

08/19/2003

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

RIGHT NUMBER: 29-7179

NAME AND ADDRESS: JOHANNA FLETCHER
5852 W BUCKSKIN
POCATELLO ID 83201

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.140 CFS
18.70 AFY

PRIORITY DATE: 03/08/1974

POINT OF
DIVERSION: T06S R35E S26 SWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
IRRIGATION	05/01 10/30	0.100 CFS 17.50 AFY

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 MAY 1 AND AFTER OCTOBER 30 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.

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R35E S26 SWNW 5.0

DOMESTIC Within BANNOCK County

T06S R35E S26 SWNW

5 ACRES TOTAL

08/19/2003

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

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 - License



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

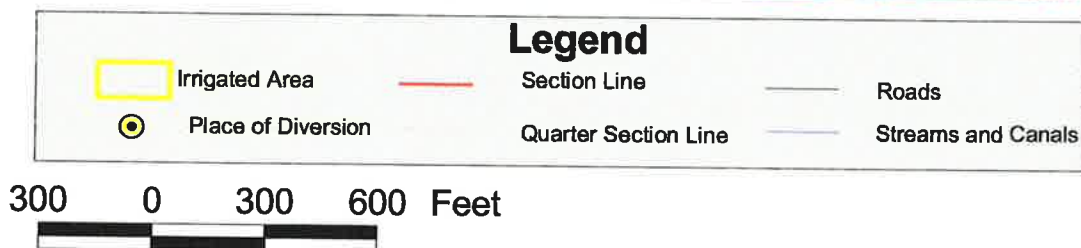
 Streams and Canals

Legend



Water Right Claim Number A29-07179
Township , 6S35E

09/21/2000





 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

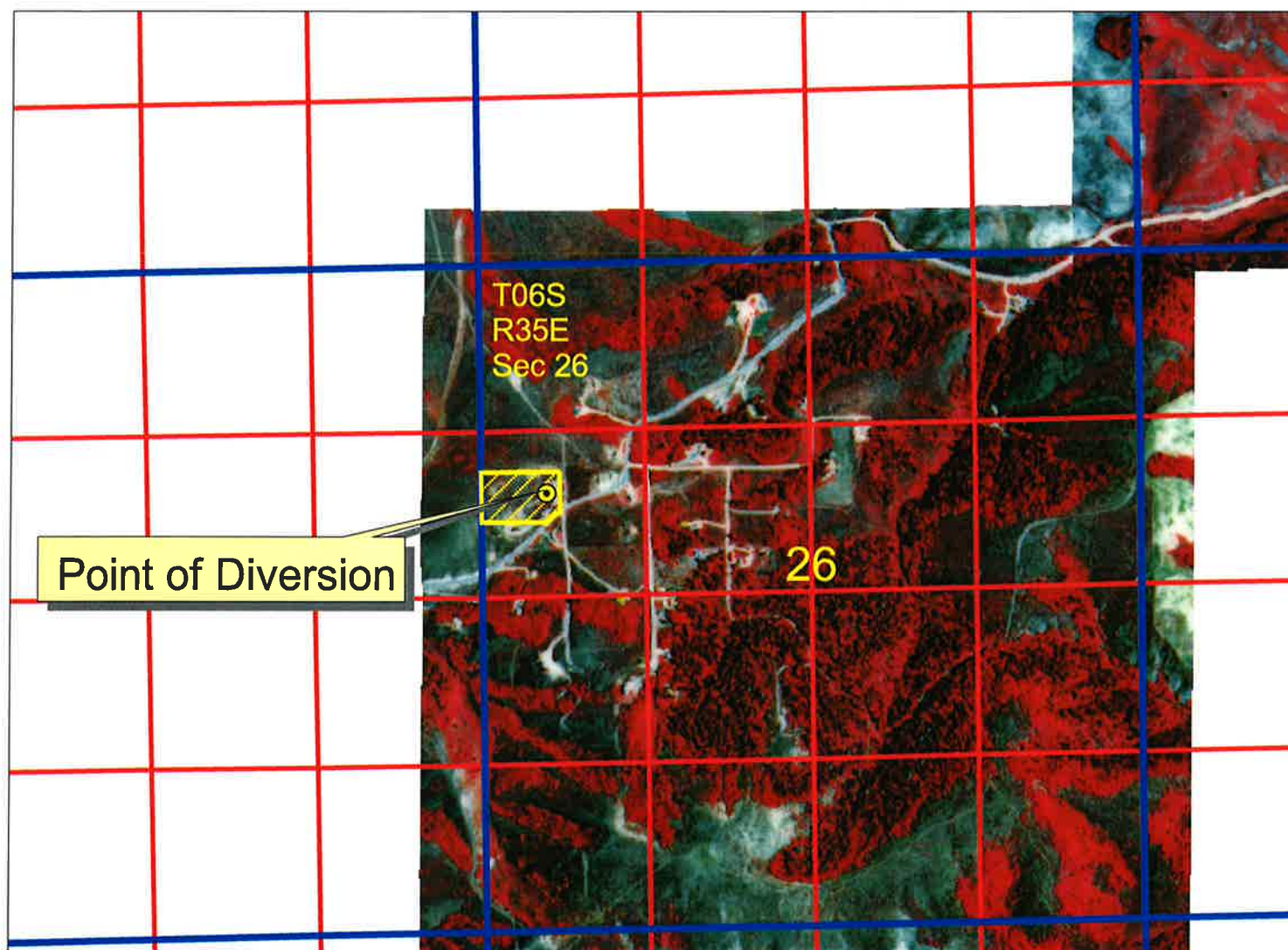
 Streams and Canals

Legend





State of Idaho
Department of Water Resources
Eastern Region
WR 29-7179



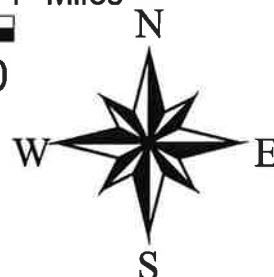
Point of Diversion

T06S
R35E
Sec 26

26

0.5 0 0.5 1 Miles

1:16000



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

PROFILE

SCANNED

APR 20 2006

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 22, 2003

JOHANNA FLETCHER
5852 W BUCKSKIN
POCATELLO ID 83201

RE: Notice of Change of Water Right Ownership (NCO) for 29-7179 and Notice of Completed Administrative Proceeding (NCAP)

Dear Mrs. Fletcher:

On August 19, 2003, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Kristen Forsgren
Office Specialist 1

Enclosure

cc: DORA WIEDHOLZ

PROFILED

SCANNED
APR 20 2006

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

Water Rights: 29-7179

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Aug 19, 2003.

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 22, 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
DORA WIEDHOLZ
3850 ROCK CREEK RD
AMERICAN FALLS, ID 83211

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
JOHANNA FLETCHER
