

06/11/2003

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

RIGHT NUMBER: 29-443M

NAME AND ADDRESS: JOHN R GRIGGS
8521 W POCATELLO CREEK RD
POCATELLO ID 83201

SOURCE: NORTH FORK POCATELLO CREEK

TRIBUTARY: POCATELLO CREEK

QUANTITY: 0.020 CFS

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T06S R35E S20 NWSWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R35E S20 SWNE 3.0

3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

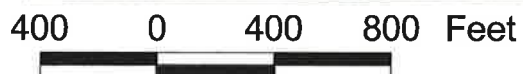
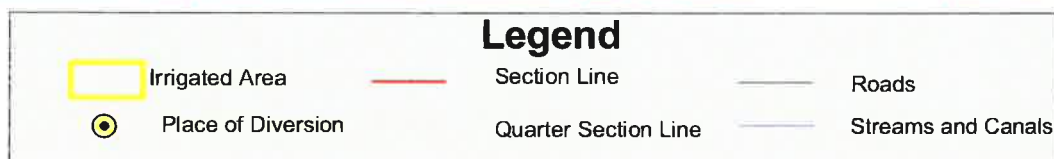
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

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

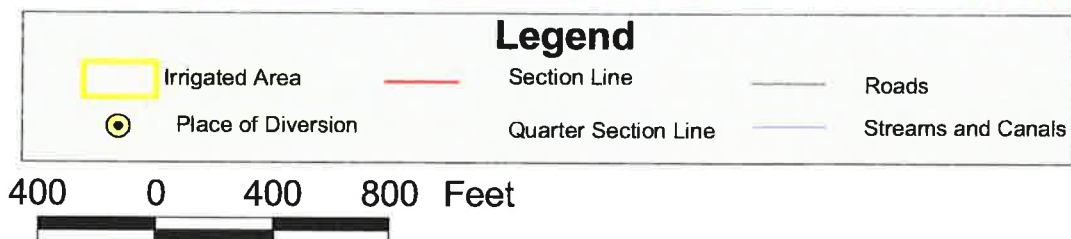
Water Right Claim Number A29-00443M
Township , 6S35E

09/15/2000



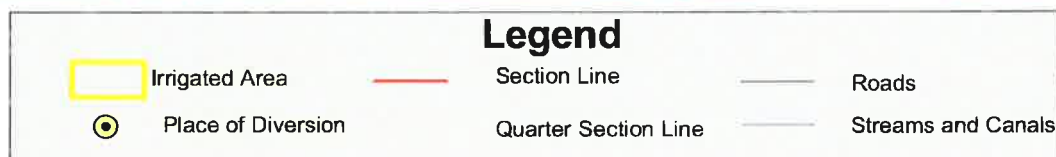
Water Right Claim Number A29-00443M
Township , 6S35E

09/15/2000



Water Right Claim Number A29-00443M
Township , 6S35E

09/15/2000



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-443M V1

WATER RIGHT NUMBER: 29-443M V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PATRICK S TANEY
Current Owner	POCATELLO, ID 83201 JOHN R GRIGGS 8521 W POCATELLO CREEK RD POCATELLO, ID 83201 (208)233-5558

Priority Date: 06/01/1887

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH FORK POCATELLO CREEK	POCATELLO CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

NORTH FORK POCATELLO CREEK	NW1/4SW1/4NE1/4	Sec. 20, Twp 06S, Rge 35E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	35E	20			3.0														3.0

Total Acres: 3

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-443M V1

Comments:

1. csaxton 11/29/2001 Diversion Rate

Comment: Claimant called on 11/9/01 and said that his deed was silent to WRs but that he spoke with Dwain Anderson and said that he agreed with 1/2 inch per 5 acre lot.

2. csaxton 11/29/2001 Source

Comment: Source decreed as "the waters of Pocatello Creek". USGS defines source as the North Fork of Pocatello creek.

