

IDAHO DEPARTMENT OF WATER RESOURCES 12/07/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: TIMOTHY B SHAFFER
PO BOX 322
INKOM ID 83245

LETA K SHAFFER
PO BOX 359
INKOM ID 83245

SOURCE: JACKSON CREEK TRIBUTARY: RAPID CREEK

QUANTITY: 0.14 CFS

PRIORITY DATE: 09/01/1936

POINT OF DIVERSION:

T07S R36E S23 NENWSW 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	0.140 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S23 NWSW 4.6

4.6 ACRES TOTAL

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

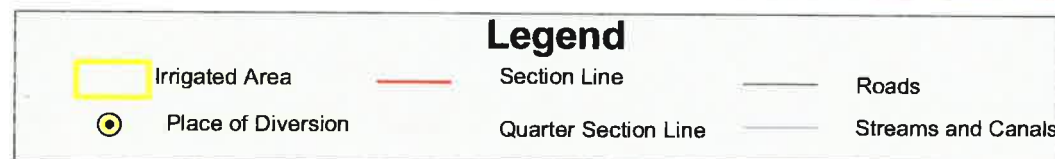
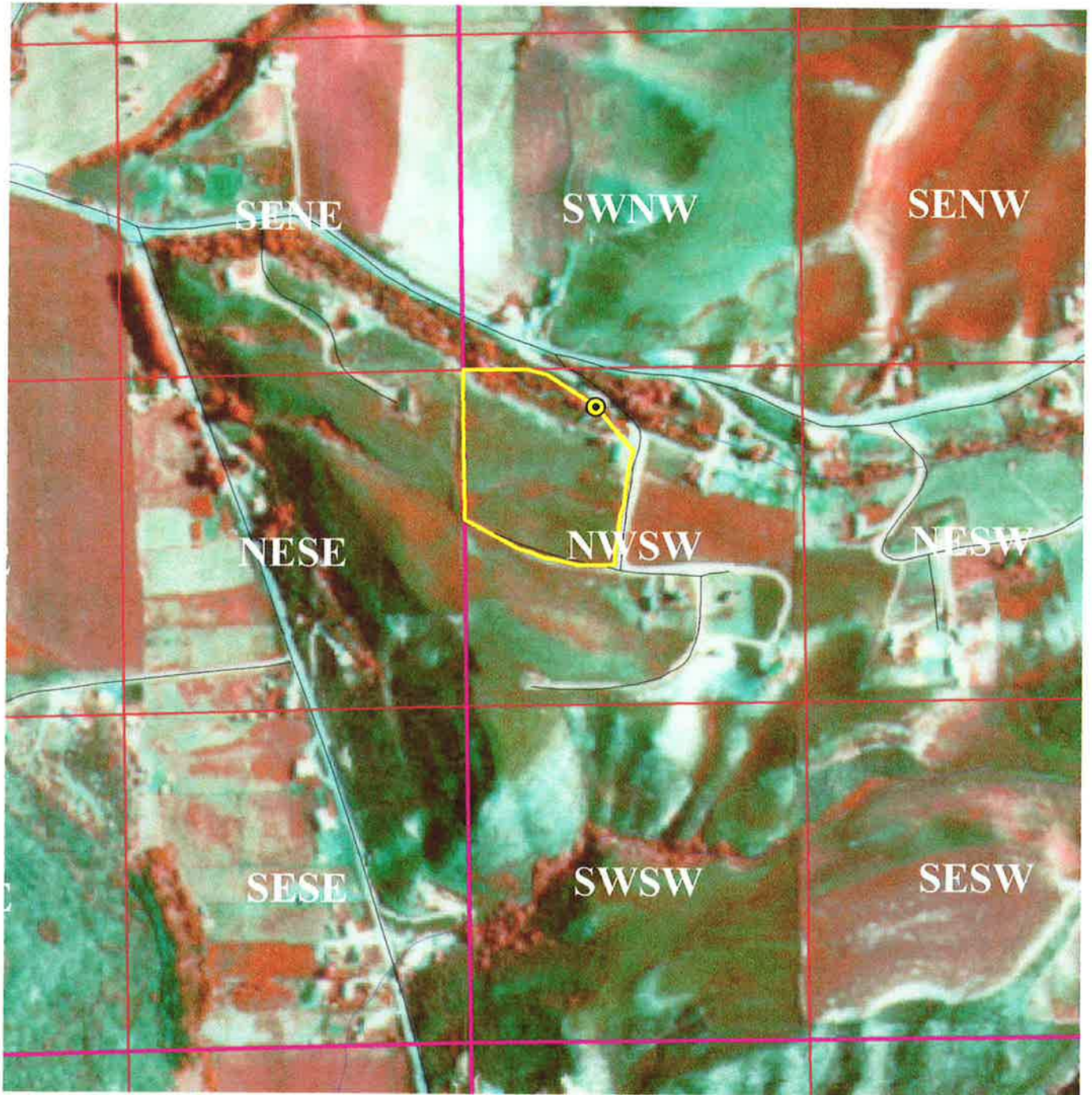
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

