

01/14/2003

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

RIGHT NUMBER: 29-10844

NAME AND ADDRESS: PETER D MC CARDELL
23326 20TH AVE SE
BOTHELL WA 98021

PATRICIA MCCARDELL DUNCAN
8851 N KRAFT RD
POCATELLO ID 83204

RICHARD KEITH MC CARDELL
167 N 4200 E
RIGBY ID 83442

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
16.000 AFY

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

PRIORITY DATE: 01/04/1943

POINT OF DIVERSION:

T06S R34E S21 SENENW Within BANNOCK County

T06S R34E S21 SENENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.060 CFS 16.00 AFY
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for 2 homes.

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R34E S21 NENW 4.0

STOCKWATER same as IRRIGATION
DOMESTIC same as IRRIGATION

4 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 AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

01/14/2003

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

Parcel No(s): R3853022005 & R3853021906

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

Stockwater use is for 26 range cattle and 4 horses.

Water Right Claim Number A29-10844
Township , 6S34E

09/26/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals

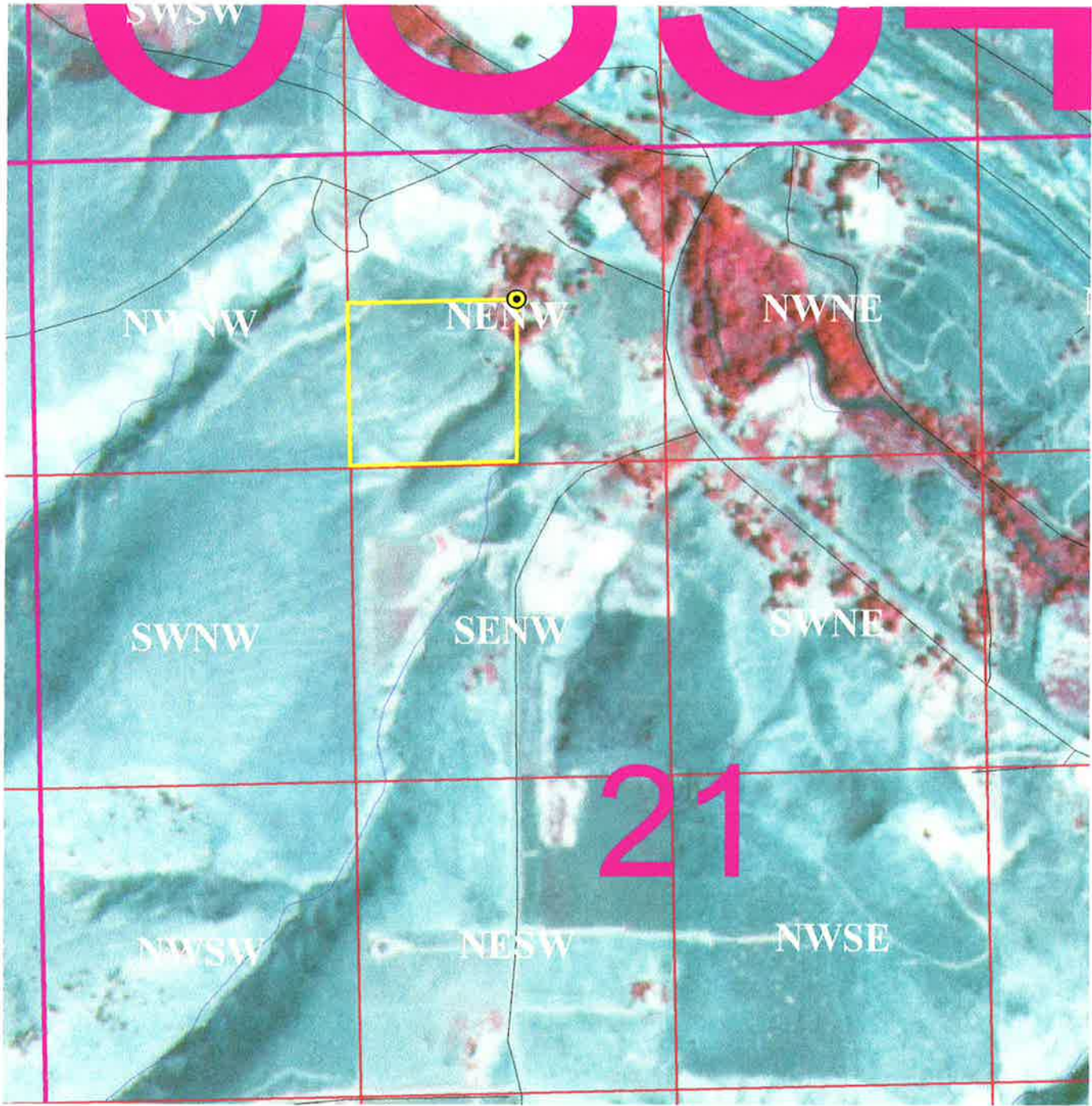
Legend

A scale bar showing distances in feet. It is marked with 400, 0, 400, and 800. The bar is divided into segments corresponding to these measurements.

A north arrow pointing upwards, with the letter 'N' below it.

