

09/12/2005

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

RIGHT NUMBER: 37-21221

NAME AND ADDRESS: LORETTA M STANDAL
609 RIVER RD
BLISS ID 83314

N STANLEY STANDAL JR
609 RIVER RD
BLISS ID 83314

SOURCE: WASTE WATER

TRIBUTARY: SNAKE RIVER

QUANTITY: 4.000 CFS

PRIORITY DATE: 06/01/1970

POINT OF DIVERSION:

T06S R13E S17 SESW Lot 3 Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	01/01 12/31	4.000 CFS
FISH PROPAGATION	01/01 12/31	4.000 CFS

PLACE OF USE: FISH PROPAGATION Within GOODING County

T06S R13E S17 Lot 3 SESW

AESTHETIC Within GOODING County

T06S R13E S17 Lot 3 SESW

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

04/06/2005

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

RIGHT NUMBER: 37-21221

NAME AND ADDRESS: LORETTA M STANDAL
609 RIVER RD
BLISS ID 83314

N STANLEY STANDAL
609 RIVER RD
BLISS ID 83314

SOURCE: WASTE WATER

TRIBUTARY: SNAKE RIVER

QUANTITY: 4.000 CFS

Right nos. 37-21221 and 37-21222 are limited to a total combined rate of diversion of 4.26 cfs.

PRIORITY DATE: 06/01/1970

POINT OF DIVERSION:

T06S R13E S17 SESW Lot 3 Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	01/01 12/31	4.000 CFS
FISH PROPAGATION	01/01 12/31	4.000 CFS

PLACE OF USE: AESTHETIC Within GOODING County

T06S R13E S17 Lot 3 SESW

FISH PROPAGATION Within GOODING County

T06S R13E S17 Lot 3 SESW

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: Beneficial Use

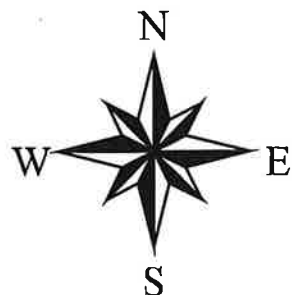
37-21221



1000 0 1000 2000 Feet

T06S R13E S17

June 29, 1977 Aerial Photo



N. Stanley Standal
609 River Road
Bliss, ID 83314

August 26, 2004

Carter Fritschle
Idaho Department of Water Resources
1301 North Orchard Street
P. O. Box 83720
Boise, ID 83720-0098

RE: WATER RIGHT CLAIM 37-21221, FISH PROPAGATION

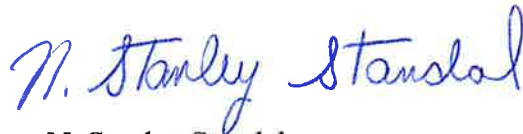
Dear Sir:

The property on which Water Right Claim #37-21221 is used was purchased by my wife and I April 15, 2003, from Mr. Lynn Stevenson. This water right claim and others for this property were filed 1/22/2004 at the Twin Falls IDWR office with Mr. Kelly Cristensen. He requested more evidence of priority date for this claim.

On 3/17/04 I provided him a 5/29/69 aerial photograph showing the existence of fish ponds on the property. Perhaps this photograph is in the Twin Falls office.

If you have question regarding this water right, please contact me at the above address or phone me at 208-837-4970.

Sincerely,



N. Stanley Standal



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 30, 2004

37-21221
N STANLEY STANDAL
LORETTA M STANDAL
609 RIVER RD
BLISS ID 83314

Re: Evidence of Priority Date

Dear Claimants:

RESPONSE DEADLINE
AUGUST 27, 2004

The Notice of Claim to a Water Right (claim) identified with the number shown above your names has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. Since the priority date and historic use of a beneficial use right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed and the historic use of the water.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of the priority date and of the historic use is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

Sincerely,

Carter Fritschle
Water Rights Supervisor

Enclosure

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 37-21221
Date Received: 1/22/2004
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

LORETTA M STANDAL Phone: (208)837-4970
N STANLEY STANDAL
609 RIVER RD
BLISS ID USA 83314

2. Date of Priority: 06/01/1970

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	13E	17	SE SW	GOODING	R
06S	13E	17	SE SE	GOODING	

5. Description of diverting works:

Diversion on south side of River Road below Slane fish ponds WR # 37-7091.
Water flows through ditch and wildlife ponds to join unnamed creek east of
farmstead. Water is re-diverted from unnamed creek to fish pond in SE1/4SW1/4
Sec 17