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

Water Right Claim Number A29-04198
Township , 7S36E

09/05/2000



300 0 300 600 Feet



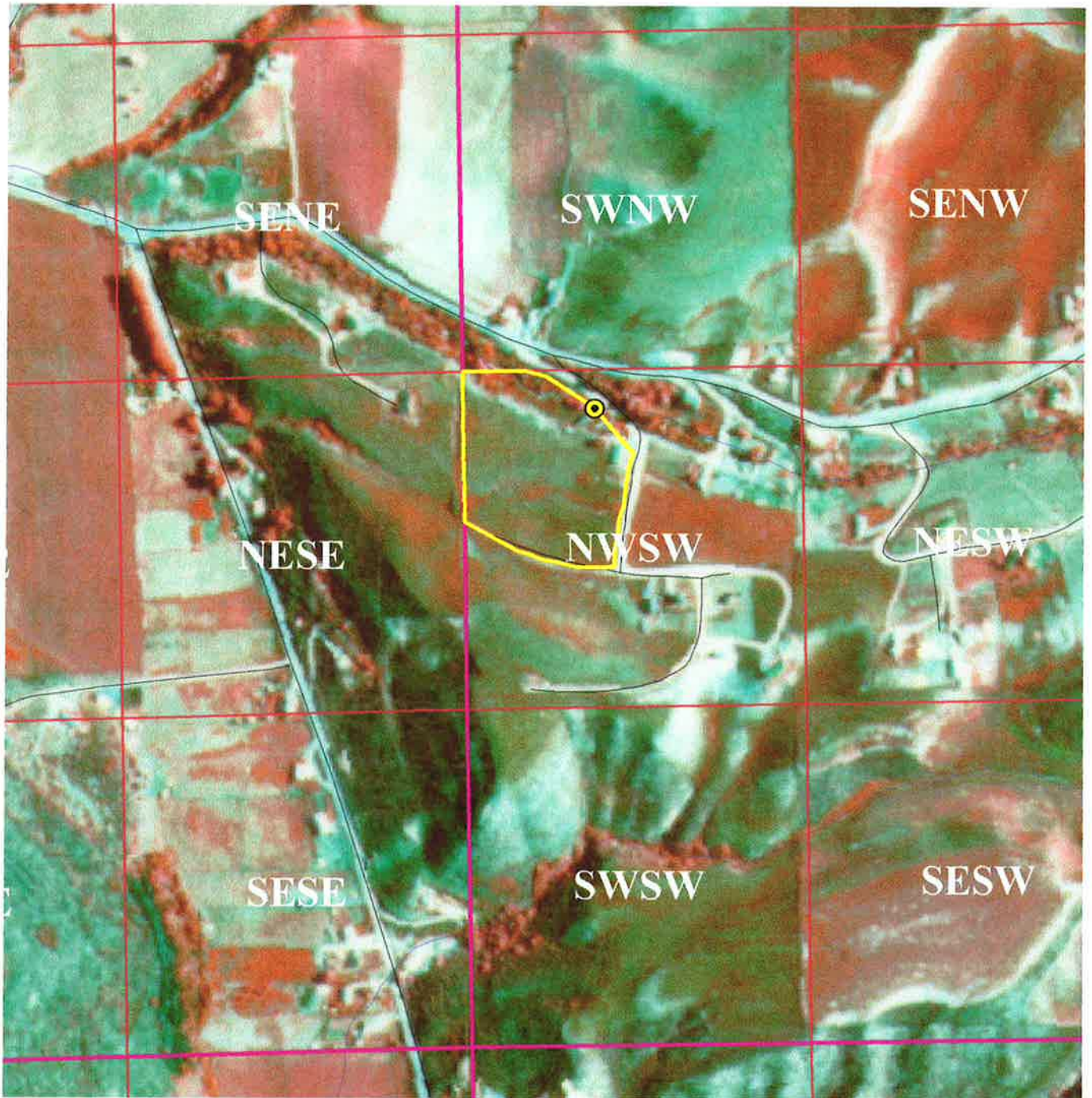
SCANNED

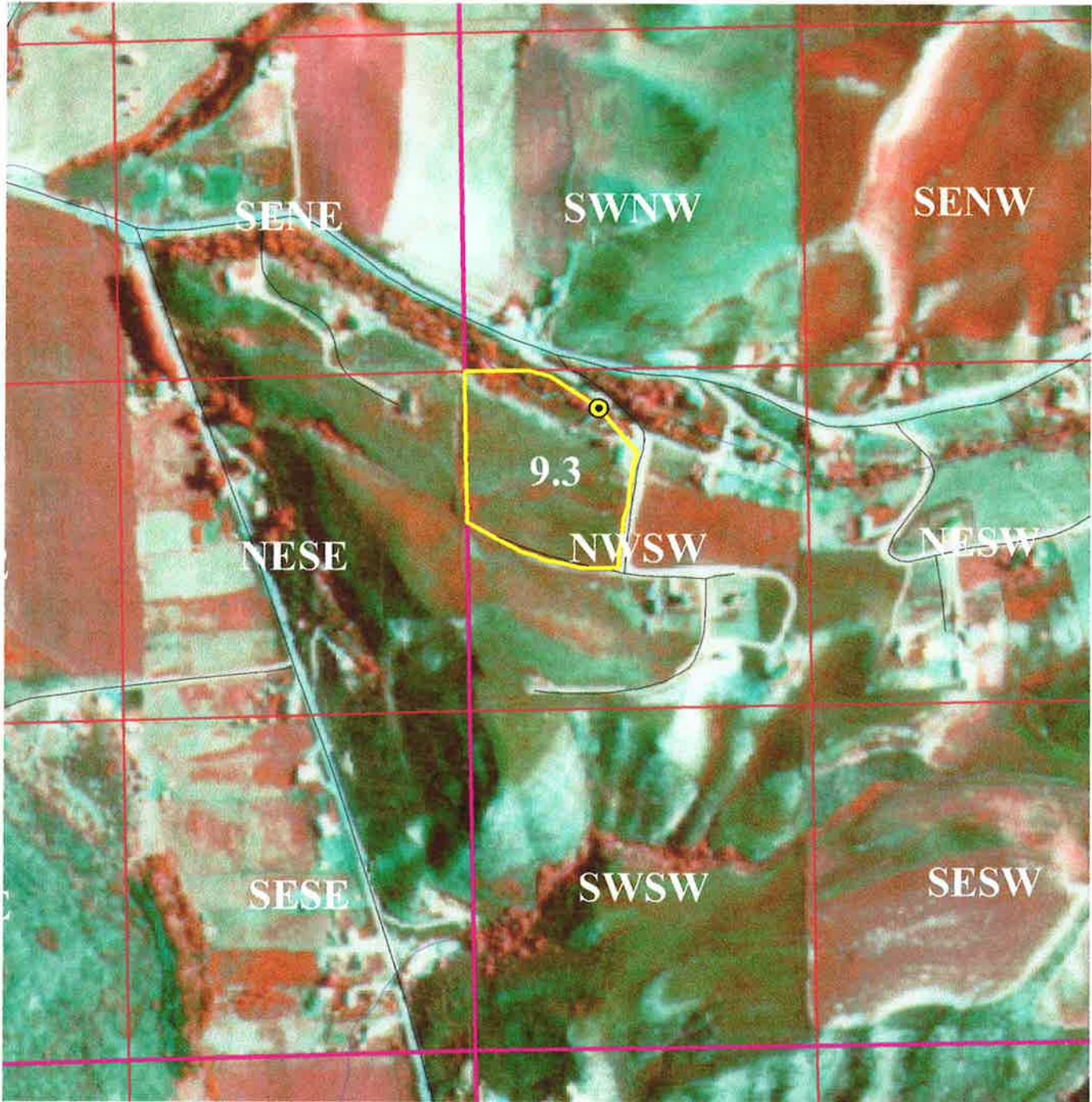
FEB 22 2005

PROFILE

Water Right Claim Number A29-04198
Township , 7S36E

09/05/2000





 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals

Legend



IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-4198

NAME AND ADDRESS:

LETA K SHAFFER
2428 N PAMELA DR
INKOM ID 83245

TIMOTHY B SHAFFER
2428 N PAMELA DR
INKOM ID 83245

SOURCE:

Source:
JACKSON CREEK

Tributary:
RAPID CREEK

QUANTITY:

0.200 CFS

~~0.140 CFS~~

PRIORITY DATE:

09/01/1936

POINT OF DIVERSION:

T07S R36E S23 NENWSW

Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.200 CFS

~~0.140 CFS~~

PLACE OF USE:

IRRIGATION

within BANNOCK County

T07S R36E S23 NWSW 6.8

~~T07S R36E S23 NWSW 4.6~~

6.8 ACRES TOTAL

~~4.6 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: BASIS OF CLAIM - Beneficial Use

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4198 V1

WATER RIGHT NUMBER: 29-4198 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TIMOTHY B SHAFFER PO BOX 322 INKOM, ID 83245 (208)775-3790
Original Owner	TIMOTHY E SHAFFER PO BOX 31 INKOM, ID 83245
Current Owner	LETA K SHAFFER PO BOX 359 INKOM, ID 83245 (208)775-3790
Original Owner	HELEN M SHAFFER PO BOX 31 INKOM, ID 83245

Priority Date: 09/01/1936

Basis: Beneficial Use

Status: Active

Source

JACKSON CREEK

Tributary

RAPID CREEK

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.140 CFS

Annual VolumeTotal Diversion: 0.140 CFSLocation of Point(s) of DiversionJACKSON CREEK
BANNOCK County

NE1/4NW1/4SW1/4

Sec. 23, Twp 07S, Rge 36E, B.M.

