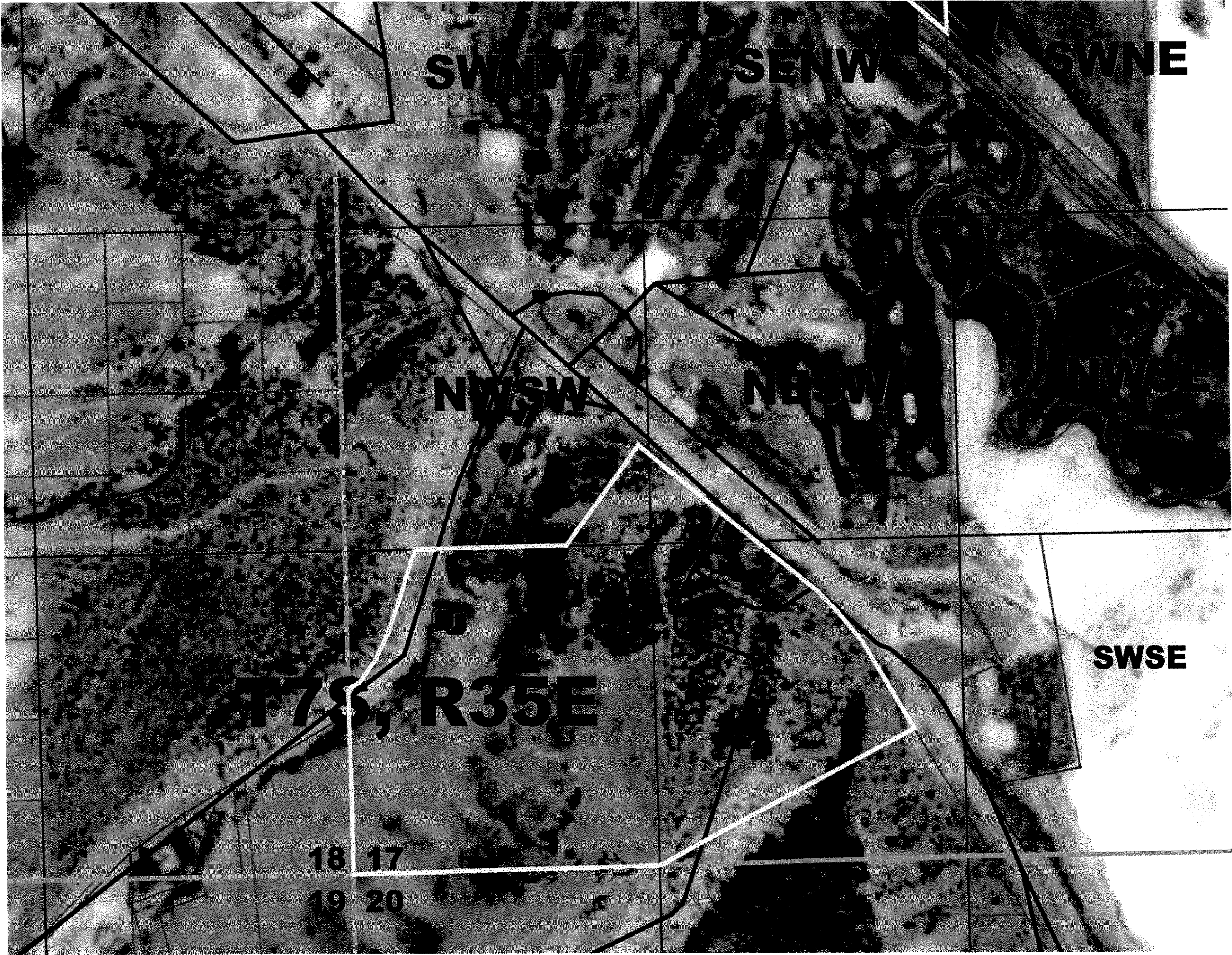
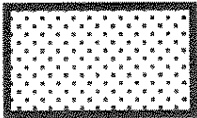