3. csaxton 11/29/2001 POU

Comment: Lot to the West side of the driveway bought in 1994. Claimant stated on 11/29/01 that this lot was not irrigated at time of purchase. NAPP photography indicates that it might have been irrigated in 1987. Per NOE reply add acreage on west parcel sine 1987 Napp shows signs of irrigation.

4. csaxton 6/11/2003 NOE

Comment: Acreage added on west parcel and diversion rate adjusted accordingly at 1/2 in per 5 acre parcel.

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:

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>
Priority Date	11/29/2001 1:11:03 PM	csaxton			Active
POD	11/29/2001 3:42:55 PM	csaxton			Active
Source	11/29/2001 4:11:10 PM	csaxton			Active
POU	11/29/2001 4:11:33 PM	csaxton			Active
Use	11/29/2001 4:12:44 PM	csaxton			Active
Season	11/29/2001 4:13:53 PM	csaxton			Active
Quantity	11/29/2001 4:14:52 PM	csaxton			Active
Summary			11/29/2001	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-443M V1

Contacts	11/29/2001 11:54:29 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 9/24/01.
Priority Date	11/29/2001 1:11:04 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	11/29/2001 4:09:39 PM	csaxton	Edited point location
Source	11/29/2001 4:11:12 PM	csaxton	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	11/29/2001 4:11:34 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the parent right have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POD	11/29/2001 3:42:57 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the parent right have a POD? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 8. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Location of old POD not spoken about in decree, however from field investigation it was located in NWNW Section 20, T6S, R35E
POU	11/29/2001 4:11:58 PM	csaxton	Edited shape boundary
POU	11/29/2001 4:12:19 PM	csaxton	Edited PLS
Use	11/29/2001 4:12:44 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-443M V1

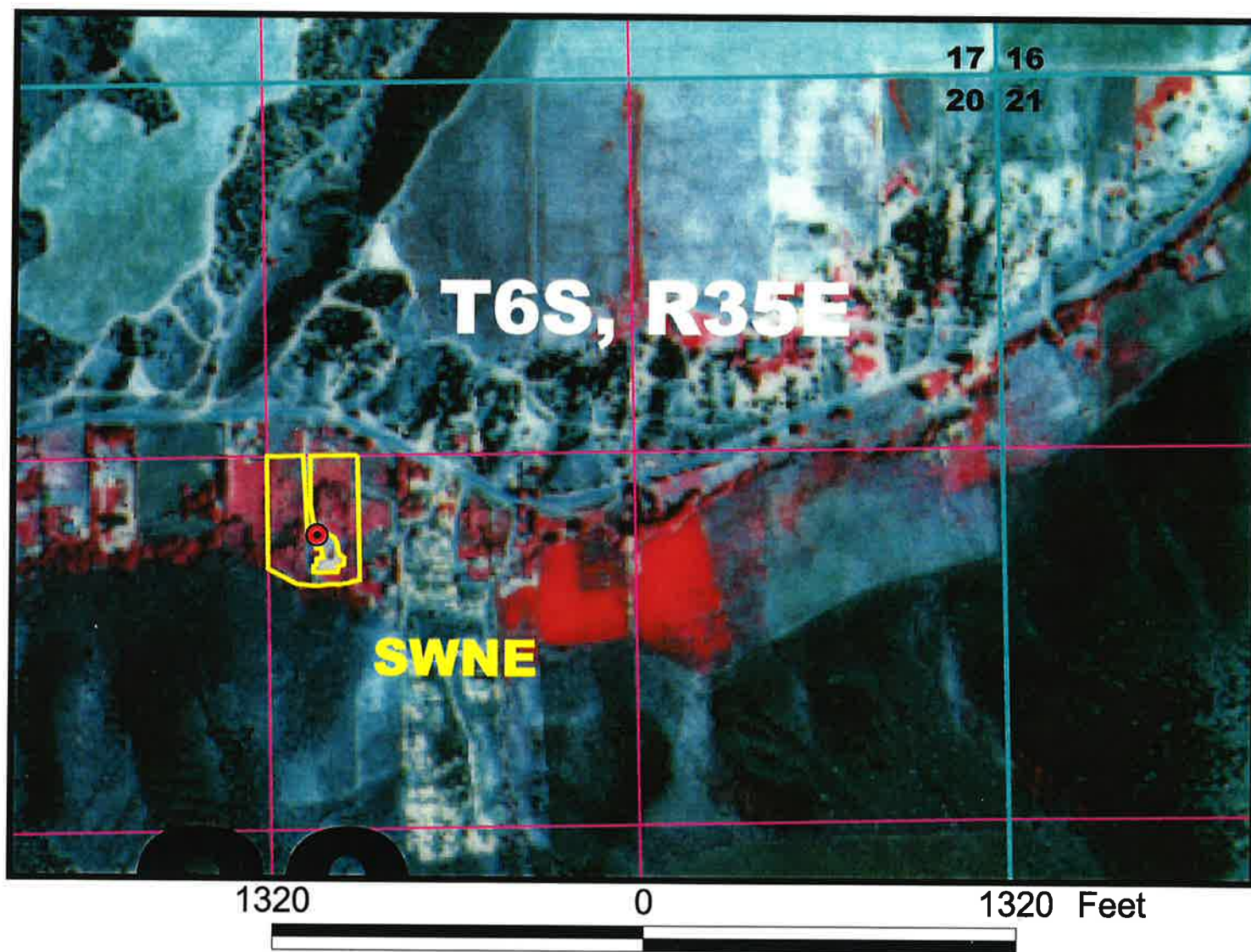
Season	11/29/2001 4:13:55 PM	csaxton	(Yes) 1. Is the basis of claim decree or license? (No) 4. Does the parent right have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (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? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	11/29/2001 4:14:54 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	11/29/2001 4:17:31 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
POU	6/11/2003 9:08:01 AM	csaxton	Edited shape boundary



