

10/22/2002

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

RIGHT NUMBER: 29-7142

NAME AND ADDRESS: SPACE ACRES WATER USERS
C/O DENNIS HESS
12566 N NEPTUNE ST
POCATELLO ID 83202

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.250 CFS
13.200 AFY

PRIORITY DATE: 09/06/1973

POINT OF DIVERSION:

T05S R34E S32 NESWNW Within BANNOCK County

T05S R34E S32 NESWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.250 CFS
13.20 AFY

PLACE OF USE: DOMESTIC Within BANNOCK County

T05S R34E S32 SNNW

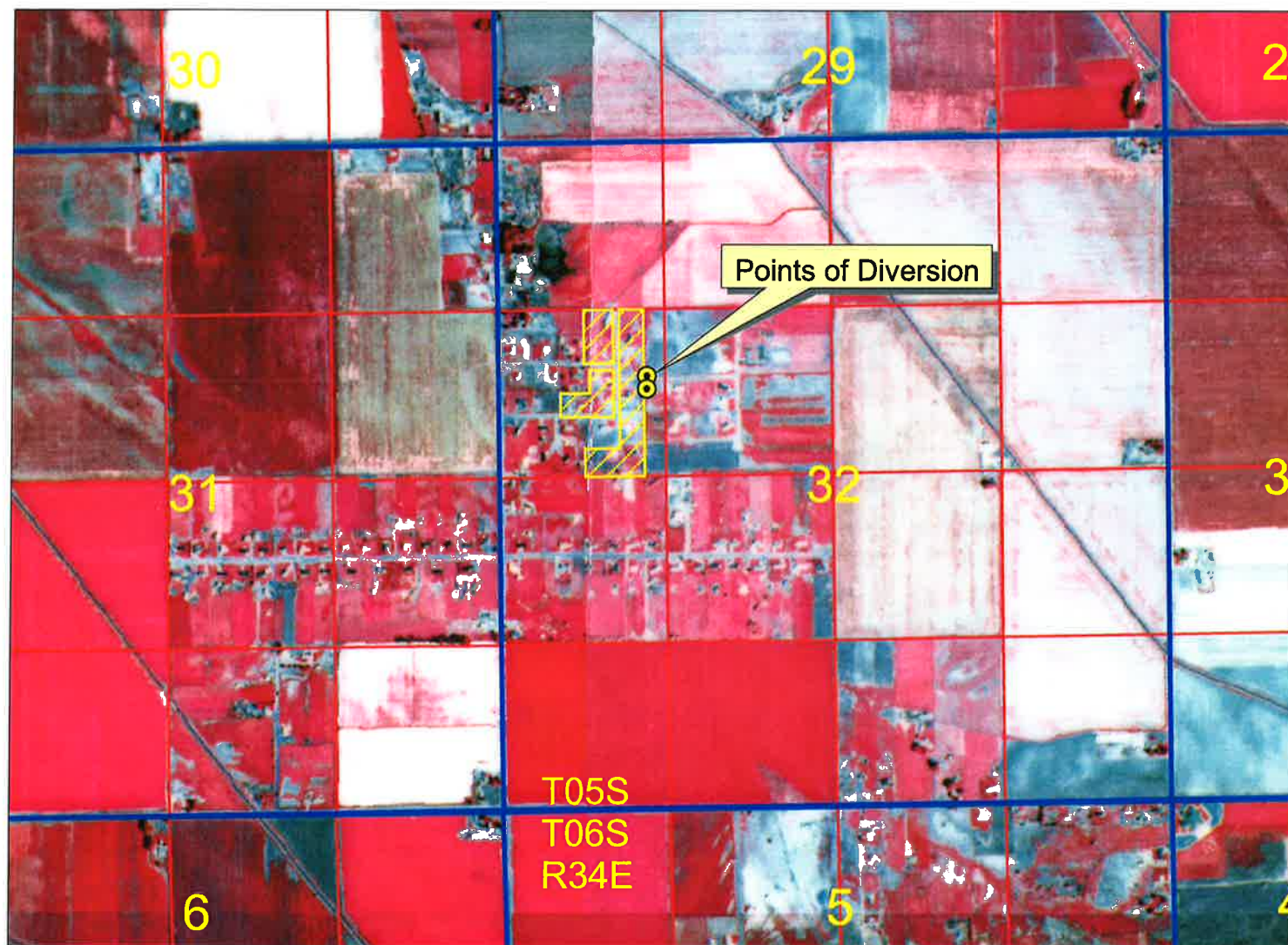
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

