

02/18/2003

NOTICE OF ERROR
REPLY

Zog

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: 29-7132

GORDON RAY YOST

1681 LUND RD

BANCROFT ID 83217

Telephone Number: (208) 648-7886

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

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

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

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

DATE:

3/10/03

SIGNATURE:

Gordon Yost

Please print your name:

Gordon Yost

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

RECEIVED
APR 17 2003
Department of Water Resources
Bancroft Region

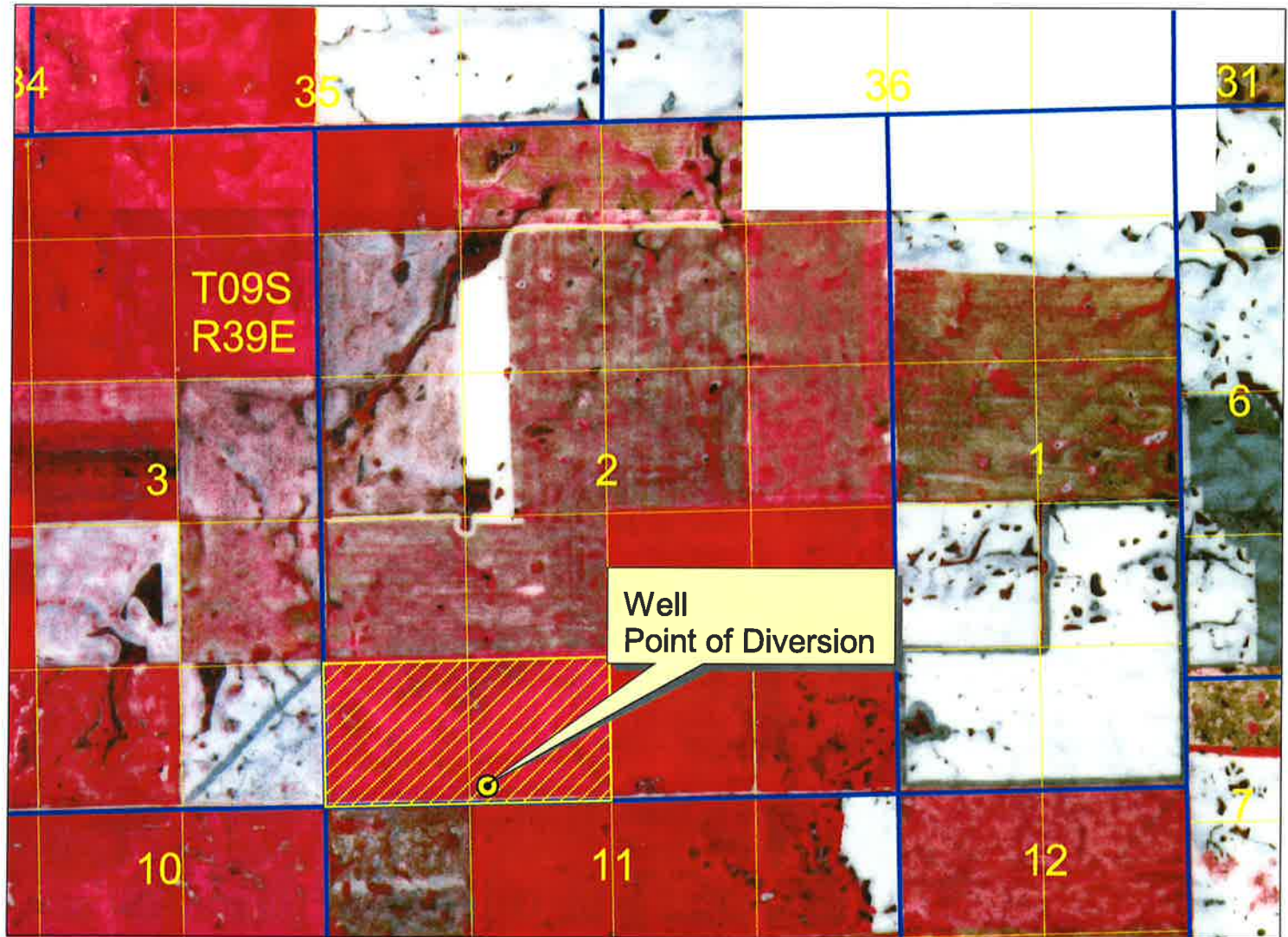
PROFILED

SCANNED

APR 14 2003



State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-7132



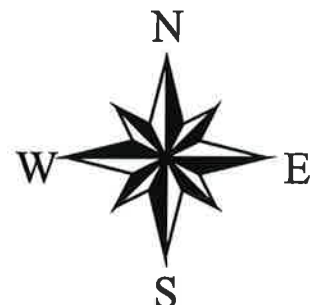
0.4 0 0.4 0.8 Miles

Irrigated Acres = 78

- Well.shp
- Place of use.shp
- Sections
- QQ

APR 14 2006

PROFILED



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7132 V1

WATER RIGHT NUMBER: 29-7132 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GORDON RAY YOST 1681 LUND RD BANCROFT, ID 83217 (208)648-7886

