

06/14/2003

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

RIGHT NUMBER: 29-448A

NAME AND ADDRESS: SHARON A BUTIKOFER
7783 W BUCKSKIN RD
POCATELLO ID 83201

LARRY J BUTIKOFER
7783 W BUCKSKIN RD
POCATELLO ID 83201

SOURCE: SOUTH FORK POCATELLO CREEK

TRIBUTARY: POCATELLO CREEK

QUANTITY: 0.022 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.09 CFS. COMBINED RIGHT NOS.:
29-00448A, 29-00454A, 29-07002.

PRIORITY DATE: 02/23/1907

POINT OF DIVERSION:

T06S R35E S28 SENWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.022 CFS
STOCKWATER	04/01 10/31	0.010 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R35E S28 NWNW 3.0

STOCKWATER same as IRRIGATION

3 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 3.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00448A, 29-00454A,
29-07002.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.3 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.

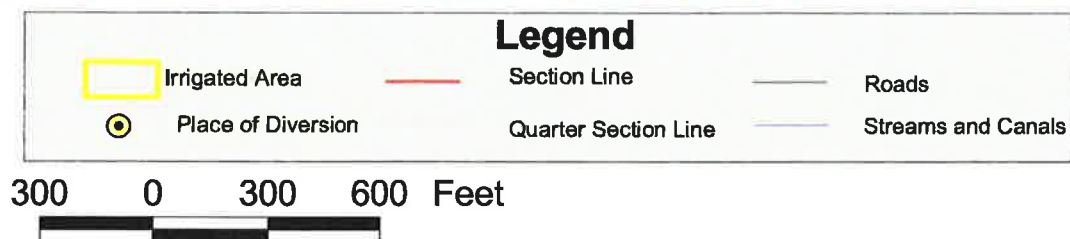
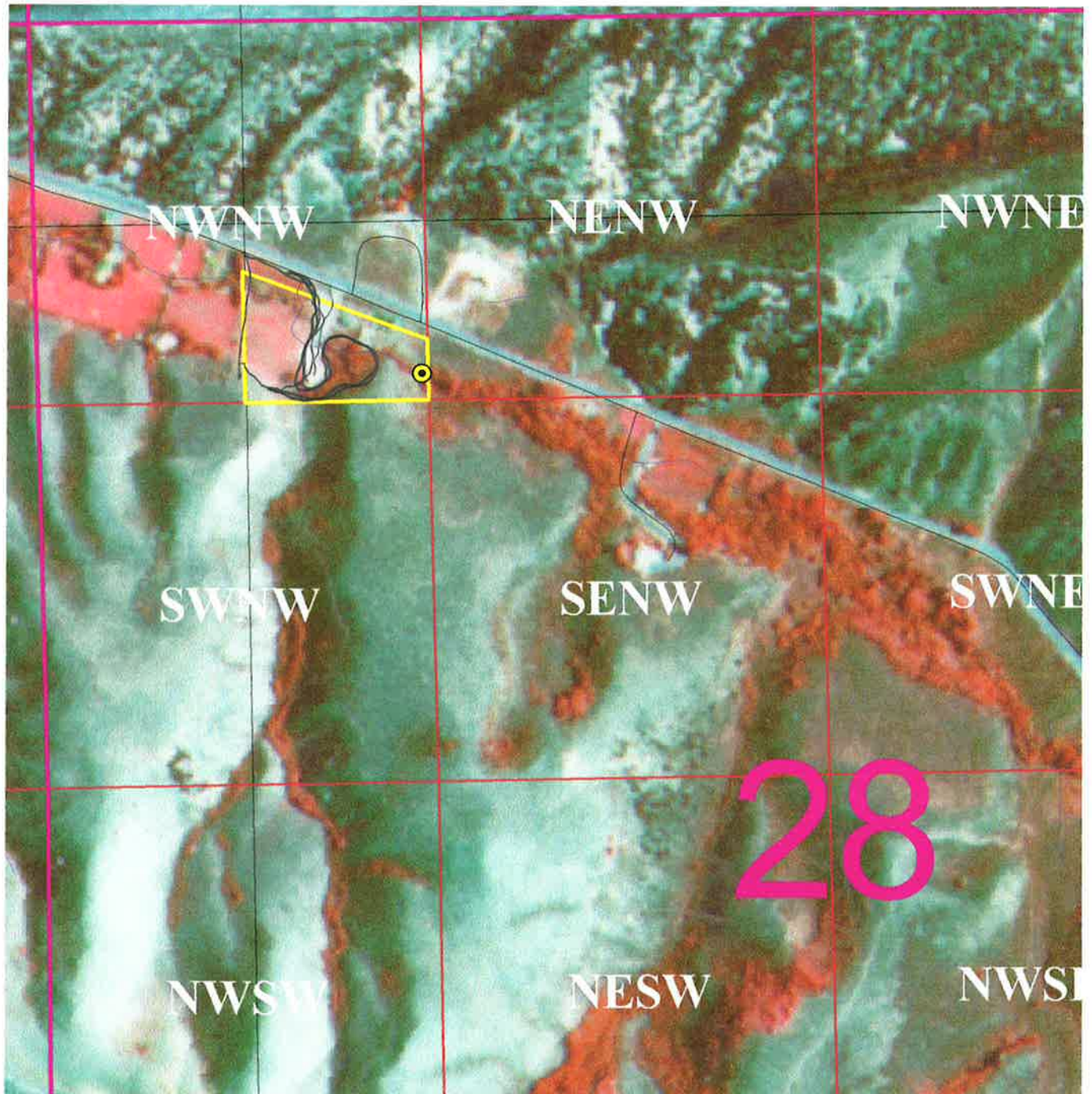
EXPLANATORY MATERIAL: Decreed

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

Stockwater use is for 5 mixed horses and cattle.

