

AJ0749NP
No. R35-10674

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

DATE: 03/25/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BINGHAM COUNTY GROVELAND CEMENTARY MAINT C/O C E LILYA 414 N 400 W BLACKFOOT ID 83221 (208) 785-4232	04/01/1934	IRRIGATION	04-01 10-31	0.08 CFS	16.00 AFA
TOTAL DIVERSION:					0.08 CFS	16.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T02S R35E S20

SESWSE

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	:		
02S	35E	20	:					:					:					:					:		
																							04	:	4.0
TOTAL ACRES																								:	4.0

POU County: BINGHAM

Other Rights: NONE

Remarks: POD TWO POINTS OF DIVERSION LOCATED IN SESWSE S20, T02S, R35E.

GEN PLACE OF USE IS ALSO KNOWN AS GROVELAND CEMENTARY.

Dates: Exam Made Date: 08/21/1992 Verified Date: Objection Filed Date:

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

Comments: Date: 08/21/1992 User-ID: VERNER Subject: COPIED FROM REMARKS
10" WELL ADDED TO SYSTEM IN 1987. AN ADDITIONAL 1.0 ACRES
WERE ALSO ADDED TO THE CEMENTARY IN 1987. APPLICATION FOR PERMIT
WILL BE FILED FOR THIS ADDITIONAL GROUND (SEE 35-08723).

Date: 04/27/1993 User-ID: THOMPSON Subject: RESET VERIFIED DATE
RESET VERIFIED DATE

Audit: 03/25/98 ARUBERRY

SCANNED

SEP 15 2005

PROFILED



IDAHO DEPARTMENT OF WATER RESOURCES

Eastern Region

**CLAIMANT: Bingham County,
Groveland Cemetary**

**WATER RIGHT:
35-10674**

**POINTS OF DIVERSION:
T2S, R35E, Sec. 20 SESWSE
(two points of diversion)**

**LOCATION: T2S, R35E,
Sec. 20 (part of) NWSE**



800 0 800 1600 2400 3200 4000 4800 5600 6400 7200 Feet

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER-QUARTER LINES

SCANNED
SEP 15 2005



GIS Place of use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 1998

POD Id # - 388, 389
POU Id # - 545

PROFILE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:16:10
05/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-10674

LAST: GROVELAND CEMENTARY MAINT. DIST.
ADDRESS: C/O C. E. LILYA
414 N. 400 W.
CITY: BLACKFOOT
PHONE NUMBER: 208-785-4232

FIRST: BINGHAM COUNTY,
STATE: ID ZIP: 83221

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: 10^m WELL ADDED TO SYSTEM IN 1987. AN ADDITIONAL 1.0 ACRES
WERE ALSO ADDED TO THE CEMETARY IN 1987. APPLICATION FOR PERMIT
WILL BE FILED FOR THIS ADDITIONAL GROUND.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: 8/24/92

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Desk Top Review by CO AND BLUEMAN FOR 35-08723.

4-1-1934 AMENDED

A. AJ CLAIM: # A35-10674 PRIORITY DATE: ~~04-01-1934~~ STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

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

REMARKS: CLAIMANT AMENDED PRIORITY DATE TO 4-1-1934 PURSUANT TO INFORMATION THEY HAD
GATHERED ABOUT THE DEVELOPMENT. CLAIMANT SUBMITTED 2 AFFIDAVITS FROM AREA
RESIDENTS THAT ATTEST THAT THERE WAS A WELL IN USE FOR THE CEMETARY CARETAKERS
HOUSE IN 1934. (SEE CONVERSATION MEMO - RECOMMENDED AS CLAIMED.)

RECOMMENDED PRIORITY DATE:

N/C

REVIEWED BY ED

DATE 8-21-92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-10674	02S	35E	20	SE	SW	SE		BINGHAM

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

WR RECORDS IN SAME 40 ACRE TRACT

35-08723

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>Y</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	<u>N</u>

REMARKS:

SYSTEM EXAMINED BY HWS ON 5/11/92 IN CONSULTATION W/ 35-08723.

POD IS IN THE SE SW SE SEC 20 AS CLAIMED. THERE ARE 2 POD'S.

REMARK: F02:2

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
2S	35E	20	SE	SW	SE		BING.

