

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: A29-04195
Date Received: 4/13/1990
Receipt No: 6013156
Received By: 82

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHERI L. HALL 208-232-6177
Address: 8549 N. PARKS RD.
POCATELLO, ID 83201
OR
Name: CORDELL DAVID HALL 208-232-6177
Address: 8549 N. PARKS RD.
POCATELLO, ID 83201

2. Date of Priority: JUN 01, 1950

3. Source: POCATELLO CREEK, SOUTH FORK Trib. to: POCATELLO CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	35E	20	SW	NW			BANNOCK

5. Description of diverting works:
PUMP IN STREAM TO TROUGHS AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/3 DAIRY, 2 HORSES, 3 PIGS, 3 SHEEP, POULTRY.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	20	SW	NW		IRR	1.0
			SW	NW		STOCK	
Section Acres							1.0
Total Acres							1.0

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:
LICNESE 29-07594 FOR STOCK/DOMESTIC

14. Remarks:

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: 0

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): Carroll Earl Hall Date: 4-13-90

Date: _____

State of Idaho }
County of Bonneville } SS.

Subscribed and sworn (or affirmed) before me this 13 day
of April 19 90

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID.
My Commission Expires 22 Aug 1997

April 2, 2001

CORDELL AND CHERI HALL
8549 N PARKS RD
POCATELLO ID 83201

RE: Adjudication claims 29-07594 and 29-04195

Dear Mr. and Mrs. Hall:

The department has recently begun to review Snake River Basin Adjudication claims in Basin 29. Claim 29-07594 is based on a license and claims uses for Domestic, Stockwater, Irrigation of 1.2 acres (enclosed). I do not see any potential problems recommending this claim as licensed.

Claim 29-04159 claims Stockwater use and Irrigation of 1 acre (enclosed) from South Fork Pocatello Creek with a priority date of 1950. You provided a notarized statement from yourself as evidence of priority. I am afraid I cannot accept a statement from yourself, the claimant, as proof of priority. To use an affidavit as evidence, it would need to be from a neighbor or some other third party. I am enclosing a pamphlet that lists some examples of documents which may be evidence of Priority.

In addition, is the one acre of irrigation the same area covered by 29-07594? Or is Pocatello creek water used to irrigate an additional acre resulting in 2.2 acres of irrigation between your well water and surface water? If so, where is the additional acre of irrigation?

Please return evidence of priority for 29-04159 with an explanation of your Pocatello Creek water use to this office at your earliest convenience.

Please feel free to contact me at (208) 525-7161 if you have any questions.

Sincerely,

Craig Saxton
Water Resource Agent
Adjudication Bureau

*4/4/01 in retrospect from reading the
Priority Pamphlet, I can accept provided
Evidence for Priority, etc.*

C.S.

Log for claim A29-04195

Spatial Dynamics BTD

9/20/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	20	SWNW	1	1	
Totals:			1	1	

Need Evidence of Priority and BOU confirmation

AJ5809NP
No. A29-04195

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 69

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHERI L HALL	06/01/1950	IRRIGATION	03-15 11-15	0.030 CFS	
C	CORDELL DAVID HALL		STOCKWATER	01-01 12-31	0.020 CFS	
	8549 N PARKS RD					
	POCATELLO ID 83201					
	(208) 232-6177					
				TOTAL DIVERSION:	0.050 CFS	
				CONSUMPTIVE USE:		2.50 AFA
	Water Source: POCATELLO CREEK, SOUTH FORK		Tributary to: POCATELLO CREEK			Stage: STATUTORY CLAIM

AJ5809NP
No. A29-04195

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 70

Point(s) of Diversion: T06S R35E S20 SWNW 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	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: SUM
06S 35E 20	:				:		01		:				:				: 1.0
																	: TOTAL ACRES 1.0

Place of use Legal Description for: STOCKWATER

	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	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	:
06S 35E 20	:				:		S		:				:				:

POU County: BANNOCK

Non-Irrigation Uses: S/3 DAIRY, 2 HORSES, 3 PIGS, 3 SHEEP, POULTRY.

