

09/12/2005

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

RIGHT NUMBER: 37-4032

NAME AND ADDRESS: N STANLEY STANDAL JR
609 RIVER RD
BLISS ID 83314

LORETTA M STANDAL
609 RIVER RD
BLISS ID 83314

SOURCE: STODDARD CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 07/18/1968

POINT OF DIVERSION:

T06S R13E S27 SWNNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FISH PROPAGATION	1/01 12/31	1.000 CFS

PLACE OF USE: FISH PROPAGATION Within GOODING County

T06S R13E S28 Lot 1 NENE

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: BASIS OF CLAIM - Beneficial Use

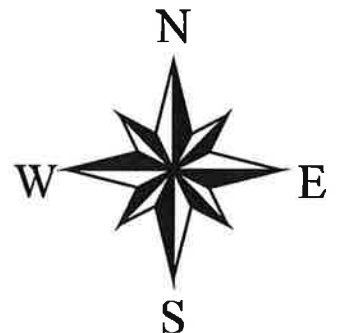
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

1

37-4032



T06S R13E S28



Identification No. _____
Claim No. 37-4032
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Norman S. Standal
post office address Star Route, Bliss, ID 83314
2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 27 Township 6S
Range 13E B.M. located on Stoddard Creek
(name of source)
tributary to Snake River in Gooding County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:
July 18, 1968 amount: 1.0 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 1.0 c.f.s. or _____ acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
use Fish culture period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of earth, rock, concrete & steel; length is 40 feet; height is 4 feet; width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

c. Conveying works: length of ditch to place of use is 2 feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is 500 feet; diameter of pipe line is 6-22 inches; type of pipe steel & concrete; grade of pipe per 1000 feet is 50 ft drop in 500 ft ^{XXXXXXXXXX}
Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

5. a. ^{Fish culture} Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres: ~~112,000~~

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

- b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____
6. Where water is used for stock watering, give number of each kind of stock watered _____
7. Where water is used for domestic or municipal purposes give number of families served _____ name of town supplied _____
8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____
9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho

County of Blaine Falls ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 30th day of January, 1973

Harmon S. Stenbol
Claimant

Anita L. Wanger
Notary Public
Residing at Blaine Falls

My commission expires Aug. 2, 1976

For Department Use Only

Received by <u>MPS</u> Date <u>1-30-73</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>PAH</u> Date <u>1-30-73</u> # <u>9540</u>	_____	_____	_____
Fee received by <u>PAH</u> Date <u>1-30-73</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>PAH</u>	_____	_____	_____
Published in <u>Gooding County</u> Le Dates <u>2-8</u> <u>alw</u> & <u>2-15-73</u>	_____	_____	_____

37 4082

RECEIVED

JAN 12 1983

Department of Water Resources

White Water Ranch
Star Route
Bliss, Idaho 83314

January 7, 1983

Roberta Garrett
Records Supervisor
Department of Water Resources

Dear Ms. Garrett:

I am responding to your letter of December 30, 1982. As shown on the enclosed map, Stoddard Creek originates in a series of four major springs. The southernmost spring is named Lower Waddington Spring, with a flow rate of approximately 3.5 to 4.0 C.F.S. The water of this spring is diverted via Lower Waddington ditch for irrigation of property approximately one quarter mile south of the spring complex. During the non irrigation season the water is returned to Stoddard Creek.

The second southernmost spring is named Upper Waddington Spring, which has a flow rate of approximately 1.0-1.5 C.F.S. The water of this spring is diverted via Upper Waddington ditch for irrigation of property directly south of the spring complex. During the non irrigation season the water is returned to Stoddard Creek.

The third spring, adjacent to Upper Waddington Spring, is named Stoddard Creek Spring. The flow rate of this spring is approximately 5.0 C.F.S., of which 3.5 C.F.S. is diverted via pipeline and siphon to the water distribution box on the Harrison property. This water was questioned and decreed. The balance of Stoddard Creek Spring flow (aprox. 1.5 C.F.S.) percolates through the rocks and into Stoddard Creek.

The northernmost unnamed spring has a flow rate of aprox. 1.5 C.F.S. Claim No. 37-4031 is diverted from this spring, and the balance of the spring flow joins Stoddard Creek.

A Claim to a Water Right No. 37-4225 filed on 12-16-81 defined our irrigation water right. It might be noted that the priority date of the supporting document attached to the Claim is 2-3-1888 for 400 miners inches, which was continually

JAN 05 1983

Ms. Garrett
Page 2
January 7, 1983

used until the water dispute. Since that time, and because of the decreed rights we now have only about 300 miners inches of Irrigation water.

The combined flow of the four major springs of Stoddard Creek flows under the old Highway 30 to the diversion box for Claims Nos: 37-4032 and 37-4033. Claim No. 37-4225 is diverted approximately 1,000 feet west of old Highway 30 on Stoddard Creek.

In addition to the above named claims, we have Claim No. 37-4034 and Approved Applications for Permits Numbers: 37-7184, 37-7989 and 37-7200 for Stoddard Creek Waters.

I hope the above information will be helpful to you. If any additional information or clarification is neccessary, feel free to contact me at (208) 837-4970.

