

02/11/2002

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

RIGHT NUMBER: 29-11435

NAME AND ADDRESS: MARGARET WAITMAN
5309 HAWTHORNE RD
CHUBBUCK ID 83202

DAVID B WAITMAN
5309 HAWTHORNE RD
CHUBBUCK ID 83202

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.05 CFS
7.2 AFY

PRIORITY DATE: 04/20/1945

POINT OF DIVERSION:

T06S R34E S27 SWNENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.050 CFS
7.20 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R34E S27	NENW	1.3	T06S R34E S27	SENW	0.5
---------------	------	-----	---------------	------	-----

1.8 ACRES TOTAL

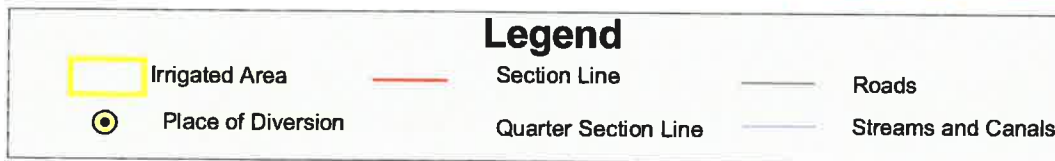
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: Beneficial Use

Water Right Claim Number A29-11435
Township , 6S34E

09/26/2000



Water Right Claim Number A29-11435
Township , 6S34E

09/26/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

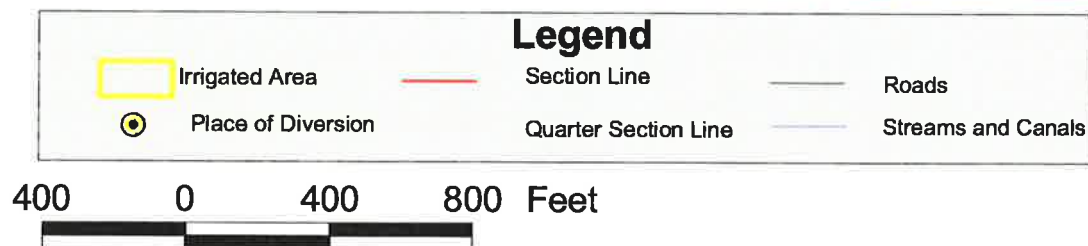
Streams and Canals

Legend



Water Right Claim Number A29-11435
Township , 6S34E

09/26/2000

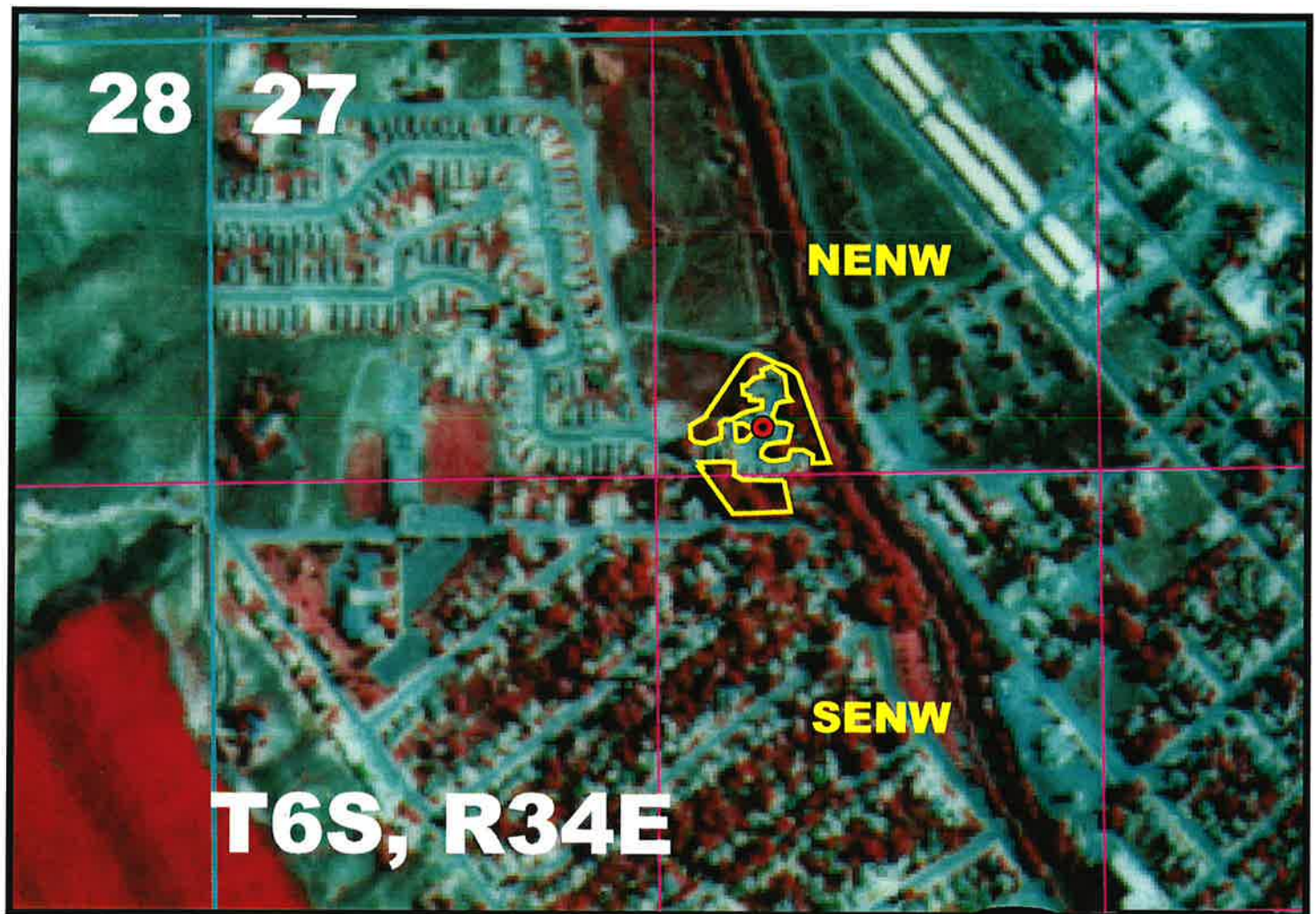




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-11435



1320

0

1320 Feet

Total Irrigated Acres: 1.8



Point(s) of Diversion



