

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-563 V1

WATER RIGHT NUMBER: 29-563 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF BANCROFT PO BOX 39 BANCROFT, ID 83217 (208)648-7648

Priority Date: 11/18/1955

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAILROAD SPRING	SQUAW CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	0.900 CFS	
	<u>Total Diversion:</u>	0.900 CFS	

Location of Point(s) of Diversion

RAILROAD SPRING	NW1/4SE1/4SE1/4	Sec. 20, Twp 08S, Rge 39E, B.M.
CARIBOU County		

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	39E	14									X		X						
08S	39E	15													X		X	X	
08S	39E	22	X	X	X	X	X		X	X						X			
08S	39E	23						X	X										

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.

Remarks:

1. General PLACE OF USE WITHIN THE SERVICE AREA OF THE CITY OF BANCROFT MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-563 V1

Comments: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	11/7/2002 10:41:37 AM	rwarnar			Active
Priority Date	11/7/2002 10:43:07 AM	rwarnar			Active
POD	11/7/2002 10:43:53 AM	rwarnar			Active
POU	11/7/2002 10:53:33 AM	rwarnar			Active
Use	11/7/2002 10:54:31 AM	rwarnar			Active
Season	11/7/2002 10:54:50 AM	rwarnar			Active
Quantity	11/7/2002 10:55:34 AM	rwarnar			Active
Summary			11/07/2002	rwarnar	Active
Source	11/7/2002 10:58:11 AM	rwarnar			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	11/7/2002 10:41:36 AM	rwarnar	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review
Priority Date	11/7/2002 10:43:06 AM	rwarnar	(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 29-563 V1

POD	11/7/2002 10:43:52 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?
POD	11/7/2002 10:46:09 AM	rwarnar	Edited point location
POD	11/7/2002 10:47:35 AM	rwarnar	Edited point location
POU	11/7/2002 10:53:32 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?
Season	11/7/2002 10:54:49 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?
Use	11/7/2002 10:54:30 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?
Quantity	11/7/2002 10:55:33 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? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-563 V1

Summary	11/7/2002 10:57:57 AM	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? (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?
Source	11/7/2002 10:58:10 AM	rwarner	(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?

