

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:56:35
05/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-04135

LAST: RIVERVIEW ACRES #1
ADDRESS: ~~876 FORD AVE~~
19 SOUTH 615 WEST
CITY: BLACKFOOT
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83221

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/14/92

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Field Exam by Gary Buss

9-8-92 Called Leavitt for second time & left message for him
to call me about Evidence

A. AJ CLAIM: # A35-04135 PRIORITY DATE: 01-01-1957 STAGE: J
B. WR RECORD: # 35-04135 PRIORITY DATE: 01-01-1957 STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
Y

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

Recommend 10-16-1957 → Affidavit from homeowner who bought
a house in subdivision states that the community well was there
@ that time and was in operation.

RECOMMENDED PRIORITY DATE:

~~01-01-1957~~ 10-16-1957

REVIEWED BY

[Signature]

DATE

5-10-93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-04135	03S	34E	1	NW	NE	NE	1	BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

HR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. HR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-04135	03S	34E	1		NE	NE	1	BINGHAM

OTHER HR RECORDS WITH SAME HR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
Y
N

REMARKS:

LEGAL DESCRIPTION CHANGED PER FIELD EXAM & ASCS AERIAL PHOTO.

NO Actual change in well sight - taken to 10 ac

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
03S	34E	1	NE	NE	NE	---	Bingham
---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: *[Signature]*

DATE: 7-15-92

A. ROOT WATER RIGHT NUMBERS: A35-04135

B. PCU LISTING

THP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
033	34E	1	NE	NE	1	RIVERVIEW ACRES #1	A35-04135	734.0	35-04135	734.0	
			NE	NE		WEARYRICK DITCH CO.	A01-00247	140.0	01-00247	/	6.5
			NE	NE		WEARYRICK DITCH CO.	A01-00193	140.0	-	/	6.5
			NE	NE		WEARYRICK DITCH CO.	A01-10046	140.0	-	/	
			NE	NE		WEARYRICK DITCH CO.	A01-10047	140.0	-	/	
			NE	NE		WEARYRICK DITCH CO.	A01-10048	140.0	-	/	
			NE	NE		WEARYRICK DITCH CO.	A01-10049	140.0	-	/	
			NE	NE		WEARYRICK DITCH CO.	A01-10050	140.0	-	/	
			NE	NE		LEWIS, DON	A35-10985	/	-	/	
			NE	NE		COLSON, ILEEN	A35-11186	/	-	/	
			NE	NE		BUSH, SHIRLEY G.	A35-11876	/	-	/	
			NE	NE	1	TREGO DITCH CO.			01-00002A	/	
			NE	NE	1	WEARYRICK DITCH CO.			01-00193A	/	
TOTAL ACRES							A35-04135	34.00		34.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO PCU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
-Y-

PRESUMPTION FLAG:

REMARKS:

Gary Buss field examined 7-14-92. Found 13 houses with lawns on the system. The fields that are irrigated on the outer edge of the development are irrigated with canal water from the Wearyrick Ditch Co.

RECOMMENDATIONS:

TOTAL ACRES:

6.5

REVIEWED BY:

[Signature]

DATE:

7-15-92

A. AJ CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-04135	IRRIGATION	FROM 04-01 TO 11-01	.560 CFS
A35-04135	DOMESTIC	FROM 01-01 TO 12-31	.180 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.740 CFS

B. WR RECORDED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
35-04135	IRRIGATION	FROM 04-01 TO 11-01	.560 CFS
35-04135	DOMESTIC	FROM 01-01 TO 12-31	.180 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.740 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	~~N~~
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	~~N~~
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	~~Y~~

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

Irrigation 4-1 to 10-31

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.740 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.740 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

FIELD

DATABASE EXAMINER

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Theoretical, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ALSO IRRIG. WITH CANAL WATER.