5852 W BUCKSKIN
POCATELLO, ID 83201

4. One copy to:

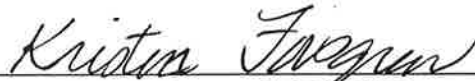
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

SCANNED

APR 20 2006

OK gc
RECEIVED
AUG 15 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-7179					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Dora Wiedholz
3850 Rock Creek Rd A.F83211

4. New Owner/Claimant(s)

Johanna Fletcher

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

5852 W. Buckskin

City, State and ZIP Code

Pocatello, Idaho 83201

New Telephone Number

(208) 478-2434

5. Date you acquired the property

July 3rd 2003

PROFILED

SCANNED
APR 20 2006

2-2

20319467

Snake River Land Surveyors
P.O.Box 164, American Falls, Idaho 83211

Job # 95010
Dora Wiedholz
5.60 Acres

A tract of land in NW1/4 of Section 26, Township 6 South, Range 35 East of the Boise Meridian being a portion of the Buckskin Saddle Subdivision described as follows:

All of Lot 2, Block 1 of said subdivision together with that portion of Lot 3 Block 1 described as follows:

Commencing at a point on the West boundary of Buckskin Saddle Subdivision said point being the Northwest corner of the SW1/4NW1/4 of Section 26 marked by a Bannock County monument;

Thence, S 0° 01' E along the West boundary of said subdivision, 653.12 feet to the Northwest corner of Lot 3, Block 1 said point being the TRUE POINT OF BEGINNING;

Thence, N 89° 40' 47" E, along the North line of Lot 3, 604.53 feet to a 1/2" rebar with plastic cap marked PLS 843 on the right-of-way of Buckskin Road as it now exists and as shown on a Record of Survey by Snake River Land Surveyors;

Thence S 49° 41' 15" W, along said right-of-way line, 112.00 feet to a 1/2" rebar with plastic cap marked PLS 843;

Thence, leaving said line, N 40° 16' 45" W, 10.07 feet to a 1/2" rebar with plastic cap marked PLS 843;

Thence, S 89° 40' 47" W parallel with the North line of Lot 3, 512.59 feet to a point on the West line of Lot 3 marked by 1/2" rebar with plastic cap marked PLS 843;

Thence, N 0° 01' W, along the West of Lot 3, 64.27 feet to the POINT OF BEGINNING all containing 5.60 acres more or less.

The above description is based on a Record of Survey by Snake River Land Surveyors for Dora Wiedholz.

