

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 29-10790 V1

WATER RIGHT NUMBER: 29-10790 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WALTER FRIEDEL PO BOX 475 INKOM, ID 83245 (208)775-3740

Priority Date: 06/19/1902

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.060 CFS	
STOCKWATER	04/01 to 10/31	0.020 CFS	
	<u>Total Diversion:</u>	0.060 CFS	

Location of Point(s) of Diversion

RAPID CREEK	NW1/4NW1/4NW1/4	Sec. 14, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	36E	14							3.0										3.0

Total Acres: 3

STOCKWATER 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. X02 Stockwater use is for 4 cattle/horses.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
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Comments:

1. csaxton 1/6/2003 POD
Comment: POD not defined in Decree. No C03.
2. csaxton 1/6/2003 Right
Comment: This right is not used in a rotation and should be part of 29-00297. Priority reduced to 6/19/1902.

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:
 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	1/6/2003 1:55:51 PM	csaxton			Active
Priority Date	1/6/2003 1:56:28 PM	csaxton			Active
POD	1/6/2003 1:56:40 PM	csaxton			Active
Source	1/6/2003 2:01:18 PM	csaxton			Active
POU	1/6/2003 2:01:30 PM	csaxton			Active
Use	1/6/2003 2:14:48 PM	csaxton			Active
Season	1/6/2003 2:16:10 PM	csaxton			Active
Quantity	1/6/2003 2:17:01 PM	csaxton			Active
Summary			01/06/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/6/2003 1:55:51 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: FE 11/1/02
POD	1/6/2003 1:58:51 PM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

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Source	1/6/2003 2:01:18 PM	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?
Priority Date	1/6/2003 1:56:29 PM	csaxton	(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? (No) 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?
POD	1/6/2003 1:56:41 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (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	1/6/2003 1:59:14 PM	csaxton	Edited PLS
POU	1/6/2003 2:01:30 PM	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?
POU	1/6/2003 2:01:56 PM	csaxton	Edited shape boundary
Use	1/6/2003 2:14:48 PM	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?

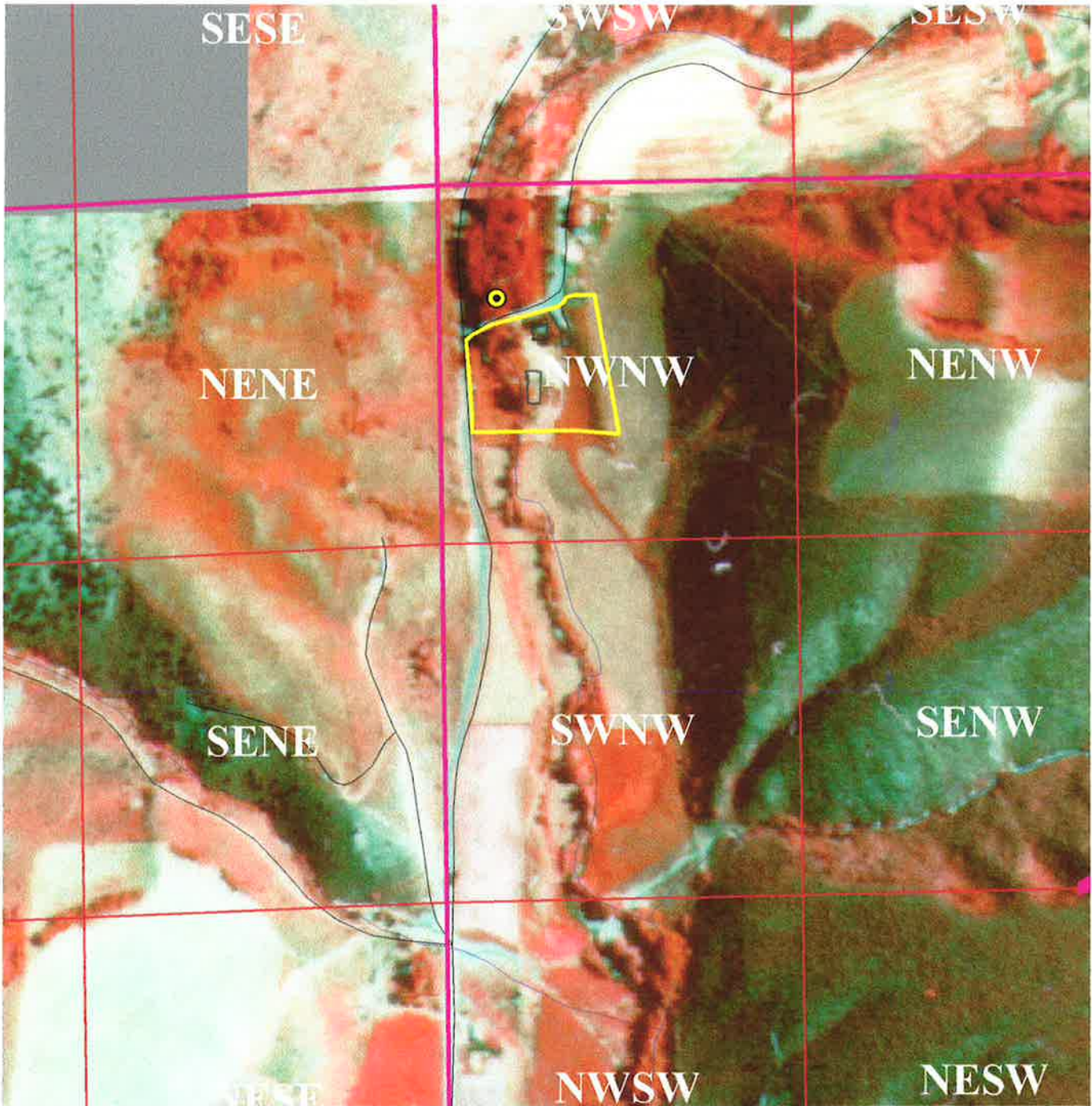
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10790 V1