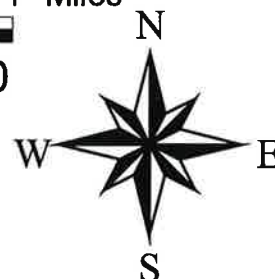
EXPLANATORY MATERIAL: License



State of Idaho
Department of Water Resources
Eastern Region
Water Right: 29-7142



1:16000



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

PROFILED

SCANNED

APR 14 2008

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: October 2002

02/18/2003

NOTICE OF ERROR
REPLY

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: 29-7142

SPACE ACRES WATER USERS
C/O DENNIS HESS

12566 N NEPTUNE ST
POCATELLO ID 83202

Telephone Number: (208) 237-5098

*Change to Dennis G. Howell
address and phone number are correct*

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:

we are serving Kenneth Shuck home on venus st next to Rio vista Rd. they were a late addition. I will file an application with Harold Jones to include them.

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: 7 march 2003 SIGNATURE: Dennis G. Howell

Please print your name: DENNIS G. HOWELL

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

PROFILED

SCANNED
APR 14 2003

RECEIVED

JUN 12 2001

Department of Water Resources
Eastern Region

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): PWS # 6030050

Water Right # A29-07142

[] Old Mailing Address: SPACE ACRES WATER USERS ASSN.
% Dennis Hess

12733 N. NEPTUNE STREET

Pocatello, Idaho 83202

[] New Mailing Address: SPACE ACRES WATER USERS ASSN.
% Dennis Howell

12566 N. NEPTUNE STREET

Pocatello, Idaho 83202

[] Telephone Number: (208) 237-5098

[] Signature of Claimant: Dennis C. Howell

[] Date: 9 June 2001

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:

PROFILED

SCANNED
APR 19 2006

JUNE 14, 2001

DEAR GENTLEMEN:

WATER RIGHT NUMBER A29-07142 HAS BEEN CHANGED TO REFLECT THE ADDRESS ON THE FRONT OF THIS CARD.

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

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



SPACE ACRES WATER USERS ASSOCIATION
C/O DENNIS HOWELL
12566 N NEPTUNE ST
POCATELLO ID 83202

SCANNED

APR 14 2001

MAY 16 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: A29-07142
Date Received: 3/26/1990
Receipt No: M006362
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPACE ACRES WATER USERS
Address: C/O DENNIS HESS
12733 N. NEPTUNE RD.
POCATELLO, ID 83202
208-237-0328

2. Date of Priority: SEP 06, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	34E	32	NE	SW	NW		BANNOCK

5. Description of diverting works:
2 WELLS AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.250		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 11 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	34E	32	SW	NW		DOMEST	

11. Place of use in counties: BANNOCK

A29-07142

Page 1

Date: 03/26/90

MICROFILMED

NOV 13 1992

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

13. Other Water Rights Used:
FORT HALL IRRIGATION

14. Remarks:

2 WELLS ARE LOCATED IN THE NE 1/4, SW 1/4, NW 1/4 OF SEC. 32.
ONE WELL IS ON THE SOUTH SIDE OF SATURN ROAD, AND THE OTHER IS
LOCATED ON THE NORTH SIDE OF SATURN ROAD.

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: -1-

For Organizations:

I do solemnly swear or affirm that I am President Dennis L. Ness of

SPACE ACRES WATER USER that I have signed the foregoing
Organization

document in the space below as President of
Title

SPACE ACRES WATER USER and that the statements contained in the
Organization

foregoing document are true and correct.

