

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: A29-07273  
Date Received: 3/21/1990  
Receipt No: M006300  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM R. PJEPER 208-232-5173  
Address: 4350 TECH FARM RD  
POCATELLO, ID 83204

2. Date of Priority: JUL 03, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 07S      | 35E   | 7       | SW     |        | NW     |     | BANNOCK |

5. Description of diverting works:  
WELL/PUMP 84' DEEP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.160  |      | 29.80  |

7. Total Quantity Appropriated is:  
0.160 C.F.S. (and/or) 29.80 A.F.A.

8. Total consumptive use is 29.8 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 07S      | 35E   | 7       | SW     | NW     |     | IRR | 8.5   |

A29-07273

Page 1

Date: 06/22/90

NOV 13 1992

A2907273



10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 8.5   |
|          |       |         |            |     | Total Acres   | 8.5   |

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:

NONE

14. Remarks:

AC. IRR. = 8.5.

15. Basis of Claim: LICENSE

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): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

06/05/2001

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

RIGHT NUMBER: 29-7273

NAME AND ADDRESS: WILLIAM R PIEPER  
4350 TECH FARM RD  
POCATELLO, ID 83204

SOURCE: GROUND WATER

QUANTITY: 0.15 CFS  
29.2 AFY

PRIORITY DATE: 07/03/1975

POINT OF DIVERSION: T07S R35E S7 LOT 2 SWSNW Within BANNOCK County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | 04-01 11-01          | 0.15 CFS<br>29.20 AFY |

PLACE OF USE:

IRRIGATION within BANNOCK County  
T07S R35E S7 LOT 2 SWNW 7.3

7.3 ACRES TOTAL

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 - License

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommended Right Report

WATER RIGHT NO. 29-7273

|                                    |                                                                                                          |
|------------------------------------|----------------------------------------------------------------------------------------------------------|
| <u>Owner Type</u><br>Current Owner | <u>Name and Address</u><br>WILLIAM R PIEPER<br>4350 TECH FARM RD<br>POCATELLO, ID 83204<br>(208)232-5173 |
|------------------------------------|----------------------------------------------------------------------------------------------------------|

Priority Date: 07/03/1975  
Basis: License  
Status: Active

|                               |                     |
|-------------------------------|---------------------|
| <u>Source</u><br>GROUND WATER | <u>Tributary to</u> |
|-------------------------------|---------------------|

|                                     |                      |                    |                                   |                           |                    |
|-------------------------------------|----------------------|--------------------|-----------------------------------|---------------------------|--------------------|
| <u>Beneficial Use</u><br>IRRIGATION | <u>From</u><br>04/01 | <u>To</u><br>11/01 | <u>Diversion Rate</u><br>0.15 CFS | <u>Volume</u><br>29.2 AFA | <u>Subuse Code</u> |
| Total Diversion                     |                      |                    | 0.15 CFS                          | 29.2 AFA                  |                    |

Location of Point(s) of Diversion:

GROUND WATER                      SWSWNW 1:2      Sec. 07      Township 07S      Range 35E      BANNOCK County

IRRIGATION Use:  
Acre Limit: 7.3

Place(s) of use:

Place of Use Legal Description: IRRIGATION                      BANNOCK County

|                 |              |                |            |              |              |            |              |              |            |              |              |            |              |              |
|-----------------|--------------|----------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|
| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> |
| 07S             | 35E          | 7              | 2          | SWNW         | 7.3          |            |              |              |            |              |              |            |              |              |

Total Acres: 7.3

Conditions of Approval:

- I. C18 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.

Comments:

|                          |                       |                                          |                                                                                                                                                          |
|--------------------------|-----------------------|------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Author</u><br>csaxton | <u>Date</u><br>6/5/01 | <u>Subject</u><br>Diversion Rate and Vol | <u>Comment</u><br>Diversion Rate and Volume slightly reduced from 1979 license because only 7.3 acres of irrigation found, rather than the 8.5 licensed. |
|--------------------------|-----------------------|------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------|

Dates:

Licensed Date: 08/21/1979  
Claim Received Date: 03/21/1990  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:

Decreed Date:  
Date Filed with Court:  
Objection Filed Date:  
SF5 Filed:  
Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

| Element       | Last Review Date   | Reviewer | Last Verified Date | Verifier | Status     |
|---------------|--------------------|----------|--------------------|----------|------------|
| Contacts      | 6/5/01 9:51:47 AM  | csaxton  |                    |          | In Process |
| POD           | 6/5/01 9:52:46 AM  | csaxton  |                    |          | In Process |
| POU           | 6/5/01 9:57:17 AM  | csaxton  |                    |          | In Process |
| Priority Date | 6/5/01 9:52:04 AM  | csaxton  |                    |          | In Process |
| Quantity      | 6/5/01 10:25:42 AM | csaxton  |                    |          | In Process |
| Season        | 6/5/01 10:05:45 AM | csaxton  |                    |          | In Process |
| Source        | 6/5/01 9:56:06 AM  | csaxton  |                    |          | In Process |
| Summary       | 6/5/01 10:29:26 AM |          | 6/5/01 10:29:26 AM | csaxton  | Complete   |
| Use           | 6/5/01 9:56:20 AM  | csaxton  |                    |          | In Process |

Other Information:

Receipt Number(s): M006300  
State or Federal: S  
Owner Name Connector:  
Water District Number:  
Generic Max Rate per Acre:  
Generic Max Volume per Acre:  
Civil Case Number:  
Old Case Number:  
Decree Plaintiff:  
Decree Defendant:  
PresumptionFlag:  
Notice of Error Flag:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Cary Act Number:  
Mitigation Plan: False

Verification Log:

| Element       | Date Time Stamp    | Reviewer | Log Text                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|---------------|--------------------|----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Contacts      | 6/5/01 9:51:29 AM  | csaxton  | 1. Appointment has not been scheduled.<br>Comment for 1: In house Review<br>Edited point location                                                                                                                                                                                                                                                                                                                                                   |
| POD           | 6/5/01 9:55:03 AM  | csaxton  | 1. (NO) The basis is not beneficial use.                                                                                                                                                                                                                                                                                                                                                                                                            |
| POD           | 6/5/01 9:52:44 AM  | csaxton  | 2. (YES) Parent right has a Point of Diversion.<br>3. (YES) The claimed Point of Diversion can be verified using the water right file.<br>8. (NO) Point of Diversion remark was not required.<br>9. (NO) Point of Diversion condition was not required.                                                                                                                                                                                             |
| POU           | 6/5/01 10:04:33 AM | csaxton  | Edited PLS                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POU           | 6/5/01 10:04:17 AM | csaxton  | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU           | 6/5/01 9:58:19 AM  | csaxton  | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU           | 6/5/01 9:57:41 AM  | csaxton  | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                               |
| POU           | 6/5/01 9:57:15 AM  | csaxton  | 1. (YES) The POU is required.<br>2. (NO) The basis of claim is not beneficial use.<br>3. (YES) The Parent Right has a POU.<br>4. (YES) The claimed POU can be verified using the water right file.<br>12. (NO) POU remark was not required.<br>13. (NO) POU condition was not required.                                                                                                                                                             |
| Priority Date | 6/5/01 9:52:02 AM  | csaxton  | 1. (NO) There has not been a later court decree of the water right(s) from the water source.<br>4. (NO) The basis of claim is not beneficial use.<br>5. (NO) The basis of claim is not a posted notice.<br>6. (YES) Parent right has a priority date.<br>7. (NO) The basis of claim is not an application or permit.<br>12. (YES) The claim is recommended.<br>13. (YES) The claim is coded correctly.<br>14. (NO) Priority remark was not required |

