

12/12/2002

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

RIGHT NUMBER: 29-11627

NAME AND ADDRESS: LUCILLE RUTH HIGLEY
4597 W OLD HWY 91
INKOM ID 83245

ALFRED ERVIN HIGLEY
4597 W OLD HWY 91
INKOM ID 83245

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS

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

PRIORITY DATE: 04/01/1930

POINT OF DIVERSION:

T07S R35E S24 SENESW 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	0.050 CFS
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.040 CFS

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S24 NESW 2.7

STOCKWATER same as IRRIGATION
DOMESTIC same as IRRIGATION

2.7 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.

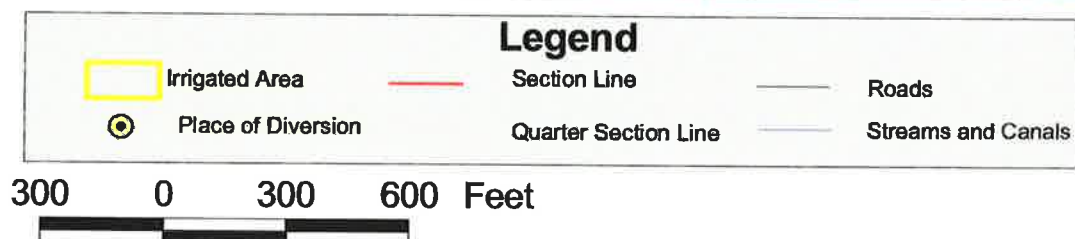
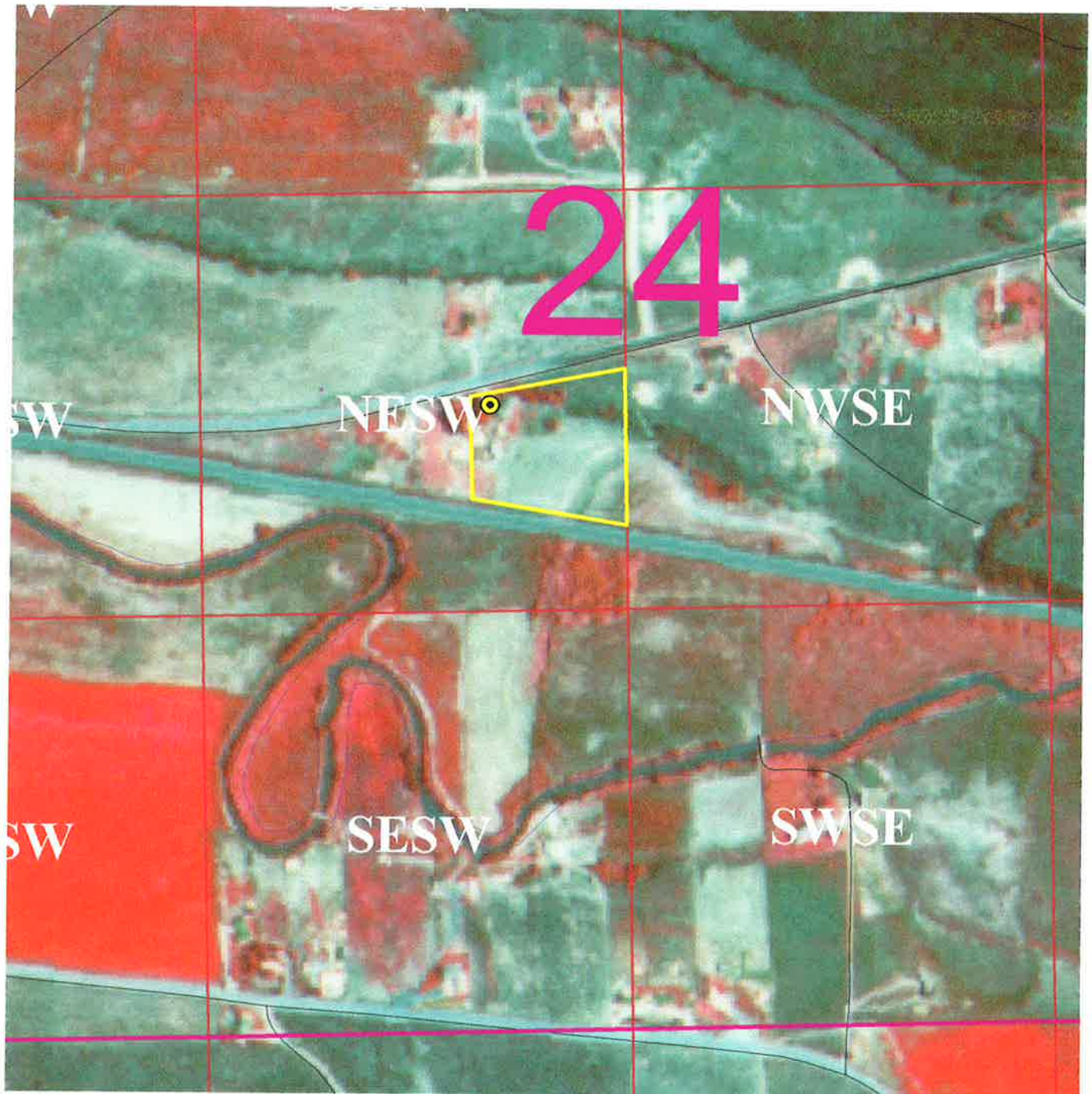
EXPLANATORY MATERIAL: Beneficial Use

Parcel No: R4013040500

Stockwater use is for 12 range cattle.