STATE OF IDAHO

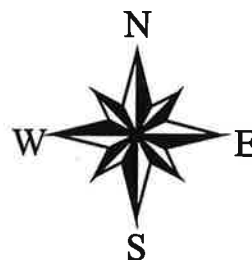
Department of Water Resources
Eastern Region

Water Right(s): 29-00443M



Total Irrigated Acres: 3.0

-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: June 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 11, 2003

JOHN R GRIGGS
8521 W POCATELLO CK RD
POCATELLO ID 83201

RE: Notice of Error (NOE) for Snake River Basin Adjudication (SRBA) preliminary recommendation 29-00443M

Dear Mr. Griggs,

Our office received the NOE reply you sent on May 7, 2003. I reviewed the data and made the changes you requested. Enclosed is a revised version of the preliminary recommendation for 29-00443M.

You will be notified by the SRBA court at the time the directors report is issued.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton'.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

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Craig

02/08/2003

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: April 21, 2003

Water right number: 29-443M

JOHN R GRIGGS
8521 W POCATELLO CREEK RD
POCATELLO ID 83201
Telephone Number: (208)233-5558

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

2. Describe the changes you wish to make in the proposed recommendation:
INCREASE Total irrigated acreage from 1.5 to 3.0

3. Give a brief explanation as to why you disagree with these portions:
I PURCHASE the adjoining 5 acres to the West of Me from Mr Jay Torry IN June 30, 1994. This is bare ground acreage and has the same deeded water rights as does MY property and MR FRANK JOHNSONS property to the West
I AGREE with this proposed recommendation: no changes need to be made.

DATE: *April 15 2003* SIGNATURE: *John R Griggs*
Please print your name: *JOHN R GRIGGS*

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

RECEIVED
MAY 07 2003
WATER RESOURCES
WESTERN REGION

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NOV 11 2005

RECEIVED
APR 24 2003
Department of Water Resources
Eastern Region

October 26, 2001

Claimants of Decreed Right 29-00443 (split portions: B/G/I/K/L/M/N/P/Q/29-13136)

Re: Request for proof of water right ownership

Dear Claimant:

In reference to the above described water right there have been several claims to portions thereof. At this point the water right for use of Pocatello Creek water for irrigation purposes is over-claimed. To conduct an investigation and recommendation of the portions claimed, proof of water right ownership is required.