20319467

Dora Wiedholz

RECORDED AT REQUEST OF

FEE 4 DEPUTY BP

2003 JUL 22 AM 10 27

OFFICIAL RECORD BK# 834
LARRY W. GUAN RECORDER

BOISE COUNTY IDAHO

SCANNED

APR 20 2006

RECORDED TO CORRECT LEGAL

20319467

21
WARRANTY DEED
(GIFT)

20317726

For love and affection, DORA WIEDHOLZ, a widow dealing with her sole and separate property, ("Grantor"), does hereby grant, give and convey unto JOHANNA B. FLETCHER, ("Grantee"), whose address is 5852 W. Buckskin Pocatello Idaho, 83201, the following-described real property located in Bannock County, Idaho, to-wit:

Lot 2, TR In Lot 3 Tax 2 0.87 AC, Block 1, Buckskin Saddle Sub

SEE EXHIBIT "A" ATTACHED HERETO...DW

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, her heirs and assigns forever. Said Grantor does hereby covenant to and with the said Grantee that she is the owner in fee simple of said premises, that they are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

DATED this 3rd day of July, 2003.

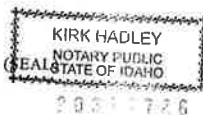
Dora Wiedholz
DORA WIEDHOLZ

STATE OF IDAHO)

County of Bannock)

On this 3rd day of July, 2003, before me, the undersigned, a notary public in and for said State, personally appeared DORA WIEDHOLZ, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



K. Hadley
NOTARY PUBLIC FOR IDAHO
Residing at: Idaho
My Commission Expires: 12/07

RECORDED AT REQUEST OF
DORA WIEDHOLZ
FEE 3.00 COUNTY BY
2003 JUL 3 PM 2:30
OFFICIAL RECORD RX# 833
CODER
IDAHO

Loges

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: 29-7179

DORA I WIEDHOLZ
5852 W BUCKSKIN RD
POCATELLO ID 83201
Telephone Number: (208)233-0100

ERICH B WIEDHOLZ
5852 W BUCKSKIN RD
POCATELLO ID 83201
Telephone Number: (208)233-0100

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:

4/19/03

SIGNATURE:

Dora Wiedholz

Please print your name:

Dora I. Wiedholz

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

SCANNED

APR 20 2003

PROFILED

RECEIVED

APR 24 2003

Department of Water Resources
Eastern Region

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7179 V1

WATER RIGHT NUMBER: 29-7179 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DORA I WIEDHOLZ 5852 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-0100
Current Owner	ERICH B WIEDHOLZ 5852 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-0100

Priority Date: 03/08/1974

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	1.20 AF
IRRIGATION	05/01 to 10/30	0.100 CFS	17.50 AF
	<u>Total Diversion:</u>	0.140 CFS	18.70 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 26, Twp 06S, Rge 35E, B.M.
BANNOCK County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	35E	26								X									

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	
06S	35E	26								5.0									5.0

Total Acres: 5

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7179 V1

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.
2. X01 Domestic use is for 1 home.

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 MAY 1 AND AFTER OCTOBER 30 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: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	10/2/2002 2:14:10 PM	rwarnar			Active
Priority Date	10/2/2002 2:15:56 PM	rwarnar			Active
POD	10/2/2002 2:17:22 PM	rwarnar			Active
Source	10/2/2002 2:17:47 PM	rwarnar			Active
POU	10/2/2002 2:18:09 PM	rwarnar			Active
Use	10/2/2002 2:20:16 PM	rwarnar			Active
Season	10/2/2002 4:45:49 PM	rwarnar			Active
Quantity	10/2/2002 5:10:54 PM	rwarnar			Active
Summary			10/02/2002	rwarnar	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7179 V1

Contacts	10/2/2002 2:14:11 PM	rwarner	(No) 1. Do you want to schedule an appointment? Comment for 1: desktop review
Priority Date	10/2/2002 2:15:56 PM	rwarner	(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?
Use	10/2/2002 2:20:17 PM	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?
POD	10/2/2002 4:21:30 PM	rwarner	Edited point location
POD	10/2/2002 4:23:10 PM	rwarner	Edited point location
Season	10/2/2002 4:45:50 PM	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? (No) 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7179 V1

Quantity	10/2/2002 5:10:55 PM	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 - theoretical was made during site visit in 1977
Summary	10/2/2002 5:20:18 PM	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?
POU	10/30/2002 2:16:24 PM	ecarlson	Edited shape boundary
POD	10/2/2002 2:17:23 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	10/2/2002 2:17:47 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?
POU	10/2/2002 2:18:09 PM	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?

JUN 13 2001

Log for claim A29-07179

Spatial Dynamics LTD

9/21/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	26	SWNW	5	13	Indiscernible
Totals:			5	13	

AJ5809NP
No. A29-07179

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 95

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERICH B WIEDHOLZ	03/08/1974	IRRIGATION	03-15 11-15	0.100 CFS	17.50 AFA
C	DORA I WIEDHOLZ		DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
	5852 W BUCKSKIN RD					
	POCATELLO ID 83201					
	(208) 233-0100					
				TOTAL DIVERSION:	0.140 CFS	18.70 AFA
				CONSUMPTIVE USE:		12.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06S R35E S26

SWNW

BANNOCK 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
06S	35E	26	:																	5.0
																			TOTAL ACRES	5.0

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE								
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06S	35E	26	:																	

POU County: BANNOCK

Non-Irrigation Uses: D/ONE HOME.