Other Rights: LICNESE 29-07594 FOR STOCK/DOMESTIC

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

29-04243	29-07210	29-07274	29-11171	29-11249	A29-00443C	A29-00443I	A29-00444A	A29-04243	A29-07210
A29-07274	A29-07594	A29-10000	A29-10783	A29-11171	A29-11249				

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00443	A29-00443C	A29-00443H	A29-00443I	A29-00444	A29-00444A	A29-04367	A29-07594	A29-10000	A29-10783
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Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 04/17/90 VERNER 07/20/94 THOMPSON 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Cordell David and/or Susan Hall
(Name of Claimant)

Parks Road, Pocatello, Idaho 83201 Telephone No. 232-6177
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1950

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

South Fork Pocatello Creek tributary to Pocatello Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.03 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity	<u>0.02</u>	Use <u>Stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.05 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW ¼ NW ¼, Sec. 20 Twp. 6S Rge. 35E B.M., County of Bannock

Additional points of diversion: Pump from creek to flood and sprinkler irrigation stock drink directly from creek

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	35E	20							1										1

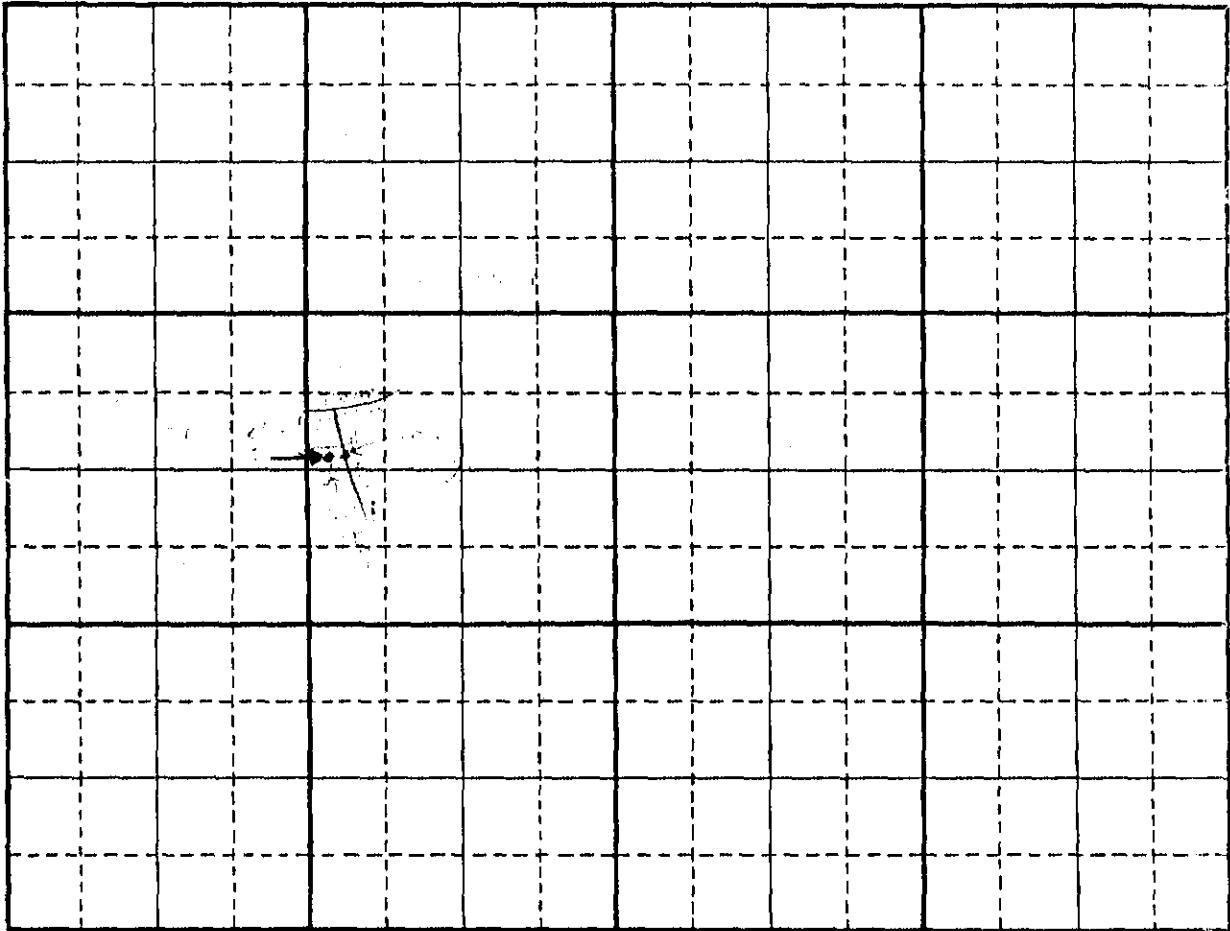
No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater

NOTE: Include here the type and number of stock watered: 3 dairy cows, 2 horses, 3 pigs

(7) If you are claiming water as a member of an organization, list name of organization: 3 sheep, poultry

South Fork Pocatello Creek also known as B. skin Creek



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 Bannock) 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 1 day of May, 1981.

