

01/16/2003

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

RIGHT NUMBER: 29-4318

NAME AND ADDRESS: CARL PAUL KLIMBACH
7077 W PORTNEUF RD
POCATELLO ID 83204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
4.600 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1953

POINT OF DIVERSION:

T07S R35E S21 NESESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.030 CFS 4.00 AFY
DOMESTIC	01/01 12/31	0.020 CFS 0.60 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S21 SESE 1.0

DOMESTIC same as IRRIGATION

1 ACRES TOTAL

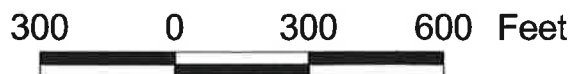
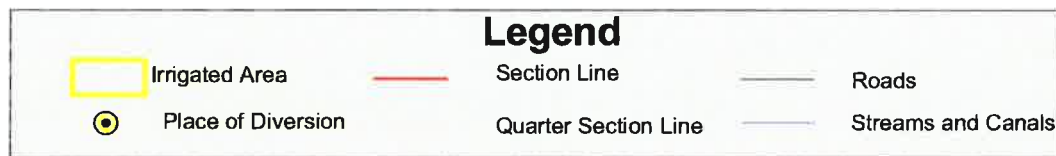
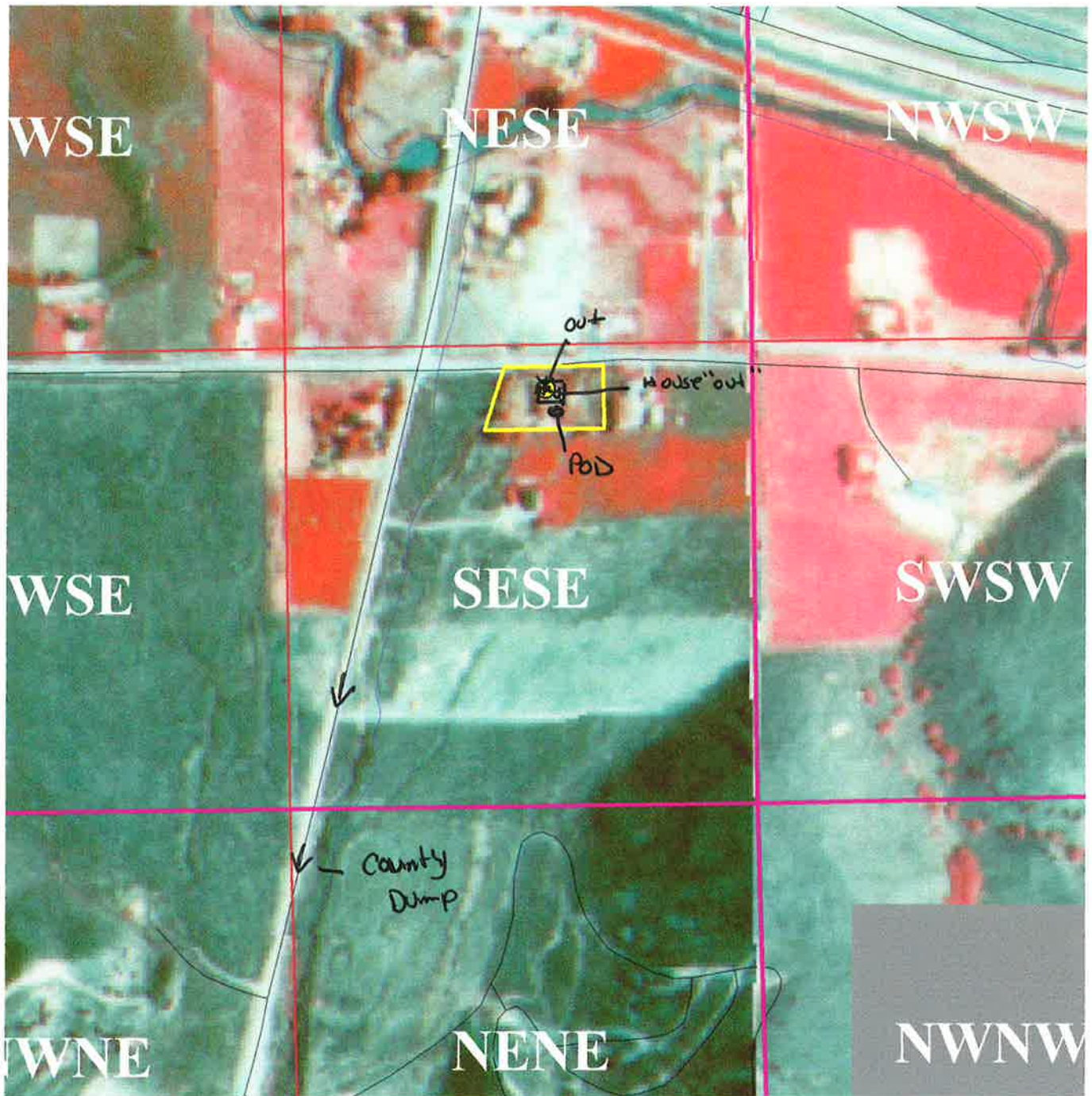
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

