

IDAHO DEPARTMENT OF WATER RESOURCES 12/13/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: TODD ORR
2229 BANNOCK HWY
POCATELLO ID 83204

PATTY ORR
2229 BANNOCK HWY
POCATELLO ID 83204

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.02 CFS

PRIORITY DATE: 10/04/1919

POINT OF DIVERSION:

T07S R34E S1 SWNENW Lot 3 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	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R34E S01 Lot 3 NENW 0.8

0.8 ACRES TOTAL

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

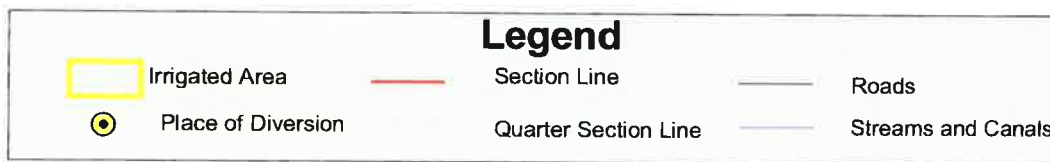
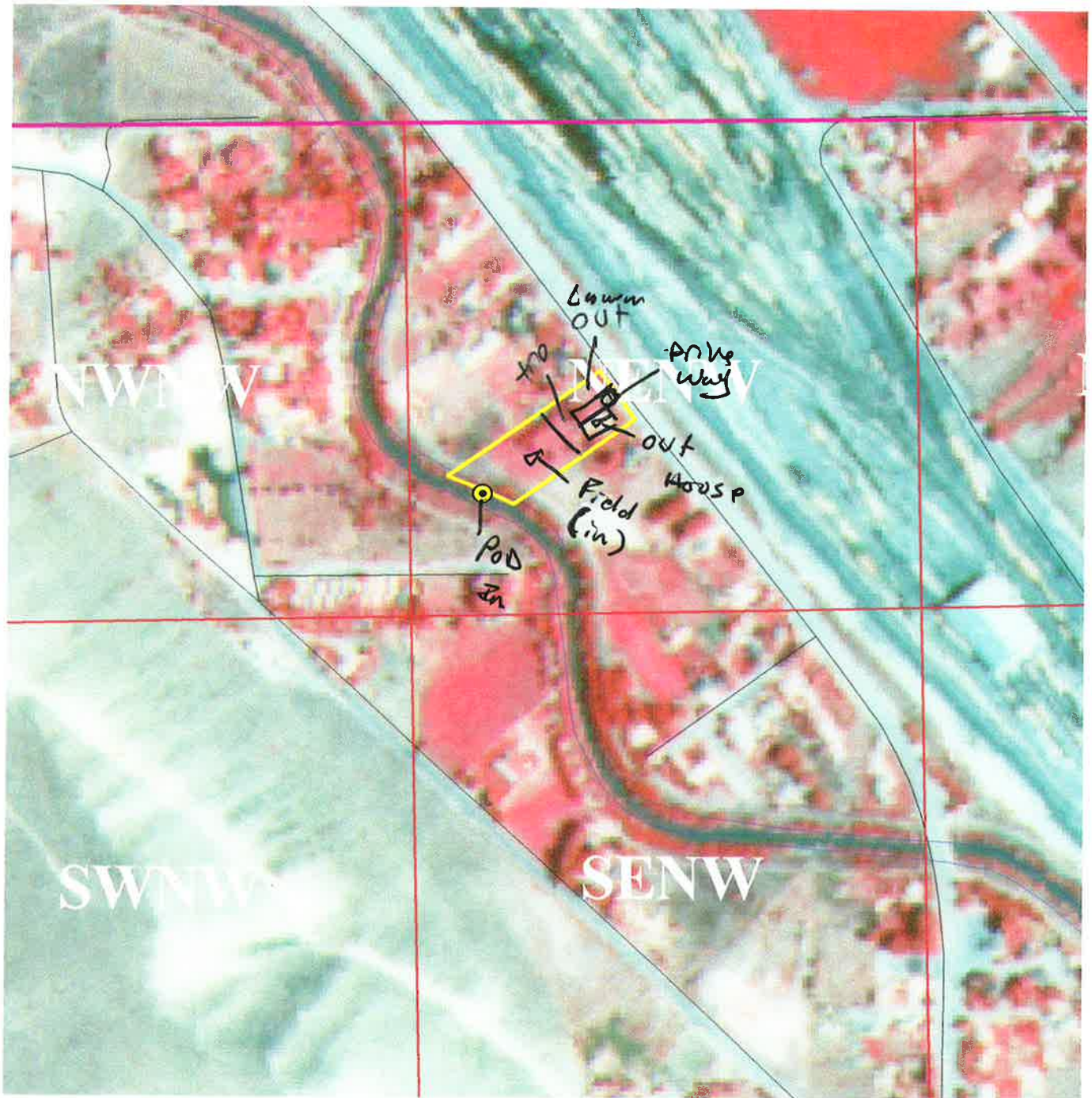
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