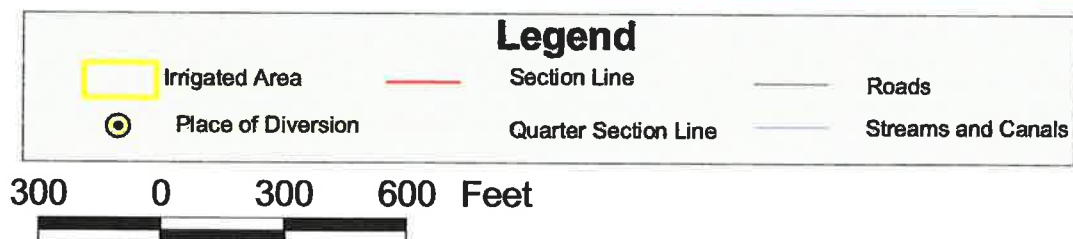
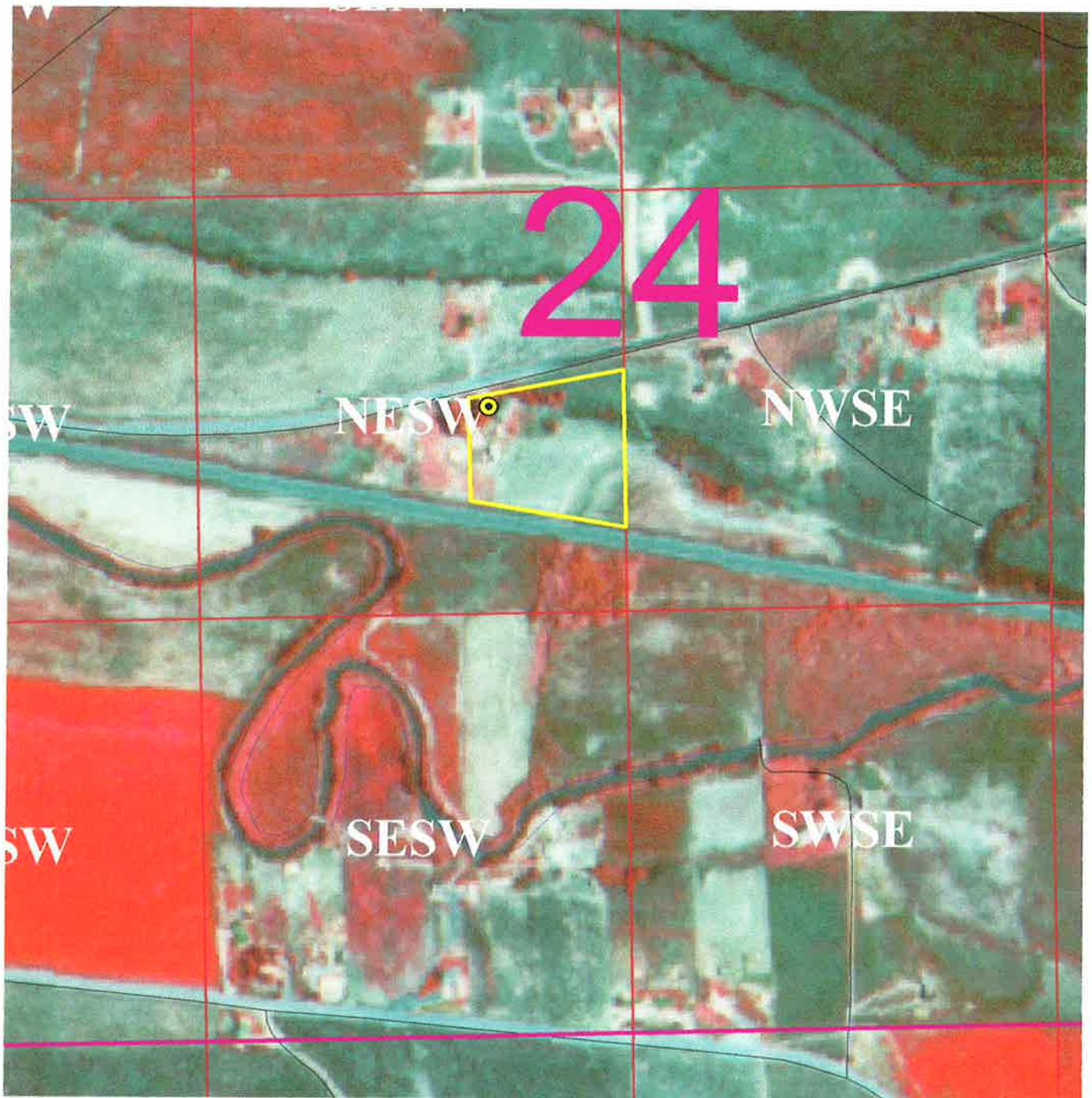
Water Right Claim Number A29-11627
Township , 7S35E