Water Right Claim Number A29-10844
Township , 6S34E

09/26/2000



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

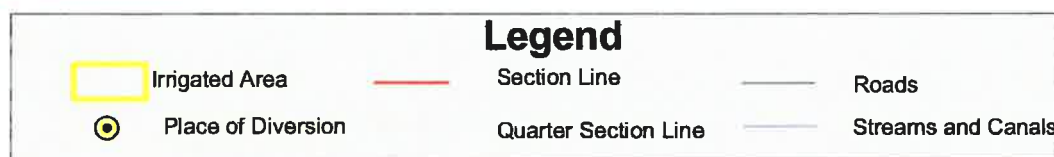
 Streams and Canals

Legend



Water Right Claim Number A29-10844
Township , 6S34E

09/26/2000

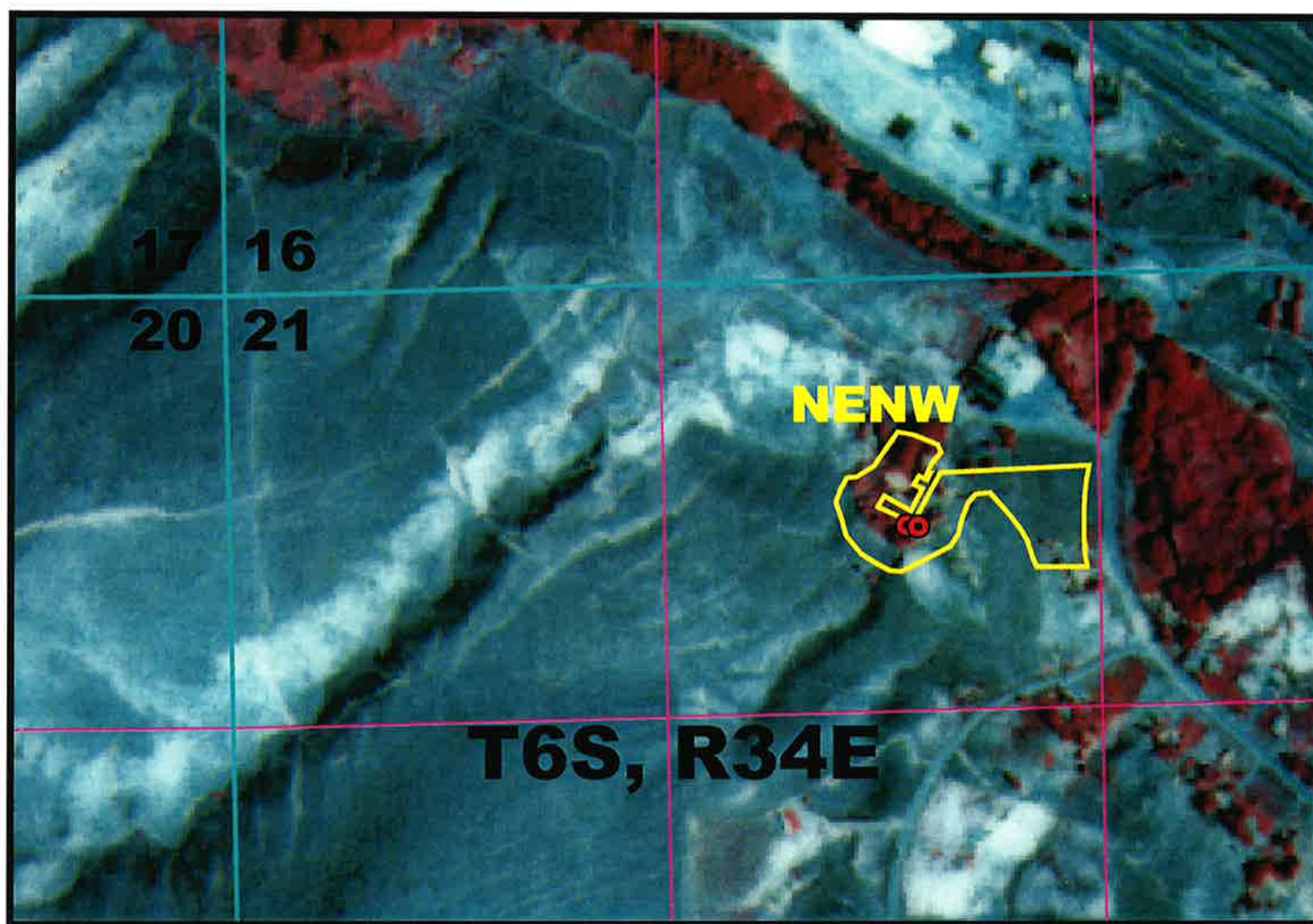




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-10844



1320

0

1320 Feet

Total Irrigated Acres: 4.0



Point(s) of Diversion



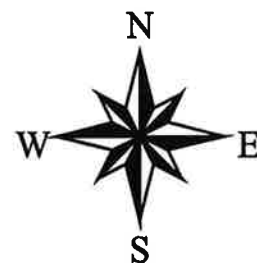
Place of Use



Quarter Quarter Lines



Section Lines



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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10844 V1

