

03/15/2002

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

RIGHT NUMBER: 29-159D
NAME AND ADDRESS: DEANNA K FRANDSEN
PO BOX 548
LAVA HOT SPRINGS ID 83246
SOURCE: DEMPSEY CREEK TRIBUTARY: PORTNEUF RIVER
QUANTITY: 0.06 CFS
USE OF THIS RIGHT WITH RIGHT NO. 29-158F IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.24 CFS.
PRIORITY DATE: 04/15/1896
POINT OF DIVERSION:
T09S R38E S33 NWNESW Within BANNOCK County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.060 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION Within BANNOCK County
T09S R38E S28 SWSW 2.0 T09S R38E S28 SESW 10.0

12 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-158F IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 12 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 3 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

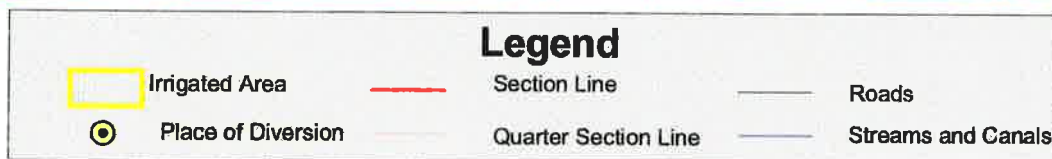
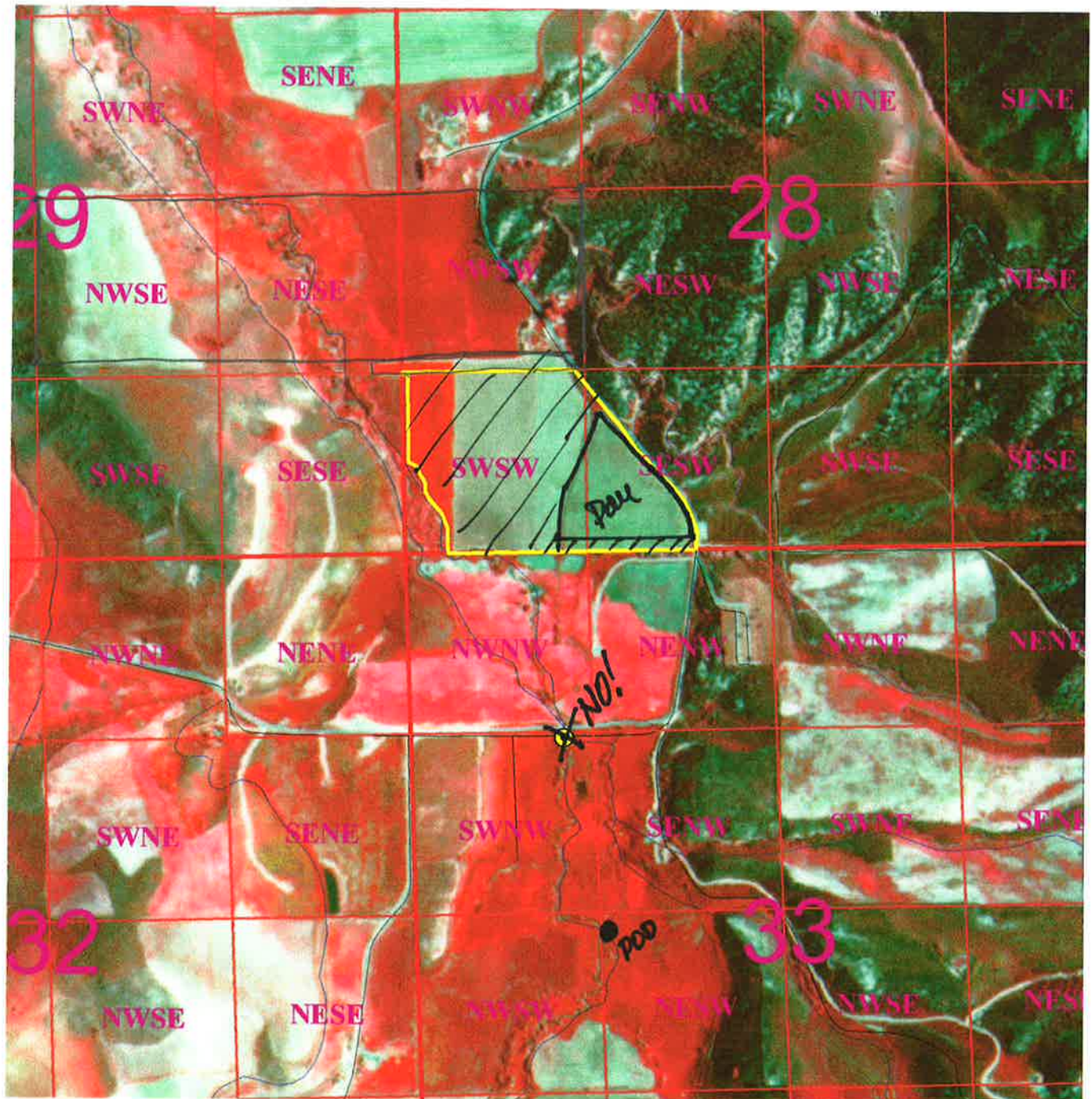
EXPLANATORY MATERIAL: Decreed