|          |                    |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------|--------------------|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Quantity | 6/5/01 10:25:39 AM | csaxton | <ul style="list-style-type: none"> <li>15. (NO) Priority condition was not required.</li> <li>1. (NO) The basis of claim is not beneficial use.</li> <li>2. (NO) The basis of claim is not a posted notice.</li> <li>3. (YES) The parent right has a diversion rate and/or diversion volume.</li> <li>4. (YES) The claimed diversion rate and/or volume can be verified using the water right file.</li> <li>7. (YES) The parent right has an annual diversion volume limit.</li> <li>8. (YES) Irrigation is a purpose of use.</li> <li>9. (NO) Quantity remark was not required.</li> <li>10. (NO) Quantity condition was not required.</li> </ul>                                                                        |
| Season   | 6/5/01 10:05:41 AM | csaxton | <ul style="list-style-type: none"> <li>1. (NO) The basis of claim is not beneficial use.</li> <li>2. (YES) The parent right has a period of use.</li> <li>3. (YES) The claimed Period of Use can be verified using the water right file.</li> <li>12. (YES) Irrigation is the purposed use.</li> <li>14. (NO) The period of use on the decree, license or transfer is not shorter on either the start or end date than allowable under IDWR's current standard.</li> <li>15. (NO) Period of Use remark was not required.</li> <li>16. (NO) Period of Use condition was not required.</li> </ul>                                                                                                                            |
| Source   | 6/5/01 9:56:04 AM  | csaxton | <ul style="list-style-type: none"> <li>1. (NO) The basis is not beneficial use.</li> <li>2. (YES) Parent right has a source.</li> <li>3. (YES) The claimed source can be verified using the water right file.</li> <li>8. (NO) The source is not surface water.</li> <li>10. (NO) Source remark was not required.</li> <li>11. (NO) Source condition was not required.</li> </ul>                                                                                                                                                                                                                                                                                                                                          |
| Summary  | 6/5/01 10:29:11 AM | csaxton | <ul style="list-style-type: none"> <li>1. (NO) The basis of the claim is not beneficial use</li> <li>3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.</li> <li>5. (NO) General remark was not required.</li> <li>6. (NO) Explanatory remark was not required.</li> <li>7. (YES) Additional condition was required.</li> <li>8. (YES) Wanted to view the recommended right.</li> <li>9. (NO) This is not a split right.</li> <li>10. (NO) This is not a combined right.</li> <li>11. (NO) Documents were not linked or attached to this file.</li> <li>12. (YES) Set the verification date.</li> </ul> |
| Use      | 6/5/01 9:56:19 AM  | csaxton | <ul style="list-style-type: none"> <li>1. (NO) The basis of claim is not beneficial use.</li> <li>2. (YES) The parent right has a purpose of use.</li> <li>3. (YES) The claimed purpose of Use can be verified using the water right file.</li> <li>11. (NO) Purpose of Use remark was not required.</li> <li>12. (NO) Purpose of Use condition was not required.</li> </ul>                                                                                                                                                                                                                                                                                                                                               |

\$59

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

A29-07273

Date Received

3-21-90 hat

Receipt Number

HCC6300

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) William A. Taylor Phone ( ) 208 338 1111Mailing Address 4350 North Main St, Boise, Idaho 83701 Zip 837012. Date of Priority (Only one (1) per claim) January 3, 19783. Source of water supply (a) Snake River  
which is tributary to (b) \_\_\_\_\_4. a. Location of existing point of diversion is: Township 2 N Range 30 E Section 1,  
SW 1/4 of NE 1/4 of \_\_\_\_\_ 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Twin Falls

Additional points of diversion if any: \_\_\_\_\_

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. Well 20' deep 12" casing

MICROFILMED

NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For no purposes from 1/1 to 12/31 amount 0.00 or \$0.00

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) \_\_\_\_\_ (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 2,000 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.

[illegible]

Total number of acres irrigated 1,100

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

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

or None ( )

14. Remarks:

~~CONFIDENTIAL~~

NOV 13 1992

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

*Copies: White -State, Yellow-Claimant*

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number 27-20-14

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 1

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

Signature of Claimant (s) [Signature] Date March 1, 1992

\_\_\_\_\_ Date \_\_\_\_\_

**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 \_\_\_\_\_ of \_\_\_\_\_

Title

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 Bannock ) SS.

Subscribed and sworn (or affirmed) before me this 21st day of March 19 92

SEAL

Notary Public [Signature]

Residing at Helen Harrington, Notary Public

Residing at Boise, Idaho

My Commission Expires My Commission Expires December 1, 1994

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 \_\_\_\_\_

NOT FOR FILING

NOV 13 1992

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

11-111-1

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NOV 13 1992

Log for claim A29-07273

Spatial Dynamics BTD

9/7/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 07s35e  | 7   | SWNW | 8.5              | 7.1            |         |
| Totals: |     |      | 8.5              | 7.1            |         |