Please provide a copy of your deed or conveyance instrument to this office by November 8, 2001. **If such proof is not presented a disallowed recommendation could result.**

Thank you for your attention in this important matter. I look forward to your timely response. Please feel free to contact me at the above address/phone number.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Cc;	WILLIAM AND BARBARA FRITCH 8427 POCA TELLO CK RD POCA TELLO ID 83201	29-00443B
	ELWIN & FERN ANDERSON 9222 N ANDERSON LN POCA TELLO ID 83201	29-00443G
	FO PAUL 8825 W POCA TELLO CK RD POCA TELLO ID 83201	29-00443I
	ALICE MORRIS 8655 W POCA TELLO CK RD POCA TELLO ID 83201	29-00443K
	DAVID & LINDA FINKELNBURG 8767 W POCA TELLO CK RD POCA TELLO ID 83201	29-00443L

JOHN GRIGGS
8521 W POCATELLO CK RD
POCATELLO ID 83210

29-00443M

ANGELO TRAYIS JR
9103 W POCATELLO CK RD
POCATELLO ID 83201

29-00443N

DWAINE ANDERSON
9196 ANDERSON LN
POCATELLO ID 83201

29-00443P

TODD ANDERSON
9897 W CLIFFORD DR
POCATELLO ID 83201

29-00443Q

LARRY PACKER
8675 N PARKS RD
POCATELLO ID 83201

29-13136

Split history for Decreed Right 29-00443

Claimed		Recommend	Deed		
29-00443 2 cfs	A Firkins	0.1 5	0.01 1.3	Deeded 1/2 in Agreed	
	B Fritch	0.02 10	0.02 1.8	Deeded 1in per 10 ac Disagreed but not changing	
	C Stocking	0.05 2.5	0.01 1.1	Deeded 1/2 in No NOE received	
	29-13265 (And -D)		0.77 40.5	0.1 5.2	No NOE Received
	D Anderson, D	0.83 43.6	0.06 3.1	0.6 3.1	No NOE Received
	29-13266 (And-N)		0.06 3.1	0.6 3.1	No NOE Received
	Q Anderson, T	0.17 8.9	0.12 5.9		No NOE Received
	E Johnson	0.01 2	0.01 1.7	Deeded 1/2 in Agreed	
	F Dixon	0.2 7	0.02 2.6	Need c/o No Deeds Assume 1/2 in per 5 acre plot	No NOE Received
	G Anderson, E	0.2 2	0.03 1.6	C05	No NOE Received
	29-13136 (Packer)		0.05 1	0.03 1.3	2/3 of 2 inch No NOE Received
	H Packer (split)	0.08 4	0.03 1.3	1/3 of 1 inch No NOE Received	No NOE Received
	29-13137 (Hurley)		0.03 2	0.01 1	
	I Paul	0.04 2	0.03 1	Deed from Tanny-Anderson No 1/2 inch requirement	No NOE Received
	29-13254 (Smith)		0.005 1	0.005 0.8	Deeded 1/2 to parent No NOE Received
	J Smith (split)	0.01 2	0.005 1	0.005 0.7	Deeded 1/2 to parent No NOE Received
	29-13255 (Foltz)		0.005 1	0.005 0.7	
	K Morris	0.01 1.5	0.01 0.6	No deed received	No NOE Received
	L Finkelnburg	0.01 1	0.01 1	Silent to WR	NOE Received Claim needs to be amended
	M Griggs	0.09 3	0.02 3	Silent to WR	NOE Received Additional Acreage Requested
	N Trayis	1 30	0.16 10.6	8 in deeded	No NOE Received