Place of UseIRRIGATION Within BANNOCK County

T07S R36E S23 NWSW 4.6

Total Acres: 4.6

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:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-4198 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:
 State or Federal: S
 Owner Name Connector: OR
 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>
Priority Date	12/7/2001 8:30:36 AM	csaxton			Active
POD	12/7/2001 8:46:47 AM	csaxton			Active
Source	12/7/2001 8:47:18 AM	csaxton			Active
POU	12/7/2001 8:51:34 AM	csaxton			Active
Use	12/7/2001 9:02:59 AM	csaxton			Active
Season	12/7/2001 9:07:37 AM	csaxton			Active
Quantity	12/7/2001 9:12:53 AM	csaxton			Active
Summary	12/7/2001 9:20:10 AM	csaxton	12/7/2001 9:20:10 AM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/7/2001 8:28:14 AM	csaxton	(No) 1. Do you want to schedule an appointment?

Comment for 1: Field Exam 9/13/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4198 V1

Priority Date	12/7/2001 8:30:39 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Lapsed permit indicates intent to irrigate in 1906. Affidavit from neighbor confirms irrigation in September 1936.
POD	12/7/2001 8:38:47 AM	csaxton	Edited point location
POD	12/7/2001 8:39:16 AM	csaxton	Edited PLS
POD	12/7/2001 8:46:50 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (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 - Lapsed permit and 243 claim filed in 1981 place POD in NESW of section 23.
Source	12/7/2001 8:47:22 AM	csaxton	(No) 1. Is the basis of claim decree or license? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam 9/13/01
POU	12/7/2001 8:51:37 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - NAPP photography.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4198 V1

POU	12/7/2001 8:52:34 AM	csaxton	Edited shape boundary
POU	12/7/2001 8:52:55 AM	csaxton	Edited PLS
Use	12/7/2001 9:03:03 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam 9/13/01
Season	12/7/2001 9:07:40 AM	csaxton	(No) 1. Is the basis of claim decree or license? (No) 2. Is the basis of claim a Application or Permit? (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? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - IDWR STANDARD FOR AREA
POD	12/7/2001 9:12:56 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (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? Description for Question 7 - Per David Tuthill, claims under 0.20 cfs do not require measurement. Claimant claimed 0.80 cfs, but only recommending 0.14.

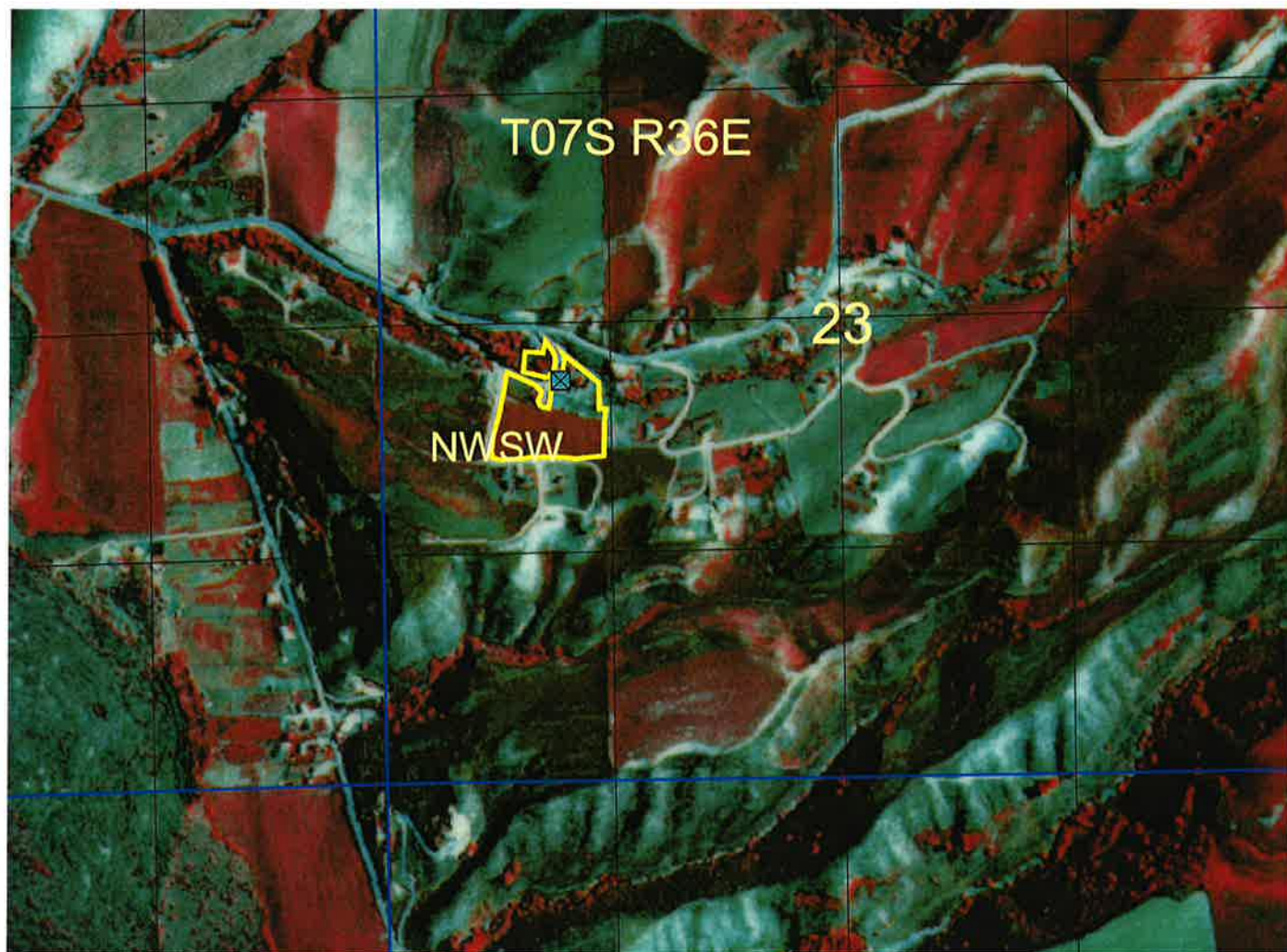
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4198 V1