09/13/2000



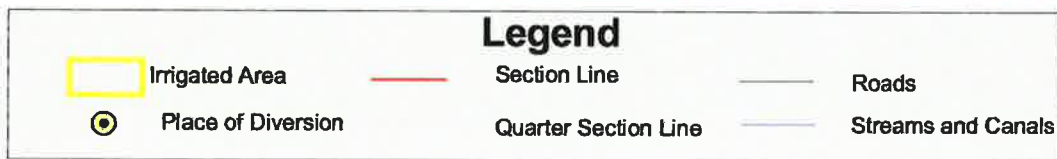
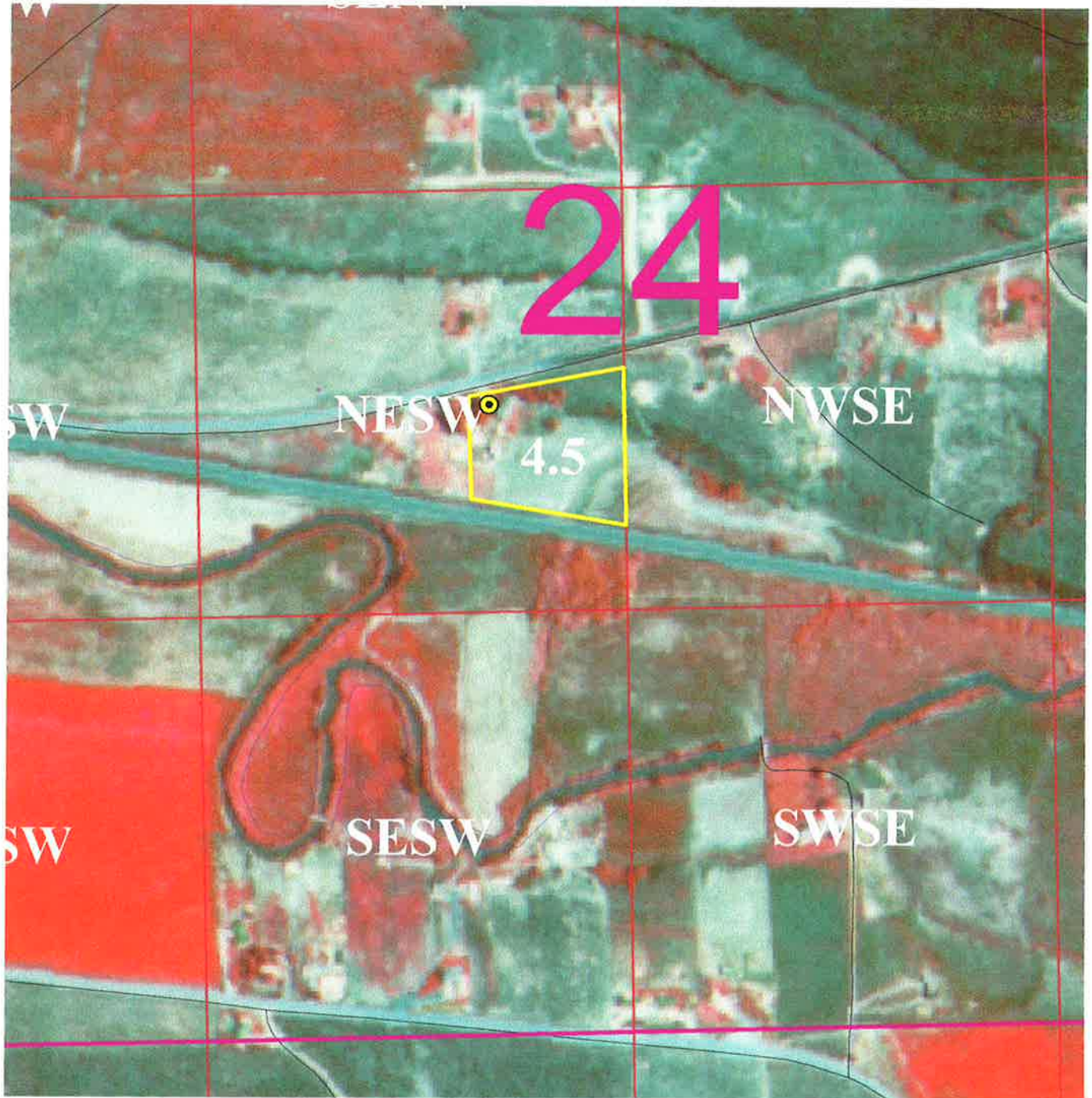
Water Right Claim Number A29-11627
Township , 7S35E

