

11/26/2003

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

RIGHT NUMBER: 23-2069
NAME AND ADDRESS: CALAMITY WATER USERS ASSN INC
C/O ROBERT JAMISON
PO BOX 50064
IDAHO FALLS ID 83405
SOURCE: SPRING TRIBUTARY: TAG ALDER CREEK
QUANTITY: 0.080 CFS
PRIORITY DATE: 09/21/1962
POINT OF DIVERSION:
T01S R45E S19 SENENW Within BONNEVILLE County
PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	5/01 11/15	0.080 CFS

PLACE OF USE: DOMESTIC Within BONNEVILLE County

T01S R45E S17	SWNW	T01S R45E S17	NWSW
T01S R45E S18	SENE	T01S R45E S18	NESE

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: License

THIS WATER RIGHT WHEN COMBINED WITH 23-10694 CAN SERVE 25 HOMES.

SOURCE IS ALSO KNOWN AS TAG ALDER SPRING.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 23-10694 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

PROPERTY IS ALSO KNOWN AS CALAMITY HOMES SITES.

SCANNED
JUL 13 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 18, 1994

DAVID OLSEN
CALAMITY WATER USRS ASSOCIATION INC
1645 DEL MAR
IDAHO FALLS ID 83404

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A23-02069
Change of Address Notification

Dear Claimant:

IDWR has received your notice of the change of address of the water right claim referenced above. Our records have been changed accordingly.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:region

SCANNED

JUL 13 2004

MICROFILMED

NOV 07 2004



T1S, R45E

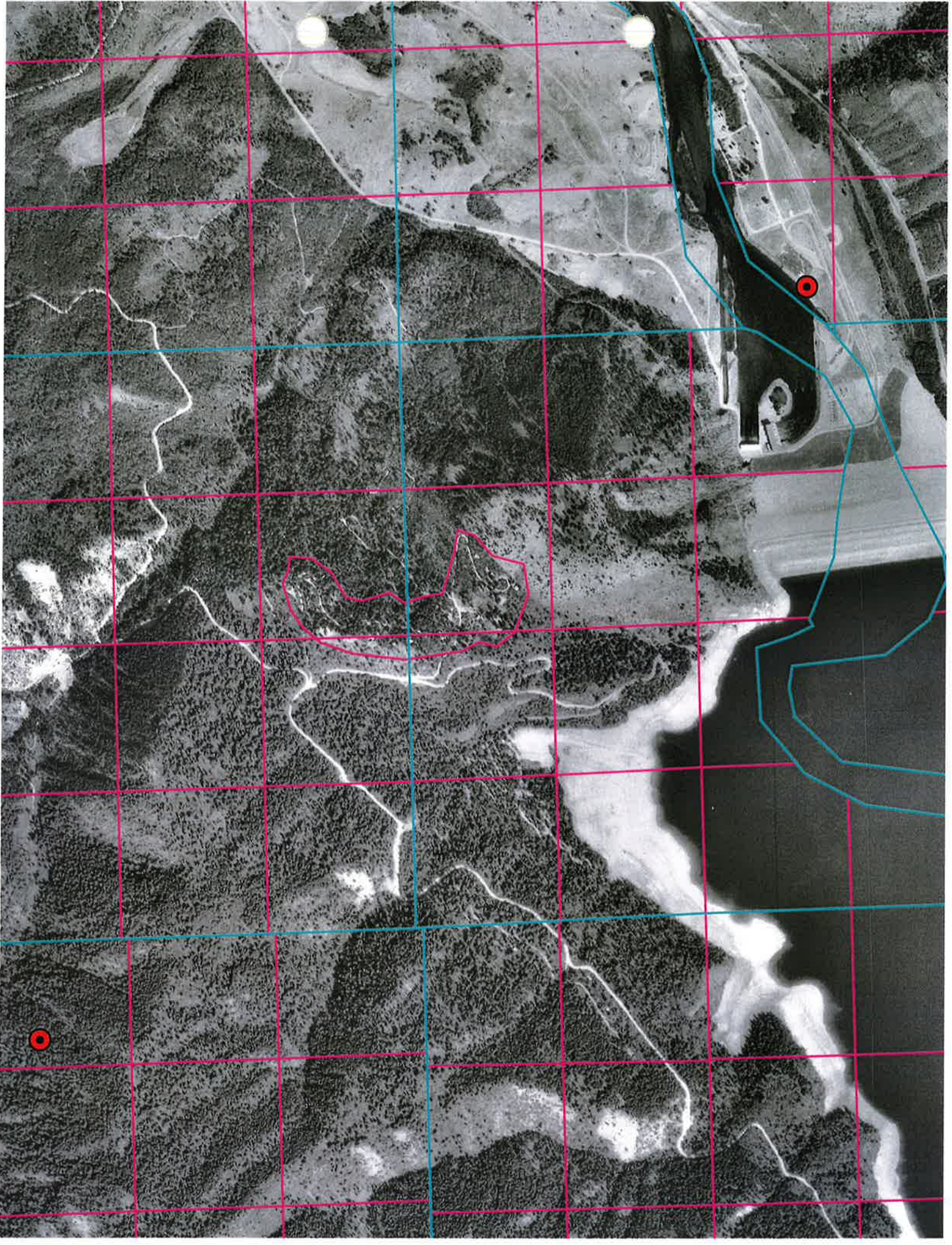
Calamity Water Users Assoc.

