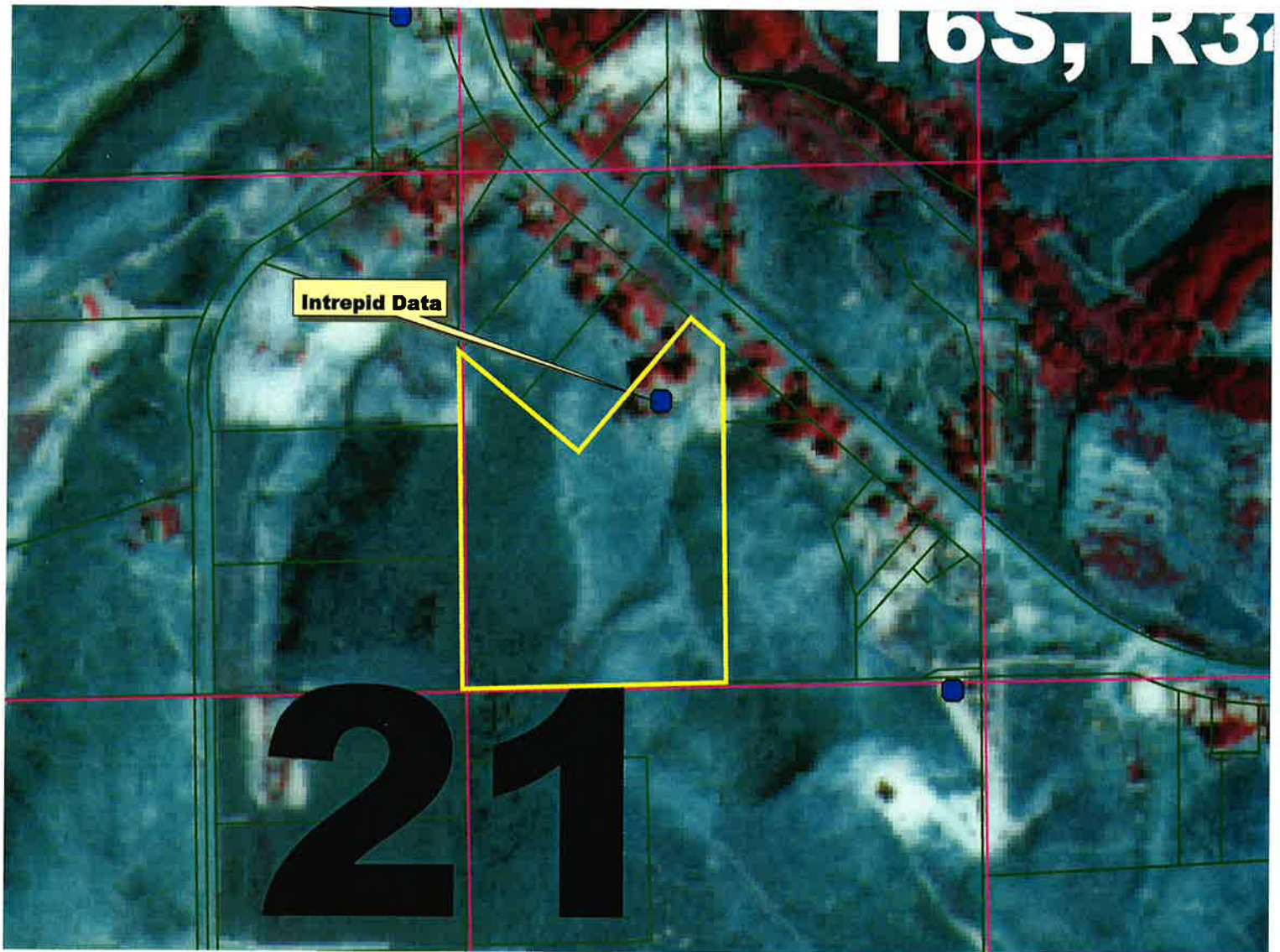


Looking at well on north side of property (csaxton).



Looking North at sprinkler heads on claimed POU (csaxton).

