

06/12/2003

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

RIGHT NUMBER: 29-4213

NAME AND ADDRESS: F EUGENE RINDLIBAKER
2792 RINDLIBAKER RD
BANCROFT ID 83217

LAYNE A RINDLIBAKER
2792 RINDLIBAKER RD
BANCROFT ID 83217

SOURCE: MOSES CANYON CREEK

TRIBUTARY: SINKS

QUANTITY: 2.440 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/13/1915

POINT OF DIVERSION: T07S R40E S6 SESW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.440 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R39E S01	SWSW	40.0	T07S R39E S02	SESE	25.0
T07S R39E S11	NENE	24.0	T07S R39E S12	NWNW	33.0

STOCKWATER same as IRRIGATION

122 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.

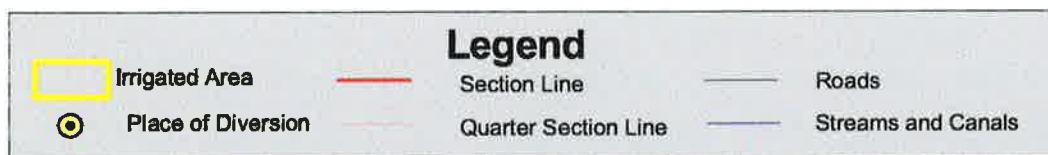
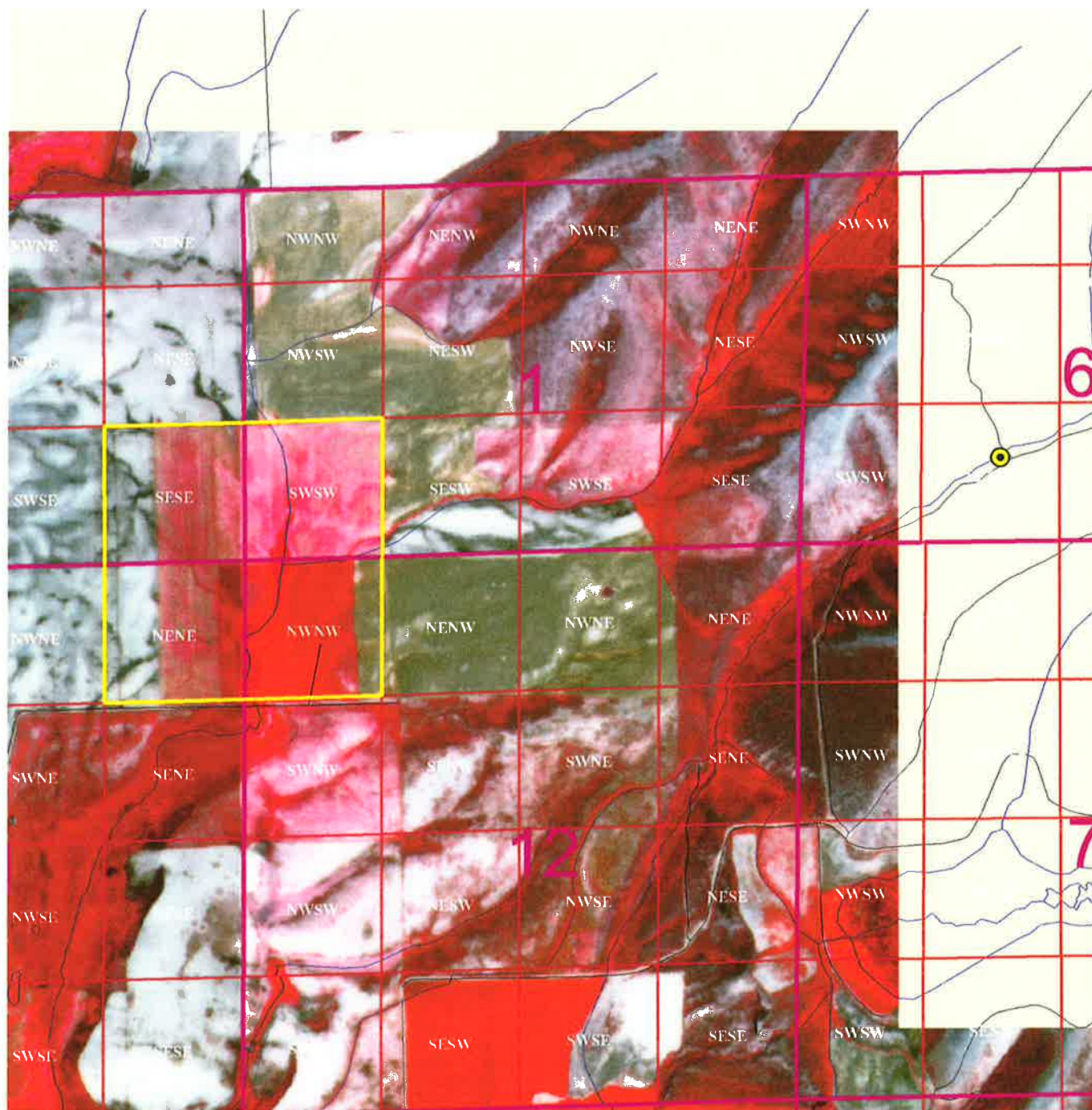
The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