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

Water Right Claim Number A29-02224B
Township , 7S34E

08/29/2000



300 0 300 600 Feet

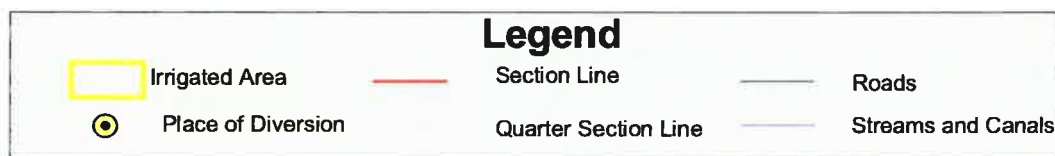
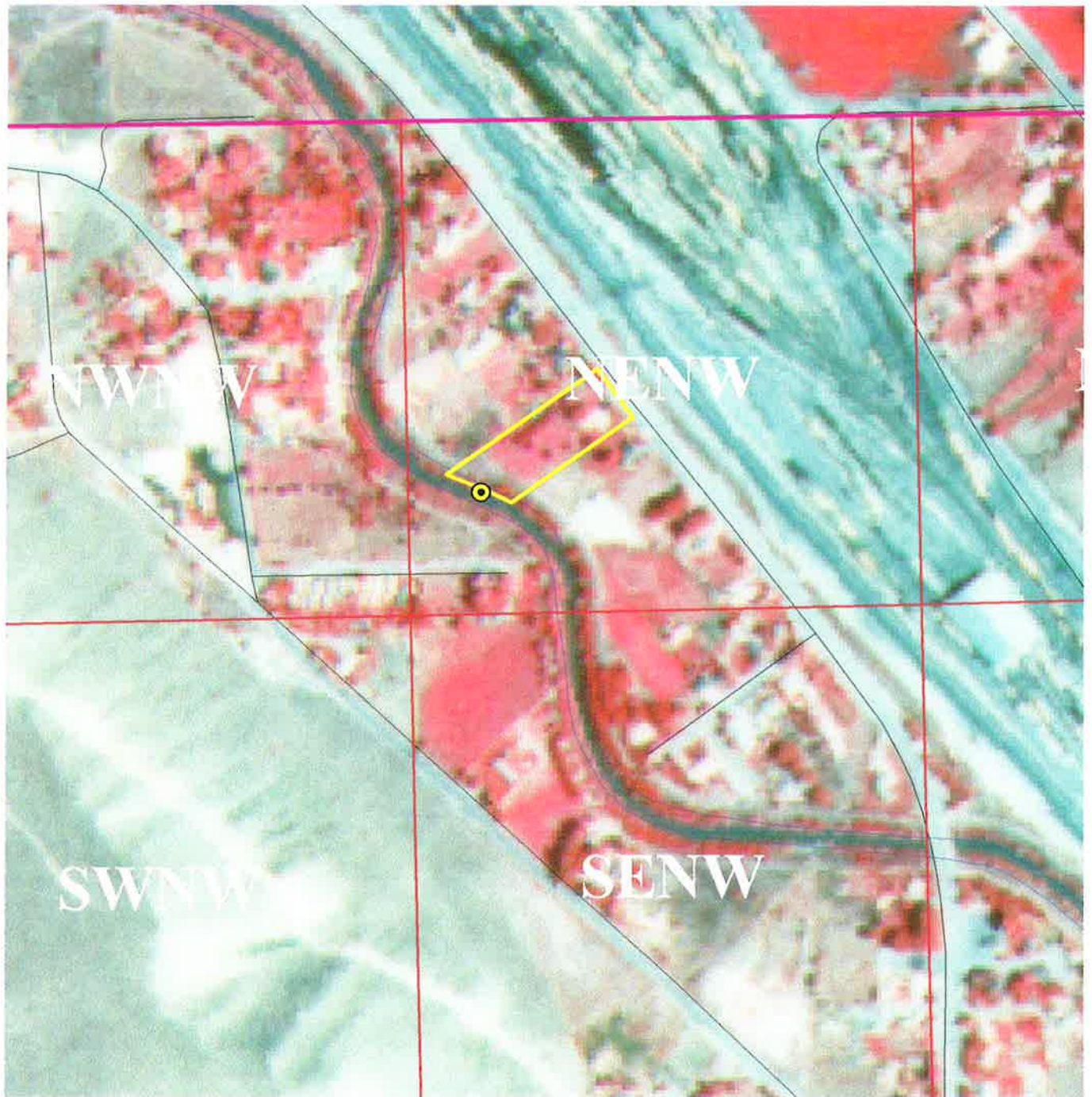


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JAN 18 2006

Water Right Claim Number A29-02224B
Township , 7S34E

08/29/2000



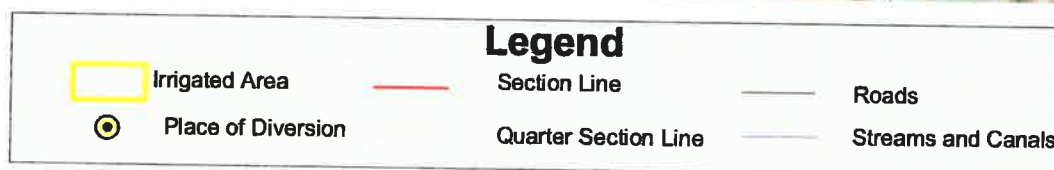
300 0 300 600 Feet



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Water Right Claim Number A29-02224B
Township , 7S34E

08/29/2000



300 0 300 600 Feet



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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2224B V1

WATER RIGHT NUMBER: 29-2224B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RALPH S WEST 2229 BANNOCK HWY POCATELLO, ID 83204 (208)233-5285
Original Owner	HELEN STRAND 2229 S BANNOCK HWY POCATELLO, ID 83204 (208)232-1720
Original Owner	GARY P STRAND 2229 S BANNOCK HWY POCATELLO, ID 83204 (208)232-1720
Original Owner	HENRY O LEARY POCATELLO, ID 83201
Original Owner	VIOLETTE M WEST 2229 BANNOCK HWY POCATELLO, ID 83204 (208)233-5285
Current Owner	TODD ORR 2229 BANNOCK HWY POCATELLO, ID 83204 (208) 234-2302
Current Owner	PATTY ORR 2229 BANNOCK HWY POCATELLO, ID 83204 (208) 234-2302

Priority Date: 10/04/1919

Basis: License

Status: Active

Source

PORTNEUF RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.020 CFS

Annual VolumeTotal Diversion: 0.020 CFSLocation of Point(s) of DiversionPORTNEUF RIVER
BANNOCK County

L3 SW1/4NE1/4NW1/4

Sec. 1, Twp 07S, Rge 34E, B.M.

Place of UseIRRIGATION Within BANNOCK County

T07S R34E S01 Lot 3 NENW 0.8

Total Acres: 0.8

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-2224B V1

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks: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:
 State or Federal: S
 Owner Name Connector:
 Water District Number: 29
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	12/13/2001 12:59:35 PM	csaxton			Active
POD	12/13/2001 1:06:16 PM	csaxton			Active
Source	12/13/2001 2:05:04 PM	csaxton			Active
POU	12/13/2001 2:05:58 PM	csaxton			Active
Use	12/13/2001 2:07:27 PM	csaxton			Active
Season	12/13/2001 2:08:05 PM	csaxton			Active
Quantity	12/13/2001 2:08:50 PM	csaxton			Active
Summary	12/13/2001 2:10:29 PM	csaxton	12/13/2001 2:10:29 PM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/13/2001 12:58:10 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Dean Byington did field exam 7/6/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2224B V1