09/13/2000



Water Right Claim Number A29-11627
Township , 7S35E

09/13/2000

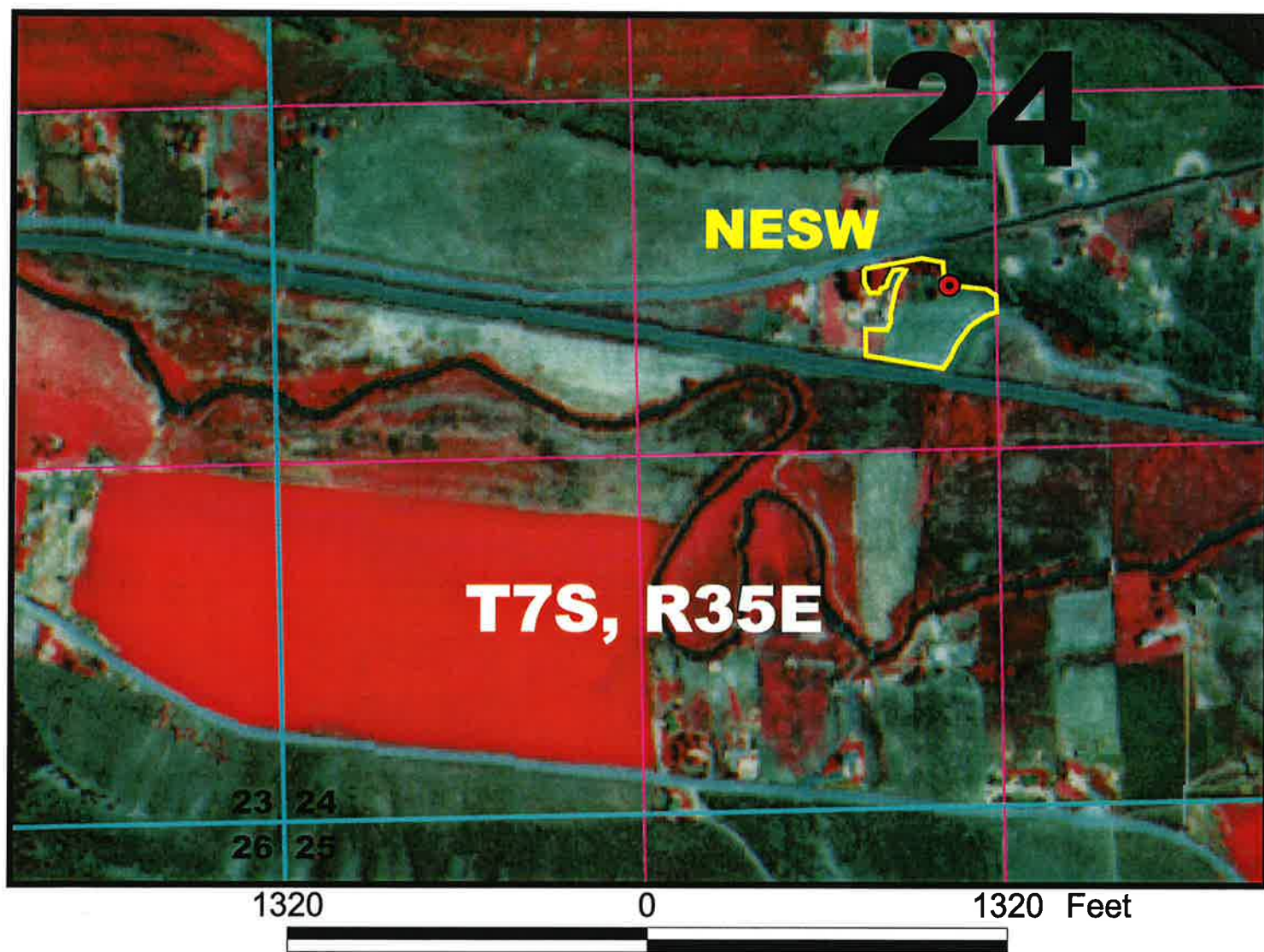




STATE OF IDAHO

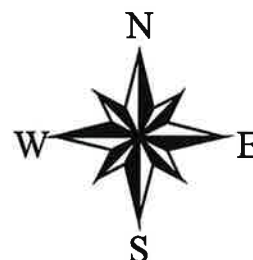
Department of Water Resources
Eastern Region