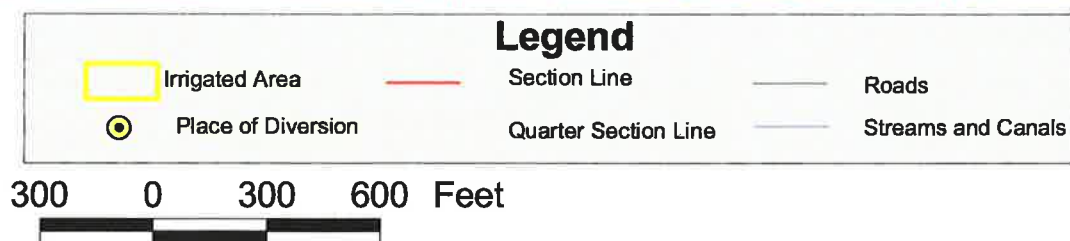
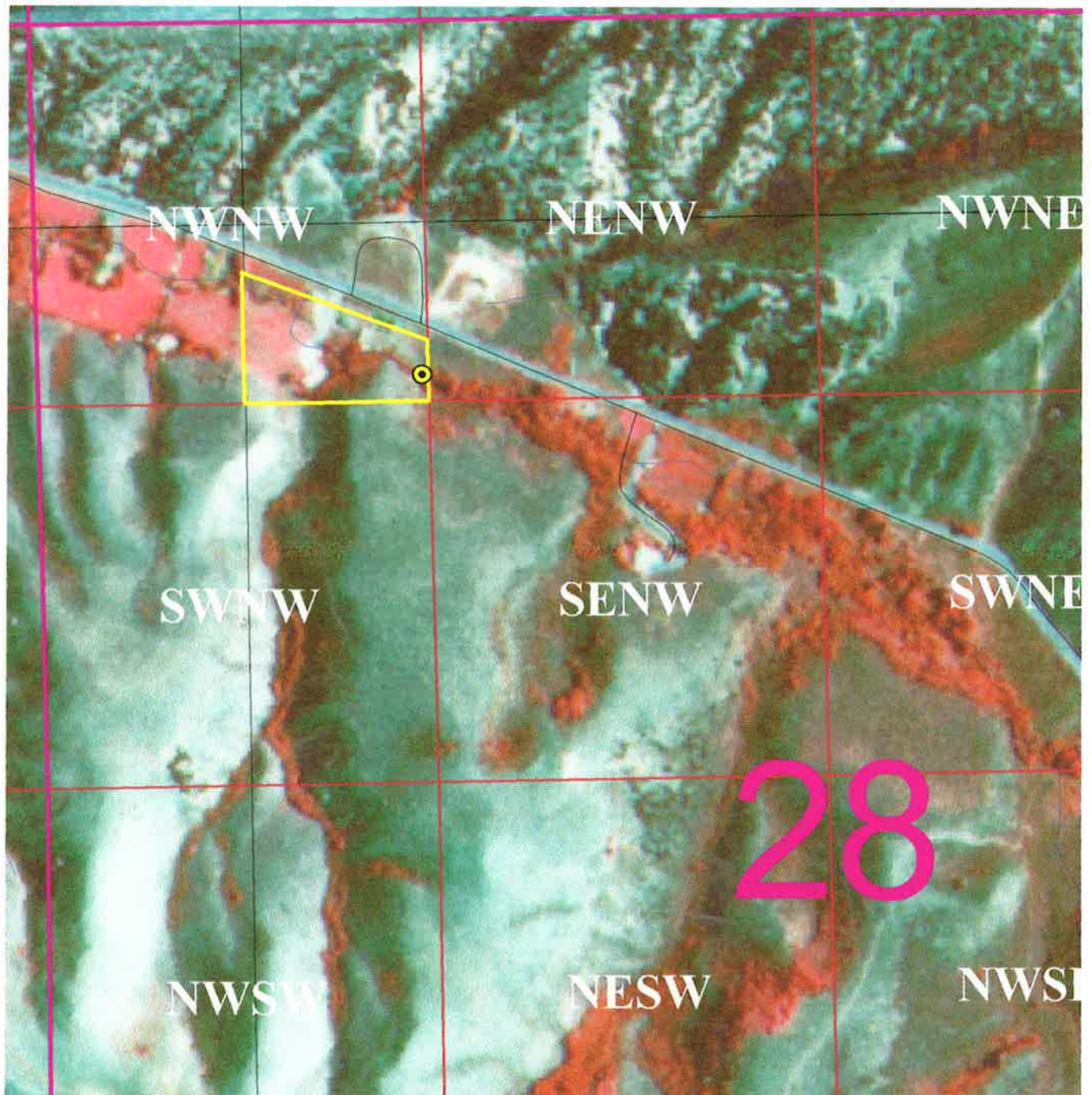
09/18/2000

Water Right Claim Number A29-00448A and A29-00454A
Township , 6S35E



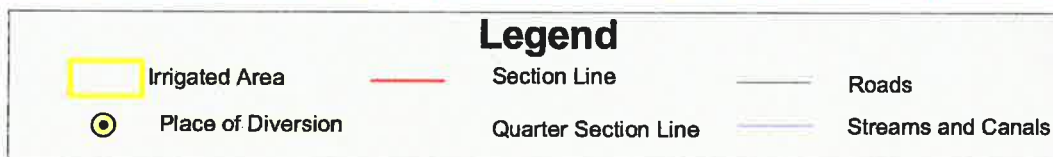
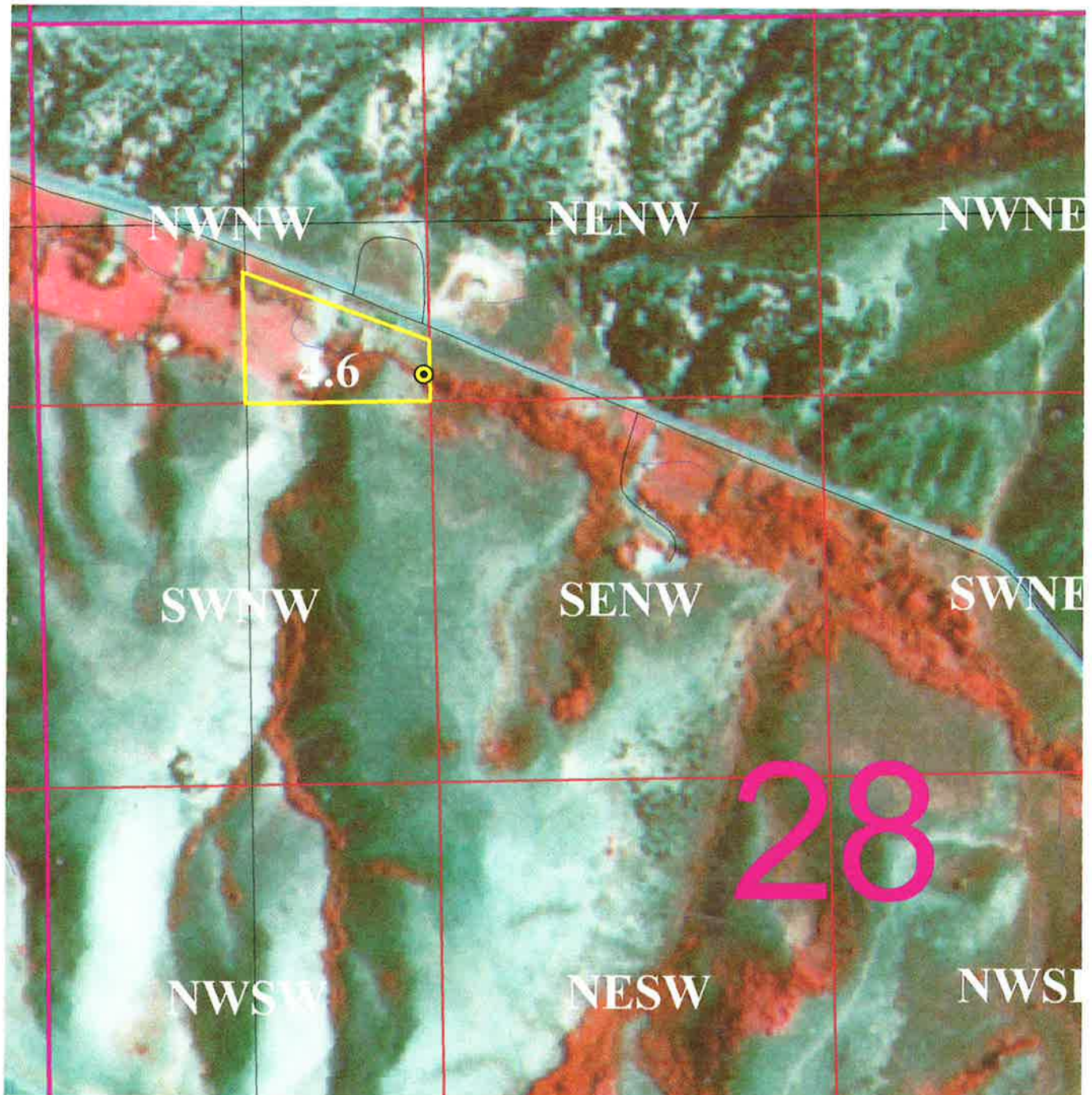
09/18/2000