Sincerely,


Stanley Standal

JUN 05 1986

860
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: A37-04032
Date Received: 8/15/1988
Receipt No: 5001873
Received By: ADL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORMAN S. STANDAL, JR. 208-837-4970
Address: 609 RIVER ROAD
BLISS, ID 83314

AND/OR
Name: ANITA J. STANDAL, JR. 208-837-4970
Address: 609 RIVER ROAD
BLISS, ID 83314

2. Date of Priority: JUL 18, 1968

3. Source: STODDARD CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	27	SW	NW	NW		GOODING
		28	SE	NE	NE	1 R	GOODING

5. Description of diverting works:
CONC. DIV. BOX ON END OF HWY. CULVERT TO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
F/ FISH HATCHERY & FISH PONDS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	28	NE	NE	1	FISH	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

37-04034 FOR FISH PONDS AND 37-04031 FOR HATCHERY.

14. Remarks:

THIS WATER WAS ORIGINALLY USED IN EARTHEN PONDS THEN THE WATER WAS DISCHARGED IN TO SNAKE RIVER THRU GOV'T LOT 3 OF SEC. 28. IN 1986 THE EARTHEN PONDS WERE ABANDONED AND THIS WATER WAS RUN THRU THE FISH HATCHERY FACILITY WHICH ALSO GETS WATER FROM 37-4031; THEN THIS WATER IS DISCHARGED BACK INTO STODDARD CREEK WHERE IT REDIVERTED INTO THE PONDS SUPPLIED WATER FROM 37-4034.

15. Basis of Claim: STATUTORY CLAIM

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FEB 23 1993

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 X 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.

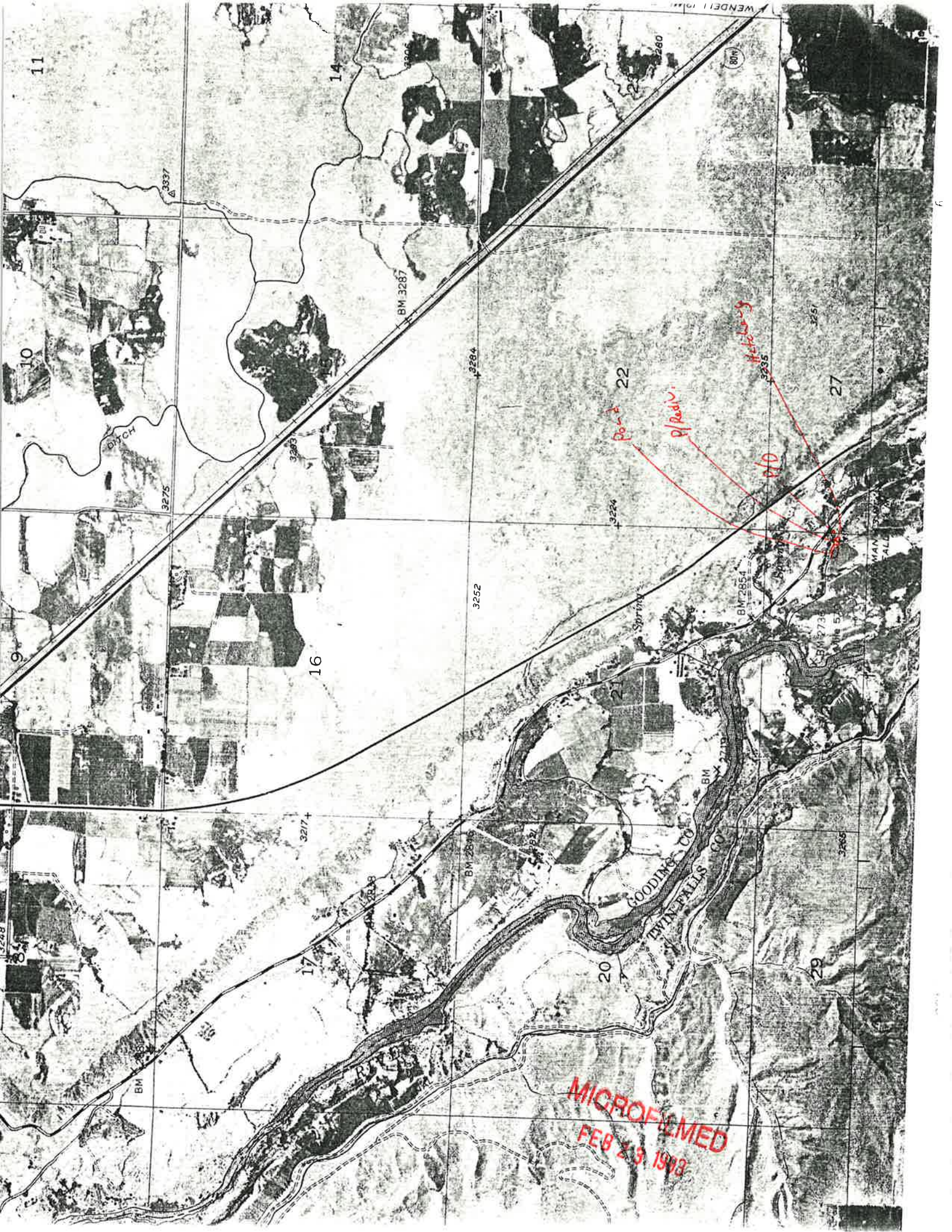
Signature of Claimant(s): Norman L. Standal, Jr Date: 8/15/88
Archie J. Standal Date: 8/15/88