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-04135	GROUNDWATER	RIVERVIEW ACRES #1	0.740	0.021		
A01-00247	SNAKE RIVER	WEARYRICK DITCH CO.	30.000	0.019		
A01-10047	SNAKE RIVER	WEARYRICK DITCH CO.	2.500	0.001		
A01-10048	SNAKE RIVER	WEARYRICK DITCH CO.	9.370	0.006		
A01-10049	SNAKE RIVER	WEARYRICK DITCH CO.	3.200	0.002		
A01-10050	SNAKE RIVER	WEARYRICK DITCH CO.	1.590	0.001		

LIST ALL RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-04135	DOMESTIC	RIVERVIEW ACRES #1	FROM 01-01 TO 12-31	.180 CFS	
A35-10985	DOMESTIC	LEWIS, DON	FROM 01-01 TO 12-31	.040 CFS	
A35-11185	DOMESTIC	COLSON, ILEEN	FROM 01-01 TO 12-31	.040 CFS	
A35-11185	STOCKWATER	COLSON, ILEEN	FROM 01-01 TO 12-31	.020 CFS	
A35-11876	DOMESTIC	BUSH, SHIRLEY G.	FROM 01-01 TO 12-31	.040 CFS	
A35-11876	STOCKWATER	BUSH, SHIRLEY G.	FROM 01-01 TO 12-31	.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 6.5 X 0.02 CFS/ACRE = .13 CFS
(TAKEN FROM P/U REVIEW)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 6.5 X CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =
TOTAL CONSUMPTIVE USE 19.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 6.5 X DIVERSION VOL. AF/A FOR AREA 4.0 =
TOTAL DIVERSION VOLUME 26.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☒) N()

1B. CALCULATIONS

IRRIGATION

13 homes (.5 Acres/home) = 6.5 Acres
14

7
6.5 Acres (4.0) = 26 AF/A Diversion Vol.

DOMESTIC

14
0.60 AF (63) = 8.4
7.8 AF

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	04-01 10-31	0.550 <u>18.14</u>	~~28~~ 28	0.0 <u>19.5</u>
DOMESTIC	01-01 12-31	0.180 <u>.18</u>	~~28~~ 3.4	<u>0</u>
TOTAL FOR THIS RIGHT		0.740 .28	<u>32.8</u> 36.4	19.5

REVIEWED BY: Lf Taylor

DATE: 6/12/92

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-04135

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.740

EXAMINER
.74

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A35-04135

0.740

-

35-04135

0.740

TOTAL CFS

0.740

0.740

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

0.28 Recommended

Theoretical shows 0.28 cfs

see B/u Field Report

AUTHENTICATION:

SIGNATURE: GT Taylor

DATE: 7-22-92
6-12-92

NAME OF FIELD EXAMINER: GT Taylor

TITLE: Sr. Water Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:56:35
05/29/91

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-04135

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			7-14-92 G. Buss			7-22-92 EJL	7-22-92 EJL	7-22-92 EJL
POINT OF DIV	Y		EJL	Y	1, 2, 4, 5			
SOURCE								
PLACE OF USE	Y		EJL	Y	1, 2, 4, 5 w.r.			
DIV. AMOUNT CFS/VOLUME			EJL	Y	Standards			
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM			EJL	Y	w.r. Standards			
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAIP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