Water Right Claim Number A29-00448A and A29-00454A
Township , 6S35E



09/18/2000

Water Right Claim Number A29-00448A and A29-00454A
Township , 6S35E



300 0 300 600 Feet



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-448A V1

WATER RIGHT NUMBER: 29-448A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	H S WOODLAND
	, ZZ
Current Owner	SHARON A BUTIKOFER 7783 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-4589
Current Owner	LARRY J BUTIKOFER 7783 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-4589
Original Owner	LOUISE J WOODLAND
	, ZZ

Priority Date: 02/23/1907

Basis: Decreed

Status: Active

Source

SOUTH FORK POCATELLO CREEK

Tributary

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	0.022 CFS	
STOCKWATER	04/01 to 10/31	0.010 CFS	
	<u>Total Diversion:</u>	0.022 CFS	

Location of Point(s) of DiversionSOUTH FORK POCATELLO CREEK
BANNOCK County

SE1/4NW1/4NW1/4

Sec. 28, Twp 06S, Rge 35E, B.M.

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	28																	3.0

Total Acres: 3

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-448A V1

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.
3. X02 Stockwater use is for 5 mixed horses and cattle.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.09 CFS. COMBINED RIGHT NOS.: 29-00448A, 29-00454A, 29-07002.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00448A, 29-00454A, 29-07002.
3. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.3 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. csaxton 11/19/2002 Source
Comment: Source claimed as S FK Pocatello Ck trib to the Portneuf River. Actually tributary to Pocatello Ck.
2. csaxton 11/19/2002 POD
Comment: Location of historical POD not defined in decree. No C03.
3. csaxton 6/14/2003 NOE
Comment: Thru the NOE process, this claim was re-reviewed and subsequently the recommended acreage and diversion rate were altered.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

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: AND
 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	11/19/2002 10:01:44 AM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-448A V1

Priority Date	11/19/2002 10:02:20 AM	csaxton	Active
POD	11/19/2002 10:02:41 AM	csaxton	Active
Source	11/19/2002 10:03:43 AM	csaxton	Active
POU	11/19/2002 10:04:16 AM	csaxton	Active
Use	11/19/2002 10:05:38 AM	csaxton	Active
Season	11/19/2002 10:05:57 AM	csaxton	Active
Quantity	11/19/2002 10:06:44 AM	csaxton	Active
Summary	11/19/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	11/19/2002 10:01:44 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field exam 10/10/01
POD	11/19/2002 10:02:42 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	11/19/2002 10:03:25 AM	csaxton	Edited point location
Priority Date	11/19/2002 10:02:21 AM	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?
Source	11/19/2002 10:03:44 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License 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	11/19/2002 10:04:17 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License 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?
POU	11/19/2002 10:04:33 AM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-448A V1

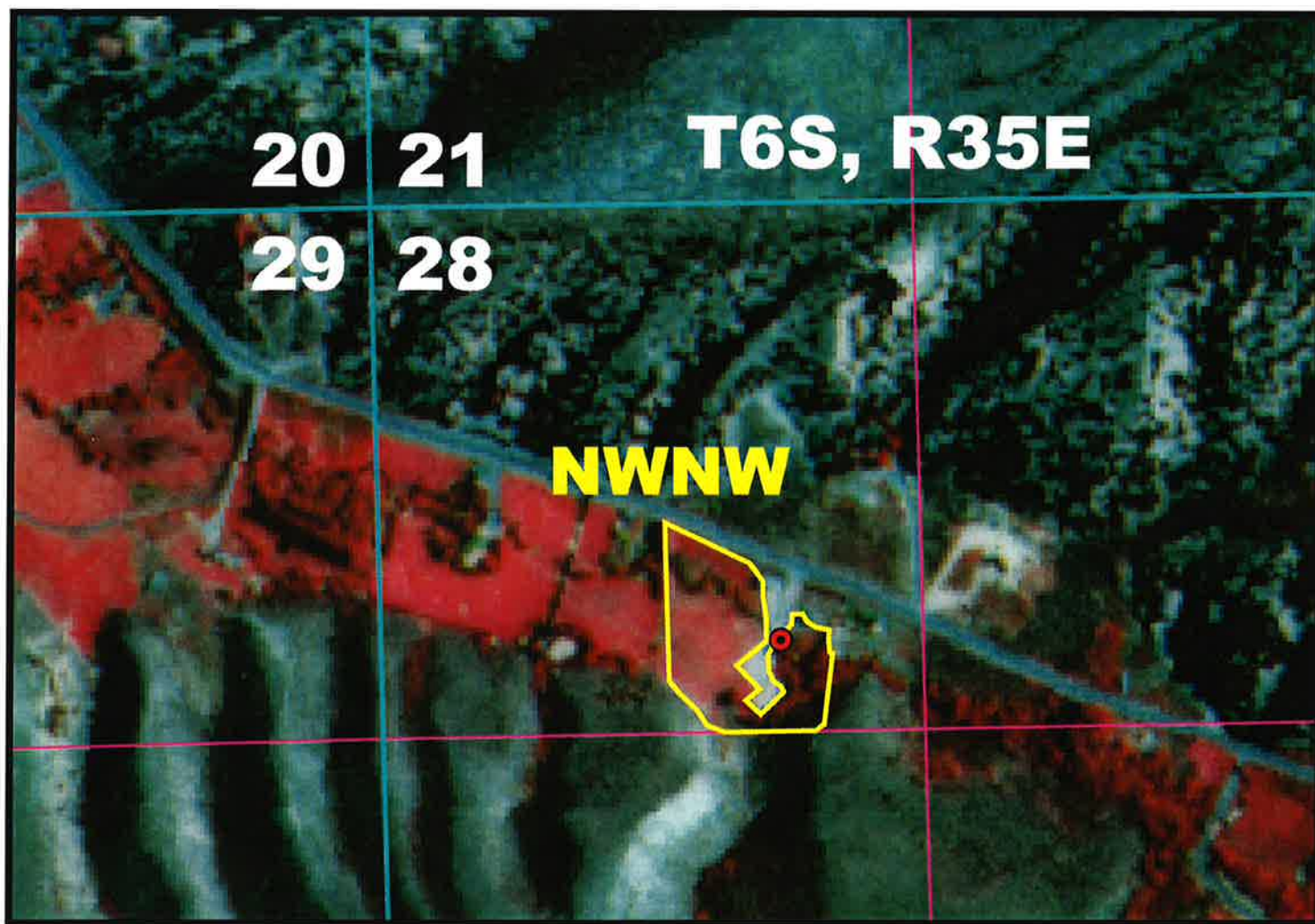
Use	11/19/2002 10:05:38 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	11/19/2002 10:05:58 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License 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?
Quantity	11/19/2002 10:06:44 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License 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? (Yes) 12. Is a Quantity remark or condition required?
Summary	11/19/2002 10:10:20 AM	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?