State of Idaho)
County of Trin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of Aug 19 88 Archie J. Standal
Notary Public

Seal

Residing at Kia Lerly, Id.
My Commission Expires 6/30/92



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FEB 23 1968



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

To Whom It May Concern

November 27, 1995

Dear Sirs;

Stanley Standal has asked me to write this letter concerning a change of point of diversion that he proposes for 1 cfs of surface water under Claim A37-04032. Since the new diversion point will be in the same quarter-quarter section as the original point, no water transfer is required. Due to water-quality problems, diverting this water closer to the spring source is desirable. There will still be only one diversion, according to Mr. Standal. No element of this claim will change due to moving the diversion point, so again no transfer is required.

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

Sincerely,

James E. Stanton
Sr. Water Resource Agent

RECORDED
NOV 27 1995

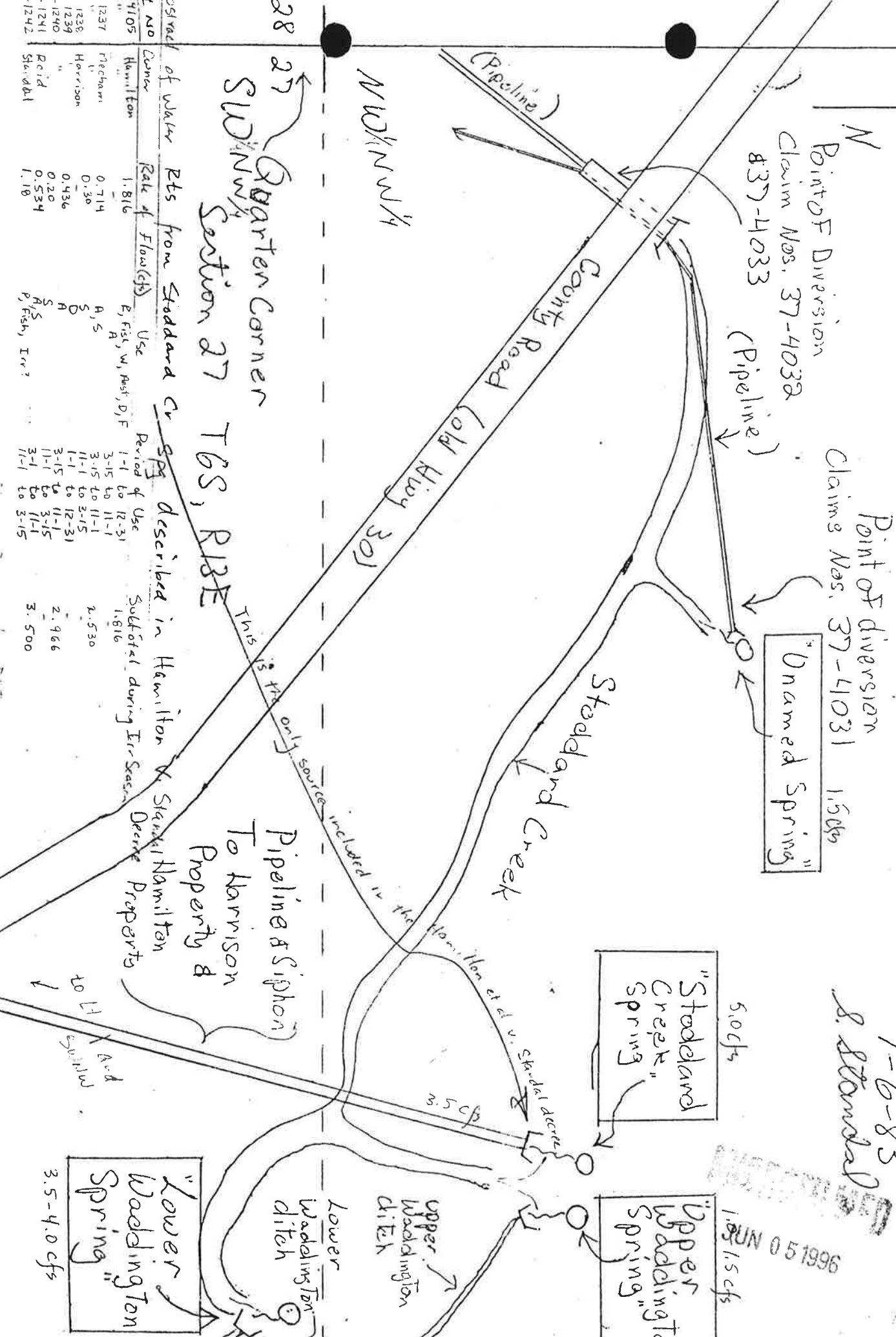
```
MODE SELECT          ?
OUTER DIAMETER      6.7896 IN
PIPE MATERIAL        CS-65
WALL THICKNESS     .12700 IN
INNER LINING        NO LINS
KIND OF FLUID       WATER
SENSOR MOUNTINGS    0
TYPE OF SENSOR      SMALL
DATA CHANGE         410
SPACING             4.728 IN
ZERO MODE           CLEAR
ZERO MODE           ALT ZERO
ZERO MODE           CLEAR
ZERO MODE           ALT ZERO
ZERO MODE           CLEAR
ZERO MODE           ALT ZERO
ZERO MODE           ZERO OPR
03-25 12:1720 WR
+365.955E GPPN
03-25 12:1820 WR
+002.90 % A12
MODE SELECT
TO CHECK
0245.5 NIBED
100.92 % T8
03-25 12:1900 WR
+361.728E GPPN
```

