

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: **A29-04107**
Date Received: 1/29/1990
Receipt No: E011870
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TODD GILBERT 208-775-3698
Address: PO BOX 302
INKOM ID 83245
OR
Name: JANINE GILBERT 208-775-3698
Address: PO BOX 302
INKOM ID 83245

2. Date of Priority: JUN 18, 1902

3. Source: UPPER ROCK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	36E	12	NE	NE			BANNOCK

5. Description of diverting works:
HEADGATE PIPELINE TO RESERVOIR PUMP & MOTOR FOR SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/01	3.600		

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

8. Total consumptive use is 487.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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NOV 13 1990

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	36E	1	NE		SW		IRR	30.0
			NW		SW		IRR	20.0
			SW		SW		IRR	25.0
			SE		SW		IRR	15.0
							Section Acres	90.0
		2	NE		SE		IRR	40.0
			NW		SE		IRR	35.0
			SW		SE		IRR	10.0
			SE		SE		IRR	20.0
							Section Acres	105.0
							Total Acres	195.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-04106/04140/04141

14. Remarks:
RESERVOIR IS WITHIN SWSE SEC 1, T08S, R36E
CHANGED OWNERSHIP 12/13/95/JT/KW

15. Basis of Claim: STATUTORY CLAIM

RECORDED
NOV 13 1996

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: A29-04107
Date Received: 1/29/1990
Receipt No: E011870
Received By: Ked

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILMER L. DAHLKE 208-775-3627
Address: P.O. BOX 415
INKOM, ID 83245

OR

Name: BONNIE J. DAHLKE 208-775-3627
Address: P.O. BOX 415
INKOM, ID 83245

2. Date of Priority: JUN 18, 1902

3. Source: UPPER ROCK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
08S	36E	12	NE NE		BANNOCK

5. Description of diverting works:
HEADGATE PIPELINE TO RESERVOIR PUMP & MOTOR FOR SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
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8. Total consumptive use is 487.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

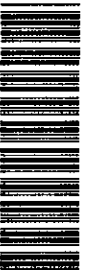
A29-04107

Page 1

Date: 01/29/90

MICROFILMED
NOV 13 1992

A2904107



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	36E	1	NE		SW		IRR	30.0
			NW		SW		IRR	20.0
			SW		SW		IRR	25.0
			SE		SW		IRR	15.0
							Section Acres	90.0
		2	NE		SE		IRR	40.0
			NW		SE		IRR	35.0
			SW		SE		IRR	10.0
			SE		SE		IRR	20.0
							Section Acres	105.0
							Total Acres	195.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-04106/04140/04141

14. Remarks:
RESERVOIR IS WITHIN SWSE SEC 1, T08S, R36E

15. Basis of Claim: STATUTORY CLAIM

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

Thelma L. Dahl Date: 1-29-90

Date: _____

State of Idaho)

County of Bonanza)

SS.