SOURCE: GW TRIB: DATE: 8-20-92

REVIEWED BY: ED

A. ROOT WATER RIGHT NUMBERS: A35-10674

B. PCU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	35E	20	SW	SE		GROVELAND CEMENTARY MAINT. DISA35-10674 / 4.0	-	/	43.0		
			SW	SE		RIVERSIDE CANAL CO. A01-001178A/ 7.0	-	/			
			SW	SE		RIVERSIDE CANAL CO. A01-001180A/ 7.0	-	/			
			SW	SE		RIVERSIDE CANAL CO. A01-00157 / 7.0	-	/			
			SW	SE		RIVERSIDE CANAL CO. A01-00264 / 7.0	-	/			
			SW	SE		RIVERSIDE CANAL CO. A01-00324 / 7.0	-	/			
			SW	SE		RIVERSIDE CANAL CO. A01-10057 / 7.0	-	/			
			SW	SE		OLSEN, JOHN W. A35-07465 / 32.0	35-07465	/ 32.0			
			SW	SE		HOGAN, RAYMOND E. A35-11727 /	-	/			
			SW	SE		HOGAN, RAYMOND E. A35-11728 /	-	/			
			SW	SE		JOHNSON, CHARLES R. A35-12253 /	-	/			
			SW	SE		COUNTY OF BINGHAM					
							35-08723	/ 1.0			
TOTAL ACRES							A35-10674	4.00	43.00		

5 4
ACRE UNDER
35-08723

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO PCU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
ON

PRESUMPTION FLAG:

REMARKS:

PCU VERIFIED BY HWS PURSUANT TO B/U EXAM FOR 35-08723. Recommended
AS CLAIMED.

RECOMMENDATIONS:

TOTAL ACRES: 4

REVIEWED BY: ES

DATE: 8-21-92

A. AJ CLAIMED USES:

PURPOSES
A35-10574 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
0.080 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

0.080 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

DATABASE

Y
Y
Y

FIELD
EXAMINER

Y
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

- USE VERIFIED BY HUDS ON 5-11-92 PURSUANT TO 35-08723.
- HUDS MEASURED CAPACITY @ 0.25 cfs. RECOMMEND 0.08 cfs AS CLAIMED (1" rule).
- PERIOD OF USE IS 4/1 TO 10/31.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.080 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 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)

FIELD
DATABASE EXAMINER
Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD PITOT GAUGE-SEE, SEE ATTACHED CALCULATIONS.
JS-08723 B/U EXAM.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-10674	GROUNDWATER	GROVELAND CEMENTARY MAINT. DIS	0.080	0.020		
A01-001178A	SNAKE RIVER	RIVERSIDE CANAL CO.	1.220			
A01-00157	SNAKE RIVER	RIVERSIDE CANAL CO.	10.000	0.003		
A01-00264	SNAKE RIVER	RIVERSIDE CANAL CO.	30.000	0.010		
A01-00324	SNAKE RIVER	RIVERSIDE CANAL CO.	50.000	0.017		
A01-10057	SNAKE RIVER	RIVERSIDE CANAL CO.	99.350	0.033		
A35-07455	GROUNDWATER	OLSEN, JOHN W.	1.440	0.020	252.00	3.50

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-11727	DOMESTIC	HOGAN, RAYMOND E.	FROM 01-01 TO 12-31	.040 CFS	
A35-11727	STOCKWATER	HOGAN, RAYMOND E.	FROM 01-01 TO 12-31	.020 CFS	
A35-11728	DOMESTIC	HOGAN, RAYMOND E.	FROM 01-01 TO 12-31	.040 CFS	
A35-11728	STOCKWATER	HOGAN, RAYMOND E.	FROM 01-01 TO 12-31	.020 CFS	
A35-12253	DOMESTIC	JOHNSON, CHARLES R.	FROM 01-01 TO 12-31	.040 CFS	
A35-12253	STOCKWATER	JOHNSON, CHARLES R.	FROM 01-01 TO 12-31	.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 4 X 0.02 CFS/ACRE = 0.08 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 12.0 AF/A

ACRES 4 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 12 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 4 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 16 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