1.3

*6/5/01* *Before 10-1-01* *1.3* *Acres Claimed* *1.3*

AJ5809MP  
No. A29-07273

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00  
PAGE: 249

| OWNER<br>CODE    | NAME & ADDRESS                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | WILLIAM R PIEPER<br>4350 TECH FARM RD<br>POCATELLO ID 83204<br>(208) 232-5173 | 07/03/1975       | IRRIGATION | 04-01 11-01           | 0.160 CFS         | 29.80 AFA           |
| TOTAL DIVERSION: |                                                                               |                  |            |                       | 0.160 CFS         | 29.80 AFA           |
| CONSUMPTIVE USE: |                                                                               |                  |            |                       |                   | 29.80 AFA           |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R35E S07

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 | :           | SUM |
| 07S | 35E | 7 | : |    |    |    |    |    |    |    |    | 08 |    |    |    |    |    |    |    | :           | 8.5 |
|     |     |   |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 8.5 |

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

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

29-10687 29-11405 29-11406 29-12037 29-12165 A29-04188 A29-07009 A29-07060 A29-10687 A29-11405  
A29-11406 A29-12037 A29-12165

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

A29-07009

Remarks: GEN AC. IRR. = 8.5.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 06/23/90 DCARLSON 07/26/94 THOMPSON 03/29/95 POST-STD

Identification No. 29 7273

Application No. \_\_\_\_\_

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

**APPROVED**

**To Appropriate the Public Waters of the State of Idaho**  
(TYPE OR PRINT IN INK)

1. Name of applicant William R. Pieper Phone: 232-5173  
post office address Route #3 Box 331, Pocatello, Idaho
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 7 Township 7S  
Range 35E B.M. Bannock County; additional points of diversion if any:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 0.18 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 0.18 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Well, 5 HP submersible pump and  
sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet, total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8 inches; proposed depth of well is 80 feet
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ 3,000.00
8. Description of proposed uses:  
a. If water is not for irrigation. N.A.  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township  
Range \_\_\_\_\_ B.M. \_\_\_\_\_  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*[Handwritten signature]*

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

| TWP | RANGE | SEC | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|-----|-------|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|     |       |     | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7S  | 35E   | 7   |        |        |        |        |        | 9      |        |        |        |        |        |        |        |        |        |        | 9      |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

