

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: A37-04317
Date Received: 7/05/1988
Receipt No: 5000693
Received By: ADM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DIETRICH SCHOOL DISTRICT #314 208-544-2158
Address: 406 NORTH PARK
DIETRICH, ID 83324

2. Date of Priority: AUG 01, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	18E	12	SW	NW	SE		LINCOLN

5. Description of diverting works:
WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/SCHOOL BUILDING, AGRI. SHOP, 6 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	18E	12	NW	SE		DOMEST	

11. Place of use in counties: LINCOLN

A37-04317

Page 1

Date: 07/05/88

MICROFILMED
FEB 24 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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: 0

For Organizations:

I do solemnly swear or affirm that I am SUPERINTENDENT of
Title

DIETRICH SCHOOL DIST. # 314, that I have signed the foregoing
Organization

document in the space below as SUPERINTENDENT of
Title

DIETRICH SCHOOL DIST. # 314 and that the statements contained in the
Organization

foregoing document are true and correct.

Payne Peron
Signature of Authorized Agent

SUPT. - DIETRICH SCHOOL DIST. # 314
Title and Organization

JULY 5, 1988

Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of July 19 88

Al D. Menta
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/1994



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

JULY 16, 2002

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**DIETRICH SCHOOL DISTRICT NO 314
406 N PARK ST
DIETRICH ID 83324**

RE: NOTICE OF ERROR REPLY FOR 37-4317

Dear Claimants,

After reviewing your Notice of Error reply form for an earlier Priority Date, you are limited to the 1935 date as you have claimed. If you wish to claim an earlier date you must amend your claim to reflect a different date. The evidence you submitted was reviewed in relation to the 1935 date claimed and not for the 1913 date claimed for the photo. Additional evidence may be needed to support the 1913 date if claimed.

If you have further questions on this water right then please feel free to call me at our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

**STEVE CLELLAND
Sr. Water Resource Agent**

ENC:

RECEIVED

JUL 16 2002

06/22/2002

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: July 23, 2002

Water right number: 37-4317

DIETRICH SCHOOL DISTRICT NO 314

406 N PARKST

DIETRICH ID 83324

Telephone Number: (208)544-2158

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

Priority date ... The evidence of priority, date sent w/ the application was 1913.

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

Change the priority date year to 1913.

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

Evidence of ~~an~~ earlier date exists.

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

DATE: _____

SIGNATURE: _____

Please print your name: _____

TRACY PERRON

IDWR State Office, PO Box 83720, Boise ID 83707-9815

7/16/02 see

claimed date is 1935 - limited by claim.

06/20/2002

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

RIGHT NUMBER: 37-4317

NAME AND ADDRESS: DIETRICH SCHOOL DISTRICT NO 314
406 N PARKST
DIETRICH ID 83324

✓ fix address
7/16/02
see

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.09 CFS
6.4 AFY

PRIORITY DATE: 08/01/1935

POINT OF DIVERSION:

T06S R18E S12 SWNWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.090 CFS 6.40 AFY

PLACE OF USE: DOMESTIC Within LINCOLN County

T06S R18E S12 NWSE

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

SCHOOL BUILDING, AGRI. SHOP PARCEL NO. RP 06S18E127200

Date: 6/20/2002

Page 1 of 1

Record ID		Measured Flow:		0.09 cfs	
Water Right No. 37-4317		Designed Flow:			
Name		HP/Eff Flow:		0.09 cfs <---Max	
pod		Sprinkler Flow:			
year:		Pivot/System Flow:			
Flow Measurement:		40 gpm		= 0.09 cfs	
Curve/Pump Design:		gpm		=	
Horsepower / Efficiency Method					
Horsepower		5 hp			
PWL		250 ft			
Disch Psi		45 psi			
PUMP Eff Estimate		0.73 %			
TDH		354 ft			
OHP		3.65 hp			
Flow		41 gpm		= 0.09 cfs	
System Method:					
No Lines		Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$			
Birds per line		C= 1.00 Nozzle coefficient; typical 0.97 to 1.00			
Ttl no nozzles		0		r= 0.0000 ft Nozzle radius	
Nozzle size		in		A= 0.00000 ft^2 Nozzle area	
Nozzle pressure		psi		h= 0 ft Head	
Flow per nozzle		0.00 gpm		g= 32.2 ft/sec^2 Gravitational constant	
Sprinkler Flow		0 gpm		Q= 0.000 cfs Flow per nozzle	
Percent Leaks		%		= 0.000 gpm Flow per nozzle	
Total Flow		0 gpm		=	
Pivot / System rating		gpm		=	

Comments / Data Supplied:

info supplied by claimant.