Priority Date: 05/23/1973

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	1.090 CFS	273.00 AF
	<u>Total Diversion:</u>	1.090 CFS	273.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4SW1/4	Sec. 2,	Twp 09S,	Rge 39E, B.M.
CARIBOU County				

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	
09S	39E	2																	78.0

Total Acres: 78

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7132 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: 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	11/21/2002 3:32:33 PM	rwarnar			Active
Priority Date	11/21/2002 3:33:14 PM	rwarnar			Active
POD	11/21/2002 3:34:15 PM	rwarnar			Active
Source	11/21/2002 3:34:31 PM	rwarnar			Active
POU	11/22/2002 9:29:07 AM	rwarnar			Active
Use	11/22/2002 9:29:24 AM	rwarnar			Active
Season	11/22/2002 9:35:43 AM	rwarnar			Active
Quantity	11/22/2002 10:14:08 AM	rwarnar			Active
Summary			11/22/2002	rwarnar	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	11/21/2002 3:32:35 PM	rwarnar	(No) 1. Do you want to schedule an appointment?
			Comment for 1: desktop review
Priority Date	11/21/2002 3:33:15 PM	rwarnar	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7132 V1

POD	11/21/2002 3:34:16 PM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	11/21/2002 3:34:32 PM	rwarner	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POD	11/22/2002 9:05:22 AM	rwarner	Edited point location
POU	11/22/2002 9:29:08 AM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	11/22/2002 9:29:25 AM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	11/22/2002 9:35:45 AM	rwarner	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (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? (Yes) 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) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
POU	11/22/2002 9:03:09 AM	rwarner	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7132 V1

Quantity	11/22/2002 10:14:09 AM	rwarner	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Bancroft-Lund Decreed
Summary	11/22/2002 10:16:12 AM	rwarner	(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? (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?

WR5809NP
No. 29-07132

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/27/01
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GORDON RAY YOST 1681 LUND RD BANCROFT ID 83217	05/23/1973	IRRIGATION	04/15 10/15	1.090 CFS	273.00 AFA
TOTAL DIVERSION:					1.090 CFS	273.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T09S R39E S02

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	:	SUM
09S	39E	2	:											39	39					:	78.0
																				TOTAL ACRES	78.0

Pou County: CARIBOU

Dates:	App. Received:	Priority Date:	05/23/1973
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc:	Water District Number:	Field Exam Fee:
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Audit:	03/12/85	05/22/88 CONVERT	03/12/96 PRODMGR
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IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-12-1991

PAGE: A-57

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
29-07132	GORDON RAY YOST 1681 LUND RD. BANCROFT ID 83217	05/23/1973	IRRIGATION	04-15 10-15	1.09 273.0	CFS AFY LICENSE
	POINT OF DIVERSION: T09S R39E S02				1.09	CFS
	PLACE OF USE: IRRIGATION	SESW			273.0	AFY
	T09S R39E S02	SWSW 39.0			195.0	AFY
	78.0 ACRES TOTAL		SESW 39.0			
13-07068	GRANT H. GIBSON 1232 MOUNTAIN RD. GRACE ID 83241	12/14/1973	IRRIGATION	04-15 10-15	3.2	CFS PERMIT
	POINT OF DIVERSION: T10S R40E S07				3.2	CFS
	PLACE OF USE: IRRIGATION	SENE				
	T10S R40E S07	NENE 40.0				
	160.0 ACRES TOTAL		SENE 40.0	NESE 40.0	SESE 40.0	
REMARKS: THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.						

MAY 7 2001

Claim 50⁰⁰
Acres 78⁰⁰
128⁰⁰

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: A29-07132
Date Received: 1/24/1990
Receipt No: 2011848
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GORDON YOST
Address: P.O. BOX 2190
BANCROFT, ID 83217 208-648-7886
OR
Name: SHERRY YOST
Address: P.O. BOX 2190
BANCROFT, ID 83217 208-648-7886

A2907132



2. Date of Priority: MAY 23, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	39E	2	SW	SE	SW		CARIBOU

5. Description of diverting works:
WELL, PUMP AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	1.090		273.00

7. Total Quantity Appropriated is:
1.090 C.F.S. (and/or) 273.00 A.F.A.

8. Total consumptive use is 195.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A29-07132

Page 1

Date: 01/24/90

MICROFILMED
NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	39E	2	SW	SW		IRR	39.0
			SE	SW		IRR	39.0
					Section Acres		78.0
					Total Acres		78.0

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: LICENSE

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: 0

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): Anderson Date: Jan 24, 1990

Date: _____

State of Idaho)
County of Bruneau) SS.