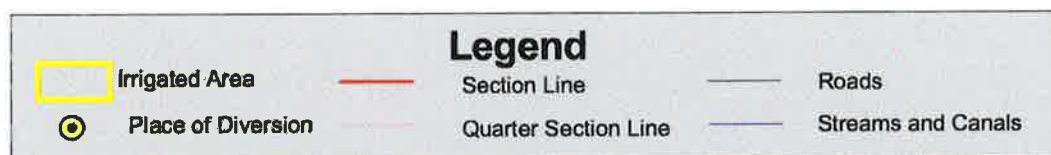
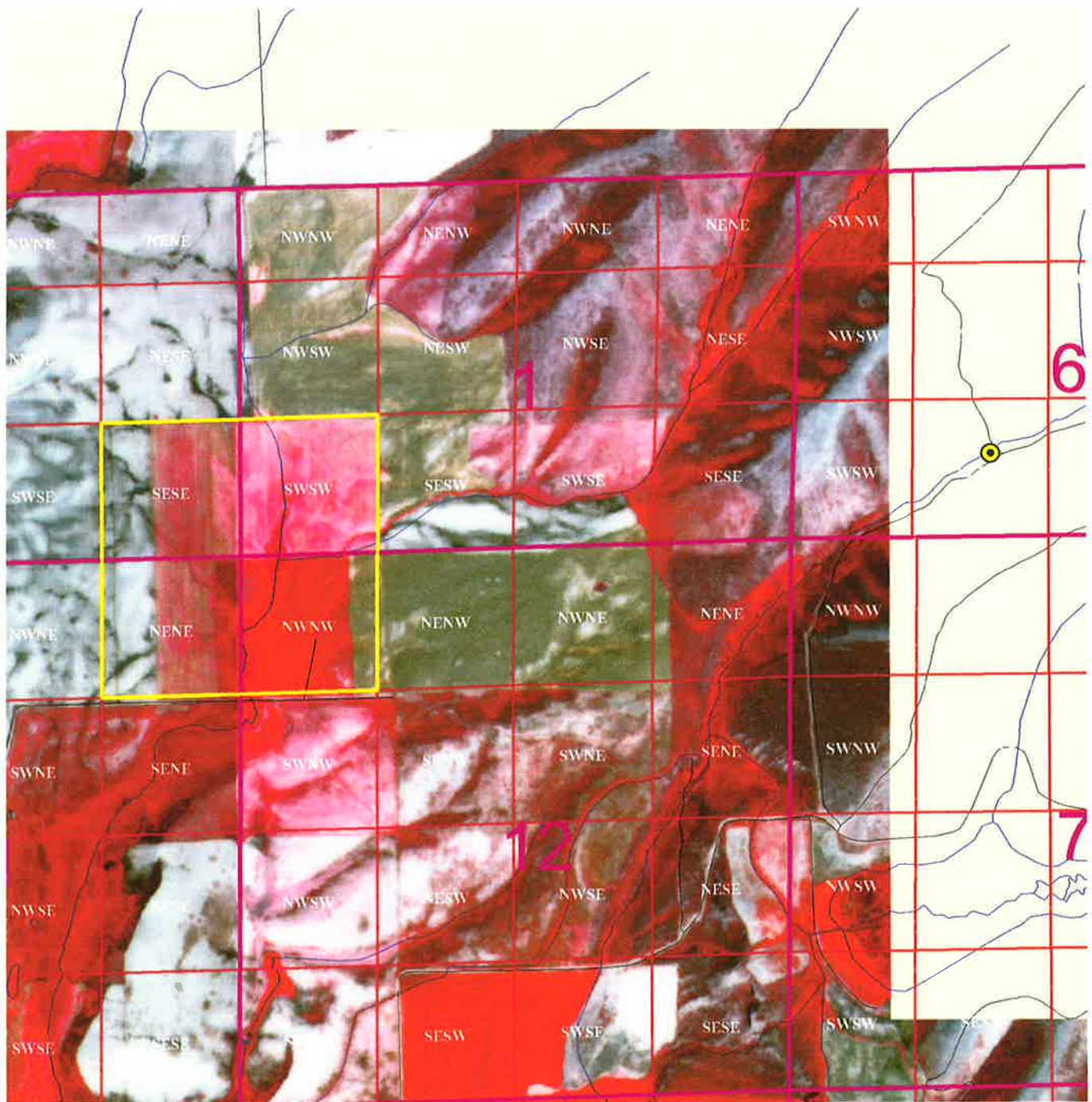
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