Season	1/6/2003 2:16:11 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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	1/6/2003 2:17:02 PM	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? (No) 8. Does the parent right have an annual diversion volume limit? (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? (No) 12. Is a Quantity remark or condition required?
Summary	1/6/2003 2:18:24 PM	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? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 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?

Water Right Claim Number A29-10790
Township , 7S36E

09/12/2000

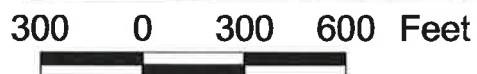
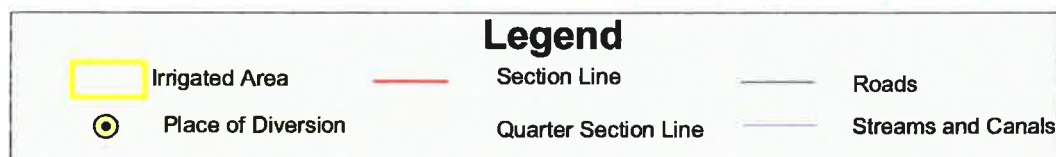
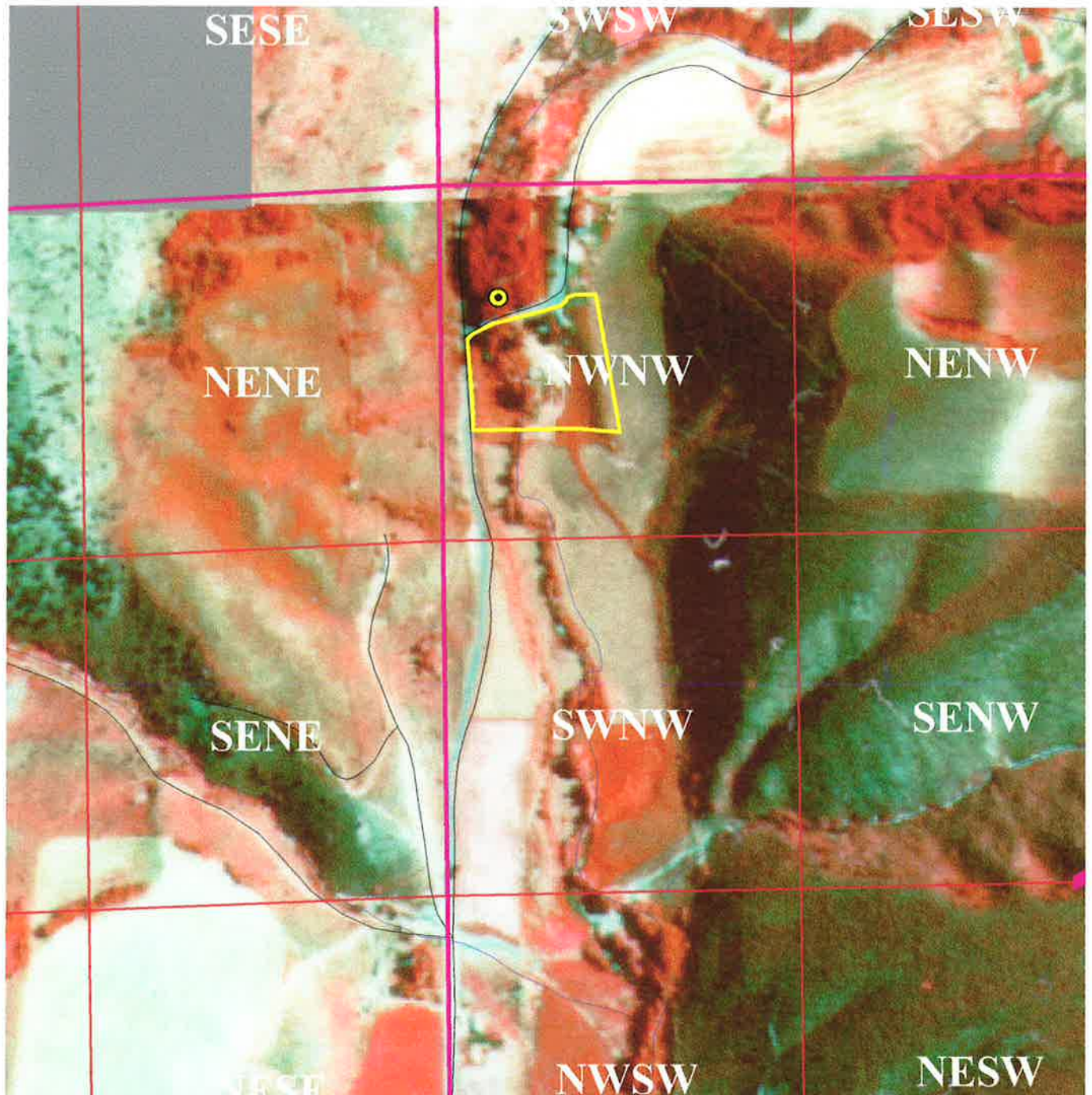


Legend		
	Irrigated Area	 Section Line
	Place of Diversion	 Roads
		 Streams and Canals
		 Quarter Section Line



