

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
PARCEL NO. 3458A & 34580

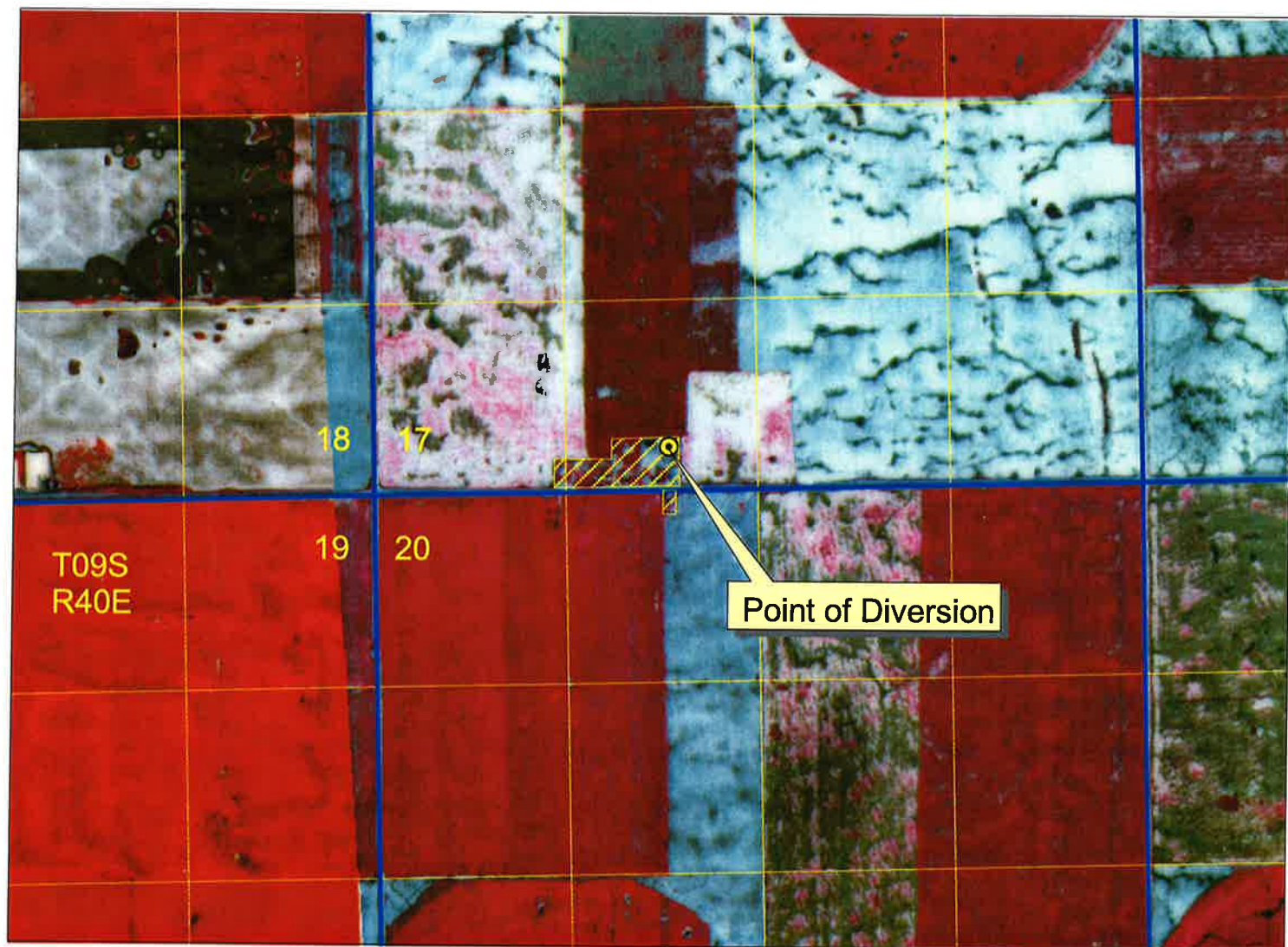


State of Idaho

Department of Water Resources

Eastern Region

Claim No.: 29-531

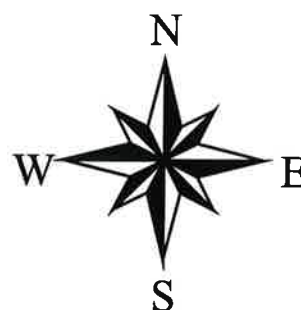


0.3 0 0.3 0.6 Miles

Domestic

-  Well.shp
-  Place of use.shp
-  Sections
-  QQ

SCANNED
DEC 07 2005



02/13/2003

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: 29-531

DENNIS QUALMAN

HC 72 BOX 2360

BANCROFT ID 83217

Telephone Number: (208)425-3367

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: 3-14-03 SIGNATURE: DENNIS QUALMAN

Please print your name: DENNIS QUALMAN

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

SCANNED
DEC 07 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Data entry DONE.

