

04/18/2003

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

RIGHT NUMBER: 29-10688

NAME AND ADDRESS: KAREN J OWENS
2073 N INKOM RD
PO BOX 368
INKOM ID 83245

DELBERT V OWENS
2073 N INKOM RD
PO BOX 368
INKOM ID 83245

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.050 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.06 CFS. COMBINED RIGHT NOS.:
29-00294H, 29-10688, 29-13362.

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

PRIORITY DATE: 09/02/1968

POINT OF DIVERSION:

T07S R36E S23 NESWSW Within BANNOCK County Source: SPRING

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.050 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S22 SESE 2.0

STOCKWATER same as IRRIGATION

2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 2.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00294H, 29-10688,
29-13362.

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.

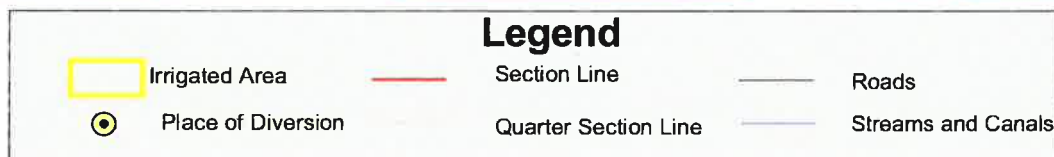
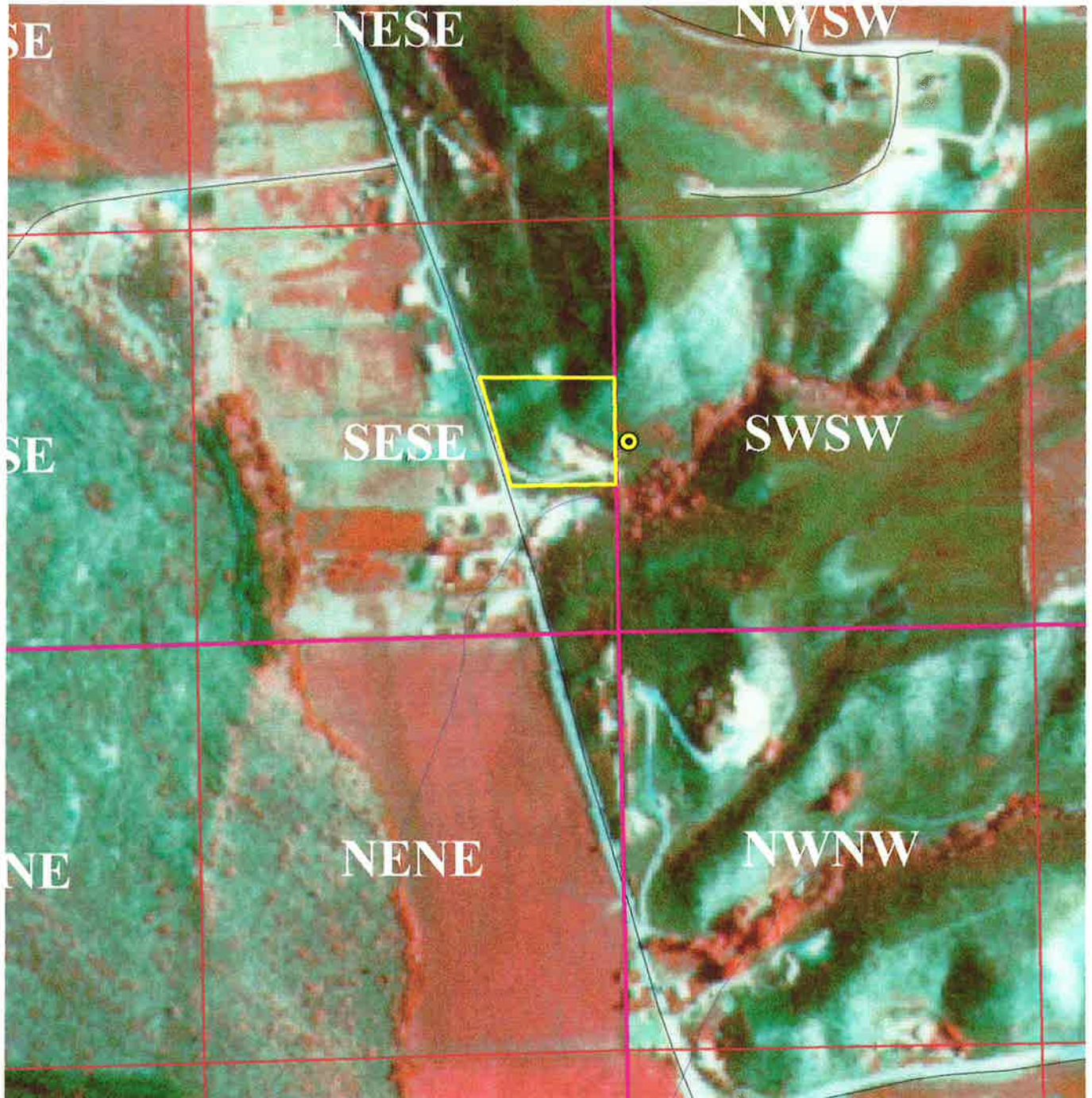
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