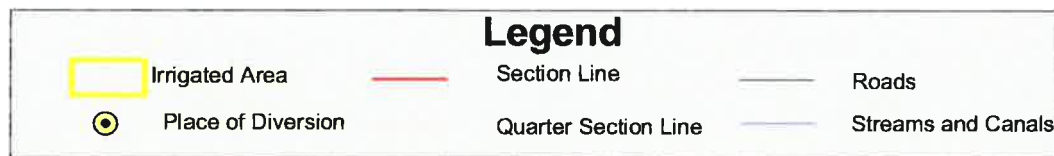
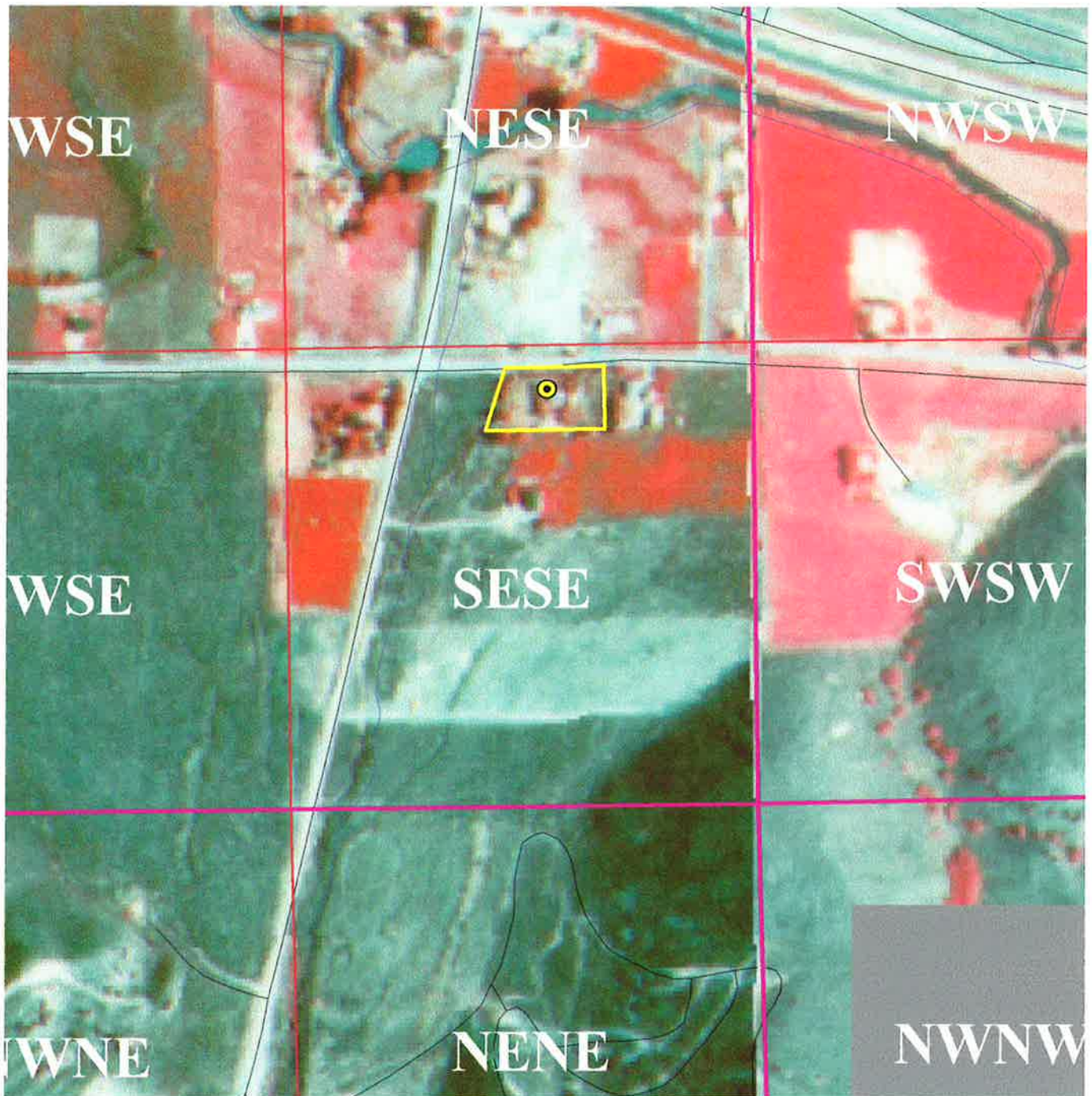
Water Right Claim Number A29-04318
Township , 7S35E