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

None

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

IRR

4/1 10/31

0.08

16

12

TOTAL FOR THIS RIGHT

0.08

16

12

REVIEWED BY:

SP

DATE:

8-21-92

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: 35-10674

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE

EXAMINER

CFS

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A35-10674

0.080

-

-

TOTAL CFS

0.080

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
N

FIELD
EXAMINER

REMARKS:

B/U Right

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

8-21-92

SWA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:16:10
05/29/91

PAGE: 10
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-10674

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	Y			N	6	8-21-92	8-21-92	8-21-92
POINT OF DIV	Y		HWS 5-11-92	N	5, 3, 1			
SOURCE	Y		HWS 5-11-92	N	5			
PLACE OF USE	Y			N	5, 3, 1			
DIV. AMOUNT CFS/VOLUME	Y			N	5			
CONSUMPTIVE USE	-			N	6			
PURPOSES	Y			N	5			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAAPP 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.

July 17, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED
AUG 10 1998
Department of Water Resources
Eastern Region

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: August 14, 1998

Water right number: 35-10674

BINGHAM COUNTY GROVELAND CEMENTARY MAINT
C/O C E LILYA
414 N 400 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):
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: 11 Aug 1998 SIGNATURE: Claude E. Lilya
Please print your name: CLAUDE E. LILYA

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

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SEP 15 2005

CONVERSATION MEMORANDUM

DATE AUG 21 1992FILE A35-10674NAME OF PARTY CLAUDON LILYAEMPLOYEE ERIC VERNER

RE: GROVELAND CEMETARY. CLAUDON LILYA IS THE SON OF
CLAUDE E. LILYA WHO'S ~~SEE~~ AFFIDAVIT WAS SUBMITTED IN
SUPPORT OF A35-10674. MR. CLILYA (CLAUDE E.) WAS IN
PENNSYLVANIA SO HIS SON DISCUSSED THIS CLAIM W/ ME.

CLAUDON SAID THAT HIS FATHER HAS BEEN ON THE
CEMETARY BOARD FOR MANY YEARS AND THAT HIS FAMILY
HAS BEEN INVOLVED W/ MAINT. ETC... OF THE CEMETARY
SINCE HE WAS YOUNG.

MY QUESTION REGARDED THE EXTENT OF USE ~~THE~~ OF THE
WELL ~~HAD~~ FOR IRRIGATION SINCE 1934. CLAUDON'S FATHER'S
STATEMENT DOESN'T MENTION WHETHER OR NOT THE WELL
WAS USED FOR IRRIGATION OR NOT. CLAUDON SAID THAT
AS FAR BACK AS HE REMEMBERED, THE WELL WAS THE SOLE
SOURCE OF IRRIGATION WATER FOR THE ORIGINAL 4 ACRES.
HE TOLD ME THAT THE ORIGINAL WELL HAD A 5HP PUMP
INTO AND THAT UNDERGROUND LINES SUPPLIED SPRINKLERS. THE
SYSTEM WAS CHANGED IN 1987 TO SOLID SET HANDLINGS
FROM THE NEW WELL (SEE 35-00723).

BASED UPON MY DISCUSSION W/ CLAUDON, RECOMMEND
PRIORITY DATE AS CLAIMED. (1934)

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SEP 15 2005

WATER RIGHT NUMBER : A35-10674

LEGAL DES: TWN 025 RNG 35 E SEC 20 TRACT SW SE 4 ACRES
(11) BINGHAM COUNTY

AS I REMEMBER IT, THE HOUSE HAD WATER IN IT BY 1937, FROM THE WELL ON THE CEMETERY. AT FIRST, I THINK THERE WAS ONLY A HAND PUMP FOR THE USE OF THOSE WHO LIVED IN THE HOUSE. IT MUST HAVE BEEN DRILLED ABOUT 1934/1935. IN 1937, WHEN OUR SON DIED AND WAS BURIED IN THAT CEMETERY, THERE WAS WATER IN THE HOUSE. THE WELL WAS UPDATED IN 1959 AND AGAIN IN 1987.