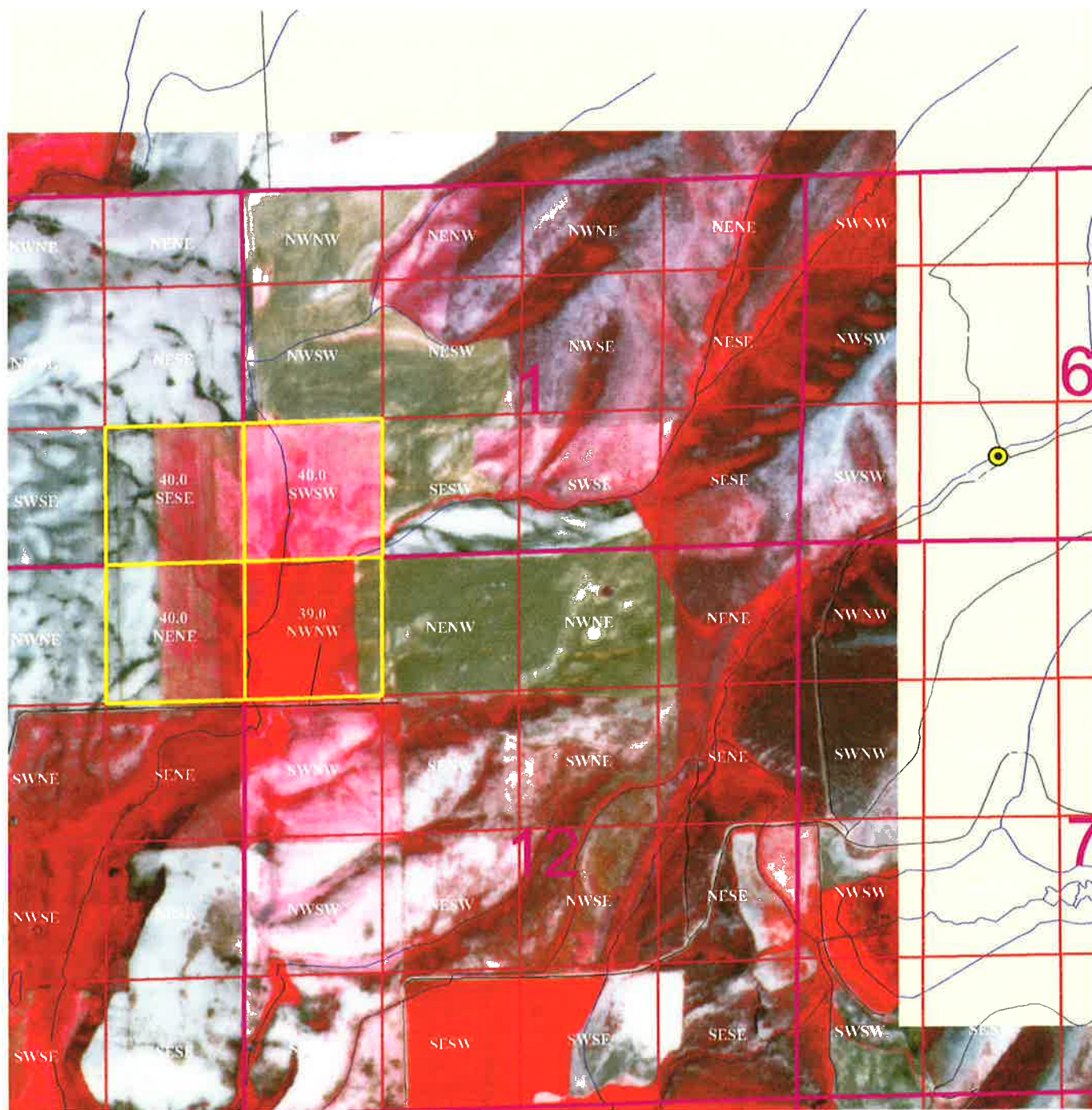
Township , 7S39E



Township , 7S39E



Township , 7S39E



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4213 V1

WATER RIGHT NUMBER: 29-4213 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	F EUGENE RINDLIBAKER 2792 RINDLIBAKER RD BANCROFT, ID 83217 (208)648-7782
Current Owner	LAYNE A RINDLIBAKER 2792 RINDLIBAKER RD BANCROFT, ID 83217 (208)648-7782

Priority Date: 04/13/1915

Basis: Beneficial Use

Status: Active

Source

MOSES CANYON CREEK

Tributary

SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.080 CFS	
STOCKWATER	01/01 to 12/31	0.070 CFS	
	<u>Total Diversion:</u>	1.080 CFS	

Location of Point(s) of DiversionMOSES CANYON CREEK
CARIBOU County

SE1/4SW1/4

Sec. 6, Twp 07S, Rge 40E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	39E	1											20.0	.2					20.2
07S	39E	12					33.0	.6											33.6

Total Acres: 53.8

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4213 V1

Remarks:Comments:

1. cbird 1/21/2003 POU

Comment: LINK POU SHAPE 29-4213 AND UPDATE PLS/ACREAGE. RECALCULATE THE QUANTITY OF WATER BASED ON THE IRRIGATED ACRES. THE CALC ACRES BUTTON INDICATED 122 ACRES. IF THAT CHANGES WHEN YOU UPDATE THE PLS/ACREAGE THEN A NEW LAYOUT WILL NEED TO BE PRINTED.

2. cbird 1/21/2003 RECOMMENDATION

Comment: AFTER UPDATING THE ACREAGE THEN THE PURPOSE, QUANTITY AND SUMMARY WILL NEED TO BE FINISHED.