Scale: 1" = 100 ft

Stoddard Creek Springs & Diversions

1-6-83
J. Stoddard

UN 051996



L NO	Corner	Rate of Flow (cfs)	Use	Period of Use	Subtotal during Irr. Season
1105	Hamilton	1.816	P, Fish, W, Rec, D, F	1-1 to 12-31	1.816
1237	Mecham	0.714	A, S	3-15 to 11-1	2.530
1238	"	0.30	A	3-15 to 11-1	
1239	Harrison	0.436	A	1-1 to 3-15	
1240	"	0.20	A	3-15 to 11-1	2.966
1241	Reid	0.534	A, S	1-1 to 3-15	
1242	Stoddard	1.18	P, Fish, Irr?	3-1 to 11-1	3.500

28
27
Quarter Corner
SUDNWH
Section 27 T6S, R13E

Boundary of water Rts from Stoddard Cr. as described in Hamilton & Stoddard v. Harrison & Decree Property

Pipeline & Siphon
To Harrison
Property &

Lower Waddington ditch
Lower Waddington Spring
3.5-4.0 cfs

MEMORANDUM

TO: Stanley Standal Transfer (#4793) File
FROM: Corey Skinner
DATE: March 26, 1996
SUBJECT: Staff Review

Transfer #4793, filed by Stanley Standal, was filed to change the point of diversion for SRBA claims A37-04033, A37-04034, A37-04225.

The portion of Mr Standal's system that would be affected by this proposed transfer is represented by the sketch on attachment A. Stoddard Creek flows approximately east to west, right to left on attachment A. The creek flows through pond A, through a culvert in Barlogi Lane, through pond B, in a culvert under old U.S. 30, down a penstock/pipe to a powerplant through pond C and continues westward towards the Snake River. Mr. Standal currently diverts water out of this section of Stoddard Creek at the bottom end of pond B at old U.S. 30 (SRBA claim A37-04033 for power), out of the penstock/pipe just above the powerplant (one of two diversion points listed in SRBA claim A37-04225 for irrigation and mining), and at the bottom end of pond C (SRBA claim A37-04034 for fish propagation).

Through this transfer, Mr. Standal proposes to extend a pipeline &/or open channel further upstream from his current uppermost diversion, at the bottom end of pond B at old U.S. 30, through pond B, through a culvert in Barlogi Lane, to the bottom of pond A. In addition, Mr. Standal proposes to install a pipeline below the powerplant, through pond C to his currently existing diversion point for the fish pond(s)/raceway(s), SRBA claim A37-04034 for fish propagation. Essentially, the transfer proposes to enclose the water Mr. Standal currently diverts from the section of Stoddard Creek shown on attachment A (from the bottom of pond B and old U.S. 30 to the diversion point for the fish propagation claim, A37-04034, at the bottom of pond C) in a pipe &/or open channel and a pipe. The beginning of this proposed diversion and delivery system would be located at the bottom of pond A and Barlogi Lane, so any of Mr. Standal's diversions from Stoddard Creek below this point, and above the diversion for the fish pond(s)/raceway(s), would have to be changed to reflect this new point of diversion.

Since these three SRBA claims (A37-04033, A37-04034, and A37-04225) are all based on statutory claims, it is imperative that if this transfer is approved, that **these three claims still be subject to SRBA review**. A brief field check, conducted by myself and Allen Merritt on March 25th, revealed the following information. It should be noted that Mr. Standal stated that the highest flows

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typically occur around January.

A37-04033

It was observed that a power plant exists at the bottom of the penstock/pipe shown on attachment A. Allen and I measured the flow through the penstock with a polysonic instrument and obtained the following flow measurement(s)...

4366.8 gpm 4385.3 gpm 4430.2 gpm

average = 4394.1 gpm = **9.76 cfs**

A37-04034

It was observed that two fish ponds/raceways exist just below the roadway leading to Mr. Standal's house as shown on attachment A. The outflow from these two ponds/raceways was measured through four separate 36 inch rectangular weirs (two weirs at the tail end of each pond/raceway) and yielded the following results...