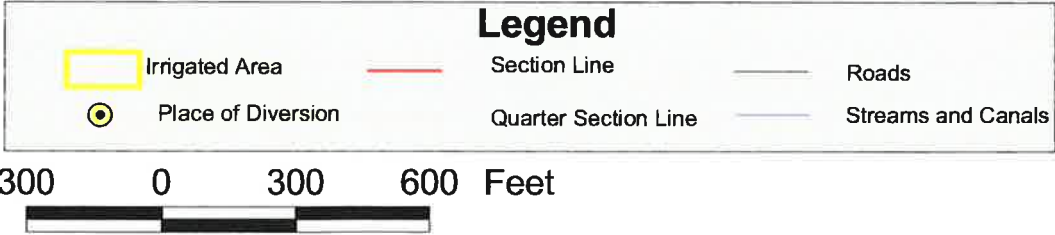
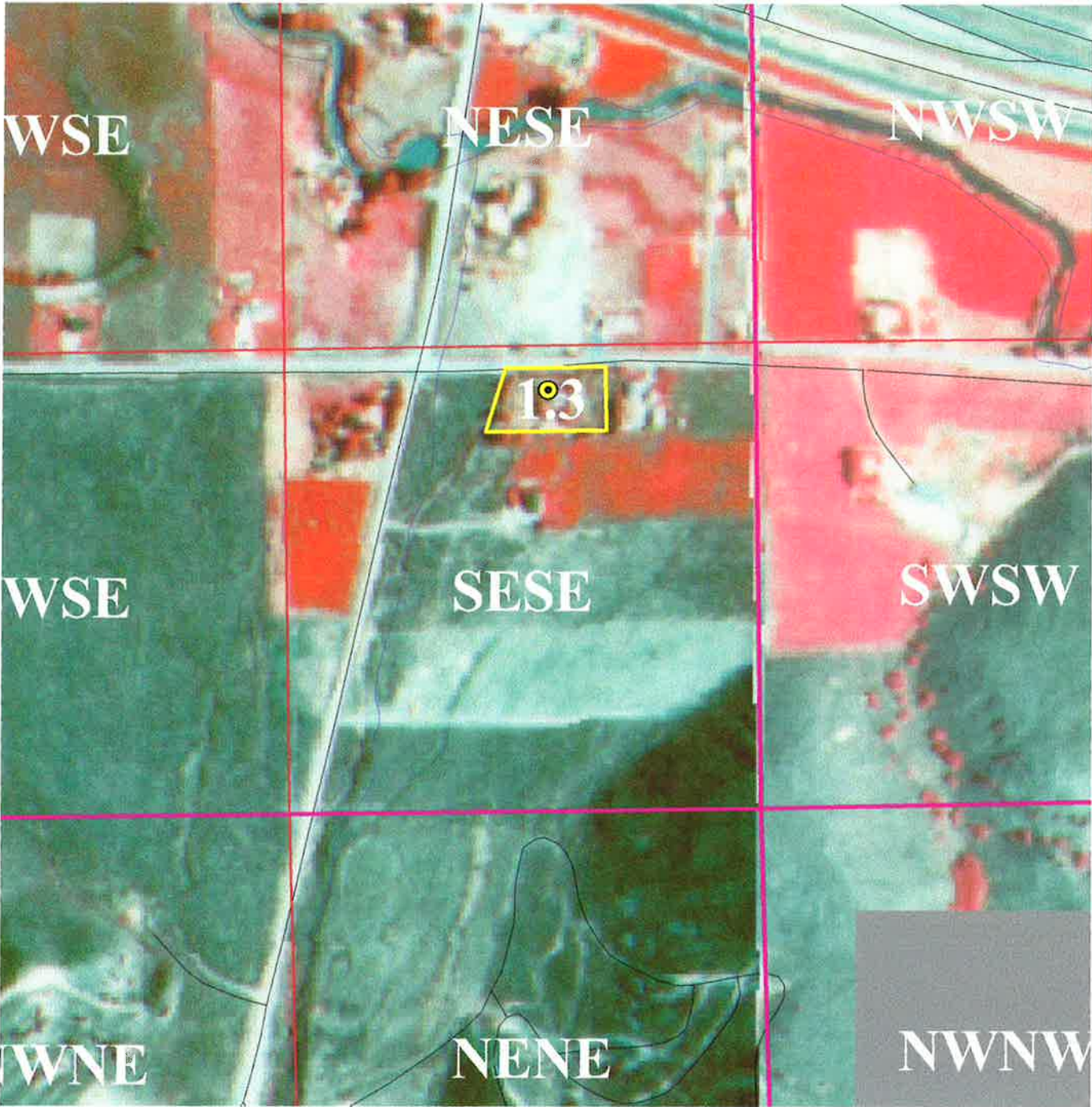
09/06/2000