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
FISH PROPAGATION		01/01	12/31 4	
AESTHETIC	01/01	12/31	4	

7. Total Quantity Appropriated is:
4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06S	13E	17	SE SW	AESTHETIC	
			SW SE	AESTHETIC	
			SE SW	FISH PROPAGATION	

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:

14. Remarks:

Both this water and WR 37-7217 are used in the fishpond in SE1/4SW1/4 Section 17

15. Basis of Claim: Beneficial Use

**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

37-21221

Date Received

1-22-2004

Receipt Number

5026441

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) N. Stanley and Loretta M. Standal Phone (208) 839-4970
Mailing Address 609 River Road Bliss ID Zip 83314

2. Date of Priority (Only one (1) per claim) 6-1-1970

3. Source of water supply (a) Unnamed Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 6S Range 13E Section 17,
SE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Gooding

Additional points of diversion if any: Re-diversion SE 1/4 SW 1/4 Section 17 T6S R13E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Diversion on south side of River Road below Slane Fish ponds WR# 37-7091. Water flows through ditch and wildlife ponds to join unnamed creek East of farmstead. Water is re-diverted from unnamed creek to fish pond in SE 1/4 SW 1/4 Section 17.

Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Aesthetics purposes from 1-1 to 12-31 amount 4.0 or _____

For Wildlife purposes from 1-1 to 12-31 amount 4.0 or _____

For Recreation purposes from 1-1 to 12-31 amount 4.0 or _____

For Fish Propagation purposes from 1-1 to 12-31 amount 4.0 or _____

7. Total quantity claimed (a) 4.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	13E	17												XH			XH		

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Gooding

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
37-07217 for fish propagation or None ()

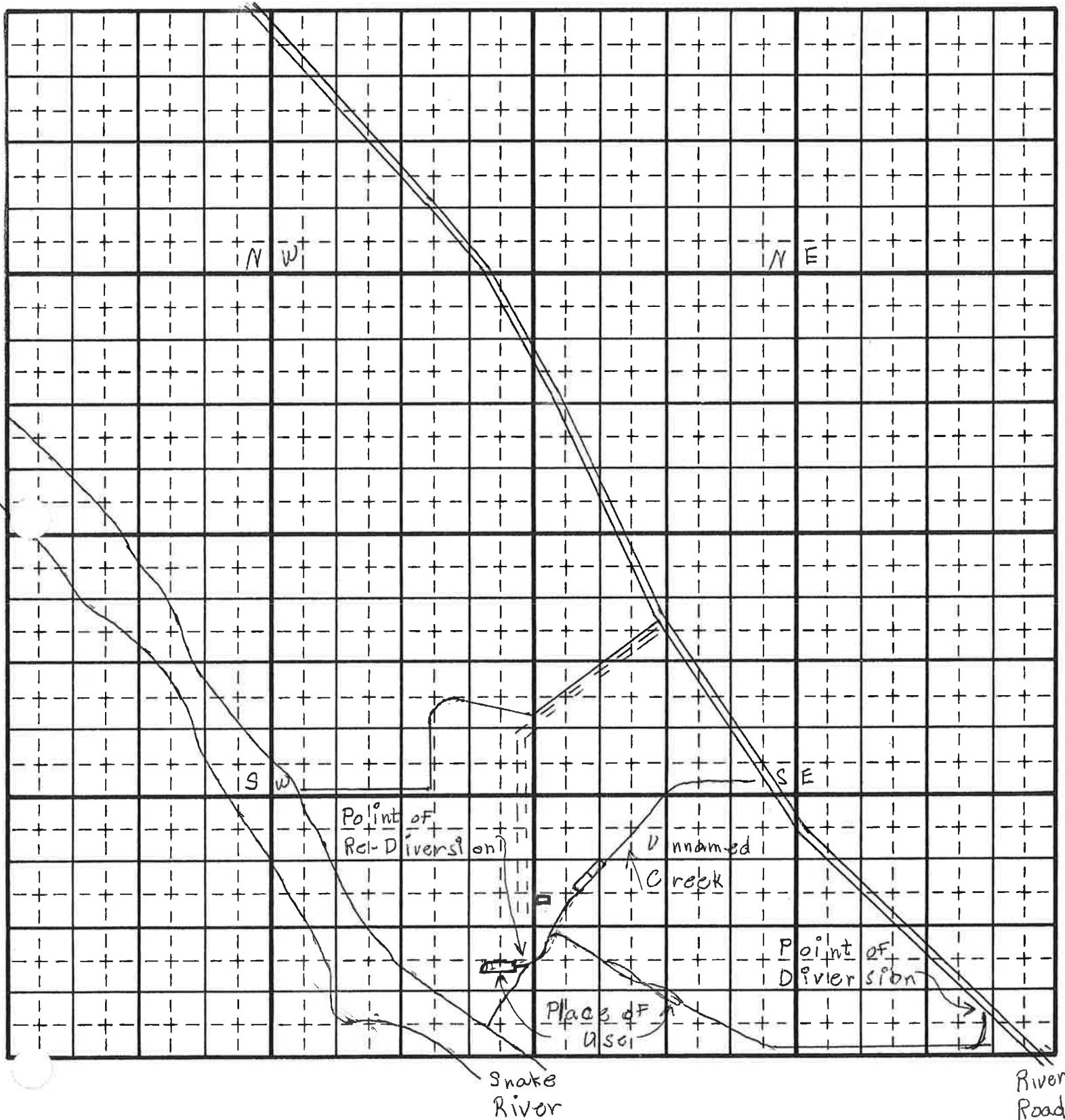
14. Remarks: Both this water and WR 37-07217 are used in the
Fish Pond in SE 1/4 SW 1/4 Section 17.