29-10783 Lawlor

0.12
6

0
0

0.1
3.5

Disallow

No NOE Received

29-13270 Pharris

Renumbered from 29-00444A

0.06
2

0.02
2

no deed provided

29-12232 Taysom

0.02
1.5

0.02
1.3

Silent to WR

Estimated Decreed Acreage = 56 ac
Remaining Diversion Rate For Decreed POU = 1.6

Sum CFS=	1.34
Sum Acre=	51.1

Un-accounted for CFS=	0.26
Un-accounted for Acres=	4.9

443A - Deed Nov 10, 1969 Lathram, Willard & Helena

↓
James Finkins

1/2 in
20. SW NE

443B: 1944 Tanny → Anderson, Harry 1.6 acs

1958 Anderson, Harry → Eliza Smith 1 in - 10 acres, 1887

(?) Fitch → Honycutt - same 10 acres 1/2 interest
Both Fitch and Honycutt own 1/2 interest of 10 acres

443C: ⑤ 1992 Sumstine, Doug → Sumstine, Rodger 1/2 in 1887

① 1989 Sumstine, Lyle → Sumstine, Doug 1/2 in 1887

③ 1992 Sumstine, Rodger → McMaster, Tim silent to WR

④ 1995 McMaster, Tim → Meatee, Rodger
Collins, Roy silent to WR

⑤ 1997 Meatee, Rodger → A.G. Stockins
Merzlock, John

443E: 1971 Anderson → Johnson, Frank 1/2 in (Part of Dwayne)