RIGHT NO. 29-158F IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.
THIS RIGHT IS A SPLIT FROM FORMER RIGHT 29-159B.

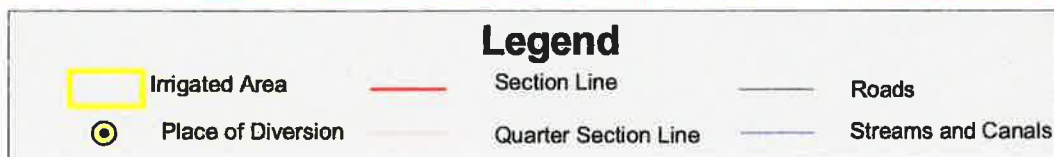
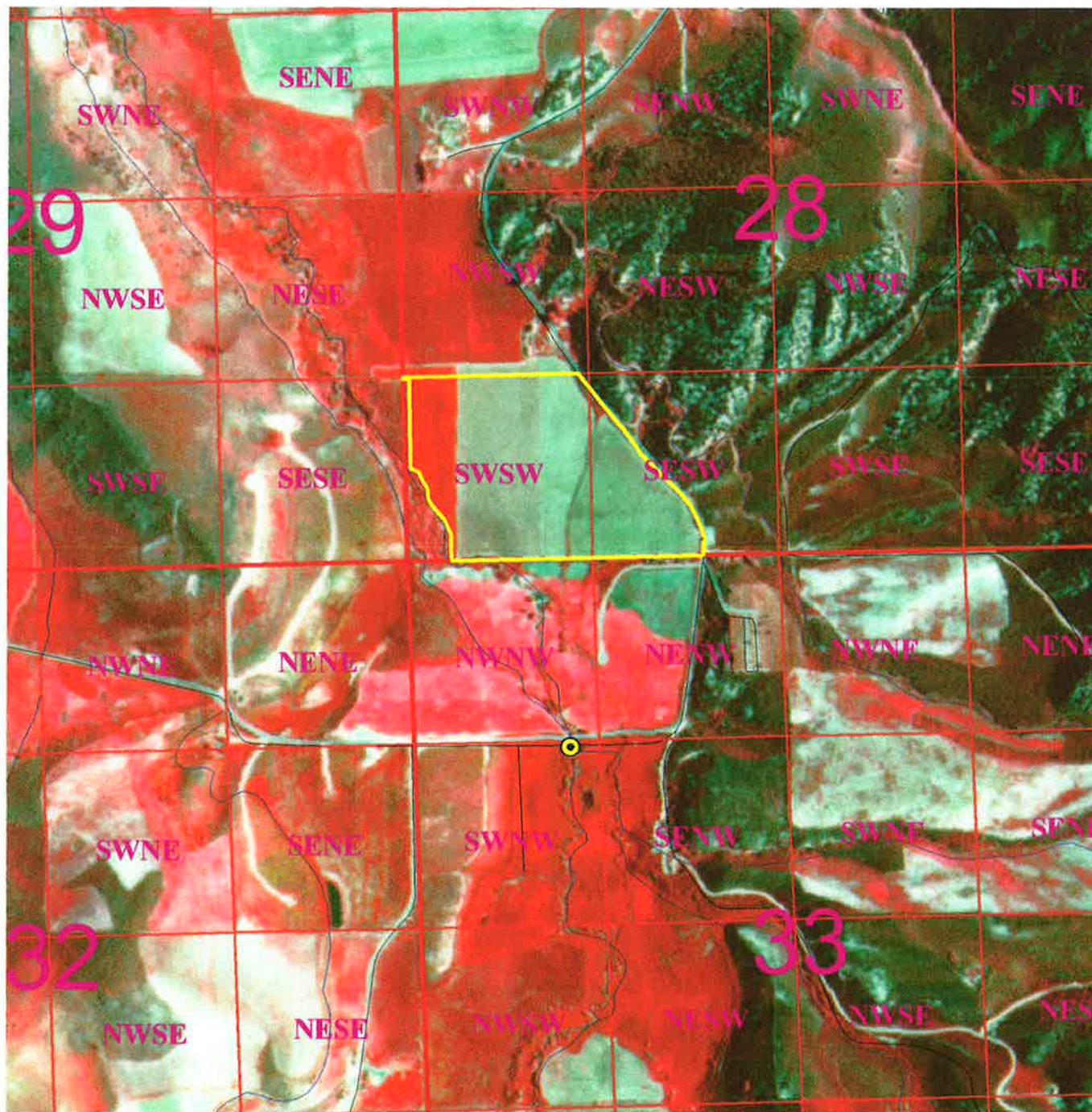
Water Right Claim Number A29-00159D