Subscribed and sworn (or affirmed) before me this 29th day

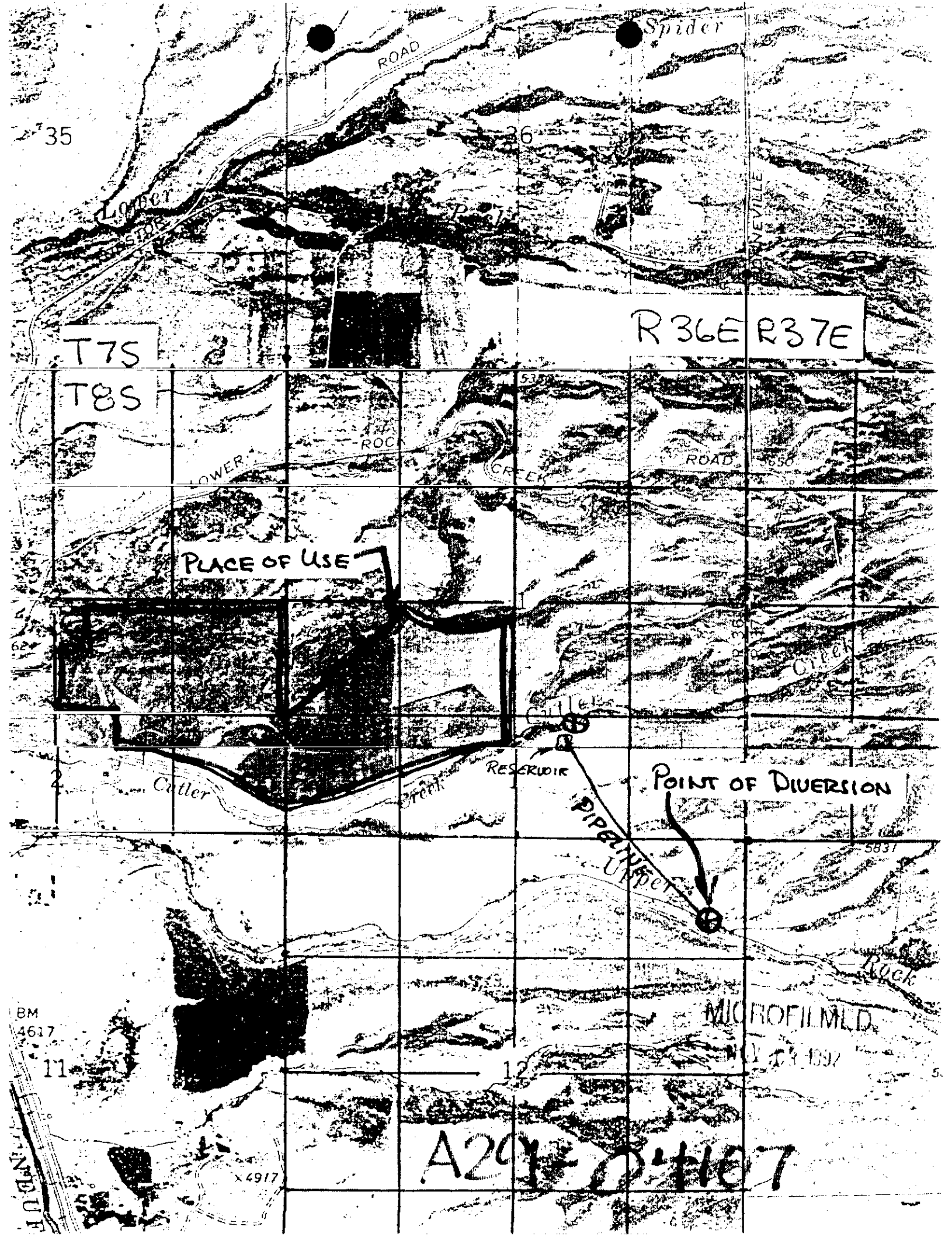
of January 19 90

Valerie Wray
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 5/29/1991



Spider

ROAD

35

36

LOWER CREEK

T7S

T8S

R36E R37E

ROCK

LOWER

CREEK

ROAD

650

PLACE OF USE



RESERVOIR

POINT OF DIVERSION

PIPELINE

Cutler

Creek

Rock

MICROFILMED

NOV 23 1992

A201-04107

x4917

BM 4617

11

12

13

AND UP

Log for claim A29-04107

Spatial Dynamics AMH

8/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	1	NESW	30	31	
08s36e	1	NWSW	20	16	
08s36e	1	SWSW	25	27	
08s36e	1	SESW	15	8.8	
08s36e	2	NESE	40	27	
08s36e	2	NWSE	35	32	
08s36e	2	SWSE	10	11	
08s36e	2	SESE	20	21	
Totals:			195	173.8	

AJ5809NP
No. A29-04107

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 151

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TODD GILBERT	06/18/1902	IRRIGATION	04-15 10-01	3.600 CFS	
C	JANINE GILBERT PO BOX 302 INKOM ID 83245 (208) 775-3698					
					TOTAL DIVERSION:	3.600 CFS
					CONSUMPTIVE USE:	487.50 AFA

Water Source: UPPER ROCK CREEK

Tributary to: PORTNEUF RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T08S R36E S12 NENE

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE								NW								SW								SE																												
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM																							
08S	36E	1	:													30	20	25	15									:	90.0																							
08S	36E	2	:																			40	35	10	20			:	105.0																							
																										TOTAL ACRES																										195.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: 29-04106/04140/04141