29-10746 - Fry



Point of Diversion



Claimed POU - N/A



Property Boundary



Bannock Co Tax Lot Data

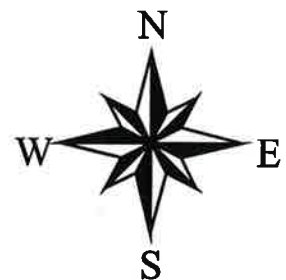


Section Lines



Quarter Quarter Lines

Property Acreage: 11.7

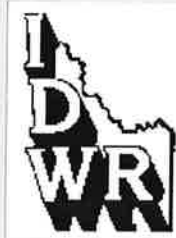


Prepared By: Craig Saxton
September 2002



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Submersible pump next to garage, 10 ft from house. Owner is in process of drilling a new well.

Assumptions

Horse power, pressure head, and elevation head.

Invoice

2000-037-01-0

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin)
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

OD ID 202535 01.JPG

Photos

OD ID 202535 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0.077504610226320

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

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

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

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ 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

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information



New Contact Comments

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A photograph of a concrete structure, possibly a foundation or a large pipe, surrounded by dry grass. A red-bordered sign is placed on the ground in front of the structure. The sign contains handwritten text. In the background, there is a black pipe and a black trash can.

A0011685

9/12/01

4:40

Cody Mechan

JT Jicha



SCANNED

JUN 15 2001

Log for claim A29-10746

Spatial Dynamics LTD

9/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s34e	21	SWNE	1	36	POD placement? / Indiscernible
Totals:			1	36	

AJ5809NP
No. A29-10746

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 150

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KATHLEEN FRY	10/11/1936	IRRIGATION	03-15 11-15	0.040 CFS	
C	JOHN T FRY		DOMESTIC	01-01 12-31	0.040 CFS	
	8715 KRAFT RD					
	POCATELLO ID 83204					
	(208) 232-8042					
				TOTAL DIVERSION:	0.040 CFS	
				CONSUMPTIVE USE:		3.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R34E S21

SWSWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
06S	34E	21	:				01	:					:					:						1.0
																							TOTAL ACRES	1.0

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
06S	34E	21	:				D	:					:					:						

POU County: BANNOCK

Non-Irrigation Uses: D, 1 HOME

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-11016 29-11084 29-11319 29-12173 A29-11084 A29-11319 A29-12173

Remarks: GEN HAND DUG, DRILLED DEEPER IN 1979 BY ABOUT 20'

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 03/26/90 HAUMANN 08/04/94 THOMPSON 03/29/95 POST-STD

John & Kathleen Fry
8715 KRAFT Rd
POCATELLO, Id 83204

Idaho Dept. of Water Resources

In regard to your notice of claim of evidence of priority date. I was unable to come up with legal documentation to verify my original claim of 1936. What I was basing my claim on was information I had received from one of my neighbors. He (Glen Benton) told me that the house was built in 1936 and the well was hand dug at the same time by Mr. Bill Falter his brother in law. Mr. Falter also lived in the house for a period of time after building it.

Below you will find Mr. Benton's signature as proof of this information.

John T. Fry
Glen L. Benton

Spurred Before Me
Glen L. Benton 2-28-95

MICROFILMED

NOV 13 1995

Richard West

JUN 15 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: A29-10746
Date Received: 3/26/1990
Receipt No: M006351
Received By: AWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN T. FRY 208-232-8042
Address: 8715 KRAFT RD.
POCATELLO, ID 83204
OR
Name: KATHLEEN FRY 208-232-8042
Address: 8715 KRAFT RD.
POCATELLO, ID 83204

2. Date of Priority: OCT 11, 1936

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	34E	21	SW	SW	NE		BANNOCK

5. Description of diverting works:
WELL, 65' DEEP, 6" CASING, W/1.5HP PUMP, PIPED TO HOME & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D, 1 HOME

A29-10746

Page 1

Date: 03/26/90

MICROFILMED
NOV 16 1992

A2910746



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	34E	21	SW	NE		IRR	1.0
			SW	NE		DOMEST	
						Section Acres	1.0
						Total Acres	1.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:
HAND DUG, DRILLED DEEPER IN 1979 BY ABOUT 20'

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: 1

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): John T. Long Date: 3/26/90
Date:

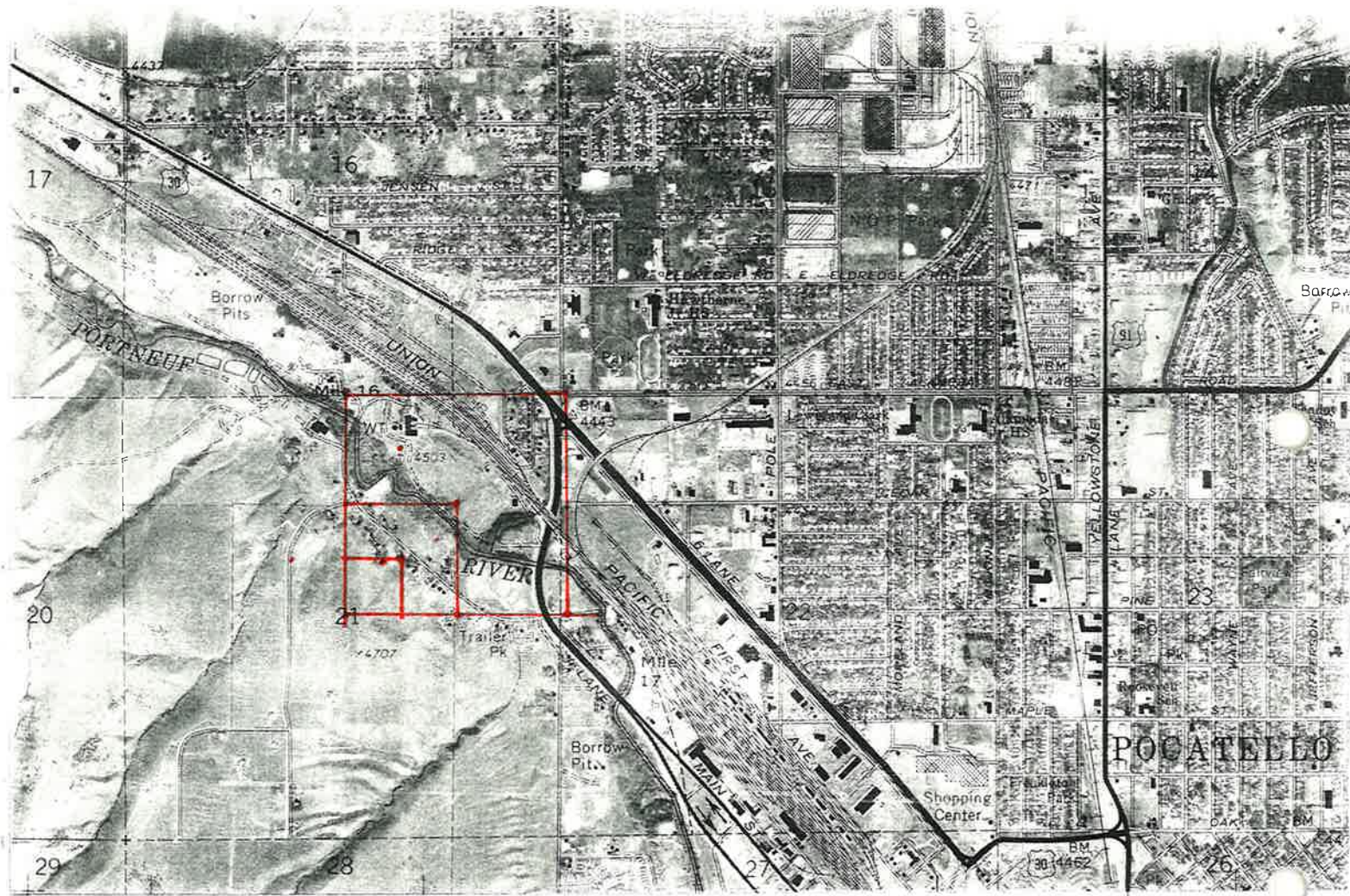
State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of March 19 90

Carter Fritschle
Notary Public

Seal

Carter Fritschle, Notary Public
Residing at Residing at Eagle, Idaho
My commission Expires March 21, 1994
My Commission Expires



Prepared by the Geological Survey
in cooperation with the Bureau of Indian Affairs

Scale 1:250,000
Projection UTM Zone 12N
Datum NAD 83

T6S R34E Sec. 21.
SW, SW, NE

MICROFILMED
NOV 16 1992