# 29-12527 - Armstrong



**Point of Diversion**

**Property Acreage: 0.0**



**Claimed POU - N/A**

**Property Boundary**



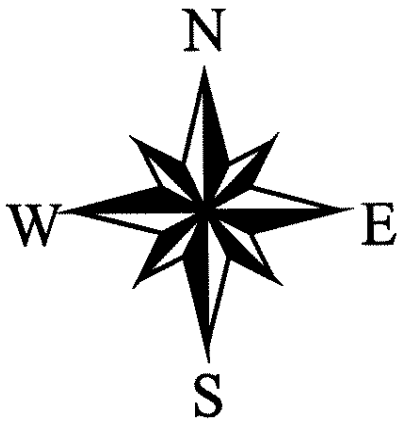
**Bannock Co Tax Lot Data**



**Section Lines**



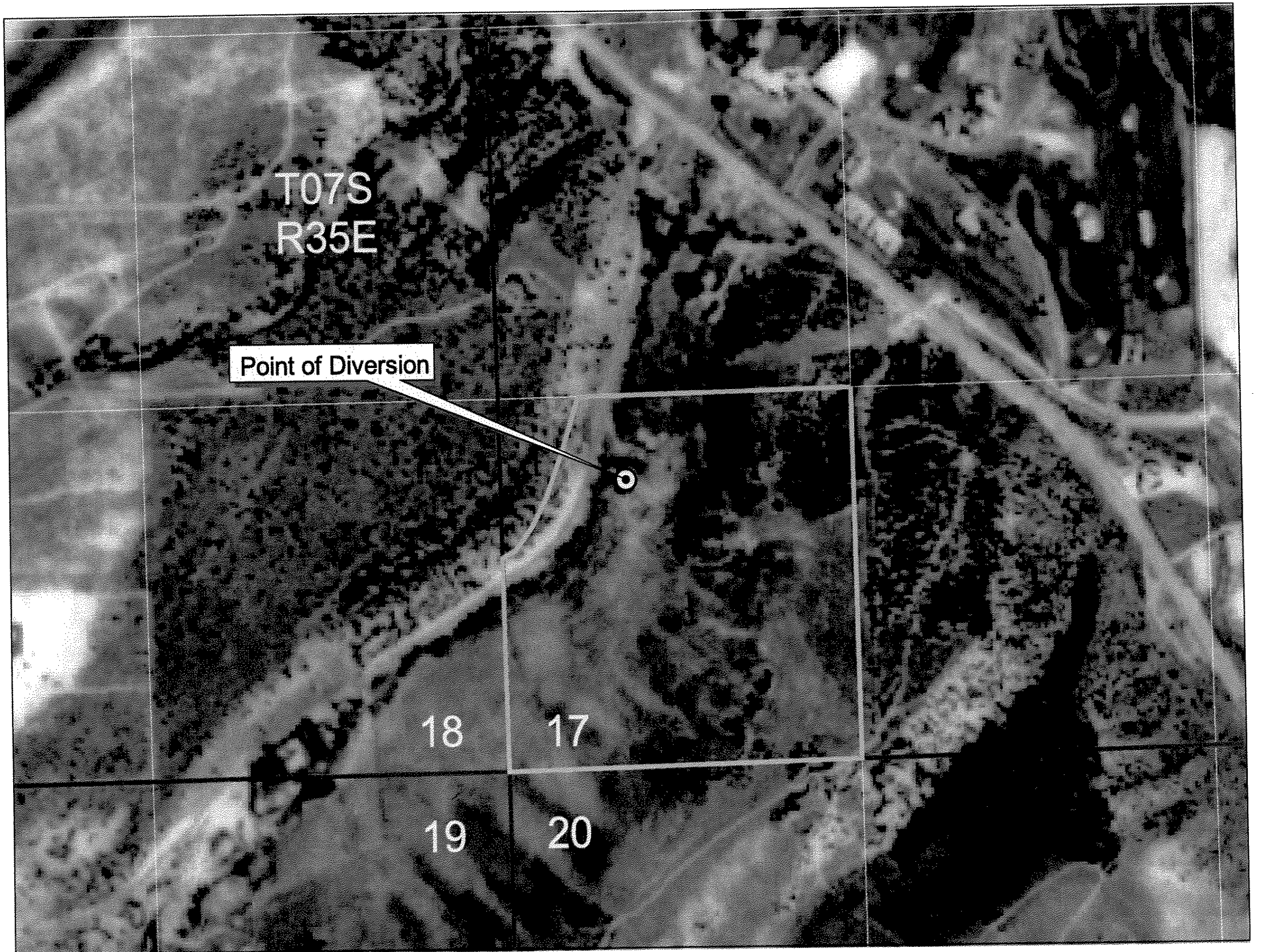
**Quarter Quarter Lines**



Prepared By: Craig Saxton  
September 2002



**State of Idaho**  
**Department of Water Resources**  
**Eastern Region**  
**Claim No.: 29-12527**

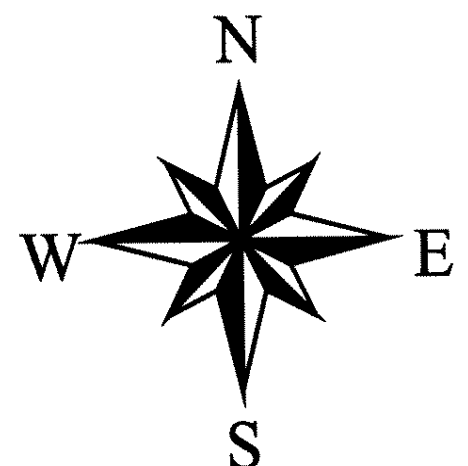


0.1 0 0.1 0.2 Miles

A horizontal scale bar with alternating black and white segments, corresponding to the 0.1, 0, 0.1, and 0.2 mile markings.

Stockwater

- ⊙ Well.shp
- 29-12527 tax ownership.shp
- Sections
- QQ



IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 29-12527 V1

WATER RIGHT NUMBER: 29-12527 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                      |
|-------------------|------------------------------------------------------------------------------|
| Current Owner     | JERI ARMSTRONG<br>9021 GIBSON JACK<br>POCATELLO, ID 83204<br>(208)233-0404   |
| Current Owner     | BARTON ARMSTRONG<br>9021 GIBSON JACK<br>POCATELLO, ID 83204<br>(208)233-0404 |

Priority Date: 04/01/1939

Basis: Beneficial Use

Status: Active

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

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| STOCKWATER            | 01/01 to 12/31          | 0.020 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.020 CFS             | 0.70 AF              |

Location of Point(s) of Diversion

|                |                 |                                 |
|----------------|-----------------|---------------------------------|
| GROUND WATER   | NW1/4SW1/4SW1/4 | Sec. 17, Twp 07S, Rge 35E, B.M. |
| BANNOCK County |                 |                                 |

Place of Use

STOCKWATER

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 07S | 35E | 17  |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |    |        |

Conditions of Approval:

1. 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.
2. n05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. n08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. x02 Stockwater use is for 27 range cattle.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 29-12527 V1

Comments:

1. rwarner 11/14/2002 irrigation disallowed  
Comment: Telephone conversation between Ernie Carlsen and Mr. Barton Armstrong indicated that irrigation wells were capped and abandoned when property was redeveloped for single family residence. Only the domestic well remains in use for domestic and stock purposes. Only the stockwater use is needed for this claim.