Calamity Point

Palisades Dam

US Forest Service
Calamity Campground

Palisades Reservoir



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 30759

REPORT ON PROOF OF COMPLETION OF WORK & BENEFICIAL USE

Donald K. Rose, 345 E. 21st St., Idaho Falls, Idaho

30759

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 30759

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Donald K. Rose2. Source of water supply: Spring in Tag Alder Creek3. Location of point of diversion: Is in the near S2 corner Section 18T. 1 S. R. 45 E. B.M. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same: Water is collected through 2 buried 6" spiral perforated G.P. pipes that divert into a 2' x 4' G.P. collection tank with 1 1/2" x 1 1/2" white G.P. to a 1200 gal. steel storage tank then through 3000' x 1 1/2" G.P. to 5 Residences

5. Water is used for: domestic purposes for summer homes6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

POINT OF USE: NE 1/4 Sec. 17, Twp. 1 S., Rge. 45 E., B.M.

REMARKS: Application is for .27 acres and/or 2 miles & is for domestic water supply to summer homes in Calamity Summer Home Area in the Caribou National Forest.

System will include a head box, approximately 2 miles of pipe and a 1200 gallon storage tank.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. William Goetteche Maintenance caretaker along

This examination was made on the 3 day of November, 1965

(Signed)

Long J. Johnson

Examiner

30759

22, mile
250 m. d.

← SNAKE

1000

185

542064

1000

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کتابخانه

DATE: 11/11/2001

1300* 17 604

RECEIVED

License and Certificate of Water Right

Amount 0.08 g.f.v.

Priority September 21, 1962

DONALD K. ROSE

made application for a permit to appropriate the

public waters of the State of Idaho, dated September 21, 1962; that Permit No. 30759 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.08 second feet, was issued thereunder on January 30, 1967, showing that said works were completed on the 15th day of October, 1963; and that on the 15th day of October, 1963,

DONALD K. ROSE

State of Idaho

make proof to the satisfaction of the

of Idaho, of the right to use the waters of Spring in

for the purpose of domestic use

of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

14 of Licenses at page 8653, on the 30 day of January, 1967.

The right hereby confirmed dates from September 21 1962

The Point of Diversion is located

In the SE 1/4 SW 1/4, Sec. 18, Tp. 1 S, R. 45 E, B. M., County of Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.08 cubic feet per second.