SOUTH POND/RACEWAY

south weir @ 0.38 ft = 2.28 cfs

north weir @ 0.40 ft = 2.46 cfs

NORTH POND/RACEWAY

south weir @ 0.43 ft = 2.74 cfs

north weir @ 0.41 ft = 2.55 cfs

Total outflow from ponds/raceways = 10.03 cfs

A37-04225

The irrigation system was not operating during the time of the field visit, but it was observed that there were hookups on the penstock/pipe just above the powerhouse for irrigation pipe. I observed that sprinklers were set up in the areas around Mr. Standal's house and in the pasture to the west of his house. I did not attempt to locate the lower diversion, further down Stoddard Creek below the fish ponds/raceways, that was also part of SRBA claim A37-04225. **This transfer proposes to change the upper diversion point of A37-04225**, the diversion out of the penstock above the powerhouse, and does not affect the lower diversion point (the diversion claimed to be located in the SENENE $\frac{1}{4}$). Mr. Standal gave the impression that the mining component of claim A37-04225 was no longer used, but the irrigation component still was. My casual observations led me to believe that a significant portion of the claimed irrigated acres was probably irrigated.

A37-04032

This is a claim that supplies water to the fish hatchery near

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OCT 02 2002

Mr. Standal's house. This diversion and delivery system is separate from the diversion and delivery system that is involved with this particular transfer. However, the delivery pipe runs next to the existing penstock/pipe and was also measured with the polysonic instrument during our field visit. The following flow rates were measured...

385.96 gpm	381.73 gpm	average flow = 383.8 gpm
		= 0.85 cfs

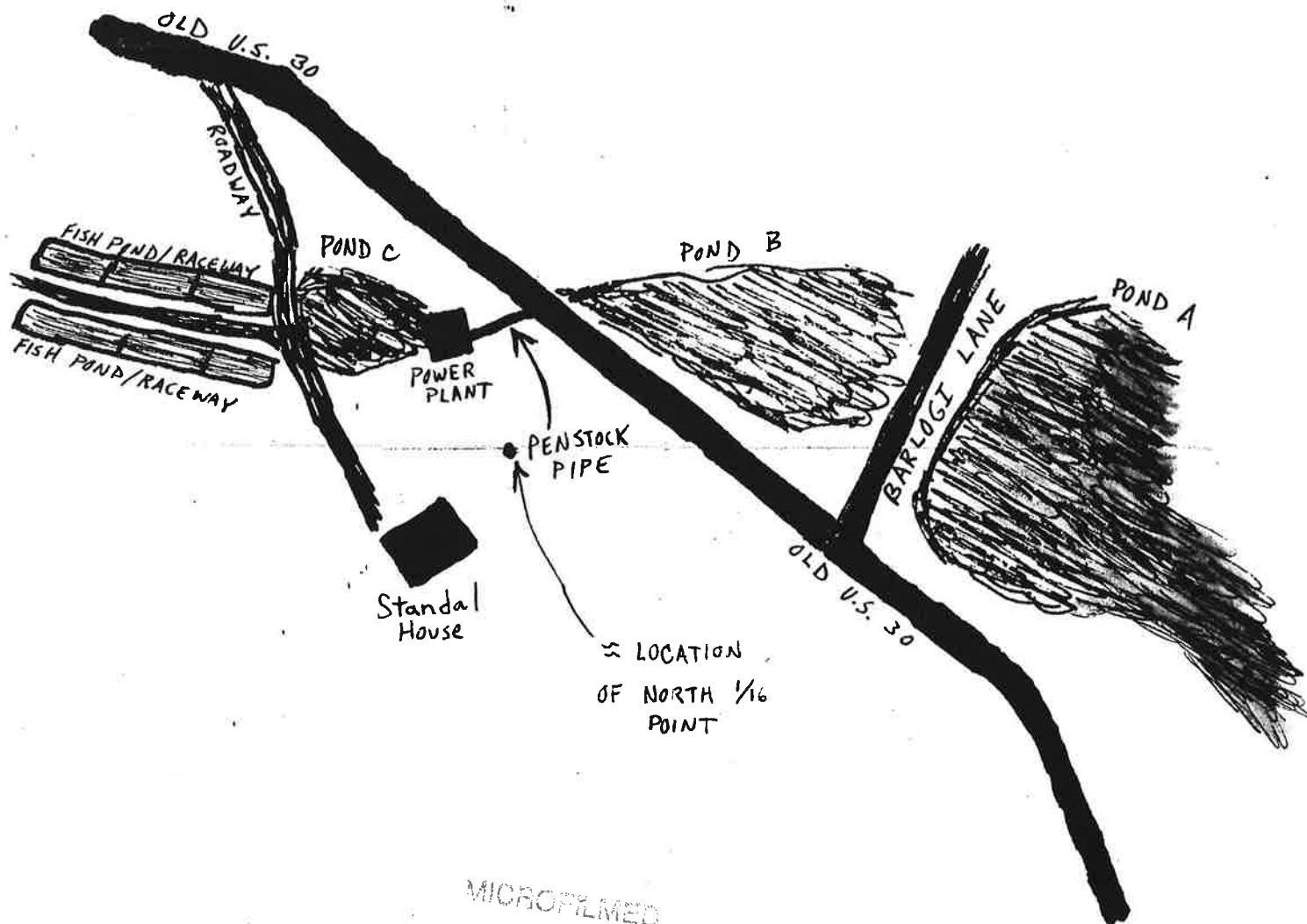
Overall, this transfer is fairly straightforward, but based on SRBA claims that will need to be subject to review. Essentially Mr. Standal wishes to move his uppermost diversion further upstream. However, just above his current diversion is a marshy pond, possibly a wetland (referred to as pond B on attachment A). Mr. Standal proposes to build a pipeline &/or an open channel across this area. I am not sure, but the Army Corps of Engineers may need to possibly be involved if any work is done in this area. This particular area, part of lot 1 of Spring Acres Subdivision (parcel #003020000010), is owned by Mr. Standal, I verified this via telecom with the Gooding County Assessor's office on March 26th.