Dates and Other Information:

Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Defendant:  
Plaintiff:  
Civil Case Number:  
Judicial District:  
Notice of Error Flag:  
State or Federal: S  
Owner Name Connector: OR  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts       | 11/14/2002 8:59:26 AM     | rwarner         |                           |                 | Active        |
| Contacts       | 11/14/2002 1:04:18 PM     | rwarner         |                           |                 | Active        |
| Priority Date  | 11/14/2002 1:16:36 PM     | rwarner         |                           |                 | Active        |
| POD            | 11/14/2002 1:18:15 PM     | rwarner         |                           |                 | Active        |
| POU            | 11/14/2002 1:19:48 PM     | rwarner         |                           |                 | Active        |
| Use            | 11/14/2002 1:22:10 PM     | rwarner         |                           |                 | Active        |
| Season         | 11/14/2002 1:23:38 PM     | rwarner         |                           |                 | Active        |
| Quantity       | 11/14/2002 1:28:26 PM     | rwarner         |                           |                 | Active        |
| Source         | 11/14/2002 1:29:50 PM     | rwarner         |                           |                 | Active        |
| Summary        |                           |                 | 11/14/2002                | rwarner         | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                    |
|----------------|------------------------|-----------------|--------------------------------------------------------------------------------------------------------------------|
| Contacts       | 11/14/2002 8:59:26 AM  | rwarner         | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: desktop review. Field exam already conducted |
| POD            | 11/14/2002 11:25:39 AM | rwarner         | Edited point location                                                                                              |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-12527 V1

|               |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|---------------|-----------------------|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Contacts      | 11/14/2002 1:04:19 PM | rwarner | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: desktop review                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Priority Date | 11/14/2002 1:16:36 PM | rwarner | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(No) 4. Is the basis of claim decree or license?<br>(No) 7. Is the basis of claim a Application or Permit?<br>(No) 8. Is the basis of claim a posted notice?<br>(No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use?<br>(No) 12. Does the claim file contain sufficient evidence of Priority Date?<br>(No) 13. Has additional evidence of priority date been submitted?<br>(Yes) 14. Can any portion of the claim be recommended as a valid water right?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required? |
| POD           | 11/14/2002 1:18:15 PM | rwarner | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                                                                                                                                                                                                                                                |
| POU           | 11/14/2002 1:19:48 PM | rwarner | (No) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2b. Is the POU required?<br>(No) 3. Is the basis of claim a Application or Permit?<br>(No) 7. Is there evidence that there has been a change in the POU?<br>(Yes) 13. Does the file contain all the necessary information to verify the POU?<br>(No) 14. Is a POU remark and/or condition required?<br>Description for Question 13 - field exam                                                                                                                                                                                                                                                                                                                                      |
| Use           | 11/14/2002 1:22:10 PM | rwarner | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the Purpose of Use?<br>(Yes) 11. Does the file contain all the necessary information to verify the Water Use?<br>(No) 13. Is a Purpose of Use remark and/or condition required?<br>Description for Question 10,11,12 - field exam                                                                                                                                                                                                                                                                                                                                 |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 29-12527 V1

|          |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|----------|-----------------------|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season   | 11/14/2002 1:23:38 PM | rwarner | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(No) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p> <p>Description for Question 15 - field exam for stockwater</p>               |
| Quantity | 11/14/2002 1:28:26 PM | rwarner | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is the basis of claim a posted notice?</p> <p>(No) 7. Is a flow measurement required?</p> <p>(Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 10. Is a irrigation a purpose of use?</p> <p>(Yes) 12. Is a Quantity remark or condition required?</p> <p>Description for Question 7 - stockwater</p> <p>Description for Question 10 - 12 cows + 12 calves + 3 horses = 27</p> <p>annual volume from aministrative memorandum 4/17/1975</p> <p>Annual volume = 0.7 AF/yr</p> |
| Source   | 11/14/2002 1:29:50 PM | rwarner | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim an Application or Permit?</p> <p>(No) 6. Is the basis of claim a Posted Notice?</p> <p>(No) 7. Is there evidence that there has been a change in the source?</p> <p>(Yes) 10. Does the file contain all the necessary information to verify the source?</p> <p>(No) 11. Is a Source remark and/or condition required?</p> <p>Description for Question 10 - Field exam</p>                                                                                                                                                                                                                  |
| Summary  | 11/14/2002 1:31:09 PM | rwarner | <p>(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 3. Is the water being used for all of the purposes claimed and to the extent claimed?</p> <p>(Yes) 4. Is any portion of the claim be recommended?</p> <p>(No) 5. Is an additional remark and/or condition required?</p> <p>(Yes) 6. Would you like to view the recommended right?</p> <p>(No) 7. Is this a split or combined right?</p> <p>(No) 8. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 9. Would you like to set the verification date?</p>                                                                                  |

JUN 15 2001

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: A29-12527  
Date Received: 8/ 4/1992  
Receipt No: E017683  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JERI ARMSTRONG 208-233-0404  
Address: 9021 GIBSON JACK  
POCATELLO ID 83204'

OR  
Name: BARTON ARMSTRONG 208-233-0404  
Address: 9021 GIBSON JACK  
POCATELLO ID 83204 251-0404

2. Date of Priority: APR 1, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

|          |       |         |        |        |     |     |         |
|----------|-------|---------|--------|--------|-----|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
| 07S      | 35E   | 17      | SW     | SW     |     |     | BANNOCK |

5. Description of diverting works:  
2 75' WELLS/5 HP SUB PUMP. 1 WELL WITH NO WORKING PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.350 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 12 HEAD COWS, 12 HEAD CALF, 3 HORSES