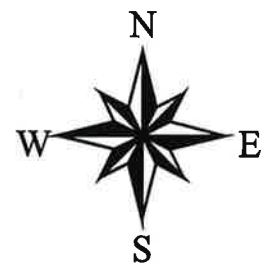
Place of Use



Quarter Quarter Lines



Section Lines



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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11435 V1

WATER RIGHT NUMBER: 29-11435 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARGARET WAITMAN 5309 HAWTHORNE RD CHUBBUCK, ID 83202 (208)237-7232
Current Owner	DAVID B WAITMAN 5309 HAWTHORNE RD CHUBBUCK, ID 83202 (208)237-7232
Original Owner	CHERYL J RUDOLPH 516 RIVERSIDE DR NO 25 POCATELLO, ID 83204

Priority Date: 04/20/1945

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	0.050 CFS	7.20 AF
	<u>Total Diversion:</u>	0.050 CFS	7.20 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4NW1/4	Sec. 27, Twp 06S, Rge 34E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T06S R34E S27	NENW	1.3	T06S R34E S27	SENW	0.5
Total Acres: 1.8					

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-11435 V1

Comments:

1. csaxton 2/11/2002 Ownership
Comment: NCO sent on Feb 11, 2002. Change of ownership needed.
2. csaxton 2/11/2002 POD
Comment: Claimed for two wells, but during field exam on 9/24/01, part owner Lynn Rushton stated that one well has been filled in and is no longer used.