Description and location of use

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S	45 E	17	NW 1/4		
			For domestic purposes.		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

30th day of January 19 67

/s/ R. KEITH HIGGINSON

State Reclamation Engineer

(SEAL)

23 2069

02/18/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-2069

CALAMITY WATER USERS ASSN INC
C/O ROBERT JAMISON
PO BOX 50064
IDAHO FALLS ID 83405

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE:

4-01-2004

SIGNATURE:

Robert T. Jamison

Please print your name:

ROBERT T. JAMISON

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

17 November 2003

Robert Jamison
Calamity Water Users Assoc Inc
PO Box 50064
Idaho Falls ID 83405

Re: Enlargement claim of 23-2069

Dear Mr. Jamison;

I have again undertaken the review of the above referenced water right claim. As we discussed during the field exam conducted August 8, 2003, there are issues that must be resolved prior to a favorable recommendation to the SRBA court. One such issue is that the original license authorizes service to 5 residences; the association now serves some 25 homes. I believe you are also going to provide a listing by name and address of the current homeowners.

Please contact me at your earliest convenience regarding this important matter. I look forward to your timely response.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource agent
Adjudication Bureau

Cc; file

23-2069 - SRBA Recomm.
23-7020 - PD'd
10694 - PD'd (1956)
CHECK STATUS
OF THESE

11/25/03 Met w/ Mike (USAID) & Steve Jenkins. Discussed the
Clamity HS WR's. They ask about 23-7020 and
23-10694 - BOTH ARE PARTIALLY DECROD, 1999.

11/26/03 MAILED CC's -K 23-7020 AND 10694 TO Steve Jenkins.
RECOMMEND w/ 23-2069 WITH COMMENTS AND RECOMMENDATIONS

SRBA

SUBCASE SUMMARY REPORT 23-07020

[Return to SRBA Home Page](#)

SRBA
11-26-2003

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 23-07020 FILE#: 00000
CLAIMANT: CALAMITY WATER USERS ASSN
C/O HAZEL BALLENGER
238 9TH ST

IDAHO FALLS ID 83401
STATUS: PD ISSUED SPECIAL MASTER:
WATER SOURCE: SPRING TRIBUTARY: SINKS

****** PARTIES INVOLVED ******

CALAMITY WATER USERS ASSN C PRO SE

****** ROA ENTRIES ******

02-12-1999 PARTIAL DECREE FILED

02-12-1999

[Return to SRBA Home Page](#)

SRBA

SUBCASE SUMMARY REPORT 23-10694

[Return to SRBA Home Page](#)

SRBA
11-26-2003

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 23-10694 FILE#: 00000
CLAIMANT: USDA FOREST SERVICE

550 W FORT ST, MSC 033

BOISE ID 83724
STATUS: PD ISSUED SPECIAL MASTER:
WATER SOURCE: TAG ALDER SPRING TRIBUTARY: SINKS

****** PARTIES INVOLVED ******

USDA FOREST SERVICE C ATTY: US DEPARTMENT OF JUSTICE

****** ROA ENTRIES ******

02-12-1999 PARTIAL DECREE FILED

02-12-1999

[Return to SRBA Home Page](#)

1019

Issues:

I. CLAIM APPEARS TO NEED A CHANGE OF OWNERSHIP. NO? PROBABLY Δ ADDRESS.

II. SOU IS CLAIMED LESS THAN ALLOWABLE.

WINTER USE OF HOMES? NO
5/1 TO 10/31

III. POL CLAIMED EXCESS LICENSES.

SEC. 17 NW ONLY - SEC. 18 B² NOT NOT LIC.

(SEE ERROR OF EXAMINERS NOTE RE: POL)

a. NUMBER OF HOMES? 2 PARTS

1. WEST CALAMITY LANE LOOP - 13 Hms

b. OBVIOUS ENLARGEMENT OF LICENSE

2. EAST CALAMITY LANE LOOP - 12 Hms
25 Hms

? $\Rightarrow$ IV. OTHER RTS? SPRGS, WELLS... - NO.