Other Rights: N/A

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

29-07306 29-07516 29-11518 A29-07306 A29-07516 A29-11518

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 03/26/90 MEYER 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7179 Priority March 8, 1974 Amount 0.14 cfs

THIS IS TO CERTIFY, that ERICH B. &/or DORA I. WIEDHOLZ
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7179 issued pursuant to Application for Permit dated March 8, 1974,
and has submitted proof to the Department of Water Resources on April 1, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.14 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from January 1 to December 31	at 0.04 cfs and	1.2 acre feet
Irrigation	from May 1 to October 30	at 0.10 cfs and	17.5 acre feet
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.14 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
18.7 acre feet per year, said waters to be diverted within the SW 1/4 NW 1/4, Sec. 26, Twp. 6S,
Rge. 35E, B. M. in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	35E	26							X 5	(domestic)									5

Total number of acres irrigated 5

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of

December, 19 78


Director

Identification No. 29 7179
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Erich B. and/or Dora I. Wiedholz
post office address 818 W. Custer, Pocatello, Idaho 83201
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 26 Township 6S
Range 35E B.M. Bannock County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.08 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.10 for Irrigation purpose from May 1 to Oct. 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.18 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and 1½ h. p. submersible pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo., Day) (Mo., Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 275 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.
b. Estimated construction cost is \$2,150.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 26 Township 6S
Range 35E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2
(5) If water is to be used for other purposes describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

APPROVED
RECEIVED
JUN 23 1978
Department of Water Resources

Comes now ERICH B. &/or DORA I. WIEDHOLZ
of (address) Buckskin Road, Pocatello, Idaho 83201, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 29-7179, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW ¼ NW ¼, Section 26, Township 6S, Range 35E, B.M.,
County of _____ Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.10 for Irrigation purposes from May 1 to October 30 (both dates inclusive)
(cfs or acre feet per annum)

Amount 0.04 for Domestic purposes from January 1 to December 31 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

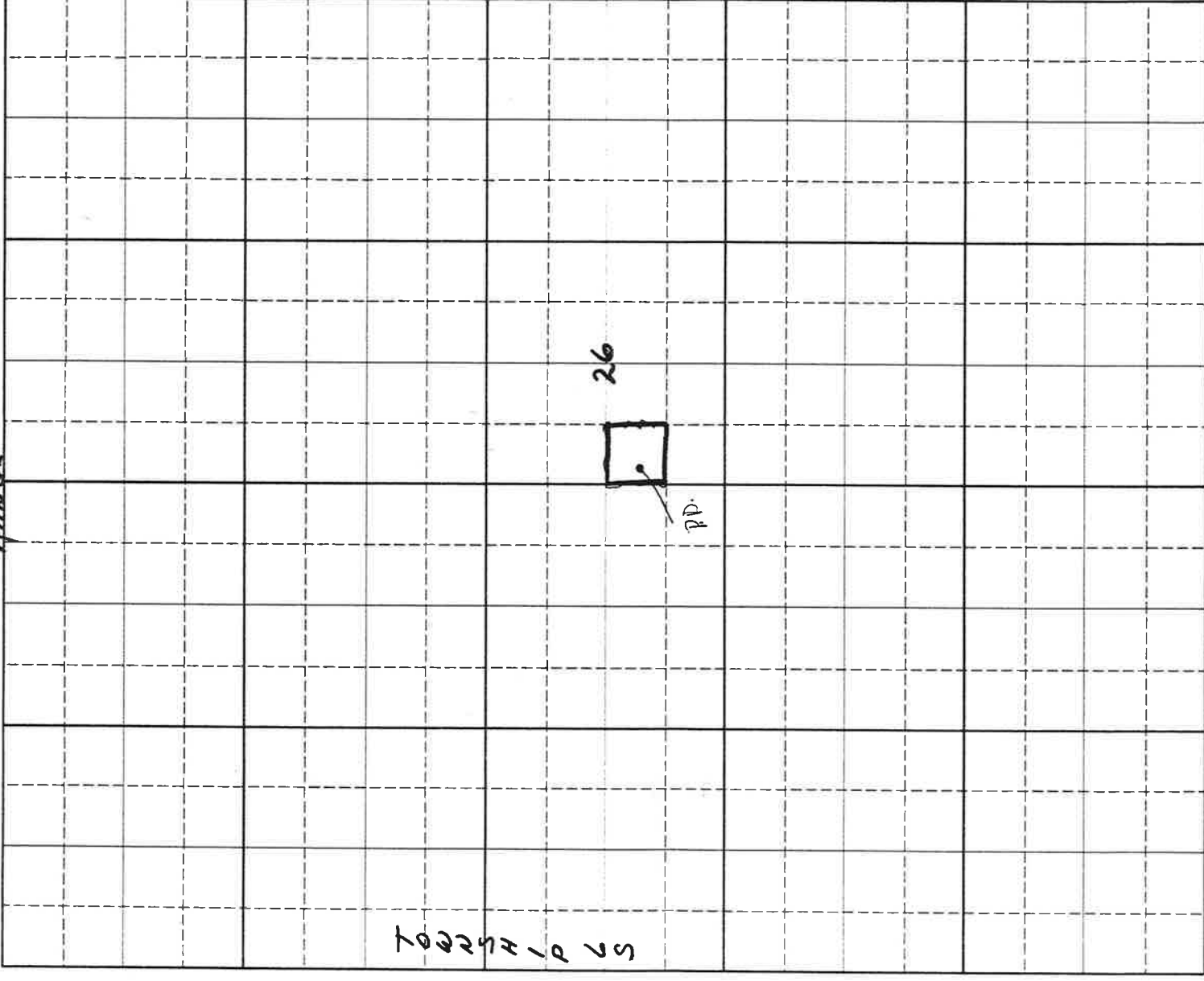
TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	35E	26							X 5		(domestic)								5