POD	12/13/2001 2:04:03 PM	csaxton	Edited point location
POD	12/13/2001 2:04:35 PM	csaxton	Edited PLS
Source	12/13/2001 2:05:08 PM	csaxton	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	12/13/2001 2:06:02 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the parent right have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	12/13/2001 2:06:46 PM	csaxton	Edited PLS
Use	12/13/2001 2:07:30 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Priority Date	12/13/2001 12:59:38 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/13/2001 1:06:19 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the parent right have a POD? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 8. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Farm subdivided in 1940s. POD located by GPS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2224B V1

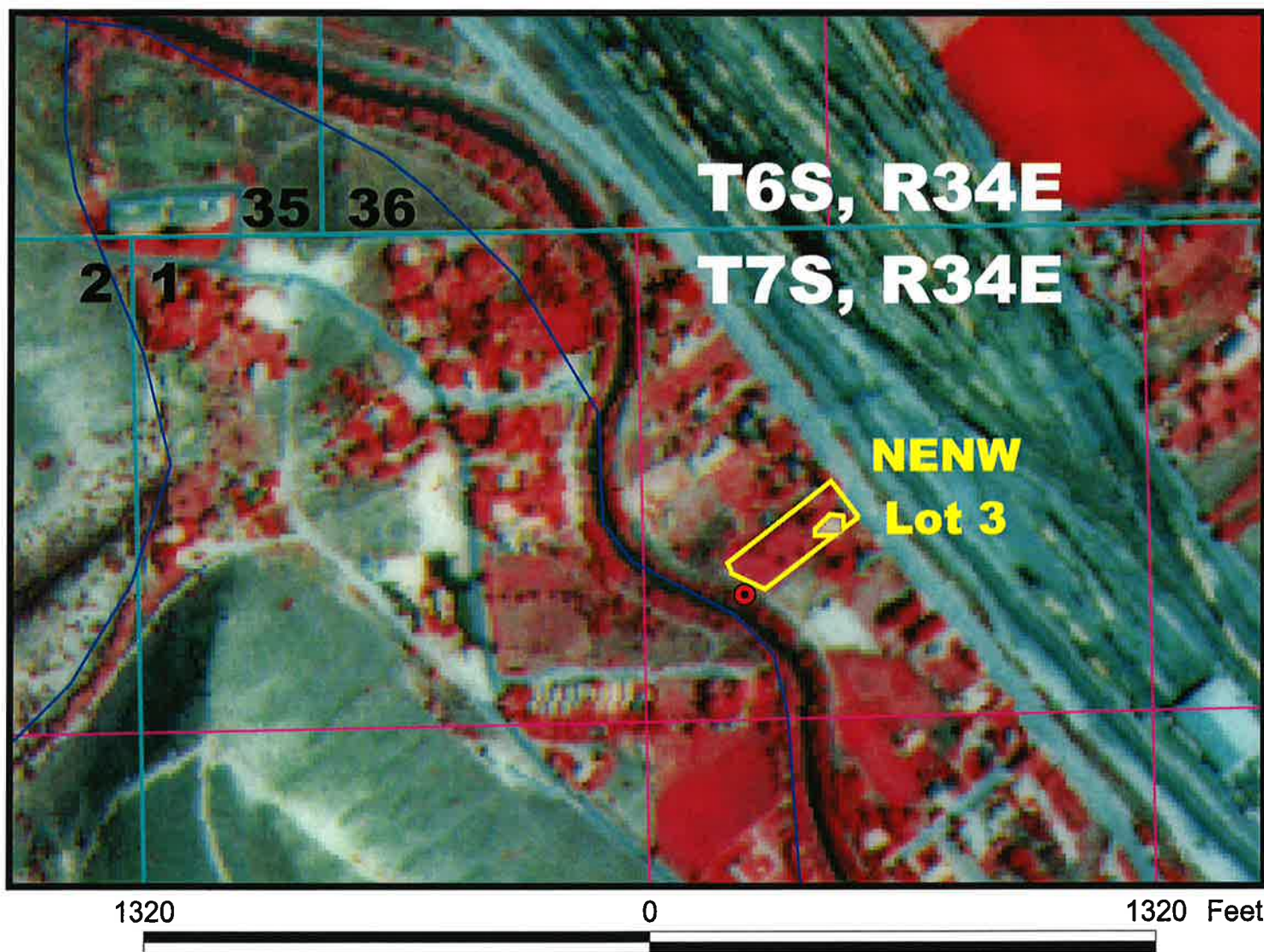
Season	12/13/2001 2:08:08 PM	csaxton	(Yes) 1. Is the basis of claim decree or license? (No) 4. Does the parent right have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	12/13/2001 2:08:54 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	12/13/2001 2:10:32 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
POU	12/13/2001 2:06:28 PM	csaxton	Edited shape boundary



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-02224B



Total Irrigated Acres: 0.8



Point(s) of Diversion



Place of Use



Quarter Quarter Lines

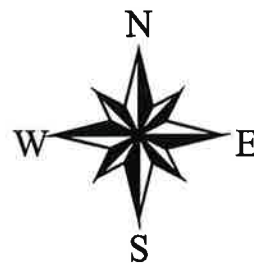


Section Lines

PROTECTED

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JAN 18 2006



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: December 2001

Split history for Decreed Right 29-02224

Claimed		Recommend
A Strand - PD'd	0.01 Domestic	0.01 Domestic
B Orr	0.02 1	0.02 0.8
C Honas	0.02 1	0.02 1
D Worth - PD'd	0.02 Domestic	0.02 Domestic
E Smith	0.06 3	0.06 3
F Vestal	0.04 2	0.04 1.2
G Rodemacher	0.02 1	0.02 0.6
H Holton (split)	L Holton 0.01 0.5	0.01 0.3
	M Thomas 0.02 1	0.05 0.5
I Ellis	0.02 1	0.02 1
J Harris	0.02 1	0.2 0.6
K Armstrong	0.08 4	0.01 0.4
N Knecht	0.03 1.3	0.03 0.9
P Tilly	0.01 0.49	0.01 0.5
29-13191 (Blom)	0.03 0.4	0.1 0.4

Disallow

Not in Stone

Licensed Acreage = 44
Licensed CFS = 0.88

Sum of claimed Acreage = 17.69
Sum of claimed cfs = 0.41

Sum CFS=	0.62
Sum Acre=	11.2
Un-accounted for CFS=	0.26
Un-accounted for Acres=	32.8

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12/13/01 : Called Patty Orr. She said as far as she knows the POD is in the same location that it always has been. She knows for a fact that it is in the same spot that the previous owner had it. CØ3

: Dean didn't Take a GPS Point - over the phone Patty described POD location.