3/25/03 EMC

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

☒ Water Right Number(s): 29-531
29-551

☐ Name(s): DENNIS QUACMAN

☐ Old Mailing Address: DENNIS QUACMAN
HC 72 BOX 2360
BANCROFT IDAHO
83217

☐ New Mailing Address: DENNIS QUACMAN
1634 CENTRAL ROAD
BANCROFT IDAHO
83217

Telephone Number: (208) 425 - 9151

☐ Signature(s) of Owner(s) DENNIS QUACMAN

(Include your title if on behalf of company or organization)

Date: 3-14-03

SCANNED

DEC 07 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-531 V1

WATER RIGHT NUMBER: 29-531 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DENNIS QUALMAN HC 72 BOX 2360 BANCROFT, ID 83217 (208)425-3367
Original Owner	ARNOLD J QUALMAN 1636 CENTRAL RD BANCROFT, ID 83217

Priority Date: 05/01/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.120 CFS	2.40 AF
	<u>Total Diversion:</u>	0.120 CFS	2.40 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 17, Twp 09S, Rge 40E, B.M.
CARIBOU County		

Place of UseDOMESTIC Within CARIBOU County

T09S R40E S17	SESW	T09S R40E S20	NENW
---------------	------	---------------	------

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. x01 Domestic use is for 3 home.

Remarks:

1. Explanatory PARCEL NO. 3458A & 34580

Comments:

1. AJU4-ECA 10/1/1997 DOMESTIC 1 HOME UPDATE

Comment: USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME". CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO AN EXP REMARK.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-531 V1

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: NONE RECEIVED
 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>
Contacts	10/29/2002 11:46:40 AM	rwarner			Active
Priority Date	10/29/2002 11:47:18 AM	rwarner			Active
POD	10/29/2002 11:48:05 AM	rwarner			Active
Source	10/29/2002 11:48:20 AM	rwarner			Active
POU	10/29/2002 11:49:13 AM	rwarner			Active
Use	10/29/2002 11:50:21 AM	rwarner			Active
Season	10/29/2002 11:50:39 AM	rwarner			Active
Quantity	10/29/2002 11:51:17 AM	rwarner			Active
Summary			10/29/2002	rwarner	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/29/2002 11:46:41 AM	rwarner	(No) 1. Do you want to schedule an appointment? Comment for 1: desktop review
Priority Date	10/29/2002 11:47:18 AM	rwarner	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