Summary	12/7/2001 9:20:14 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 4. Is any portion of the claim be recommended? (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?
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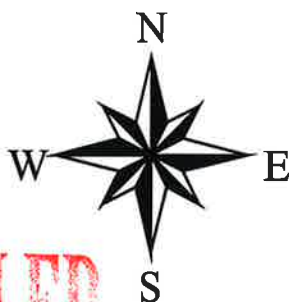
DEPARTMENT OF WATER RESOURCES

Claim No.: 29-4198



0 1320 2640 3960 Feet

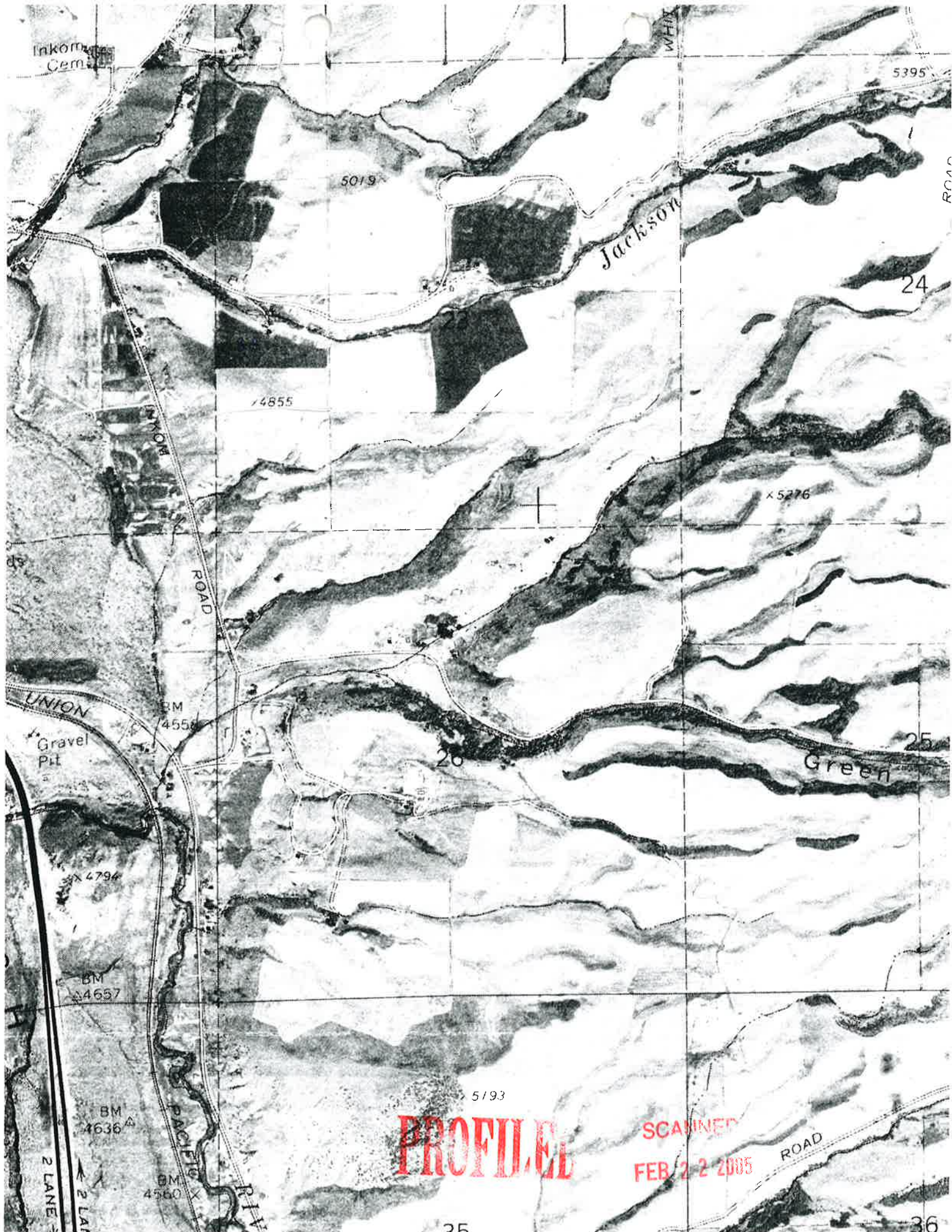
- Point of diversion.shp
- Place of use.shp
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: E. Carlsen
Date: December 2004