Last Name Standal Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: $\frac{2}{8}$ inches equals 1 mile This map shows All of section 17 T6S R13E



Last Name Standal Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

Mr. Stanley Standal

Date 1-22-2004

Shelley M Standal

Date 1-22-2004

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho or _____)

County of Gooding)

SS.

Subscribed and sworn (or affirmed) before me this 22nd day of January 19 2004



Notary Public

Stacey Clark

Residing at

Hagerman, ID 83332

My Commission Expires

1-14-2005

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name

Standal

Ident. Number _____

Copies White-State, Yellow-Claimant

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Lynn E. Stevenson

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to November 1	at 0.72 cfs and	108.0 acre feet
Fish Propagation	from January 1 to December 31	at 0.26 cfs and	N/A
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Description and location of place of use:

[illegible]

Total number of acres irrigated 36

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 32F.

Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of effluent discharge.

The maximum combined rate of diversion under this right and Rt. 37-7217 shall not exceed 4.26 cfs.

Facility Volume = 206,520 cubic feet.

Point of redirection from the Montana Mining Co. ditch within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp 6S, Rge 13E.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27TH day of

JANUARY, 1987.

MICROFILMED

MAR 06 1987

Acting for the Director

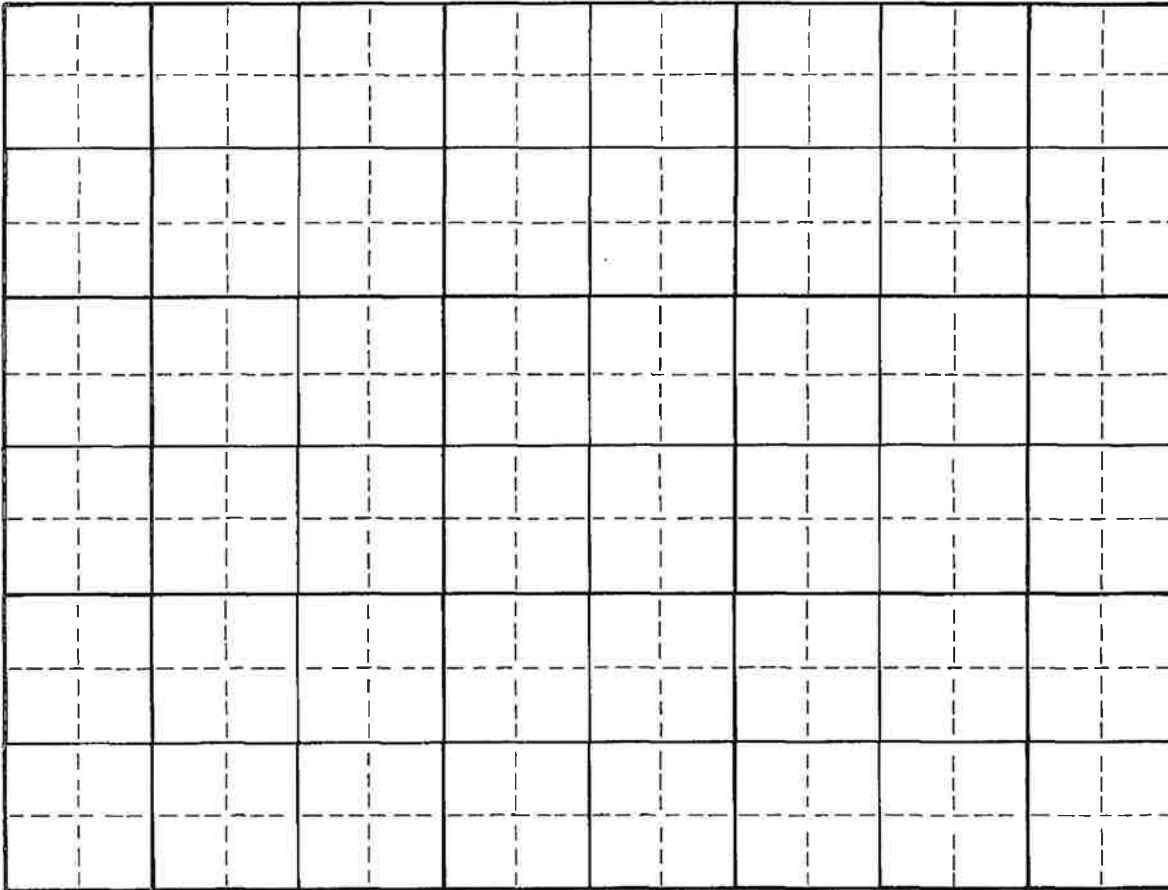
Norman Cepur

6.5
OK
51

[illegible]

- MAR 06 1944/

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SE/SE Sec, 17 T.6S R.13E

Re-diverted in SE/SE 1/4 Sec, 17 T.6S R.13E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	13E	17												X			28X	8	36 ✓
														1+3			1+3		