Water Right(s): 29-11627



Total Irrigated Acres: 2.7

-  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: December 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11627 V1

WATER RIGHT NUMBER: 29-11627 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LUCILLE RUTH HIGLEY 4597 W OLD HWY 91 INKOM, ID 83245 (208)775-3532
Current Owner	ALFRED ERVIN HIGLEY 4597 W OLD HWY 91 INKOM, ID 83245 (208)775-3532

Priority Date: 04/01/1930

Basis: Beneficial Use

Status: Active

SourceTributary

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	
STOCKWATER	01/01 to 12/31	0.020 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.050 CFS	

Location of Point(s) of Diversion

GROUND WATER

SE1/4NE1/4SW1/4

Sec. 24, Twp 07S, Rge 35E, 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	35E	24																	2.7

Total Acres: 2.7

STOCKWATER same as IRRIGATIONDOMESTIC 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. N09 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N14 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-11627 V1

4. X01 Domestic use is for 1 home.
5. X02 Stockwater use is for 12 range cattle.

Remarks:

1. Explanatory Parcel No: R4013040500

Comments: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: AND
 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	12/12/2002 11:36:56 AM	csaxton			Active
Contacts	12/12/2002 11:38:41 AM	csaxton			Active
POD	12/12/2002 11:39:05 AM	csaxton			Active
Source	12/12/2002 11:45:16 AM	csaxton			Active
POU	12/12/2002 11:45:50 AM	csaxton			Active
Use	12/12/2002 11:48:43 AM	csaxton			Active
Priority Date	12/12/2002 1:38:56 PM	csaxton			Active
POD	12/12/2002 1:39:14 PM	csaxton			Active
Source	12/12/2002 1:39:41 PM	csaxton			Active
Season	12/12/2002 1:41:23 PM	csaxton			Active
Quantity	12/12/2002 1:42:13 PM	csaxton			Active
Summary			12/12/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/12/2002 11:36:57 AM	csaxton	(No) 1. Do you want to schedule an appointment?

Comment for 1: Field Exam 9/25/02 and Intrepid
Field exam 8/24/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11627 V1

Contacts	12/12/2002 11:38:41 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 9/25/02 and Intrepid Field exam 8/24/01
POD	12/12/2002 11:39:06 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 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	12/12/2002 11:39:43 AM	csaxton	Edited point location
Source	12/12/2002 11:45:17 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 - Intrepid Field exam 8/24/01
POU	12/12/2002 11:45:51 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 - NAPP and DOQQ photography
POU	12/12/2002 11:46:26 AM	csaxton	Edited shape boundary
POU	12/12/2002 11:46:40 AM	csaxton	Edited PLS
Use	12/12/2002 11:48:44 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 - Intrepid Field exam 8/24/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11627 V1

POD	12/12/2002 1:39:14 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?
Priority Date	12/12/2002 1:38:56 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 - Affidavit from Claimant
Source	12/12/2002 1:39:42 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 - Intrepid Field exam 8/24/01
Season	12/12/2002 1:41:23 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-11627 V1

Quantity	12/12/2002 1:42:13 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 data Description for Question 10 - Idwr standard for irrigation Volume in that area of 4af/acre.
Summary	12/12/2002 1:47:53 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?

9-23-02: No other claims

: Can Support 1930 Priority

: Intrepid Data seems OK

: Drive by and look for Extent of Irrigation

9-25-02: Dropped Ry - no one home.
FE

1) Pil claimed own
Garden w/ Corn

: No signs of Irrigation of 4 acres.
Probably D+S.

2) Pil House + lawn

12-12-02: Stock 12 cattle

: NAPP Photography doesn't show an abundance of
Irrigated Ground but DOQQ indicates Pasture
could have been Irrigated in 1976. Give Benefit
of doubt and Recommend 2.7 acre of Irrigation

: Intrepid determined diversion Rate at 0.08 cfs
2.7 acres at 1.5" per acre would be 0.08 cfs.
Must limit diversion Rate to Well Capacity.

: Priority of 4-1-1930. Higley's current home built
in 1977, But based on his statement domestic
use was used prior to that for old home owned
by Gabrielson family. Consider domestic use
moving from 1 house to another since only
one home claimed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-11627

WATER RIGHT NUMBER: 29-11627

Owner Type Name and Address
 Current Owner ALFRED ERVIN HIGLEY
 4597 W OLD HWY 91
 INKOM, ID 83245
 (208)775-3532
 Current Owner LUCILLE RUTH HIGLEY
 4597 W OLD HWY 91
 INKOM, ID 83245
 (208)775-3532

Priority Date: ~~07/07/1925~~ 4/1/1930

Basis: Beneficial Use ✓

Status: Active ✓

Source

GROUND WATER ✓

Tributary ✓

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	3/15	11/15	0.080 CFS	0.05
STOCKWATER ✓	1/01	12/31	0.020 CFS	0.02
DOMESTIC ✓	1/01	12/31	0.040 CFS	0.02
<u>Total Diversion:</u>			0.140 CFS	0.05
				10.8