443H: 1991 Beck → Packer Decade 2 inches in
Tray's' Decade

443I: 1944 Tanny → Anderson, Harry 1.6 acs

443J: 1955 Thompson, Marvin → Smith 1/2 in 1887

443K: Nothing

443L: 1994 Clawson, Ethel → Finkelburg silent to WR

443M: Griggs called and said Dead silent to WR
Falls in Dwayne 0.64 acs

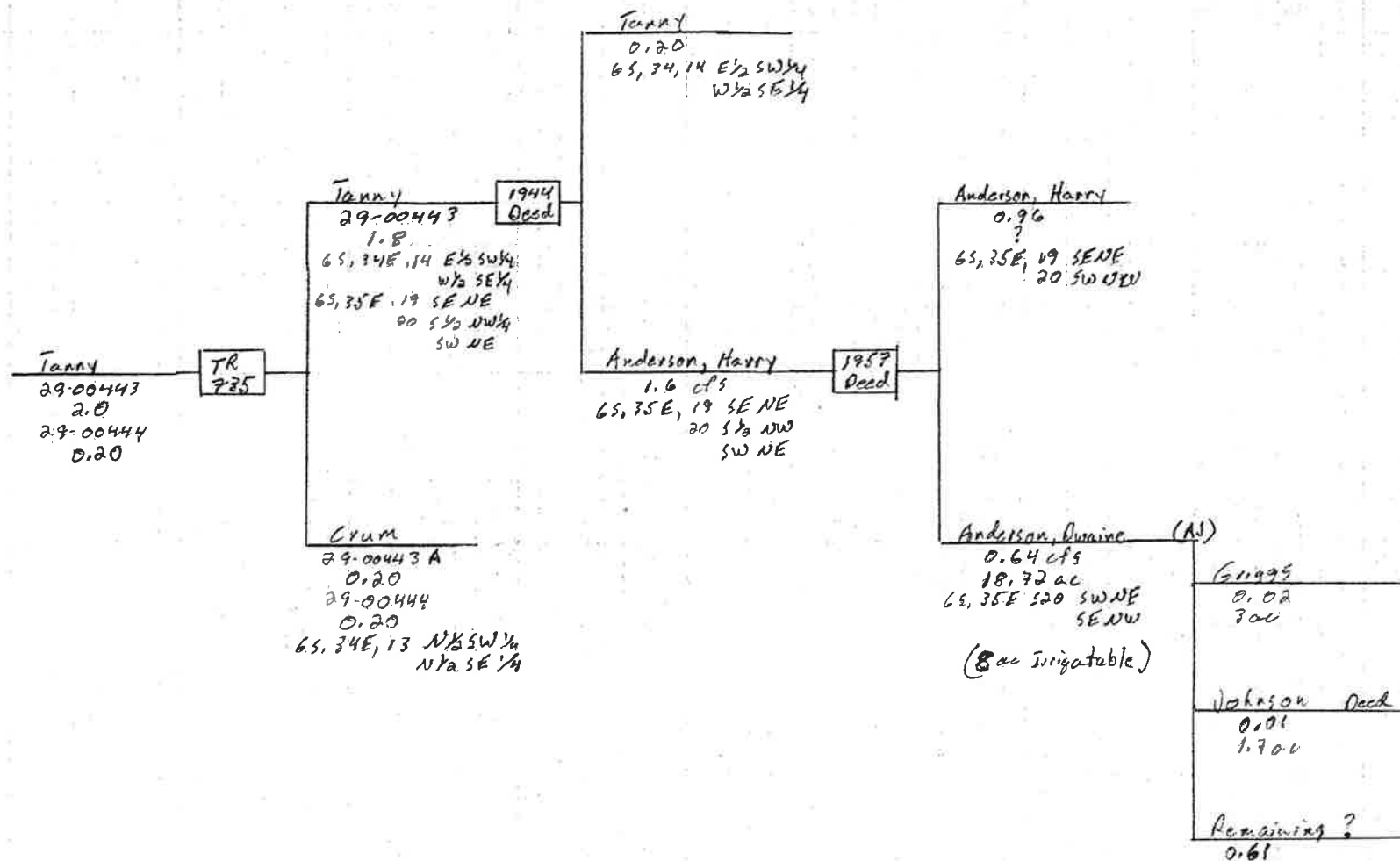
443N: Packer, Newell → Tray's 8 in

29-10783: Nothing

29-00444A: Nothing

29-12732:

Split History According to deeds for 29-00443



9-24-01: ~ 7:00 pm or 8:30 - John isn't home till then

Pump Magnetek - Centurion
1.5 HP
7-1641300-24
Amps: 5F 9.2 / 18.4

Pumps into 2 in underground PVC

: Met with Ethel-Ray. Says they use water when
Available to Sprinkler Irrigate around area/prop

11-9-01: 2 of the 5 acre parcels - Gregg's Called and
Said his dad didn't say anything about
WR's But He spoke with Duaine Anderson and
should be in per ~ 5 acre lot.

11-22-01: Called Ethel-Race and confirmed that POB
put in place when they bought the place 30 yrs
ago.

Ethel also said that the 5 acre lot to the west of
them was bought in 1994 and previous owner
didn't irrigate the place. Called assessor's office
and confirmed purchase of the property on July 29,
1994. NAPP indicates West lot, could have been
Irrigated in 1987.

6-10-03: Due to NOE add acreage on West Parcel
since 1987 Napp shows Irrigation

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29-00443M

POD

Field Exam 9/24/01



Looking NW. Pocatello creek on the other side of the RR tracks. Pump outflows to a 2 in underground PVC to sprinkler system. Pump is a Magnetek – Centurion. 1.5 hp; # 7-164300-24; AMPS SF 9.2/18.4. (CSAXTON 9-25-01)

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29-00443M

POU

Field Exam 9/25/01



Looking S. Pocatello Creek behind me in picture. Home is to the left in picture.



Looking South. Irrigated Place of use around the home and the RR tracks consists mostly of lawn. Diesel

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29-00443M

POU

Field Exam 9/25/01



Looking NE. POD home and lawn behind me in picture. POU shown here is on the West side of driveway. This property bought by the Griggs on July 29, 1994. In phone conversation with Ethel Griggs she said that the previous owner didn't irrigate. Not irrigated this year. NAPP photography indicates it could have been irrigated in 1987, but not recommending it as irrigated POU based on conversation with Mrs. Griggs.