WATER RIGHT NUMBER: 29-10844 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER D MC CARDELL 23326 20TH AVE SE BOTHELL, WA 98021 (206)486-0962
Current Owner	PATRICIA MCCARDELL DUNCAN 8851 N KRAFT RD POCATELLO, ID 83204 (208)233-3109
Current Owner	RICHARD KEITH MC CARDELL 167 N 4200 E RIGBY, ID 83442 (208)745-7577

Priority Date: 01/04/1943

Basis: Beneficial Use

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	04/01 to 10/31	0.060 CFS	16.00 AF
STOCKWATER	01/01 to 12/31	0.020 CFS	
DOMESTIC	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.060 CFS	16.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4NW1/4	Sec. 21, Twp 06S, Rge 34E, B.M.
BANNOCK County		
GROUND WATER	SE1/4NE1/4NW1/4	Sec. 21, Twp 06S, Rge 34E, 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	
06S	34E	21					4.0												4.0

Total Acres: 4

STOCKWATER same as IRRIGATIONDOMESTIC same as IRRIGATIONConditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10844 V1

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. 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.
3. N09 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N14 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
5. X01 Domestic use is for 2 homes.
6. X02 Stockwater use is for 26 range cattle and 4 horses.

Remarks:

1. Explanatory Parcel No(s): R3853022005 & R3853021906

Comments:

1. csaxton 1/14/2003 Priority Date
Comment: Priority date recommended as 4/1/1943 based on claimant statement. Statement from previous owner states well dug in 1940 but evidence of 4 acres of irrigation was not until 1943.
2. csaxton 1/14/2003 Tax Lot Data
Comment: Bannock Co and City of Pocatello Tax lot date inconsistent and seems to be incomplete. POU determined using 1985 USGS Orthoquad maps.
3. csaxton 1/14/2003 POU
Comment: There seems to be a rectification problem with the 1987 NAPP photography. Thus, acreage was determined by drawing shape over USGS ortho-quad maps.
4. csaxton 1/14/2003 Diversion Volume
Comment: No additional fees paid for domestic and stock. Add N-codes.

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	1/14/2003 8:36:57 AM	csaxton			Active
Contacts	1/14/2003 8:59:29 AM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10844 V1

Priority Date	1/14/2003 9:27:12 AM	csaxton	Active
POD	1/14/2003 9:28:25 AM	csaxton	Active
Source	1/14/2003 9:38:44 AM	csaxton	Active
POU	1/14/2003 9:39:19 AM	csaxton	Active
Use	1/14/2003 9:54:23 AM	csaxton	Active
Season	1/14/2003 10:00:11 AM	csaxton	Active
Quantity	1/14/2003 10:03:20 AM	csaxton	Active
Summary		01/14/2003 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/14/2003 8:36:59 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 9/18/02
Contacts	1/14/2003 8:59:30 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 9/18/02
Priority Date	1/14/2003 9:27:13 AM	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 - Affidavit from claimant.
POD	1/14/2003 9:28:26 AM	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? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Second POD added in 1975. Two PODs/wells are inter-connected.
POD	1/14/2003 9:35:33 AM	csaxton	Edited point location
POD	1/14/2003 9:35:55 AM	csaxton	Edited PLS
POD	1/14/2003 9:37:20 AM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10844 V1

POD	1/14/2003 9:37:41 AM	csaxton	Edited PLS
Source	1/14/2003 9:38:45 AM	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 9/18/02
POU	1/14/2003 9:39:20 AM	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? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - FE 9/18/02
POU	1/14/2003 9:39:51 AM	csaxton	Edited shape boundary
Use	1/14/2003 9:54:24 AM	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? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Claimant statement.
Season	1/14/2003 10:00:12 AM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10844 V1

Quantity	1/14/2003 10:03:22 AM	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? (Yes) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Intrepid Engineering field data. Description for Question 10 - IDWR standard of 4af/acre.
Summary	1/14/2003 10:07:11 AM	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?



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

AUG - 6 2003

Department of Water Resources

July 28, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PETER A MC CARDELL
14402 FRANS DR
STANWOOD WA 98292-6702

Recon Modified 8-7-03.

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #29-10844

Dear Claimant:

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by August 8, 2003. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claims referenced above, please call this office toll-free at 1/800-451-4129 so I can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Peter D. McCord
Water Right Holder's Signature

360 652 0409
Telephone No.

SCANNED

AUG 06 2003

9-16-02 : Priority evidence 1940.

9-18-02 : D+S OK.
FF might need diff Priority Evid
for Irrigation

1) S @ Black Pipe
2) W ditch + Pipe
yellow FK wpt
3) Flood Irr POH

: high ditch could have flooded
Part of Claimed Pou. could be
surface or Gully water - or GW

: Send letter informing claimant of such

: Two points of diversion - Wells. GPS'd By Interpreter

9-26-02 : Orchard put in when 5 yrs old - ^{now} 59 yrs old
Garden large enough to feed 3 families
about 3 acres

1947 - 1958 all Supp

Moved out there in 1943 - Claimant

1-13-03 : Claimant stated about 2 acres of Irrigation for
Garden alone. Orchard in place when she was 5
yrs old. Affidavit from Claimant says 4 ac of Irrigation
since 1943 on. Priority of 1943.