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>
Contacts	1/21/2003 12:44:50 PM	cbird			Active
Priority Date	1/21/2003 1:04:37 PM	cbird			Active
POD	1/21/2003 1:05:37 PM	cbird			Active
Source	1/21/2003 1:06:09 PM	cbird			Active
Season	1/21/2003 1:07:49 PM	cbird			Active
POU	1/21/2003 1:09:04 PM	cbird			Active
Use	1/24/2003 2:55:46 PM	rwarner			Active
Quantity	1/24/2003 2:57:57 PM	rwarner			Active
Summary			01/24/2003	rwarner	Active
POD	1/24/2003 2:59:01 PM	rwarner			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	1/24/2003 2:50:00 PM	rwarner	Edited point location
POU	1/24/2003 2:51:05 PM	rwarner	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4213 V1

POU	1/24/2003 2:51:27 PM	rwarner	Edited PLS
Use	1/24/2003 2:55:47 PM	rwarner	(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?
Contacts	1/21/2003 12:44:50 PM	cbird	(No) 1. Do you want to schedule an appointment? Comment for 1: FIELD EXAM 11-7-01
POD	1/21/2003 1:05:37 PM	cbird	(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 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?
Priority Date	1/21/2003 1:04:37 PM	cbird	(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 - 4-13-1915 WARRANTY DEED THAT CONVEYS MOSES CANYON CREEK WATER.
Source	1/21/2003 1:06:10 PM	cbird	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4213 V1

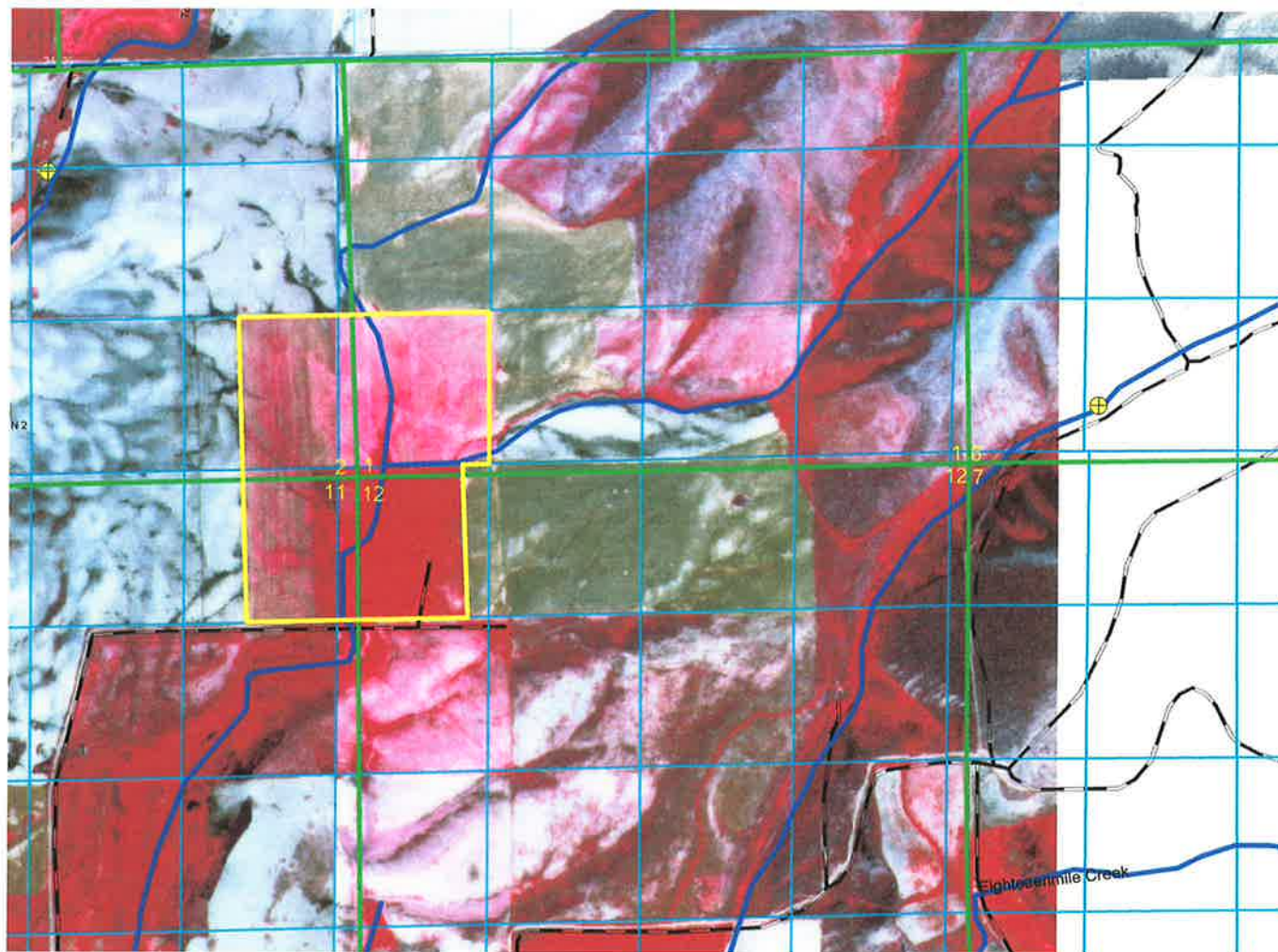
Season	1/21/2003 1:07:49 PM	cbird	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of 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? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	1/21/2003 1:09:03 PM	cbird	(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? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (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 8 - DECREASE IN THE NUMBER OF IRRIGATED ACRES. Description for Question 13 - 1987/88 NAPP PHOTOGRAPHY
Quantity	1/24/2003 2:57:58 PM	rwarner	(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?
Summary	1/24/2003 2:58:52 PM	rwarner	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 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?
POD	1/24/2003 2:59:01 PM	rwarner	(No) 1. Is the basis of this claim a Decree or License?



