

04/04/2002

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

RIGHT NUMBER: 29-7500

NAME AND ADDRESS: DOUGLAS G KELLER
5728 W BUCKSKIN RD
POCATELLO ID 83201

MARLENE KELLER
5728 W BUCKSKIN RD
POCATELLO ID 83201

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.05 CFS
4.1 AFY

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

PRIORITY DATE: 09/13/1979

POINT OF DIVERSION:

T06S R35E S26 SENWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.020 CFS 3.50 AFY
DOMESTIC	01/01 12/31	0.040 CFS 0.60 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R35E S26 NWNW 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: License

PARCEL NO(S): R3851023000

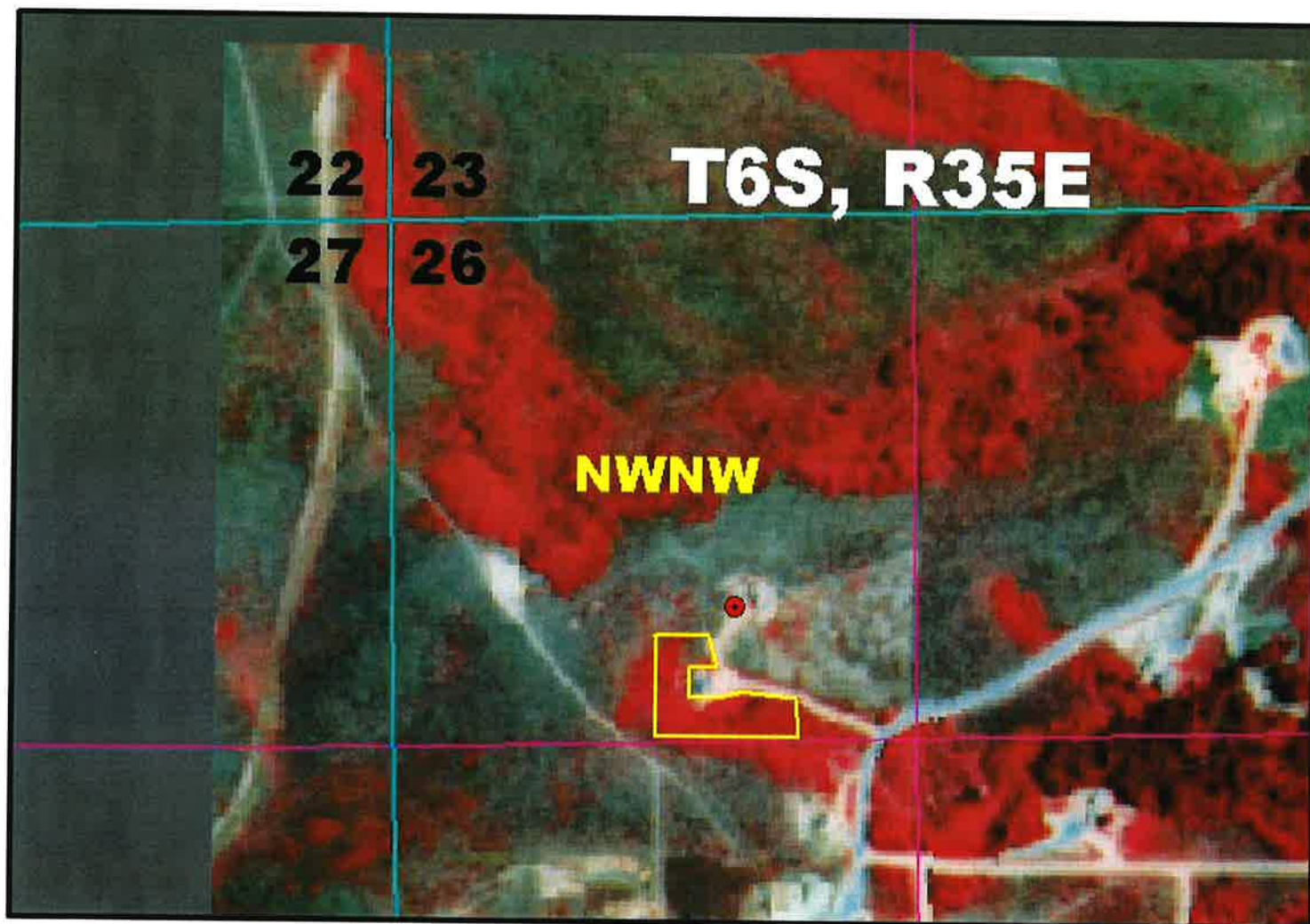
DOMESTIC: 1 HOME



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-07500



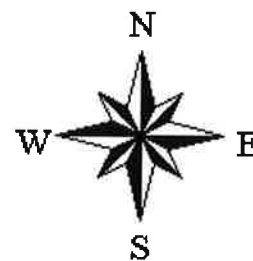
0 1320 Feet

Total Irrigated Acres: 1.0

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

PROFILED

SCANNED
MAY 05 2003



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: April 2002

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 29-7500 V1

WATER RIGHT NUMBER: 29-7500 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS G KELLER 5728 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-6429
Current Owner	MARLENE KELLER 5728 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-6429

Priority Date: 09/13/1979

Basis: License

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	03/15 to 11/15	0.020 CFS	3.50 AF
DOMESTIC	01/01 to 12/31	0.040 CFS	0.60 AF
<u>Total Diversion:</u>		0.050 CFS	4.10 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4NW1/4	Sec. 26, Twp 06S, Rge 35E, B.M.
BANNOCK County		

Place of Use

IRRIGATION Within BANNOCK County

T06S R35E S26 NWNW 1.0

Total Acres: 1

DOMESTIC same as IRRIGATION

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.
2. N10 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N12 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO(S): R3851023000
2. Explanatory DOMESTIC: 1 HOME

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-7500 V1

Comments:

1. csaxton 4/4/2002 Recommendation
Comment: Licensed in October of 1989. Recommended as licensed.

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:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre: 4.1
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: OR

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>
Priority Date	4/4/2002 11:03:45 AM	csaxton			Active
POD	4/4/2002 11:04:45 AM	csaxton			Active
Source	4/4/2002 11:04:54 AM	csaxton			Active
POU	4/4/2002 11:05:09 AM	csaxton			Active
Use	4/4/2002 11:05:20 AM	csaxton			Active