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-00448A & 29-00454A



0

1320 Feet

Total Irrigated Acres: 3.0



Point(s) of Diversion



Place of Use



Quarter Quarter Lines

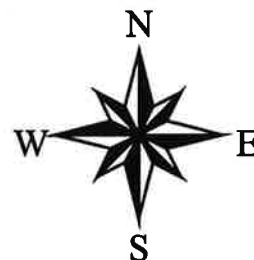


Section Lines

PROFILED

SCANNED

NOV 17 2005



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: November 2002

02/08/2003

Craig

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: 29-448A

SHARON A BUTIKOFER
7783 W BUCKSKIN RD
POCATELLO ID 83201
Telephone Number: (208)233-4589

LARRY J BUTIKOFER
7783 W BUCKSKIN RD
POCATELLO ID 83201
Telephone Number: (208)233-4589

RECEIVED

MAR 17 2003

WATER RESOURCES
WESTERN REGION

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:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4 Mar 2003 SIGNATURE: Sharon A. Butikofer
Please print your name: Sharon A. Butikofer

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

PROFIT

SCANNED

NOV 17 2005



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

April 3, 2003

LARRY BUTIKOFER
SHARON BUTIKOFER
7783 W BUCKSKIN RD
POCATELLO ID 83201

RE: Information Request

Dear Mr. and Ms. Butikofer,

Per your request I am enclosing a copy of the original license 1152 (then renumbered to 29-02031), and the order to amend the license in 1958.

License 29-02031 was licensed in 1914 with a 1905 priority date. The Pocatello Creek Decree Taney Vs. Woodland et al, was signed in 1925. Initial investigation would indicate that the Pocatello Creek Decree would supercede this license. However in 1958 the license was amended to correct the licensed place of use thus indicating that that the license is still valid. Richard Grey claimed a portion of this license under claim 29-13277.

I have contacted our legal staff to look into this issue and will contact you if they find evidence to the contrary.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

PROFILED

SCANNED

NOV 17 2005

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protests Against)
Approval of Application for Permit)
No. 24-7507 in the Name of)
DR. JEFF ANDERSON)

NOTICE OF CONFERENCE
AND/OR HEARING

On August 13, 1979, Dr. Jeff Anderson filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On September 5, 1979, the Department received a protest against approval of said application from Larry J. and Sharon Butikofer, E. Eugene Grandall, and Monte Casper; on September 6, a protest was received from Henry F. and M. Joan Saunders; September 7, from William A. Williams, and on September 10, 1979, additional protests were received from Dwaine N. Anderson and Barth G. West.

The Department has set the matter of protest for conference and/or hearing for Thursday, November 1, 1979, at 11:00 a.m., in the Conference Room of the Pocatello Municipal Airport, Pocatello, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 10th day of October, 1979.

RONALD D. CARLSON, Supervisor
Eastern Region

DISTRICT OF IDAHO, EASTERN DIVISION.

PATRICK S. TANEY and MARY TANEY,
his wife,

Plaintiffs,

vs

No. 428

DECREE

H. S. WOODLAND and LOUISE J. WOODLAND,
his wife, GRACE M. PERRY, POCATELLO
REALTY COMPANY, a corporation, C. W.
GRAY INVESTMENT COMPANY, a corporation,
THOMAS HOPPER and VERNIE HOPPER, his
wife, ROBERT CRUM and KATIE CRUM,
his wife,

Defendants.

This cause having heretofore come regularly on to be heard in open court, P. C. O'Malley and J. Downing appearing as attorneys for the plaintiffs, A. L. Merrill and R. D. Merrill as attorneys for defendants, H. S. Woodland and Louise J. Woodland, his wife, Anderson and Jeffery attorneys for defendants Thomas Hopper and Vernie Hopper, his wife, and Robert Crum and Katie Crum, his wife, and Peterson and Coffin attorneys for the defendants Grace M. Perry, Pocatello Realty Company, a corporation, and C. W. Gray Investment Company, a corporation, and these last three defendants having, by written stipulation of all parties and consent of the Court, adopted as their answer the answer (as amended) of the defendants H. S. and Louise J. Woodland, and evidence having been introduced upon behalf of each of the parties, and after argument the cause having been submitted for decision; now upon consideration.