Water Right 29-10688

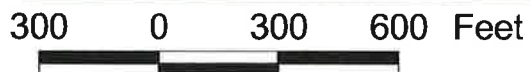
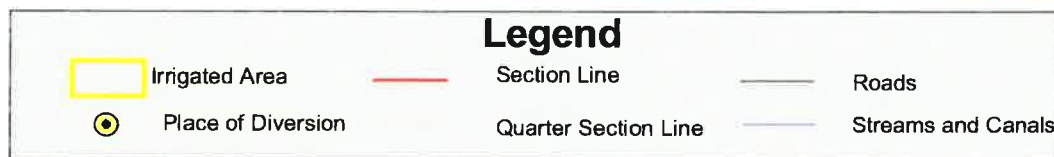
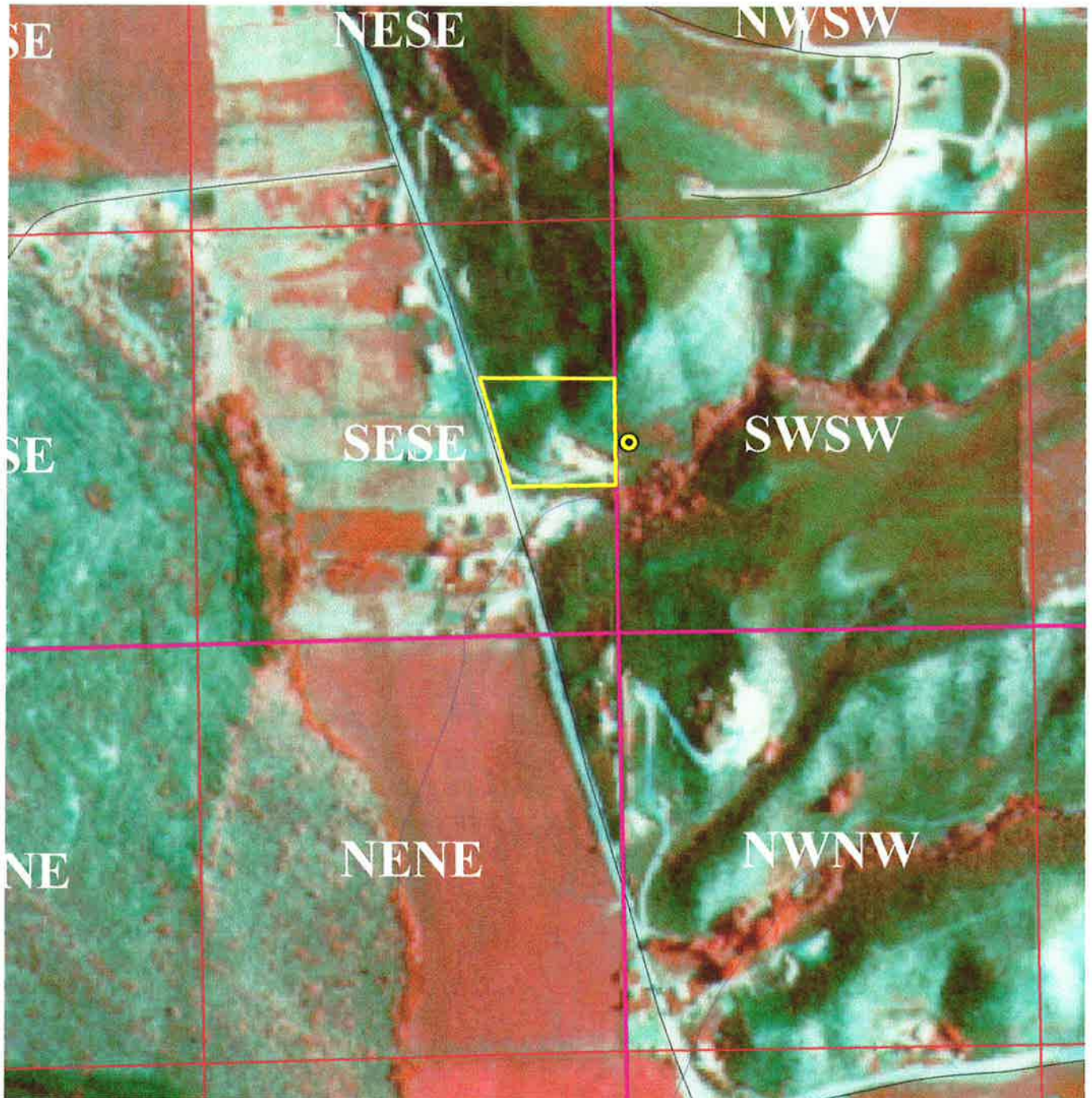
Water Right Claim Number A29-10688
Township , 7S36E