Total number of acres to be irrigated = 5

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

RANGE 35E



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Charles H. Hahnel
(Applicant)

20 7179

RECEIVED
233-0100

APR 15 1976

Department of Water Resources
Eastern District Office

Department of Water Resources
Eastern District Office

(name spring, stream, etc.)

Tributary to

Amount 0.08 c.f.s. for Domestic (2)
 _____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.10 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 30
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from 18/01/2020 to 20/01/2020
(mo.-day) inclusive (mo.-day)

Other uses:

Max Rate of Diversion 0.18 cubic feet per second and annual volume _____ AF/Annum.

Township 6S N/S, Range 35E E/W, B.M., Section 26, Subdivision NW 1/4 SW 1/4, **Bannock** County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township_____N/S, Range_____E/W, B.M., Section_____, Subdivision_____/4_____/4_____, _____County

Other Points of Diversions:

Description of diverting works: Well and 1½ hp submersible pump, 75' deep
8" diameter

Measuring device required: yes ☐ no ☒

[illegible]**TOTAL ACREAGE**

15

T
6S

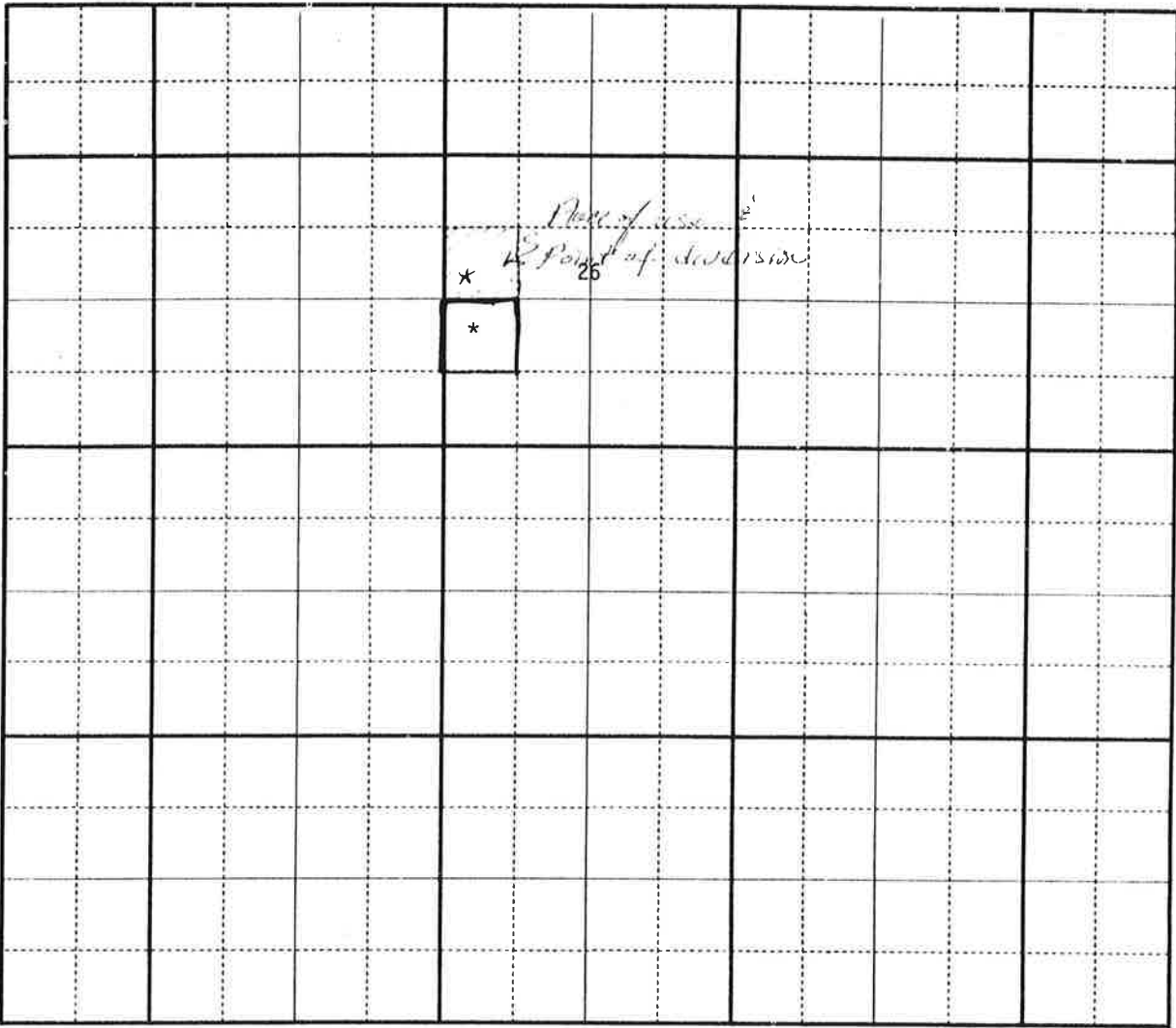
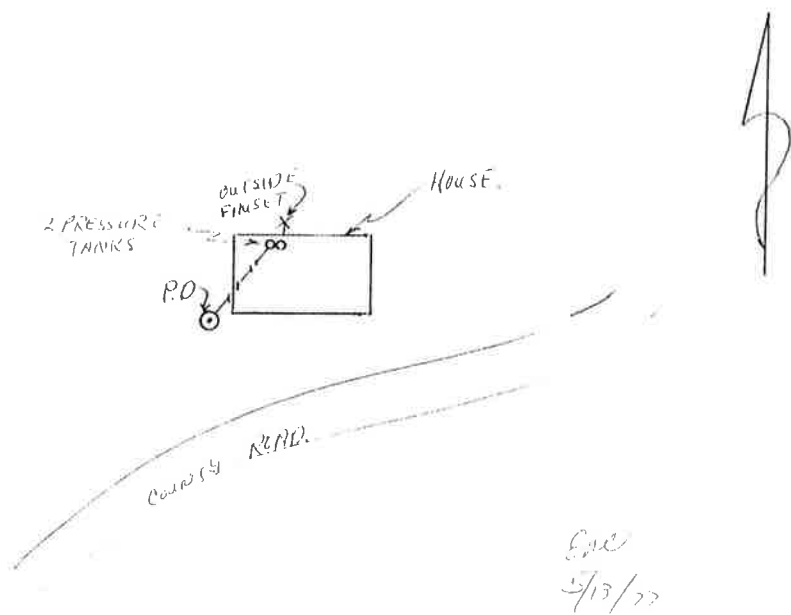