However, I know that people (Zane Harrison and his wife and Karen Fulton) have already expressed concern about Mr. Standal disturbing this area, pond B. I explained, based on the information presented in the application, what Mr. Standal proposed to do and told both parties (the Harrison's and Ms. Fulton) that the application would be advertised in the newspaper, and could be protested by going through the appropriate process.

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OCT 02 2002

21 22
28 27



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OCT 02 2002

ATTACHMENT A

ATTACHMENT B (TRANSFER #4793)

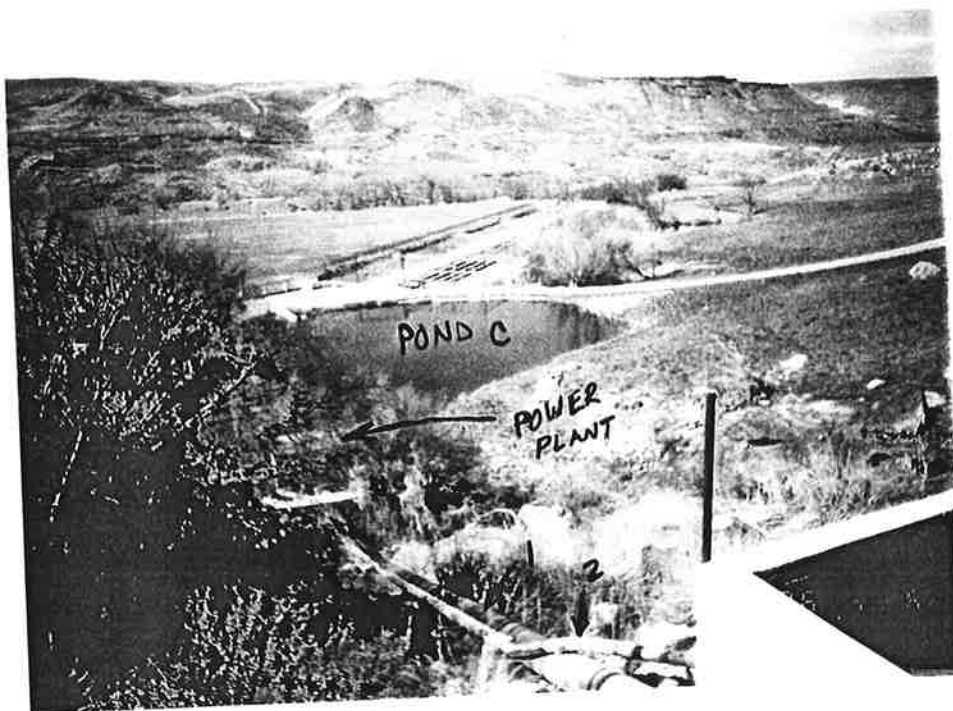


PHOTO TAKEN
96/03/25
BY C. SKINNER

VIEW LOOKING DOWN FROM
OLD U.S. 30 ONTO AREA
AFFECTED BY TRANSFER
#4793. POND C IS LABELED
TO REFLECT LABEL ON
ATTACHMENT A. FISH PONDS/
RACEWAYS VISIBLE BEYOND
POND C IS PLACE OF USE
FOR A37-04034. PIPE(S)
IN FOREGROUND (LABELED 1 & 2)
ARE DELIVERY SYSTEM
FOR A37-04033 (PIPE #1)
AND A37-04032 (ORANGE
PIPE #2).