Dennis L. Ness
Signature of Authorized Agent

President SPACE ACRES WATER USER

Title and Organization

3-26-90
Date

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of March 19 90

Carter Fritschle
Notary Public

Seal

Residing at Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires My commission Expires March 21, 1994

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. A29-07142Date Received 4-27-1990Receipt Number M006362NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

RECEIVED
MAY 02 1990
posted 4/30/90 RME
Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Donna Shuck (Space Acres Water Users) Phone (208) 237-0328 (Hess)Mailing Address Space 12733 N. Neptune Pocatello, Idaho Zip 832022. Date of Priority (Only one per claim) Sept. 06, 1973 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 05S Range 34ESection 32 , NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot 111D , BM.,County of Bannock

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. 2 wells and pumps

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 01/01 Month/Day to 12/31 Month/Day amount 0.250 (cfs)For _____ purposes from _____ to _____ amount _____
(Both dates are inclusive)7. Total quantity claimed 0.250 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic, for the 12th home of the
Space Acres Water Users

10. Place of use is: Township: 05S Range 34E
Section 32, SW 1/4 of NW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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 ☒ 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.
() None or Fort Hall Irrigation

14. Remarks: 2 wells are located in the NE 1/4, SW 1/4, NW 1/4 of Sec. 32
One well is on the South side of Saturn Road, and the other is located on
the North side of Saturn Road.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) to the best of my knowledge,
Donna J. Shuck Date 4/28/90
Kenneth R. Shuck Date 4/28/90

For Organizations: I do solemnly swear or affirm that I am bonafide share-holding member
of Space Acres Water Users Association Title _____
document in the space below as share-holder of Space Acres Water Users Assoc.
and that the statements contained in the foregoing document are true and correct.
Signature of Authorized Agent President SPACE ACRES WATER USERS
Dennis L. Ness Date 4-28-90

Title and Organization _____

State of Idaho/or _____)

County of Bannock) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 28th day of April 1990

SEAL

Notary Public John R. Valenty

Residing at Pocatello, Idaho 83202

My Commission Expires Oct. 1 - 1993

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

CLAIMANT'S NAME: Donna ShuckDATE: 5-16-90EMPLOYEE: Carter Fritschle

RE: I had a telephone conversation with Donna Shuck on 4-24-90. At this time we discussed the filing of the additional claim (expansion of License 29-07142 by one home). She indicated that the home was added in the late 70's or early 80's. Apparently she decided to use the priority date of the license instead of the date she actually put the water to beneficial use as suggested in the phone conversation. This claim should be investigated as to priority date and quantity of water.

Attention Mr. Carter Fritchel

Hope this suffices to properly and legally register our claim to a water right. If there is an additional fee required, Mr. Hess assured me that the Association will take care of it.

Thank you, Mr. Fritchel, for your prompt and courteous assistance.

Donna Shuck
14980 W. Venus St.
Pocatello, Idaho 83202
PHONE: 208-237-0692



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 17, 1990

RECEIVED
JUN 18 1990

Donna Shuck
14980 W. Venus St.
Pocatello, Idaho 83202

Department of Water Resources

RE: Notice of Claim to a Water Right in the Snake River Basin
Adjudication (SRBA), Bannock County

Dear Ms. Shuck:

This office has received the Notice of Claim to a Water Right you submitted in the SRBA for the additional house connected to the Space Acres Water Users water system. Because this is an additional water right, the \$25.00 filing fee is required.

You have entered the identification number of the claim filed by Space Acres Water Users on your claim. When the filing fee is received, the claim will be assigned a new identification number; at that time, you will be sent a copy for your files.

We will delay the processing of this claim for 30 days. Please return a copy of this letter with the \$25.00 filing fee to my attention on or before June 18, 1990 to avoid a late filing fee.

Sincerely,

Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

CF:sf:state:tf

Enclosure:

Copy of This Letter

*For the record, I want it noted that we are owners of an original share in Space Acres Water Association. However, somehow the Association has failed to record us as a member with the State (although we've always been carried on Association records and paid our monthly water bill, etc.).



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 17, 1990

Donna Shuck
14980 W. Venus St.
Pocatello, Idaho 83202

RE: Notice of Claim to a Water Right in the Snake River Basin
Adjudication (SRBA), Bannock County

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Sincerely,

Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

CF:sf:state:tf

Enclosure:

Copy of This Letter