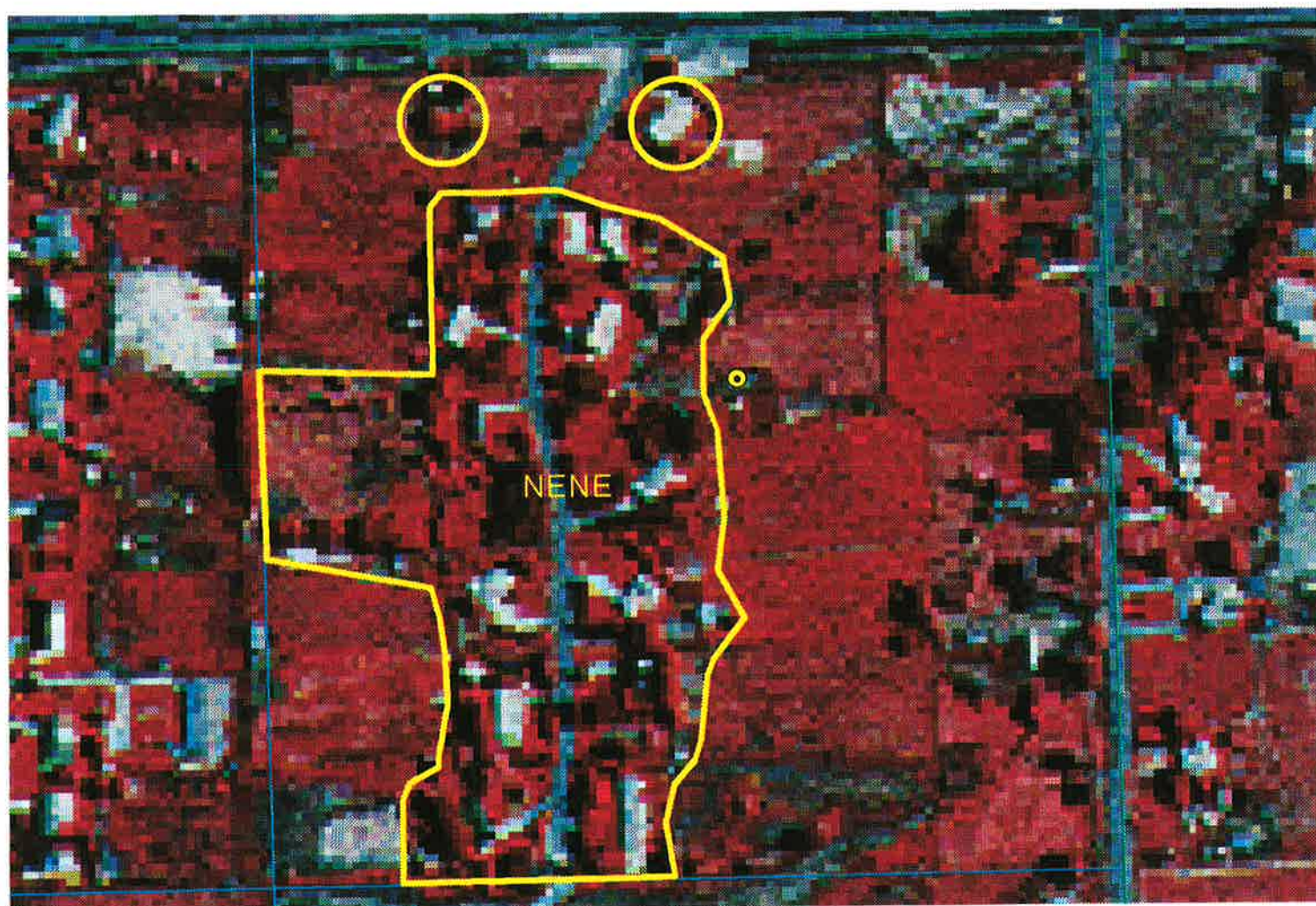
CONVENTION
CODES
E14.

IDAHO DEPARTMENT OF WATER RESOURCES

RIVERVIEW ACRES #1

Water Right No(s).

35-04135



0

1320 Feet



Point of Diversion
Location



Place of Use
Boundary



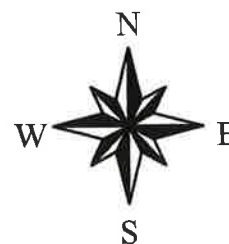
Section Lines



Quarter/Quarter Lines

Township(s) 03S, Range(s) 34E
Section(s) 1

PROFILES



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: June 24, 1998

SCANNED

AUG 26 2005

AJ0749NP
No. R35-04135

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/14/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RIVERVIEW ACRES #1	10/16/1957	IRRIGATION DOMESTIC	04-01 10-31 01-01 12-31	0.14 CFS 0.18 CFS	28.00 AFA 8.40 AFA
TOTAL DIVERSION:					0.28 CFS	36.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03S R34E S01 Lot01(NENENE)

BINGHAM 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		
03S	34E	1	:	01-07				:					:					:						
																							TOTAL ACRES	7.0

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		
03S	34E	1	:	01-D				:					:					:						

POU County: BINGHAM

Non-Irrigation Uses: 14 HOMES

Other Rights: WEARYRICK DITCH CO.

Conditions of Approval:

- E14 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- WEARYRICK DITCH CO.
- C12 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 35:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: USE DOMESTIC PORTION OF THIS RIGHT IS FOR 14 HOMES.

SCANNED
AUG 26 2006

PROFILE

AJ0749NP
No. R35-04135

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/24/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RIVERVIEW ACRES #1	10/16/1957	IRRIGATION DOMESTIC	04-01 10-31 01-01 12-31	0.13 CFS 0.18 CFS	26.00 AFA 7.80 AFA
TOTAL DIVERSION:					0.28 CFS	33.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03S R34E S01 Lot01(NENENE)

BINGHAM 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		
03S	34E	1	:	01-06				:					:					:					:	6.5
																							TOTAL ACRES	6.5

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		
03S	34E	1	:	01-D				:					:					:					:	

POU County: BINGHAM

Non-Irrigation Uses: 13 HOMES

Other Rights: WEARYRICK DITCH CO.