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>
Priority Date	2/11/2002 2:16:25 PM	csaxton			Active
POD	2/11/2002 2:16:43 PM	csaxton			Active
Source	2/11/2002 2:18:15 PM	csaxton			Active
POU	2/11/2002 2:19:58 PM	csaxton			Active
Use	2/11/2002 2:21:36 PM	csaxton			Active
Season	2/11/2002 2:22:04 PM	csaxton			Active
Quantity	2/11/2002 2:23:53 PM	csaxton			Active
Summary	2/11/2002 2:28:57 PM	csaxton	2/11/2002 2:28:57 PM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	2/11/2002 2:15:12 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 9/24/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11435 V1

Priority Date	2/11/2002 2:16:26 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 claimant stating that concrete enclosing around well shows the date of April 20, 2002.
POD	2/11/2002 2:16:44 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	2/11/2002 2:17:15 PM	csaxton	Edited point location
POD	2/11/2002 2:17:41 PM	csaxton	Edited PLS
Source	2/11/2002 2:18:16 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 - Field exam 9/24/01
POU	2/11/2002 2:19:59 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? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Napp Photography.
POU	2/11/2002 2:20:17 PM	csaxton	Edited shape boundary
POU	2/11/2002 2:20:35 PM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11435 V1

Use	2/11/2002 2:21:37 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? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam 9/24/01
Season	2/11/2002 2:22:05 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?
POD	2/11/2002 2:23:54 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? (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? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Intrepid Engineering Description for Question 10 - IDWR standard for the area of 4af/acre.
Summary	2/11/2002 2:28:58 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 4. Is any portion of the claim be recommended? (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

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 11, 2002

TARGHEE TRAILER CT LLC
ATTN: JOHN CLARK
PO BOX 248
MENAN ID 83434

RE: CHANGE IN OWNERSHIP FOR A29-11435

Dear JOHN CLARK:

It has come to our attention that you may have recently purchased a tract of land in Bannock County. According to our records, the property to which I am referring to was most recently owned by David and Margaret Waitman. The legal description is as follows:

T06S R34E S27 NE1/4 NW1/4
SE1/4 NW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 29, and will submit a Directors Report in April of 2002. We recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 334-2190.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Enclosure(s)

9-24-01 - one well Been Filled in - only use one well now
New owner Had For 20 5 yrs
- Irrigation only - Drinking water is City water

Lynn Rushton - Owner - not at site

- At the most I see 1.5 acres of lawn

12/11/02 : 11.7 acres at Best



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Hand dug well in pit in front of white house. Tag placed on power shutoff on pole next to pit.

Assumptions

Horse power, pressure head, and elevation head.

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 322394 01.jpg

Photos

POD ID 322394 02.jpg

EPE (ft)

18

Date (M/D/Y)

Time

Flow Rate (CFS)

0.077504610226320

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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29-11435

POD

Field Exam 9/24/01



Well located in underground concrete pit on N side of paved driveway right at "Y" in Road. Pit approximately 15 feet deep. Well used solely for irrigation of lawns and area around the trailer homes (csaxton 9/26/01).

29-11435



The image was photographed on 07 Jun 1992 by the National Aerial Photography Program and digitized by the USGS DOQ Program on 14 Apr 1998. The USGS DOQ below is projected in Universal Transverse Mercator (UTM) Zone 12 on the North American datum of 1983. The latitude and longitude in degrees, minutes, and seconds and the UTM coordinates in meters are shown for each image tile.

SCANNED
JUN 15 2001

Log for claim A29-11435

Spatial Dynamics LTD

9/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s34e	27	NENW	2	2.9	
06s34e	27	SEnw	1	1.3	
Totals:			3	4.2	

4/9/01

no Domestic use claimed despite Remarks

6/5/01

Phone # no Good - Letter sent and Address no Good
need to go to assessor's office

AJ5809NP
No. A29-11435

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 170

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID B WAITMAN	04/20/1945	IRRIGATION	03-15 11-15	0.070 CFS	
C	MARGARET WAITMAN					
	5309 HAWTHORNE RD					
	CHUBBUCK ID 83202					
	(208) 237-7232					
				TOTAL DIVERSION:	0.070 CFS	
				CONSUMPTIVE USE:		10.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R34E S27

SWNW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06S	34E	27	:							02				01						3.5
																			TOTAL ACRES	3.5

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN WATER USED FOR 8 SPACE TRAILER COURT AND 2 HOUSES. POU ARE LOTS
26, 27, 28, BLK 13 AND LAND NORTH TO OLD RIVERBED OF OLD WEST
POCATELLO TOWNSITE.