09/12/2000



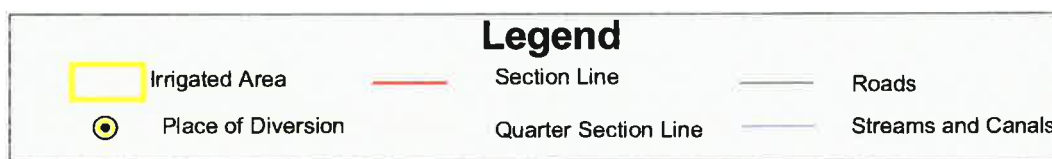
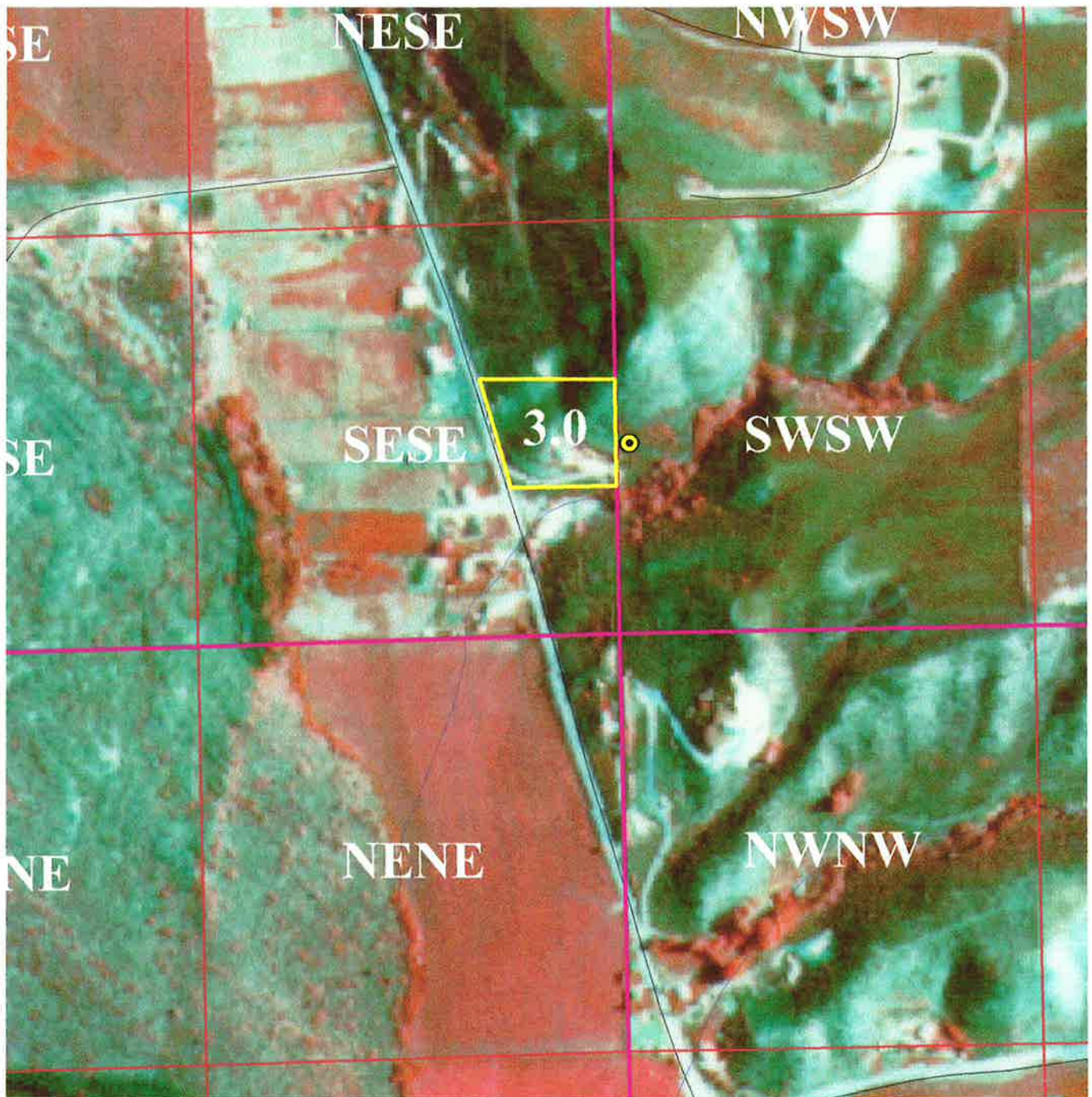
Water Right Claim Number A29-10688
Township , 7S36E