Water Right Claim Number A29-04318
Township , 7S35E

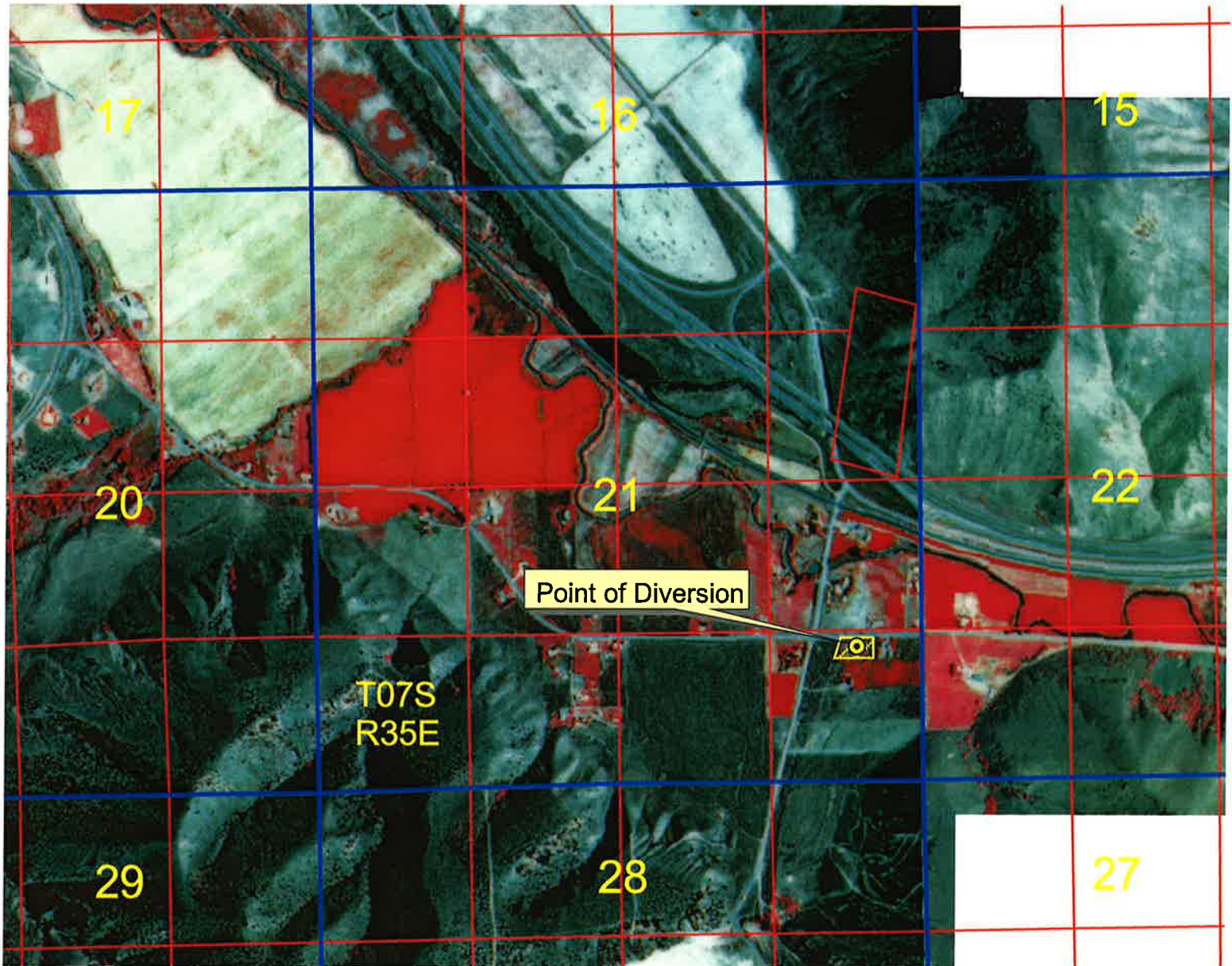
09/06/2000







State of Idaho
Department of Water Resources
Eastern Region
Water Right 29-4318



0.5 0 0.5 1 Miles

1:16000



- Point(s) of Diversion
- ▨ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

PROFILED

SCANNED
MAR 24 2006

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: January 2003

02/13/2003

NOTICE OF ERROR
REPLY

*Paul
Climbach*

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-4318

CARL PAUL KLIMBACH
7077 W PORTNEUF RD
POCATELLO ID 83204
Telephone Number: (208)232-2413

RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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MAY 21 2003
Department of Water Resources
Eastern Region

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4-14-03 SIGNATURE: *Carl Klimbach*
Please print your name: CARL KLIMBACH

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

RECEIVED

MAY 07 2003

WATER RESOURCES
WESTERN REGION

PROFILED

SCANNED
MAR 24 2006

WR# 29-4318

Date: 6-18/22-01



Notes: Pump in pump house. Chair in background (GPS on top of pump)

PROFILED

SCANNED
MAY 24 2006

WR# 29-4318

Date: 6-18/22-01



Notes: Lawn that is being irrigated. Sprinklers underground.