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04141

Other Water Rights Listing Overlapping Place(s) of Use:
A29-04106 A29-04140 A29-04141 A29-10261 A29-10594

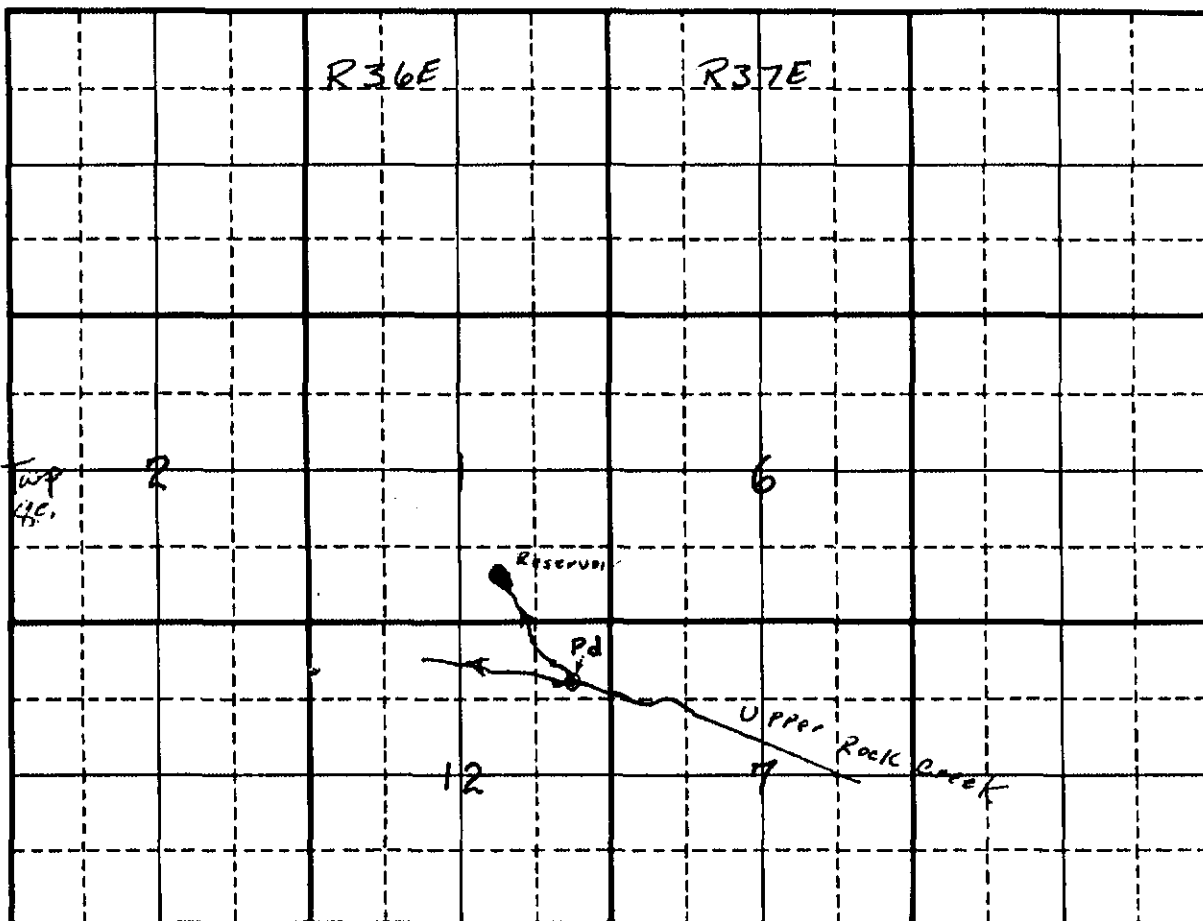
Remarks: GEN RESERVOIR IS WITHIN SWSE SEC 1, T08S, R36E
CHANGED OWNERSHIP 12/13/95/JT/KW

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

Misc: Water District Number: 29 Field Inspection Flag:
Presumption Flag:

Audit: 01/29/90 WILSON 07/19/94 THOMPSON 03/29/95 POST-STD 12/13/95 JTHOMPSON

(B) Remarks *Book 2 of water locations, Page 183 show 1/2 of the water of
Upper Rock Creek being claimed. Use of this water has been on the basis of
my owning 1/2 of the flow.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bingham) ss.