PROFILED

FEB 22 2005



PROFILE

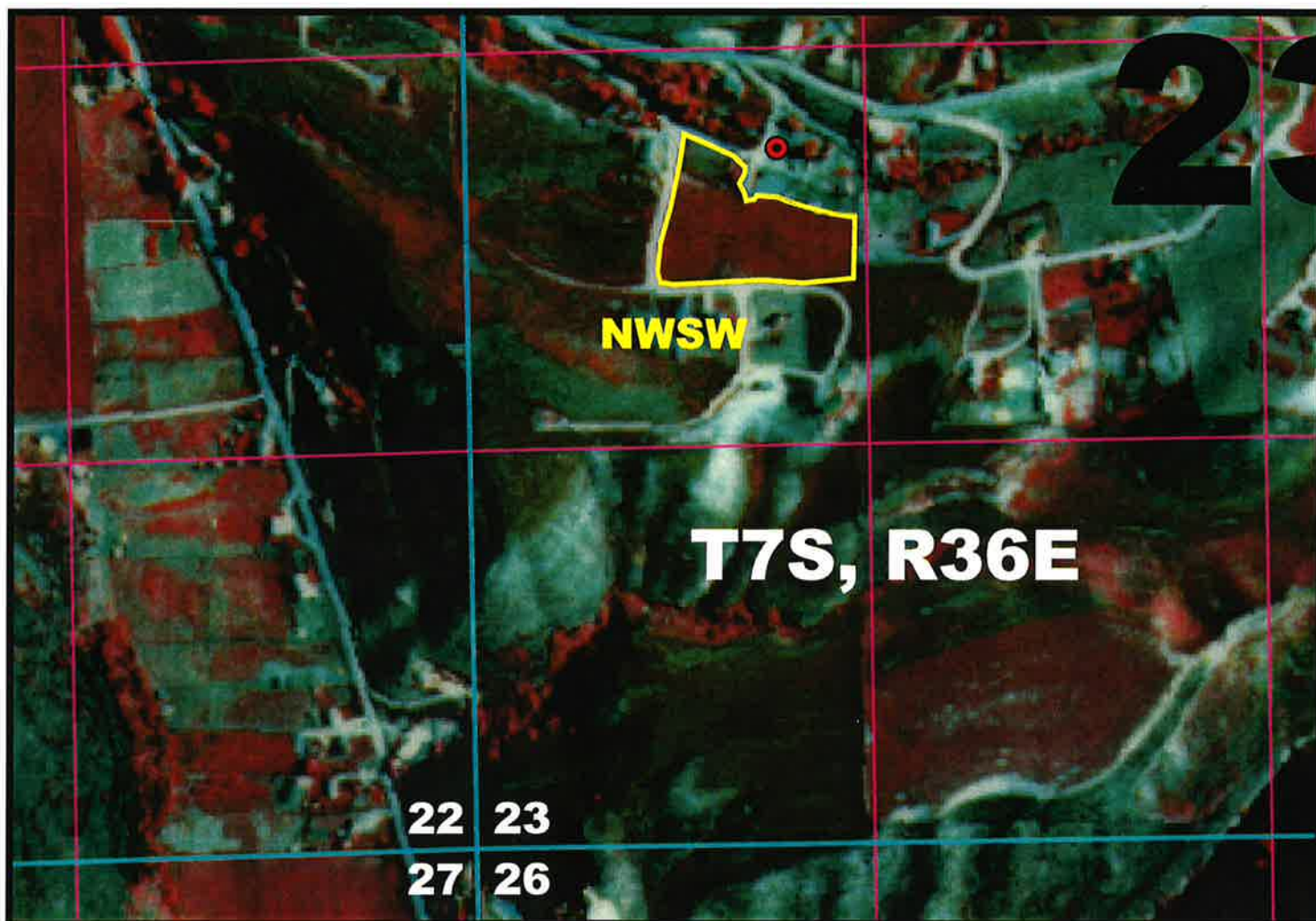
SCANNED
FEB 22 2005



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-04198



0 1320 Feet

Total Irrigated Acres: 4.6



Point(s) of Diversion



Place of Use



Quarter Quarter Lines



Section Lines

PROFILED

SCANNED

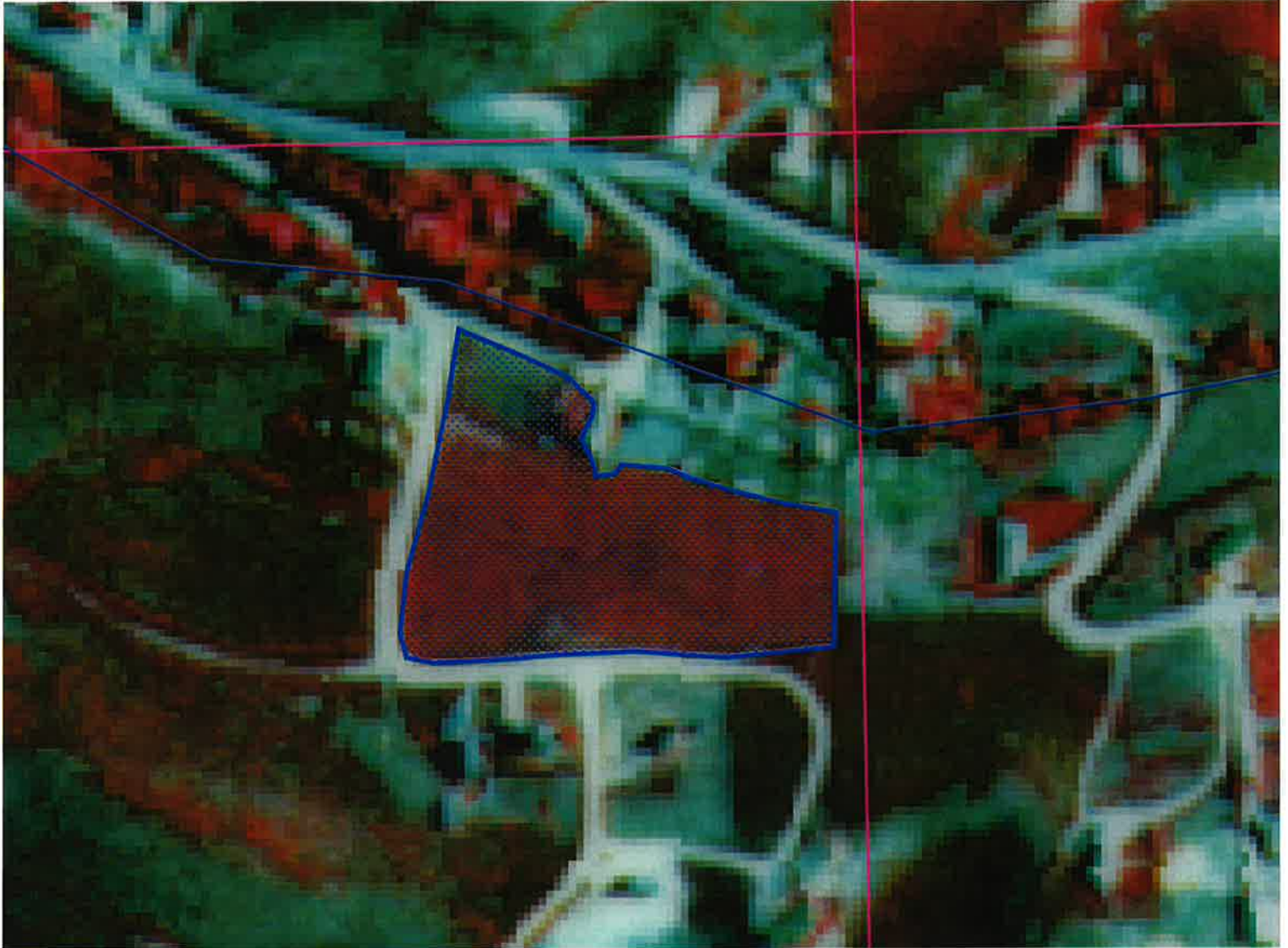
FEB 22 2005



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

29-04198

Timothy B Shaffer



Point of Diversion

Irrigated Acreage: 4.7



Property Boundary



Irrigated Place of Use - N/A



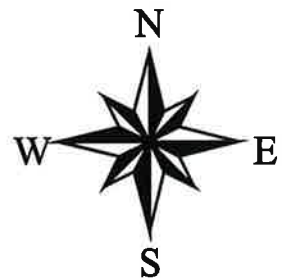
Section Lines



Quarter Quarter Lines

SCANNED
FEB 22 2005

PROFILED



Prepared By: Craig Saxton
August 2001



A000

92.02

3.2.2000

RECEIVED
DEC 22 2004
DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase No. 29-4198

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s):

Leta K. Shaffer

Timothy B. Shaffer

Leta K. Shaffer 12/20/04
Leta K. Shaffer Date

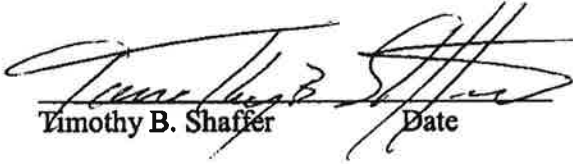
Timothy B. Shaffer 12/20/04
Timothy B. Shaffer Date

STANDARD FORM 5 -29-4198

PROFILED SCANNED
FEB 22 2005

OBJECTOR(s):

Timothy B. Shaffer

 12/20/04

Timothy B. Shaffer Date

IDWR Concurrence:

 12/24/04

Ernest Carlson Date
IDWR Adjudication Supervisor

 12/23/04

Candice McHugh Date
Deputy Attorney General
Attorney for IDWR



PROFILED

STANDARD FORM 5-29-4198

SCANNED
FEB 22 2005

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-4198

NAME AND ADDRESS:

LETA K SHAFFER
2428 N PAMELA DR
INKOM ID 83245

TIMOTHY B SHAFFER
2428 N PAMELA DR
INKOM ID 83245

SOURCE:

Source:

JACKSON CREEK

Tributary:

RAPID CREEK

QUANTITY:

0.200 CFS

~~0.140 CFS~~

PRIORITY DATE:

09/01/1936

POINT OF DIVERSION:

T07S R36E S23 NENWSW

Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.200 CFS

~~0.140 CFS~~

PLACE OF USE:

IRRIGATION

within BANNOCK County

T07S R36E S23 NWSW 6.8

~~T07S R36E S23 NWSW 4.6~~

6.8 ACRES TOTAL

~~4.6 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: BASIS OF CLAIM - Beneficial Use

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

SCANNED

FEB 22 2005

PROFILED

CERTIFICATE OF MAILING

I certify that on 12/20, 2004, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

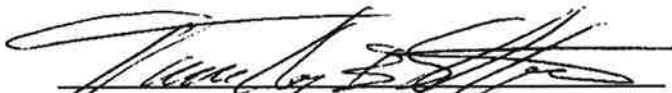
1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Leta K. Shaffer
Timothy B. Shaffer
2428 N. Pamela Drive
Inkom, ID 83245

IDWR Repository
P.O. Box 83720
Boise, ID 83720


Signature of person or attorney mailing the form

PROFILED

SCANNED

FEB 22 2005

9-13-01 : Stopped By Shapers Home. Not there.

- Saw what looks like old PDD not in use for long time
NAPP Photo shows Irrigation in 1987. Recommend 4-7 ac

10-1-01 : Priority Good For Sept 1, 1936

: Ready to GO.

13-782 500 SHEETS FULLER 5 SQUARE
42-381 50 SHEETS EYE BASE 5 SQUARE
42-382 100 SHEETS EYE BASE 5 SQUARE
42-383 100 SHEETS EYE BASE 5 SQUARE
42-384 100 SHEETS EYE BASE 5 SQUARE
42-385 200 RECYCLED WHITE 5 SQUARE
42-386 200 RECYCLED WHITE 5 SQUARE
Made in U.S.A.



PROFILE

SCANNED
FEB 22 2005

AUGUST 14, 2001

DEAR MS. SHAFFER;

WATER RIGHT NUMBER A29-04198 HAS BEEN CHANGED TO REFLECT THE
ADDRESS ON THE FRONT OF THIS CARD.
WATER RIGHT NUMBER A29-10810 WILL BE PROCESSED AT A LATER DATE.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



LETA SHAFFER
PO BOX 359
INKOM ID 83245

USPS 1007

PROFILED

SCANNED
FEB 22 2005

RECEIVED

AUG 13 2001

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change of address of an adjudication claim. Department of Water Resources
Eastern Region

[] Water Right Number(s): 29-4198 & 29-10810pd.

[] Old Mailing Address: Box 322

Inkom, Idaho

[] New Mailing Address: Leta Shaffer - 158998

Box 359

Inkom, Id. 83245

[] Telephone Number: 208-775-3790

[] Signature of Claimant: Leta Shaffer

[] Date: 8/9/001

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

SCANNED

FEB 22 2005

PROFILED



State of Idaho
DEPARTMENT OF WATER RESOURCES

Craig

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

August 7, 2001

LETA K SHAFFER
PO BOX 359
INKOM ID 83245

RE: CHANGE OF ADDRESS FOR A29-04198 AND A29-10810

Dear Ms. Shaffer:

It has come to our attention that your mailing address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Leta K Shaffer
Po Box 322
Inkom ID 83245

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

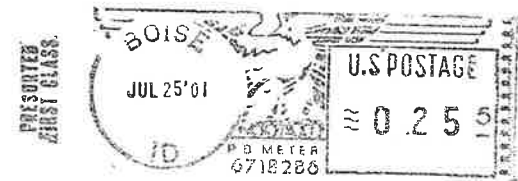
SCANNED

FEB 22 2005

PROFILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested



LETA K SHAFFER
PO BOX 322
INKOM, ID

29-4198
10810 pd.

P.O. Box 359

RECEIVED

AUG - 1 2001

Department of Water Resources



FORWARDING EXPIRED
NEW ADDRESS:



PROFILED

SCANNED
FEB 22 2005



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Pump in creek to sprinklers.

Assumptions

Pressure head.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water
above orifice
centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water
above nappe

Width of weir

☐ Manning

(If used, include photo of representative channel section)

Channel Slope

Channel
Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

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INTREPID
Engineering Services, Inc. (IES)
Enabling People and Solutions

SCANNED
FEB 25 2005

PROFILED



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

May 3, 2001

TIMOTHY B & LET K SHAFFER
PO BOX 359
INKOM ID 83245

RE: CHANGE OF ADDRESS FOR A29-04198 AND A29-10810

Dear Mr. & Mrs. Shaffer:

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Po Box 322
Inkom ID 83245

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Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

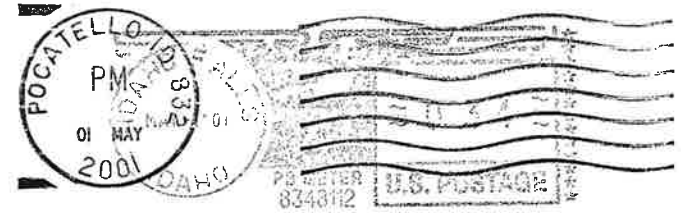
Enclosure(s)

SCANNED

FEB 22 2005

PROF

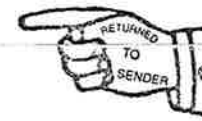
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718



P.O. Box 359

29-4198
29-10810

SHAFFER, TIMOTHY B
SHAFFER, LETA K
PO BOX 322
INKOM ID



NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

SCANNED

FEB 22 2005

PROFILED

SCANNED

JUN 13 2001

Log for claim A29-04198

Spatial Dynamics LTD

9/5/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	23	NWSW	8	9.3	
Totals:			8	9.3	

O/S 29-10810 PO'd

1. Name of Applicant: DELLA L. HANCOCK

2. Present address: P. O. Box

3. State of New York

4. The quantity of water claimed is one (1) cubic foot per second

5. Source of water: Spring

6. Location of point of diversion: N. 33d Sec. 23, Tp. 7 S., R. 36 E., 2d

7. To be used for:

I. Irrigation and domestic use: Yes

(a) Number of acres to be irrigated: 100 acres

(b) In the following local subdivisions: 100

100

8. Estimated cost of work: \$500.00

9. Dimensions of Work: See

See

II. Dimensions of Work:

(a) Height of dam three feet, length of dam at top six feet, length of dam at bottom four feet, material used in construction earth and stone.

(b) Size of headgate, width two feet, height two feet.

(c) Ditch (flume or pipe) width at bottom one and a half feet, width of water line two feet, depth of water one foot. Average grade per mile is five feet. Length of ditch is one fourth (1/4) mile, and it crosses the following quarter sections NW 34 Sec. 23, Tp. 7 S., R. 36 E. B. M., to NW 34 Sec. 23, Tp. 7 S., R. 36 E. B. M., which is the point of intended use.