08/07/2000

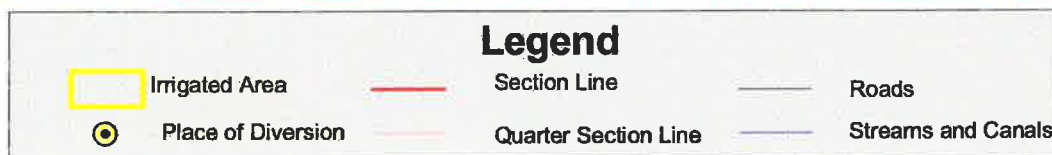
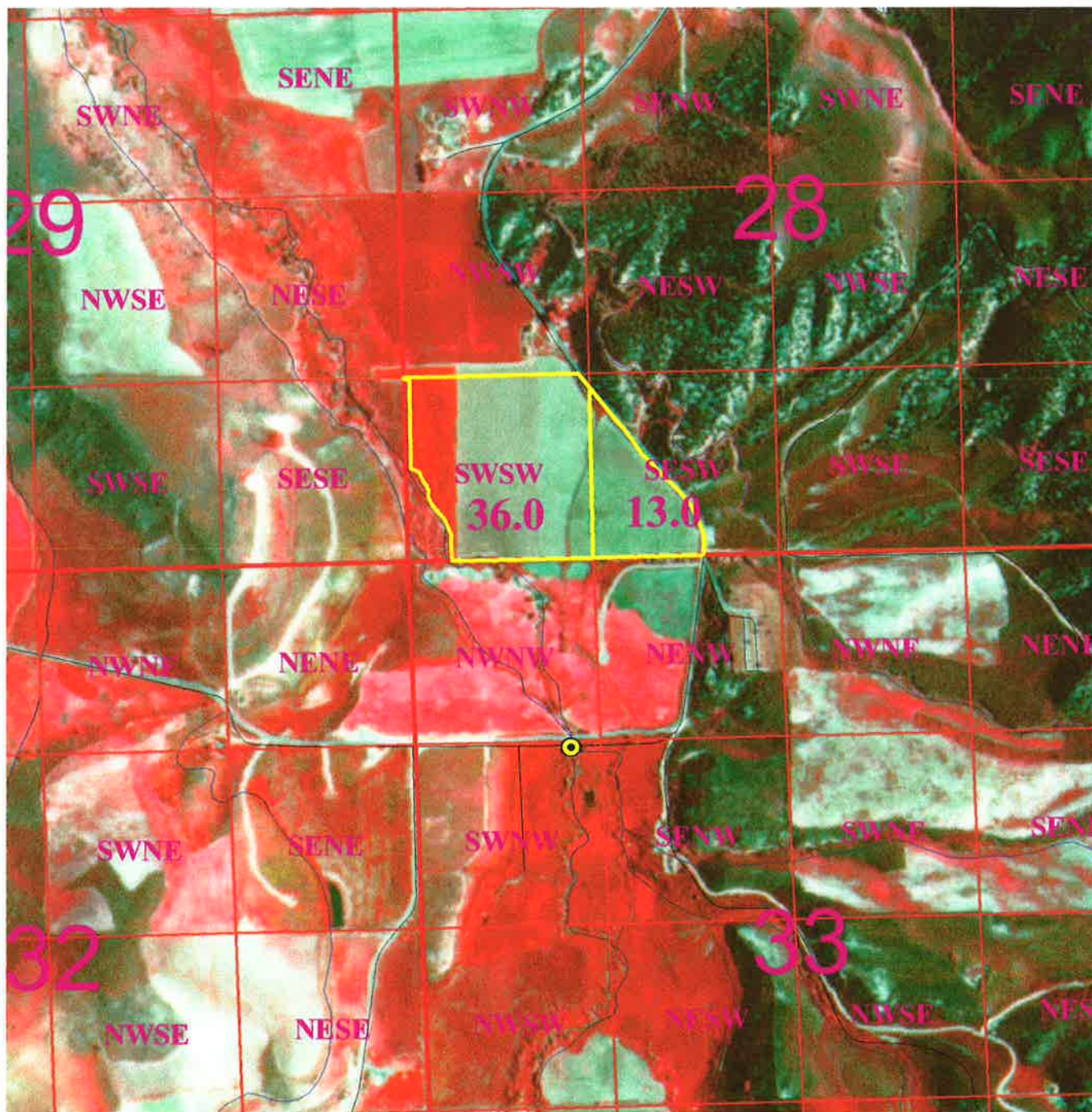
Township , 9S38E