MICROFILMED

NOV 14 1996  
Date: 12/29/94

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|---------------|-------|---------|--------|-----|-----|-------|-------|
| 07S           | 35E   | 17      | SW     | SW  |     | IRR   | 7.0   |
|               |       |         | SW     | SW  |     | STOCK |       |
| Section Acres |       |         |        |     |     |       | 7.0   |
| Total Acres   |       |         |        |     |     |       | 7.0   |

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:  
A29-11300

14. Remarks:

WELLS HAVE BEEN USED WHEN GIBSON JACK CREEK FLOW DROPS TOO LOW TO WATER FROM, BUT THEY HAVE NEVER BEEN FILED ON. WHEN THE CREEK RUNS , WE TAKE IT FOR IRRIGATION, BUT IT DOESN'T USUALLY RUN YEAR ROUND (THE LAST FEW YEARS).

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: \_\_\_\_\_

MICROFILMED

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: A29-12527  
Date Received: 8/ 4/1992  
Receipt No: E017683  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: BARTON ARMSTRONG 208-233-0404  
Address: 9021 GIBSON JACK  
POCATELLO ID 83204  
OR  
Name: JERI ARMSTRONG 208-233-0404  
Address: 9021 GIBSON JACK  
POCATELLO ID 83204

A2912527



2. Date of Priority: APR 1, 1939

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   | 17      |        | SW     | SW     |     | BANNOCK |

5. Description of diverting works:

2 75' WELLS/5 HP SUB PUMP. 1 WELL WITH NO WORKING PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 01/15 | 11/15 | 0.350 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

7. Total Quantity Appropriated is:

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 12 HEAD COWS, 12 HEAD CALF, 3 HORSES

MICROFILMED

NOV 16 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 07S      | 35E   | 17      | SW     | SW  |     | IRR   |       |
|          |       |         | SW     | SW  |     | STOCK |       |

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:

A29-11300

14. Remarks:

WELLS HAVE BEEN USED WHEN GIBSON JACK CREEK FLOW DROPS TOO LOW TO WATER FROM, BUT THEY HAVE NEVER BEEN FILED ON. WHEN THE CREEK RUNS , WE TAKE IT FOR IRRIGATION, BUT IT DOESN'T USUALLY RUN YEAR ROUND (THE LAST FEW YEARS).

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: \_\_\_\_\_

**MICROFILMED**

**NOV 16 1992**

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 \_\_\_\_\_

MICROFILMED  
NOV 16 1992

RECEIVED

AUG 04 1992

Department of Water Resources

Eastern District Office

RECEIVED

JUL 28 1992

Department of Water Resources

Eastern District Office

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: A29-11300  
Date Received: 4/12/1990  
Receipt No: E013137  
Received By: \_\_\_\_\_

COPY

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: BARTON ARMSTRONG 208-233-0404  
Address: 9021 GIBSON JACK  
POCATELLO ID 83204  
AND/OR  
Name: JERI ARMSTRONG 208-233-0404  
Address: 9021 GIBSON JACK  
POCATELLO ID 83204

2. Date of Priority: APR 1, 1939

3. Source: GIBSON JACK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 35E   | 17      |        | SW     | SW  |     | BANNOCK |

5. Description of diverting works:  
PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.140 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

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

A.F.A.

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/ STOCKWATER

MICROFILMED

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 A29-12527  
Date Received 8-4-92  
Receipt Number EG17683

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 04 1992

Department of Water Resources  
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Barton or Jeri Armstrong Phone (208) 233-0404  
Mailing Address 9021 Gibson Jack Rd Ida Zip 83204

2. Date of Priority (Only one (1) per claim) April 1 1939

3. Source of water supply (a) groundwater  
which is tributary to (b) \_\_\_\_\_

4. a. Location of existing point of diversion is: Township T5 Range 35 Section 17,  
SW 1/4 of SW 1/4 of \_\_\_\_\_ 1/4, Govt. Lot, E B.M., County of Bannock

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.

2 75' existing wells used  
as irrigation & stockwater. 1 well with 5 H.P.  
submersible pump. 1 well with no working pump

MICROFILMED

NOV 16 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3-15 to 11-15 amount .35 or 17.5

For stockwater purposes from 1-1 to 12-31 amount .020 or \_\_\_\_\_

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

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

7. Total quantity claimed (a) .35 (cfs) and/or (b) 17.5 (acre feet)

8. Total consumptive use claimed is 17.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 12 head cows 12 head calf 3 horses

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 |        |
| 075 | 35E | 17  |        |       |       |       |        |       |       |       |        |       | X     |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 17.5

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.  
A-29-11300 or None ( )

14. Remarks: These wells have been used when Gibson Jack Creek flow drops too low to water from but they have never been filed on. When the creek runs we take it for irrigation but it don't usually run year round last few years