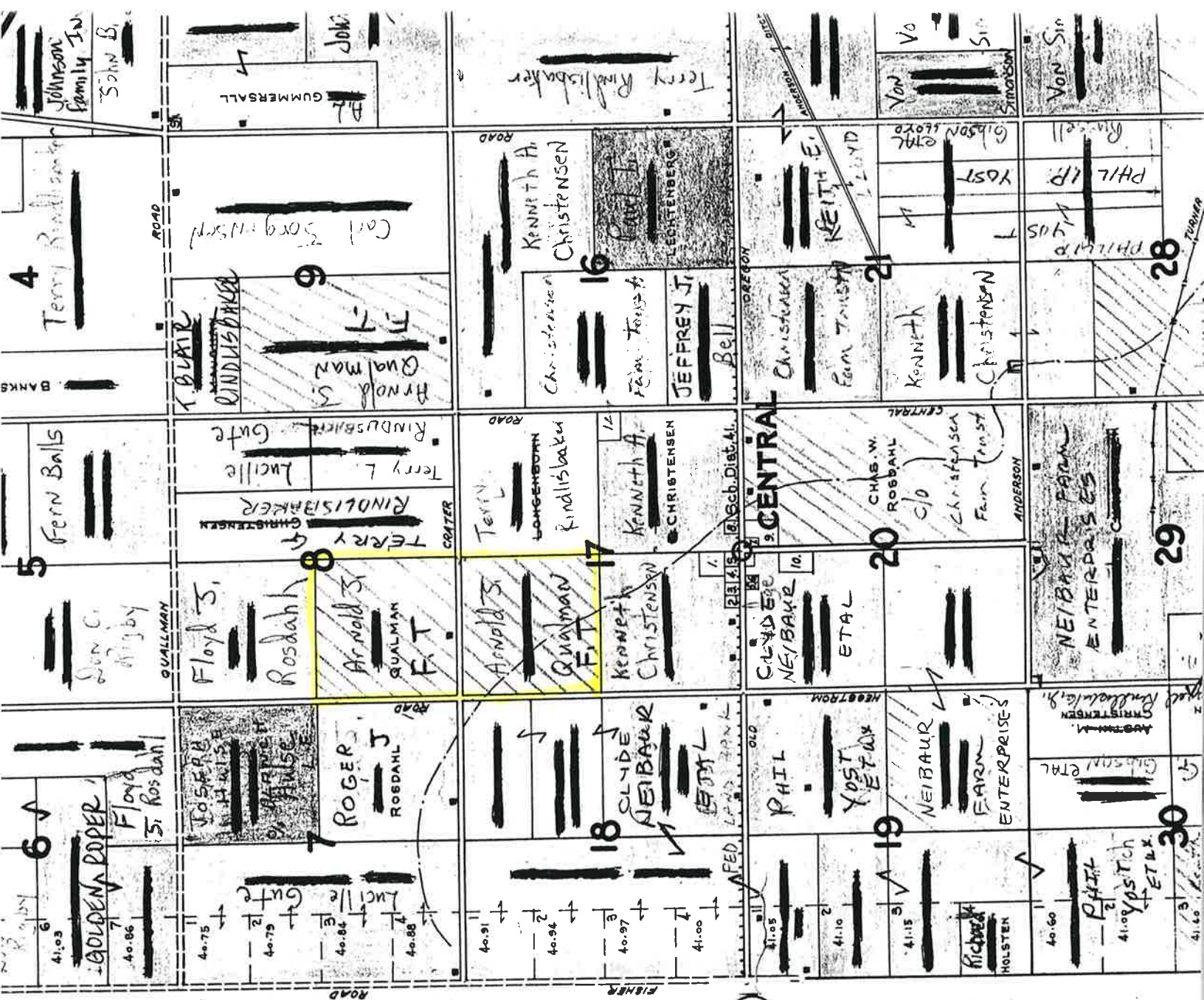
Adjudication Recommendation Report 29-531 V1

POD	10/29/2002 11:48:05 AM	rwarnar	(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?
Source	10/29/2002 11:48:21 AM	rwarnar	(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	10/29/2002 11:49:14 AM	rwarnar	(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?
Use	10/29/2002 11:50:22 AM	rwarnar	(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	10/29/2002 11:50:40 AM	rwarnar	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/29/2002 11:51:18 AM	rwarnar	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Bancroft-Lund Decreed
POD	10/29/2002 11:59:54 AM	rwarnar	Edited point location
POU	10/29/2002 12:06:32 PM	rwarnar	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-531 V1

Summary	10/29/2002 12:08:58 PM	rwarner	(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? (No) 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?
---------	------------------------	---------	--



3
13.4

1
156.1
T934

4
62.8
HEL
HEL

HEL

120

5.
6.1

2
157.7

63.2

SCANNED
DEC. 07 2005

T95 R40E
Sec. 8, 17



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 24, 2001

A29-531, A29-550, A29-551

Dennis Qualman

1636 Central Road

Bancroft, ID 83217

REF: Snake River Basin Adjudication (SRBA)

SUBJECT: CRP Contract

Dear Claimant(s);

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label has been filed in the Snake River Basin Adjudication (SRBA).

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. A field examination to verify items in the Notice will be conducted by Department personnel as soon as the weather permits. I was able to visit some of you this year before the snow arrived. While waiting for the weather to cooperate again I would like to collect some of the necessary documentation needed to recommend your claim to the SRBA court. The statute (42-104) requires the water be put to beneficial use to have a valid water right. One exception to the statute is if the land has been put into CRP. But evidence must be submitted to the Department of Water Resources to retain the water right otherwise the water right will not be recommended to the SRBA court.