09/12/2000



Water Right Claim Number A29-10688
Township , 7S36E

09/12/2000



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10688 V1

WATER RIGHT NUMBER: 29-10688 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KAREN J OWENS 2073 N INKOM RD PO BOX 368 INKOM, ID 83245 (208)775-3495
Current Owner	DELBERT V OWENS 2073 N INKOM RD PO BOX 368 INKOM, ID 83245 (208)775-3495

Priority Date: 09/02/1968

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	04/01 to 10/31	0.050 CFS	
	<u>Total Diversion:</u>	0.050 CFS	

Location of Point(s) of Diversion

SPRING	NE1/4SW1/4SW1/4	Sec. 23, Twp 07S, Rge 36E, B.M.
BANNOCK 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	
07S	36E	22																2.0	2.0

Total Acres: 2

STOCKWATER same as IRRIGATIONConditions 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. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-10688 V1

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.06 CFS. COMBINED RIGHT NOS.: 29-00294H, 29-10688, 29-13362.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00294H, 29-10688, 29-13362.

Comments:

1. csaxton 4/18/2003 NOE
Comment: Acreage adjusted per NOE.

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	12/19/2002 3:57:22 PM	csaxton			Active
Contacts	12/19/2002 3:57:37 PM	csaxton			Active
Contacts	12/19/2002 3:59:07 PM	csaxton			Active
Priority Date	12/19/2002 3:59:50 PM	csaxton			Active
POD	12/19/2002 4:03:00 PM	csaxton			Active
Source	12/19/2002 4:04:46 PM	csaxton			Active
POU	12/19/2002 4:05:16 PM	csaxton			Active
Use	12/19/2002 4:06:24 PM	csaxton			Active
Season	12/19/2002 4:07:18 PM	csaxton			Active
Quantity	12/19/2002 4:08:26 PM	csaxton			Active
Summary			12/19/2002	csaxton	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 29-10688 V1

POD	12/19/2002 4:03:00 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	12/19/2002 4:03:15 PM	csaxton	Edited point location
POD	12/19/2002 4:03:31 PM	csaxton	Edited PLS
POU	12/19/2002 4:05:53 PM	csaxton	Edited PLS
Contacts	12/19/2002 3:57:23 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 4/2/02
Contacts	12/19/2002 3:57:38 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 6/18/02
Contacts	12/19/2002 3:59:08 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 6/18/02
POU	12/19/2002 4:05:37 PM	csaxton	Edited shape boundary
Priority Date	12/19/2002 3:59:50 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Statement from Norris M Murdock.
Source	12/19/2002 4:04:47 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - FE 6/18/02

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10688 V1

POU	12/19/2002 4:05:16 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - FE 6/18/02 and NAPP photography.
Use	12/19/2002 4:06:24 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (Yes) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - FE 6/18/02
Season	12/19/2002 4:07:19 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (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? (No) 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) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/19/2002 4:08:26 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Per David Tuthill, claims for 0.20 cfs or less do not require measurement.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10688 V1