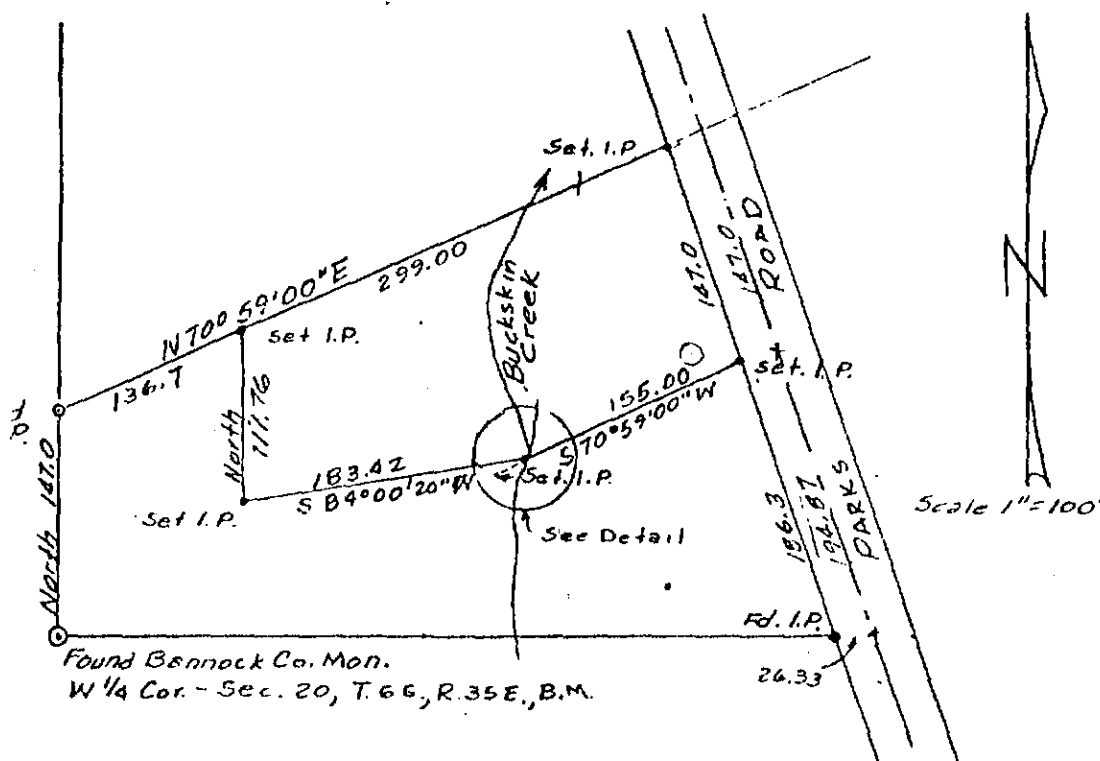
[Signature]
(Claimant)

[Signature]
Notary Public
Residing at State Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 5/16/81 Exception filed by: [Signature] Forwarded to [Signature] Date [Signature]
Prelim. check by [Signature] Date 5/16/81 447614
\$20.00 fee received by [Signature] Date 5/16/81
Published in State Journal
Dates 5/14/81 - 5/21/81



HAMILTON & VOELLER, INC.

**PALE
EASTON & BROS.**

ILTON & VOELLER FORM NO. 1

Cordell Hall
SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20
T.6S., R.35E., B.M.
Bannock County, Idaho.

SCALE 1" = 50'

DRAWN BY

CHECKED BY

RHB

1

DATE 8-15-73

JOB NO

0-15-11

SHEET / OF /

01 /

DRAWING NO.

BOONEVILLE BLUE PRINT / IDAHO FALLS

Cordell David Hall
8549 N. Parks Road
Pocatello, ID. 83201

Date: March 31, 1995

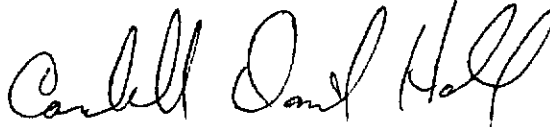
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID. 83402-1718

Re: A29-04195

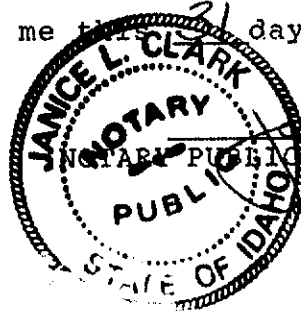
To Whom It May Concern:

I, Cordell David Hall, wish to confirm the priority date for A29-04195. My father bought the land in the fall of 1949 and the following spring and summer used water for irrigation and stockwater. The first years the garden was watered by a Diversionary Canal. Later, approximately 1960, a pump was installed.

Sincerely,
Cordell David Hall



SUBSCRIBED AND SWORN TO before me this 31 day of March 1995.



Janice L. Clark
(Signature & Seal)
6-1-99

RECEIVED
NOV 13 1995
APR 03 1995

Department of Water Resources
Eastern District Office