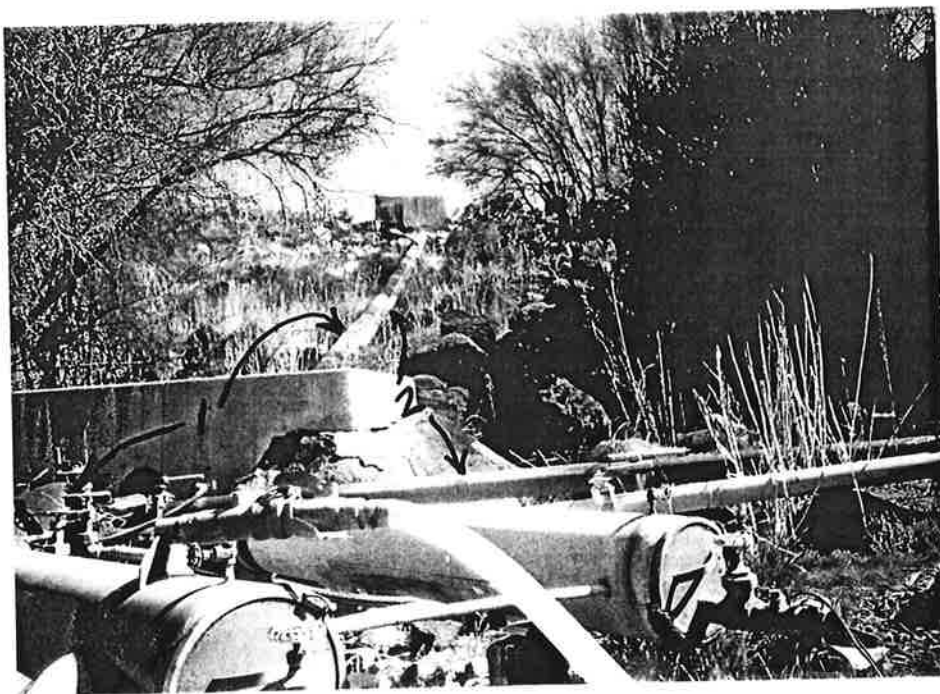


PHOTO TAKEN
96/03/25 BY
C. SKINNER

VIEW FROM BESIDE POWER
PLANT LOOKING BACK UP
TOWARDS OLD U.S. 30. PIPE(S)
LABELED (1 & 2) CORRESPOND
WITH PIPES IN PHOTO ABOVE.
PIPES IN FOREGROUND IN
THIS PHOTO ARE DIVERSION/
DELIVERY SYSTEM FOR
A37-04225 FOR IRRIGATION
SYSTEM ^{DIVERTED} OUT OF PIPE #1
JUST ABOVE POWERPLANT.

MICHAEL
2002

ATTACHMENT C (TRANSFER # 4793)

VIEW SHOWING POND B (AS LABELED ON ATTACHMENT A)
ARROWS INDICATE LOCATION OF BARLOGI LANE.

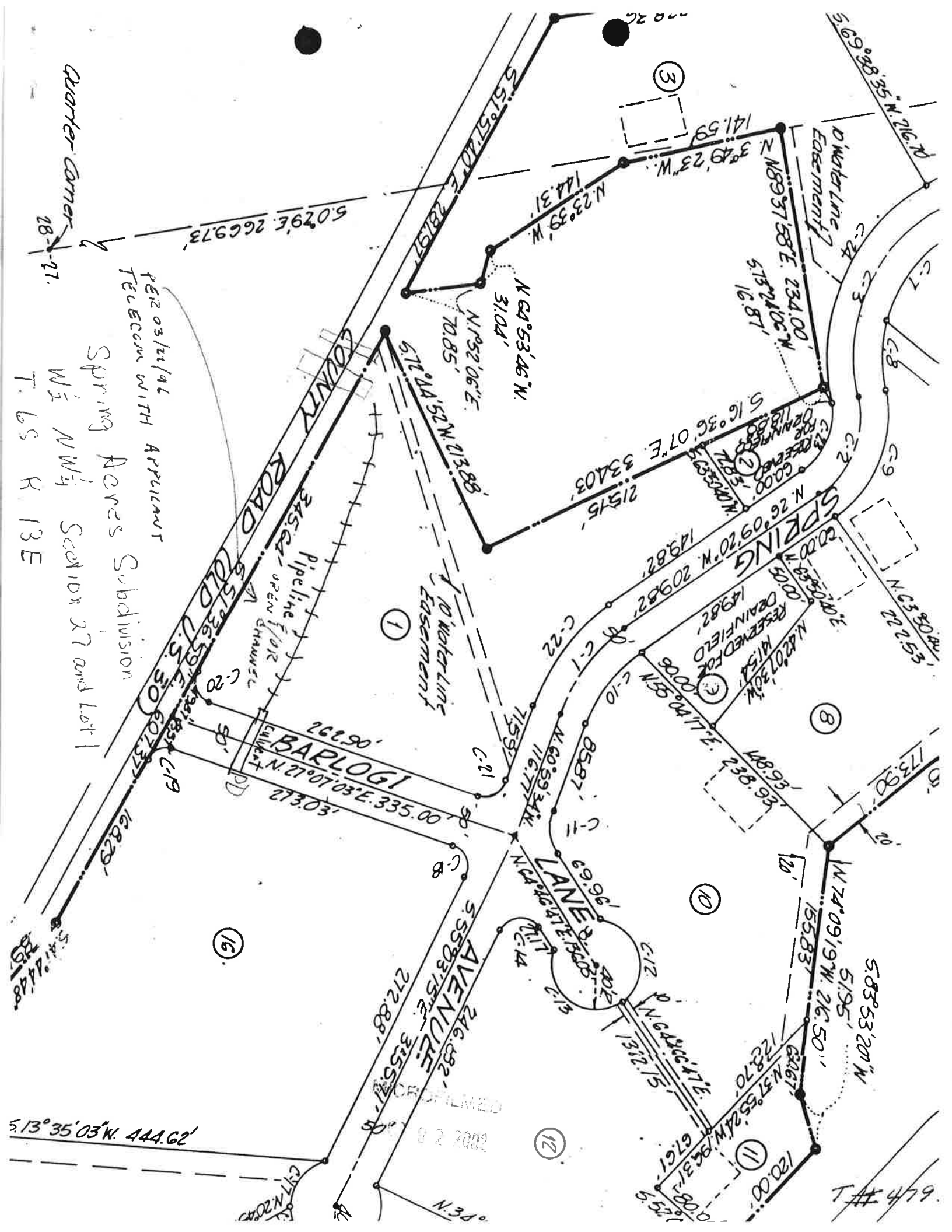
MR. STANDAL PROPOSES TO EXTEND A PIPELINE &/OR
OPEN CHANNEL FROM APPROXIMATELY THE CIRCLED AREA,
THROUGH POND B, TO BARLOGI LANE.



