

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: A29-04335
Date Received: 3/27/1990
Receipt No: 1006375
Received By: JPL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARNOLD TRAPPETT
Address: 1833 S. GRANT
POCATELLO, ID 83204

AND/OR

Name: BERNIECE TRAPPETT
Address: 1833 S. GRANT
POCATELLO, ID 83204

2. Date of Priority: MAR 01, 1942

3. Source: CUSICK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	34E	1	NW	NW	NW		BANNOCK

5. Description of diverting works:

8" PIPE DIVERTS WATER FROM CREEK TO DITCHES AND FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

7. Total Quantity Appropriated is:

0.080 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A29-04335

Page 1

Date: 03/27/90

A2904335



MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	34E	1	NW	NW		IRR	3.0
Section Acres							3.0
Total Acres							3.0

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:
A2904015

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: _____

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): Arnold Trappett Date: 3/27/90

Date: _____

State of Idaho)
County of Bennett) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of Mar 19 90

John Sal. Laine
Notary Public

Seal

Residing at Boise Id

My Commission Expires 4/2/94



MICROFILMED

NOV 13 1992

April 11, 2001

29-04335
ARNOLD TRAPPETT
BERNIECE TRAPPETT
1833 S GRANT
POCATELLO ID 83402

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown **above in the "address" label and at the "end" of this letter** has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". 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. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed 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 the entire 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 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.

.....
The Department can not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by May 11, 2001, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 525-7161.

Respectfully submitted,

Craig Saxton
Water Resource Agent
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim 29-04335

Log for claim A29-04335

Spatial Dynamics LTD

9/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s34e	1	NWNW	3	6.7	
Totals:			3	6.7	

Dom + Stock 29-4015 RD'l

4/10/01 - NO Evidence Priority - microfilm = NO

AJ5809MP
No. A29-04335

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 207

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARNOLD TRAPPETT	03/01/1942	IRRIGATION	03-15 11-15	0.080 CFS	
C	BERNIECE TRAPPETT					
	1833 S GRANT					
	POCATELLO ID 83204					
TOTAL DIVERSION:					0.080 CFS	
CONSUMPTIVE USE:						7.50 AFA

Water Source: CUSICK CREEK

Tributary to: PORTNEUF RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T07S R34E S01

NWNWNW

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	SUM			
07S	34E	1	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	3.0			
TOTAL ACRES																				3.0				

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: A2904015

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

29-04015 29-04289 29-10870 29-11350 A29-02224J A29-04015 A29-04289 A29-10645 A29-11350

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

A29-00598 A29-00599 A29-10645

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

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

Audit: 03/27/90 CARLSON 07/20/94 THOMPSON 03/29/95 POST-STD

CLAIM TO A WATER RIGHT

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

(Name of Claimant)

1833 South Grant, Pocatello, Idaho 83204

Telephone No. 233-1296

(Mailing Address)

{Zip Code}

(1) Date of priority: (When was the water first applied to a beneficial use) March 1, 1942

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

Cusick Creek

tributary to **Portneuf River**

(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, 81)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity .08 cfs

Use Irrigation

Period of Use From 4-1 To 11-1

Quantity _____

Use

Period of Use From _____ To _____

Quantity

Use

Period of Use From _____ To _____

Quantity

Use

Period of Use From _____ To _____

(4) .08 cfs TOTAL QUANTITY USED.

```
(cls, af)
```

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

NW ¼ NW ¼, Sec. 1 Twp. 7S Rge. 34E B.M., County of Bannock

Additional points of diversion:

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. Ditch from stream to flood irrigation

(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.

[illegible]

No. of acres 2.5

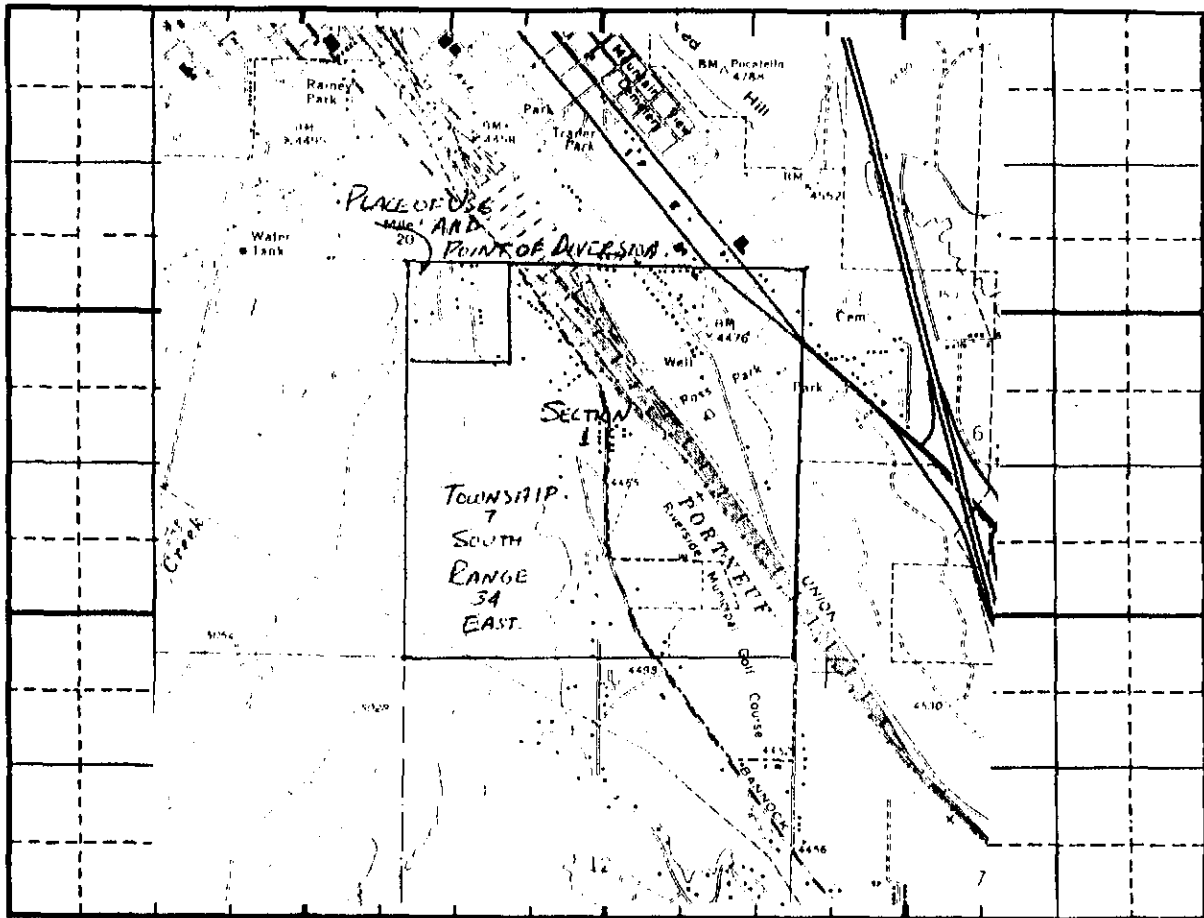
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

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

RECORDED

(8) Remarks _____



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 12th day of April, 1983.

Arnold Trappett
(Claimant)

Notary Public

Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by S.M. Date 4/12/83 Exception filed by: _____ Date _____
Prelim. check by Kow Date 4/15/83 Forwarded to claimant by: _____
\$30.00 fee received by BP Date 4/12/83 \$260.33
Published in Idaho State Journal
Date 4/28/83