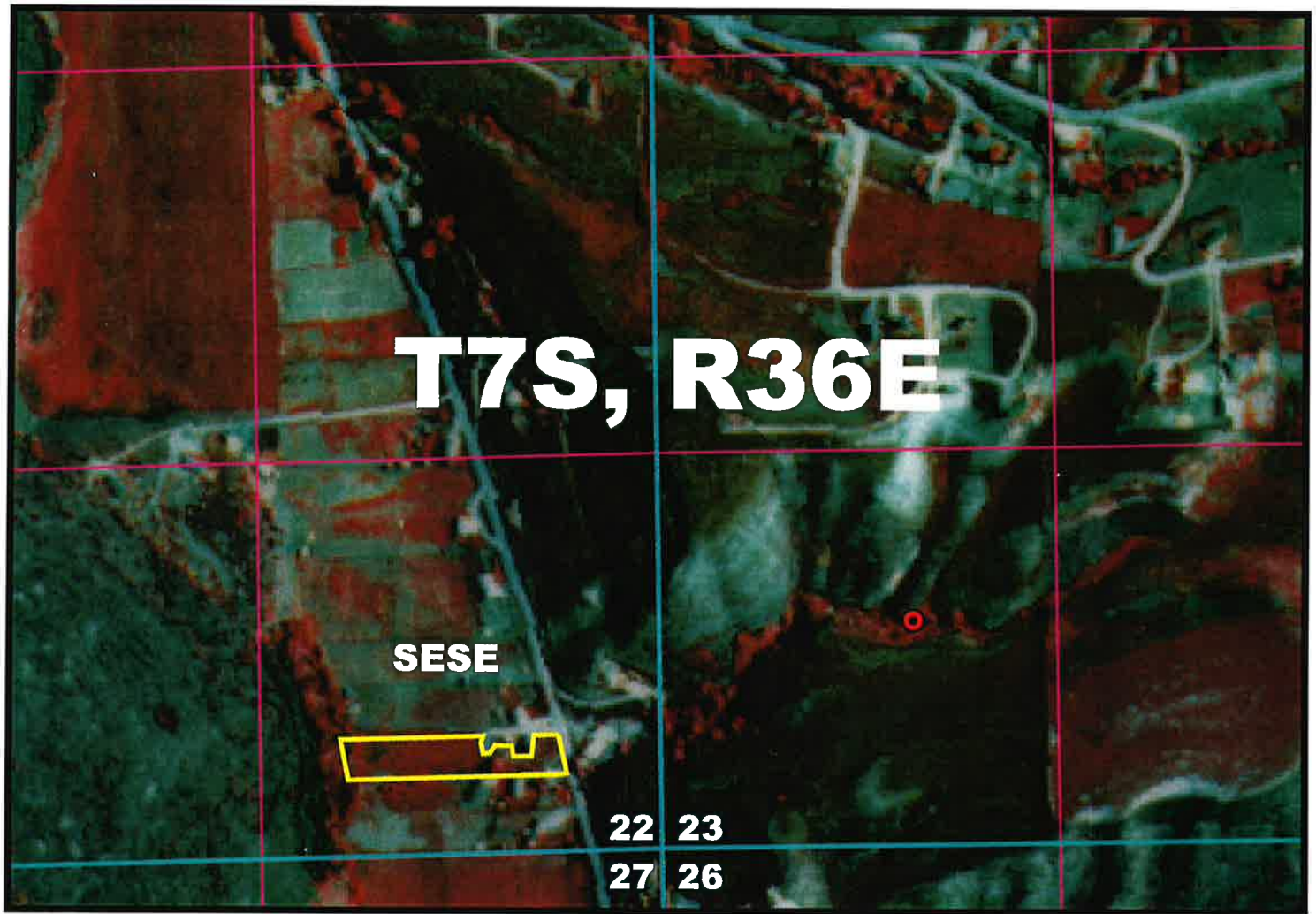
Summary	12/19/2002 4:15:32 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you 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?
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STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-10688



1320 0 1320 Feet

Total Irrigated Acres: 2.0

● Point(s) of Diversion

□ Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: April 2003



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

No apparent diversion device (pump or gravity flow). Diversion appears to be a small holding pond . . . Water probably diverted via portable pump.

Assumptions

Invoice

2000-037-01-0

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

OD ID 201815 01.JPG

OD ID 201815 03.JPG

OD ID 201815 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

☐

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

☐

New Contact Comments

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6-18-08 : Spring Feeds into un-named stream. Claimant stated
FE that Sorensen has 1st right on spring.