Township , 9S38E



Township , 9S38E





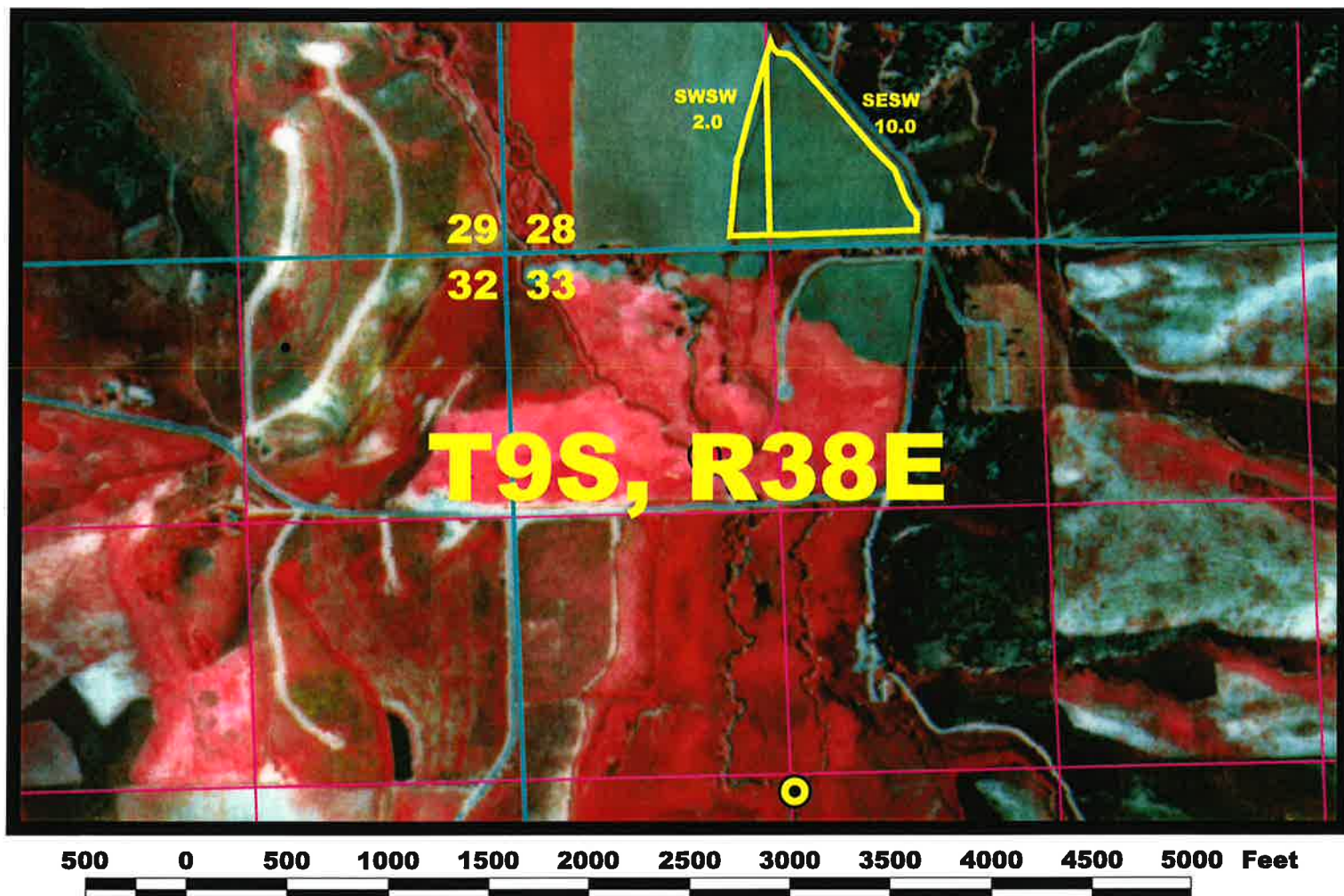
STATE OF IDAHO

Department of Water Resources

Eastern Region



**Water Right(s): 29-00158F,
29-00159D**



LEGEND



Place of Use



Section



Quarter-Quarter



Point of Diversion

Place of Use: T9S, R38E
(part of) Secs. 28 S2SW

Point(s) of Diversion: T9S, R38E
Sec. 33 NWNESW

**Note: Delivery is through
the Kit Tillotson pipeline.**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2002

SCANNED
JUL 06 2005



29-158

A, B, C, D, E, F.

29-159 AS PARTS

A, B, C, D.

SHOWS POD OF DUMPSY CROOK. GATED DIVERSION GOES
 INTO A PIPELINE WHICH FLOW NORTHWALY TO SOB CLAIMANTS
 KIT TILLOTSON, DEANNA FRANDSON, JESSIE WILSON & SHARON ROWSELL.