: Research by R: Warnen indicates that well technology
used to pump water located at a dept greater than
25' was not available till 1950's. But since
well was hand dug I assume water table was higher
at that time and 4 acres could possibly have been irrigated.

: Hoses found all over property so I can't conclude
that 4 acres wasn't irrigated and based on
Claimant statement I feel I can recommend the
claim. In addition, ditches were found where
well water could have been pumped into them for
flood irrigation. Recommended Pou follows contour of
the land. or areas that could have been flooded

12th POH added in 1975 according to Claimant. C#3

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 01/13/03
Time: 14:48:32

Rec/No - M006417 AR/No -
From: - MC CARDELL, FERN

Receipt Type - CK Doc/No - 1310
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 03/29/1990

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	9337		410162	6490		109.00

Total Due - 109.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A2910844	54.00	A2910845	55.00		

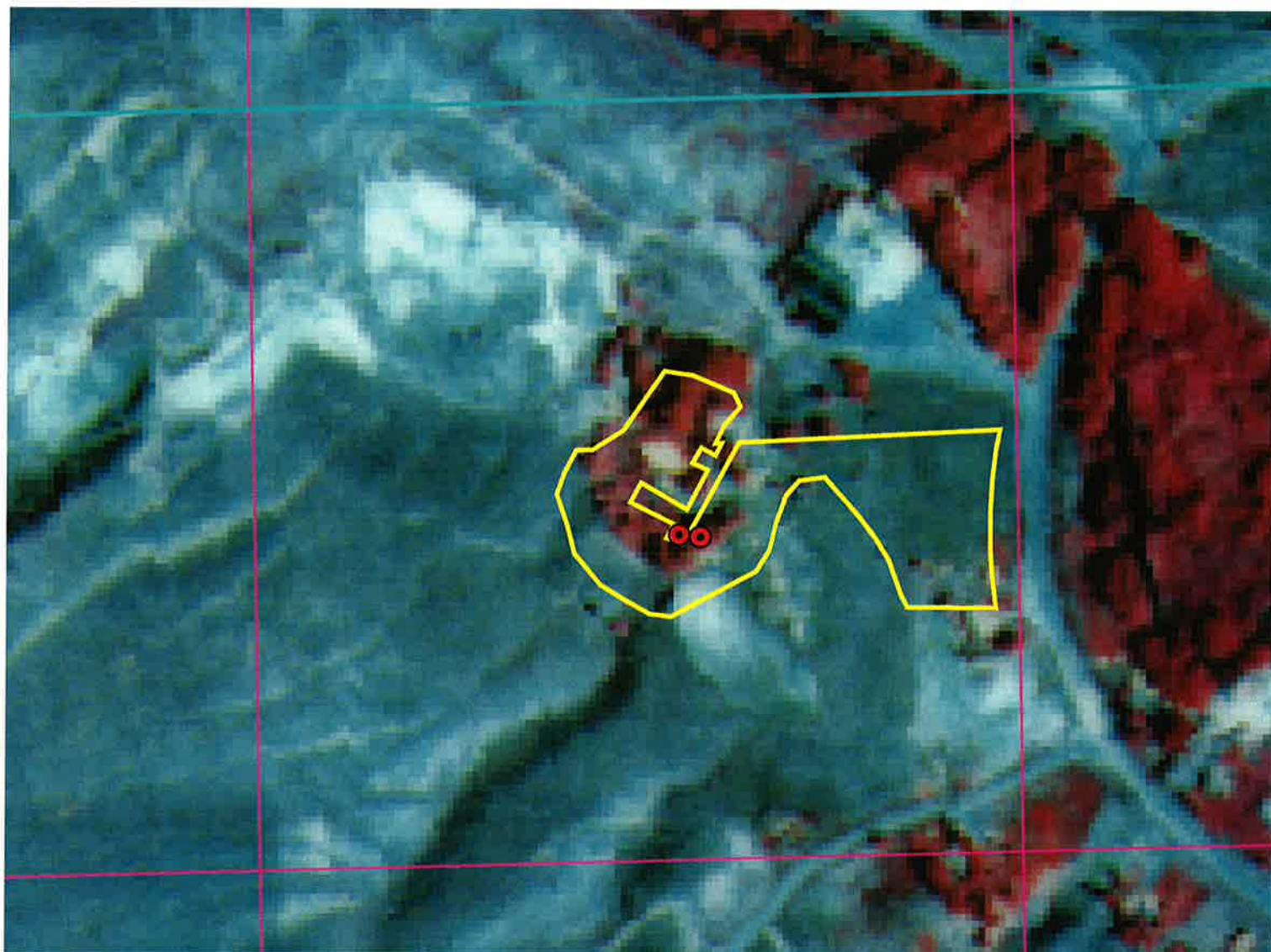
(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

29-10844 - Duncan - POU Calc Map

There seems to be a rectification problem with the NAPP Photography
Thus - Acreage was determined by drawing shape over USGS Ortho-Quad maps.
This shows the POU overlaid on NAPP photography