SCANNED
MAR 24 2006

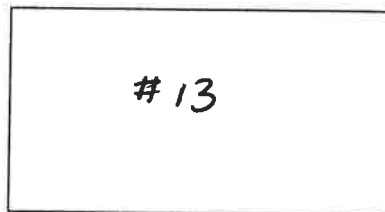
WR #: 29-4310

DATE: _____

GPS File: 4318 OR

Northing: _____

Easting: _____



Notes: Pump in Pumphouse (Chair in Background)

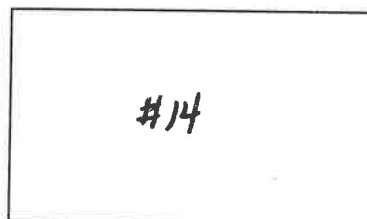
WR #: 29-4318

DATE: _____

GPS File: 4318 Or

Northing: _____

Easting: _____



Notes: Lawn that is Being Irrigated (underground sprinklers)

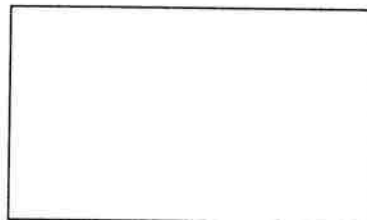
WR #: _____

DATE: _____

GPS File: _____ Or

Northing: _____

Easting: _____



Notes: _____

SCANNED

MAR 24 2006

CLAIM NO. 29 - 4318

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
- see map -
When 1st = _____ 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 _____

03/19/98

PROFILED

SCANNED
MAR 24 2006

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. 29-4318

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 _____

Contact Person(s) Carl ~~Kim~~ Klim Bach

Nature of Contact Set Appointment

Substance of Communication _____

*USES Underground Sprinkler system

* County uses well to monitor pollution from County Dump (up the Road)

* Well is Registered GPS Sight Through County (Barnock)

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MAR 24 2006

SCANNED

Log for claim A29-04318

JUN 10 2000
Spatial Dynamics LTD

9/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	21	SESE	1	1.3	POD placement?
Totals:			1	1.3	

- * Irrigates Lawn 1.3 Acres.
- * Uses ~~Sub~~ Underground Sprinkler System
- * Owner said that County Uses Well to monitor
Pollution from ~~the~~ County Dump. (See map)
- * Well is a Registered GPS Sight, through County.
- * Pictures #13 - Pump in Pump house (Chair in Background)
#14 Lawn Being Irrigated.

AJ5809NP
No. A29-04318

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 206

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CARL PAUL KLIMBACH 7077 W PORTNEUF POCATELLO ID 83204 (208) 232-2413	04/01/1953	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.030 CFS 0.040 CFS	
TOTAL DIVERSION:					0.070 CFS	
CONSUMPTIVE USE:						2.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T07S R35E S21

SESE

BANNOCK 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	35E	21	:					:					:					:							
																							01	:	1.0
																							TOTAL ACRES	:	1.0

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

POU County: BANNOCK

Non-Irrigation Uses: D/ ONE HOME

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-07191 29-12223 A29-07191 A29-07554 A29-12223

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02080 A29-07554

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

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

Audit: 05/22/90 DCARLSON 07/20/94 THOMPSON 03/29/95 POST-STD

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

Box 217 Rt. 3, South Pocatello, Idaho 83204 Telephone No. 232-2413
(Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) 1st BUILDING PERMIT ISSUED 1983, AUGUST
PER BANNOCK COUNTY CLERK

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

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity		Use		Period of Use From (Mo., Day)	To (Mo., Day)
Quantity	0.04 cfs	Use	Domestic	Period of Use From 1-1	To 12-31
Quantity	0.03 cfs	Use	Irrigation	Period of Use From 4-15	To 10-15
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

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. Domestic 1 hp jet pump and 50 gal. pressure tank with 3/4" pipe to house, 1 1/2" line to irrigation ditches.