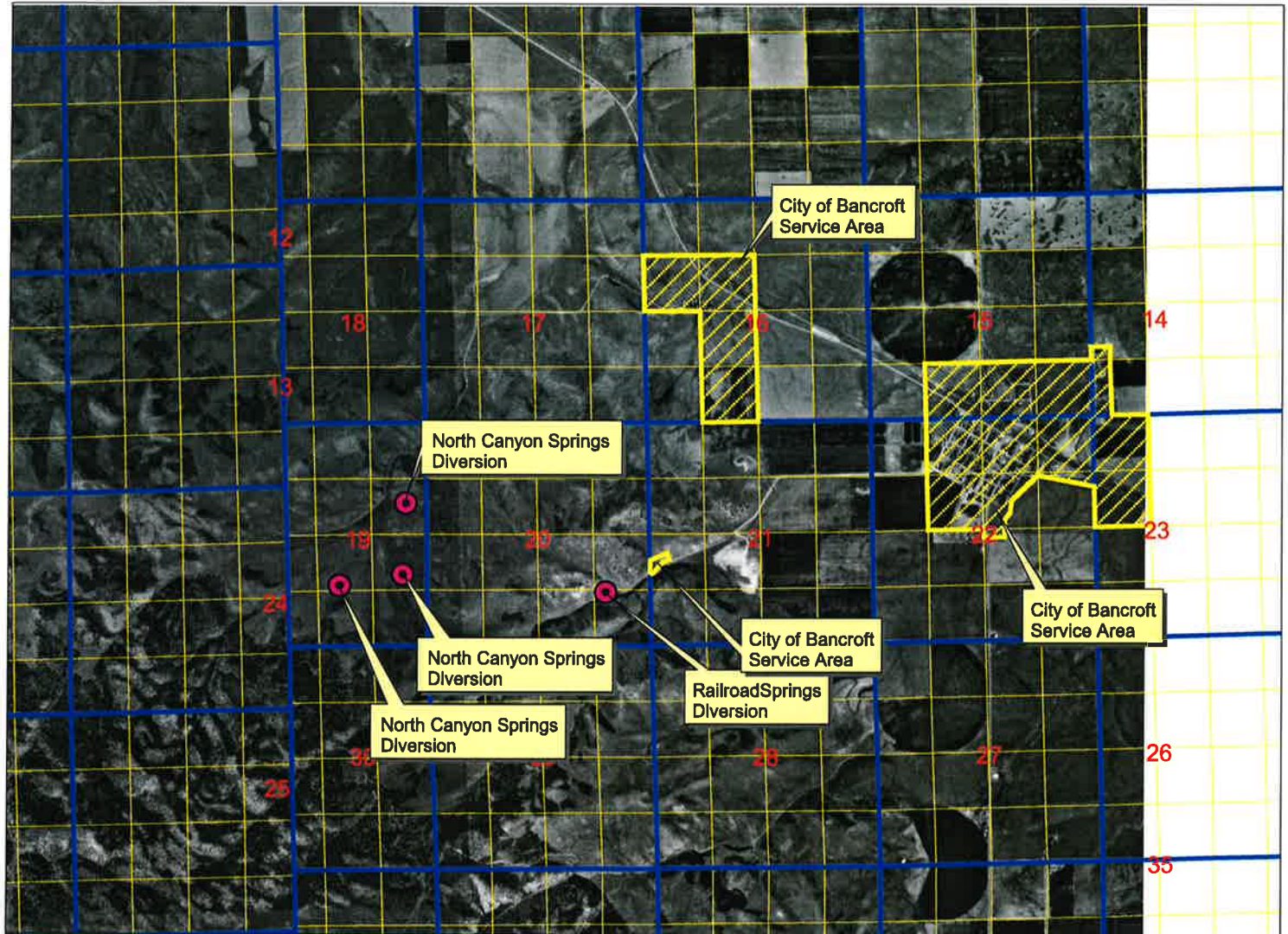


State of Idaho

Department of Water Resources

Eastern Region

Claim Nos.: 29-582 and 29-563



1 0 1 2 Miles

City of Bancroft
Service Area

-  Diversion.shp
-  City of bancroft.shp
-  Sections
-  QQ

SCANNED
DEC 09 2005



02/18/2003

Rog

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: 29-563

CITY OF BANCROFT

PO BOX 39

BANCROFT ID 83217

Telephone Number: (208) 648-7648

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: 2/24/03

SIGNATURE:

William O. Lester

Please print your name: William O. Lester

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

SCANNED
DEC 09 2005

RECEIVED
FEB 28 2003
Department of Water Resources
Eastern Region

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-563

WATER RIGHT NUMBER: 29-563

Owner Type

Current Owner

Name and AddressCITY OF BANCROFT
PO BOX 39
BANCROFT, ID 83217

Priority Date: 11/18/1955

Basis: Decreed

Status: Active

Source

RAILROAD SPRING

Tributary

SQUAW CREEK

Beneficial Use

MUNICIPAL

From To

1/01 to 12/31

Diversion Rate

0.900 CFS

Annual VolumeTotal Diversion: 0.900 CFSLocation of Point(s) of DiversionRAILROAD SPRING
CARIBOU County

SE1/4SE1/4

Sec. 20, Twp 08S, Rge 39E, B.M.

