

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-582 V1

WATER RIGHT NUMBER: 29-582 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: 01/01/1916

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH CANYON SPRINGS	NORTH CANYON 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

NORTH CANYON SPRINGS CARIBOU County	SE1/4NE1/4SE1/4	Sec. 19, Twp 08S, Rge 39E, B.M.
NORTH CANYON SPRINGS CARIBOU County	NE1/4SE1/4NE1/4	Sec. 19, Twp 08S, Rge 39E, B.M.
NORTH CANYON SPRINGS CARIBOU County	SW1/4NW1/4SE1/4	Sec. 19, Twp 08S, Rge 39E, B.M.

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:

IDAHO DEPARTMENT OF WATER RESOURCES

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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 IS WITHIN THE SERVICE AREA OF THE CITY OF BANCROFT MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

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 9:04:57 AM	rwarner			Active
Priority Date	11/7/2002 9:05:50 AM	rwarner			Active
POD	11/7/2002 9:46:49 AM	rwarner			Active
Source	11/7/2002 9:47:32 AM	rwarner			Active
POU	11/7/2002 10:04:27 AM	rwarner			Active
Use	11/7/2002 10:06:14 AM	rwarner			Active
Season	11/7/2002 10:06:38 AM	rwarner			Active
Quantity	11/7/2002 10:07:56 AM	rwarner			Active
Summary			11/07/2002	rwarner	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	11/7/2002 9:04:57 AM	rwarner	(No) 1. Do you want to schedule an appointment?

Comment for 1: desktop review

IDAHO DEPARTMENT OF WATER RESOURCES

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Priority Date	11/7/2002 9:05:49 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?
POD	11/7/2002 9:26:36 AM	rwarner	Edited point location
POD	11/7/2002 9:28:15 AM	rwarner	Edited point location
POD	11/7/2002 9:29:37 AM	rwarner	Edited point location
POD	11/7/2002 9:46:48 AM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	11/7/2002 9:47:31 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?
POU	11/7/2002 10:04:26 AM	rwarner	(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? (Yes) 14. Is a POU remark and/or condition required?
Use	11/7/2002 10:06:13 AM	rwarner	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-582 V1

Season	11/7/2002 10:06:37 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	11/7/2002 10:07:55 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? (Yes) 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? Description for Question 10 - Bancroft-Lund Decreed Amount
Summary	11/7/2002 10:11:04 AM	rwarnar	(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?