Diagram of System



DATE OF EXAM May 10, 1977

ACREAGE
Found 5
Recommended 5

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 0.10 c.f.s. V = 17.5 AF/Ann. from May 1 to Oct 31
Domestic Q = 0.02 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q = 0.04 (one domestic) c.f.s. Y = 18.7 AF/Ann. from Jan 1 to Dec 31
Total 0.10

Is water co-mingled? yes no ☒

Name source: n/a
twp. N/S, Rge , E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Exchange? yes no ☒

Name source exchanged with:
twp. N/S, Rge , E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of injection: N/A
twp. N/S, Rge , E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of exchange: N/A
twp. N/S, Rge , E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Total Q measured n/a Method of measurement Theoretical

Total Q recommended 0.10 Meter No. n/a Type n/a Condition n/a

Total V recommended 18.7 AF/Ann.

Recommended Amendments:

P.D. Change to sec 4 N 1/4 Sec 26 T 6 S R 30 E 15M.
Place of Use Change to sec 4 N 1/4 Sec 26 T 6 S R 30 E 15M.
Other
None

MEASUREMENT CALCULATION:

$Q = \frac{1.48 \times 8.014 \times 1.80}{1.48 \times 30(2.308)} = \frac{10.58}{109.24} = 0.0968 = 0.10 \text{ c.f.s.}$
 $V = 3.5 \times 5 = 17.5$ $\leftarrow \frac{2.76 \times 18.3 \times 1.92 \times 10^{-3}}{0.10} = 36.29$

SYSTEM DESCRIPTION:

1/2 HP, Submersible Jacuzzi pump & motor - 1/2" pipe line Jacuzzi pressure
lines (30 to 60). Pump is at 120 ft. Static water level at 40 ft.
system will run 3 rainbirds.

REMARKS:

in. Reading accompanied agent during examination, only one
house in system.

Examiner's Signature Ernest M. Orlowski Date 9/13/77
Checked by Anthony R. Kozlowski Date 9/14/77
Approved by Date

65, 35E Sec 21



22 23
27 26

23 24
26 25

P.D.

