

05/21/2003

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

RIGHT NUMBER: 29-13124

NAME AND ADDRESS: MATTHEW RENDACE
2204 PORTNEUF RD
INKOM ID 83245

JOYCE RENDACE
2204 PORTNEUF RD
INKOM ID 83245

SOURCE: INDIAN CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 05/31/1908

POINT OF DIVERSION:

T07S R36E S28 NWNW Within BANNOCK County Source: INDIAN CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S20	SESE	2.1	T07S R36E S29	NENE	2.1
---------------	------	-----	---------------	------	-----

4.2 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.

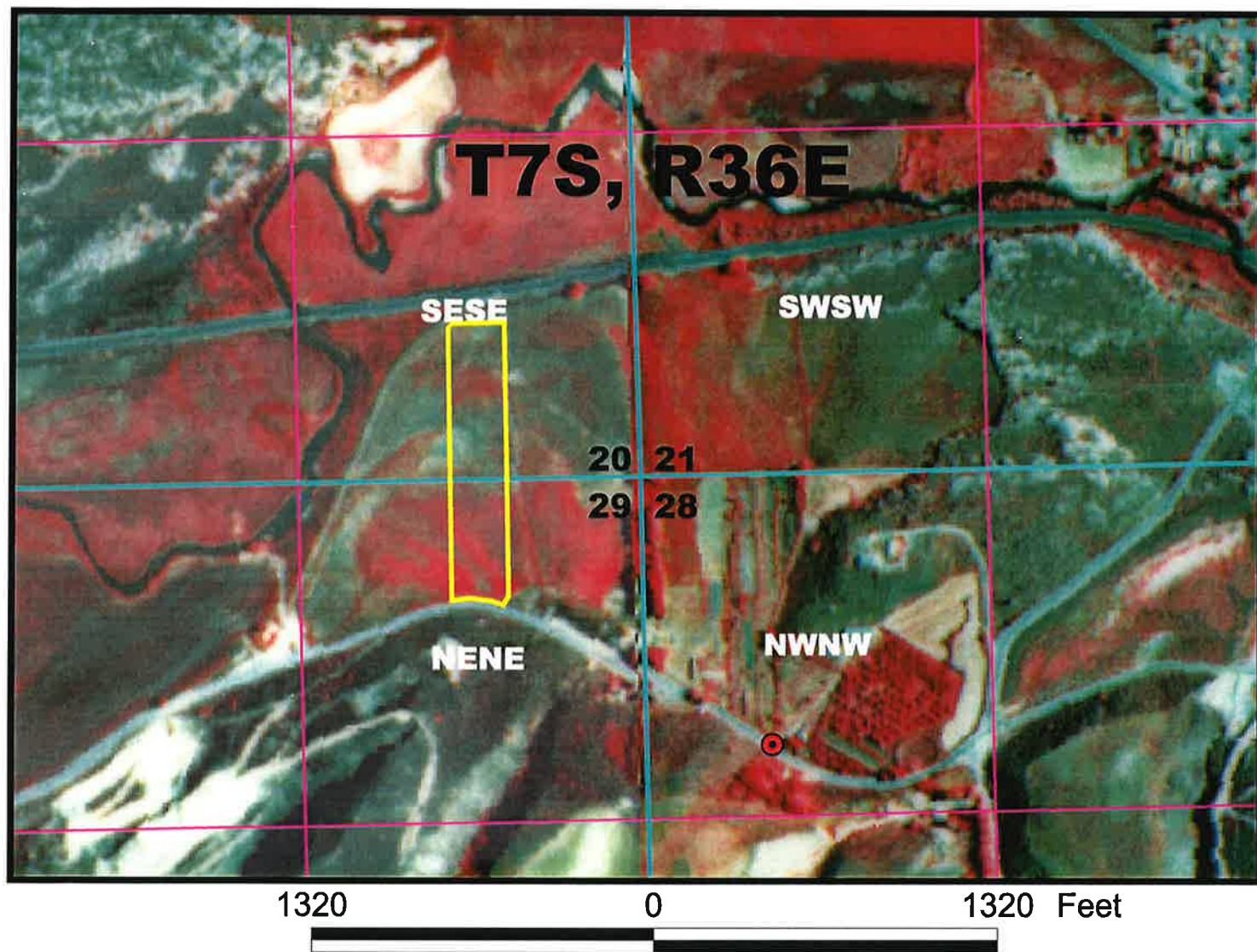
EXPLANATORY MATERIAL: Decreed



STATE OF IDAHO

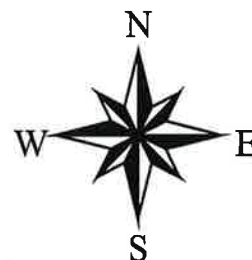
Department of Water Resources
Eastern Region