If you have previously irrigated land that has been put into CRP, I would appreciate it if you could send me a copy of the contract when the land was put into CRP for my records, **by March 1, 2002. If you do not have any land in CRP please disregard this notice.** With no response from you, we will assume that you do not have any land in CRP. You may contact either the Farm Service Agency (FSA) or Natural Resource Conservation Service (NRCS) in Soda Springs at 547-4396 for a copy of the contract.

Please feel free to contact me in Soda at (208) 547-3993 if you have any additional questions. Have a safe and happy holiday.

Sincerely;

Cindy E Bird

**Cindy E. Bird
Adjudication Bureau**

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
13-00483	KEITH E. LLOYD 1917 LUND RD. BANCROFT ID 83217	04/07/1910	DOMESTIC	01-01 12-31	.04 1.2	CFS AFY BENEFICIAL USE
	NON-IRRIGATION-USES: DOMESTIC, 1 HOME POINT OF DIVERSION: T09S R39E S23 PLACE OF USE: DOMESTIC	SWSE		TOTAL QUANTITY:	.02 1.2	CFS AFY
	T09S R39E S23	SWSE				
13-00442	CHARLES F. SMITH 1942 TELFORD RD. GRACE ID 83241	05/01/1910	DOMESTIC	01-01 12-31	.04 1.2	CFS AFY BENEFICIAL USE
	NON-IRRIGATION-USES: DOMESTIC, 1 HOME POINT OF DIVERSION: T09S R40E S35 PLACE OF USE: DOMESTIC	SESW		TOTAL QUANTITY:	.04 1.2	CFS AFY
	T09S R40E S35	SESW				
29-00531	ARNOLD J. QUALMAN 1636 CENTRAL RD. BANCROFT ID 83217	05/01/1910	DOMESTIC	01-01 12-31	.12 2.4	CFS AFY BENEFICIAL USE
	NON-IRRIGATION-USES: DOMESTIC, 3 HOMES POINT OF DIVERSION: T09S R40E S17 PLACE OF USE: DOMESTIC	SESW		TOTAL QUANTITY:	.12 2.4	CFS AFY
	T09S R40E S17 S20	SESW NEW				

DEC 07 2005

SCANNED

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-531

WATER RIGHT NUMBER: 29-531

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ARNOLD J QUALMAN 1636 CENTRAL RD BANCROFT, ID 83217

Priority Date: 05/01/1910

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.120 CFS	2.40 AF
	<u>Total Diversion:</u>	0.120 CFS	2.40 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 17, Twp 09S, Rge 40E, B.M.
CARIBOU County		

Place of UseDOMESTIC Within CARIBOU County

T09S R40E S17 SESW T09S R40E S20 NENW

Total Acres: 0

Conditions of Approval:Remarks:

1. General DOMESTIC, 3 HOMES

Comments:Dates and Other Information:

MAY 4 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

RECEIVED
JAN 23 1990

Ident. Number: A29-00531
Date Received: 1/22/1990 1/23/90
Receipt No: mass66
Received By: RS

NOTICE OF CLAIM TO A WATER RIGHT
Department of Water Resources ACQUIRED UNDER STATE LAW

1. Name: DENNIS QUALMAN
Address: HC 72 BOX 2360
BANCROFT, ID

208-425-3367

83217

2. Date of Priority: MAY 01, 1910 /

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S -	40E -	17 -		SE -	SW -		CARIBOU

5. Description of diverting works:
8" DIAM. WELL, 180' DEEP, 4 HP SUBMERSIBLE PUMP, PRESS. SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC -	01/01 -	12/31 -	0.120		2.40 -

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

2.40 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/3 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S -	40E -	17 -		SE -	SW -	DOMEST	
		20 -		NE -	NW -	DOMEST	

11. Place of use in counties: CARIBOU

A29-00531

Page 1

Date: 01/22/90

A2900531



MICROFILMED
NOV 13 1992

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): Dennis A. Qualman Date: JAN 23 1990

Date: _____

State of Idaho)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of January 19 90

Seal

Helen Harrington
Notary Public

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

NOV-14-1997
0001

1

RIGHT NUMBER: 29-00531

NAME AND ADDRESS: DENNIS QUALMAN
HC 72 BOX 2360
BANCROFT ID 83217

SOURCE: GROUNDWATER

QUANTITY: 0.12 CFS
2.4 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/01/1910