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Made in U.S.A.



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JAN 18 2006

December 13, 2001

Gary Bowman
5924 East Cub River Road
Preston, ID 83263

RE: Stream Alteration Permit No. 13-S-111

Dear Mr. Bowman:

Pursuant to your request, please accept this letter as an extension of Stream Alteration Permit No. 13-S-111. The permit authorizes riprap bank stabilization along the Cub River in the approximate location of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 24, T15S, R40E.

All of the original permit conditions still apply to this project. A copy of this letter and a copy of the original application shall be kept on the construction site for inspection.

This permit shall now expire on December 31, 2002.

Sincerely,

W. Roger Warner
Stream Protection Specialist

cc: Rob Brochu, ACOE (NWW No. 002201330)

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JAN 18 2006

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. 29-2224^B

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Dean Byington Date 7/6/01

Contact Person(s) Bryan Tilly - I have no idea who Bryan Tilly
is contact.

Nature of Contact Drove to House

Substance of Communication _____

* Irrigating Field

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JAN 18 2006

CLAIM NO. 29 - 2224B

IDWR SUPPLEMENTAL CLAIM VERIFICATION REPORT
FOR DOCUMENTING CHANGES TO CVR

1. ☒ NAME - No change
☐ NEW OWNER: _____
 (SUPPORTING DOCUMENTATION REQUIRED - ATTACH COPY)
☒ ADDRESS - No change
☐ NEW ADDRESS: _____

2. ☒ SOURCE - No change
☐ CHANGE - New source and/or tributary is: _____

3. ☐ QUANTITY - No change
☐ CHANGE - New amounts: _____ CFS and/or _____ AFY

4. ☐ PRIORITY DATE - No change
☐ CHANGE - Priority date to: _____
 (EVIDENCE OF PRIORITY REQUIRED - ATTACH COPY)

5. ☒ POINT OF DIVERSION - No Change
☐ CHANGE - New point of diversion is: T _____, R _____, S _____, _____ 1/4, _____ 1/4, _____ 1/4

When Del = _____ T _____, R _____, S _____, _____ 1/4, _____ 1/4, _____ 1/4
 (LOCATION OF POD(S) SHOULD BE SHOWN ON MAP)

6. ☒ PURPOSE AND PERIOD OF USE - No change
☐ CHANGE New purpose of use _____ New period of use _____ New amount(s) _____
 _____ from _____ to _____ cfs _____ af
 _____ from _____ to _____ cfs _____ af
 _____ from _____ to _____ cfs _____ af

7. ☒ PLACE OF USE - No change
☐ CHANGE New place(s) of use: (LOCATION(S) AND ACRES SHOULD ALSO BE SHOWN ON MAP)

T	R	S	N E				N W				S W				S E				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

REMARKS _____

CONDITIONS _____

Reviewer _____ Date 7/6/01

03/19/98

SCANNED

JAN 18 2006

PROFILED

WR# 29-2224B

Date: 7-04/08-01

7/6/01



Notes: Pump with wood lid over it.

PROCESSED

SCANNED
JAN 18 2006

WR# 29-2224B

Date: 7-04/08-01

7/6/01



Wood
fence.

Notes: Field being irrigated. Tree in center of field. Wood fence on the left.

SCANNED
JAN 18 2006

JAN 18 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 6, 2001

TODD & PATTY ORR
2229 BANNOCK HWY
POCATELLO ID 83204

RE: CHANGE IN OWNERSHIP FOR A29-02224B

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

PROFILED

SCANNED
JAN 18 2006

Form 12-248/42-1408(4) July, 2000

DELOG 4C 1/8/01
OK 3/6/01
RECEIVED
DEC 04 2000

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern District Office

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
A29-02224B					

RECEIVED

JAN 08 2001

Department of Water Resources
Eastern Region

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Ralph and Violette West

~~Same as file~~ Unknown / CA

4. New Owner/Claimant(s)

Todd and/or Patty ORR

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

2229 Bannock Hwy

City, State and ZIP Code

Pocatello, ID 83204

New Telephone Number

(208) 234-2302

5. Date you acquired the property

9/28/2000

SCANNED

JAN 18 2001

DEC 04 2000

Form 42-248/42-1409(6) July, 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

_____ (To IDWR)
_____ (Party Over)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney. If you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____ Date _____

SCANNED

JAN 18 2006

RECEIVED**DEC 04 2000**Department of Water Resources
Eastern District Office**WARRANTY DEED**

Order No. 3010010926

FOR VALUE RECEIVED

Ralph S. West and Violette M. West, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

Todd Orr and Patty Orr, Husband and Wife

whose current address is

2229 Bannock Highway Pocatello, ID 83204

the grantees, the following described premises, in Bannock County, Idaho, TO WIT:

Tract 7 of Mirabella Tracts, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Bannock County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances Except Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 9/28/2000

I certify that I have read and approved of the contents of the original of this copy.

[Signature]

SCANNED

JAN 18 2006

Log for claim A29-02224B

Spatial Dynamics LTD

8/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s34e	1	NENW	1	1.5	
Totals:			1	1.5	

AJ5809NP
No. A29-02224B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 118

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RALPH S WEST	10/04/1919	IRRIGATION	03-15 11-15	0.020 CFS	
C	VIOLETTE M WEST					
	2229 BANNOCK HWY			TOTAL DIVERSION:	0.020 CFS	
	POCATELLO ID 83204			CONSUMPTIVE USE:		3.00 AFA
	(208) 233-5285					
Water Source: PORTNEUF RIVER		Tributary to: SNAKE RIVER		Stage: LICENSE		

AJ5809NP
No. A29-02224B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 119

Point(s) of Diversion: T07S R34E S01 NENW BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE														
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM				
				-----				:	-----				:	-----				:	-----				:	-----				:		
07S	34E	1	:					:	03-01					:					:					:					:	1.0
																							TOTAL ACRES	1.0						