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Rights: 29-4213



0.1 0 0.1 0.2 0.3 0.4 Miles



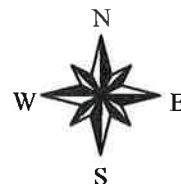
IRRIGATED ACRES 122

LEGEND

- Point of Diversion
- Place of Use
- STREETS
- SECTIONS
- QUATER-QUATERS
- STREAMS

Place of Use: T7S, R39E,
(part of) Sections 1, 2, 11 and 12.

Points of Diversion: T7S, R40E,
Sec. 6 SESW



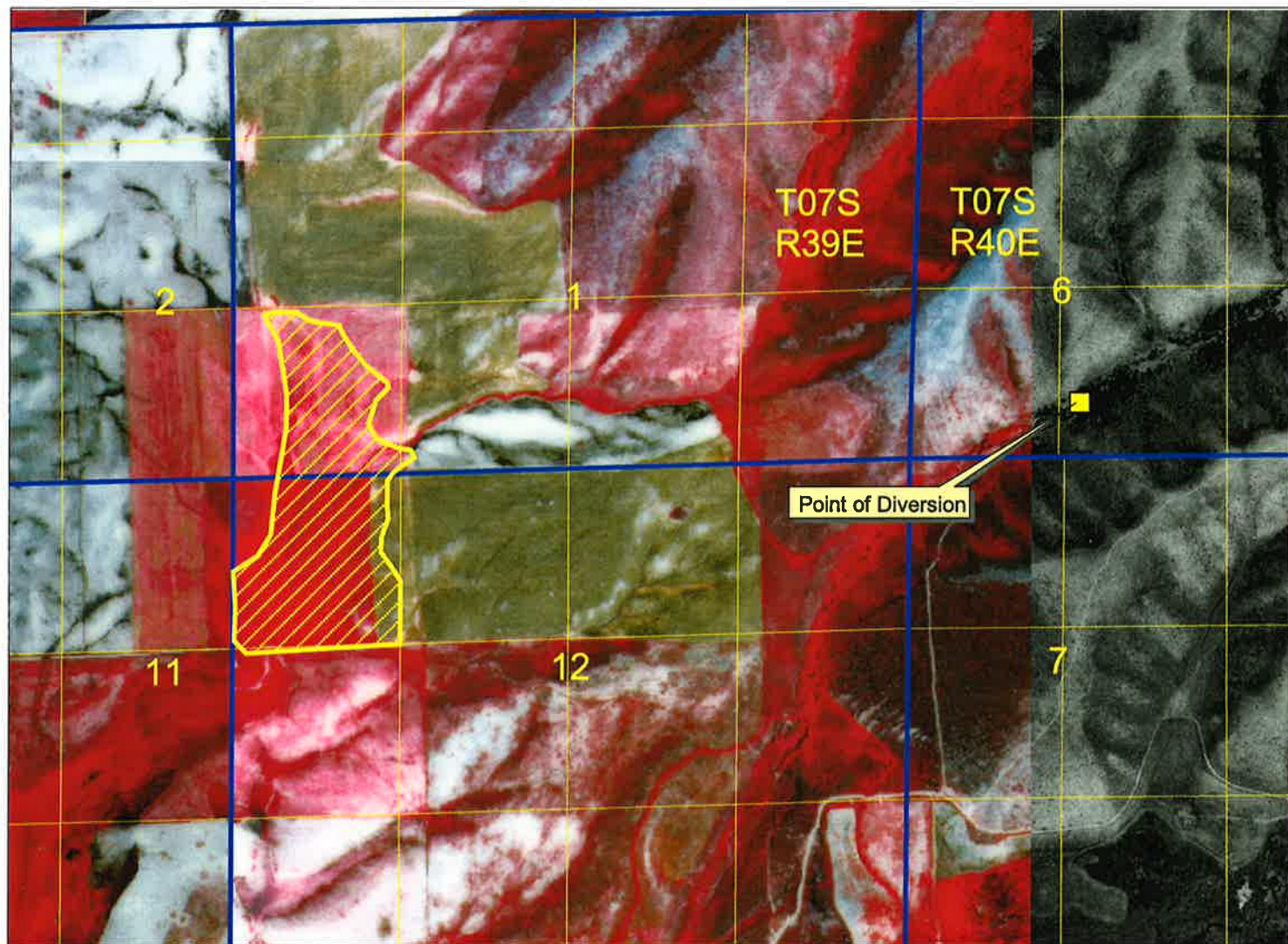
GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: JANUARY 2003

SCANNED
MAR 22 2006

PROFILED



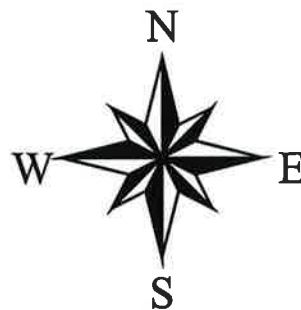
State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-04213



0.3 0 0.3 0.6 Miles

Irrigated Acres = 54

See Renew layout.