DATE 12/27/91

Eva J. Hale

12/27/91

Leah Jones
Notary Public

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SEP 15 2005

MICROFILMED
DEC 10 1992

I REMEMBER HELPING MY FATHER TAKE A TWO ROOM HOUSE
TO THE GROVELAND CEMETERY DURING 1934. SOMETIME
DURING THAT YEAR, A WELL WAS DUG AND THE HOUSE USED
A HAND PUMP. IT WAS UPDATED IN APRIL 1959 AND
A SECONDARY WELL WAS DUG IN 1987.

FAMILIES LIVED IN THAT HOUSE AND HELPED TO TAKE CARE
OF THE CEMETERY, RIGHT UP UNTIL THE EARLY 1970's.

DATED 8 Jan 1992 Claude C. Lelya

WATER RIGHT NUMBER A35-10674

LEGAL DESCRIPTION

TWN 025 RNG 35 E SEC 20 TRACT SE SW SE (11) BINGHAM Co.

SWORN BEFORE ME THIS DAY 8 JANUARY, 1992

Betty J. Thompson
BETTY J. THOMPSON, NOTARY

BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT 1 AND 1/2 E. IDAHO
MY COMMISSION EXPIRES: 6-30-94

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SCANVILL
SEP 15 2005

MICROFILMED
DEC 10 1992

December 18, 1991

A35-10674

GROVELAND CEMETARY MAINT DIST
C/O C E LILYA
414 N 400 W
BLACKFOOT ID 83221

RE: Evidence of Priority *****FINAL REQUEST*****
 RESPONSE DEADLINE
 JANUARY 20, 1992

Dear Mr. Lilya:

Our records indicate that your claim, listed above, is based upon either a "Statutory Claim" or "Beneficial Use" of the water. For water rights of this type, the claimed "Priority Date" must be substantiated with supporting evidence. We previously requested this supporting evidence be submitted by July 25, 1991, and to date we have not received the requested documentation.

Before the Department can make a recommendation to the Court to decree the claim, some evidence of the priority date must be submitted. We are enclosing a brochure outlining the types of evidence you may submit, and a printout of your claim for reference. We request that you submit your evidence of priority as soon as possible.

If we do not receive the requested documentation, the Department will recommend the claim be disallowed, due to lack of evidence supporting any priority date.

Please submit the required evidence supporting the priority date by January 20, 1992. Please reference the claim number on your correspondence. If you have questions or need other assistance, please contact this office.

Sincerely,

Eric Verner
Senior Water Rights Agent

EV:jt

Enclosure: Brochure/Proof Report

MICROFILMED

DEC 10 1992

SCANNED

SEP 15 2005

PROFILED

28-Jun-1991

BINGHAM COUNTY GROVELAND CEMETERY
414 N 400 W
BLACKFOOT, ID 83221

RE: **Evidence of Priority** A35-10674

Dear Claimant:

The Notice of Claim identified with the numbers 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 29, 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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SEP 15 2005

MICROFILMED
DEC 10 1992

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:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