Subscribed and sworn (or affirmed) before me this 24 day

of Jan 19 90

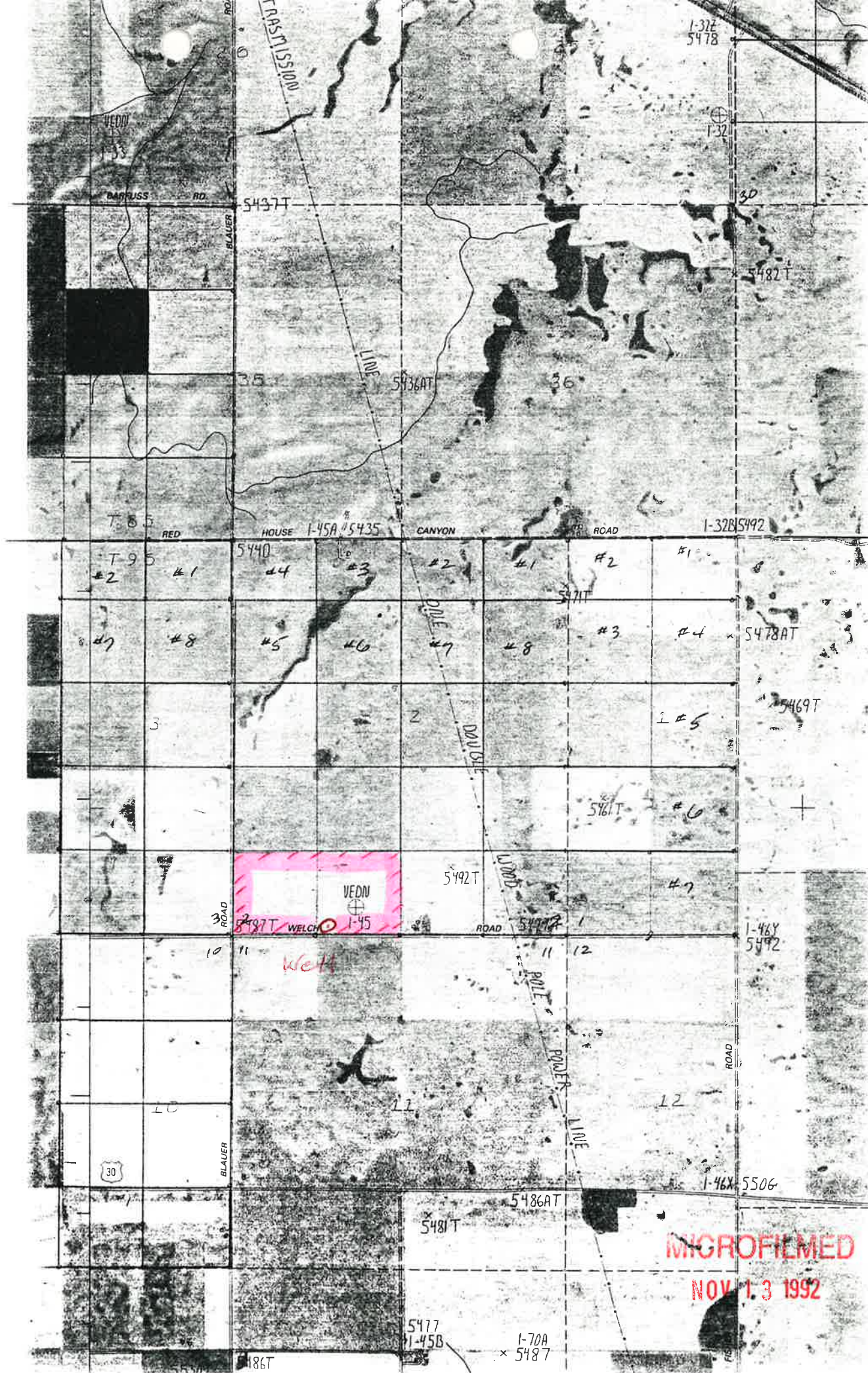
Ernest Carlson
Notary Public



Residing at Alamo Falls, ND

My Commission Expires 6-14-1994

Rge 39E.



MICROFILMED
NOV 13 1992

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