SPRING SOURCES ONLY

NO! SEE 23-7020
23-10694

V. GPS TAG # A0012441 8/20/03 ABR, NLO

TAG ON OUTFLOW OF COLLECTION BOX.

1 1/4" SERVICE LINE W/ 3/4" DROPS TO INDIVIDUAL CABINES THROUGHOUT
1200 gal storage tank

VI. SEE NOTE III. ORIGINAL LICENSES (EXAMINERS NOTES 3 NDUGS)

INDICATES 5 RESIDENCES - NOW CLAIMS 25 RESIDENCES -

ENLARG CLAIM FOR 20 HOMES (NO ADDITIONAL Q) IS NEEDED,
LETTER TO ROBERT JAMISON 17 NOV 03.

23-2069

LICENSE

CALAMITY...

ROBT. JAMISON - SAGY TRANS.

POB 50064

IF 83405

Pam Olson

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-2069

WATER RIGHT NUMBER: 23-2069

Owner Type Name and Address
 Current Owner DONALD K ROSE
 414 TULIP RD
 WILD ROS SHORES
 ANNAPOLIS, MD 21403

c/o?

Priority Date: 09/21/1962 *OK*Basis: License *OK*

Status: Active

Source Tributary
 SPRING *OK* TAG ALDER CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	① / to / 5/17 11/15	0.080 CFS <i>OK</i>	
	<u>Total Diversion:</u>	0.080 CFS	

Location of Point(s) of Diversion

SPRING SE1/4SW1/4 *OK* Sec. 18, Twp 01S, Rge 45E, B.M.
 BONNEVILLE County

Place of UseDOMESTIC Within BONNEVILLE County

T01S R45E S17	NENW ✓	T01S R45E S17	NWNW ✓	② ③
T01S R45E S17	SWNW ✓	T01S R45E S17	SENW ✓	

Conditions of Approval:

- ①. Sou for Domestic is usually 1/1 to 12/31.
 Claims 5/1 to 11/15. No REFERENCE BY Lic.

Remarks:Comments:

CFS? → ②. Claims Licenses POU in SEC. 17 *OK*. BUT,
 ALSO CLAIMS UNLICENSED POU IN E² SEC. 18