-  **Diversion.shp**
-  **Working place of use.shp**
-  **Sections**
-  **QQ**

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: January, 2003



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

June 12, 2003

Layne and Eugene Rindlisbaker
2792 Rindlisbaker Rd.
Bancroft, ID 83217

REF: Snake River Basin Adjudication (SRBA) claims
29-73A, 29-4208 and 29-4213.

Subject: Notice of Error reply.

Dear Layne and Eugene:

Thank you for taking the time to return the notice of error replies on your basin 29 claims. The places of use under the claims listed above were updated per our discussion and are reflected in the new layouts enclosed with this letter. The diversion rate under 29-4208 was not increased to match the states standard of an inch-per-acre because it was fully claimed already. Otherwise, the diversion rates were corrected to reflect the states standard. The overlapping place of use claimed under rights 29-73A and 29-2534 were also clarified with an additional remark ".....when used in combination they shall provide no more than the inch-per-acre."

The stock water under claims 29-4208 and 29-4213 were updated to reflect the in stream watering of the stock. The difference is that the water runs continuously for a 24-hour period.

If you have any additional questions please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Preliminary Recommendation and layouts for the claims listed above.

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MAR 22 2006

Notes

1/21/03 Orthogquad "Hatch" 1974, (A494)
Shows irrigation in section 12, 11 and some
in section 12, T7S, R37E.

Calc acres for shape is 122 acres of irrigation.

Link POU Shape : 29-4213. Shp

POD Shape : 29-4213 - pod. Shp.

Update PLS/acres. for legal description.

Stockwater. USE SAME POU.

Don't need the C03 Remark, Please check
if the Remark is listed.

4/10/03 I had Roger Warner update and
link the shape in new layout.

Update Qty of water for irrigation
to 2.44 cfs

Change the stockwater to 0.02 cfs
because it's in stream watering
and runs continuous. add N13
Remark for 13,000 gpd limit.

Cindy Bird

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MAR 22 2006

[illegible]

Date: 9/7/03

PROFILE

Priority Date Data Entry Form

Claim Number: 294213

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 4-13-1915 Recommended Basis: B.U.☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

4-13-1915 Warranty deed between Alma Hogan, widower
& Arve and Leo Johnson.

Conveys Mose Canyon Creek water

Reviewer: CBDate: 1/21/03

SCANNED

MAR 22 2003

Point of Diversion and Source Data Entry Form

Claim Number: 29-4213

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
7S	40E	6		SESW	Caribou	Moses Crk
GPS Coordinates: <u>42.8386994</u>					<u>-111.8317620</u>	

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? NO

Document how the POD and Source were verified and/or Pump and Motor data:

field exam
GPS Point: MOS CRK (Rindlisbaker + Lane)

Transfers Changing POD _____

Reviewer: CBDate: 1/17/03SCANNED
MAR 22 2006

Place Of Use Data Entry Form

Claim Number: 29-4213☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
75	39E	1						
		2						
		11						
		12						

Total Acres 122

Document how the POU was verified:

1987/88 NAPP Photography
1974 ortho quadPOU Shape 29-4213.shp

Transfers Changing POU _____

Reviewer: CBDate: 1/21/03SCANNED
MAR 22 2006

Claim Number: 29-4213

Water Right Purpose of Use

Number of Other

Number of Other

Number of Other

field exam
1987/88 NAPP Photography

Reviewer: 112

Date:

Period of Use and Quantity Data Entry Form

Claim Number: 29-4213☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	2.44	
Stock	1/1	12/31	0.07	

Overall Diversion Rate 2.44 Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Diversion rate based on 122 acres @
0.02 cfs per acreUsing Dept STD SOU.Reviewer: CBDate: 1/24/03

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MAR 22 2003

Summary Data Entry Form

Claim No.: 29-4213

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.:

Reviewer

Date

SCANNED
MAR 22 2006

Eugene & Layne Hindlisbak



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID

POD ID

Quad

Claim Type

Easting

Northing

GPSID

Diversion Description

HEADGATE, DITCHES. Placed GPS ID tag on base of nearby Quaken Aspen. Sand bags used as damn/head structure. Stream bed is 10' wide @ widest point and about 3' deep. There is only a trickle of water in the center of the stream bed (barely visible).

Assumptions

Full stream is diverted. Slope = 0.1%. Channel is 5 feet wide, and 0.5 feet deep for normal use.