Point of Diversion

Irrigated Acres: 4.0



Bannock County Tax Lot Data - N/A



POU



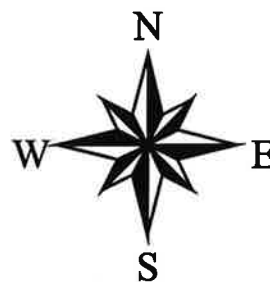
POU - N/A



Section Lines



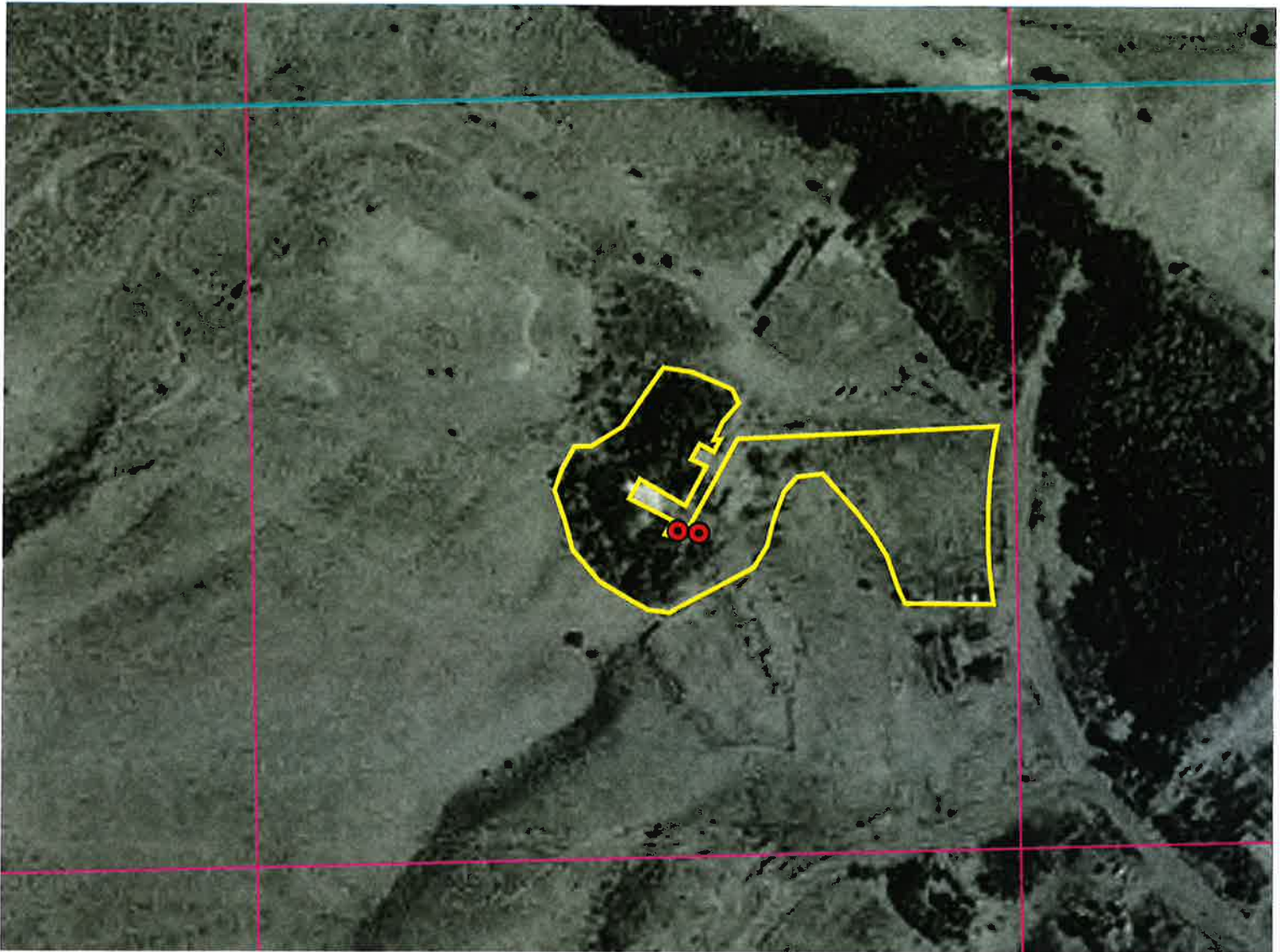
Quarter Quarter Lines



Prepared By: Craig Saxton
January 2003

29-10844 - Duncan - POU Calc Map

There seems to be a rectification problem with the NAPP Photography
Thus - Acreage was determined by drawing shape over USGS Ortho-Quad maps.