Season	4/4/2002 11:05:34 AM	csaxton			Active
Quantity	4/4/2002 11:05:56 AM	csaxton			Active
Summary			04/04/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	4/4/2002 10:37:20 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	4/4/2002 10:39:37 AM	csaxton	Edited point location
POD	4/4/2002 10:53:47 AM	csaxton	Edited point location
POU	4/4/2002 10:54:06 AM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7500 V1

Priority Date	4/4/2002 11:03:46 AM	csaxton	(Yes) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 2. Was the owner or the owners predecessor in interest of the place of use joined in the later decree? (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?
Source	4/4/2002 11:04:55 AM	csaxton	(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	4/4/2002 11:05:10 AM	csaxton	(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	4/4/2002 11:05:20 AM	csaxton	(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	4/4/2002 11:05:34 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 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) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7500 V1

POD	4/4/2002 11:05:56 AM	csaxton	(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 - AS LICENSED
Summary	4/4/2002 11:06:40 AM	csaxton	(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?
POD	4/4/2002 11:04:45 AM	csaxton	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-7500

WATER RIGHT NUMBER: 29-7500

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS G KELLER 5728 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-6429
Current Owner	MARLENE KELLER 5728 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-6429

Priority Date: 09/13/1979

Basis: License

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
IRRIGATION	3/15 to 11/15	0.020 CFS	4.00 AF
<u>Total Diversion:</u>		0.050 CFS	4.00 AF

Location of Point(s) of Diversion

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

Place of UseIRRIGATION Within BANNOCK County

T06S R35E S26 NWNW 1.0

Total Acres: 1

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General DOMESTIC USE INCLUDES DRINKING WATER FOR FOUR HORSES.
***** CONTACT MADE ON 2/14/94.
CLAIMANT WAS ADVISED THAT IF THEIR CLAIM IS REVISED TO REFLECT THE
IRRIGATION RIGHT ON THEIR WATER LICENSE THEIR FULL ONE ACRE LOT WOULD
HAVE CLAIM TO IRRIGATION WATER.
CLAIMANT AGREED TO MODIFICATION OF CLAIM. A REVISED CLAIM FORM WAS
PREPARED AND SENT TO CLAIMANT WITH A LETTER OF EXPLANATION. THE
REQUIRED RESPONSE FROM CLAIMANT IS THE SIGNED CLAIM FORM AND A CHECK
FOR \$26.00. IF THIS RESPONSE IS NOT RECEIVED, RECORD MAY BE DELETED.
S BALL 02/15/94