MICROFILMED

NOV 16 1992

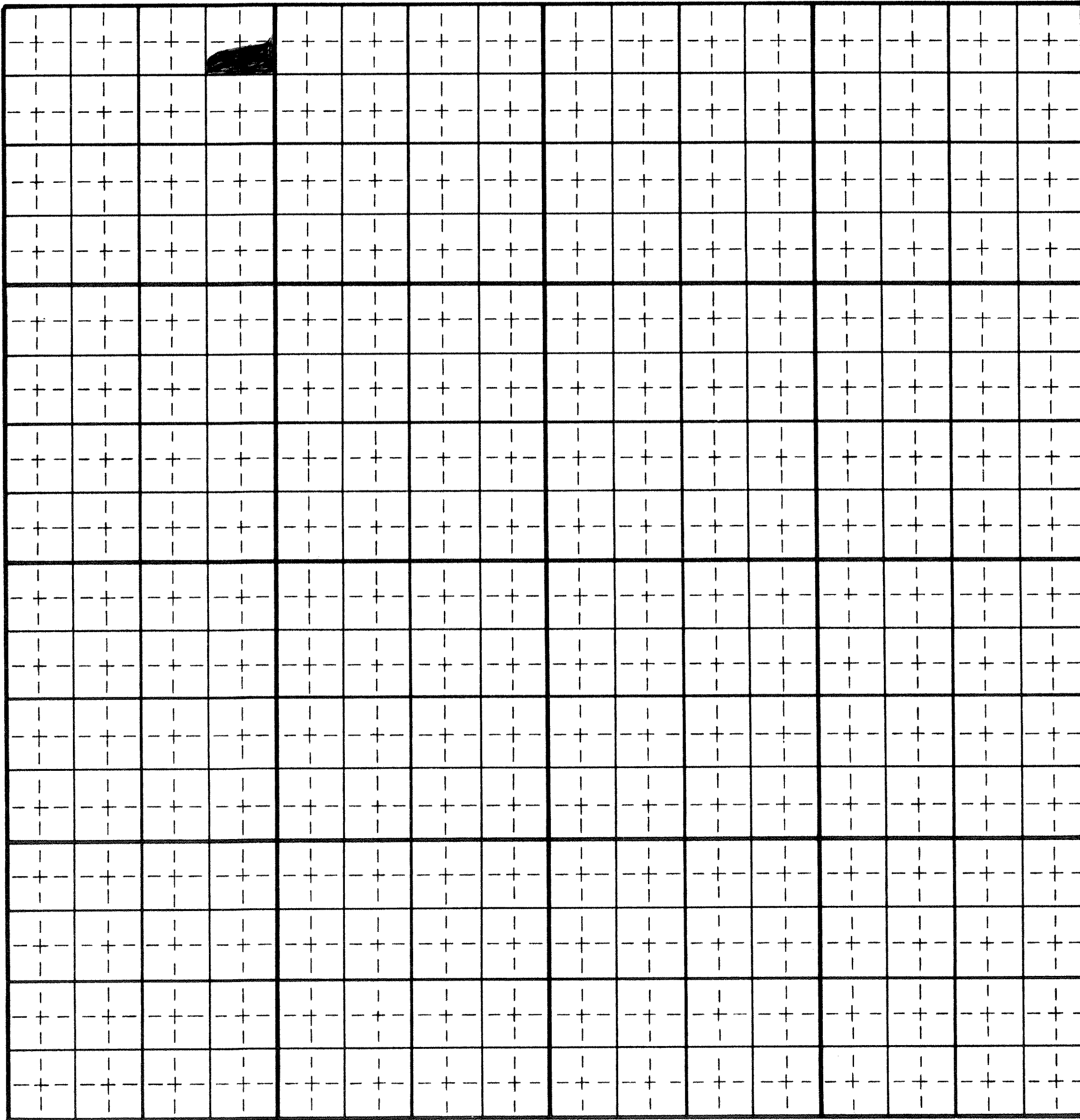
Last Name Armstrong Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec 17 Twn 7S R 35 E Bm



MICROFILMED

NOV 16 1992

Last Name

Armstrong

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 \_\_\_\_\_

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

Signature of Claimant (s) Bailey Armstrong Date 8-2-92

Jeri Armstrong Date 8-2-92

**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 2nd day of August 1992

SEAL

Notary Public W.C. PENN

Residing at 7029 E. 1st St. Idaho

My Commission Expires 8/29/95

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 \_\_\_\_\_

**MICROFILMED**  
**NOV 16 1992**

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

Copies White-State, Yellow-Claimant

5-25-02: No Priority Evidence

: Claimed POA doesn't show signs of Irrigation in 1987

: 29-04092 - Domestic PO'd

: Don't think measurement is needed Don't see 7 acres of Irrigation

9-16-02: I don't see 7 acres of Irrigation

: look for Stock

11/14/02 - Telecon with Barton Armstrong - only well still in use is domestic well. - Mr. Armstrong capped & buried the two wells previously used for irrigation. He indicated only the stock water use is needed from this claim. Ernie Carlsson.



# IDAHO DEPARTMENT OF WATER RESOURCES

Snake River Basin Adjudication - Basin 29

## Diversion Description

RIGHT ID 29 12527  
POD ID 258352  
Quad Pocatello South  
Claim Type L  
Easting 631068  
Northing 190914  
GPSID A0011638

75' Well with 5 HP pump. 10/4/01 13:00 EPE 15'

## Assumptions

Invoice #

Phase-0 (No Attention)  
Phase-I (Ready to Go to Field)  
Phase-II ( Site Visit - Data Missin  
Phase-III (Complete w/issues)  
Phase-IV (Total Complete)

Linked  
Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

## Open Channel Flow

☐ Complete one box from both Area and Calculation sections

### Cross Sectional Area

#### ☐ Circular Channel

- ☐ Less than half full  
☐ Half full  
☐ More than half full  
☐ Full

Diameter 0

Depth

#### ☐ Rectangular Channel

Width

Depth

## Flow Calculation

☐ Continuity

Velocity

0

#### ☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water  
above orifice  
centerline

#### ☐ Weir

(Use only for water flowing freely over weir)

Height of water  
above nappe

Width of weir

#### ☐ Manning

(If used, include photo of representative channel section)

Channel Slope

Channel  
Description

|                           |      |
|---------------------------|------|
| Concrete lined            | .016 |
| Smooth earth              | .025 |
| Earth                     | .033 |
| Rough bed, weeds on sides | .04  |
| Smooth natural stream     | .033 |
| Rough natural stream      | .1   |

## Pumped System ☒

HP

Pressure Head (psi)

45

Elevation Head (ft)

75

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

## New Contact Information ☐

New Contact Comments

This Form and the associated query are the exclusive intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Serviv, Inc.