PROFILES

SCANVILL
SEP 15 2005

MICROFILMED
DEC 10 1992

COPY FOR: 35-10674

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

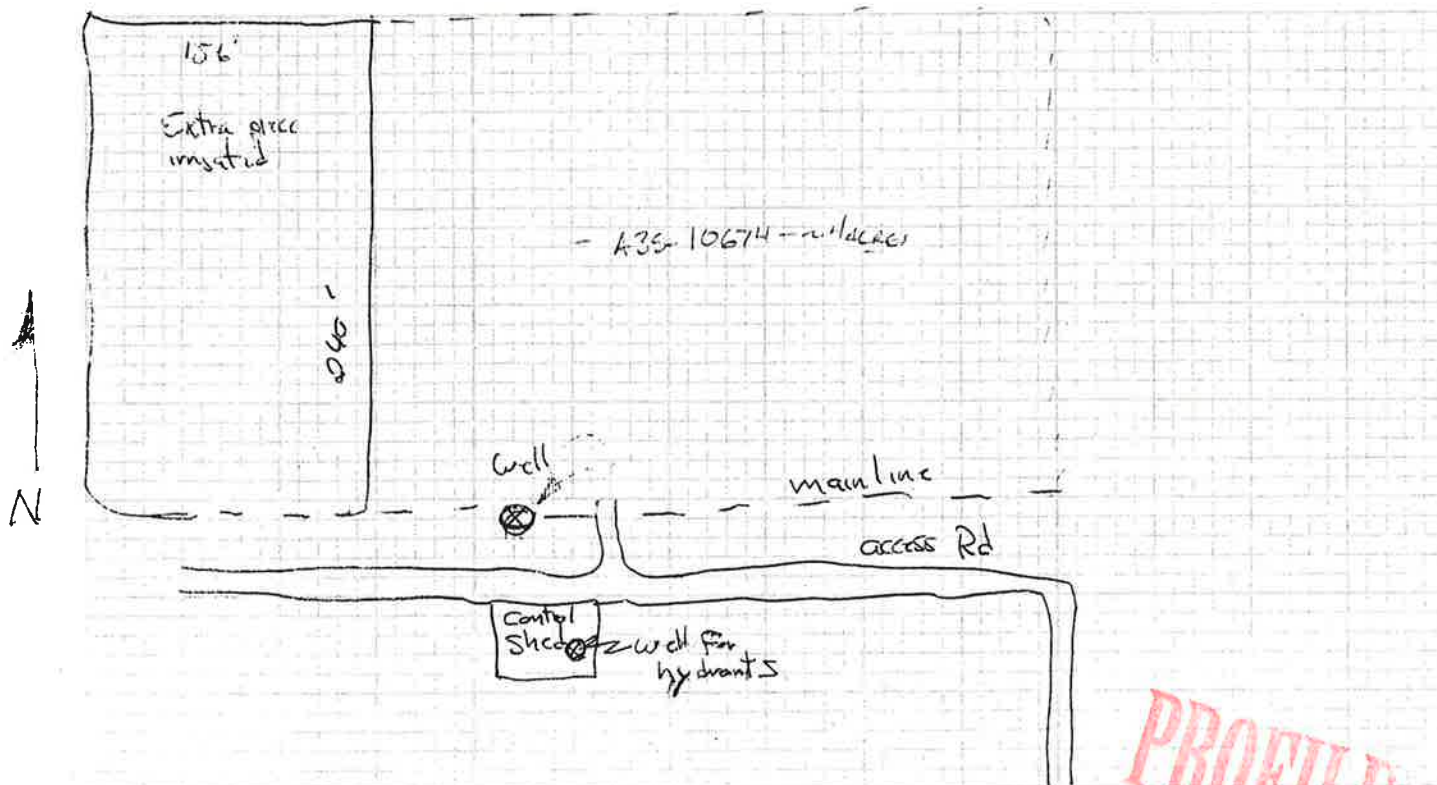
Permit No. 35-8723
1. Owner: Bingham Co.; Graveland Cemetery Phone No. 5-11-92
Current Address: _____
2. Accompanied by: Claude Wilcox (President) EXAM. DATE: 5-11-92
Address: 414 N. 400 W. Blackfoot Phone No. 785-6400
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: (Should be) check adj claims - (A35-10674 on adjacent acreage) ☒ Copies Attached
2. Other water rights with same point of diversion: (Should be) A35-10674
☒ 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).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

SEP 15 2005

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well + pump to sold set hand lines (4 run at a time)
 Submersed pump in 8" casing. Well is 110' deep. Well completed in
 1990 by Cushman.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		10			