: Spring flows naturally into Gully, then enters
Claimants ditch. Flows through his Flood
Irrigation ditch system and then sinks
on west side of claimants property

2-24-08 : Claimant called and wants 2 acres. He is sending in NOE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 17, 2003

DELBERT V OWENS
KAREN J OWENS
2073 M INKOM RD
PO BOX 368
INKOM ID 83245

RE: Notice of Error Reply for 29-00294H, 29-10688, and 29-13362

Dear Mr. and Ms. Owens,

I have been reviewing your request that additional acreage be recommended under the above mentioned rights.

After reviewing the field exam photos and the aerial photography I feel I can support increasing the acreage 0.20 acres totaling 2 acres of irrigation. The 1987 NAPP photography shows red (evapotranspiration) on the back side of your property. However, as you can see in the copies of the field exam photos (enclosed), much of that "red" area is from trees that are growing within the lava flow in areas that could not be flood irrigated.

I feel increasing the irrigated acreage to a total of 2.0 acres is a fair and accurate recommendation since I cannot justify recommending flood irrigation on ground higher up within the basalt flows.

I am enclosing amended recommendations for 29-00294H, 29-10688, and 29-13362. As always, feel free to contact me if you have further questions.

On another note, I requested the entire deed trail for the Rapid Creek users within Murdock Subdivision to make sure that the diversion rate per acre is recommended accurately for each user.

Again, I appreciate your honesty in finding the entire deed trail to your property and want you to know that I am doing everything in my power to make sure that your neighbors water rights are recommended with a diversion rate per acre that is accurate. If you have questions concerning this issue I would encourage you to call me and I will be happy to speak with you about it.

As always, I am not the final say in this process. If you feel that I recommended a water right to yourself or to another individual that you disagree with, you will have a chance to object and be heard by the SRBA court.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Craig L. Saxton". The signature is written in a cursive, flowing style.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

02/13/2003

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: 29-10688

KAREN J OWENS
2073 N INKOM RD
PO BOX 368
INKOM ID 83245
Telephone Number: (208) 775-3495

DELBERT V OWENS
2073 N INKOM RD
PO BOX 368
INKOM ID 83245
Telephone Number: (208) 775-3495

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

For

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

additional ACREAGE

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: *03-03-03*

SIGNATURE: *Delbert V. Owens*

Please print your name: *DELBERT V. OWENS*

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-10688

WATER RIGHT NUMBER: 29-10688

Owner Type Name and Address

Current Owner KAREN J OWENS ✓
 2073 N INKOM RD
 PO BOX 368
 INKOM, ID 83245
 (208)775-3495

Current Owner DELBERT V OWENS ✓
 2073 N INKOM RD
 PO BOX 368
 INKOM, ID 83245
 (208)775-3495

Priority Date: 09/02/1968 OK

Basis: Beneficial Use ✓

Status: Active ✓

Source

SPRING ✓

Tributary

SINKS ✓

Beneficial Use

STOCKWATER ✓

From To

01/01 to 12/31

Diversion Rate

0.020 CFS ✓

Annual Volume

IRRIGATION ✓

03/15 to 11/15

-0.060 CFS

4/1 10/31

Total Diversion:

0.060 CFS

0.05 — 1.5" per acre

Location of Point(s) of Diversion

SPRING

BANNOCK County

SW1/4SW1/4SW1/4 ✓

NE

Sec. 23, Twp 07S, Rge 36E, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07S	36E	22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																			3.0
																			1.8
																			1.8

Total Acres: 3.18

STOCKWATER same as IRRIGATIONConditions of Approval:

This Right + 29-00294H + 29-18362 limited to 1.8 ac
 x 2 = Exp: 6 Head 0.05 cfs

Remarks:

1. Explanatory Claim amended to add stockwater use per claimant request (CSAXTON 6/21/02).

Comments:

N codes for stock

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-10688

Dates and Other Information:

Claim Received Date: 3/21/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
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>
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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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Saxton, Craig

To: Del Owens**Subject:** RE: Water rights

Del, Sorry it took so long to get back to you. I was in Pocatello Tues thru Thurs this week. Below:

-----Original Message-----

From: Del Owens [mailto:delvowens@gemstate.net]

Sent: Tuesday, July 30, 2002 2:43 PM

To: Undisclosed-Recipient;

Subject: Water rights

Just checking to see what is needed[Saxton, Craig] Nothing at this point. I think were in good shape. , If you received the Deed [Saxton, Craig] Yes, received on June 28, 2002 and where we stand on our water rights[Saxton, Craig] I haven't written anything up yet, but I don't see any problems at this point , What is the recommendations to the courts or have you not sent them yet[Saxton, Craig] recommendations won't be sent to the court untill probably sometime around January 2003. We hope to have all of the field work done by September, but progress is slow so I don't know if we will make that deadline , I am Hearing rumors on our rights and that we are losing some of the water[Saxton, Craig] I don't know who you have spoken to, but I am planning on recommending all three of your claims. The amount of water I recommend will be based on irrigated acreage and the deeds you submitted. I will try to give you a "rough" idea of what I am potentially planning on recommending.