Location of Point(s) of Diversion

GROUND WATER ✓

BANNOCK County ✓

SE1/4NE1/4SW1/4 ✓

Sec. 24, Twp 07S, Rge 35E, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07S	35E	24	NE	NW	SW	SE	2.7

Total Acres: 4

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07S	35E	24	NE	NW	SW	SE	0.12

DOMESTIC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-11627

ok

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07S	35E	24	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											<i>X</i>	<i>ok</i>							

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Claim Received Date: 4/23/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: AND
 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

018
014
009

x01: 1 home

x02: Explanatory 12 cattle

Parcel: R4013040500

29-11627

POU

Field Exam: 9/25/02



Looking South at claimed POU. See that lawn around house appears to be irrigated.



Looking South at claimed POU. Garden with corn visible and field between garden and RR tracks.



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID 29 11627
POD ID 206312
Quad Inkorn
Claim Type S
Easting 638080
Northing 189742
GPSID A0011634

Diversion Description

Well, 52 ft deep, 1 hp submersible Jacuzzi. Well is in use.

Assumptions

Pressure 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

OD ID 206312 01.JPG OD ID 206312 03.JPG

Photos

OD ID 206312 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

08-24-01

15:30

0.05081780708986

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 0

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

0

☐ 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 1

Pressure Head (psi) 30

Elevation Head (ft) 52

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg Jacuzzi

Pump Serial#

New Contact Information ☐

New Contact Comments

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A0011634

1-30
82401

Alto Roth

29-11627 - Higley



Point of Diversion



Claimed POU - N/A



Property Boundary



Bannock Co Tax Lot Data

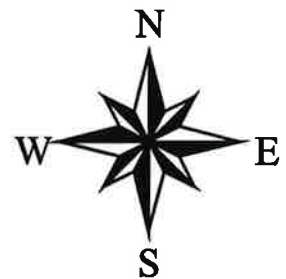


Section Lines



Quarter Quarter Lines

Property Acreage: 4.4



Prepared By: Craig Saxton
September 2002

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USGS 15 km SE of Pocatello, Idaho, United States 15 Jul 1998



Image courtesy of the U.S. Geological Survey

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MEMORANDUM

Date: July 24, 2001

From: Craig L. Saxton

Subject: C/O 29-11627

C/O requested for 29-00494F and 29-11627. Both rights were originally filed in Higley's name. However, Higley only sold the land pertaining to water right 29-00494F to Reifsnyder.

Land provided on deed for change of ownership shows property in Section 23, while claimed place of use for 29-11627 is in section 24.

I am changing the ownership of right 29-11627 back to Higley.

SCANNED

JUN 15 2001

R. E. Reifsnyder
P.O. Box 275
380 Walk
Stockton, Utah, 84071

June 4, 2001

State of Idaho
Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

RECEIVED

JUN 06 2001

Department of Water Resources
Eastern Region

Attention: Craig L. Saxton, Water Resource Agent

Subject: Water Claim #29-11627

Dear Mr. Saxton:

In response to your inquiry dated May 2, 2001, Evidence of Priority. I have read the pamphlet : Evidence of Priority" that you enclosed. I am not sure that I can provide you with the information that you requested. I purchased the five (5) acres at Black Angus Ranch Sub. Lot 4 approximately six (6) years ago. During these six years we have raised cattle for personal consumption; and horses on this property. Currently there is no home built; or well drilled on the property. My neighbor has his horses grazing on the property at this time. We have used the water from BlackRock Creek for irrigation to grow grass and trees and as stockwater.

I appreciate any guidance that you may offer to facilitate the completion of the Adjudication Claim Report. I have enclosed copies of all the applicable we have received from the Idaho Department of Water Resources .

Our home telephone number is (435)843-9121, my office telephone number is (435) 884-0155, and I can also be reached on my mobile (801) 558-3718. Our previous address was 1639 South Fairway Pocatello, Idaho 83201

Sincerely,



R. E. Reifsnyder

Attachments:

MAY 17, 200

DEAR MR. & MRS. REIFSNYDER:

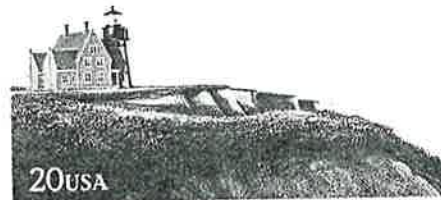
WATER RIGHT NUMBER A29-11627 HAS BEEN CHANGED TO REFLECT
THE ADDRESS ON THE FRONT OF THIS CARD.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