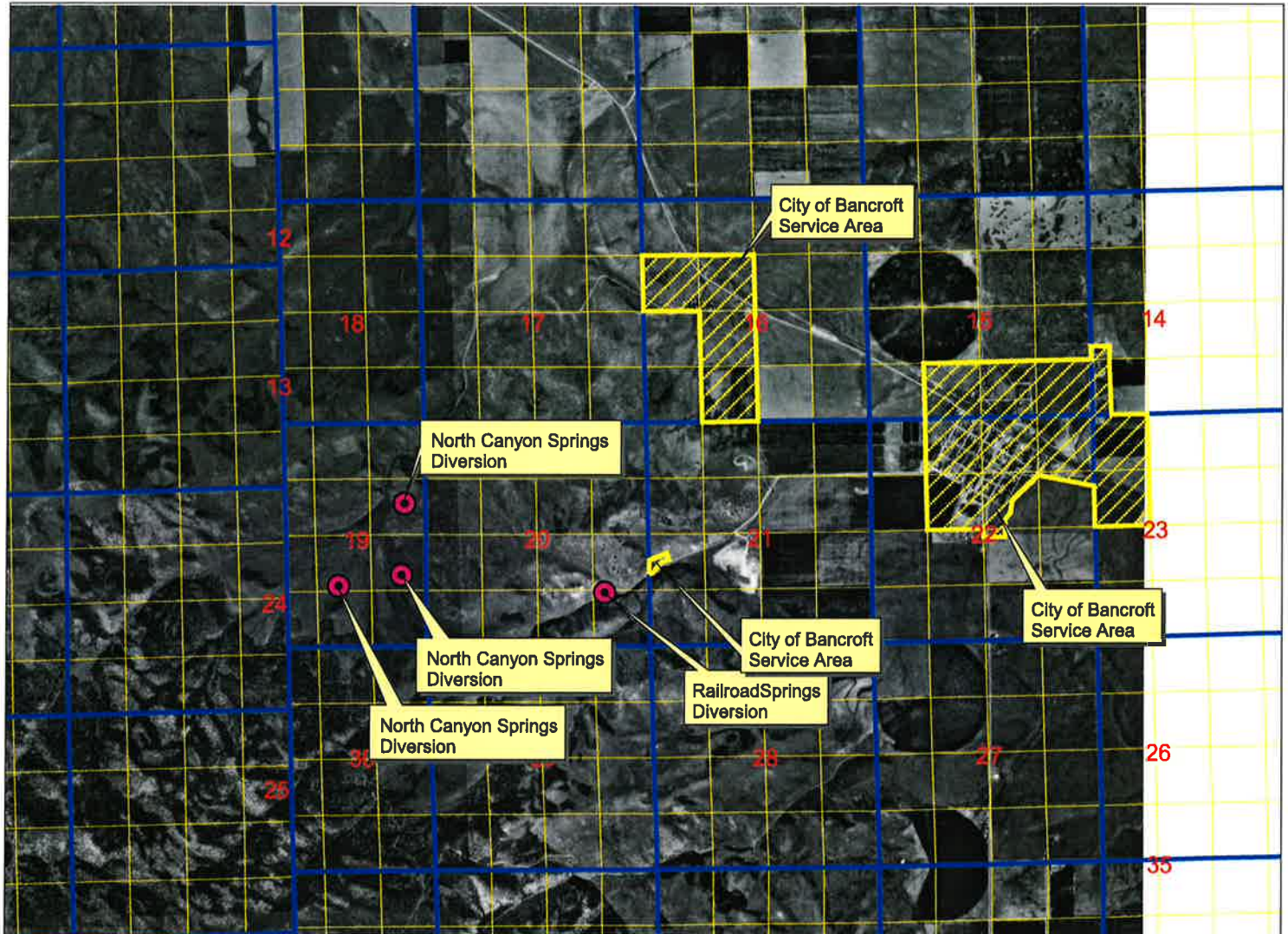


State of Idaho

Department of Water Resources

Eastern Region

Claim Nos.: 29-582 and 29-563



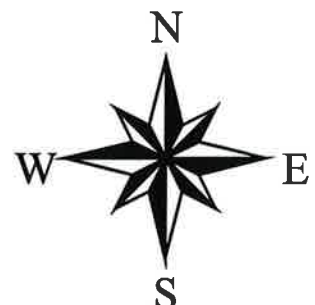
1 0 1 2 Miles

City of Bancroft
Service Area

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

PROFILED

SCANNED
DEC 09 2005



02/18/2003

Roger

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: 29-582

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

PROFIT

SCANNED
DEC 09 2005

RECEIVED
FEB 26 2003
Department of Water Resources
Idaho Region



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

October 8, 2002

City of Bancroft
PO Box 39
Bancroft, ID 83217

REF: Snake River Basin Adjudication (SRBA) Claim
29-582

Subject: Points of diversion changes.

Dear Sir or Madam:

Your SRBA claim 29-582 claimed two additional points of diversion that were not claimed or decreed in the Bancroft-Lund Decree. The first point of diversion is in the SESWNE and the second is in the SENWSE both in section 19 all within township 8 south, range 39 east. Points of diversion changes in the SRBA had to occur prior to the commencement of the adjudication in November of 1987.

Since the Bancroft-Lund decree was issued in 1992 these additional points of diversion **WILL NOT** be recommended in the SRBA. After receiving your SRBA decree you will have to file a transfer in our Idaho Falls office to adding these points of diversion.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CC: Harold Jones, Eastern Region

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SCANNED
DEC 09 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-582

WATER RIGHT NUMBER: 29-582

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF BANCROFT PO BOX 39 BANCROFT, ID 83217

Priority Date: 01/01/1916

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH CANYON SPRINGS	NORTH CANYON 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

NORTH CANYON SPRINGS CARIBOU County	NW1/4SE1/4	Sec. 19, Twp 08S, Rge 39E, B.M.
NORTH CANYON SPRINGS CARIBOU County	SE1/4NE1/4	Sec. 19, Twp 08S, Rge 39E, B.M.
NORTH CANYON SPRINGS CARIBOU County	NE1/4SE1/4	Sec. 19, Twp 08S, Rge 39E, B.M.