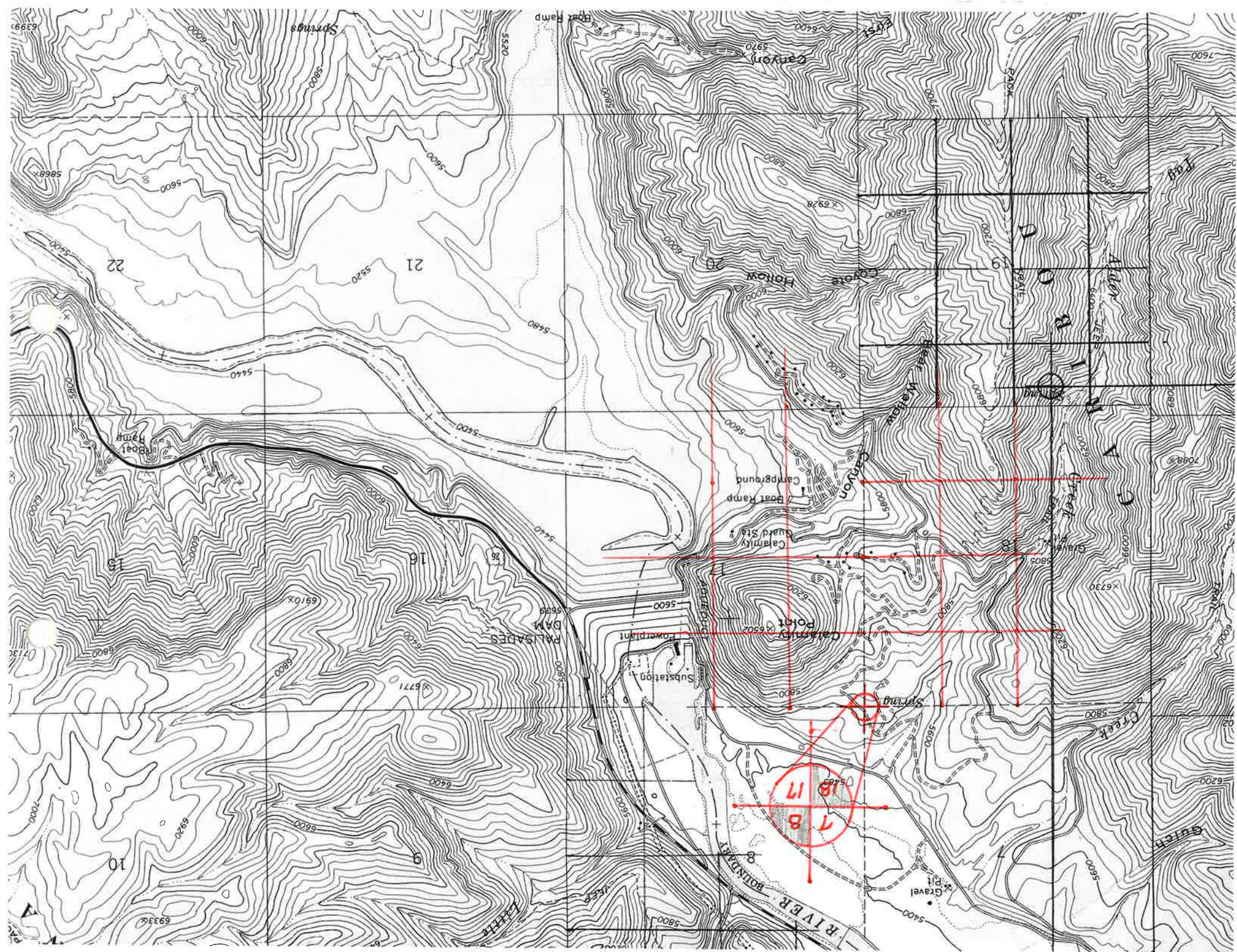
Dates and Other Information:

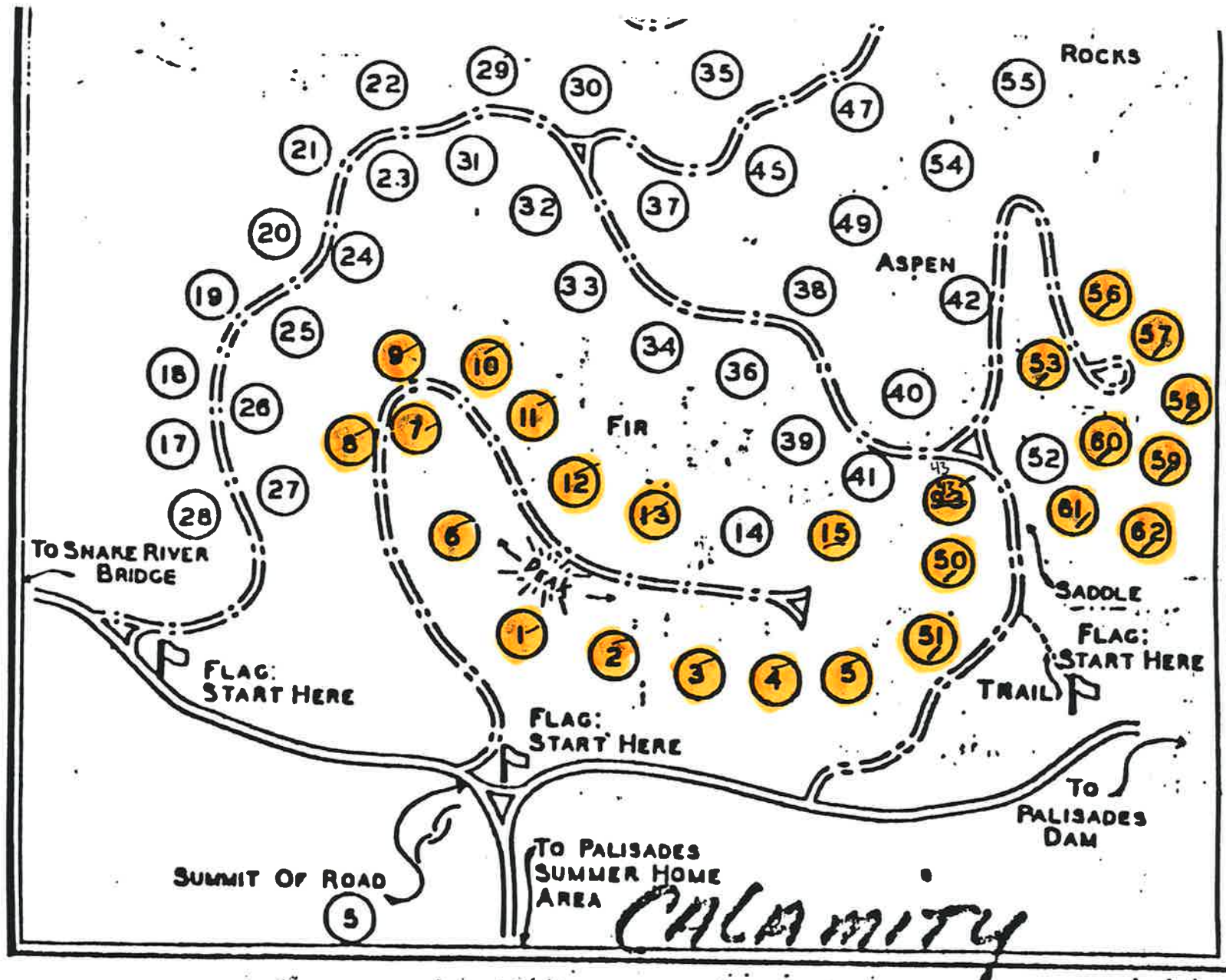
1. when in SEC. 18?
2. what HAS @ DONE? - SAME
3. ENLARGING claim?

- ③. NO REFERENCE TO LICENSE FOR NO. OF HOMES
 But only LICENSES POU in SEC 17 NW.

Calamity Summer Homes

SRBA #	Lot #	Name	SU Permit #	POD	POU
1 38-170-1	1 ✓	Fry	5402	15 45E 18 SESW	18 NESE
2 38-170-2	2 ✓	Petersen	5433		18 NESE
3 38-170-3	3 ✓	Lewis	6043		18 NESE
4 38-170-4	4 ✓	Olsen	5572		18 NESE
5 38-170-5	5 ✓	Tieszen	5492		17 NWSW
6 38-170-6	6 ✓	Colson	5388		18 SENE
7 38-170-7	7 ✓	Colson	5389		18 SENE
8 38-170-8	8	Jamison	5506		18 SENE
9 38-170-9	9	Cotter	5391		18 SENE
10 38-170-10	10	Montensen	5847		18 SENE
11 38-170-11	11	Baltzen	6024		18 SENE
12 38-170-12	12	Sparkman	5751		18 SENE
13 38-170-13	13	Kinpatrick	5418		18 SENE
14 38-170-15	15	Hansen	5405		17 SWNW
15 38-170-43	43	Fogg	5393		17 SWNW
16 38-170-50	50	Sill	5897		17 SWNW
17 38-170-51	51	Merrill	5424		17 NWSW
18 38-170-53	53	Shawalter	5447		17 SWNW
19 38-170-56	56	Green	5403		17 SWNW
20 38-170-57	57	Adams	5375		17 SWNW
21 38-170-58	58	Rainsdon	5440		17 SWNW
22 38-170-59	59	Ball	5749		17 SWNW
23 38-170-60	60	Tippets	5451		17 SWNW
24 38-170-61	61	Hill	5410		17 SWNW
25 38-170-62	62	Vanderford	6044		17 NWSW





Calam sites actually Occupied/Permitted



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 12 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water rights in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 23.

