

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: A29-11435

Date Received: 4/18/1990

Receipt No: E013289

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAVID B WAITMAN
Address: 5309 HAWTHORNE RD
CHUBBUCK ID

208-237-7232

83202

AND

Name: MARGARET WAITMAN
Address: 5309 HAWTHORNE RD
CHUBBUCK ID

208-237-7232

83202

2. Date of Priority: APR 20, 1945

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	34E	27	SW	NE	NW		BANNOCK

5. Description of diverting works:

2 WELLS, 2-3 HP PUMPS, MANIFOLD SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.070		

7. Total Quantity Appropriated is:

0.070 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

10.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	34E	27	NE		NW		IRR	2.0
			SE		NW		IRR	1.5
Section Acres								3.5
Total Acres								3.5

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:
WATER USED FOR 1/8 SPACE TRAILER COURT AND 2 HOUSES. POU ARE LOTS
26, 27, 28, BLK 13 AND LAND NORTH TO OLD RIVERBED OF OLD WEST
POCATELLO TOWNSITE.

15. Basis of Claim: BENEFICIAL USE

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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: **A29-11435**
Date Received: 8/12/1993
Receipt No: E013289
Received By: _____

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

1. Name: CHERYL J RUDOLPH
Address: 516 RIVERSIDE DR NO 25
POCATELLO ID 83204

2. Date of Priority: APR 20, 1945

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	34E	27	SW	NE	NW		BANNOCK

5. Description of diverting works:
2 WELLS, 2-3 HP PUMPS, MANIFOLD SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.070		

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

8. Total consumptive use is 10.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	34E	27	NE	NW		IRR	2.0
			SE	NW		IRR	1.5

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.5
					Total Acres	3.5

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:

WATER USED FOR 8 SPACE TRAILER COURT AND 2 HOUSES. POU ARE LOTS
26, 27, 28, BLK 13 AND LAND NORTH TO OLD RIVERBED OF OLD WEST
POCATELLO TOWNSITE.

15. Basis of Claim: BENEFICIAL USE

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: _____

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State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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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 A29-11435Date Received 4-18-90Receipt Number E013289
OK # 0760 "54"

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 18 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Cheryl J. Otto P. Rudolph Phone () 232-6862Mailing Address 516 Riverside Dr. #25 POCAHELLO ID Zip 832042. Date of Priority (Only one (1) per claim) April 20 19453. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6S Range 34E Section 27SW OR NE CR
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Bannock
2 points of Diversion in the above Legal
Additional points of diversion if any: ~~SW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Bannock~~

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1.

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. 2 WELLS MANIFOLD system2-3 hp pumps - both about 20' deep. Cement casing.
Buried sprinkler system and hoses.* drought years affect the water level plan is to
deepen wells in near future.

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APR 14 1994

A2911435

Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 0.07 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.07 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 10.5 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.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	34E	27					2.0			1.5									3.5

Total number of acres irrigated 3.5

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

12. Do you own the property listed above as place of use? Yes X 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.
city water used by trailers or None ()

14. Remarks:

This Right is used to irrigate around an 8 space trailer Court and 2 houses.
Place of Use is Lots 26, 27, 28⁸¹¹³ and land North to (old) River bed. of old River Pocatello Township

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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 _____

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 3

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 3/10/94

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 20th day of March 1994

SEAL

Notary Public [Signature]

Residing at _____

My Commission Expires _____

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 _____

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APR 14 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R3



NW 1/4 NW 1/4

- NW 1/4 COR.
- SEC. 27-T. 34 E. R. 34

Center Section Line

PORTNEUE RIVER

NE 1/4 NW 1/4

Well

Well

EAST

Δ 10.0' ±

10.30'

125

19

20

21

22

LOT 23

20

25

26

27

28

29

BLOCK

13

10.30'

10.30'

10.30'

10.30'

10.30'

10.30'

10.30'

OAKWOOD

DRIVE

N. 88° 27' 00" E

SW 1/4 NW 1/4

SE 1/4 NW 1/4

WEST POCAHELLO TOWNSHIP (REVISED)

SEC. 27, T. 34 E., R. 34 E., B. M.