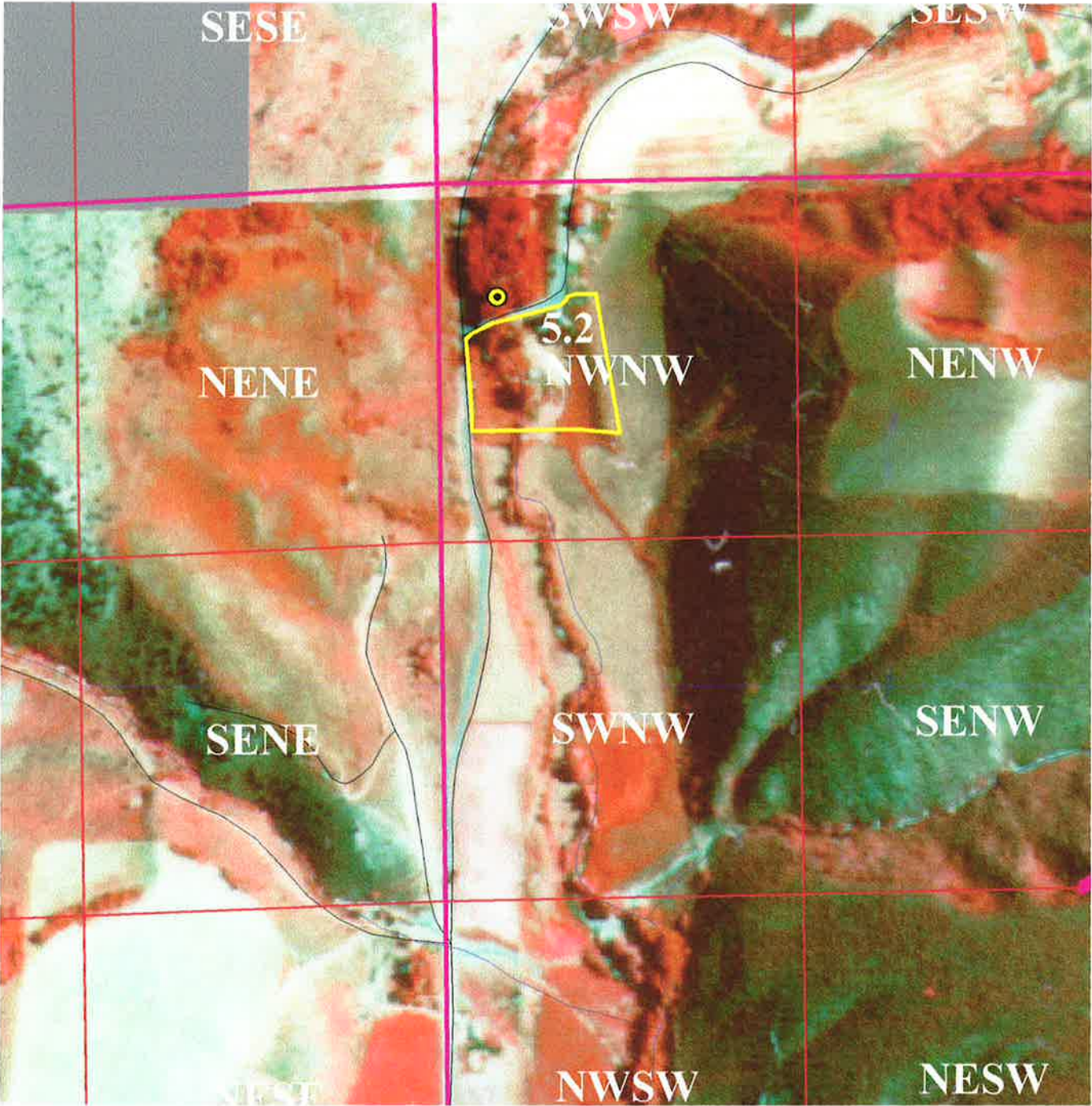
Water Right Claim Number A29-10790
Township , 7S36E