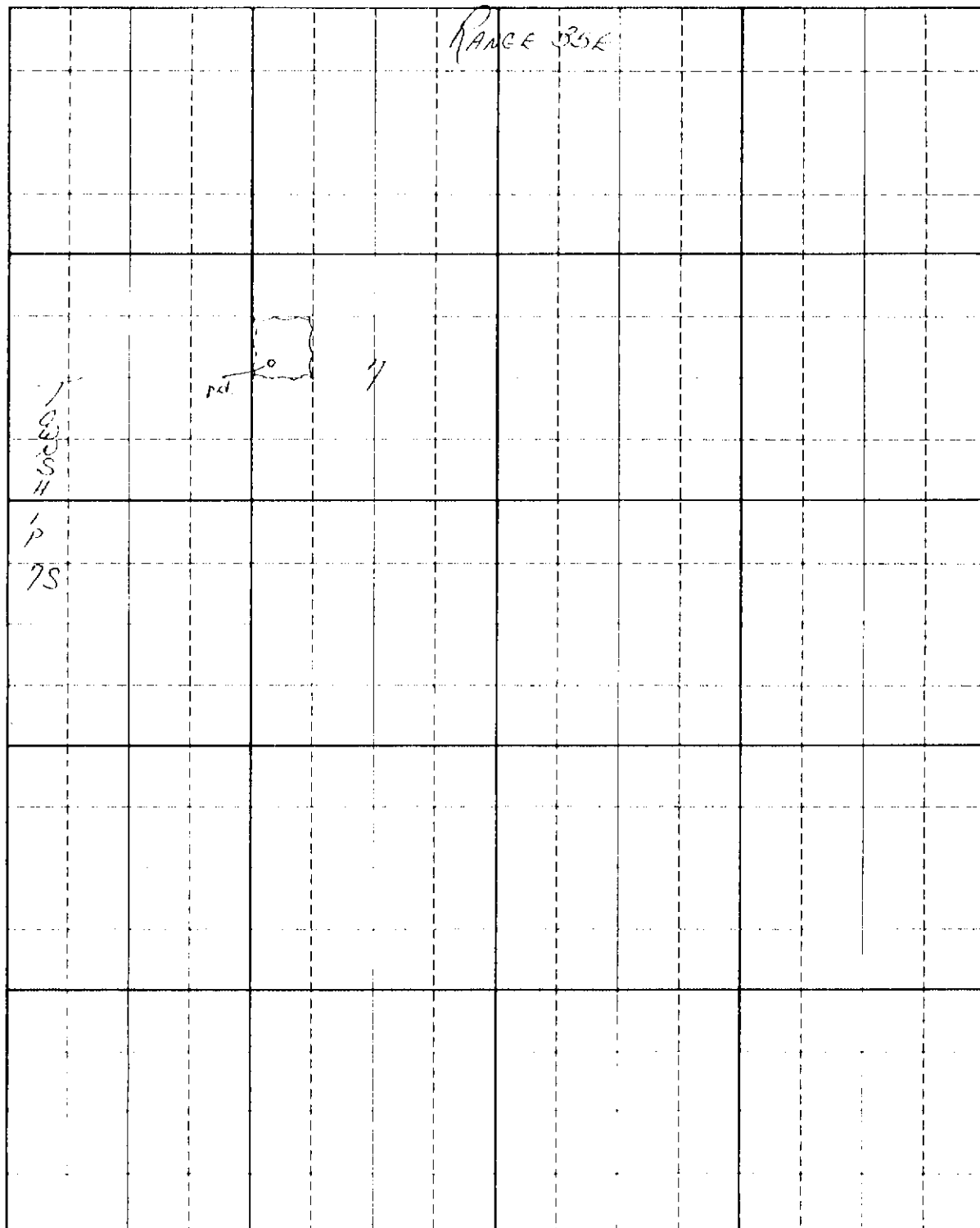
Total number of acres to be irrigated 9

c. Describe any other water rights used for the same purposes as described above Indian Water Right out of Portneuf River - Now called Gibson Ditch Co.

9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project, show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth:

William R. Fisher  
(Applicant)

MB 7-3-75 10:35 A.M.  
Received by MB Date 6-30-75 Time 10:45 A.M.  
Preliminary check by MB Fee \$ 10.<sup>00</sup>  
Received by MB Date 7-3-75 # 4321  
Publication prepared by MB Date 7-3-75  
Published in Idaho State Journal  
Publication dates July 10 + 11, 1975  
Publication approved MB Date 7-11-75  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by BOC 1/28

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

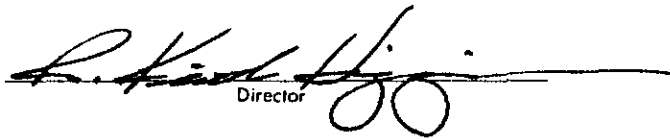
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7273, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1980.
- c. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Denial of said application is for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 30 day of July, 1975.

  
Director

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7273 Priority July 3, 1975 Amount 0.16 cfs

THIS IS TO CERTIFY, that WILLIAM R. PIEPER  
of Pocatello, Idaho, has complied with the terms and conditions of Permit  
No. 29-7273 issued pursuant to Application for Permit dated July 3, 1975,  
and has submitted proof to the Department of Water Resources on October 25, 1976,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.16 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use    | Period of Use                            | Rate of Diversion      | Annual Volume         |
|-------------------|------------------------------------------|------------------------|-----------------------|
| <u>Irrigation</u> | from <u>April 1</u> to <u>November 1</u> | at <u>0.16</u> cfs and | <u>29.8 acre feet</u> |
|                   | from _____ to _____                      | at _____ cfs and       |                       |
|                   | from _____ to _____                      | at _____ cfs and       |                       |

(both dates inclusive)

Subject, however, to the condition that no more than 0.16 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
29.8 acre feet per year, said waters to be diverted within the SW 1/4, Sec. 7, Twp. 7S,  
Rge. 35E, B.M., in the County of Bannock

Description and location of place of use:

| Twp. | Range | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7S   | 35E   | 7    |        |        |        |        |        |        | 8.5    |        |        |        |        |        |        |        |        |        | 8.5    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated 8.5

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of

May, 1979.