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

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

Audit: 08/12/93 THOMPSON 02/16/94 THOMPSON 03/29/95 POST-STD

MARCH 21, 1995

DAVID B. WAITMAN
5309 HAWTHORNE RD.
CHUBBUCK, ID 83202

STATE OF IDAHO
DEPT. OF WATER RESOURCES
900 N. SKYLINE DR.
IDAHO FALLS, ID 83402-1718

RE: ADJUDICATION OF A29-11435
EVIDENCE OF PRIORITY

RECEIVED

MAR 22 1995

Department of Water Resources
Eastern District Office

Dear Mr. Carlson:

This letter and affidavit is being submitted as "EVIDENCE OF PRIORITY" for the above listed water right claim.

Two shallow ground water wells exist on the subject property known as 516 Riverside Dr., Pocatello, ID 83204. Both wells are covered with a partially sub-terrain concrete enclosure. Each enclosure contains a self-priming electric pump, a pressure tank and a water distribution manifold. Each concrete enclosure has the date, "APRIL 20, 1945" imprinted in the cement itself, adjacent to the enclosure egress.

The water is used for the "BENEFICIAL PURPOSE" of irrigation of the subject property. We hope to be able to utilize these water rights this coming Summer. Last summer, both wells promptly went dry as the Portneuf River level diminished as a result of the water shortage. We had to use city water for irrigation. Hopefully, that will not be the case this year.

Please make a correction in the remarks section of the claim profile report. "The water is used for an 18 space trailer court and 2 houses", not an 8 space trailer court. The tens digit appears to have been dropped from the space count.

Thank You and Respectfully Submitted,

David B. Waitman
David B. or Margaret L. Waitman, Owners

STATE OF IDAHO, POCA TELLO, COUNTY OF BANNOCK ss.

On this 21st Day of March in the year of 1995,

before me, Julie A Clark, a notary public,

personally appeared David B. Waitman, known or identified to me as the person whose name he subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public:

Julie A Clark

Residing at:

311459K Pocatello, Id.

My Commission Expires:

3/1/95

MICROFILMED
NOV 14 1996

FEBRUARY 16, 1994

DAVID B WAITMAN
5309 HAWTHORNE RD
CHUBBUCK ID 83202

RE: CHANGE IN OWNERSHIP FOR A29-11435

Dear Mr. Waitman:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a typed Notice with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

MICROFILMED
APR 14 1994

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

FEB 14 1994

Please print or type
(see instructions on back of page)

Department of Water Resources
Eastern District Office

DATE OF CLOSING: 2/3/94

LEGAL DESCRIPTION OF PROPERTY: Township 65 Range 34E
Section 27, SW OR 1/4 of NE OR 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

OK L.V.
A29-11435

*No R
record
exists*

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Otto D. or Cheryl J. Rudolph

516 Riverside Drive #25

Pocatello, Idaho 83204

☐ New Owner/Claimant
(Purchaser):

David B. Waitman and Margaret Waitman

☐ New Mailing Address:

5309 Hawthorne Road

Chubbuck, Idaho 83202

☐ New Telephone Number:

(208) 237 - 7232

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

David B. Waitman

Date

Margaret Waitman

Date

☐ Signature of Former
Owner/Claimant(s):

Otto D. Rudolph

Date

Cheryl J. Rudolph

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED

APR 14 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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: **A29-11435**
Date Received: 4/18/1990
Receipt No: E013289
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: DAVID B WAITMAN 208-237-7232
Address: 5309 HAWTHORNE RD
CHUBBUCK ID 83202