IT IS ORDERED ADJUDGED AND DECREED that said parties are the owners of the rights to use and are entitled to divert and use at all times when they have need for irrigation, stock and domestic purposes, the waters of Pocatello Creek, (a small stream flowing in a westerly direction, a short distance northerly from the City of Pocatello in Bannock County, Idaho, the same being a tributary of Portneuf River) in amounts as follows, the dignity of said several rights depending upon and being in the order of the dates hereinafter named, priority of date importing superiority of right:

The plaintiffs, PATRICK S. TANEY and MARY TANEY his wife, TWO (2) CUBIC FEET PER SECOND, dating from JUNE 1, 1887, and TWO-TENTHS (.2) OF A CUBIC FOOT PER SECOND, dating from JUNE 1, 1890, for such uses on and in connection with the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Nineteen (19), the South half of the Northwest quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) and Southwest quarter of the Northeast quarter of Section Twenty (20), Township Six (6) South, Range Thirty-five (35) East Boise Meridian; and West half of the Southeast quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$), East Half of the Southwest quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Fourteen (14), and Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section twenty-three (23), Township Six (6) South, Range Thirty-four (34) East Boise Meridian.

The defendants GRACE M. PERRY, POCATELLO REALTY COMPANY, a corporation, and C. W. GRAY INVESTMENT COMPANY, a corporation, (with rights among themselves in proportion to and dependent upon such interests as they have in land in this paragraph described), EIGHT-TENTHS (.8) OF A CUBIC FOOT PER SECOND, dated from APRIL 25, 1904, for such uses on and in connection with the Northeast quarter of the Southeast (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twenty-three (23), Township Six (6) South, Range Thirty-four (34) East Boise Meridian.

The defendants THOMAS HOPPER and VERNIE HOPPER, his wife, ONE AND FOUR TENTHS (1.4) CUBIC FEET PER SECOND, dating from SEPTEMBER 9, 1904, for such uses on and in connection with the Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), and the South half of the Southeast quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Thirteen (13), Township Six (6) South, Range Thirty-four (34) East Boise Meridian; and the Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) (that is, Lot 4) Section Eighteen (18), Township Six (6) South, Range Thirty-five East Boise Meridian.

The defendants ROBERT CRUM and KATIE CRUM, his wife, ONE (1) CUBIC FOOT PER SECOND, dating from SEPTEMBER 14, 1904, for such uses on and in connection with the North half of the Southwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) and the North half of the Southeast quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Thirteen (13), Township Six (6) South, Range Thirty-four (34) East Boise Meridian.

The defendants H. S. WOODLAND and LOUISE J. WOODLAND, his wife, FIVE-TENTHS (.5) OF A CUBIC FOOT PER SECOND of the waters of the South Fork of said Pocatello Creek, to be diverted only from said South Fork, dating from February 23, 1907, for use on and in connection with the South half of the Southeast quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty (20), the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Twenty-nine (29), and the Northwest quarter of the Northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-eight (28), Township Six (6) South, Range Thirty-five (35) East Boise Meridian. Also THREE-TENTHS (.3) OF A CUBIC FOOT PER SECOND of the WATERS OF THE SPRING arising on said land and flowing into said South Fork, with right to said amount SUPERIOR TO THE RIGHTS OF ALL OTHER PARTIES, for such uses on and in connection with said lands.

Said waters are to be diverted from the natural Channel of the stream at or near the points where they have heretofore been and are now diverted by the several parties and are to be measured over standard weirs or other devices approved by the State Reclamation Department, such weirs or other devices to be installed and maintained at the expense of the several owners of water rights, as near as may be practicable to the heads of the diverting ditches.

It is further Ordered, Adjudged and Decreed that if and when during the flood-water season, there is a SURPLUS of water over and above the aggregate of the rights hereinbefore defined, the parties shall have the right to divert and use the same in the following proportions:

Plaintiffs Ten Twenty-thirds (10/23).
Perry and the two
defendant corporations Two Twenty-thirds (2/23).
Hoppers Four Twenty-thirds (4/23).
Crums Four Twenty-thirds (4/23).
Woodlands (from South Fork)-Three Twenty-thirds (3/23).

That all of the parties to whom the right to the use of said waters are herein decreed, by mutual consent or agreement, shall have the right to pool or unit the waters herein decreed to them respectively, with the waters of any other party or parties receiving water by this decree, and may thereby use said waters jointly or alternately in such manner as to obtain the most benefits therefrom, so that the use thereof so combined or used alternately does not exceed the amount of water to which the parties entering into such agreement may be entitled in the aggregate under this decree, and so that the pooling of said water and uniting the same as aforesaid, does not interfere with the rights or priorities of other parties not entering into such agreement.

That each of the parties to whom is decreed the right to the use of the waters of saidocatello creek, its tributaries and the springs adjacent thereto, and their agents, servants, attorneys, successors and assigns, be and they are hereby and forever perpetually restrained and enjoined from in any wise using the said waters except as herein decreed, and from in any wise molesting or interfering with the rights of any other party or parties, to whom water is hereby decreed and from in any wise molesting or interfering with any of the dams, ditches or other works used for the diversion and conveyance of said waters belonging to any other party or parties to whom rights in said waters are hereby decreed.

That each of the parties to this action shall pay the costs incurred by him or it respectively, and execution may issue therefor.

Done at Boise, Idaho, this first day of April, 1925.

FRANK S. DIETRICH, Judge.

Entered, Filed, Apr. 1, 1925.

W. D. McReynolds, Clerk,

W. Verna Thayer, Deputy.

United States of America,)
District of Idaho) ss:

I, W. D. McREYNOLDS, Clerk of the United States District Court for the District of Idaho, do hereby certify that the foregoing copy of Memorandum Decision and Decree in case # 428, Eastern Division, Civil, has been by me compared with the original, and that it is a correct transcript therefrom and of the whole of such original, as the same appears of record and on file at my office and in my custody.

In testimony whereof, I have set my hand and affixed the seal of said Court in said District this 19th day of December, 1925

W. D. McReynolds
Clerk
By Verna Thayer
Deputy.

(SEAL)

INSTRUMENT NO. 122556
RECORDED CLERK, AUDITOR & RECORDER BANNOCK COUNTY, IDAHO MAR 16 1926 1 10 PM
in Book 8 of Judgments page 210 records of Bannock County State of Idaho at the
request of P. C. O'Malley

NOV 17 2005
SCANNED

Aug 13, 1979 - application filed by Dr. Anderson.
0.10 CFS - Apr. 1 - Nov. 1

5 yds - to complete project.
first pump and sprinkler system
South Fork Pecosito Creek.
wanting of permit to use water does not establish
agreement automatically)

note - State Reclamation Engineer
(Hopper + James note) 1887-1890
want Reclamation established + water
Master appointed - Salary paid
by people in district

If there is a desire there is no
need to file a claim or right.

Spring - agreement among individuals

SCANNED
NOV 17 2005

the right cannot be delivered by
a water master.

the measures can set up a water district
including all on the Decree of 1925

September 4, 1979

Director of the Idaho Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Sir:

This letter is to protest the granting of permit for water right to Jeff Anderson, 4000 Yellowstone Avenue, Pocatello, Idaho, said water to be taken from Pocatello Creek (on Buckskin Road drainage known as the South Fork of Pocatello Creek). We have used said water for irrigation purposes for the 12 years we have lived at our location on Buckskin Road.