POINT OF DIVERSION: T09S R40E S17 SESW Within CARIBOU County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 3 HOMES	01-01 12-31	0.12 CFS
			2.4 AFY

PLACE OF USE: DOMESTIC Within CARIBOU County
T09S R40E S17 SESW
S20 NENW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
PARCEL NO. 3458A & 34580

Do

A

WATER RIGHT NUMBER 00-00000

PREFIX TRANSLATION: ADJUDICATION CLAIM

***** QUALIFICATIONS OF APPROVAL *****
***** NO QUALIFICATIONS OF APPROVAL FOUND. *****

+ ***** RECORD PLAINTIFF ***** + ***** DECREE DEFENDANT ***** +
+ - - - - - DECREE DATE - - - - - +
00/00/0000

+ - - - - ADJUT FILES - 01/25/70 LAUNCHER

***** COMMENTS *****
***** NO COMMENTS FOUND *****

+ ***** ADJUDICATION RIGHTS DATES AND FLAGS AREA ***** +

COURT REPORT FILING	= 00/00/0000	FIELD INSPECTION MADE	= 00/00/0000	CIVIL CASE NUMBER	= 39576
ADJUTORY FILED DATE	= 00/00/0000	FIELD INSPECTION FLAG	=	OLD CASE NUMBER	=
RESPONSE FILED DATE	= 00/00/0000	VERIFIED DATE	= 00/00/0000	OLD JUDICIAL DISTRICT	=
CLAIM RECEIVED DATE	= 00/00/0000	LAST AMENDED DATE	= 00/00/0000	TEMPORARY RIGHT	=
PROFF DUE DATE	= 00/00/0000	PROFF MADE DATE	= 00/00/0000	WATER DISTRICT	=
LICENSED DATE	= 00/00/0000	RECEIPT NUMBER	= 0005566	FEDERAL/STATE INDICATOR	= S
CLAIMS TAKE ERROR FLAG	=	OLD OWNERSHIP FLAG	= Y	PRESUMPTION FLAG	=
PRO EXEMPT FLAG	=	NAME CONNECTOR	=	NOTICE OF ERROR FLAG	=

3458A
34580

DATA ENTRY

ENTERED 12-9-93 AS

CHECKED AS

DATA ENTRY

ENTERED 12-9-93 AS
CHECKED 12/4/93 AS

Verified By
Teco Map/Ortho-PQ
AGCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

AUG 4 5 1993

CERTIFIED

AUG 23 1993

WATER EXAMINER

MICROFILMED
APR 12 1994

KIN70 RUTLAVSTADEN :KIN70RUTLAVSTADEN XT-600

- 33900 (C) 270

$$\frac{1}{2} = \frac{1}{2} \cdot \frac{1}{2} = \frac{1}{4}$$

 SEARCH

Summary

0522 X02 21 04 - 2

• P 030028

20048 - 205-425-3267

STATB-10 ZIP- 93217

0000-000-207 - ENCHC

01417-10 717-85217

$$\phi = \psi = \chi = \eta = \theta = 0, \quad \text{if } (D_1^2, S_1) \neq (N_1, \emptyset) = (\emptyset, \emptyset).$$
$$+ \dots + \frac{1}{(n-1)!} = 2^n - 1.$$

— — — — — 301815 — — — — —








1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

.....

[illegible]

STATION INDEX (BLANK IF NO INDEX CODE)

SECRET

$\frac{1}{\sqrt{2}}$ $\frac{1}{\sqrt{2}}$ $\frac{1}{\sqrt{2}}$

0003852 (42)

Source: *Journal of the American Medical Association*, 1997, 277:1033-1037.

— 10 —

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

USE - + + - KM USA -

100 90 80 70 60 50 40 30 20 10 0

030 00 00000 - - - - -

308 580

0745PH02 64

(29) CARIBOU

*S50001 EZ0 = S50 NOTLVT:TRPT-NOTL = - *

© 2006 Blackwell Publishing Ltd, *Journal of Internal Medicine* 260: 405–414

* 0900-0959 678 0000

0 = SHEPHERD TRUCK 83148 071 ON
SHEPHERD TRUCK 83148 071 =