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-7500

Comments:Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre: 4
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: OR

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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07500

Priority: September 13, 1979

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:¹

4.1 AF

This is to certify, that DOUGLAS G. KELLER
MARLENE KELLER

P. O. BOX 2165

POCATELLO, ID 83201

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 26, 1979; and has submitted Proof of Beneficial Use on October 19, 1984. An examination indicates that the works have a diversion capacity of .050 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	3.5 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.05 CFS	4.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 26, Township 06S, Range 35E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	35E	26	NWNW	1		1

Total number of acres irrigated: 1

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

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OCT 11 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07500

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 2ND
day of October, 1989.

Acting for

R. Keith Higginson, Director

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OCT 11 1989

Department of Water Resources

1. Owner: Doug + Marlene Keller Permit No. 29-7500
 Current Address: 5728 Buckskin Rd Phone No. 233-6429
Pocatello, ID.
2. Accompanied by: Marlene Keller EXAM. DATE: 8-06-85
 Address: _____ Phone No. _____
 Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	NA.	3	NA	NA	

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
3hp pump in 340' well to one home, attendant household stock and approx one acre of irrigation. (Dabbe drilling installed pump)

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Thermocouple						

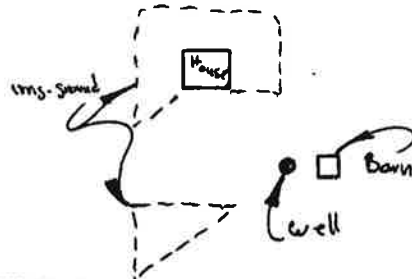
- 7. Measurements** ☐ Additional data/computation sheets attached

- [illegible]

- [illegible]

10. Other water rights on these lands NA
11. Other water right diverted from same p.d. NA
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe I.D. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

DIVERSION AND DELIVERY SYSTEM



13. ☒ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☒ None
- ☐ Other

16. Examiner's/Consultant's Signature [Signature] Date 1-2-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date

CONSULTANT SEAL
RECEIVED
OCT 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

FEB 25 1988

Permit No. 2939500

1. Measurement Calculations

Department of Water Resources

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$Q = \frac{3 \text{ hp} (8.814) (80\%)}{340' \text{ lift} + (2.308 \times 35 \text{ psi})}$$

$$= \frac{21.154}{420.78} = 0.05 \text{ cfs (theoretical)}$$

allow 0.04 cfs for Domestic (one unit)

allow 0.02 cfs for Irry. (one acre)

non-additive total 0.05 cfs (capacity of system)

- b) Volume Calculations for Irrigation:

$$V_{i,r} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \text{ acre} \times 3.5 \text{ af/yr} = 3.5 \text{ af/yr}$$

$$V_{d,r} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.02 \text{ cfs} \times 245 \text{ d} \times 1.9835 = 9.7$$

$$V = \text{Smaller of } V_{i,r} \text{ and } V_{d,r} = 3.5 \text{ af/yr}$$

- c) Volume Calculations for Other Uses:

allow 0.6 af/yr for Domestic use (one unit)
(in-house)

2. Overlap Review

- a) Other water rights with same place of use: N.A.

- b) Other water rights with same point of diversion: N.A.

- c) Analysis:

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RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	0.02	3.5
Domestic (ent unit)	1-1	12-31	0.04	0.6

Allowable Maximums: 0.05 fs 4.1 ofg

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other

11. Examiner's Signature H. W. Jones Date 1-22-86

Checked in Regional Office by Pam Spelman Date 2-13-86

Approved in State Office by _____ Date 4/24/09

MicroFILMED

OCT 11 1989

Date 1-22-86

Date 2-13-86

Date 2/25/20



29-7500

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: A29-07500
Date Received: 2/14/1994
Receipt No: ED20154 - ED1444
Received By: SL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS G KELLER 208-233-6429
Address: 5728 W BUCKSKIN RD
POCATELLO ID 83201

OR
Name: MARLENE KELLER 208-233-6429
Address: 5728 W BUCKSKIN RD
POCATELLO ID 83201

2. Date of Priority: SEP 13, 1979

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	NW	NW	NW		BANNOCK

5. Description of diverting works:
330 FT DEEP WELL, 6" DIA CASING, 3 H.P. PUMP, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		4.00
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.050 C.F.S. (and/or) 4.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, ONE HOME.