Larry J. Butikofer

Sharon A. Butikofer
Buckskin Road
Pocatello, Idaho 83201

00

233-0384
Dancing & Gymnastics, 125 W. Pine
submitted for permit to appropriate the public waters of the State of Idaho:
29-7507
ANDERSON, DR. JEFF
4000 YELLOWSTONE AVENUE,
POCATELLO, ID 83201
Source: POCATELLO CREEK
tributary to PORTNEUF RIVER
Date Filed: 08/13/1979
Amount: 0.10 CFS
Diversion Point: SWSE Sec 20 T
06S R 35E, BANNOCK CO.
Use: IRRIGATION
Place of Use: SWSE Sec 20 T
06S R 35E FOR 5 ACRES
Diversion Means: PUMP, SPRINKLER SYSTEM
If issued, the permit(s) will be subject to senior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.
S/ C. Stephen Allred
Director
August 23, 30, 1979
No. 731
Paper - Thru - Aug 30

Eastern Dist

523-7186

FILED

SCANNED
NOV 17 2005

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

JOHN W. EVANS
Governor
C. STEPHEN ALLRED
Director

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

September 10, 1979

Larry J. Butikofer
Sharon A. Butikofer
Buckskin Road
Pocatello, Idaho 83201

RE: App/Permit 29-7507

Dear Mr. & Mrs. Butikofer:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, IDAHO CODE):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

RONALD D. CARLSON
Regional Supervisor

RDC: dh

10-10-01 : Stopped By House. Not Home. Sign on Garage that
FE Says "Dog Bite - Stay in Car - Hank Horn."

(I think that is really funny.)

: Call or send letter to make Appointment

: POU in Decreed POU

7-31-02 : Homesteaded Place above Butikofer's Place is
FE Ben Lyon.

: Used water since he had been here in 1966

: Lawn watered out of well

11-13-02 : 3ac

: Overlap with 29-00454A + 29-07002

5-19-03: Larry Butikofer Ph#: 233-4589

12-352 50 SHEETS FILLER 5 SQUARE
42-351 100 SHEETS FILLER 5 SQUARE
42-352 100 SHEETS FILLER 5 SQUARE
42-353 200 SHEETS FILLER 5 SQUARE
42-354 100 SHEETS FILLER 5 SQUARE
42-355 100 RECYCLED WHITE 5 SQUARE
42-356 200 RECYCLED WHITE 5 SQUARE
Made in U.S.A.



PROFITED

SCANNED
NOV 17 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-448A

WATER RIGHT NUMBER: 29-448A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHARON A BUTIKOFER <i>OK</i> 7783 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-4589
Current Owner	LARRY J BUTIKOFER <i>OK</i> 7783 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-4589

Priority Date: 02/23/1907 *OK*Basis: Decreed *OK*Status: Active *OK*SourceSOUTH FORK POCATELLO CREEK *OK*Tributary~~PORTNEUF RIVER~~ *Pocatello CK*

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	3/15	11/15	0.040 CFS <i>OK</i>	
STOCKWATER ✓	4/1	12/31	0.010 CFS <i>OK</i>	
	4/1	10/31	Total Diversion:	0.040 CFS <i>OK</i>

Location of Point(s) of DiversionSOUTH FORK POCATELLO CREEK
BANNOCK CountySE1/4NW1/4NW1/4 *OK*

Sec. 28, Twp 06S, Rge 35E, B.M.

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06S	35E	28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	3.0 <i>OK</i>

Total Acres: 3 ✓

STOCKWATER ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06S	35E	28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	✓

Conditions of Approval:Remarks:

- General TWO PD'S ARE 10' APART.

Dates and Other Information:

Claim Received Date: 4/11/1990

PROFILED

Limited to 3 acres w/ 29-00454A
+ 0.09 cfs 29-07002

12/6
Limi

SCANNED

NOV 17 2005

Split history for Decreed Right 29-00448

Recommend

	Claimed	1" per acre	% Percentage	Per Acre	
A	Butikofer		100%		
	0.04	0.026	0.026	0.022	0.020 Deed Silent
	3	1.3	1.3	1.3	
B	Crandall	Disallow	No use Found		
	0.03	0	0	0	0 Deed Silent
	3	0	0	0	No B-use found
C	Jordan		Pre Determined	Pre Determined	
	0.06	0.06	0.06	0.06	0.058 TR 2725
	5	5	5	5	
D	Casper		60%		
	0.1	0.052	0.031	0.044	0.042 Deed Silent - but I do have an affidavit confirming water use
	5	2.6	2.6	2.6	
E	Williams	Disallow	No use found	No use found	
	0.25	0	0	0	0
	6.5	0	0	0	
F	McNabb	Disallow	100%	Creek Only	
	0.15	0.108	0.108	0.091	0.089 Deed Silent - Disallow due to Non-use
	6.5	5.4	5.4	5.4	If evidence of use is provided - recommend the following
					Just Creek Water
G	Woodland		100%	Creek Only	
	0.15	0.108	0.108	0.091	0.089 Deed silent
	6.5	5.4	5.4	5.4	Support Woodland with Creek Water
H	West		60%		
	0.1	0.1	0.06	0.085	0.083 No deed submitted - claimed as part of 29-00449
	5	5	5	5	Renumbered to 29-00448H
29-13500	Hurst		100%		
	0.12	0.088	0.088	0.074	0.072
	6	4.4	4.4	4.4	
Not claimed	Tatum		60%		Not claimed
		0.038	0.023	0.032	0.030
		1.9	1.9	1.9	
Not Claimed	Brandon		100%		
		0.024	0.024	0.020	0.017 Just Creek Water @ 1 inch per acre
		1.2	1.2	1.2	

Diversion Rate Per Acre = 0.018
 CFS Per Acre excluding Jordan = 0.017

Decreed Acreage = 40*
 Decreed CFS = 0.5

Sum of claimed Acreage =

Sum CFS=	0.604	0.528	0.520	0.500
Sum Acre=	32.2	32.2	32.2	
Un-accounted for CFS=	-0.104	-0.028	-0.020	

- * 29-00448 and 29-00449 decreed for a total of 0.80 cfs. Decree silent to diversion rate per acre. Assume 1 in per acre
- ** Assume the Spring Water can only be pushed to Jordan's Place

Rounding Error totaled diversion rate at 0.52 cfs or 0.02 cfs greater than decreed. Each proportionate right reduced to make numbers match.