Conditions of Approval:

E14 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- WEARYRICK DITCH CO.

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

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

SCANNED
AUG 26 2005

PROTECTED

A35-04135
RIVERVIEW ACRES #1
C/O ~~TCDD~~ ~~SEER~~ Mark Leavitt
19 SOUTH 615 WEST
BLACKFOOT ID 832

Full Exam

Need E.P. → E.P. submitted
is for surface H₂O



A3504135

SCANNED

AUG 26 2005

PROFILE

Revised 7-22-92 EPC.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 15, 1998

ATTN MARK LEVITT
RIVERVIEW ACRES #1
24 S 615 W
BLACKFOOT ID 83221

Re: Notice of Error form on 35-04135.

Dear Mr. Levitt:

Enclosed for your review is a new profile report for the water right referenced above. This report was prepared from the information you provided on your Notice of Error form received December 7, 1998.

The department will recommend this right to the SRBA Court as it is on this report. If you still disagree with this recommendation you will have an opportunity to file an objection with the Court, after the Court sends you a copy of your water right.

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

Gregory J. Taylor
Sr. Water Agent

PROFILE

SCANNED
AUG 26 2005

Dec. 9, 1998

To whom it may concern:

On December 7, 1998, a Notice of Error was returned to you for Riverview Acres #1, Township 03S, Range 34E Section 1. The water right number is 35-04135.

It was noticed after the form was returned to you that there was still a question concerning the total number of acres irrigated and the source for that irrigation.

The source, noted in the materials sent to us, is a community well used for domestic purposes & some yard irrigation. In regards to that domestic source, there was an error in the number of homes and acreage served that were noted in the previous information returned to you, however, there is one residence not identified on the place of use illustration we received and one residence that is incorrectly identified, as it is not on our water system.

There is also a question regarding the irrigation for the remaining acreage in Riverview acres #1 and the water source for that irrigation.

Riverview Acres #1 contains approximately 26 acres. Approximately 18 to 19 of those acres are irrigated with surface water which at this time is managed by the Wearyrick Ditch Company. The water rights attached to this acreage go back to the turn of the century and are not noted in the information we received.

If the information we received is meant to be complete, it appears that it is not.

If there is further information concerning the remaining acreage still being processed due to the separate water source, then we will await that information and respond as necessary.

Thank you:



Mark O. Leavitt
24 S. 615 W.
Blackfoot Id. 83221

PROFILED

SCANNED
AUG 26 2005

Co

COPY OF ORIGINAL REPLY

* ADDITIONAL CONCERNS

November 20, 1998

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: December 18, 1998

Water right number: 35-04135

RIVERVIEW ACRES #1
C/O MARK LEVITT
24 S 615 W
BLACKFOOT ID 83221

Daytime Telephone Number:
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

* UNDER PURPOSE AND PERIOD OF USE:
THE DOMESTIC IS FOR 14 HOMES, (NOT 13)

* UNDER PLACE OF USE, 6.5 ACRES TOTAL FOR IRRIGATION IS INCORRECT.

2. Describe the changes you wish to make in the proposed recommendation:

* THERE ARE 14 HOMES FOR DOMESTIC USE, INCREASE THE NUMBER.

* THERE ARE 7.5 TOTAL ACRES FOR IRRIGATION, INCREASE THE NUMBER

* THERE ARE N 18-19 ADDITIONAL ACRES IRRIGATED BY SURFACE WATER FROM

3. Give a brief explanation as to why you disagree with these portions: A SEPARATE SOURCE
THERE ARE 14 HOMES & SURROUNDING YARDS IN RIVERVIEW ACRES #1
WELL & WATER USAGE.

___ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-3-98

SIGNATURE:

Please print your name:

Mark O. Leavitt

MARK O. LEAVITT

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

FILED

SCANNED
AUG 26 2005

(FELTS HOME NOT SHOWN)

November 20, 1998

RECEIVED

DEC 07 1998

NOTICE OF ERROR
REPLY

Department of Water Resources

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: December 18, 1998

Water right number: 35-04135

RIVERVIEW ACRES #1
C/O MARK LEVITT
24 S 615 W
BLACKFOOT ID 83221

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

* UNDER PURPOSE AND PERIOD OF USE;
THE DOMESTIC IS FOR 14 HOMES, (NOT 13)

* UNDER PLACE OF USE, 6.5 ACRES TOTAL FOR IRRIGATION IS INCORRECT.

2. Describe the changes you wish to make in the proposed recommendation:

* THERE ARE 14 HOMES FOR DOMESTIC USE, INCREASE THE NUMBER.

* THERE ARE 7.5 TOTAL ACRES FOR IRRIGATION, INCREASE THE NUMBER

3. Give a brief explanation as to why you disagree with these portions:

THERE ARE 14 HOMES & SURROUNDING YARDS IN RIVERVIEW ACRES #1
WELL & WATER USAGE.

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

DATE: 12-3-98 SIGNATURE: Mark O. Leavitt
Please print your name: MARK O. LEAVITT

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

SCANNED

AUG 26 2005

PROCESSED

RIGHT NUMBER: 35-04135

NAME AND ADDRESS: RIVERVIEW ACRES #1
C/O MARK LEVITT
24 S 615 W
~~24 SOUTH 615 WEST~~
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

QUANTITY: 0.28 CFS
~~0.174 CFS~~
33.8 AFY

PRIORITY DATE: 10/16/1957
~~01/01/1997~~

POINT OF DIVERSION: T03S R34E S01 LOT 1 ~~(NENENE)~~ Within BINGHAM County
~~(NENENE)~~

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY	
IRRIGATION		04-01	<u>10-31</u> ~~11-01~~	0.13 CFS ~~0.136 CFS~~
		01-01	12-31	26.0 AFY 0.18 CFS 7.8 AFY
DOMESTIC				
~~DOMESTIC 0.18 HOMES~~				

DOMESTIC PORTION OF THIS RIGHT IS FOR 13 HOMES.

PLACE OF USE: IRRIGATION Within BINGHAM County
T03S R34E S01 Lot 1 ~~(NENE)~~ 6.5
~~NENE 34~~
6.5 ACRES TOTAL
~~34 ACRES TOTAL~~

DOMESTIC Within BINGHAM County
T03S R34E S01 Lot 1 ~~(NENE)~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
USE OF THIS RIGHT IS COMBINED WITH WATER FROM
WEARYRICK DITCH CO.

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AUG 26 2005

RECEIVED

JAN 26 1993

Department of Water Resources
Eastern District Office

To: Greg Tiller
From: Mark Leavitt
Date: January 18, 1993
Subj: Adjudication claim #A35-04135

Information showing the drill date of the culinary well for the Riverside Acres #2 subdivision is not available. In lieu of this information we are furnishing an affidavit from an early home owner in the subdivision showing the well was in service at the date of their home purchase. Obviously the well was functional prior to this date but we can find no documents to substantiate this.

If you have further questions or comments concerning this matter, please feel free to contact me.



Mark Leavitt
Riverview Acres Water Committee Chairman
24 S. 615 W. Blackfoot, Id. 83221

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AUG 26 2005

MICROFILMED
APR 15 1994

RECEIVED

JAN 26 1993

Department of Water Resources
Eastern District Office

To whom it may concern:

RE: The community well which provides culinary water for the subdivision known as the Teeples Bergeson Riverview Acres.

Records are unavailable which give the drilling date of said community well. A statement from an original home buyer in said subdivision is here given to show the well existed and was functional on the date of purchase.

The home and property known as Lot 11 of Riverview Acres was purchased on October 16, 1957 by Edward M. and Bonnie J. Thompson. The culinary water to said home is supplied by the Teeples Bergeson Riverview Acres community well. Said well did exist and was functional on that purchase date.