Point of Diversion



Bannock County Tax Lot Data - N/A



POU



POU - N/A

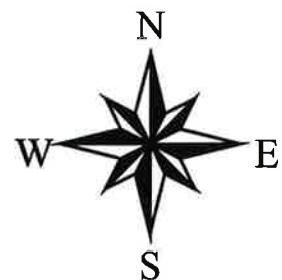


Section Lines



Quarter Quarter Lines

Irrigated Acres: 4.0



Prepared By: Craig Saxton
January 2003

[Send To Printer](#)

[Back To TerraServer](#)

[11 x 17 Print Size](#)

USGS Pocatello, Idaho, United States 07 Jun 1992



0 100M

0 100yd

Image courtesy of the U.S. Geological Survey
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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

September 22, 2002

cardell
PATRICIA MC ~~GRANDELL~~ DUNCAN
8851 N KRAFT RD
POCATELLO ID 83204

RE: Snake River Basin Adjudication (SRBA) claims 29-10844 and 29-10845.

Dear Ms. Duncan:

The Idaho Dept. of Water Resources is currently in the process of reviewing SRBA claims in your area. On 9-18-02 I conducted a filed exam concerning the above mentioned SRBA claims. There are a couple of issues that need to be addressed.

Issue 1:

Claim 29-10845 claims irrigation of 5 acres, stockwater, and domestic use from a ground water source. 29-10845 claims a priority date of June 30, 1975. The priority date claimed is past the mandatory permit statute. The statute states that any new appropriation of groundwater for purposes other than stockwater and domestic use commencing after March 25, 1963 is required to go through the permit process. Based on this information, the department will not be able to make a favorable recommendation for irrigation purposes on this claim to the SRBA court.

If you wish to further pursue a water right from this source, I would encourage you to contact the Idaho Falls office of IDWR at (208) 525-7161.

Issue 2:

Claim 29-10844 claims irrigation of 4 acres, stockwater, and domestic use from groundwater. The department will not have problem recommending stockwater and domestic use to the SRBA court. However, there is not sufficient evidence that 4 acres are currently irrigated and have been irrigated since 1938 from the well claimed. In order to pursue an irrigation element on this claim, further evidence of when the last time your property was irrigated and to what extent needs to be provided. In addition, evidence needs to be provided of when the first time the water was used for irrigation purposed to the extent claimed.

Please feel free to contact me if you have further questions.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Craig L. Saxton". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

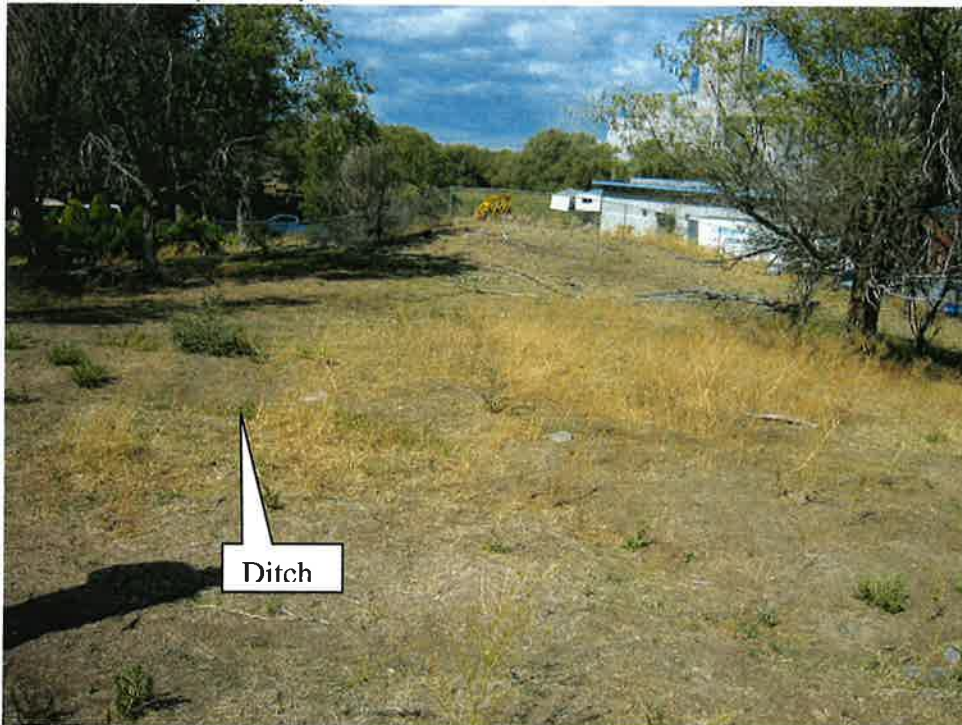
29-10844

POU

Field Exam: 9/18/02



Looking South at claimed POU and old black pipe that could have been used to irrigate claimed POU (csaxton).



Looking NW at historical Ditch (csaxton).

Saxton, Craig

From: Warner, Roger
Sent: Friday, September 20, 2002 3:50 PM
To: Saxton, Craig
Subject: That pump thing

Craig,

We talked about theoretical values for pumps. A centrifigual pump or a pump which is placed at the surface and relays upon suction to lift the water has a suction lift capacity of approximately 20-25 feet. (Driscoll, p580). It is generally held that deep well turbine technology was unknown prior to the 1950's. Just thought that I'd let you know.