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

☒ None **RECORDED**
☐ Other

MAR 06 1987

Examiner's Signature

Checked by

Approved by

J. G. Stanton
Allen D. Mott
R. Walker

Date 1-8-1981

Date 11/23/81

Date 9-11-86



Sec 7

Sec. 3

Sec. 18

Sec. 1

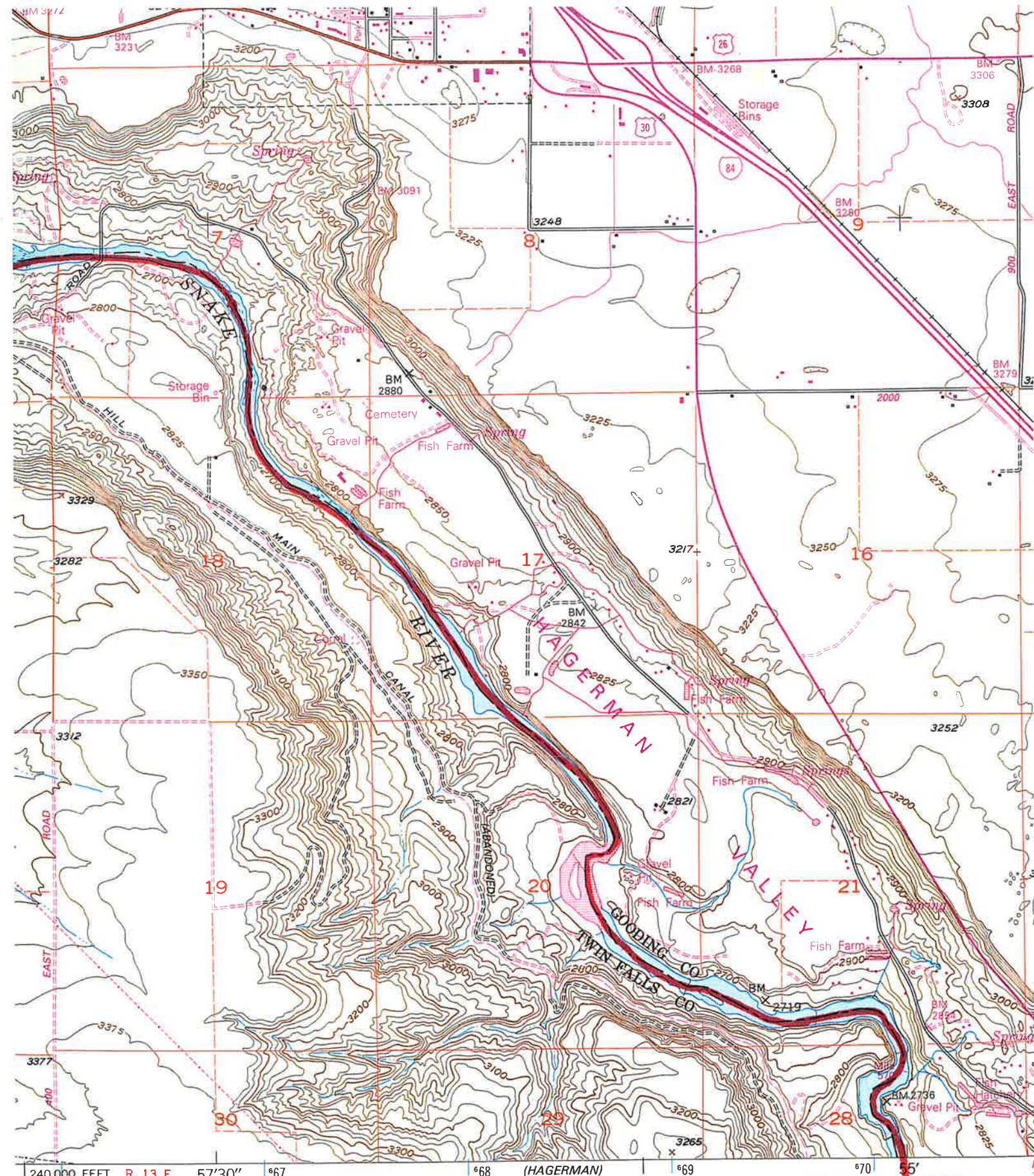
50/17

Sec. 20



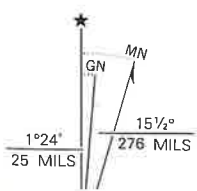
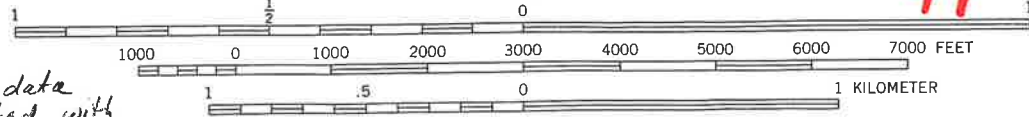
MICROFILMED
MAR 1988

MAR 06 1981



240 000 FEET R. 13 E. 57°30' 67

SCALE 1:24 000



1949 data
updated with
1987 aerial photos

CONTOUR INTERVAL 25 FEET

47 37

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 37-21221

04/05/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
37-21221	Claim	06S	13E	17	SE	SW		FISH PROPAGATION		LORETTA M STANDAL
37-21222	Claim	06S	13E	17	SE	SW		FISH PROPAGATION		LORETTA M STANDAL
37-21221	Claim	06S	13E	17	SE	SW		AESTHETIC		LORETTA M STANDAL
37-792A	Water Right	06S	13E	17	SE	SW	3	IRRIGATION		P R LANCHESTER