POU County: BANNOCK

Non-Irrigation Uses: S/ UP TO 2 HEAD CATTLE

Other Rights: NONE

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

29-02224A	29-10572	29-11445	29-11485	29-11486	29-11548	29-11549	29-11551	29-11655	29-11946
29-12211	A29-02224A	A29-02224N	A29-04288	A29-10572	A29-11445	A29-11485	A29-11486	A29-11548	A29-11549
A29-11551	A29-11655	A29-11946	A29-12211						

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

A29-02224 A29-02224H A29-02224J A29-02224L A29-02224M A29-02224N A29-04288

Remarks: GEN CHANGED OWNERSHIP 12/6/96;JT/PM

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

Misc: Water District Number: 29 Field Inspection Flag:
Presumption Flag:

Audit: 03/15/90 DCARLSON 06/02/94 COX 03/29/95 POST-STD 12/06/96 JTHOMPSO



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

DECEMBER 9, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RALPH S WEST
2229 BANNOCK HWY
POCATELLO ID 83204

RE: CHANGE IN OWNERSHIP FOR A29-02224B

Dear Mr. West:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

PROFILED

SCANNED
JAN 18 2006

RM OK/D
12-2-96

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 29-02224
Adjudication Claim Number(s) 2 29-02224B
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) GARY P. and/or HELEN STRAND
2229 S. BONNOCK HWY, POCAHELLO ID 83204
4. New Owner/Claimant(s) RALPH S. and/or VIOLETTE M. WEST
Name connector (Check one): [] AND, [] OR, ☒ AND/OR
New Mailing Address 2229 BONNOCK HWY, ID
City, State and ZIP Code POCAHELLO, ID 83204
New Telephone Number (208) 233-5285
5. Date you acquired the property 1-9-1995
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Ralph S. West Date 12-2-96
Violette M. West Date 12-2-96
SCANNED JAN 18 2000
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Escrow #: 46237TA

Approved by: *pdw*
VMW

WARRANTY DEED

95000296

FOR VALUE RECEIVED, GARY STRAND, A MARRIED PERSON

the Grantor(s), do(es) hereby grant, bargain, sell, and convey unto *S. pdw* RALPH WEST AND VIOLETTE WEST, *M. VMW*
HUSBAND AND WIFE

the Grantee(s), whose address is 2229 BANNOCK HIGHWAY, POCATELLO, ID 83204
(Mailing Address), 2229 BANNOCK HIGHWAY, POCATELLO, ID 83204

(Property Address),

the following described premises, situated in BANNOCK County, Idaho:

TRACT 7 OF MIRABELLA TRACTS, BANNOCK COUNTY, IDAHO, AS THE SAME APPEARS ON THE
OFFICIAL PLAT THEREOF, FILED IN THE OFFICE OF THE COUNTY RECORDER OF BANNOCK COUNTY,
IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s) and Grantee(s)
heirs, successors, and assigns forever. The Grantor(s) do(es) hereby covenant and warrant to and with the Grantee(s) that
the Grantor(s) is/are the owner(s) in fee simple of such premises; that such premises are free from all encumbrances,
EXCEPT those to which this conveyance is expressly made subject; those set forth in Pioneer Title Company Title of Bannock
County, Commitment No. 46237TA, dated December 07, 1994; those made, suffered, assumed,
or created by the Grantee(s); reservations, restrictions, dedications, covenants, easements of record or use; rights of parties
in possession, encroachments, overlaps, boundary-line disputes, or other matters that would be disclosed by an accurate
survey or inspection of the property; rights-of-way and agreements, if any, of record; general taxes and assessments (including
irrigation and utility assessments, if any, for the current year) that are not yet due and payable; and that the Grantor(s) will
warrant and defend the same from all lawful claims whatsoever.

DATED this 09 day of January, 1995.