ROBERT & TERESA REIFSNYDER
PO BOX 275
STOCKTON UT 84071

RECEIVED

MAY 17 2001

Department of Water Resources
Eastern Region

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): A29-11627

[] Old Mailing Address: 1639 South Fairway Drive
Pocatello Idaho 83201

[] New Mailing Address: PO Box 275
Stockton Utah 84071

[] Telephone Number: (435) 843-9121

[] Signature of Claimant: *Lisa P. Smith*

[] Date: May 11, 2001

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:

Robert & Teresa Reifsnnyder

AJ0749NP
No. A29-11627

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/19/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT REIFSNYDER	07/07/1925	IRRIGATION	03-15 11-15	0.08 CFS	
C	TERESA REIFSNYDER		STOCKWATER	01-01 12-31	0.02 CFS	
	1639 S FAIRWAY		DOMESTIC	01-01 12-31	0.04 CFS	
	POCATELLO ID 83201					
	(208) 232-1724					
TOTAL DIVERSION:					0.14 CFS	
CONSUMPTIVE USE:						12.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R35E S24 SENESW

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	
07S 35E 24									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	
07S 35E 24									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	
07S 35E 24									D								

POU County: BANNOCK

Non-Irrigation Uses: DOMESTIC, ONE HOUSE, STOCK, 12 HEAD CATTLE

Other Rights: NONE

Remarks: GEN BLACK ANGUS RANCH SUB. LOT 4,
SOURCE ALSO KNOWN AS TERRELL CREEK
CHANGED OWNERSHIP PER REQUEST/JH/8-19-97

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

COPY

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/19/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT REIFSNYDER	06/17/1902	IRRIGATION	03-15 11-15	0.10 CFS	
C	TERESA REIFSNYDER					
	1639 S FAIRWAY					
	POCATELLO ID 83201			TOTAL DIVERSION:	0.10 CFS	
	(208) 232-1724					

Water Source: BLACKROCK CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T07S R35E S23 SWNWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE																NW				SW				SE					
T	R	S	:	Lt Ac	NENE	NWNE	SWNE	SENE	:	Lt Ac	NENW	NWNW	SWNW	SENW	:	Lt Ac	NESW	NWSW	SWSW	SESW	:	Lt Ac	NESE	NWSE	SWSE	SESE	:	SUM	
---	---	---	:	---	---	---	---	---	:	---	---	---	---	---	:	---	---	---	---	---	:	---	---	---	---	---	:	---	
07S	35E	23	:						:				05		:						:						:	5.0	
																												TOTAL ACRES	5.0

POU County: BANNOCK

Other Rights: NONE

Remarks: GEN BLACK ANGUS RANCH SUB. LOT 4,
SOURCE ALSO KNOWN AS TERRELL CREEK
CHANGED OWNERSHIP PER REQUEST/JH/8-19-97

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 2, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

29-11627

ROBERT REIFSNYDER

TERESA REIFSNYDER

1639 S FAIRWAY

POCATELLO ID 83201

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed 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.

Your claim 29-11627 claims a priority date of July 7, 1925. In my initial review of the claim, I found that the previous owner of the water right provided evidence supporting a priority date of October 31, 1960. If you feel that can find evidence to support an earlier priority date, please submit that documentation to this office.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

.....
The Department 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 June 4, 2001, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 525-7161.

Respectfully submitted,



Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Notice of Claim 29-11627

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

05/02/2001

WATER RIGHT NO. 29-11627

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT REIFSNYDER
Current Owner	TERESA REIFSNYDER
	1639 S FAIRWAY
	POCATELLO, ID 83201
	(208)232-1724
Original Owner	ALFRED ERVIN HIGLEY
Original Owner	LUCILLE RUTH HIGLEY
	4597 W OLD HWY 91
	INKOM, ID 83245
	(208)775-3532

Priority Date: 07/07/1925
Basis: Beneficial Use
Status: Active

Source
GROUND WATER

Tributary to

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.08 CFS		
STOCKWATER	1/01	12/31	0.02 CFS		
DOMESTIC	1/01	12/31	0.04 CFS		
Total Diversion			0.14 CFS		

Location of Point(s) of Diversion:

GROUND WATER SENESW Sec. 24 Township 07S Range 35E BANNOCK County

IRRIGATION Use:
Acre Limit: 4

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	24		NESW	4									

Place of Use Legal Description: STOCKWATER BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	24		NESW										

Place of Use Legal Description: DOMESTIC BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	24		NESW										

Total Acres: 4

Remarks:

1. General

BLACK ANGUS RANCH SUB. LOT 4, SOURCE ALSO KNOWN AS TERRELL CREEK *CHANGED OWNERSHIP PER REQUEST/JH/8-19-97*

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): E013501
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 2001

ROBERT & TERESA REIFSNYDER
PO BOX 275
STOCKTON UT 84071-0275

RE: CHANGE OF ADDRESS FOR A29-11627

Dear Mr. & Mrs. Reifsnyder:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Robert & Teresa Reifsnyder
1639 S Fairway
Pocatello ID 83201