Place of UseConditions of Approval:Remarks:

- General Place of use is within the city limits of Bancroft.^^

Comments:Dates and Other Information:

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ISSUED UNDER STATE LAWDATE: NOV-12-1991
PAGE: A-80

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: NORTH CANYON SPRINGS		TRIBUTARY: NORTH CANYON CREEK				
29-00582	CITY OF BANCROFT P.O. BOX 39 BANCROFT ID 83217	01/01/1916	MUNICIPAL	01-01 12-31	.9	CFS BENEFICIAL USE
POINT OF DIVERSION: T08S R39E S19					TOTAL QUANTITY:	.9 CFS
PLACE OF USE: MUNICIPAL		SENE — NESE — NWSE —				
REMARKS: PLACE OF USE IS 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: A29-00582 ✓
Date Received: 12/05/1989
Receipt No: E011775
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: JAN 01, 1916 ✓

3. Source: NORTH CANYON SPRINGS ✓ Trib. to: NORTH CANYON CREEK ✓

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S ✓	39E ✓	19	SE	SW	NE		CARIBOU
			NE	SE ✓	NE ✓		CARIBOU
			SE	NE ✓	SE ✓		CARIBOU
			SW	NW ✓	SE ✓		CARIBOU
			SE	NW	SE		CARIBOU

not decreed in B.C.

5. Description of diverting works:
PERFERATED PIPE FROM 7 SPRINGS TO CONCRETE BOX AND PIPELINE.

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.

A29-00582

Page 1

Date: 12/05/89

RECEIVED
MICROFILMED

JAN 18 1990 NOV 13 1992

Department of Water Resources
Eastern District Office

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 ✓	
			SW		SE		MUNI ✓	
		(16)	SE		SE		MUNI ✓	
			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:
A29-00561, A29-00563, A29-00560

14. Remarks:
MUNICIPAL--168 HOUSEHOLDS.

15. Basis of Claim: STATUTORY CLAIM *denied*

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.

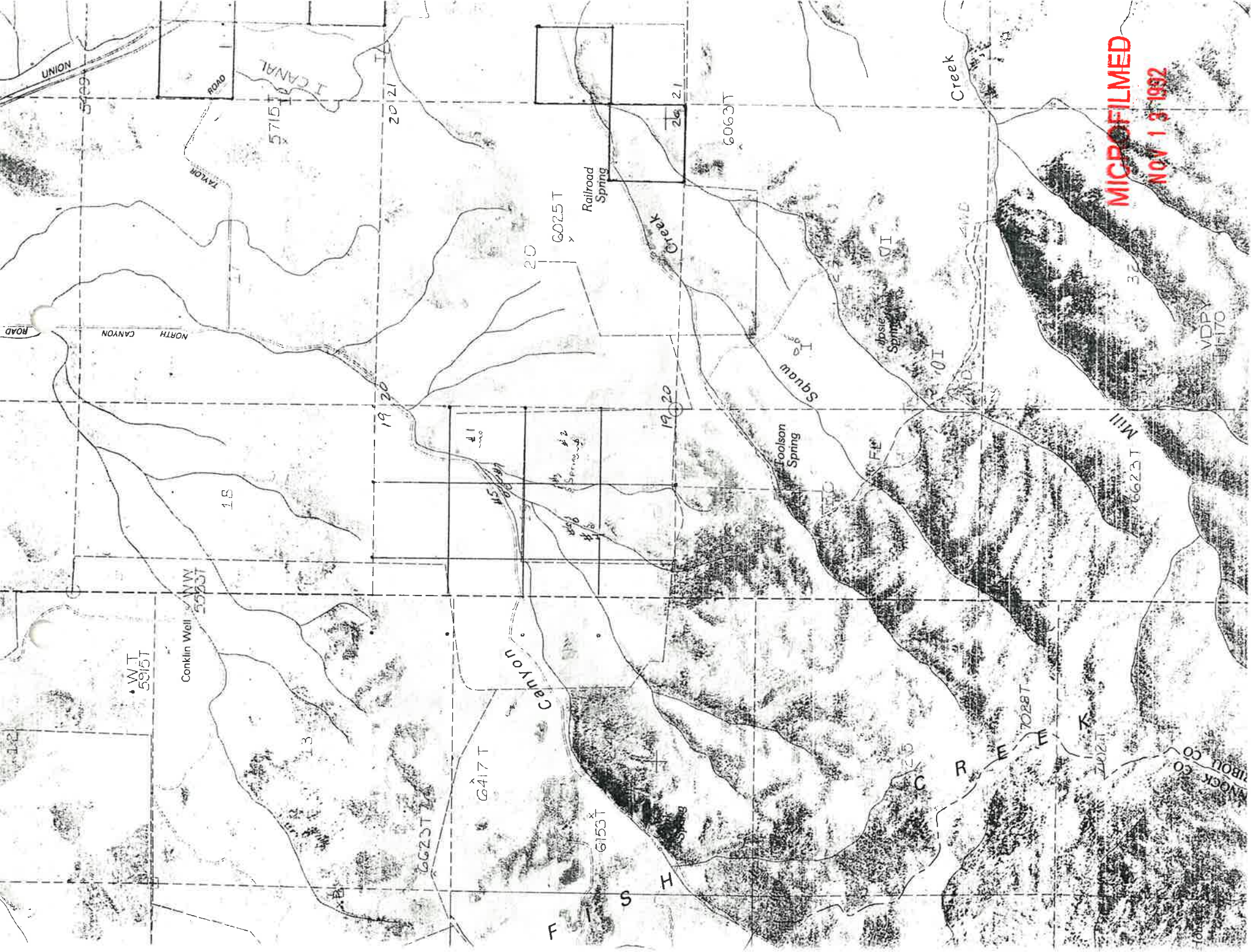
Subscribed and sworn (or affirmed) before me this 5 day
of Dec 19 89