Just checking

Delbert Owens

29-00294H: 0.02 cfs, 2 acres, Rapid Creek (Diversion rate is based off of deed at 1/2 inch or 0.01 cfs per acre)

29-13362: 0.06 cfs, 2 accres, Jackson Creek (For claims less than 5 acres, I am allowed to recommend 1.5 inches per acre or 0.03 cfs per acre).

29-10688: 0.06 cfs, 2 acres, Spring

All three of these rights in combination are not to exceed the total diversion rate of 0.06 cfs and irrigation of 2 acres.

Attached is a JPG that shows what I am planning on recommending as the irrigated place of use.

Let me know if you have any further questions.

Craig L. Saxton

SCANNED

JUN 15 2001

Log for claim A29-10688

Spatial Dynamics BTD

9/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	22	SESE	3	3	
Totals:			3	3	

AJ5809NP
No. A29-10688

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 291

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DELBERT V OWENS	09/02/1968	IRRIGATION	03-15 11-15	0.060 CFS	
C	KAREN J OWENS					
	2073 N INKOM RD					
	PO BOX 368			TOTAL DIVERSION:	0.060 CFS	
	INKOM ID 83245			CONSUMPTIVE USE:		9.00 AFA
	(208) 775-3495					

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R36E S23 SWSWSW BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
07S	36E	22	:	:	:	:	:	:	:	:	:	:	03	3.0		
													TOTAL ACRES	3.0		

POU County: BANNOCK

Non-Irrigation Uses: STOCK, 6 CATTLE/HORSES MIXED

Other Rights: RAPID CREEK (PORTION OF 29-00294)

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

29-04094 29-11430 A29-04094 A29-11430

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00294 A29-00294C A29-00294F A29-00294G A29-00294H A29-00294J A29-07109 A29-10071 A29-12014

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

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

Audit: 03/21/90 MOBILE2 08/03/94 THOMPSON 03/29/95 POST-STD 04/12/00 CVANDERM

THE MURDOCK SUBDIVISION WAS ESTABLISHED IN 1968, LOT THREE WAS PURCHASE BY A MR. AND MRS. COLLINS, THEY USED THIS WATER FOR IRRIGATION AND LIVESTOCK.

A HOUSE WAS BUILT ON THIS PROPERTY AND LATER SOLD TO DELBERT AND KAREN OWENS IN MARCH 1975, WHERE THEY STARTED RAISING LIVESTOCK AND HAY ON THIS THREE ACRES, USING THE WATER FOR IRRIGATION AND LIVESTOCK.

THE OVER FLOW OF THIS WATER WAS DERIVED FROM THE SPRING ABOVE THE PROPERTY LOCATED IN THE WATER CLAIM, POINT OF DIVERSION TO7S R36E S23 SWSWSW BANNOCK COUNTY IDAHO

THE OVER FLOW HAS ALWAYS BEEN USED ON THE PROPERTY MENTIONED ABOVE, EVEN PRIOR TO SUBDIVIDING IT WAS USED BY PRIOR OWNERS.

THE PROPERTY WAS PREVIOUSLY OWNED BY A NORRIS MURDOCK OF INKOM IDAHO.

THIS IS PERTAINING TO ADJUDICATION CLAIM PROFILE REPORT AJ5809NP NO. A29-10688

DATED THIS DATE: JANUARY 20, 1995

DEAN MILLER



NOTARIZED BY:



DATED THIS DATE:

1-23-95

12-4-95

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NOV 13 1990

January 20, 1995

I, Norris Kent Murdock, developed a spring located at TO7FR36EF23 on September 2, 1968.

The over flow went onto the property 07F36E22 in the Murdock Subdivision, now owned by Delbert Owens.

This is also where the over flow has always run and has been used for irrigation and water for stock.

I have cut hay off this ground for the last several years.