  
Director

MICROFILMED

Phone \_\_\_\_\_  
(name spring, street)

OCT 29 1976

Department of Water Resources  
Eastern District Office

Permit No. 29-7273  
Examination for b/u

Other uses: \_\_\_\_\_

Max Rate of Diversion 0.18 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

Township 7S N/S, Range 35E E/W, B.M., Section 7, Subdivision SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Bannock  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_  
County

**Other Points of Diversions:** \_\_\_\_\_

1995-2000 Survey of Motor Vehicle Accidents

Measuring device required: yes ☐ no ☒

[illegible]

**TOTAL ACREAGE** \_\_\_\_\_ **9** \_\_\_\_\_

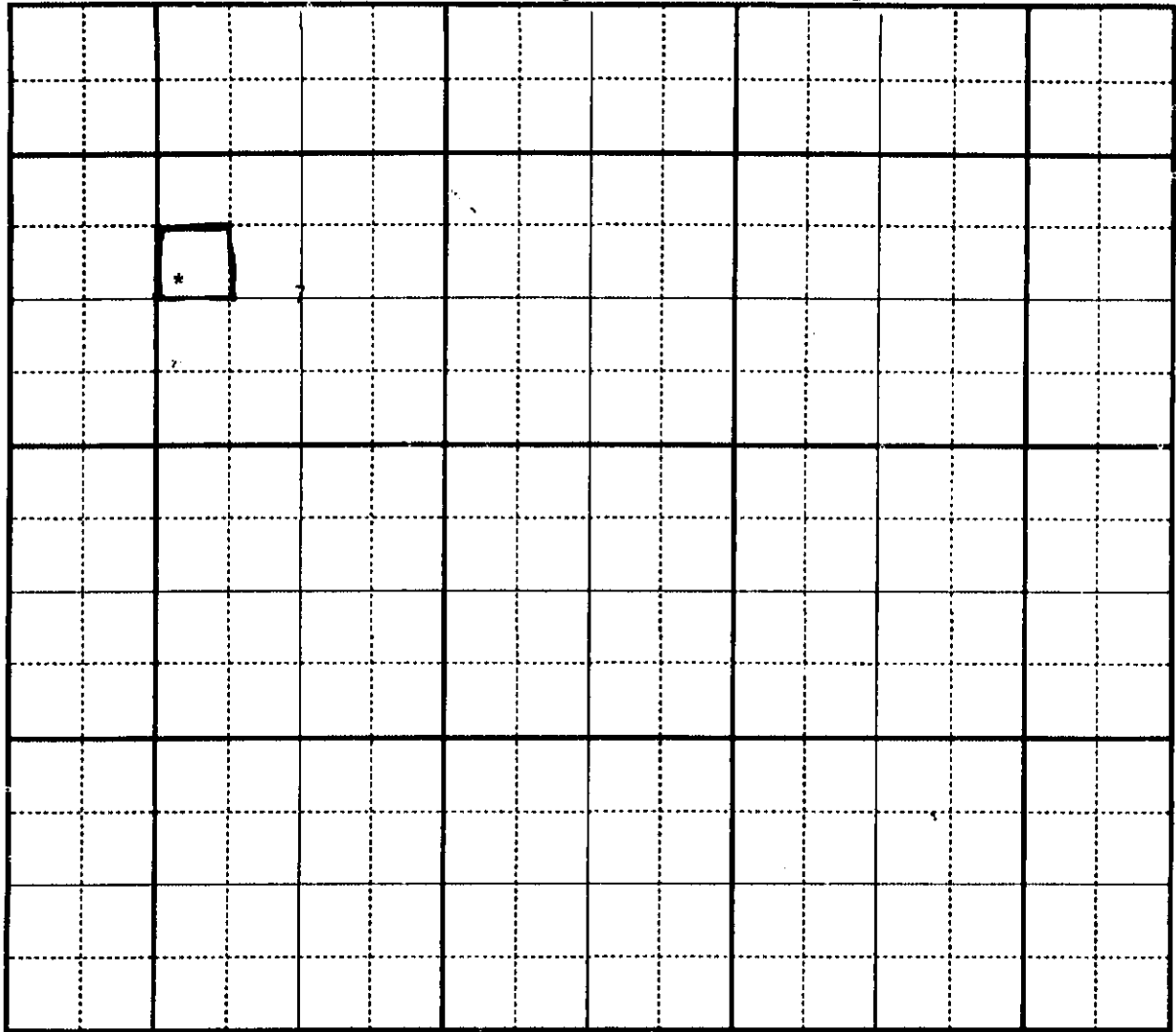
T  
7  
S

Diagram of System

See Attached Diagram

DATE OF EXAM 5/20/77

ACREAGE  
Found 8.5 ac  
Recommended 8.5 ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q = .16 c.f.s. V = 298 AF/Ann. from April 1 to Nov 1  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no X