09/12/2000



Water Right Claim Number A29-10790
Township , 7S36E

09/12/2000



 Irrigated Area

 Place of Diversion

Legend

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals

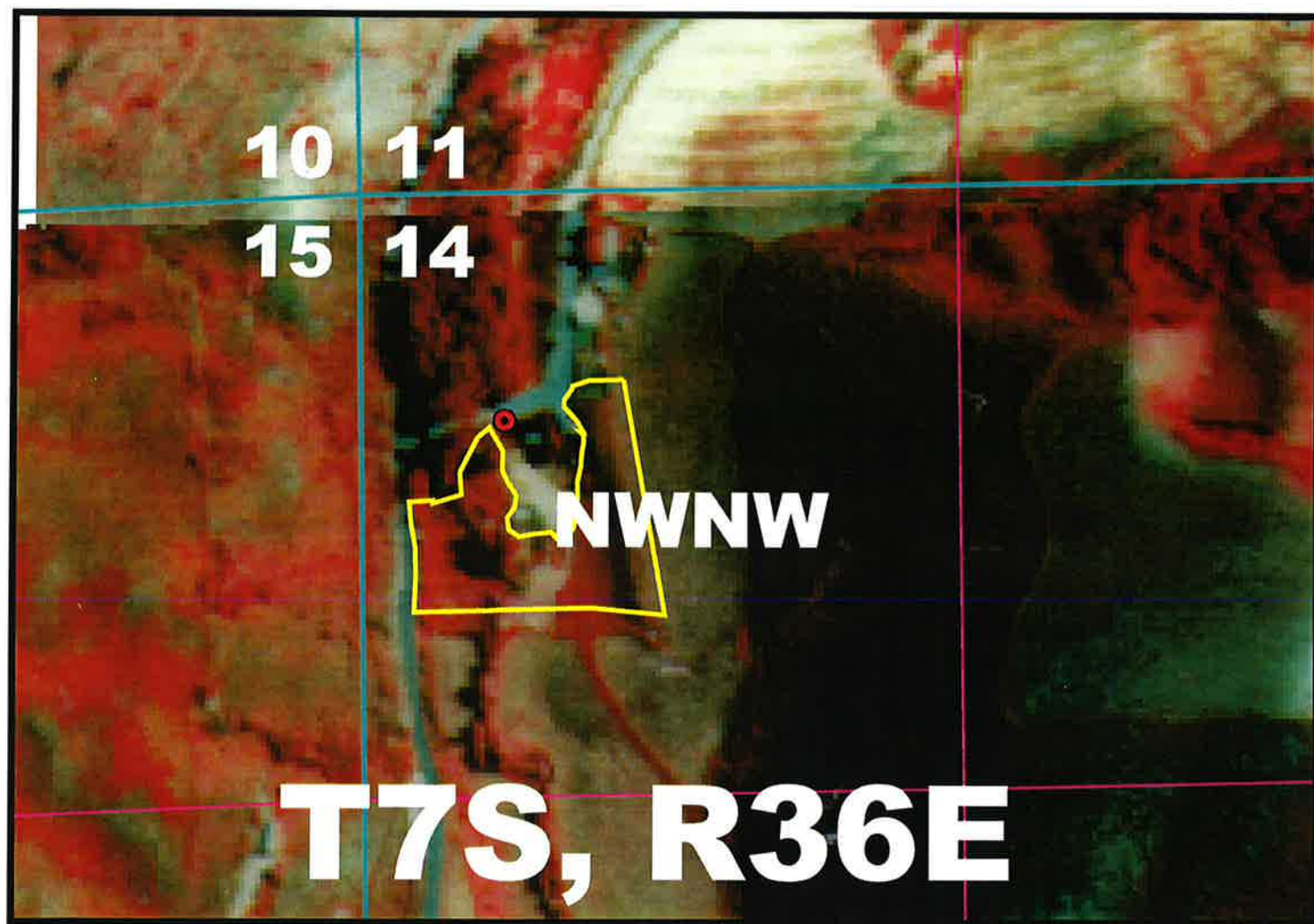




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-10790



0 1320 Feet

Total Irrigated Acres: 3.0



Point(s) of Diversion



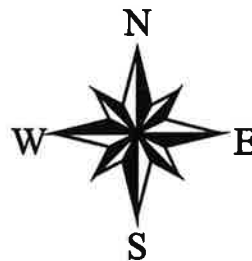
Place of Use



Quarter Quarter Lines



Section Lines



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

02/08/2003

Craig

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: 29-10790

WALTER FRIEDEL

PO BOX 475

INKOM ID 83245

Telephone Number: (208) 775-3740

RECEIVED
MAR 10 2003
WATER RESOURCES
WESTERN REGION

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:

RECEIVED
MAR 10 2003
Department of Water Resources
Eastern Region

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

DATE:

Feb 27 2003

SIGNATURE:

Walter E. Friedel

Please print your name:

Walter E. Friedel

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

13-782	500 SHEETS, FILLER	5 SQUARE
42-381	50 SHEETS EYE-EASE®	5 SQUARE
42-382	100 SHEETS EYE-EASE®	5 SQUARE
42-383	200 SHEETS EYE-EASE®	5 SQUARE
42-384	100 RECYCLED WHITE	5 SQUARE
42-382	200 RECYCLED WHITE	5 SQUARE

Made In U. S. A.