Norris Kent Murdock
NORRIS KENT MURDOCK

Carae Bradie
Notary Public for Idaho

My Commission Expires 9-26-00

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NOV 13 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DATE: JAN. 3, 1995

A29-10688
KAREN J OWENS
2073 N INKOM RD
PO BOX 368
INKOM

ID 83245

A29-10688
DELBERT V OWENS
2073 N INKOM RD
PO BOX 368
INKOM

ID 83245

EVIDENCE OF PRIORITY

Dear Claimant:

The Notice of Claim identified above and or below has been filed in the Snake River Basin Adjudication(SRBA). The notice indicates a water usage of irrigation, or other commercial application that is based on **BENEFICIAL USE**. Water rights of this type are established by the historical use of water, dating back to when the water was first used for the purpose claimed. This date is know as the **PRIORITY DATE**, has not been confimed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the PRIORITY DATE.**

For your reference, I have provided a printout of your Notice of claim and the pamphlet **EVIDENCE OF PRIORITY**. The pamphlet suggests which documents will fulfill this requirement.

The IDWR can not recommend the notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the documentation supporting the priority date by March 31, 1995, referencing the information with the corresponding Water right number. If you have any questions, please contact this office.

Dave Carlson
Water Right Agent, Adjudications

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NOV 13 1990

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 29-10688
Date Received: 3/21/1990
Receipt No: M006303
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KAREN J OWENS Phone: (208)775-3495

2073 N INKOM RD
PO BOX 368
INKOM ID USA 83245

DELBERT V OWENS Phone: (208)775-3495

2073 N INKOM RD
PO BOX 368
INKOM ID USA 83245

2. Date of Priority: 09/02/1968

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
07S	36E	23	SW	SW	SW	BANNOCK	

5. Description of diverting works:

DITCH, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.06	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	22	SE	SE	IRRIGATION	3
					Section Acres	3
					Total Acres	3

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:

Claim amended to add stockwater use per claimant request (CSAXTON 6/21/02).

15. Basis of Claim: Beneficial Use

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: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

JUN 15 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A29-10688
Date Received: 3/21/1990
Receipt No: M006303
Received By: Ker

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELBERT V. OWENS 208-775-3495
Address: 2073 N. INKOM RD.
P.O. BOX 368
INKOM, ID 83245
OR
Name: KAREN J. OWENS 208-775-3495
Address: 2073 N. INKOM RD.
P.O. BOX 368
INKOM, ID 83245

A2910688



2. Date of Priority: SEP 02, 1968
3. Source: SPRING Trib. to: SINK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	36E	23	SW	SW	SW		BANNOCK

5. Description of diverting works:
DITCH, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		
Stock Water <i>De</i>	01/01	12/31	0.02		

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

A.F.A.

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK, 6 CATTLE/HORSES MIXED

A29-10688

Page 1

Date: 03/22/90

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NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	36E	22	SE	SE		IRR	3.0
Section Acres							3.0
Total Acres							3.0

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:
RAPID CREEK (PORTION OF 29-00294)

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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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: _____

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 _____

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:

Ident. Number

A29-10688³⁹⁵⁷⁶

Date Received

3-21-90 *act*

Receipt Number

M006303

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Delbert V. or Karen J. Owens Phone (208) 775-3495Mailing Address 2073 N. Inkom Rd. P.O. Box 368 Zip _____2. Date of Priority (Only one (1) per claim) 9/2/19683. Source of water supply (a) Spring
which is tributary to (b) Sink4. a. Location of existing point of diversion is: Township 7S Range 36E Section 23,
SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Ditch, flood irrigation

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .06 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 9 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) stock, 10 cattle/horses mixed

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>7S</u>	<u>36E</u>	<u>22</u>																<u>35</u>	<u>3</u>

Total number of acres irrigated 3

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.
Rapid Ck (portion of 29-00294) or None ()

14. Remarks:

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NOV 16 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Robert V. Owens Date Mar 21-1990

_____ Date _____

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

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Bannock)

SS.

Subscribed and sworn (or affirmed) before me this 21st day of March 1990

SEAL

Notary Public Helen Harrington

Residing at Helen Harrington, Notary Public

Residing at Boise, Idaho

My Commission Expires My Commission Expires December 1, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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Copies White-State, Yellow-Claimant

4742

4741

4740

Spring

4739
POCATELLO 13 MI.
PORTNEUF 6 MI.

POW

47' 30"

4738

128

4737

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4736