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

Log for claim A29-11627

Spatial Dynamics LTD

9/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	24	NESW	4	4.5	
Totals:			4	4.5	

- Priority Problem = I can support a 1960 Priority Date
- pou

POU and POD Draft Sheet



1992 Terra Server Photo.

29-11627

AJ5809NP
No. A29-11627

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 331

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT REIFSNYDER	07/07/1925	IRRIGATION	03-15 11-15	0.080 CFS	
C	TERESA REIFSNYDER		STOCKWATER	01-01 12-31	0.020 CFS	
	1639 S FAIRWAY		DOMESTIC	01-01 12-31	0.040 CFS	
	POCATELLO ID 83201					
	(208) 232-1724					
TOTAL DIVERSION:					0.140 CFS	
CONSUMPTIVE USE:						12.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R35E S24 SENESW 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		
07S	35E	24	:					:					:	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		
07S	35E	24	:					:					:	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		
07S	35E	24	:					:					:	D				:					:	

POU County: BANNOCK

Non-Irrigation Uses: DOMESTIC, ONE HOUSE, STOCK, 12 HEAD CATTLE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10674 A29-10674

Other Water Rights Listing Overlapping Place(s) of Use:
A29-04065

Remarks: GEN BLACK ANGUS RANCH SUB. LOT 4,
SOURCE ALSO KNOWN AS TERRELL CREEK
CHANGED OWNERSHIP PER REQUEST/JH/8-19-97

AJ5809NP
No. A29-11627

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 332

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Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
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Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

Audit:	04/23/90 ESRBA	09/09/94 JTHOMPSO	03/29/95 POST-STD	08/19/97 JHOAGLAN
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DE LOG GT 8/4/97
RECEIVED

JUL 25 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPDepartment of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) A
Adjudication Claim Number(s) A29-00494F A29-11627
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Alfred E Higley
4. New Owner/Claimant(s) ROBERT TERESA REIFSNYDER
 Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR
 New Mailing Address 11639 South Fairway
 City, State and ZIP Code Porcatello, ID 83201
 New Telephone Number 208)232-1724
5. Date you acquired the property MARCH 8, 1994
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 5 Number and type of stock 3 horses 2 cattle
 Diversion rate in CFS _____ Number of homes 1 Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) [Signature] Date 7/23/97
[Signature] Date 7-23-97
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

4597 W Old Hwy 91
Inkom, Idaho 83245

March 22, 1995

State of Idaho
Department of Water Resources
900 N Skylne Dr
Idaho Falls Id 83402-1718

RE: Water adjudication claim #A29-11627

TO WHOM IT MAY CONCERN:

With regards to my property at 4597 W Old Hwy 91, Inkom, Id, I offer the following:

I have owned said property since 1975 and have knowledge of water usage on same since 1960 when I purchased the property adjacent to it. The property was owned by the Forrest Gabrielson Family from 1930 to 1970 approximately when Mr. Wm. Simpson bought the property from the Gabrielson estate. In 1972, the property was bought by Mr. Carl Haney. In 1975, property was purchased from Mr. Haney by myself. So, to my knowledge, the well on this property has been in use for 50 to 60 years and has been used for domestic uses, for irrigation purposes, and for stock watering. During this time, taxes have been paid on this property, and by taking taxes, government agencies concerned should then be obligated to protect existing property and water rights.

I do not understand the reasons behind this request. I thought when I filed for water rights a few years ago, that we would not be harassed further on this matter.

Well tests were made when a loan was obtained prior to my home being built on the property in 1977, but I do not have access to them at this time.

If further information is needed, please contact us.

Sincerely,

Alfred E. Higley / Lucille Higley
Alfred E. & Lucille Higley

MICROFILMED

NOV 14 1996

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: A29-11627
Date Received: 4/23/1990
Receipt No: EO 13501
Received By: RM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALFRED ERVIN HIGLEY 208-775-3532
Address: 4597 W. OLD HWY 91
INKOM, ID 83245

AND/OR

Name: LUCILLE RUTH HIGLEY 208-775-3532
Address: 4597 W. OLD HWY 91
INKOM, ID 83245

2. Date of Priority: JUL 07, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	24	SE	NE	SW		BANNOCK

5. Description of diverting works:
WELL, 52' DEEP, 1 HP SUBM. JACUZZI

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, ONE HOUSE, STOCK, 12 HEAD CATTLE

A29-11627

Page 1

Date: 04/23/90

A2911627



MICROFILMED
NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	35E	24	NE		SW		DOMEST	
			NE		SW		STOCK	
			NE		SW		IRR	4.0
							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 X 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): Alfred E. Higley Date: 4/23/90
Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 23rd day
of April 19 90

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
My Commission Expires December 1, 1994
~~Residing at Boise, Idaho~~

2001-10-14