10. Time required for the completion of the construction of such work is six months.

11. Time required for the complete application of the water to the proposed use is one year.

Approval of State Engineer

The number of this permit is 2278.

Date of first receipt of application 9 a. m. September 13, 1906

Recorded in Book 7, page 2278. Approved September 14, 1906

I certify that I have examined the within application for a permit

DON SAMUELSON
GOVERNOR



PAUL HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

November 1, 1968

Re: Permit No. 2278/29-2052

Charles W. Gardner
Inkom, Idaho

Dear Mr. Gardner:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit 2278/29-2052 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit proof of beneficial use of water due March 15, 1908,

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before December 11, 1968, why said permit should not be cancelled.

Permit 2278/29-2052 claims the use of 0.8 c.f.s. of water. The point of diversion was to be located NE 1/4 Sec. 23, T. 7 S, R. 36 E, B.M., Bannock County,

and the permit was approved September 15, 1906.

Jack A. Barnett
Deputy State Reclamation Engineer

Copy to: Charles W. Gardner
Pocatello, Idaho 83201

2278

Boise, Idaho, November 28, 1906.

Permit No. 2278

Mr. Charles W. Gardner,

456 South Grant St.

Pocatello, Idaho

Dear Sir:

I am in receipt of your letter of 26th inst. In reply, will say that you are not required to submit a proof for completion of one-fifth of the work, but are required to submit proof of completion of all the work.

I enclose herewith blank notice of proof of completion of work, which should be filled out and returned to me at least 60 days before the date upon which you wish to submit proof, which proof must be on or before March 15, 1907.

In addition to proof of completion of work you are required to submit proof of application of water to beneficial use, under which proof you will be required to show that you have applied the water to the land to raise a profitable crop, and you will be given a license for the amount you have so applied. If you have your land in cultivation you can submit both proofs at the same time, which would be some saving in the way of advertising, examination, etc. I enclose blank for proof of application of water to beneficial use, and in case you wish to submit both proofs at the same time kindly return both blanks, on receipt of which the notice will be sent to the paper for publication. Mr. Sonnenkalb instructed to make the examination, and further instructions sent you. 2278

#2.

The fee for proof of completion of works is \$5.00, and for proof of application of water to beneficial use is \$2.00 for each acre tract or fraction. These fees are in addition to the cost of advertising, examination, etc.

Yours truly,

Scott Engineer.

2278

161

Char 26 - 1906

Dear Sir,
I have a few things
in the way of clothing as per
bill enclosed. I am well
and hope you are the same.
I have a good deal of
work to do, but I will do
it as best I can. I am
very truly,
Your obedient servant,
J. B. Smith

I can't wait make final
proof this night December
Please excuse for any question
but I am of more interest in
water question I would like to
get things cleared

*Heaven's Country
is made of hard ice
and snow & salt*

Facella

John

2278

Application No. 3202

PERMIT NO.

Charles W. Gartner
8710 ac. ft. of George Jackson Creek,
Banner County,
Approved September 15, 1906.

Jas. Stephenson
State Engineer

IN THE MATTER OF:

AFFIDAVIT

State of Idaho
County of _____

Shoe Gardner

being first duly sworn,

deposes and says: I moved to the Gardner ranch in Sept. 1936. At that time they were using the water from Jackson Creek to irrigate hay.

I ~~was~~ ^{was} the wife of Charles Lyster Gardner - the first son of Charles William Gardner, who filed the original claim in 1906 - claim # 29-2052.

The water has been used on the property since I moved there by the Gardner family and more recently by Timothy E. Sheffer.

Shoe Gardner
(signature)

Subscribed and sworn to before me this 20 day of May 19 51.

Sherry Holmwood
(Notary Public)

Residing at Libon Idaho.
My commission expires October 1953.

29-4198

IN THE MATTER OF:

AFFIDAVIT

State of Idaho
County of Latah

Cecil Jacobson

being first duly sworn,

deposes and says:

I know that Timothy Shaffer needs and uses all irrigation water that is available to him. He has been using this irrigation water since the Spring of 1944, when he purchased the farm for irrigating hay, grain and pasture land. The loss of this water would seriously hamper his farming operations.

Cecil Jacobson

(signature)

Subscribed and sworn to before me this 5th day of February 1949.

Jackie L. Leonard
(Notary Public)

Residing at Idaho Falls
My commission expires 7/28/51

AFFIDAVIT

IN THE MATTER OF:

State of Idaho
County of Blaine

being first duly sworn,

deposes and says:

I, Raymond A. Jones, do hereby depose and say that I am the owner of the above described land and that I have been in possession of the same since the year 1914 and I have paid the taxes on the same and I have no other claim or interest in the same.

(Signature)
Raymond A. Jones

Subscribed and sworn to before me this 1st day of January 1915

(Notary Public)

Residing at _____
My commission expires _____

- 4/98

IN THE MATTER OF:

AFFIDAVIT

State of Idaho
County of Lasare

Daniel I. Shaffer

being first duly sworn,

deposes and says: He has been closely associated
with Timothy Shaffer all his life and
can testify of the usage of this water
because I have assisted in the irrigation
of this farm since the time of purchase,
in the spring of 1964

I also know of the usage of this
water before Timothy purchased this farm.
I worked for Mr. Gardner and helped him
farm this place before his death.

Mr. Shaffer has built up this place
by restoring the ditches and Culverts.
He has used the water to irrigate
hay, grain and pasture lands.

The loss of this water would
seriously injure the operations of this
farmer

Daniel I. Shaffer
(signature)

Subscribed and sworn to before me this 5 day of February 1968

Jackie L. Chandler
(Notary Public)

Residing at Idaho, Idaho
My commission expires 7/25/71

29-4198

AFFIDAVIT

IN THE MATTER OF:

State of Idaho
County of Blaine

Charles C. Bell
being first duly sworn,

deposes and says:

That I know and have seen
Francis E. Shaffer who said that
he investigated and secured in spring of 1964
and back around 1965 that time.

Charles C. Bell
(s) (signature)

Subscribed and sworn to before me this

day of

August 19 68

(Notary Public)

Residing at

My commission expires

12-31-71

AJ5809NP
No. A29-04198

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 188

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TIMOTHY B SHAFFER	09/01/1936	IRRIGATION	03-15 11-15	0.800 CFS	
C	LETA K SHAFFER					
	PO BOX 322					
	INKOM ID 83245			TOTAL DIVERSION:	0.800 CFS	
	(208) 775-3790			CONSUMPTIVE USE:		20.00 AFA
Water Source: JACKSON CREEK		Tributary to: RAPID CREEK		Stage: STATUTORY CLAIM		

AJ5809NP
No. A29-04198

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 189

Point(s) of Diversion: T07S R36E S23 NWSW 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 36E 23 :								:					:	08				:					:					:	8.0
								:					:					:					:	TOTAL ACRES				:	8.0

POU County: BANNOCK

Non-Irrigation Uses: N/A

Other Rights: N/A

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

29-10810	29-11150	29-11309	29-11310	29-11311	29-11861	29-11916	A29-10024	A29-10025	A29-10810	
A29-11150	A29-11310	A29-11311	A29-11861	A29-11916	R29-11309					

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

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

Audit: 04/11/90 MEYER 07/20/94 THOMPSON 03/29/95 POST-STD 04/13/00 CVANDERM



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

4.11.90 83⁰⁰
EO 13086
A29-10810 25⁰⁰
A29-04198 58⁰⁰

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

March 28, 1990

Timothy and Leta Shaffer
P. O. Box 322
Inkom, Idaho 83245

Dear Mr. and Mrs. Shaffer,

You will find enclosed two copies of the Notice of Claim to a Water Right that Mr. Shaffer and I spoke of during our telephone conversation Wednesday, March 28th. Like your irrigation claim, one has been marked 'State Copy' and the other has been marked 'Personal Copy'.