Place of UseConditions of Approval:Remarks:

1. General Place of use within the city limits of Bancroft.

Comments:Dates and Other Information:

10/8/02 Recommend as claimed, matches B.L.
diene
CB. add JO3 code "Source area"

356NP

IDAHO DEPARTMENT OF RESOURCES
RECOMMENDED WATER RIGHTS ACQUISITION UNDER STATE LAW

DATE: NOV-12-1991

PAGE: A-81

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: RAILROAD SPRINGS		TRIBUTARY: SQUAW CREEK				
29-08563	CITY OF BANCROFT P.O. BOX 39 BANCROFT ID 83217	11/18/1955	MUNICIPAL	01-01 12-31	.9	CFS BENEFICIAL USE
TOTAL QUANTITY:					.9	CFS
POINT OF DIVERSION: T08S R39E S20 SESE						
PLACE OF USE: MUNICIPAL						
REMARKS: PLACE OF USE WITHIN THE CITY LIMITS OF BANCROFT.						

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

Ident. Number: A29-00563
Date Received: 12/05/1989
Receipt No: EO11775
Received By: EMC.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF BANCROFT ✓ 208-648-7648
Address: P.O. BOX 39
BANCROFT,, ID 83217

2. Date of Priority: NOV 18, 1955 ✓

3. Source: RAILROAD SPRING ✓ Trib. to: SQUAW CREEK ✓

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S ✓	39E ✓	20 ✓	NW	SE ✓	SE ✓		CARIBOU

5. Description of diverting works:
CONCRETE SPRING BOX WITH PIPELINE TO STORAGE TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31 ✓	0.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
M/ MUNICIPAL USES FOR CITY OF BANCROFT.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S ✓	39E ✓	14	NW	SW		MUNI ✓	
			SW	SW		MUNI ✓	
		15	SE	SW		MUNI ✓	

A29-00563

Page 1

Date: 12/05/89

RECEIVED MICROFILMED
NOV 13 1992
JAN 13 1990

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	39E	15	SW		SE		MUNI ✓	
			SE		SE		MUNI ✓	
		16	SW		NW		MUNI	
			SE		NW		MUNI	
			NE		SW		MUNI	
			SE		SW		MUNI	
		21	NW		SW		MUNI	
		22	NE		NE		MUNI ✓	
			NW		NE		MUNI ✓	
			SW		NE		MUNI ✓	
			SE		NE		MUNI ✓	
			NE		NW		MUNI ✓	
			SE		NW		MUNI ✓	
			NE		SW		MUNI ✓	
			NW		SE		MUNI ✓	

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
A29-00560, A29-00561, A29-00582

14. Remarks:
MUNICIPAL--168 HOUSEHOLDS.

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 Organizations:

I do solemnly swear or affirm that I am Mayor of City of Bancroft, that I have signed the foregoing document in the space below as Mayor of City of Bancroft and that the statements contained in the foregoing document are true and correct.

Randy C. Ruger
Signature of Authorized Agent

Mayor, City of Bancroft
Title and Organization

5 Dec 1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 4 day
of Dec. 19 89

Ernest Carlson
Notary Public

Seal

Residing at Snake Falls, ID.

My Commission Expires 6-14-1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

MAR 1 - 1990

Department of Water Resources
Eastern District Office

February 22, 1990

City of Bancroft
C/O Thiel Parker
21 E 3rd Street
Bancroft, ID 83217

Gentlemen:

Our records show you have filed your adjudication claim(s) in the Snake River Basin Adjudication. Our records do not, however, include a clear map of your service area. Would it be possible for us to get a map of your customer service area for your municipal water system, both to supplement the record of your claim(s) and for use as described below?

In our review and investigation phase of the Snake River Basin Adjudication, the map would be helpful for us to have this information in verifying individual claims to water rights for domestic purposes. We will be happy to discuss with you the most convenient way for you to provide this information to us. I can be reached at 327-7931 or you may contact my assistant, Anita Warntjes at 327-7986.

Your assistance in this matter is greatly appreciated.

Sincerely,

DAVID B. SHAW
Adjudication Bureau Chief

DBS:alw

12-1-025
561
562
563

MICROFILMED

NOV 13 1992