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Historical Ditch

Taken 10/3/01



Historical Point of diversion that diverted water to the ditch that carried water to the north side of the North Fork of Pocatello Creek.

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Historical Ditch

Taken 10/3/01



Looking East. Signs of the old historical Ditch that carried water to the north side of Pocatello creek to flood irrigate down to as far as Angelo Trayis' place.

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Historical Ditch

Taken 10/3/01



Looking West



Looking East

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Find

go

Image Size: Small Medium Large**Advanced Find**
Style: Relief Topo Imag

Locator

**6 km E of Pocatello, Idaho, United States** 07 Jun**Zoom** 1m

Other Imagery:

[USGS Topo Map](#)

01 Jul 1980

HomeAdvisor Links:

[Homes for sale in 83201](#)[Homes for sale in 83204](#)[Schools, Crime and](#)[Demographics for 83201](#)[Schools, Crime and](#)[Demographics for 83204](#)

Encarta Articles:

[Pocatello](#)

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JUN 19 2001

Log for claim A29-00443M

Spatial Dynamics LTD

9/15/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	20	SWNE	3	3.6	
Totals:			3	3.6	

AJ5809NP
No. A29-00443M

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN R GRIGGS 8521 W POCA TELLO CREEK RD POCA TELLO ID 83201 (208) 233-5558	06/01/1887	IRRIGATION	03-15 11-15	0.090 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.090 CFS 9.00 AFA

Water Source: POCA TELLO CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T06S R35E S20

NWSWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06S	35E	20	:				03	:												:	3.0
																				TOTAL ACRES	3.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-11437 A29-10751 A29-11437 R29-10751

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00443 A29-00443A A29-00443B A29-00444

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

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

Audit: 06/21/90 DCARLSON 06/01/94 COX 03/29/95 POST-STD

JUN 19 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: A29-00443M
Date Received: 4/20/1990
Receipt No: E013453
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Ethel-Rae Griggs

1. Name: JOHN R. GRIGGS 208-233-5558
Address: 8521 W POCATELLO CRK RD
POCATELLO, ID 83201

2. Date of Priority: JUN 01, 1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	35E	20	NW	SW	NE		BANNOCK

5. Description of diverting works:
PUMP/ PIPELINE/ SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.090		

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

8. Total consumptive use is 9.0 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	35E	20	SW	NE		IRR	3.0

A2900443M



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.0
					Total Acres	3.0

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:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 4/01/1925

PATRICK S. TANEY, ET. AL.
Decree Plaintiff

vs H. S. WOODLAND, ET. AL.
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: _____

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

429-00443M

Date Received

P.M. 4-19-90

Receipt Number

EO 13453

RECEIVED

APR 20 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) JOHN R Griggs OR Phone (208) 233-5558
Mailing Address 8521 W Pocotello Creek Rd Zip 83201
2. Date of Priority (Only one (1) per claim) June 1 1887
3. Source of water supply (a) Pocotello Creek, North Fork
which is tributary to (b) Portneuf River
4. a. Location of existing point of diversion is: Township 6S Range 35E Section 20,
NW 1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ 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. Pump, Pipeline, & Sprinklers

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NOV 13 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 .09 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .09 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 9 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	
<u>6S</u>	<u>35E</u>	<u>20</u>			<u>3</u>														<u>3</u>

Total number of acres irrigated 3

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

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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 X
If applicable provide IDWR Water Right Number 29-00443
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) X John R. Guigg Date April 18 1990

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 Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day of April 19 90

SEAL

Notary Public John R. Guigg

Residing at Nolen Harrington, Notary Public
Residing at Boise, Idaho

My Commission Expires My Commission Expires December 1, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