Please check over each copy for any errors that may have been made. Then sign the 'State Copy' in front of a notary and return it to this office with your payment of \$25.00.

If you want, you can just return both the notarized 'State Copies' of this Notice of Claim (A29-10810) and your irrigation Notice of Claim (A29-04198) to this office at the same time with your payment of \$83.00 (\$58.00 for A29-04198 plus \$25.00 for A29-10810).

Please be sure to return both Notices of Claim to this office by the final Bannock County deadline of May 1, 1990 to avoid late fees.

If you have any questions, feel free to contact this office. The phone number is 525-7161.

Sincerely,

Paul R. Meyer
WR Agent, Senior

enc.

MICROFILMED
NOV 13 1992

STATE COPY

DEADLINE
SCANNED

4-19-1990

588

JUN 13 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

Ident. Number: A29-04198

Date Received: 10/12/1989

Receipt No: 6013086

Received By: EV

APR 11 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TIMOTHY B. SHAFFER
Address: P. O. BOX 322
INKOM, ID

208-775-3790

83245

OR

Name: LETA K. SHAFFER
Address: P. O. BOX 322
INKOM, ID

208-775-3790

83245

2. Date of Priority: SEP 01, 1936

3. Source: JACKSON CREEK

Trib. to: RAPID CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07S	36E	23	NW SW		BANNOCK

5. Description of diverting works:

PUMP IN CREEK, GRAVITY DITCH, PIPELINES AND SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

20.0 Acre Feet Per Annum.

9. Non-irrigation uses:

N/A

A2904198



A29-04198

Page

1

Date: 10/12/89

SCANNED

FEB 22 2005

PROFILED

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	36E	23	NW	SW		IRR	8.0
Section Acres							8.0
Total Acres							8.0

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:
N/A

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

A29-04198

Page 2

Date: 10/12/89

PROFILED

SCANNED
FEB 22 2005

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: _____

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: 4-9-90
[Signature] Date: 4-9-90

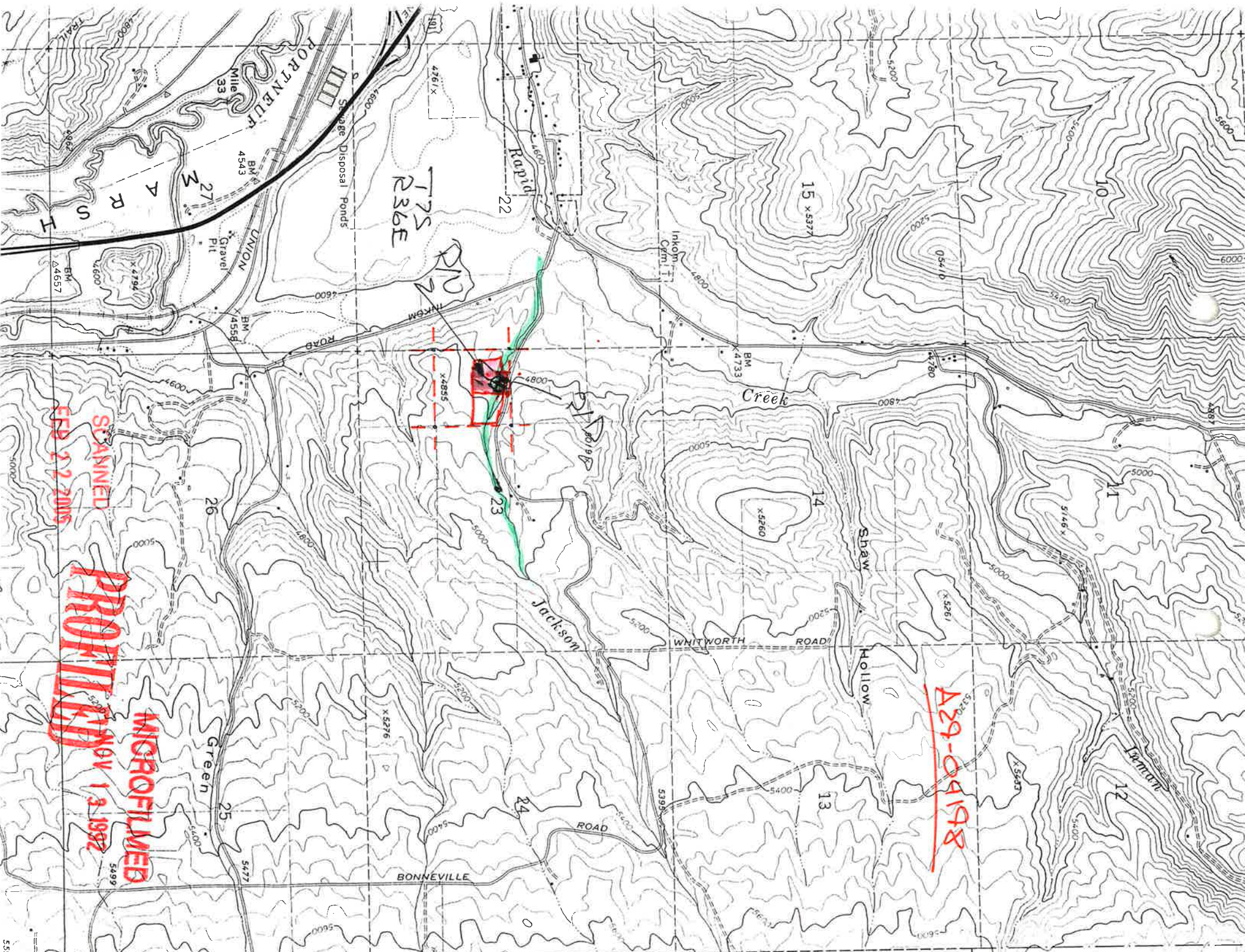
State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of April 19 90
Seal *[Signature]*
Notary Public
Residing at Downey Idaho
My Commission Expires 11-17-91

PROFILED

SCANNED
FEB 22 2005

MICROFILMED
NOV 13 1992



T75
R36E

Rapid

23

Creek

Shaw
Hollow

Jackson

WHITWORTH
ROAD

BONNEVILLE

Green

A29-04198

SCANNED
FEB 22 2005

MICROFILMED
Nov 13 1992
PROTECTED