2022.1.10 AM

2022.1.10 AM

Split history for Decreed Right 29-00448

Claimed		Recommend	
A Butikofer	0.04 3	0.04 3	Deed Silent
B Crandall	0.03 3	0.01 0.3	Deed Silent
C Jordan	0.06 5	0.06 5	TR 2725
D Casper	0.1 5	0.1 5	Deed Silent - but I do have an affidavit confirming water use
E Williams	0.25 6.5	0.06 3	
F McNabb	0.15 6.5	0.09 4.7	Deed Silent - Disallow due to Non-use If evidence of use is provided - recommend the following
G Woodland	0.15 6.5	0.12 6.1	Deed silent
H West	0.1 5	0.02 1.2	No deed submitted - claimed as part of 29-00449 Renumbered to 29-00448H

Decreed Acreage = 40*

Decreed CFS = 0.5

Sum of claimed Acreage = 35.5

Sum of claimed cfs = 0.78

Sum CFS=	0.5
Sum Acre=	28.3

Un-accounted for CFS=	0
Un-accounted for Acres=	

* 29-00448 and 29-00449 decreed for a total of 0.80 cfs. Decree silent to diversion rate per acre. Assume 1 in per acre

29-07002

POD

FIELD EXAM: 7-31-02



Looking South at Well (csaxton 8/7/02).

PROFILED

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NOV 17 2005

29-07002

POU

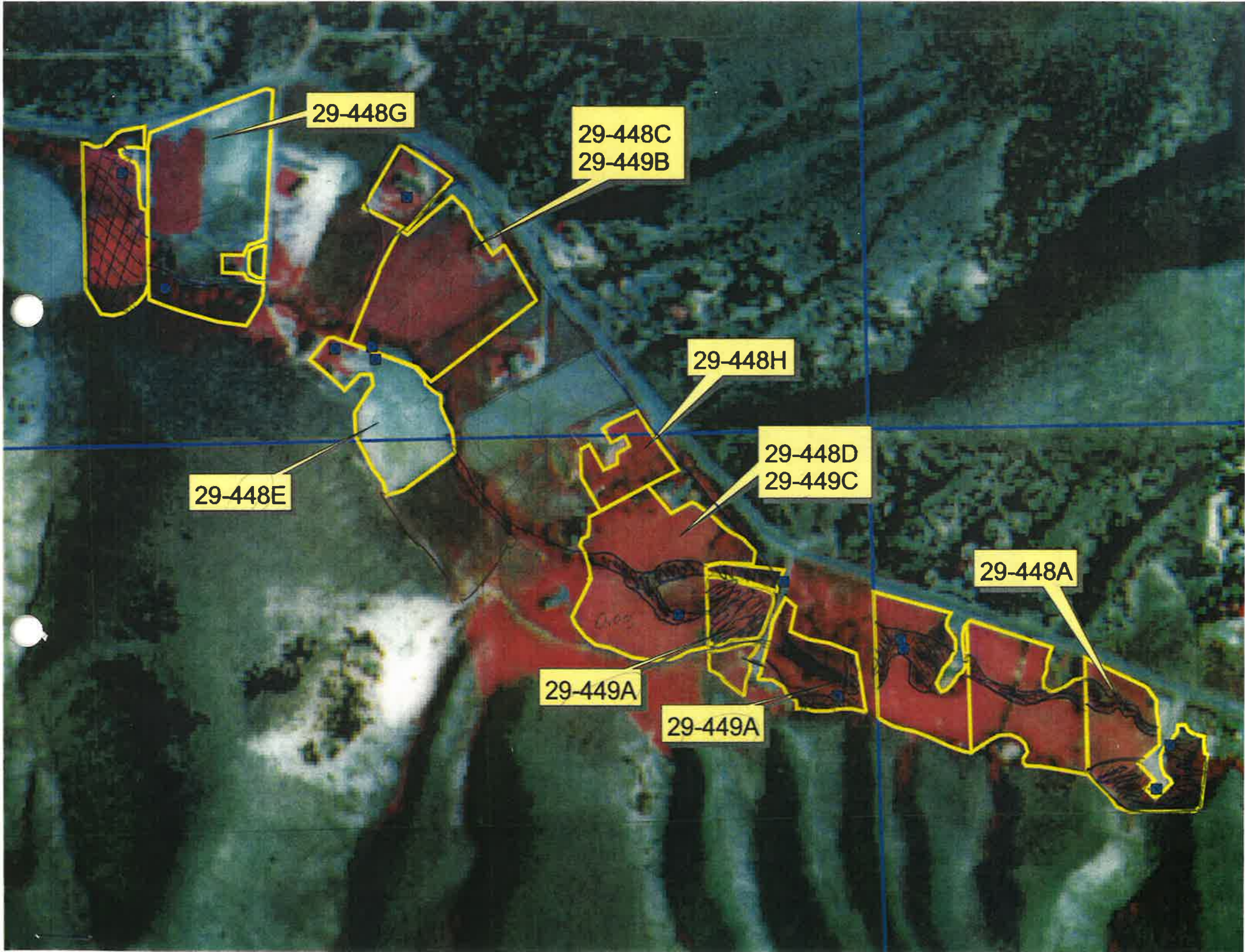
FIELD EXAM: 7-31-02



Looking SW at POU. Claimed POU (csaxton 8/7/02).

PROFILED

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NOV 17 2005



29-448G

29-448C
29-449B

29-448H

29-448D
29-449C

29-448E

29-448A

29-449A

29-449A

March 11, 2002

Graig L. Saxton
Water Resource Agent
Adjudication Bureau

RECEIVED

MAR 13 2002

WATER RESOURCES
WESTERN REGION

Re - Proof of water right ownership

I am enclosing documents
in my possession regarding my
water rights as we talked about
by phone March 8, 2002.

If there is anything else I
can furnish you, please notify
me.

Thank you for your help.

Larry J. Butkoff

P. S.
I have used
these water rights
since 1966.

7783 W. Buckskin Rd.
Pocatello, Idaho

83201

Phone 233-4589

PROFILED

SCANNED

NOV 17 2005

RECEIVED

MAR 13 2002

WATER RESOURCES
WESTERN REGION

Hello I am Leonard Moon
And I came to Pocatello in
the year 1915 and have
lived where I am now since
And I farmed the property where
Mr. Mr. Buttercup's property
is located now in the late forties
And I am very sure that
property has a water right
at least back to the year 1915
And probably back in the 1800
when the Indian people owned

And I thank you very much

Leonard W Moon
Pocatello Creek Rd.