SCANNED

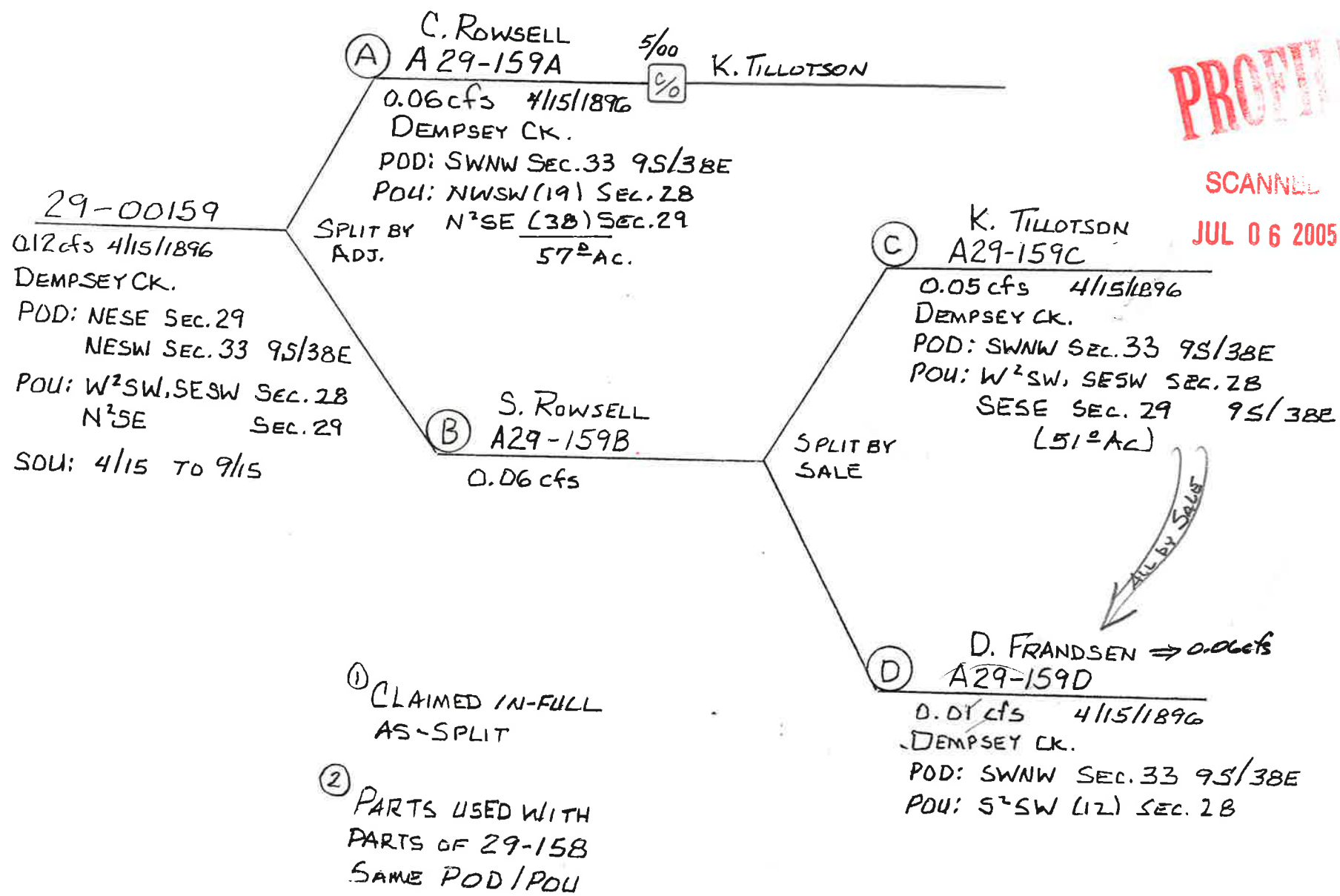
JUL 06 2005

PROFILED

PROFIT

SCANNED

JUL 06 2005





State of Idaho

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

November 4, 1999

DEANNA K FRANDSEN
PO BOX 548
LAVA HOT SPRINGS ID 83246

RE: CHANGE IN OWNERSHIP FOR A29-00158D, A29-00159B

Dear Ms. Frandsen:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A29-00158E, 0.72 CFS ON 38.5 ACRES, TILLOTSON
A29-00158F, 0.22 CFS ON 12 ACRES, FRANDSEN

A29-00159C, 0.05 CFS ON 51 ACRES, TILLOTSON
A29-00159D, 0.01 CFS ON 12 ACRES, FRANDSEN

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED
JUL 06 2005

FILED

quarter, and the Northeast quarter of the Southeast quarter, and the Northeast quarter of the Southeast quarter, Section 22, Township 9 South, Range 38 E.B.M.