11

11

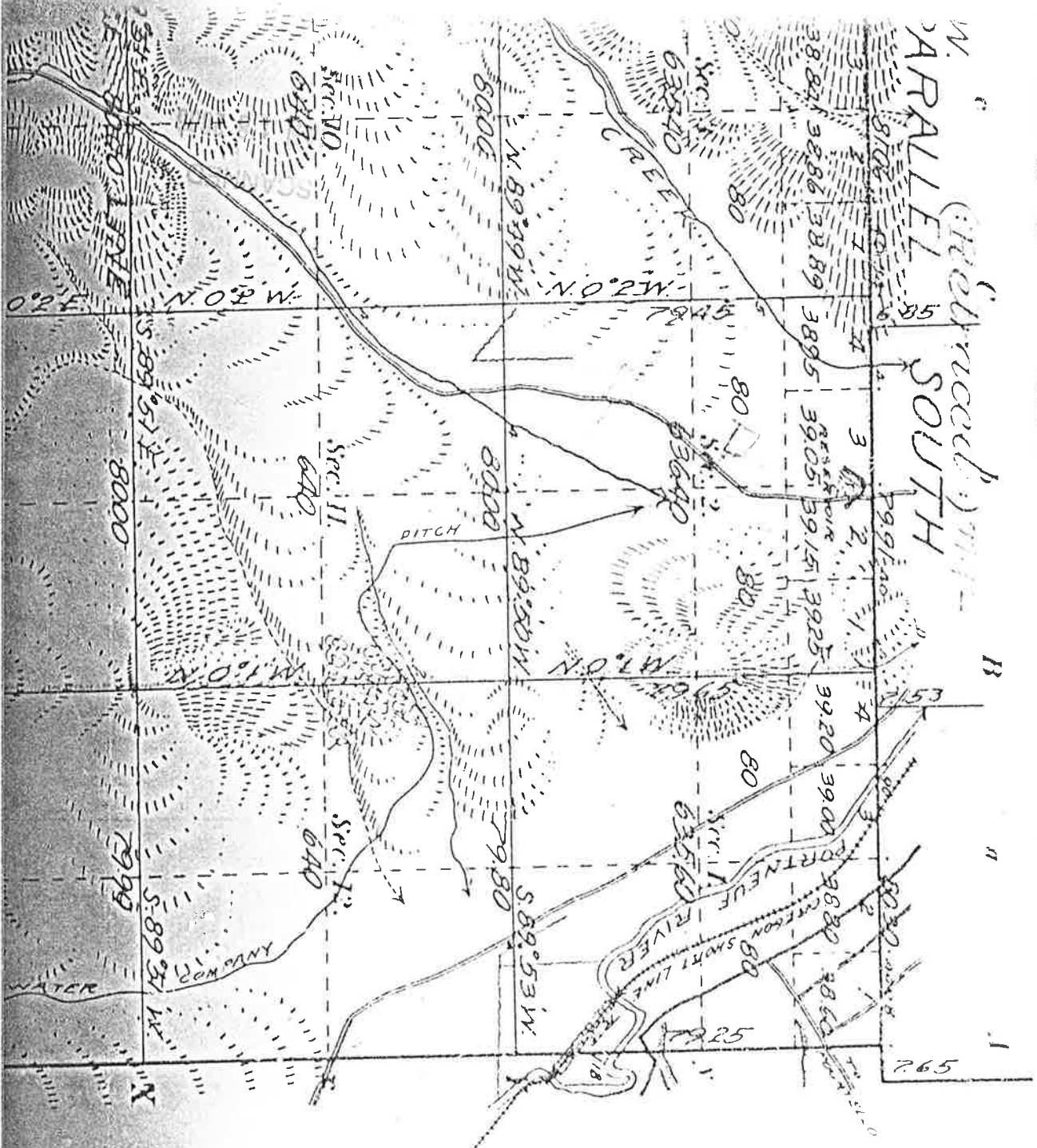
SCANNED

JAN 18 2006

Reservation.

of the Boise Meridian. T. 11 N. R. 10 E.

W. (Hatched) N. PARALLEL SOUTH

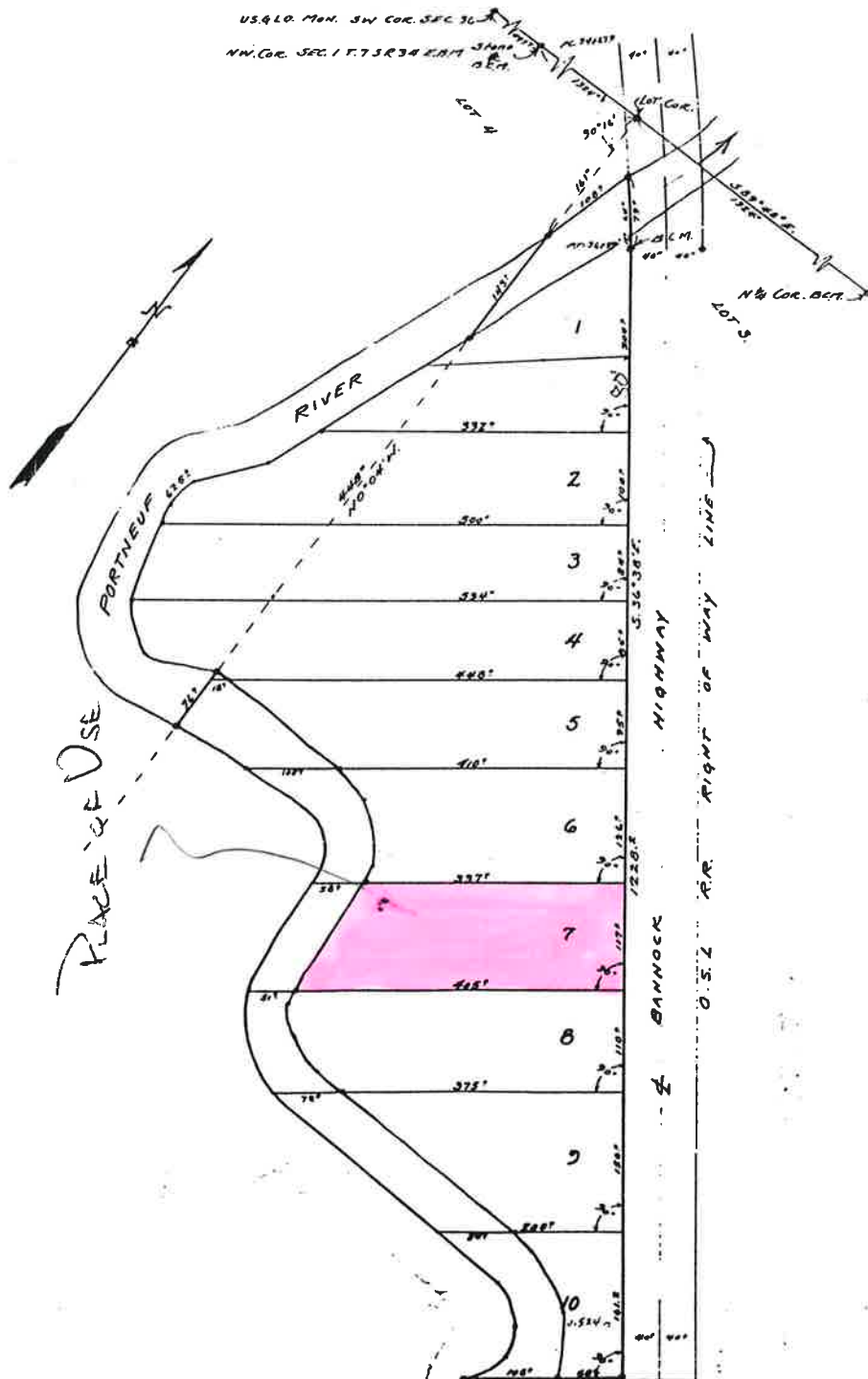


Boundaries of

Tracts Townships and Ranges

MIRABELLA TRACTS

SUBDIVISION IN LOTS 3 & 4 SEC. 1, T.7S, R.34E, B.M.



BANNOCK TITLE COMPANY
POCATELLO, IDAHO

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

SCANNED
JAN 18 2006

License and Certificate of Water Right

Water License No. 14352

Water District No. 17-D

Amount 0.88 cfs.

Priority 10-4-19

THIS IS TO CERTIFY that HENRY O'LEARY of Poostello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 4, 1919; that Permit No. 14352 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.25 second feet, was issued thereunder on September 30, 1921, showing that said works were completed on the 20th day of September, 1921; and that on the 20th day of October, 1922,

HENRY O'LEARY of Poostello, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Portneuf River, a tributary of Snake River, for the purposes of irrigation, under Use Permit No. 14352 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 2 of Licenses, at page 3407, on the 15th day of November, 1922; The right hereby confirmed dates from October 4, 1919;

The Point of Diversion is located in the SW 1/4 of Sec. 2, T. 7 S., R. 34 E., B. M. County of Bannock. That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an annual actually needed and beneficially used for said purposes, and shall not exceed 0.88 cubic feet per second.