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)
			2.07742512049834

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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SCANNED

MAR 22 2006

Abstract No. 12382

Alma Hogan, widower

WARRANTY DEED

to

Dated: April 13, 1915
Filed: January 24, 1920
at 3:18 P. M.
Recorded: Book 39 Deed
Record page 531
Consideration: \$5500.00

Arve M. Johnson and
Leo P. Johnson

Grant, bargain, sell, convey and confirm land in Bannock County,
Idaho:

Northwest quarter of Northwest quarter of Section 12,
Southwest quarter of Southwest quarter of Section 1,
Southeast quarter of Southeast quarter of Section 2, and
Northeast quarter of Northeast quarter of Section 11, in
Township seven South of Range thirty-nine East of Boise
Meridian, containing 160 acres, according to Official Plat
of Survey of said lands returned to General Land Office by
Surveyor General.

Together with certain water rights represented by one day in each
and every week of all waters of Mose Canyon Creek.

Covenants of quiet and peaceable possession and general warranty.

One Witness

Alma Hogan

(Seal)

Acknowledged: Bannock County, Idaho; April 17, 1915; by Alma Hogan
before Henry Van Slooten, Notary Public in and for said County. (Seal)

PROFILED

BANNOCK TITLE-ABSTRACT COMPANY
PAGE NUMBER

SCAN

MAR 22 2006

MAR 22 2006

12

MAY 7 2001

Log for claim A29-04213

Spatial Dynamics LTD

6/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	1	SWSW	40	40	
07s39e	2	SESE	40	40	
07s39e	11	NENE	40	40	
07s39e	12	NWNW	40	39	
Totals:			160	159	

AJ5809NP
No. A29-04213

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 98

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAYNE A RINDLIBAKER	06/01/1881	IRRIGATION	03-01 11-01	3.200 CFS	
C	F EUGENE RINDLIBAKER		STOCKWATER	01-01 12-31	0.070 CFS	
	RFD					
	BANCROFT ID 83217					
				TOTAL DIVERSION:	3.270 CFS	

Water Source: MOSES CANYON

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T07S R40E S06

SESW

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
07S	39E	1	:					:					:			40		:					:	40.0	
07S	39E	2	:					:					:					:				40	:	40.0	
07S	39E	11	:	40				:					:					:					:	40.0	
07S	39E	12	:					:			40		:					:					:	40.0	
																							TOTAL ACRES		160.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CARIBOU

Non-Irrigation Uses: S/300 RANGE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 11/30/89 MEYER 07/20/94 THOMPSON 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Layne A &/or F. Eugene Rindlisbaker
(Name of Claimant)
RFD, Bancroft, Idaho 83217 Telephone No. 648-7782
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1881

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Moses Canyon tributary to sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Mo., Day)		(Mo., Day)	
				Period of Use From		To	
Quantity	3.20 cfs	Use	irrigation	Period of Use From	3/1	To	11/1
Quantity	0.07 cfs	Use	stockwater	Period of Use From	1/1	To	12/31
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
(4)	3.27 cfs	TOTAL QUANTITY USED.					

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ____ % SW ____ %, Sec. 6 Twp. 7S Rge. 40E B.M., County of Caribou
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. headbox, ditch to holding pond to gravity flow sprinkler system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 160

If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: 300 head range cattle

(7) If you are claiming water as a member of an organization, list name of organization: _____

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAYNE A RINDLISBAKER	06/01/1881	IRRIGATION	03-01 11-01	3.20 CFS	
C	F EUGENE RINDLISBAKER		STOCKWATER	01-01 12-31	0.07 CFS	
	RFD					
	BANCROFT ID 83217					
TOTAL DIVERSION:					3.27 CFS	

Water Source: MOSES CANYON

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T07S R40E S06

SESW

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	39E	1	:																			:	40.0
07S	39E	2	:																			:	40.0
07S	39E	11	:	40																		:	40.0
07S	39E	12	:							40												:	40.0
TOTAL ACRES																					:	160.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CARIBOU

Non-Irrigation Uses: S/300 RANGE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

MICROFILMED
NOV 13 1994

November 16, 1981

Arve M. Johnson and Leo P. Johnson bought

NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 12
SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1
SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2
NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11

in township 7 South of Range 39 East of Boise Meridian containing 160 Acres from Alma Hogan, Widower, April 13, 1915 which contained water rights represented by one day in each and every week of all waters of Mose Canyon Creek.

When I bought the land from Arve M. Johnson and wife Valeria Johnson and Leo P. Johnson and wife Elenor Johnson on January 25, 1945 and January 27, 1945 there was one day a week of Mose Canyon Creek water but McGee Christensen and George Higgison and I agreed that I could have all of Mose Canyon Creek water and they would use my two days of Eighteen Mile Creek water that I got through buying the J. Leonard Hatch place on July 17, 1945.

I put in a gravity system to use all this water. I put a little better than three-quarters of a mile main line to run three quarter mile sprinkler systems. We have been using this water ever since.

This has always been a gentlemen's agreement between the water users.