Bonnie J. Thompson
BONNIE J. THOMPSON

1-15-93
DATE

James Marriott
NOTARY
Residing at Blackfoot
Commission expires Feb 2 1994

1-15-93
DATE

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APR 15 1994

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number (s): A35-04135

[] Old Mailing Address: RIVERVIEW ACRES #1

C/O TEDD SERR

19 S 615 W BLKFT 83221

[] New Mailing Address: RIVERVIEW ACRES # C/O MARK LEAVITT

24 S 615 W

BLKFT 1D 83221

New Telephone Number: () - -

[] Signature of Claimant: _____

Date: 7-16-91

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

*Request came from Mark
Leavitt in a note
attached to Notice /fo*

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MICROFILMED

DEC 10 1992

RE: EVIDENCE OF PRIORITY

No. A35-04135

ENCLOSED IS AN AFFIDAVIT WHICH
ESTABLISHES THE FIRST BENEFICIAL USE
OF WATER ON THE PROPERTY COVERED
BY THE ABOVE NOTICE OF CLAIM NO. #

PLEASE SEND ANY FUTURE CORRESPONDENCE
CONCERNING THIS CLAIM NO. TO:

MARK LEAVITT

24 So. 615 W.

BLACKFOOT, ID. 83221

THANK YOU

Mark Leavitt

Eric, do you want
the name + address
changed to Leavitt
on the notice?

Jo

YES - HANDLE AS A CHANGE IN ADDRESS

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DEC 10 1992

RECEIVED

JUL 11 1991

Department of Water Resources
Eastern District Office

RECEIVED

JUL 11 1991

Department of Water Resources
Eastern District Office

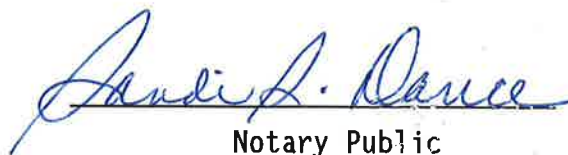
1-Jul-1991

RE: Evidence of Priority
NO. A35-04135

In regards to the property described as T03s R34E S01; according to family records of the original owner, Mr. Lewis Dunbar Wilson, irrigation of the above described property was initiated in the year 1885. The 34 acres comprising Riverview Acres #1 described as T03s R34E S01 NENE 34.0 is a portion of the property deeded to Mr. Wilson and included in the acreage placed under irrigation by him in that year.



Darrel A. Wilson, grandson



Notary Public

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AUG 26 2005

PROFILE

MICROFILMED

DEC 10 1992

17-Jun-1991

TEDD SERR
RIVERVIEW ACRES #1
19 S 615 W
BLACKFOOT ID 83221

RE: **Evidence of Priority**
NO. A35-04135

Dear Claimant:

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 JULY 15, 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.

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DEC 10 1992

TEDD SERR
RIVERVIEW ACRES #1
A35-04135

page 2

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,

Eric Verner
Senior Water Agent

EV:rb

Enc. Brochure on "Evidence of Priority"
Proof Report

PROFILE

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AUG 26 2005

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DEC 10 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