Description and location of water:

Trp.	Range	Sec.	Fortney Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	34 E.	1	SW 1/4 Lot 3 SE 1/4 NE 1/4	39 18 9	23 12 6
					Total 44

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 15th day of November, 1922.

W. B. SWENSON,
Commissioner of Reclamation.

(SEAL)

REPORT OF ENGINEER

This report is for Beneficial Use

In Water District No. 17-D

1. State name of applicant and number of permit: Henry O'Leary - Permit No. 14352

2. State source of water supply: Portneuf River

3. Location of point of diversion: Section 1, Twp. 7 S., R. 34 E., B.M.

4. Describe works as they exist, giving dimensions and capacities of same:

4" Fairbanks-Morse Pump and 5 h. p. motor, capacity 2-1/2 s. f.

3-1/2" Fairbanks-Morse Pump and 10 h. p. motor, capacity 4 s. f.

3/4 mi. of ditch, 1-1/2 ft. bottom, 8" deep.

No control works and pumps from Portneuf River.

5. State whether or not water has been turned into works of diversion: Yes.

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SE 1/4, NE 1/4 and SW 1/4, Sec. 1, Twp. 7 S., R. 34 E., B.M.

Lot 2, 12 A.

Lot 4, 65 A.

SE 1/4 NW 1/4 26 A.

SW 1/4 NE 1/4 6 A. (overflow lands, cultivated but not watered.)

SE 1/4 NW 1/4 4 A.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? One.

9. Give names and amount of each right:

Henry O'Leary, as above.

10. What large stream would the water here appropriated finally reach? Snake River.

11. Describe the various tributaries en route from point of diversion to the principal drainage stream: Portneuf into Snake River.

Remarks:

This examination was made on the 21st day of September, 1922.

(Signed) Elmer W. Lawrence, Jr. Examiner.

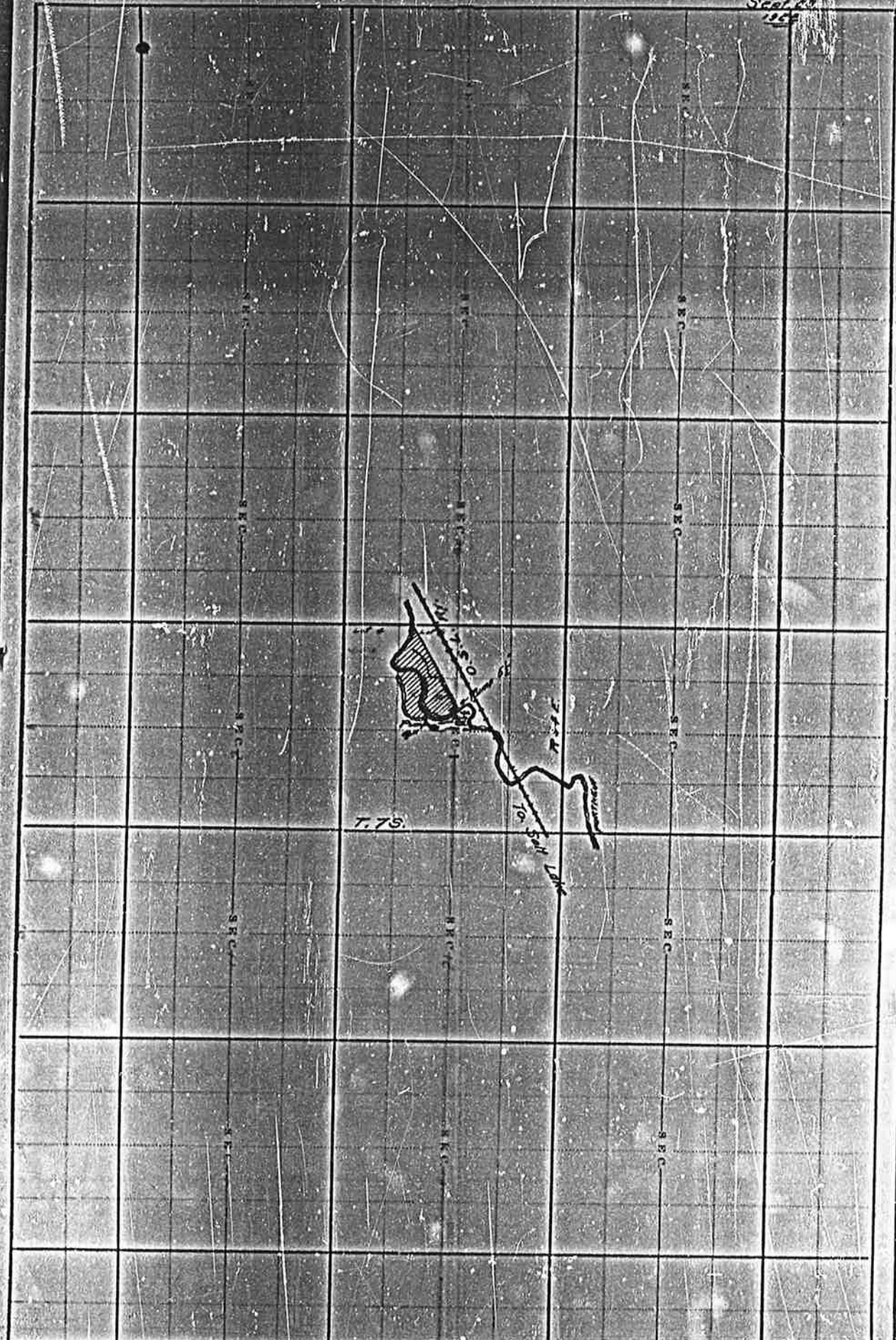
14352

OVER

NAME OF APPLICANT *Henry O'Leary*

Permit No. *14352*

E.W.H.
Scale 1/2
1852



SCALE: 2 INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

14352

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 29-2224B
Date Received: 3/15/90
Receipt No: E012371
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

TODD ORR Phone: (208) 234-2302

2229 BANNOCK HWY
POCATELLO ID USA 83204

PATTY ORR Phone: (208) 234-2302

2229 BANNOCK HWY
POCATELLO ID USA 83204

2. Date of Priority: 10/04/1919

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	34E	1	NE NW	BANNOCK	

5. Description of diverting works:

PUMP 3 HP TO PIPE TO SPRINKLERS AND FLOOD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