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	20	25	3SE	Bingham	USGS

6. **Place(s) of Use:**

Indicate Method of Determination

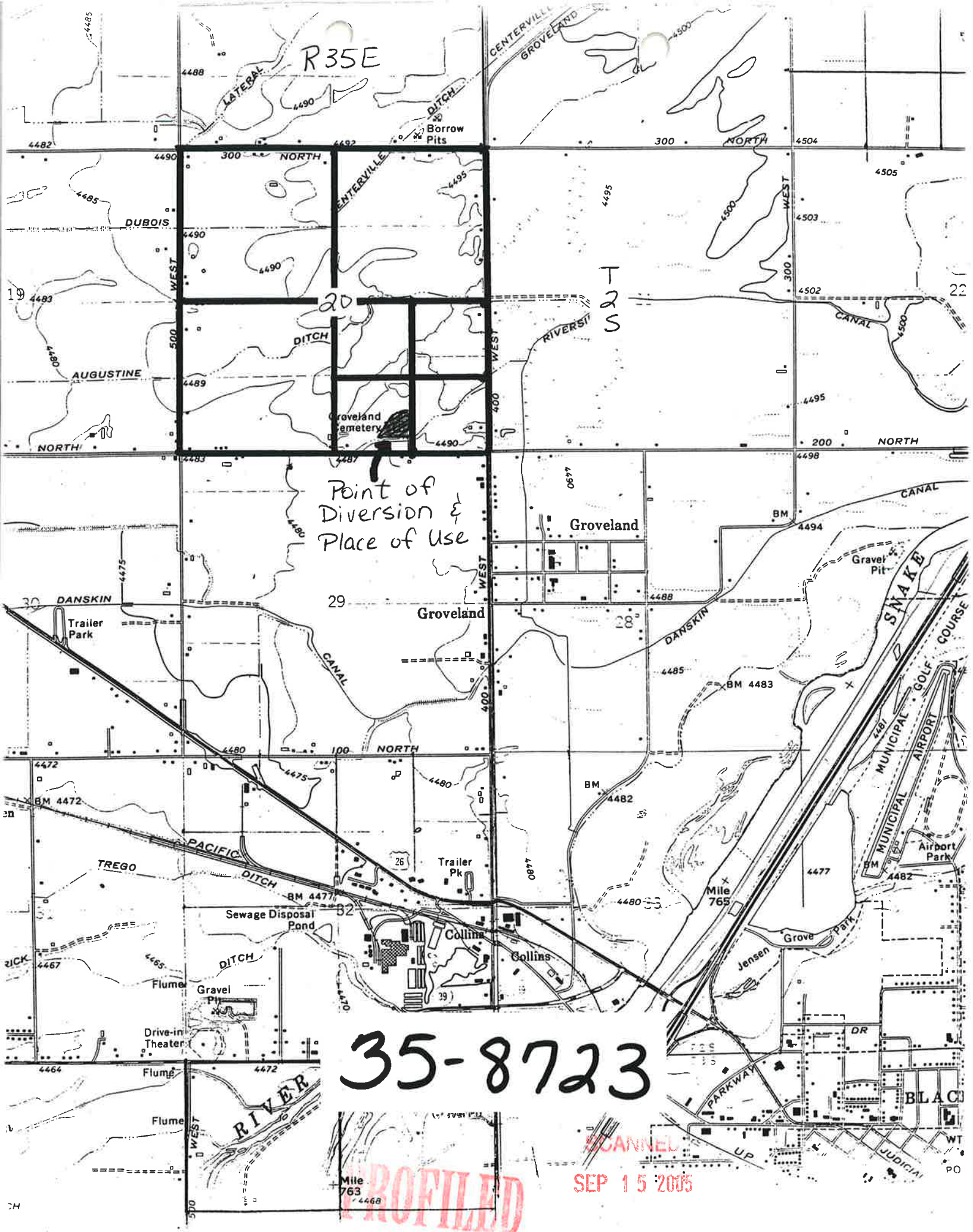
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
25	3SE	20															1		1

PROFILE

Do not use this space

SCANNED

SEP 15 2005



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		Ashcroft			6" box	

2. Measurements:

44psi
x

(28) sprinklers on 4 diff. lines run at once

x 44psi

9/64 Nozzles

$(3.99 \text{ gpm/nozzle}) (28) = 111.72 \text{ gpm}$

$Q = 111.72 \text{ gpm} / 448.8 = .25 \text{ cfs available}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

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 Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (4.7) (3.0) = 14.1 \text{ afd}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (1.63) (2111) (1.9835) = 12.7$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 12.7$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	103	12.7
Totals:			103	12.7

2. Recommended Amendments

- | | | |
|---|--|--------------------------------|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☐ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

J. AUTHENTICATION

Field Examiner's Name Harold Jones
Signature [Signature]
Certification Date _____
Field Report Preparation Date _____

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

PROFILE

SCANNED
SEP 15 2005

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS 35-10674

DATE _____

OBJECTION FILED _____

AGENT _____

TOTAL ACRES FROM RECOMMENDATION 40

GEOGRAPHIC INFO SYSTEM _____

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	<u>25</u>	<u>35E</u>	<u>20</u>														<u>4</u>		
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B35-DBPOU.DBF _____