37-7217	Water Right	06S	13E	17	SE	SW	3	FISH PROPAGATION		LYNN E STEVENSON
37-7218	Water Right	06S	13E	17	SE	SW	3	FISH PROPAGATION		LYNN E STEVENSON
37-7749	Claim	06S	13E	17	SE	SW	3	POWER		LORETTA M STANDAL
37-7749	Water Right	06S	13E	17	SE	SW	3	POWER		LYNN E STEVENSON
37-21224	Claim	06S	13E	17	SW	SE		IRRIGATION	39/96	LORETTA M STANDAL
37-7218	Water Right	06S	13E	17	SW	SE		IRRIGATION	28/36	LYNN E STEVENSON
37-21223	Claim	06S	13E	17	SW	SE		STOCKWATER		LORETTA M STANDAL
37-21222	Claim	06S	13E	17	SW	SE		FISH PROPAGATION		LORETTA M STANDAL
37-21223	Claim	06S	13E	17	SW	SE		DOMESTIC		LORETTA M STANDAL
37-21221	Claim	06S	13E	17	SW	SE		AESTHETIC		LORETTA M STANDAL
37-21224	Claim	06S	13E	17	SW	SE		AESTHETIC		LORETTA M STANDAL
37-792A	Water Right	06S	13E	17	SW	SE	3	IRRIGATION		P R LANCHESTER
37-7217	Water Right	06S	13E	17	SW	SE	3	FISH PROPAGATION		LYNN E STEVENSON
37-7218	Water Right	06S	13E	17	SW	SE	3	FISH PROPAGATION		LYNN E STEVENSON