37-4317

6/20/02 sec

Called 544-2158

(8:35 AM)

Call for pump details -

→ she will have someone call me back w/ details.

I need pumping level & HP of pump.

< see attached memo >

$$40 \text{ gpm} = \underline{0.09 \text{ cfs}}$$

Vol:

$$6 \text{ homes} * .6 = 3.6 \text{ AF}$$

$$1 \text{ school (est 100 kids)} * 25 = 2500 \text{ gpd}$$

$$(2500 \div 325850) * 365 \text{ days} = \underline{\underline{2.8 \text{ AF}}}$$

$$\text{TOTAL } 6.4 \text{ AFY}$$

COMMUNICATION DOCUMENTATION

Claim No. 37-4317

IDWR Employee/Agent: Steve Clelland

RE:

PUMP INFO

She called back to relay the info she found for the school well in Dietrich. She said there is not a lot of the documentation to be found and she called out to Eaton Well Drilling for help. She was told the well had a 5 hp pump and should pump about 40 gpm. I told her this will be enough to allow me to draft a recommendation.

37-20729
new well ??

WMWS
POD

37-4317
school well

City of Dietrich

DRAFT

6/11/02
See

37-4317

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

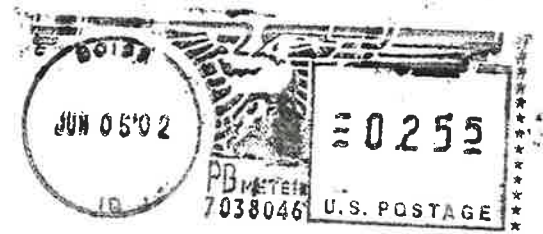
Return Service Requested

RECEIVED

JUN 11 2002

Department of Water Resources
Adjudication Bureau

PRESORTED
FIRST CLASS



CITY 101

CITY OF DIETRICH
PO BOX 417
DIETRICH ID 83340

CITY101 833242007 1401 17 06/08/02
FORWARD TIME EXP RTN TO SEND
DIETRICH CITY HALL
35 W 1ST ST
DIETRICH ID 83324-5085

RETURN TO SENDER

DAAGTMS 83340
83720-0098



*COA as per
newest claim
37-20729.*

*see
6/11/02*



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

June 4, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF DIETRICH
PO BOX 417
DIETRICH ID 83340

RE: FILING OF SRBA CLAIM NO. A37-20729

Dear Claimant,

Enclosed is a copy of your SRBA claim as it is now recorded in our record database. I have also enclosed your receipt. Please review the information and confirm that it reflects the water right you have claimed. If all is correct no further action is required at this time.

Your photos will suffice for the proof of priority for this and the school well claim. I may be calling you to confirm other items associated with these two claims.

Feel free to call me if you have questions or need additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Sr. Water Resource Agent

ENC:

37-4317

WMD**POD Data****06S 18E 12 SWNWSE**

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 18E 12 SWNWSE	A0002876	SUPPLEMENTAL WELL		401608
Latitude 042:54:46.994		Longitude -114:15:46.631	GPS File R021220A	Flowmeter (8)
Comments CALIBRATION NOT REQUIRED UNTIL WELL IS RECONNECTED TO POWER				
Non- use status other than CRP. BHS 10/11/00				

Flowmeter Data

Year	Date	Calibration Factor	Max CFS	Adj Max CFS	Acre-Ft	Adj Acre-Ft	Acre-Ft Qualif	Valid	Prefrd
2001	1/1/1995	1					Z	☐	☐
Comments No use. Report says that well is not hooked up to city system. CRK 2/4/02									

Flowmeter CalibrationCalibration Date: **1/1/1995** Calibration Factor: **1****401608**

Installed Meter	Standard Meter	Other well(s):
Meter Type: TURBINE ??	Pipe Material:	
Manufacturer: NEPTUNE TRIDENT	Outside Diameter:	Other meter(s): ☐
Model: 31849654	Wall Thickness:	Comments:
Serial Number: 5-924337	Upstream Straight:	
Rate Units:	Downstream Straight:	
Rate Multiplier: 1	Meter Type:	
Volume Units: GAL	Measured Flow Units:	
Volume Multiplier: 100	Measured Flow:	
Location: GOOD	Confidence:	
Indicated Flow:		Changed:

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
10/11/2000	BSCHOLER	Flowmeter Calibration	11/22/2000
Notes: I checked out this well again. The School does not use this well since they received city water. They plan on giving it to the city for a backup if they need it. They well has not been used for several years and do not plan any use in the near future. I am placing it into option 6. Non-use other than CRP.			
2/12/1998	DNELSON	Inventory	
Notes: This well is used for a backup well to the City of Dietrich water ☐ system. The school has stated that the well has not been ☐ operated in some time. The power pannels and fuses show a great ☐ deal of neglect and non-use. Moost of the electrical works are ☐ corroded and could be a hazzard if it was turned on. There is a flow meter that monitors the water being used by the ☐ city. However there is no way of monitoring the water used for ☐ irrigation or to the school. I informed the school that as long ☐ as the well is used for a backup to the city they can use their ☐ meter. However, if they use water that is not run through the ☐ city's meter they would have to contact me prior to diverting the ☐ water to determine a way to measure the water . DAN 3-12-98			

Tuesday, June 04, 2002

37-4317

Page 1 of 2

(Pg 2 = Blank)

Mr. Clelland
Department of Water Resources

RECEIVED
JUN - 3 2002
Department of Water Resources

On the 3 1/2 floppy disk that is enclosed with this packet, please find 3 photos.

The first is a photo of the Dietrich School with accompanying well on the left side of the building. The photo was taken in 1913.

This well is for water right number 37-4317.

The second photo is the back side of a post card showing the date as 1911.

The third photo is the front side of the same post card showing the town of Dietrich's city well building, (long building to the left of the storage tank) and the above ground storage tank.

This priority date is for case # 39576

Both of these photos are in a vault at the Dietrich School and will be available to view if necessary.

Respectfully Submitted

Tracy Perron

Tracy Perron



5-8-02

Vivian Sorensen
Exp date: 4-24-07



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

37-4317

DIETRICH SCHOOL DISTRICT #314

406 NORTH PARK

DIETRICH, ID 83324

March 4, 2002



RESPONSE DEADLINE
MARCH 29, 2002

Re: Evidence of Priority Date for SRBA Claim

Dear Claimant:

CITY OF DIETRICH

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your 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. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

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 the Department. 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 the Department in order to receive future mailings and to continue to be a party in the adjudication.

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

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date 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.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures

*The change of water
right ownership form
will be forthcoming*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4317

WATER RIGHT NUMBER: 37-4317

Owner Type

Current Owner

Name and Address

DIETRICH SCHOOL DISTRICT #314
406 NORTH PARK
DIETRICH, ID 83324
(208)544-2158

CITY OF DIETRICH
35 W. 1st Street
Dietrich, Idaho
83324

Priority Date: 08/01/1935

Basis: Statutory Claim

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

DOMESTIC

From To

1/01 to 12/31

Diversion Rate

0.500 CFS

Annual VolumeTotal Diversion:

0.500 CFS

Location of Point(s) of Diversion

GROUND WATER

LINCOLN County

SW1/4NW1/4SE1/4

Sec. 12, Twp 06S, Rge 18E, B.M.

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	18E	12														X			

Conditions of Approval:Remarks:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4317

Dates and Other Information:

Claim Received Date: 7/5/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



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

*Re-Sent to
City of Dietrich
4/2/01
sa*

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-4317

DIETRICH SCHOOL DISTRICT #314

406 NORTH PARK

DIETRICH, ID 83324

March 4, 2002



**RESPONSE DEADLINE
MARCH 29, 2002**

Re: Evidence of Priority Date for SRBA Claim

Dear Claimant:

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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 the Department. 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 the Department in order to receive future mailings and to continue to be a party in the adjudication.

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Sincerely,

Steve Clelland
Water Resource Agent, Sr.

*this proof is
still due
- ASAP*

Enclosures

*Change of
Ownership is
Attached for
your use with
this right
- Steve*



State of Idaho

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-4317
DIETRICH SCHOOL DISTRICT #314
406 NORTH PARK
DIETRICH, ID 83324

March 4, 2002

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RESPONSE DEADLINE
MARCH 29, 2002

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Steve Clelland
Water Resource Agent, Sr.

Enclosures