28.3

K

MICROFILMED

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that ERICH B. &/or DORA I. WIEDHOLZ

Beneficial Use Period of Use Rate of Diversion Annual Volume

Domestic from January 1 to December 31 at 0.04 cfs and 1.2 acre feet

Irrigation from May 1 to October 30 at 0.00 cfs and 17.5 acre feet

from _____ at _____ cfs and _____

(both dates inclusive)

Description and location of place of use:

Twp.	Range		NEW	NW¼	SW¼											Total
68	35E	26					X	(DOMESTIC)								5

Total number of acres irrigated..... 5

DO NOT FILM

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of December, 19 78.

Stephen Allred
Director

MICROFILMED

NOV 13 1992

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

FIELD REPORT

RECEIVED
233-0100

1. Name of permit holder Erich B. &/or Dora I. Wiedholz

Post office address 818 W. Custer, Pocatello, ID 83201

APR 15 1978

Person to contact

Department of Water Resources
Eastern District Office

2. Source of water supply: Groundwater ☒ Surface water ☐

Tributary to (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 0.08 c.f.s. for Domestic (2)
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.10 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 30
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 .. AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses:

4. Total amount to be appropriated:

Max Rate of Diversion 0.18 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6S N/S, Range 35E E/W, B.M., Section 26, Subdivision NW $\frac{1}{4}$, SW $\frac{1}{4}$, Bannock

Township _____ N/S, Range _____ E/W, B.M., Section _____ Subdivision _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ County _____

Other Points of Diversions:

Description of diverting works: Well and 1 1/2 hp submersible pump, 275' deep
8" diameter

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 5

DATE OF EXAM May 10, 1977

ACREAGE
Found 5
Recommended 5

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 0.10 c.f.s. V = 17.5 AF/Ann. from May 1 to Oct 31
Domestic Q = 0.04 c.f.s. V = 1.2 AF/Ann. from July 1 to Dec 31
Livestock Q = 0.04 c.f.s. V = 1.2 AF/Ann. from July 1 to Dec 31
Total Q = 0.10 V = 18.7

Is water co-mingled? yes no ✓

Name source: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. V4 V4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. V4 V4 County

Point of injection: N/A
twp. N/S, Rge E/W, B.M., Sec. , Sub. V4 V4 County

Point of exchange: N/A
twp. N/S, Rge E/W, B.M., Sec. , Sub. V4 V4 County

Total Q measured n/a Method of measurement Theoretical

Total Q recommended 0.10 Meter No. n/a Type n/a Condition n/a

Total V recommended 18.7 AF/ANN.

Recommended Amendments:

P.D. change to SW 1/4 NW 1/4 Sec 26 T. 65 R. 35E. BM.
Place of Use change to SW 1/4 NW 1/4 Sec 26 T. 65 R. 35E. BM.
Other
None

MEASUREMENT CALCULATION:

$Q = \frac{(4.5)(8.2)(1.80)}{40 + 30(2.308)} = \frac{12.58}{109.24} = 0.0869 = 0.10 \text{ cfs}$
 $V = 3.5 \times 5 = 17.5 < 18.3 \times 1.985 = 36.29$
5/13/77

SYSTEM DESCRIPTION:

1.5 HP. Submersible Jacuzzi pump motor - 1/2 hp two Jacuzzi pressure tanks (30 to 60). Pump is at 120 ft. static water level at 40 ft. system will run 3 rainbirds.

REMARKS:

Mr. Windholz accompanied agent during examination, only one found on system.