Name source: n/a  
twp. \_\_\_\_\_ N/S, Rge. \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_ Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no X

Name source exchanged with: n/a  
twp. \_\_\_\_\_ N/S, Rge. \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_ Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of injection: n/a  
twp. \_\_\_\_\_ N/S, Rge. \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_ Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of exchange: n/a  
twp. \_\_\_\_\_ N/S, Rge. \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_ Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Total Q measured .16 cfs Method of measurement Pitot Tube

Total Q recommended .16 cfs Meter No. n/a Type n/a Condition n/a

Total V recommended 298 AF/Ann

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None

MEASUREMENT CALCULATION:

System produces 72.38 gpm  
11 cfs = 448.8 gpm  $\frac{1}{448.8} = X$ ,  $448.8X = 72.38$ ,  $X = 72.38 \div 448.8$   
 $X = .16 \text{ cfs}$

$V = 215 \times 1.4835 \times .16 = 68.03 \text{ AF/Ann}$   $3.5 \times 8.5 = 29.8 \text{ AF/Ann}$   
RRK 5/20/77  $V = 29.8 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

Water is diverted from an 8' ft. deep well with 8" diam rising by a 5HP submersible Fairbanks-Morse pump having m/n 504619 & S/N - XF, Ass'd no. 46082836. Static water level is approx. 24' ft. The pump & motor are attached to 50' ft of 2" drop pipe. Water is delivered to acreage by 2" diam 1/4 mi long hardline. There are 25 nozzles in total of variable nozzle diam.

REMARKS:

System shown & described by William Pieper  
Approx. 3 of an acre are occupied by house, garage, 3 sheds & small corral. Two other tracts adjacent to lands on this tract are 26-7009 for 4.5 ac in SW 1/4 of sec 7 (lot 2) & 26-7010 for 8.75 ac in SW 1/4 of sec 7.

Examiner's Signature Anthony R. Kotowski Date 5/20/77

Checked by Ernest M. Carlson Date 1-11-78

Approved by \_\_\_\_\_ Date \_\_\_\_\_

# Pitot Tube Determination of Total Gallons per Minute

25 nozzles were measured.

- (1)  $5/32"$  - 23 psi - 3.75 gpm (7)  $9/64"$  - 22 psi - 2.92 gpm (13)  $9/64"$  - 21 psi - 2.78 gpm  
 (2)  $9/64"$  - 23 psi - 3.05 gpm (8)  $9/64"$  - 22 psi - 2.92 gpm (14)  $9/64"$  - 21 psi - 2.78 gpm  
 (3)  $9/64"$  - 23 psi - 3.05 gpm (9)  $9/64"$  - 21 psi - 2.78 gpm (15)  $9/64"$  - 21 psi - 2.78 gpm  
 (4)  $9/64"$  - 23 psi - 3.05 gpm (10)  $9/64"$  - 20 psi - 2.65 gpm (16)  $9/64"$  - 21 psi - 2.78 gpm  
 (5)  $9/64"$  - 22 psi - 2.92 gpm (11)  $9/64"$  - 22 psi - 2.92 gpm (17)  $9/64"$  - 21 psi - 2.78 gpm  
 (6)  $9/64"$  - 22 psi - 2.92 gpm (12)  $9/64"$  - 22 psi - 2.92 gpm (18)  $9/64"$  - 21 psi - 2.78 gpm

- (19)  $9/64"$  - 21 psi - 2.78 gpm (23)  $9/64"$  - 20 psi - 2.65 gpm Total gpm  
 (20)  $5/32"$  - 18 psi - 2.93 gpm (24)  $9/64"$  - 20 psi - 2.65 gpm 72.38 gpm  
 (21)  $5/32"$  - 18 psi - 2.93 gpm (25)  $9/64"$  - 20 psi - 2.65 gpm  
 (22)  $5/32"$  - 20 psi - 3.26 gpm



Diagram of system