**INTREPID**

Engineering Services, Inc. (IESI)  
Enabling People and Solutions





State of Idaho

JUN 15 2001

## DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

May 20, 2001

29-12527  
JERI ARMSTRON  
BARTON ARMSTRONG  
9021 GIBSON JACK  
POCATELLO ID 83204

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.

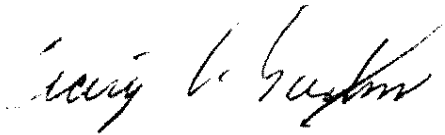
For your reference, I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention 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 June 22, 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 L. Saxton  
Water Resource Agent  
Adjudication Bureau

Enclosure:    Brochure on "Evidence of Priority"  
                  Notice of Claim 29-12527

Log for claim A29-12527

Spatial Dynamics BTD

9/14/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT                        |
|----------------|-----|------|------------------|----------------|--------------------------------|
| 07s35e         | 17  | SWSW | 7                | 13             | POD placement? / Indiscernible |
| <b>Totals:</b> |     |      | 7                | 13             |                                |

Water Right Claim Number A29-12527  
Township , 7S35E

09/14/2000



**Legend**

|                    |                      |                    |
|--------------------|----------------------|--------------------|
| Irrigated Area     | Section Line         | Roads              |
| Place of Diversion | Quarter Section Line | Streams and Canals |



Water Right Claim Number A29-12527  
Township , 7S35E

09/14/2000

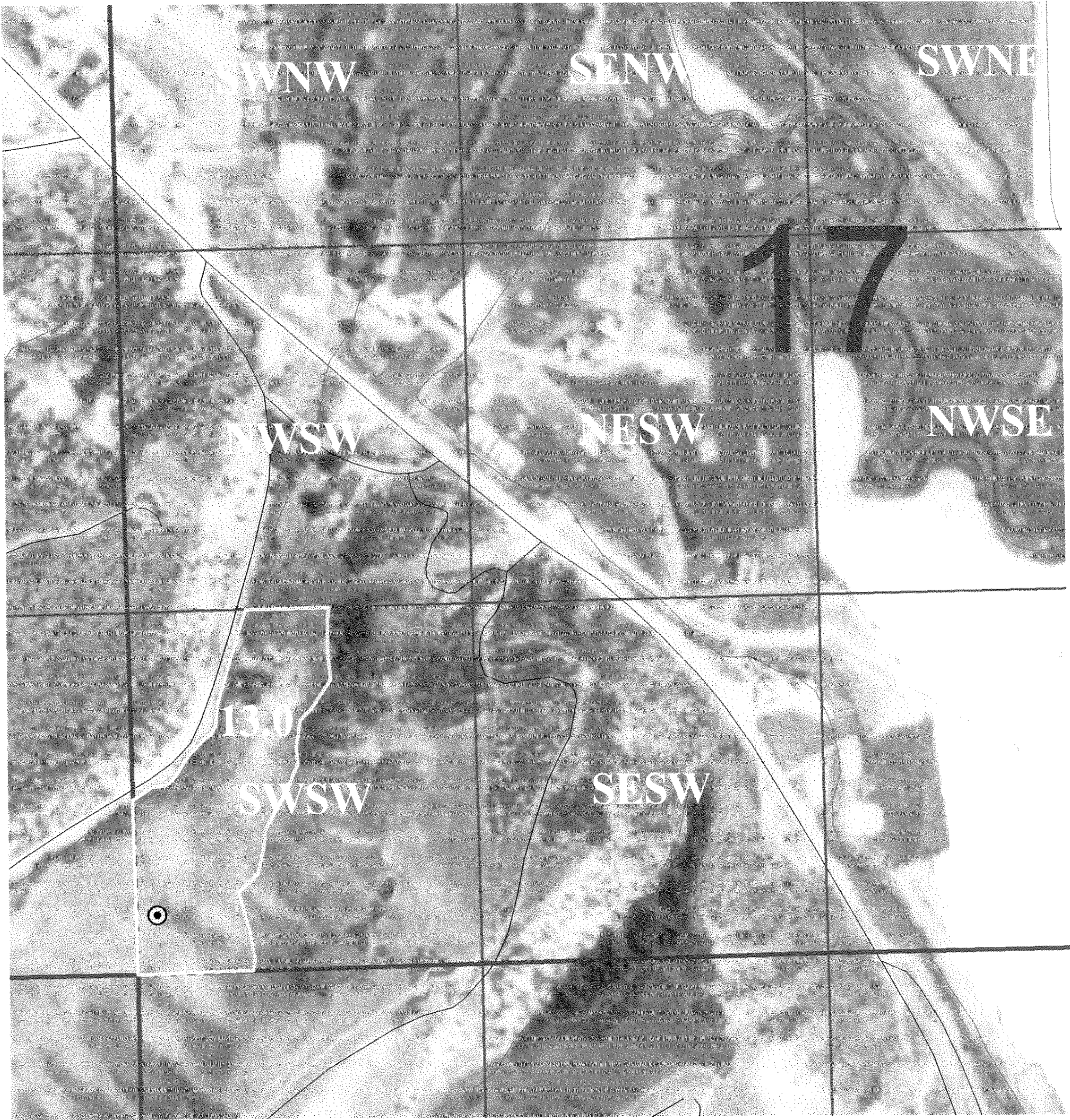


| Legend |                    |  |                      |  |                    |
|--------|--------------------|--|----------------------|--|--------------------|
|        | Irrigated Area     |  | Section Line         |  | Roads              |
|        | Place of Diversion |  | Quarter Section Line |  | Streams and Canals |