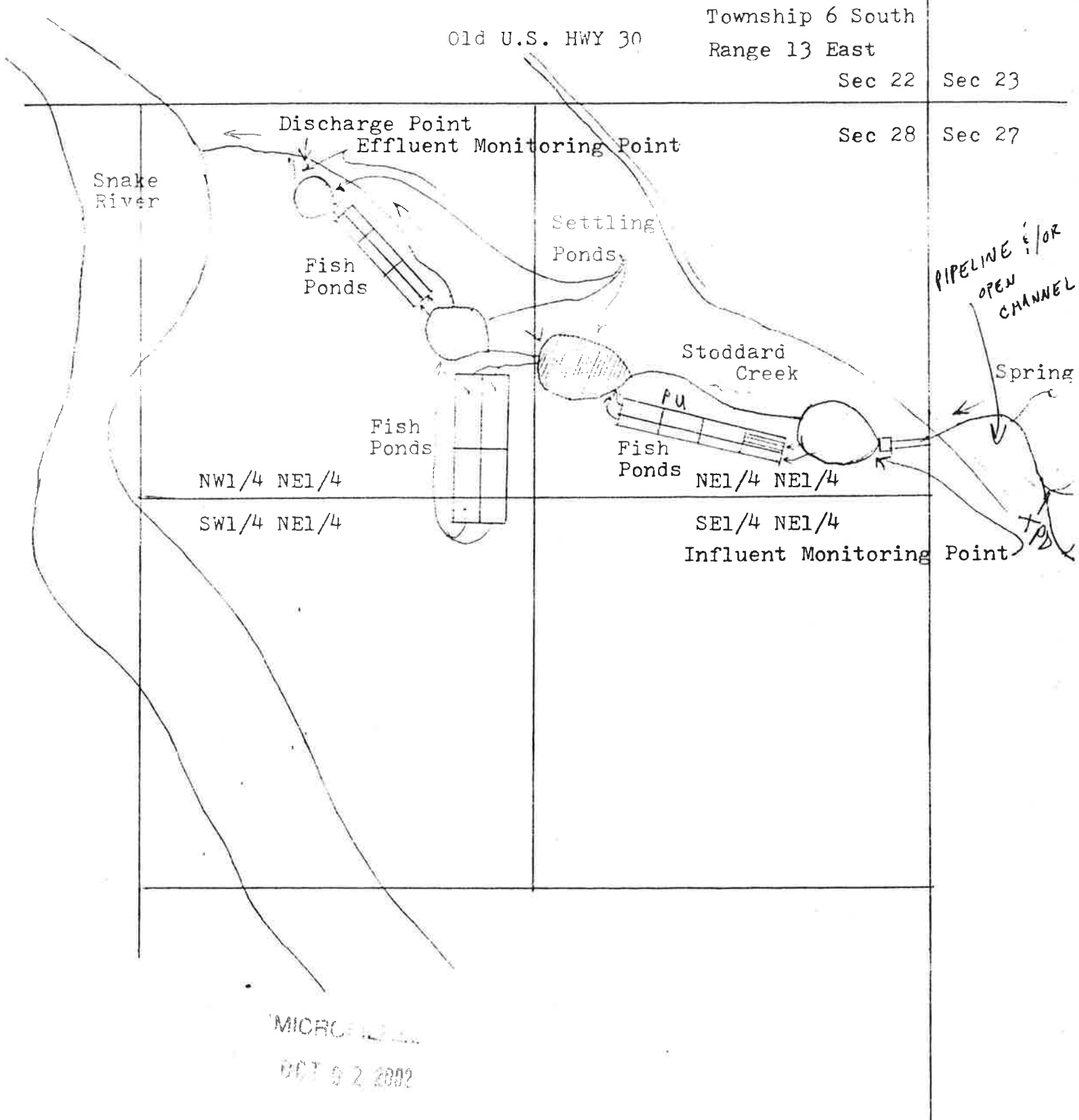
PHOTOS TAKEN 96/03/25
BY C. SKINNER

MICHOEHL

SEP 2 2002



N. Stanley Standal, Jr.
White Water Ranch
Gooding County
Bliss Idaho



T# 4793