DEMPSEY CREEK, TRIBUTARY TO THE PORTNEUF RIVER

119. GODFREY, WILLIAM R.

-0156 1881 May 1 .78 c.f.s.
-0157 1882 May 1 .70 c.f.s.

Said water to be diverted through a ditch having intake in the East half of the Northwest quarter, Section 9, Township 10 South, Range 38, E.B.M.; also through another ditch having intake in the Northwest quarter of the Southeast quarter of Section 4, Township 10 South, Range 38 E.B.M.; also through another ditch having intake North 53 degrees East 1550 feet from the Southwest corner of section 4; also through two ditches in West Creek (tributary of Dempsey Creek) in the Northeast quarter of the Southeast quarter, Section 5, Township 10 South, Range 38 E.B.M. for the irrigation of the Northeast quarter of the Northwest quarter, Section 9, Lots 3 and 4 and the Southwest quarter of the Northwest quarter, and the Northwest quarter of the Southwest quarter of Section 4, and the Northeast quarter of the Southeast quarter, Section 5, Township 10 South, Range 38 E.B.M.

120. ROWSELL, A. A.
ROWSELL, WALTER
ROWSELL, S. A.
ROWSELL, J. A.

-0158 1880 April 1 2 c.f.s.
-0159 1896 April, 15 .12 c.f.s.

Said water to be diverted through a ditch having intake near where Dempsey Creek crosses the line between townships 9 and 10 South (Byington-Merrick Ditch).

Said water to be diverted through a ditch having intake South 88 degrees East, 1430 feet from the Northwest corner of the Southwest quarter, Section 33, Township 9 South, Range 38 E.B.M.; and also through a ditch having intake which bears South 35 degrees 40 minutes West, 1044 feet from the East quarter corner section 29, Township 9 South, Range 38 E.B.M., for the irrigation of the South half of the Southwest quarter, Section 28, Township 9 South, Range 38 E.; also beginning at the Sutheast corner of the Northwest quarter of the Southwest quarter of said Section 28, and running thence West 240 rods; thence North 13.3 rods; thence East 240 rods; thence South 13.3 rods to place of beginning. Also beginning at the Northeast corner of the Northwest quarter of the Southwest quarter of Section 28, and running thence South 66.7 rods; thence West 240 rods; thence North 66.7 rods; thence East 240 rods to place of beginning. 3960'

RUNS INTO Sec. 29

S²Sw⁴ Sec. 28

PROFILED

SCANNED

JUL 06 2005

-0160

121. POTTER, JOHN
1880 April 1 .8 c.f.s.

Said water to be diverted through a ditch having intake South 88 degrees East 1430 feet from the Northwest quarter of the Southwest quarter, Section 33, Township 9 South, Range 38 E.B.M.

SWSW
2.0

SESW
10.0

29 28

32 33

T9S, R38E



SCANNED

JUN 08 2001

Log for claim A29-00159D

Spatial Dynamics AMH

8/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	28	SWSW	3	36	Permissible place of use?
09s38e	28	SESW	9	13	Permissible place of use?
Totals:			12	49	

SCANNED
JUN 08 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: A29-00159D
Date Received: 3/20/1990
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEANNA K FRANDSEN
Address: PO BOX 548
LAVA HOT SPRINGS ID 83246
208-776-5492

2. Date of Priority: APR 15, 1896

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	33	SW		NW		BANNOCK

5. Description of diverting works:
DITCH FROM CREEK TO RELIFT PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.010		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	28	SW	SW		IRR	3.0
			SE	SW		IRR	9.0

A2900159D



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	12.0
					Total Acres	12.0

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:
A29-00158F

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN AND ELEVATOR COMP

Decree Plaintiff

MCCAMMON DITCH COMP, ET AL

vs Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____