Water Right Claim Number A29-12527  
Township , 7S35E

09/14/2000



**Legend**

|                    |                      |                    |
|--------------------|----------------------|--------------------|
| Irrigated Area     | Section Line         | Roads              |
| Place of Diversion | Quarter Section Line | Streams and Canals |



| OWNER<br>CODE    | NAME & ADDRESS     | PRIORITY   | WATER USE  | USE PERIOD |       | DIVERSION | DIVERSION |
|------------------|--------------------|------------|------------|------------|-------|-----------|-----------|
|                  |                    | DATE       |            | FROM       | TO    | RATE      | VOLUME    |
| C                | JERI ARMSTRONG     | 04/01/1939 | IRRIGATION | 03-15      | 11-15 | 0.350 CFS |           |
| C                | BARTON ARMSTRONG   |            | STOCKWATER | 01-01      | 12-31 | 0.020 CFS |           |
|                  | 9021 GIBSON JACK   |            |            |            |       |           |           |
|                  | POCATELLO ID 83204 |            |            |            |       |           |           |
|                  | (208) 233-0404     |            |            |            |       |           |           |
| TOTAL DIVERSION: |                    |            |            |            |       | 0.350 CFS |           |
| CONSUMPTIVE USE: |                    |            |            |            |       |           | 17.50 AFA |

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R35E S17 SWSW

BANNOCK County

| Place of use Legal Description for: IRRIGATION |     |      |      |      |       |       |       |       |       |       |       |      |       |       |       |       |      |       |       |       |       |   |       |
|------------------------------------------------|-----|------|------|------|-------|-------|-------|-------|-------|-------|-------|------|-------|-------|-------|-------|------|-------|-------|-------|-------|---|-------|
| NE                                             |     |      |      | NW   |       |       |       | SW    |       |       |       | SE   |       |       |       |       |      |       |       |       |       |   |       |
|                                                |     | NENE | NWNE | SWNE | SENE  | :     | NENW  | NWNW  | SWNW  | SENW  | :     | NESW | NWSW  | SWSW  | SESW  | :     | NESE | NWSE  | SWSE  | SESE  | :     |   |       |
| T                                              | R   | S    | :    | Lt   | Ac    | Lt    | Ac    | Lt    | Ac    | Lt    | Ac    | :    | Lt    | Ac    | Lt    | Ac    | :    | Lt    | Ac    | Lt    | Ac    | : | SUM   |
| ---                                            | --- | --   | :    | ---- | ----- | ----- | ----- | ----- | ----- | ----- | ----- | :    | ----- | ----- | ----- | ----- | :    | ----- | ----- | ----- | ----- | : | ----- |
| 07S                                            | 35E | 17   | :    |      |       |       |       |       |       |       |       | :    |       |       | 07    |       | :    |       |       |       |       | : | 7.0   |
| TOTAL ACRES                                    |     |      |      |      |       |       |       |       |       |       |       |      |       |       |       |       |      |       |       | 7.0   |       |   |       |

|                                                |     |    |   |      |     |     |     |      |     |     |     |      |     |   |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |   |  |  |   |      |  |  |  |      |  |  |  |      |  |  |  |      |  |  |  |   |
|------------------------------------------------|-----|----|---|------|-----|-----|-----|------|-----|-----|-----|------|-----|---|-----|-----|------|-----|-----|-----|------|-----|-----|-----|------|-----|-----|-----|------|-----|-----|-----|-----|------|-----|-----|-----|------|-----|-----|-----|------|-----|-----|-----|------|---|--|--|---|------|--|--|--|------|--|--|--|------|--|--|--|------|--|--|--|---|
| Place of use Legal Description for: STOCKWATER |     |    |   |      |     |     |     |      |     |     |     |      |     |   |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |   |  |  |   |      |  |  |  |      |  |  |  |      |  |  |  |      |  |  |  |   |
| NE                                             |     |    |   |      |     |     |     | NW   |     |     |     |      |     |   |     | SW  |      |     |     |     |      |     |     | SE  |      |     |     |     |      |     |     |     |     |      |     |     |     |      |     |     |     |      |     |     |     |      |   |  |  |   |      |  |  |  |      |  |  |  |      |  |  |  |      |  |  |  |   |
| NENE                                           |     |    |   | NWNE |     |     |     | SWNE |     |     |     | SENE |     |   |     | :   | NENW |     |     |     | NWNW |     |     |     | SWNW |     |     |     | SENW |     |     |     | :   | NESW |     |     |     | NWSW |     |     |     | SWSW |     |     |     | SESW |   |  |  | : | NESE |  |  |  | NWSE |  |  |  | SWSE |  |  |  | SESE |  |  |  | : |
| 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   | Lt  | Ac  | Lt  | Ac   | Lt  | Ac  | :   |      |   |  |  |   |      |  |  |  |      |  |  |  |      |  |  |  |      |  |  |  |   |
| ---                                            | --- | -- | : | ---  | --- | --- | --- | ---  | --- | --- | --- | ---  | --- | : | --- | --- | ---  | --- | --- | --- | ---  | --- | --- | --- | :    | --- | --- | --- | ---  | --- | --- | --- | --- | ---  | --- | --- | --- | ---  | --- | --- | --- | ---  | --- | --- | --- | ---  | : |  |  |   |      |  |  |  |      |  |  |  |      |  |  |  |      |  |  |  |   |
| 07S 35E 17                                     |     |    |   | :    |     |     |     |      | :   |     |     |      |     | : |     |     |      |     | :   | S   |      |     |     | :   |      |     |     |     | :    |     |     |     |     | :    |     |     |     |      | :   |     |     |      |     | :   |     |      |   |  |  |   |      |  |  |  |      |  |  |  |      |  |  |  |      |  |  |  |   |