W. Roger Warner

Adjudication Specialist

Idaho Department of Water Resources

900 North Skyline Drive, Suite A

Idaho Falls, ID 83402-1718

(208) 525-7161, voice

(208) 525-7177, fax

rwarners@idwr.state.id.us

29-10844

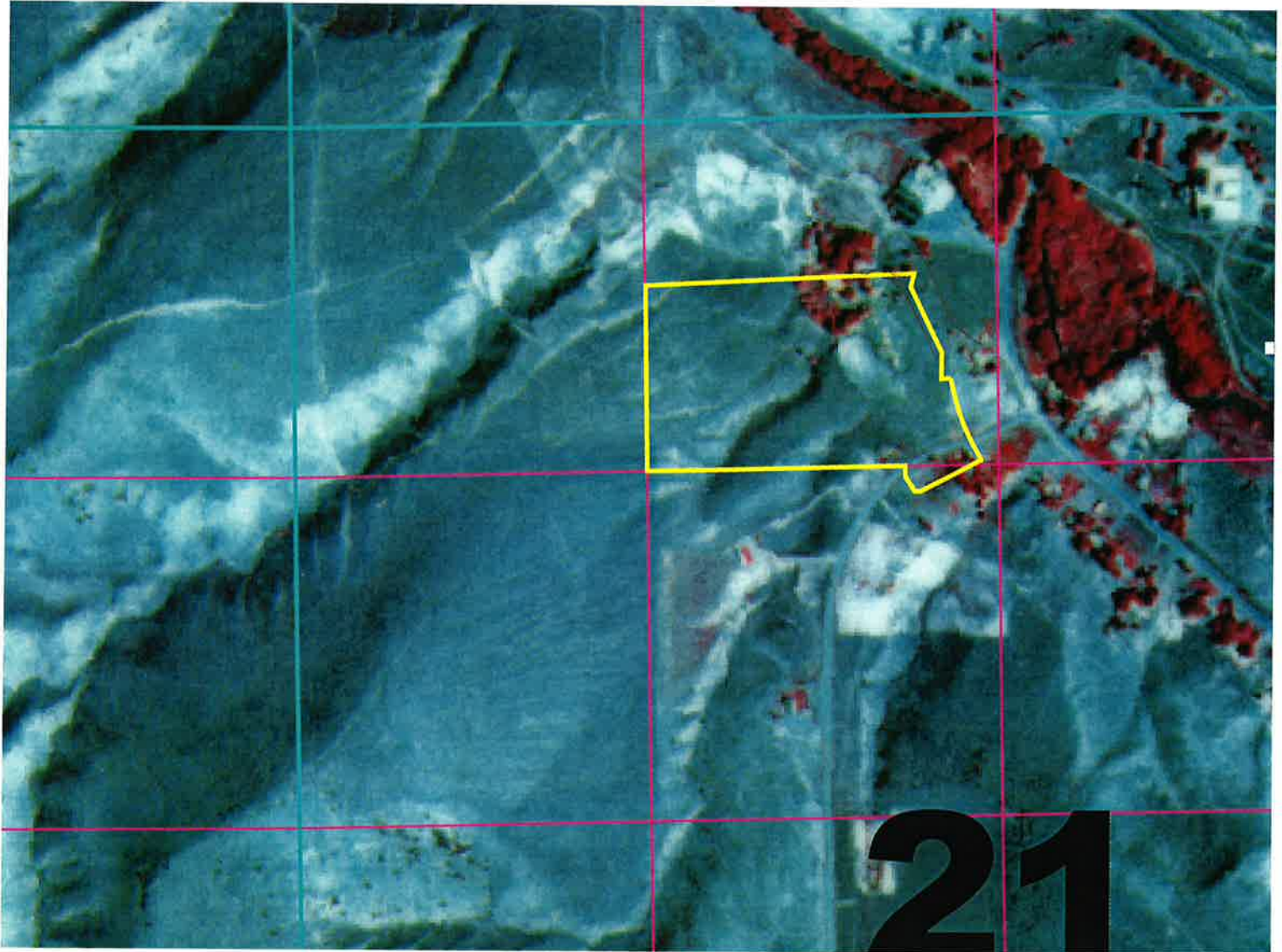
POU

Field Exam: 9/18/02



Looking NW at POU that could be irrigated from ditch. However, field exam indicates that the ditch probably didn't carry Groundwater so it isn't applicable to this claim (csaxton).

29-10844 - Duncan



Point of Diversion



Claimed POU - N/A



Property Boundary



Bannock Co Tax Lot Data

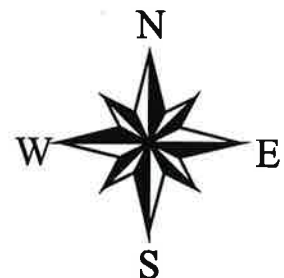


Section Lines



Quarter Quarter Lines

Property Acreage: 18.4



Prepared By: Craig Saxton
September 2002



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID

POD ID

Quad

Claim Type

Easting

Northing

GPSID

Diversion Description

Submersible 0.5 hp pump. Well is connected to POD 202947. Well used primarily for domestic. This is the older of the two PODs on the property.

Assumptions

Horse power, pressure head, and elevation head. Shared with POD ID 202947.