Well - Check. 29-10789 - ck to see if PD'd

5 HP in summer for

1-6-02 : Practice is not Rotational - Should be Part of
29-00297

Stock is w/in Irrigation zone since based on
decrease

Split history for Decreed Right 29-00297

		Claimed	Recommend	
29-00297 1.2 60 Estimated 6/19/1902 0.02 Per Acre		29-00297A Chandler, Sam		
		0.4	0.4	
		20	20	
		29-00297B Chandler, George		
		0.4	0.4	Underclaimed
		22.7	22.7	
		29-00297C Spraker, Irvan		
		0.4	0.24	
		20	12	
		29-00297D Kent, West		
		0.02	0.02	
		1.2	1.2	
		10390 29-10709 Friedel, Walter		
		0.06	0.06	
		3	3	
		29-13173 Jackson, Kirk		
		0.01	0.01	
		0.3	0.3	
Sum of claimed CFS =		1.27		
Sum of claimed Acreage =		66		

Sum CFS=	1.13
Sum Acre=	59.2

Un-accounted for CFS=	0.07
Un-accounted for Acres=	0.8

Based on irrigatable land, it is assumed that this decreed right was for 1" per acre.

29-10790

POD

Field Exam 11/01/01



Looking East. Current pump is $\frac{3}{4}$ HP: SN – 40740-5: RPM – 3450. In summer claimant uses a 5 hp pump.



Looking North. Claimants second POD diverts the water through a 12" pipe that feeds south under Inman road to the claimants property. Historically it was an open ditch through claimants property and onto Sam Chandlers land, but claimant inserted a 16 inch pipe and covered the pipe. (csaxton 11/02/01).

29-10790

POD

Field Exam 11/01/01



Looking South. Covered pipe leading from the North side of Inman Rd (csaxton 11/02/01).

29-10790

Ditch

Field Exam 11/01/01



Looking South. Portion of original ditch that was not covered by the claimant. POU to East and West of ditch (csaxton 11/02/01).



Looking South. South end of claimants property. Sam Chandlers property in the background. Culvert that conveys water to Sam's property (csaxton 11/02/01).

29-10790

POU

Field Exam 11/01/01



Looking SE. Claimants East irrigated field in background on the east side of Rapid creek.