Fred C. Rindlisbaker

Rosa G. Rindlisbaker

MICROFILMED

NOV 13 1980

A29-04213

MAY 17 2008

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: A29-04213

Date Received: 11/30/1989

Receipt No: E011553

Received By: PEM

RECEIVED

JAN - 9 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: F. EUGENE RINDLISBAKER
Address: R.F.D.
BANCROFT, ID 83217

Name: LAYNE A RINDLISBAKER
Address: R.F.D.
BANCROFT, ID 83217

2. Date of Priority: JUN 01, 1881

3. Source: MOSES CANYON Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	40E	6	SE	SW			CARIBOU

5. Description of diverting works:
HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	3.200		
STOCKWATER	01/01	12/31	0.070		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 RANGE

A29-04213

Page 1

Date: 12/07/89

A2904213



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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	39E	1	SW	SW		IRR	40.0 —
						Section Acres	40.0
		2	SE	SE		IRR	40.0 —
						Section Acres	40.0
		11	NE	NE		IRR	40.0 —
						Section Acres	40.0
		12	NW	NW		IRR	40.0 /
						Section Acres	40.0
						Total Acres	160.0

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:

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): Loye H Rindlishaker Date: 1/4/90
E Eugene Rindlishaker Date: 1-6-90

State of Idaho)
County of Caribou) SS.

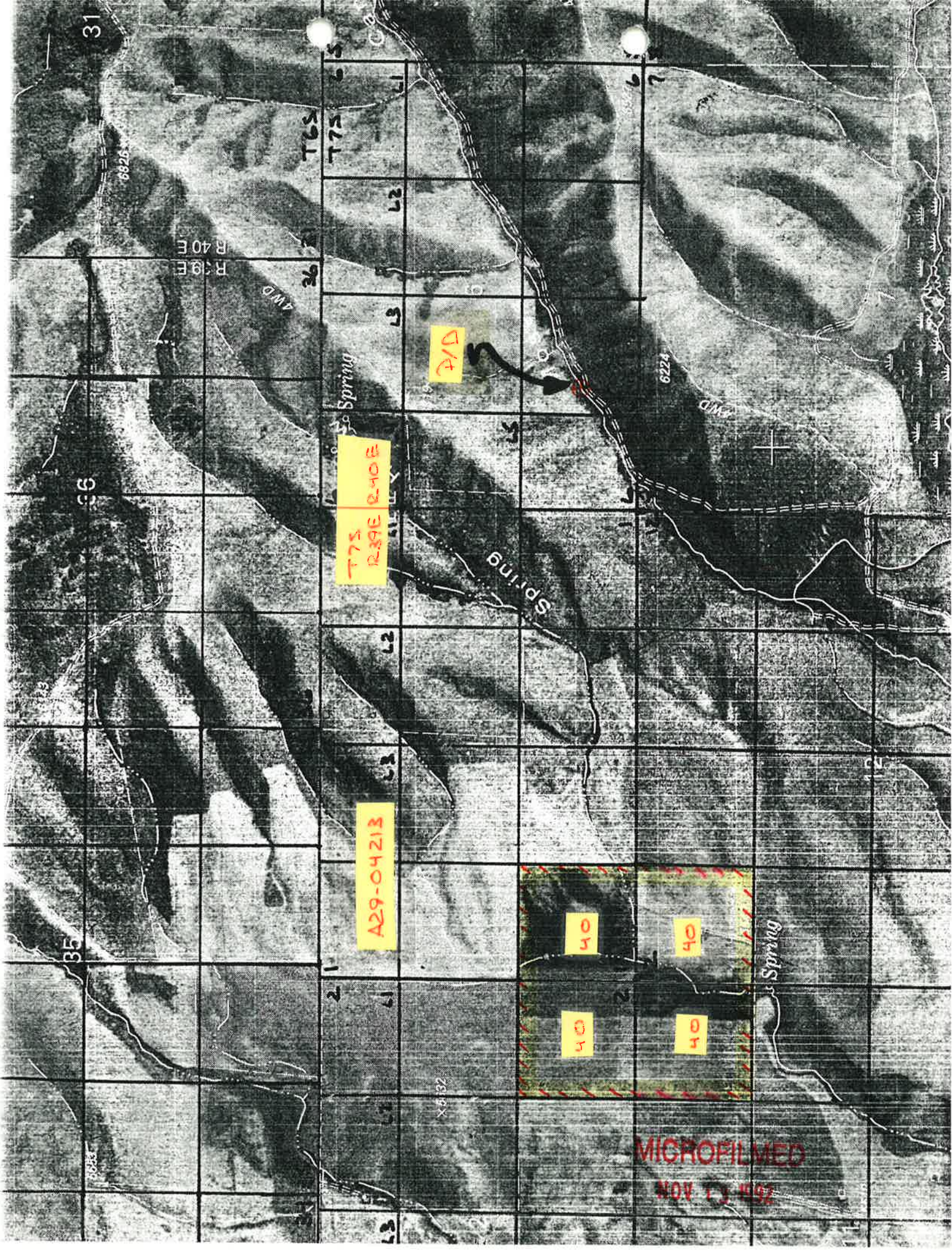
Subscribed and sworn (or affirmed) before me this 6th day

of January 1990

Agnes Snowles
Notary Public

Seal

Residing at Bancroft Idaho
My Commission Expires Aug. 21, 1993



T73 R39E Q40E

A29-04213

D/E

40

40

40

40

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NOV 13 1992