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

Sworn to before me this 8th day of August

J. L. Hahlke
(Claimant)

19 79

Ronald D. Carson
Notary Public
Residing at Erith, Idaho

My commission expires 2/14/82

FOR DEPARTMENT USE ONLY

Received by dh Date 8-08-79 Exception filed by: _____ Date _____
Prelim. check by ARK Date _____
\$20.00 fee received by dh Date 8-08-79 #13645 Forwarded to claimant by: _____ Date _____
Published in Idaho State Journal
Dates August 16 & 23, 1979

[illegible]



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

DECEMBER 13, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TODD GILBERT
PO BOX 302
INKOM ID 83245

RE: CHANGE IN OWNERSHIP FOR A29-04106, A29-04107,
A29-04140, AND A29-04141

Dear Mr. Gilbert:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

RECORDED
NOV 13 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 7 Mar 1995

LEGAL DESCRIPTION OF PROPERTY: Township 8S Range 36E
Section 1, 1/4 of SW 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet. SE 1/4 Sec 2, T8S, R36E

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☒ Water Right Number(s)
Assigned by IDWR: A29-0406/4107/4140/4141 (110-R-220000)
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Wilmer L or Bonnie Dahlke
P.O. Box 415
INKOM, Id 83245
- ☐ New Owner/Claimant (Purchaser): Todd or Janine Gilbert
- ☐ New Mailing Address: P.O. Box 302
INKOM Id 83245
- ☐ New Telephone Number: (208) 775-3698
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Quit Claim Deed & Exhibit A

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Todd A. Gilbert Date 12-13-95
Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 12-13 By: KW

Further Action Needed:

Further Action Taken

Date: 12-13 By: CS

Final Review and Data-Entry

Date: 12-13 By: CS

Claim Numbers of Split, if any: N/A

NOV 13 1995

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

2. 8. 95

I Joyce Ordere do hereby
witness that Bill Dahlke
has used his water right
on Upper Rock Creek for forty
years more or less for
line stock.

I also witness that Bill
Dahlke has used his water
right on Miller Creek and
Bell Canyon for forty years
more or less for irrigation and
line stock.

I also witness that Bill
Dahlke has used his water
right on unnamed spring
for forty years more or less for
irrigation and line stock.

Joyce Tripp Ordere
2. 8. 95

RECEIVED

FEB 10 1995

Department of Water Resources
Eastern District Office

State of Idaho)

County of Bannock)

On this 8 day of February, 1995, before me a
Notary Public in and for said county and state, personally appeared

Joyce Press Order known to be the person whose name
is subscribed to the foregoing instrument and acknowledged to me that
he/she executed the same.

In witness whereof, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

Sherry Helmanclaw

Notary Public

Bannock Idaho

Residing at:

November 1, 1999

My Commission Expires:

RECEIVED

FEB 10 1995

Department of Water Resources
Eastern District Office

AJ5809NP
No. A29-04107

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/28/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILMER L DAHLKE	06/18/1902	IRRIGATION	04-15 10-01	3.60 CFS	
C	BONNIE J DAHLKE					
	PO BOX 415					
	INKOM ID 83245					
	(208) 775-3627					
				TOTAL DIVERSION:	3.60 CFS	
				CONSUMPTIVE USE:		487.50 AFA

Water Source: UPPER ROCK CREEK

Tributary to: PORTNEUF RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T08S R36E S12 NENE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE													
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM								
08S	36E	1	:													30	20	25	15	:	90.0								
08S	36E	2	:																	:	105.0								
																				40	35	10	20	:	195.0				
																			TOTAL ACRES										

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: 29-04106/04140/04141

Remarks: RESERVOIR IS WITHIN SWSE SEC 1, T08S, R36E

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: 29 Field Inspection Flag:
Presumption Flag:

RECEIVED

FEB 10 1995

Department of Water Resources
Eastern District Office

MICROFILMED
NOV 13 1990