SCANNED

NOV 17 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMP THORNE
Governor

KARL J. DREHER
Director

March 5, 2002

Claimants of Decreed Right 29-00448 (split portions: A/B/D/E/F/G)

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 March 22, 2002. 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;	LARRY AND SHARON BUTIKOFER 7783 W BUCKSKIN RD POCATELLO ID 83201	29-00448A
	EUGENE AND RANAE CRANDALL 8007 W BUCKSKIN RD POCATELLO ID 83201	29-00448B
	MONTE AND VERDA CASPER 8107 W BUCKSKIN POCATELLO ID 83201	29-00448D
	DUANE AND CHERYL WILLIAMS 8403 W BUCKSKIN RD POCATELLO ID 83201	29-00448E
	WILLIAM MC NABB 8401 W BUCKSKIN RD POCATELLO ID 83201	29-00448F

SCANNED

NOV 17 2005

PROFILED

WILLIAM WOODLAND
8405 W BUCKSKIN RD
POCATELLO ID 83201

29-00448G

PROFILED

SCANNED

NOV 17 2005

SCANNED

JUN 19 2001

Log for claim A29-00448A

Spatial Dynamics LTD

9/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	28	NWNW	3	4.6	
Totals:			3	4.6	

POU - seems OK

AJ5809NP
No. A29-00448A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 20

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY J BUTIKOFER	02/23/1907	IRRIGATION	03-15 11-15	0.040 CFS	
C	SHARON A BUTIKOFER		STOCKWATER	01-01 12-31	0.010 CFS	
	7783 W BUCKSKIN RD					
	POCATELLO ID 83201					
	(208) 233-4589					
				TOTAL DIVERSION:	0.040 CFS	
				CONSUMPTIVE USE:		7.50 AFA

Water Source: POCATELLO CREEK, SOUTH FORK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T06S R35E S28

SENWNW

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	28	:								03									:	3.0
																				TOTAL ACRES	3.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06S	35E	28	:								S									:

POU County: BANNOCK

Non-Irrigation Uses: S/ 5 HD MIXED HORSES AND BEEF

Other Rights: A29-07002, A29-00454A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

29-07055 29-07058 A29-00454A A29-07002 A29-07055 A29-07058 A29-07268 A29-07517

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

A29-00448 A29-00449 A29-00454 A29-00454A A29-07002 A29-07268 A29-07517

Remarks: GEN TWO PD'S ARE 10' APART.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 05/29/90 FRITSCHL 06/01/94 COX 03/29/95 POST-STD

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Butikot

CL. IDENT. NO.

A29-00488A

DATE RECEIVED

4-11-90

CK #

CO16233

AMOUNT \$

153⁰⁰

YES

NO

Required
Info?

1. Is the name and address complete with zip code? 3 Claims ☒ YES ☐ NO ☐ Required Info? *
2. Is a priority date entered? ☒ YES ☐ NO ☐ Required Info? *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ Required Info? *
- See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☒ YES ☐ NO ☐ Required Info? *
- (b) Is a tributary to entered? (if required) N/A ☒ YES ☐ NO ☐ Required Info? *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ Required Info? *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ Required Info? *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ Required Info? *
- Is the period of use included? ☒ YES ☐ NO ☐ Required Info? *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ Required Info? *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ Required Info? *
8. If required is a consumptive use entered? N/A ☒ YES ☐ NO ☐ Required Info? *
- Is the consumptive use correct? N/A ☒ YES ☐ NO ☐ Required Info? *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☒ YES ☐ NO ☐ Required Info? *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ Required Info? *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ Required Info? *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ Required Info? *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ Required Info? *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒ YES ☐ NO ☐ Required Info? *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ Required Info? *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A ☒ YES ☐ NO ☐ Required Info? *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Required Info? *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Required Info? *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Required Info? *
20. Is the fee enclosed correct? Exempt ☒ YES ☐ NO ☐ Required Info? *
21. If this claim is based on an existing water right, has the identification number been entered? N/A ☒ YES ☐ NO ☐ Required Info? *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ Required Info? *

Claim checked by:

CA

Date:

5-29-90

Claim must be returned to claimant:

(Yes) ☐ (No) ☐

Claimant must be notified of modifications:

(Yes) ☐ (No) ☐

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

JDC

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

NOV 13 1992

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: A29-00448A

Date Received: 4/11/1990

Receipt No: C016233

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY J. BUTIKOFER 208-233-4589
Address: 7783 W. BUCKSKIN RD.
POCATELLO, ID 83201

AND/OR

Name: SHARON A. BUTIKOFER 208-233-4589
Address: 7783 W. BUCKSKIN RD.
POCATELLO, ID 83201

2. Date of Priority: FEB 23, 1907

3. Source: POCATELLO CREEK, SOUTH FORK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	35E	28	SE	NW	NW		BANNOCK

5. Description of diverting works:

2 PDS. GRAVITY FLOW PIPE AND PUMPED AND SPRINKLER SYTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		
STOCKWATER - 3	01/01	12/31	0.010		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

7.5 Acre Feet Per Annum.

9. Non-irrigation uses:

S/ 5 HD MIXED HORSES AND BEEF

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	28	NW	NW		IRR	3.0
			NW	NW		STOCK	

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:
A29-07002, A29-00454A

14. Remarks:
TWO PD'S ARE 10' APART.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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: _____

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 _____

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: A29-00448A
Date Received: 3/28/1990
Receipt No: CO16233
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY J. BUTIKOFER
Address: 7783 W. BUCKSKIN RD.
POCATELLO, ID

83201

AND/OR

Name: SHARON A. BUTIKOFER
Address: 7783 W. BUCKSKIN RD.
POCATELLO, ID

83201

208-233-4589

RECEIVED
208-233-4589
APR 11 1990

A2900448A



Department of Water Resources

2. Date of Priority: FEB 23, 1907

3. Source: POCATELLO CREEK, SOUTH FORK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	35E	28	SE	NW	NW		BANNOCK

5. Description of diverting works:

2 PDS. GRAVITY FLOW PIPE AND PUMPED AND SPRINKLER SYTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		
STOCKWATER	01/01	12/31	0.010		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

7.5 Acre Feet Per Annum.

9. Non-irrigation uses:

S/ 5 HD MIXED HORSES AND BEEF

A29-00448A

Page

1

Date: 03/28/90

MICROFILMED

NOV 13 1992

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: _____ *Map*

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): *Sharon A. Butkofer* Date: *9 April 1990*

Date: _____

State of Idaho)
County of *Bannock*) SS.

Subscribed and sworn (or affirmed) before me this *9th* day

of *April* 19 *90*

Mary Lou Lancaster
Notary Public

Seal

Residing at *Pocatello, Idaho*

My Commission Expires *March 17 1994*



State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

PD 7004

T6S
T7S



MICROFILMED
NOV 13 1992