AND

Name: MARGARET WAITMAN 208-237-7232
Address: 5309 HAWTHORNE RD
CHUBBUCK ID 83202

2. Date of Priority: APR 20, 1945

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	27	SW	NE	NW		BANNOCK

5. Description of diverting works:
2 WELLS, 2-3 HP PUMPS, MANIFOLD SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.070		

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

8. Total consumptive use is 10.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

APR 14 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	34E	27	NE		NW		IRR	2.0
			SE		NW		IRR	1.5
Section Acres								3.5
Total Acres								3.5

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:
WATER USED FOR 1/8 SPACE TRAILER COURT AND 2 HOUSES. POU ARE LOTS
26, 27, 28, BLK 13 AND LAND NORTH TO OLD RIVERBED OF OLD WEST
POCATELLO TOWNSITE.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
APR 14 1994

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: **A29-11435**
Date Received: 8/12/1993
Receipt No: E013289
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CHERYL J RUDOLPH
Address: 516 RIVERSIDE DR NO 25
POCATELLO ID 83204

2. Date of Priority: APR 20, 1945

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	27	SW	NE	NW		BANNOCK

5. Description of diverting works:
2 WELLS, 2-3 HP PUMPS, MANIFOLD SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.070		

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

8. Total consumptive use is 10.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	34E	27	NE	NW		IRR	2.0
			SE	NW		IRR	1.5

MICROFILMED

APR 14 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.5
					Total Acres	3.5

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:

WATER USED FOR 8 SPACE TRAILER COURT AND 2 HOUSES. POU ARE LOTS
26, 27, 28, BLK 13 AND LAND NORTH TO OLD RIVERBED OF OLD WEST
POCATELLO TOWNSITE.

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: _____

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APR 14 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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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 A29-11435
Date Received 4-18-90
Receipt Number E013289
OK # 0760 "54"

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 18 1990

Department of Water Resources
Eastern District Office

Please type or print clearly Cheryl J.

1. Name of Claimant (s) Mr. Otto D. Rudolph Phone () 232-6862

Mailing Address 516 Riverside Dr. #25 POCAHELLO ID Zip 83204

2. Date of Priority (Only one (1) per claim) April 20 1945

3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 6S Range 34E Section 27,
SW OR NE OR SE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: 2 points of Diversion in the above legal
description, NE, NW Sec. 27 6S, 34E

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

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

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. 2 WELLS MANIFOLD SYSTEM

2-3 hp pumps - both ABOUT 20' deep. Cement CASING.
Buried sprinkler system and hoses.

* drought years affect the water level plan is to
deepen wells in near future.

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A2911435



Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 0.07 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.07 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 10.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

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	
6S	34E	27					2.0			1.5									3.5

Total number of acres irrigated 3.5

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.
city water used by trailers or None ()

14. Remarks:

This Right is used to irrigate around an 18 space trailer Court and 2 houses.
Place of Use is Lots 26, 27, 28⁸¹¹³ and land North. to (old) river bed. of old West Pocatello Township.

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APR 14 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ 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 3

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

Signature of Claimant (s) [Signature] Date 3/20/90

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 20th day of March 1990

SEAL

Notary Public [Signature]