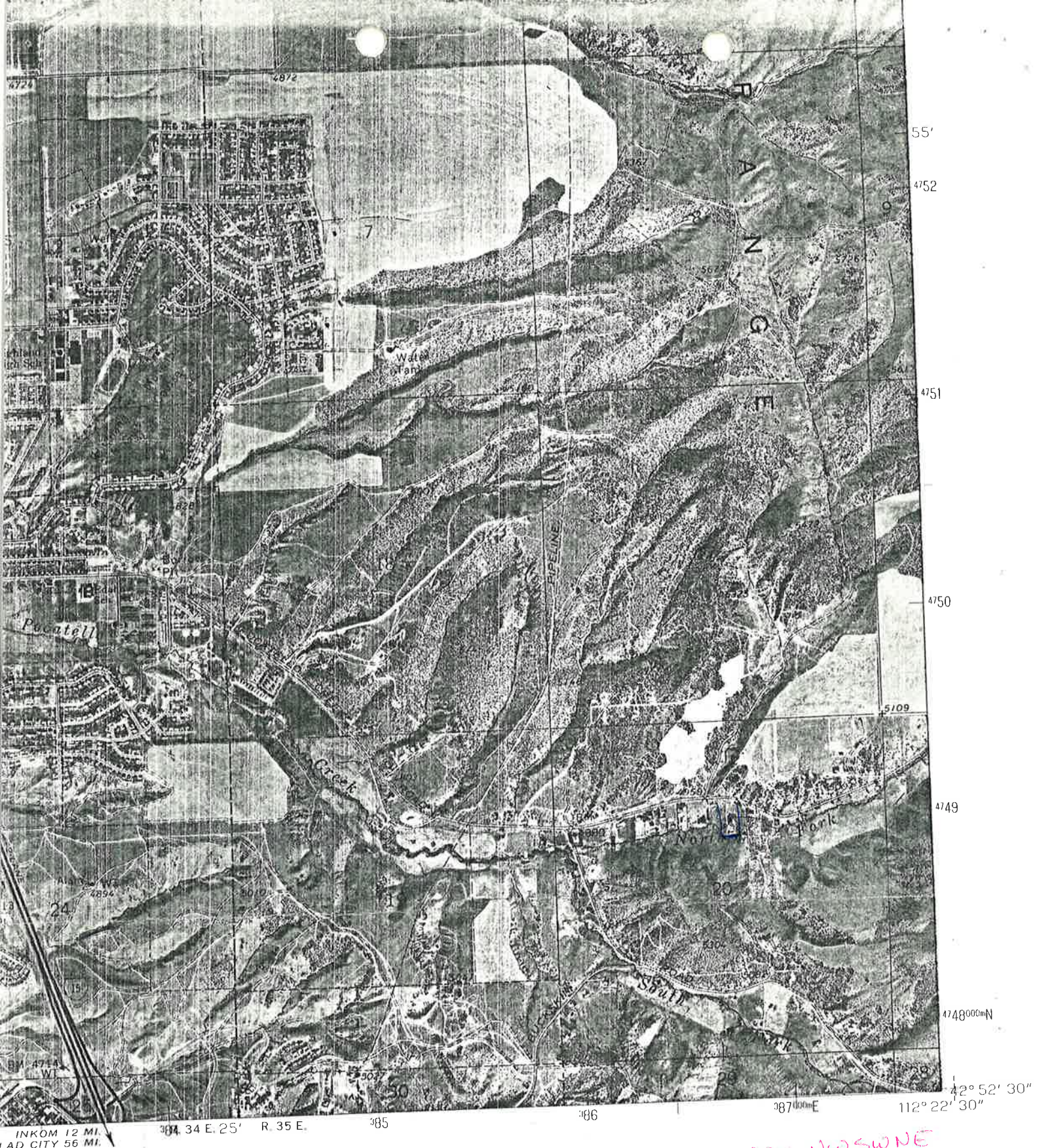
Address _____

Date _____

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NOV 13 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



PD: NWSWNE

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POCATELLO NORTH, ID.
N4252.5 W11222.5/7.5