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NOV 13 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	26	NW	NW		IRR	1.0
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:

14. Remarks:

DOMESTIC USE INCLUDES DRINKING WATER FOR FOUR HORSES.

 Contact made on 2/14/94. Claimant was advised that if their claim is revised to reflect the irrigation right on their water license their full one acre lot would have claim to irrigation water. Claimant agreed to modification of claim. A revised claim form was prepared and sent to claimant with a letter of explanation. The required response from claimant is the signed claim form and a check for \$26.00. If this response is not received, record may be deleted.
 S BALL 02/15/94

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): _____ Date: _____
 _____ Date: _____

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NOV 13 1994

State of Idaho)
County of) SS.
_____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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NOV 13 1990

SCANNED

MAY 05 2000

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

Identification No. A29-12070Date Received 5-190 P.M. Sept Cor.Receipt Number EO19644

A29-07500

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED
MAY 03 1990

RECEIVED
MAY - 7 1990
Department of Water Resources
Eastern District Office

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Douglas or Marlene Keller Phone (208) 233-6429Mailing Address P.O. Box 2165 Zip 832062. Date of Priority (Only one per claim) September 13, 1979 Month/Day/Year3. Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source4. Location of point of diversion is: Township 06s Range 35 ESection 26, NW 1/4 of NW 1/4 of _____ 1/4, Govt. LotCounty of BANNOCKAdditional points of diversion if any: NONE

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. 330 FT DEEP WELL, 6" CASING, 3 H.P. SYSTEM PUMP, PIPING TO HOUSE, BARN AND AUTOMATIC SPRINKLER SYSTEM.

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

For DOMESTIC purposes from 1-1 to 12-31 amount .04 (cfs)For STOCKWATER purposes from 3-15 to 11-15 amount .02 (Both dates are inclusive)7. Total quantity claimed .06 (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) ONE HOUSE, FOUR HORSES

A2907500



accept as is for
now -
will need to
Conas. per: irrigation
use on claim form.
LICENS

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NOV 13 1996

MAY 05 2005

10. Place of use is: Township: XX 06s Range 35 E
Section 26, NW 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 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.
(X) None or _____

14. Remarks: _____

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 PERMIT# 29-07500

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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 1

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

Signature of Claimant (s) Marlene M. Keller Date May 1, 1990

Date May 1, 1990

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Bannock) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 15 day of May 19 90

SEAL

Notary Public Antonia Hopkins

Residing at Cocatelli, Idaho

My Commission Expires Dec 12, 1994 NOV 13 1996

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

SCANNED

MAY 05 2006

WATER RIGHT NO. 29-07500

Priority: September 13, 1979

Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume:¹ 4.1 AF

This is to certify, that DOUGLAS G. KELLER
MARLENE KELLER

P. O. BOX 2165

POCATELLO, ID 83201

POCATELLO, ID 83201 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 26, 1979; and has submitted Proof of Beneficial Use on October 19, 1984. An examination indicates that the works have a diversion capacity of .050 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	3.5 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.05 CFS	4.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 26, Township 06S, Range 35E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S 35E 26	NWNW 1			1
Total number of acres irrigated:				1

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

MICROFILMED

NOV 13 1996

SCANNED
MAY 05 2006

PROFILED

KELLER

construction inc.

232-2111

P.O. BOX 2165

POCATELLO, IDAHO 83201

MAY 18, 1990

RECEIVED

MAY 21 1990

Department of Water Resources
Eastern District Office

Ernest Carlsen
Adjudication Supervisor
150 Shoup Avenue
Suite 15, Idaho Falls,
Idaho 83402

Dear Mr. Carlson:

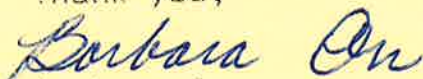
Upon the advise of Eric Verna, we are resubmitting our application for a domestic water right.