Residing at Anna Baumhoff, Notary Public

My Commission Expires Residing at Boise, Idaho

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 _____

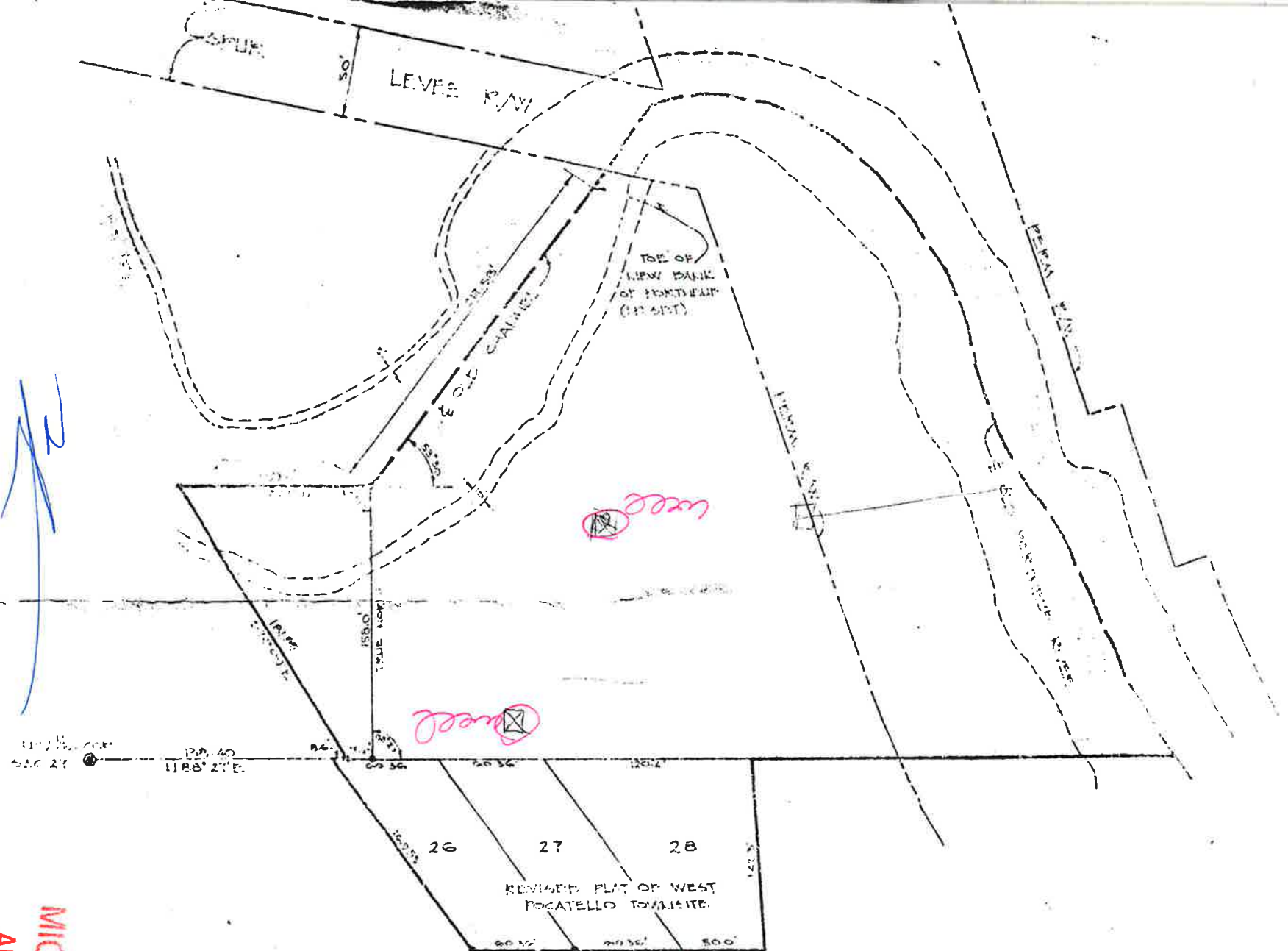
Date _____

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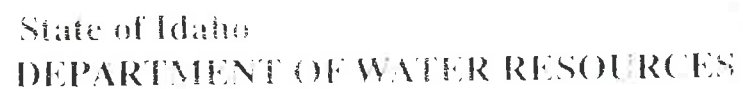
Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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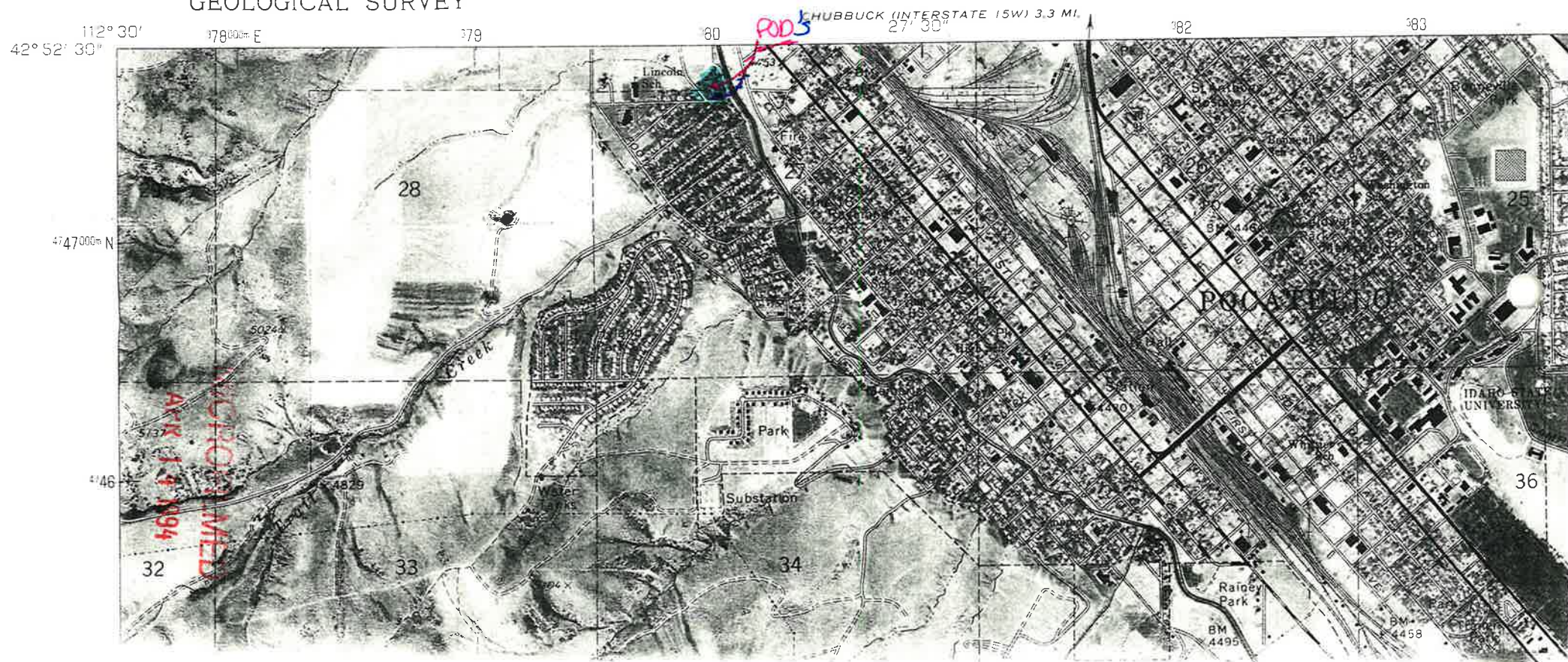
ROY MILLER JR.



UNITED STATES

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R3



NW 1/4 NW 1/4

NW 1/4 COR.
SEC. 27-T-34

Center Section Line

PORTNEUF RIVER

NE 1/4 NW 1/4

well

well

EAST

410.0' ±

60.30'

"

"

"

"

"

"

"

"

60.30'

60.30'

60.30'

120.2'

60.30'

115.0'

75'

147.1'

147.1'

147.1'

147.1'

147.1'

18

19

20

21

22

LOT 23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

60.30'

"

"

"

"

"

"

"

"

60.30'

60.30'

60.30'

120.2'

60.30'

115.0'

75'

147.1'

147.1'

147.1'

147.1'

147.1'

147.1'

OAKWOOD

DRIVE

U 88° 27' 00" E

SW 1/4 NW 1/4

SE 1/4 NW 1/4

WEST POCAHELLO TOWNSITE (REVISED)

SEC. 27, T. 66., R. 34 E., B.M.

APR 14 1994

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SCALE = 100'