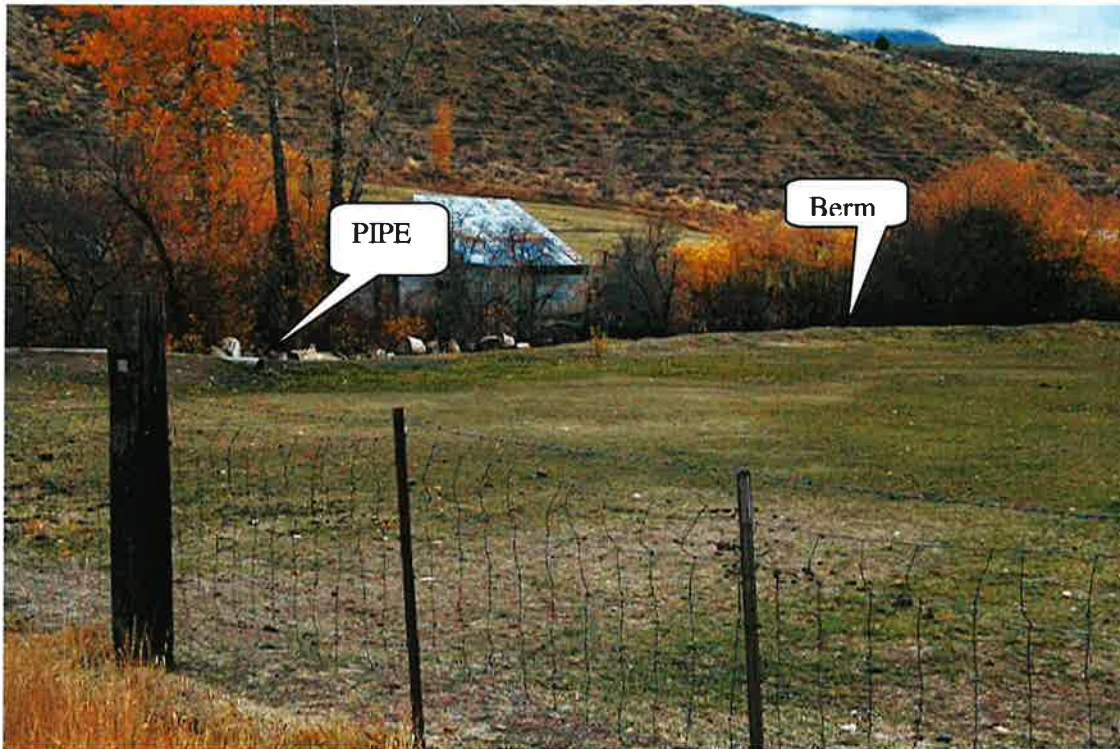


Looking South at claimants main irrigated field. Rapid creek to right of picture. POD behind me in picture. Claimant home to the left of the picture (csaxton 11/02/01).

29-10790

POU

Field Exam 11/01/01



Looking West. Picture taken from Jackson property. Shows pipe coming from the now covered historical ditch. Berms around the edge of the field to hold water in while flood irrigation (csaxton 11/2/01)

SCANNED

JUN 11 2001

Log for claim A29-10790

Spatial Dynamics LTD

9/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	14	NWNW	3	5.2	
Totals:			3	5.2	

AJ5809NP
No. A29-10790

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 299

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WALTER FRIEDEL PO BOX 475 INKOM ID 83245 (208) 775-3740	01/31/1884	IRRIGATION STOCKWATER	03-15 11-15 01-01 12-31	0.060 CFS 0.020 CFS	
TOTAL DIVERSION:					0.060 CFS	
CONSUMPTIVE USE:						7.50 AFA

Water Source: RAPID CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T07S R36E S14

NWNW

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NENE 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	14	:	:	03	:	:	:	:	:	:	:	:	3.0		
TOTAL ACRES													3.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BANNOCK

Non-Irrigation Uses: S/ UP TO 2 HORSES AND 2 COWS

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10789 29-11260 A29-00297A A29-00297B A29-00314A A29-10789 A29-11260

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00285A A29-00297A A29-00314A

Remarks: GEN A PORTION OF 29-00285, 297 OR 314

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

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

Audit: 03/27/90 DCARLSON 03/29/95 POST-STD

JUN 11 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: A29-10790

Date Received: 3/27/1990

Receipt No: E012547Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALTER FRIEDEL 208-775-3740
Address: PO BOX 475
INKOM, ID 83245

2. Date of Priority: JAN 31, 1884

3. Source: RAPID CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	36E	14	NW	NW			BANNOCK

5. Description of diverting works:
PUMP IN RAPID CREEK 5 HP TO PIPE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER - <i>< 10 head Beef + Horses</i>	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.060		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ UP TO 2 HORSES AND 2 COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	36E	14	NW	NW		IRR	3.0
Section Acres							3.0

A29-10790

Page 1

Date: 03/27/90

MICROFILMED

NOV 16 1992

A2910790



10. Place of Use: Continued

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:
NONE

14. Remarks:
A PORTION OF 29-00285, 297 OR 314

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STEWART

Decree Plaintiff

vs

DAMRON

Decree 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: 1

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): Walter E. Friedel Date: March 27, 1990

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of March 19 90

Dave Cook
Notary Public

Seal

Residing at Heise Id
My Commission Expires 2/26/96

1 2 5

4744

4743

50'

4742

4741

4740

4739

POCATELLO 13 MI.
PORTNEUF 6 MI.

47' 30"

A29-10790
75
36e
14

75
36e
14

x5936

x5910

6706

x5251

x5251

Shaw

ROAD

WORTH

JACKSON