We hereby certify that the enclosed application was mailed on May 1, at 8:30 p.m. at the Pocatello Main Post office. Enclosed is a letter from the postmaster, stating that their policy was changed and they no longer postmark after 8 p.m., we were unaware of their policy and we did make a substantial effort to submit the application on time.

We originally thought we could submit the application at the county court house, and we did go to the courthouse at 4:30 to submit the application, you will note that the notary is at that time and place, after discovering it had to be mailed to you, we repackaged it and mailed it that same day.

Please accept our application.

Thank you,



Barbara Orr
for Marlene and Doug Keller.

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NOV 13 1996

SCANNED

MAY 05 2006





**United States
Postal Service**

POCATELLO, ID 83201-9998

MAY 17, 1990

ERNEST CARLSEN
ADJUDICATION SUPERVISOR

DEAR MR. CARLSEN:

WE WERE ASKED TO WRITE A LETTER OF EXPLANATION FOR BARBARA ORR REGARDING A MISUNDERSTANDING ON THEIR PART IN REGARDS TO THE CANCELING OF LETTERS AT OUR OFFICE. OUR POLICY AS POSTED IN THE LOBBY IS TO ONLY CANCEL MAIL DEPOSITED IN THE MAIN OFFICE UNTIL 8:00 P.M. ANY MAIL DEPOSITED AFTER THAT TIME WILL BE CANCELED THE FOLLOWING DAY.

THIS IS A FAIRLY NEW POLICY AS IN THE PAST WE HAVE CANCELED MAIL LATER THAN 8:00. THEREFORE, THERE IS A POSSIBILITY THAT THE LETTER COULD HAVE BEEN DEPOSITED ON ONE DATE AFTER 8:00 AND NOT CANCELED UNTIL THE FOLLOWING DAY.


JOHN GREGAN
SPO DELIVERY

MICROFILMED

NOV 13 1990

SCANNED

MAY 05 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

May 8, 1990

Douglas or Marlene Keller
P.O. Box 2165
Pocatello, ID 83206

RE: Late

Dear Mr. and Mrs. Keller:

Our office has reviewed your claim for your domestic and/or stockwater well(s). The last day we were allowed to accept claims from Bannock County (83206), without collecting a late-filing fee, was May 1, 1990. Your claim was postmarked on May 2, 1990 making it subject to the late filing fee. Before we can accept your claim, you must either submit, and have approved, an extension of time to file, or submit an additional \$50.00 for each claim for the late fee (late domestic/stockwater claims are then \$75.00 each). Enclosed is your claim and your check No. 2309 in the amount of \$25.00.

You may be granted an extension if there were extenuating circumstances which prevented you from filing on time. The enclosed "Extension Request" form can be submitted to the Boise Office (address is at bottom of form) for consideration by the Department. If you submit the request, hold the claim until your request is processed. Please return the claim with proper fee(s) to this office when you resolve this matter.

Naturally, feel free to call this office if you have questions.

Respectfully submitted,

Ernest Carlsen
Ernest Carlsen
Adjudication Supervisor

EC:bb

Enclosure

RECEIVED

MAY 21 1990

Department of Water Resources
Eastern District Office

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

MICROFILMED

NOV 13 1990

SCANNED
MAY 10 1990

1 Doug or Marlene Keller
P.O. Box 2165
Pocatello, Idaho
83206



Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705

MAY 05 2006

SCANNED

NOV 13 2006

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Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 08/11/94
Time: 13:25:42

Rec/No - E014644 AR/No -
From: - KELLER, DOUGLAS/MARLENE

Receipt Type - CK Doc/No - 2309
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 05/22/1990

Type Of Payment
ADJUDICATION FEE

Fund	FD	PCA	Obj	Subsid	Fee
9337		410162	6490		25.00

Total Due - 25.00

WR/No
A2912070

WR Fee
25.00

WR/No

WR Fee

WR/No

WR Fee

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

*not a valid claim -
money applied
to A29-07500*

MICROFILMED

NOV 13 1994

SCANNED

MAY 05 2006