POU County: BANNOCK

Non-Irrigation Uses: STOCKWATER, 12 HEAD COWS, 12 HEAD CALF, 3 HORSES

Other Rights: A29-11300

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
29-04092 A29-04092 A29-11300

Other Water Rights Listing Overlapping Place(s) of Use:  
A29-11300

Remarks: GEN WELLS HAVE BEEN USED WHEN GIBSON JACK CREEK FLOW DROPS TOO LOW TO WATER FROM, BUT THEY HAVE NEVER BEEN FILED ON. WHEN THE CREEK RUNS , WE TAKE IT FOR IRRIGATION, BUT IT DOESN'T USUALLY RUN YEAR ROUND (THE LAST FEW YEARS).

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

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

AJ5809NP  
No. A29-12527

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00  
PAGE: 348

=====

Audit: 08/05/92 THOMPSON 12/29/94 DCARLSON 03/29/95 POST-STD

JULY 28, 1992

BARTON ARMSTRONG  
9021 W GIBSON JACK  
POCATELLO ID 83204

RE: NOTICE OF CLAIM SUBMITTAL

Dear Mr. Armstrong:

The Idaho Department of Water Resources (IDWR) is returning your Notice of Claim to a Water Right and your checks (# 5808) in the amount of \$50.00 and (#5807) in the amount of \$25.00 because of insufficient information and fees.

The Notice you submitted is for irrigation and stockwater. The correct fees are \$50.00 to file the Notice, plus \$50.00 for the late fee. It appears this water right covers the same land as A29-11300. If this is true, there will be no additional acreage fees. The total amount due will be \$100.00.

Enclosed is an irrigation form that must be used when filing for an irrigation Notice of Claim. All items on the forms must be completed and re-submitted, along with the correct filing fees, before the IDWR can process the Notice.

If you wish to make an appointment to discuss the corrections, please call the IDWR at (208) 525-7161.

Respectfully submitted,

Ernest Carlsen  
Adjudication Supervisor

EC:jt

Enclosure: Check No. 5808/\$50.00  
Irrigation claim form

MICROFILMED  
NOV 16 1992

RECEIVED

AUG 04 1992

RECEIVED 90005452

JUL 28 1992

Department of Water Resources  
Eastern District Office

Department of Water Resources  
Eastern District Office

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by BELVA M. GUINN, as Personal Representative of the estate of NANCY RACHEL DAVIS INGRAM, deceased, Grantor, to BART ARMSTONG, whose address is P. O. BOX 2744, Pocatello, Idaho 83206. AND JERI M. ARMSTRONG

WHEREAS, Grantor is the qualified Personal Representative of said estate, filed as Case No. SP-3681, in the Magistrate Division of the Sixth Judicial District, Bannock County, Idaho;

THEREFORE, for valuable consideration received, Grantor sells and conveys to Grantee the following described real property in Bannock County, Idaho:

Township 7 South, Range 35 E. B. M., Bannock County, Idaho  
Section 17: SW1/4SW1/4 Less all that portion of SW1/4SW1/4  
Section 17, lying Northwest of the Northwesterly right of  
way line of Gibson Jack Road.

EXECUTED this 30 day of April, 1990.

*Belva M. Guinn*

BELVA M. GUINN

Personal Representative of the  
Estate of Nancy Rachel Davis

Ingram, deceased.

STATE OF IDAHO )

)

ss.

County of Bannock )

On the 30<sup>th</sup> day of April, 1990, before the undersigned Notary Public, personally appeared BELVA M. GUINN, known to me to be the Personal Representative of the Estate of Nancy Rachel Davis Ingram, and acknowledged to me that she executed the same as such Personal Representative.

*Michael Anderson*

Notary Public for Idaho

Residing at: Pocatello, Idaho

My Commission Expires:

(Notary Seal)

1/20/92

90005452

NO. 90005452  
RECORDER AT REQUEST OF  
AMERICAN LAND TITLE CO.  
'90 MAY 11 P2:12

MICROFILMED

NOV 16 1992

PERSONAL REPRESENTATIVE'S DEED

-1-

OFFICIAL RECORDS PM 11:00  
BANNOCK COUNTY, IDAHO  
LARRY W. SHAN RECORDS  
--- 2nd Floor ---

MICROFILMED  
NOV 16 1992

**BARTON ARMSTRONG** 519-62-9923 **5807**  
BUSINESS ACCOUNT  
P. O. BOX 2744 233-0404  
POCATELLO, ID 83206

7-27 1982 92-7370/3241

Pay to the order of State Dept Worker Resources \$ 25.00

Xeneta Five \$1.00 Dollars

For Living Fee

8772-445

Rocky Mountain Bank Note B-2

Cents Saver

Pay to the order of State Dept Worker Resources \$ 50.00

Fifty & 00 Dollars

For late fee

8772-445

Pay to the order of State Dept Worker Resources \$ 50.00

Fifty & 00 Dollars

For late fee

8772-445

**BARTON ARMSTRONG** 519-62-9923 **5808**  
BUSINESS ACCOUNT  
P. O. BOX 2744 233-0404  
POCATELLO, ID 83206

7-27 1982 92-7370/3241

Pay to the order of State Dept Worker Resources \$ 50.00

Fifty & 00 Dollars

For late fee

8772-445

Pay to the order of State Dept Worker Resources \$ 50.00

Fifty & 00 Dollars

For late fee

8772-445