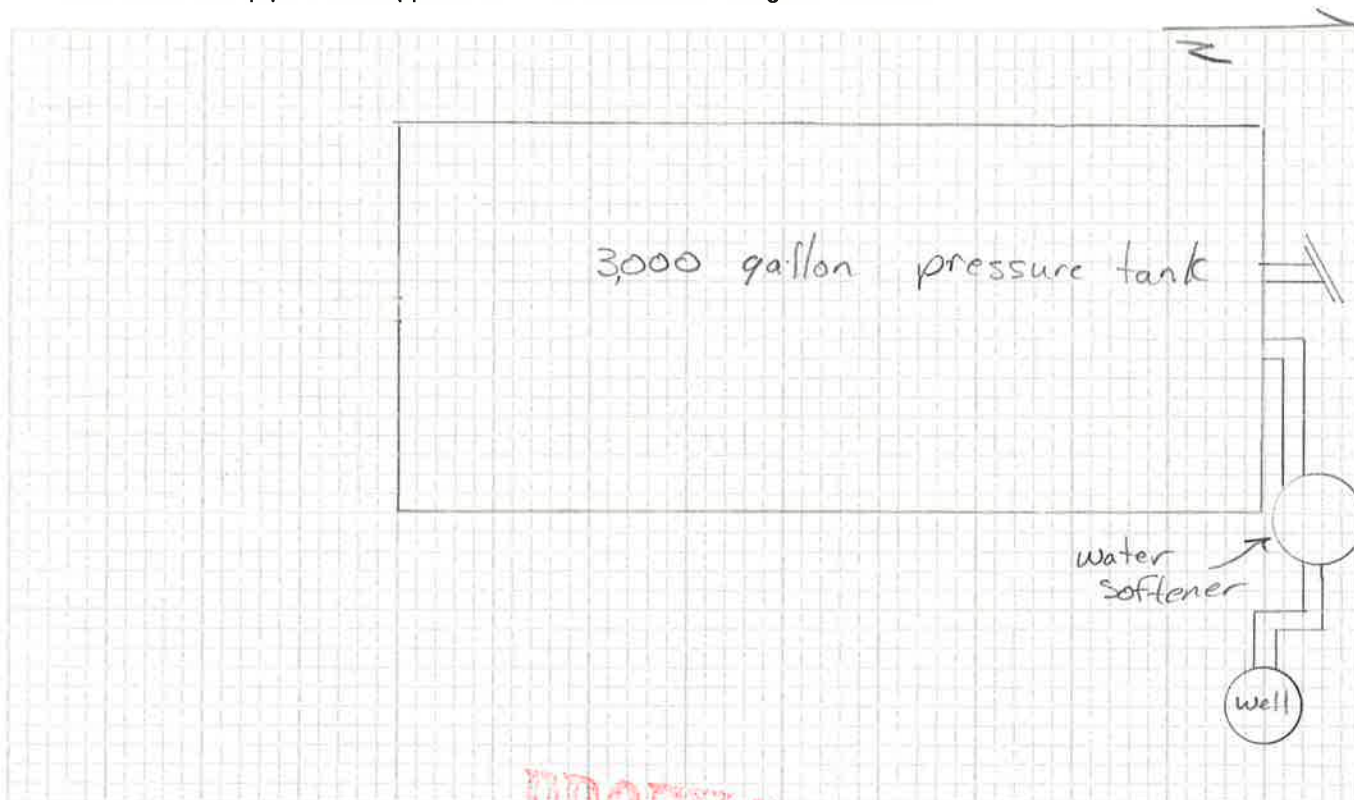
1. Owner: River View Acres #1 Permit No. 35-4135
Current Address: 19 S. 615 W. Blackfoot Phone No. _____
2. Accompanied by: _____ EXAM. DATE: 7-14-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

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AUG 20 2003

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gage	Fluid	ashcroft	—	—	100psi	

2. Measurements:

operating pressure is 50psi

water level approx. 50'

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{7\frac{1}{2} \text{ ft} (8.814) (1.7)}{50' + 50 \text{ psi} (2.308)} = .280 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

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AUG 26 2005

PROFIT

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: A35-04135
Date Received: ~~5/02/1989~~ 5-3-89
Receipt No: NOV 3333
Received By: AS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RIVERVIEW ACRES #1
Address: C/O ~~TEDD SERR~~ MARK LEAVITT
24 19 SOUTH 615 WEST
BLACKFOOT, ID 83221

DE 7-16-91 / 80

A3504135



2. Date of Priority: JAN 01, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	34E	1	NW	NE	NE	1	BINGHAM

5. Description of diverting works:
WELL 100' DEEP, 8" CASING, 7.5 HP PUMP, PIPED TO EACH LOT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.560		
DOMESTIC	01/01	12/31	0.180		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/14 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03S	34E	1	NE	NE		IRR	34.0

Section Acres 34.0

A35-04135 Page 1 Date: 05/02/89

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AUG 26 2005

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DEC 10 1992

10. Place of Use: Continued

Total Acres 34.0

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:
ALSO IRRIG. WITH CANAL WATER.

14. Remarks:

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 Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
RIVERVIEW ACRES WATER Comm., that I have signed the foregoing
Organization

document in the space below as PRESIDENT of
Title
RIVERVIEW ACRES WATER Comm. and that the statements contained in the
Organization
foregoing document are true and correct.

Paul O. Leavitt
Signature of Authorized Agent
PRES. of RIVERVIEW ACRES WATER Comm.
Title and Organization

5-2-89

Date

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AUG 26 2005

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DEC 10 1992

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of May 19 89

Anna Baumgart
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 12/7 1994

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AUG 26 2005

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DEC 10 1992

100-10-1092

PROTECTED

SOUTH

34

March

38

BRIDGE

INTERAL

WESIDE

PARSONS

Clarkson

WEST

100

PROTECTED

SCANING
AUG 26 2005

CANADIAN