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APR 14 1994

SCALE = 100'

AL 204

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718

TURN
RETURN TO SENDER
INSUFFICIENT ADDRESS
ATTEMPTED, NOT KNOWN 05

29-11435

WAITMAN, DAVID B
WAITMAN, MARGARET
5309 HAWTHORNE RD
CHUBBUCK ID 83202

WAIT309 832022005 1N 05 05/03/01
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

83202X2117

Log for claim A29-11435

Spatial Dynamics LTD

9/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s34e	27	NENW	2	2.9	
06s34e	27	SEnw	1	1.3	
Totals:			3	4.2	

4/9/01

no domestic use claimed despite Remarks

6/5/01

Phone # no Good - letter sent and address no Good
need to go to assessor's office

AJ5809NP
No. A29-11435

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 170

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID B WAITMAN	04/20/1945	IRRIGATION	03-15 11-15	0.070 CFS	
C	MARGARET WAITMAN					
	5309 HAWTHORNE RD			TOTAL DIVERSION:	0.070 CFS	
	CHUBBUCK ID 83202			CONSUMPTIVE USE:		10.50 AFA
	(208) 237-7232					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06S R34E S27 SWNENW

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
06S	34E	27	:					:	02			01	:					:					:	3.5
																							TOTAL ACRES	3.5

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN WATER USED FOR 8 SPACE TRAILER COURT AND 2 HOUSES. POU ARE LOTS
26, 27, 28, BLK 13 AND LAND NORTH TO OLD RIVERBED OF OLD WEST
POCATELLO TOWNSITE.

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

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

Audit: 08/12/93 THOMPSON 02/16/94 THOMPSON 03/29/95 POST-STD

MARCH 21, 1995

DAVID B. WAITMAN
5309 HAWTHORNE RD.
CHUBBUCK, ID 83202

STATE OF IDAHO
DEPT. OF WATER RESOURCES
900 N. SKYLINE DR.
IDAHO FALLS, ID 83402-1718

RE: ADJUDICATION OF A29-11435
EVIDENCE OF PRIORITY

RECEIVED

MAR 22 1995

Department of Water Resources
Eastern District Office

Dear Mr. Carlson:

This letter and affidavit is being submitted as "EVIDENCE OF PRIORITY" for the above listed water right claim.

Two shallow ground water wells exist on the subject property known as 516 Riverside Dr., Pocatello, ID 83204. Both wells are covered with a partially sub-terrain concrete enclosure. Each enclosure contains a self-priming electric pump, a pressure tank and a water distribution manifold. Each concrete enclosure has the date, "APRIL 20, 1945" imprinted in the cement itself, adjacent to the enclosure egress.

The water is used for the "BENEFICIAL PURPOSE" of irrigation of the subject property. We hope to be able to utilize these water rights this coming Summer. Last summer, both wells promptly went dry as the Portneuf River level diminished as a result of the water shortage. We had to use city water for irrigation. Hopefully, that will not be the case this year.

Please make a correction in the remarks section of the claim profile report. "The water is used for an 18 space trailer court and 2 houses", not an 8 space trailer court. The tens digit appears to have been dropped from the space count.

Thank You and Respectfully Submitted,

David B. Waitman

David B. or Margaret L. Waitman, Owners

STATE OF IDAHO, POCATELLO, COUNTY OF BANNOCK ss.
On this 21st Day of March in the year of 1995,

before me, Julie A Clark, a notary public,

personally appeared David B. Waitman, known or identified to me as the person whose name he subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public:

Julie A Clark

Residing at:

3111 1/2 E Pocatello, Id.

My Commission Expires:

3/1/95

RECORDED
NOV 14 1996

FEBRUARY 16, 1994

DAVID B WAITMAN
5309 HAWTHORNE RD
CHUBBUCK ID 83202

RE: CHANGE IN OWNERSHIP FOR A29-11435

Dear Mr. Waitman:

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

Enclosed is a typed Notice 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 this Notice for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

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APR 14 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

FEB 14 1994

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

Department of Water Resources
Eastern District Office

DATE OF CLOSING: 2/3/94

LEGAL DESCRIPTION OF PROPERTY: Township 65 Range 34E
Section 27, SW OR 1/4 of NE OR 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ 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: A29-11435 *OK LG.*
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Otto D. or Cheryl J. Rudolph
516 Riverside Drive #25
Pocatello, Idaho 83204
- ☐ New Owner/Claimant (Purchaser): David B. Waitman and Margaret Waitman
- ☐ New Mailing Address: 5309 Hawthorne Road
Chubbuck, Idaho 83202
- ☐ New Telephone Number: (208) 237 - 7232
- ☐ 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:

*No R
record
exists*

- ☐ Attach proof of ownership, describe proof attached: _____

(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): David B. Waitman Date _____
Margaret Waitman Date _____
- ☐ Signature of Former Owner/Claimant(s): Otto D. Rudolph Date _____
Cheryl J. Rudolph 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: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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APR 14 1994

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