You are invited to attend a **public meeting to be held on March 10 at 2:00 p.m. in the Swan Valley Elementary School Gymnasium, 3389 Swan Valley Hwy, Irwin.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 23. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

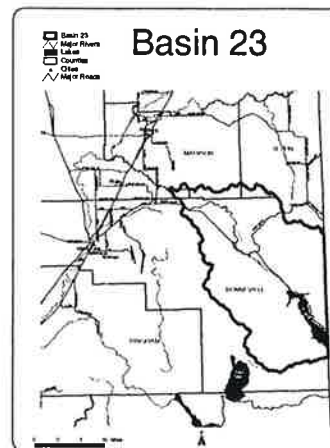
This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins, including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and Portneuf River.

Please contact the Idaho Falls Office with any questions.

Sincerely,

Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosures: Information Brochure



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: A23-02069
Date Received: 6/27/1988
Receipt No: E000537
Received By: ER

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CALAMITY WATER USERS ASSOCIATION, INC. 208-483-4905
Address: P.O. BOX 603
PALISADES, ID 83437

2. Date of Priority: SEP 21, 1962

3. Source: SPRING Trib. to: TAG ALDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	45E	18	SE	SW			BONNEVILLE

5. Description of diverting works:
SPRINGBOX W/1 1/2 MI.P/L TO STORAGE TANKS,P/LINES TO SUMMER HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	05/01	11/15	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR 25 SUMMER HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	45E	17	NE	NW		DOMEST	
			NW	NW		DOMEST	
			SW	NW		DOMEST	

A23-02069

Page 1

Date: 06/27/88

MICROFILMED
NOV 10 1992

A2302069



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	45E	17	SE	NW		DOMEST	
		18	NE	NE		DOMEST	
			SE	NE		DOMEST	

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
N/A

14. Remarks:
THIS GROUP IS ALSO KNOWN AS THE CALAMITY SUMMER HOME OWNERS ASSOCIATION. ONLY 5 HOMES ON THE SPRINGS AT THE TIME OF LICENSING.

15. Basis of Claim: LICENSE
Water Right Number: 30759

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ President _____ of _____ Title _____ Calamity Water Users Association _____, that I have signed the foregoing Organization _____ document in the space below as _____ President _____ of _____ Title _____ Calamity Water Users Association _____ and that the statements contained in the Organization _____ foregoing document are true and correct.

Richard S. Cotten
Signature of Authorized Agent

President, Calamity Water Users Assn
Title and Organization

6/27/88
Date

State of Idaho)
County of Bonnerille) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of June 19 88

Dana Green
Notary Public

Seal

Residing at Ridgely
My Commission Expires 4-22-1994

RECEIVED
JUL 20 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources
Eastern District Office

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: A23-02069
Date Received: 6/27/1988
Receipt No: E000537
Received By:

*Change
address*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CALAMITY WATER USERS ASSOCIATION INC
Address: C/O DAVID OLSEN
1645 DEL MAR
IDAHO FALLS ID 83404

2. Date of Priority: SEP 21, 1962

3. Source: SPRING Trib. to: TAG ALDER CREEK

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8. Total consumptive use is Acre Feet Per Annum.

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DOMESTIC FOR 25 SUMMER HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	45E	17	NE	NW		DOMEST	
			NW	NW		DOMEST	
			SW	NW		DOMEST	

MICROFILMED
NOV 07 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	45E	17	SE	NW		DOMEST	
		18	NE	NE		DOMEST	
			SE	NE		DOMEST	

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
N/A

14. Remarks:

THIS GROUP IS ALSO KNOWN AS THE CALAMITY SUMMER HOME OWNERS ASSOCIATION. ONLY 5 HOMES ON THE SPRINGS AT THE TIME OF LICENSING. ADDRESS CHANGE REC'D 07/14/1994 SS.

15. Basis of Claim: LICENSE

Water Right Number: 30759

MICROFILMED
NOV 01 1994