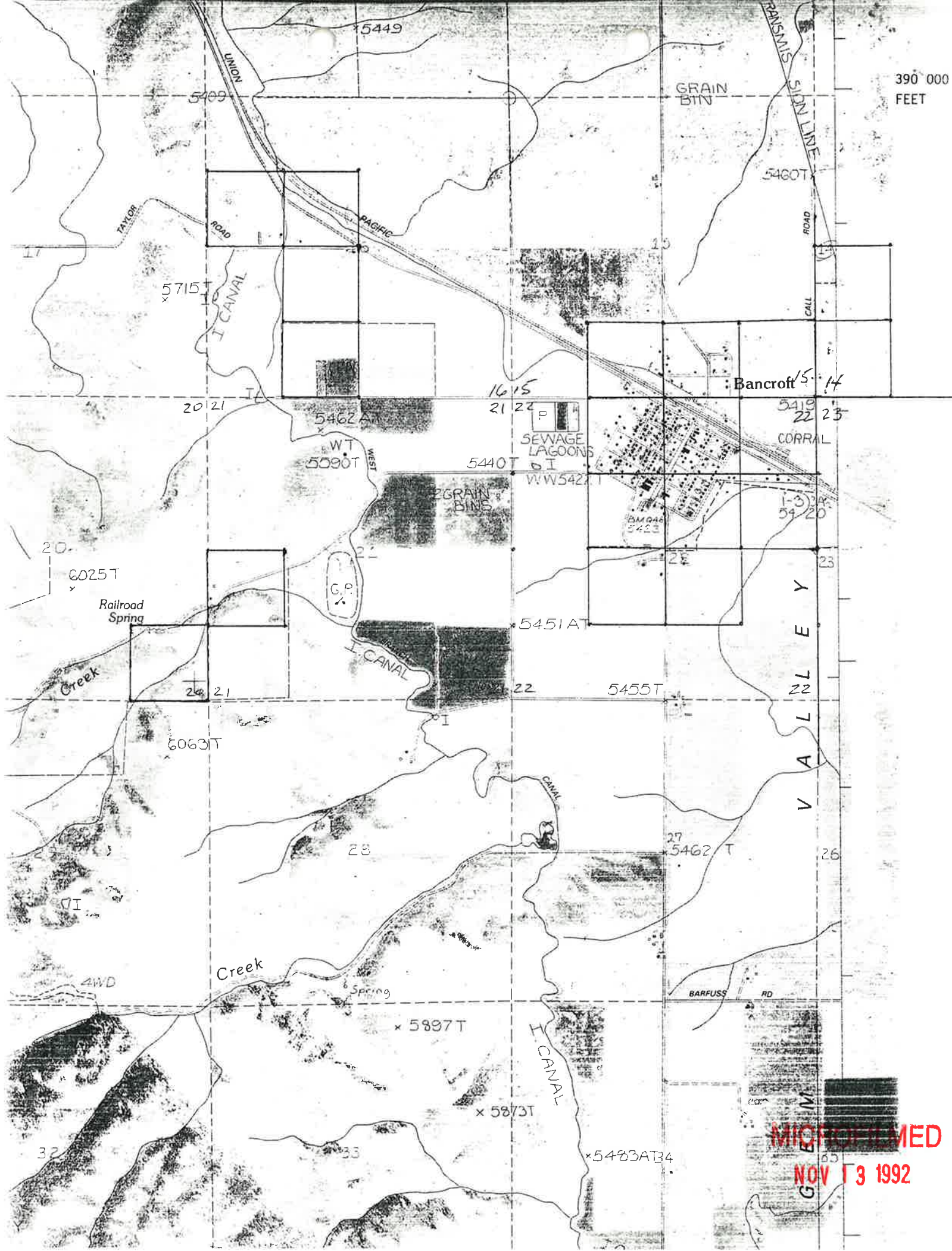
Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls, ID
My Commission Expires 6-14-1994

NOV 13 1992





MICROFILMED
NOV 13 1992



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

A29-00560
561
563
582

MICROFILMED

NOV 13 1992