ATTRIBUTES OF B35-POU.SHP (545)

B35-DBPOD.DBF _____

ATTRIBUTES OF B35-POD.SHP () _____

BINGHAM COUNTYR.O.D./SOURCE# G.W.GROUBLAND COMSTANT MAINT.T2S R35E S20 SE3SWSE #388 & 389% C E LilyaTWO POINTS OF DIVERSION414 N 400 WBlackfoot Rd 83221Phi (208) 785-4232

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

PROFILESCA
SEP 15 2005

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: **A35-10674**
Date Received: 4/24/1989
Receipt No: E006999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BINGHAM COUNTY, GROVELAND CEMENTARY MAIN 208-785-4232
Address: C/O C. E. LILYA
414 N. 400 W.
BLACKFOOT ID 83221

2. Date of Priority: APR 1, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	35E	20	SE	SW	SE		BINGHAM

5. Description of diverting works:
6"X80' WELL W/ 1HP SUB. PUMP & 10"X100' W/ 10HP SUB.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.080		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	35E	20	SW	SE		IRR	4.0

A35-10674

Page

1

SCANNED
SEP 15 2005

Date: 01/08/92

MICROFILMED

DEC 10 1992

FILED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	4.0
					Total Acres	4.0

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:
NONE

14. Remarks:

10" WELL ADDED TO SYSTEM IN 1987. AN ADDITIONAL 1.0 ACRES WERE ALSO ADDED TO THE CEMETARY IN 1987. APPLICATION FOR PERMIT WILL BE FILED FOR THIS ADDITIONAL GROUND.

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 President of _____ Title

Graveland Cemetery District, that I have signed the foregoing Organization

document in the space below as President of board of Title

Graveland Cemetery District and that the statements contained in the Organization

foregoing document are true and correct.

Claude E. Lilly
Signature of Authorized Agent

Pres. Board of Graveland Cemetery District
Title and Organization

8 Jan 1992
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of January 19 92

Seal

Betty J. Thompson
Notary Public

Residing at

My Commission Expires

BETTY J. THOMPSON, NOTARY PUBLIC
RESIDES IN BONNEVILLE, IDAHO
COMMISSION EXPIRES 6-30-94

PROFILE

SCANNED
SEP 15 2005

MICROFILMED
DEC 10 1992

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: A35-10674

Date Received: 4/24/1989

Receipt No: 2006999

Received By: SW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BINGHAM COUNTY, GROVELAND CEMENTARY MAIN 208-785-4232
Address: C/O C. E. LILYA
414 N. 400 W.
BLACKFOOT, ID 83221

2. Date of Priority: APR 01, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	35E	20	SE	SW	SE		BINGHAM

5. Description of diverting works:
6"X80' WELL W/ 1HP SUB. PUMP & 10"X100' W/ 10HP SUB.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.080		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	20	SW	SE		IRR	4.0
Section Acres							4.0

A35-10674

Page 1

Date: 04/24/89

PROFILE

SCANNED
SEP 15 2005

MICROFILMED
DEC 10 1992

A3510674



10. Place of Use: Continued

Total Acres 4.0

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:
NONE

14. Remarks:

10" WELL ADDED TO SYSTEM IN 1987. AN ADDITIONAL 1.0 ACRES
WERE ALSO ADDED TO THE CEMETARY IN 1987. APPLICATION FOR PERMIT
WILL BE FILED FOR THIS ADDITIONAL GROUND.

15. Basis of Claim: BENEFICIAL USE

PROFILE

SCANNED
SEP 15 2005

MICROFILMED
DEC 10 1992

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 Organizations:

I do solemnly swear or affirm that I am President of Groveland Cemetery District that I have signed the foregoing document in the space below as President of board of Groveland Cemetery District and that the statements contained in the foregoing document are true and correct.

Claude P. Lilly
Signature of Authorized Agent
Pres. Board of Groveland Cemetery
Title and Organization DIST
4/24/89
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of April 19 89

[Signature]
Notary Public

Seal

Residing at Bohotally, ID
My Commission Expires 22 Aug 1994

PROFILE

SCANNED
SEP 15 2005

MICROFILMED
DEC 10 1992