SCANNED

PROFILED

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	34E	1	NE	NW 3	IRRIGATION	1
Section Acres						1
Total Acres						1

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:

14. Remarks:

CHANGED OWNERSHIP 12/6/96;JT/PM

15. Basis of Claim: License

SCANNED

JAN 18 2006

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: **A29-02224B**
Date Received: 3/15/1990
Receipt No: E012371
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: RALPH S WEST 208-233-5285
Address: 2229 BANNOCK HWY
POCATELLO ID 83204
AND/OR
Name: VIOLETTE M WEST 208-233-5285
Address: 2229 BANNOCK HWY
POCATELLO ID 83204
2. Date of Priority: OCT 4, 1919
3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S | 34E | 1 | NE | NW | | | BANNOCK |
5. Description of diverting works:
PUMP 3 HP TO PIPE TO SPRINKLERS AND FLOOD
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.020 | | |
7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 3.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/ UP TO 2 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	34E	1	NE	NW	3	IRR	1.0

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGED OWNERSHIP 12/6/96;JT/PM

15. Basis of Claim: LICENSE

Water Right Number: 14352

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: A29-02224B

Date Received: 3/15/1990

Receipt No: E012371

Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY P. STRAND 208-232-1720
Address: 2229 S. BANNOCK HWY
POCATELLO, ID 83204

Name: HELEN STRAND 208-232-1720
Address: 2229 S. BANNOCK HWY
POCATELLO, ID 83204

2. Date of Priority: OCT 04, 1919

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	34E	1	NE	NW			BANNOCK

5. Description of diverting works:
PUMP 3 HP TO PIPE TO SPRINKLERS AND FLOOD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		

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

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ UP TO 2 HEAD CATTLE

A29-02224B

Page 1

Date: 03/15/90

PROFILED

SCANNED
JAN 18 2006

MICROFILMED
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A2902224B



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	34E	1	NE NW	3	IRR	1.0
Section Acres						1.0
Total Acres						1.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 14352

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): [Signature] Date: 3-15-90

Date: _____

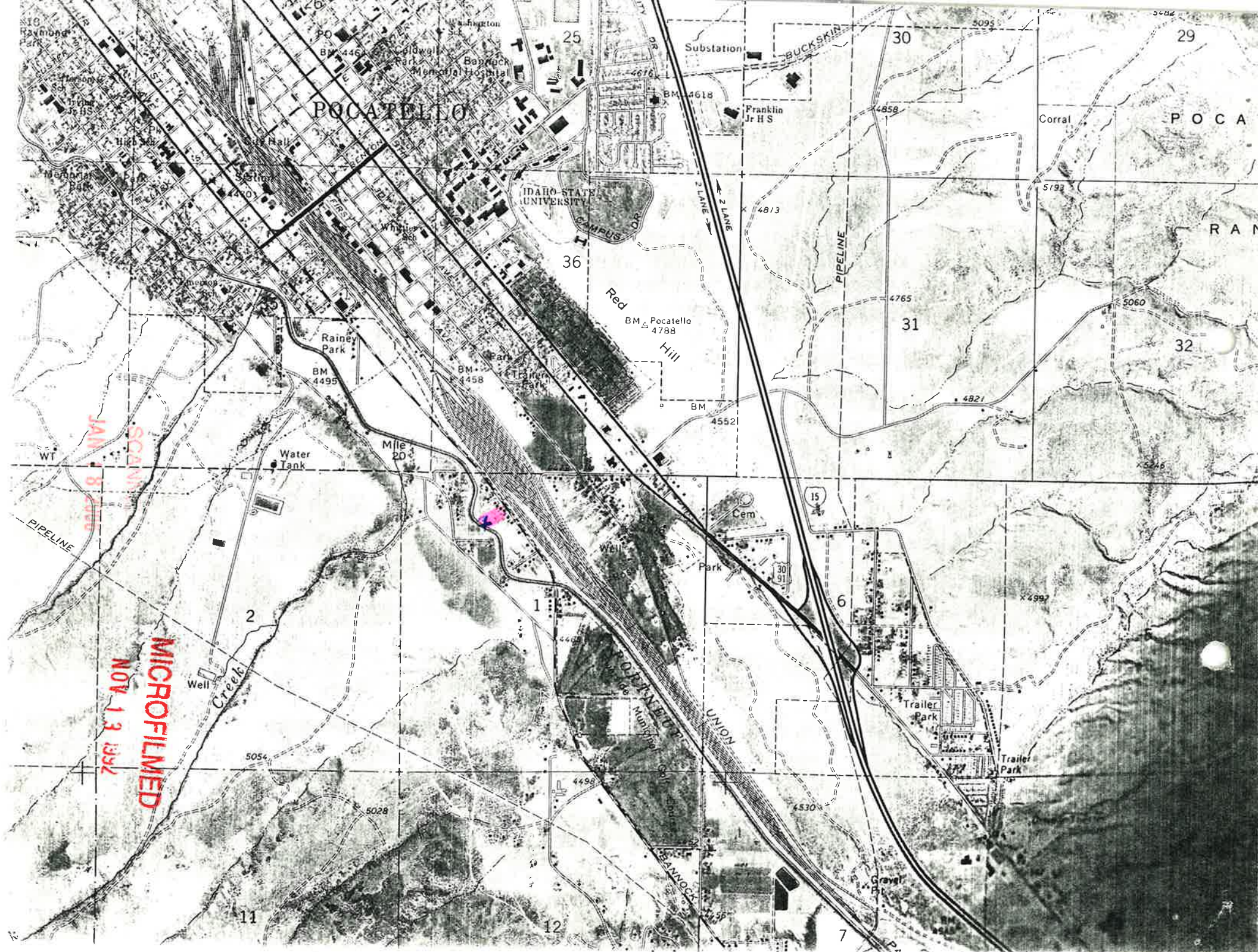
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of March 19 90
[Signature]
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/96

SCANNED
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NIC
Raymond
Park

POCATELLO

IDAHO STATE
UNIVERSITY

Red
Hill

Franklin
Jr HS

Corral

POCA

RAN

Rainey
Park

Water
Tank

Mile
20

Well

Park

Cem

Well

Creek

Trailer
Park

Trailer
Park

Gravel
Pit

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