Examiner's Signature Expert III (Kozlowski) Date 5/13/77

Checked by Anthony R. Kozlowski Date 5/14/77

Approved by Date

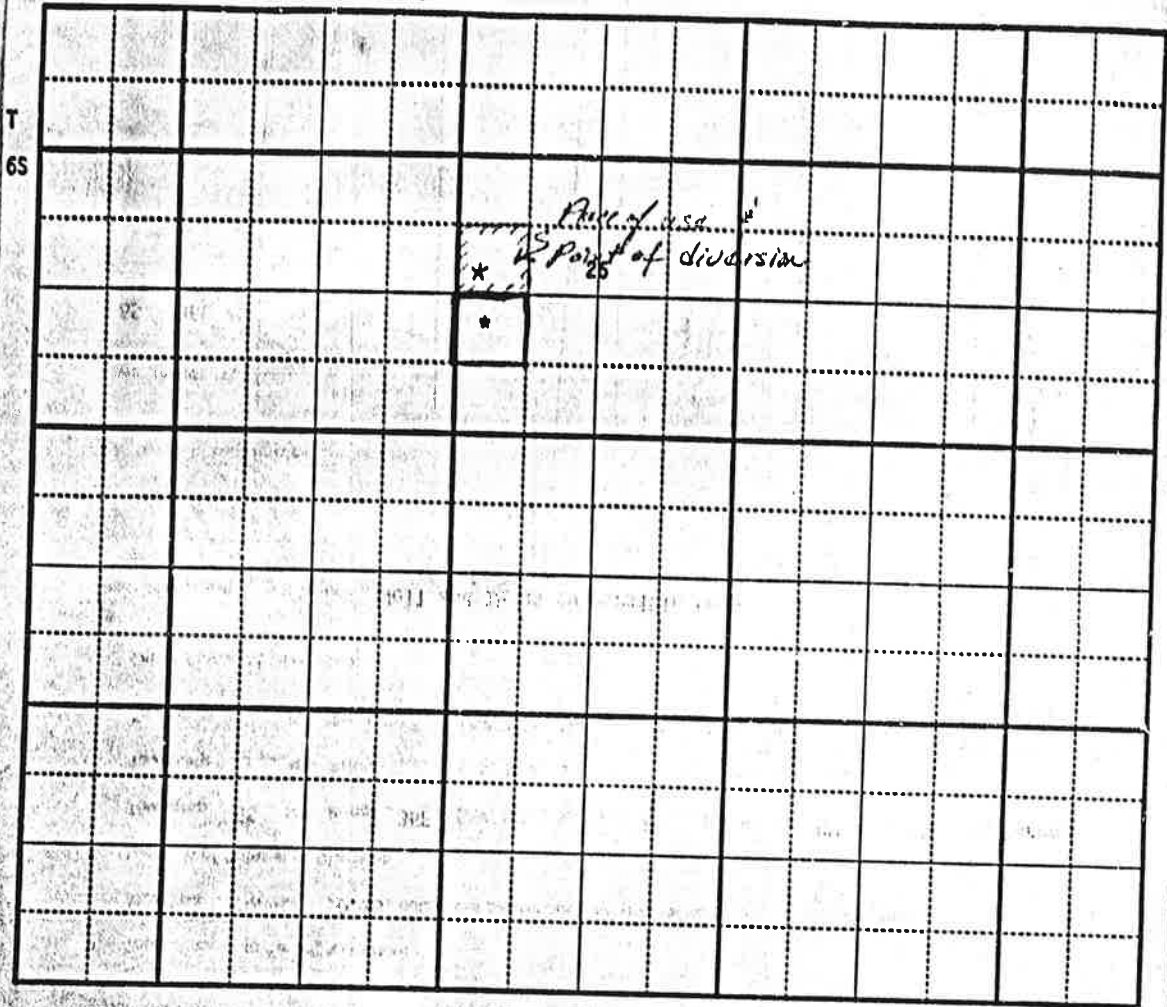
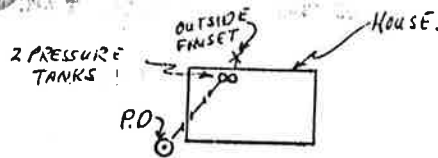


Diagram of System

DO NOT FILM



ENC
5/13/77

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

APPROVED
RECEIVED
1978
Department of Water ResourcesComes now ERICH B. &/or DOXA I. WIEDHOLZof (address) Buckskin Road, Pocatello, Idaho 83201, and represents to the
Director of the Idaho Department of Water Resources:That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 29-7179, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 NW 1/4, Section 26, Township 6S, Range 35E, P.M.,
County of _____ . Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.10 for Irrigation purposes from May 1 to October 30 (both dates inclusive)
(cfs or acre feet per annum)Amount 0.04 for Domestic purposes from January 1 to December 31 (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	35E	26						X 5			(domestic)								5

Total number of acres to be irrigated = 5

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

DO NOT FILM

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, Idaho, this 24 day of November, 1978.

Dora Wiedholz
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by EMC Fee \$20.00 pd

Received by dh Date 11/24/78 #11597

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

DO NOT FILM

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby

Approve the above Application for Amendment for Permit No. 29-7179

Witness my hand this 7 day of December

C. Stephen Allred
Director

63, N 35 E 40.21



DO NOT EREK

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

Ident. Number: A29-07179

Date Received: 3/26/1990

Receipt No: 6012525

Received By: HPW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERICH B. WIEDHOLZ 208-233-0100
Address: 5852 W. BUCKSKIN RD.
POCATELLO, ID 83201
OR
Name: DORA I. WIEDHOLZ 208-233-0100
Address: 5852 W. BUCKSKIN RD.
POCATELLO, ID 83201

A2907179



2. Date of Priority: MAR 08, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	35E	26	SW	NW			BANNOCK

5. Description of diverting works:
WELL, PUMP AND PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		17.50
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 18.70 A.F.A.

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE HOME.

A29-07179

Page 1

Date: 03/26/90

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	26	SW	NW		IRR	5.0
			SW	NW		DOMEST	
						Section Acres	5.0
						Total Acres	5.0

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: 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: _____

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): Erick W. Woodley Date: MARCH 26-1990

Date: _____

State of Idaho)
County of BONNEVILLE) SS.

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

[Signature]
Notary Public

Seal

Residing at TONO FALLS

My Commission Expires 9-12-94