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

POD ID 202946 01.JPG

Photos

POD ID 202946 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0.15500922045264

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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SCANNED

JUN 15 2001

Log for claim A29-10844

Spatial Dynamics LTD

9/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s34e	21	NENW	4	11	Indiscernible
Totals:			4	11	

Priority Evidence 1940.

AJ5809NP
No. A29-10844

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 154

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD KEITH MCCARDELL RIGBY ID 83442 (208) 745-7577	10/06/1938	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.060 CFS 0.020 CFS 0.020 CFS	
C	PATRICIA MCCARDELL DUNCAN 8851 N KRAFT RD POCATELLO ID 83204 (208) 233-3109			TOTAL DIVERSION: CONSUMPTIVE USE:	0.060 CFS	10.00 AFA
C	PETER D MCCARDELL BOTHEL WA 0 (206) 486-0962					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R34E S21

SWNENW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
06S	34E	21	:						04															4.0
																							TOTAL ACRES	4.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
06S	34E	21	:						S															

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
06S	34E	21	:						D															

POU County: BANNOCK

Non-Irrigation Uses: D, 2 HOMES S, 25 CATTLE& 7 HORSES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-10618

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

AJ5809NP
No. A29-10844

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 155

=====

Other Water Rights Listing Overlapping Place(s) of Use:
A29-10618 A29-10845

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	
Audit:	03/29/90 HAUMANN	08/04/94 THOMPSON	03/29/95 POST-STD

This well is the one used to irrigate the said 4.0
Acres.

Pocatello, Id.
3-3-95

Dear Pat,

Les & I built the house & he
dug a well in about May or June
of 1940. This was on Kraft Road,
now known as 8851-53 No.
Kraft Rd., Pocatello, Id.

Afton L. Falter

STATE OF IDAHO, COUNTY OF

On this 6th day of March, 1995,
before me, a notary public in and for said State, personally appeared

Afton L. Falter

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me
that she executed the same.

Diane F. Bilyeu
Notary Public

Residing at Pocatello, Idaho
Comm. Expires 4-20-98

MICROFILMED

NOV 14 1990

March 1, 1995

TO WHOM IT MAY CONCERN

In regards to the water usage of the two wells at
8851-8853 N. Kraft Road
Pocatello, Idaho 83204

Keith and Fern McCardell purchased the eighty acres from Sue Paulson of Burley, Idaho on March 15, 1943 and took occupancy of the house with one hand dug well next to the house and a well in the field below and to the left of the house.

The well next to the house was used for domestic use and to water approximately 4 acres of ground from that time on. Domestic stock included a dairy herd (approx. 45 milk cows), 7 horses, 60 pigs, chickens, and various other livestock.

The McCardell's operated a dairy from 1943 until 1967 at this address. The acreage in question was used to graze the younger stock until they became old enough to use at the dairy. Mr. McCardell also had a feeder lot with anywhere from 50 to 100 beef cattle.

A well was drilled in 1975 to augment the first well for domestic and irrigation. This well is used to irrigate approximately seven acres of ground and to furnish water to the second home on the property, along with 26 head of feeder stock and 4 horses.

Mr. and Mrs. McCardell deeded their land to their children in 1987.

Sincerely yours,

Patricia M. Cardell Duncan

Patricia McCardell Duncan

MICROFILMED

NOV 14 1990

3/9/95
notary: Annette Dalton

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: A29-10844
Date Received: 3/29/1990
Receipt No: MOO 6417
Received By: RLH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PATRICIA MC CARDELL DUNCAN 208-233-3109
Address: 8851 N. KRAFT RD.
POCATELLO, ID 83204
OR
Name: RICHARD KEITH MC CARDELL 208-745-7577
Address: RIGBY, ID 83442
OR
Name: PETER D. MC CARDELL 206-486-0962
Address: BOTHEL, WA 0

A2910844



2. Date of Priority: OCT 06, 1938

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
06S	34E	21	SW		NE		NW		BANNOCK

5. Description of diverting works:
WELL, 75' DEEP, 3/4 HP PUMP

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		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 10.0 Acre Feet Per Annum.

A29-10844

Page 1

Date: 03/29/90

MICROFILMED
NOV 16 1992

9. Non-irrigation uses:

D, 2 HOMES S, 25 CATTLE& 7 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	34E	21	NE	NW		IRR	4.0
			NE	NW		STOCK	
			NE	NW		DOMEST	

Section Acres 4.0

Total Acres 4.0

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:

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): Palmer McCordell Juran Date: 3/29/90

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of March 19 90

Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires My Commission Expires December 7, 1994

copy

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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OR
Name: RICHARD KEITH MC CARDELL
Address: 208-745-7577
RIGBY, ID 83442
OR
Name: PETER D. MC CARDELL
Address: 206-486-0962
BOTHTEL, WA 0

2. Date of Priority: OCT 06, 1938
3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|--------|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
| 06S | 34E | 21 | SW | NE | NW | | BANNOCK |

5. Description of diverting works:
WELL, 75' DEEP, 3/4 HP PUMP

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		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 10.0 Acre Feet Per Annum.

A29-10844

Date: 03/29/90

MICROFILMED
NOV 14 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	34E	21	NE NE	NW NW	STOCK 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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