[illegible]

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

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

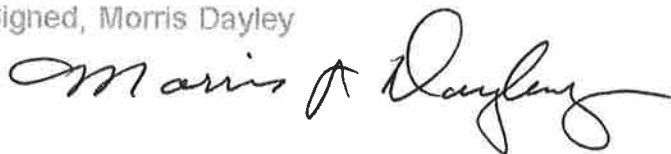
March 30, 1995

Evidence of Priority
Water Rights
AJ5809NP No. A29-04318
Carl Klimbach
7077 W Portneuf Rd
Pocatello Id 83204
208 232 2413

I Morris Dayley, have lived on Portneuf Road for 58 years. I remember Dave Schields hand digging his well with his wife's assistance in 1952. They used a 1934 Ford as a winch to haul up the dirt then cast another four feet of concrete casing. They would then dig out from under the casing and slip the form down. Repeating this process the well achived 65 feet.

I attest to these remeberances before Bradford Garner, a notory whose commision expires on 8-23-1998.

Signed, Morris Dayley



I, Carl Klimback as of this date am waiting for Idaho Power to send a copy of the earliest record of power use for this well, I will send it in as soon as it arrives.

Signed, Carl Klimbach



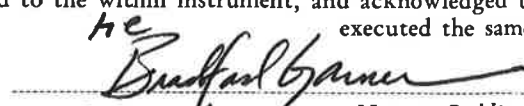
MICROFILMED

NOV 13 1996

STATE OF IDAHO, COUNTY OF

On this 30th day of MARCH, 1995,
before me, a notary public in and for said State, personally
appeared MORRIS DAYLEY

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.



Residing at
Comm. Expires

Pocatello
AUG 23, 1998

Notary Public
, Idaho

JUN 15 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-04318
Date Received: 5/02/1990
Receipt No: E014080
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL PAUL KLIMBACH 208-232-2413
Address: 7077 W. PORTNEUF
POCATELLO, ID 83204

2. Date of Priority: APR 01, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	21	SE	SE			BANNOCK

5. Description of diverting works:
WELL/PUMP TO HOME AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.030		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	21	SE	SE		IRR	1.0

A29-04318

Page 1

Date: 05/22/90

MICROFILMED

NOV 13 1992

A2904318



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

					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: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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

A29-04318

Date Received

5-2-90

Receipt Number

*EO 14080**av**OKS 1629 26" 1613 25" 51*

RECEIVED

MAY - 2 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR - 5 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) CARL KLIMBACH Phone (208) 232-2413Mailing Address 7077 W PORTNEUF Zip 832042. Date of Priority (Only one (1) per claim) APRIL 1, 19533. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 7 S Range 35 E Section 21,
SE 1/4 of SE 1/4 of 1.25 ACRES 1/4, Govt. Lot, _____ B.M., County of SANNOCK

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.DOMESTIC 3/4 HP SUBMERSIBLE
PUMP @ 85' 3/4" LINE TO HOUSE 1/2" TO LAWN
SPRINKLERS

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NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 1-1 to 12-31 amount 0.04 or _____

For IRRIGATION purposes from 4-15 to 10-15 amount 0.03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.07 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	35E	21																/	/

Total number of acres irrigated LAWNS /

11. In which county (ies) are lands listed above as place of use located? BANNOCK

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

14. Remarks:

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NOV 13 1992

Last Name KLINBACH Ident No. CLAIM# 29 43 18

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The grid is composed of 16 columns and 16 rows of these squares.

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NOV 13 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 29-4318
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) *Carl K. H. [Signature]* Date 4-4-90
Carl K. H. [Signature] Date 5-1-90

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 1st day of May 19 90

SEAL

Notary Public *[Signature]*

Residing at Pocatello, Idaho

My Commission Expires July 19, 1993

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
NOV 13 1992

Copies White-State, Yellow-Claimant