Water Right(s): 29-13124



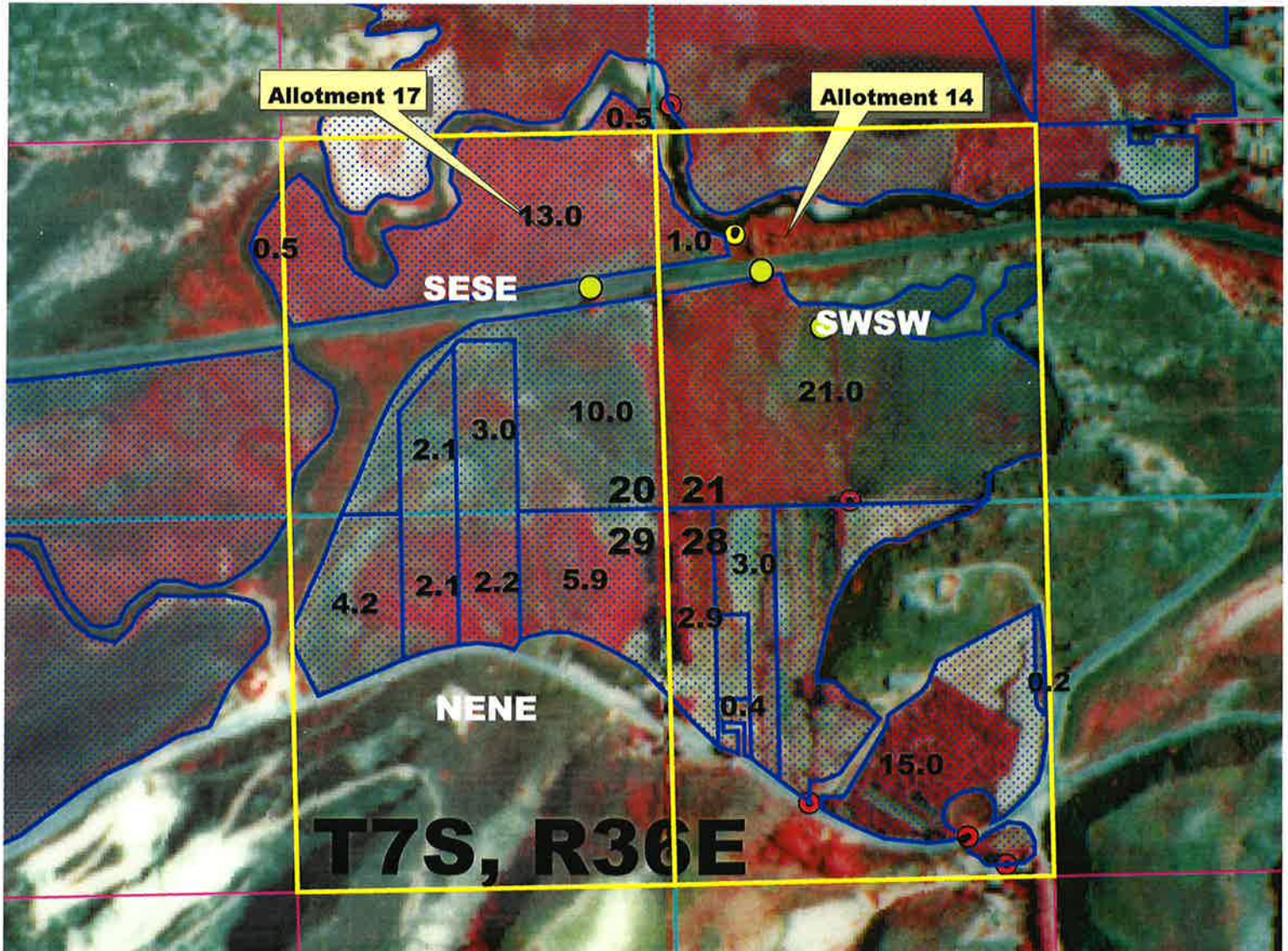
Total Irrigated Acres: 4.2

-  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: May 2003

Recommended POU map for splits of 29-00603 and 29-00604



Point of Diversion - N/A

Total Acres:



City of Pocatello Tax Lot Data



Recommended POU



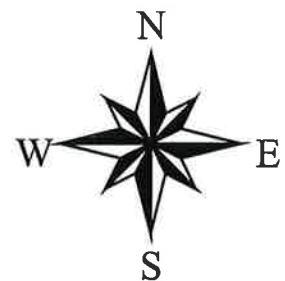
Indian Allotment Boundary N/A



Section Lines



Quarter Quarter Lines



Prepared By: Craig Saxton
April 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13124 V1

WATER RIGHT NUMBER: 29-13124 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MATTHEW RENDACE 2204 PORTNEUF RD INKOM, ID 83245 (208)775-3159
Current Owner	JOYCE RENDACE 2204 PORTNEUF RD INKOM, ID 83245
Original Owner	IRELAND BANK PO BOX 186 MALAD CITY, ID 83252 (208)766-2211
Original Owner	JACKE L KARLSON 3061 W OLD HWY 91 PO BOX 96 INKOM, ID 83245 (208) 775-3267
Original Owner	RONALD D KARLSON 3061 W OLD HWY 91 PO BOX 96 INKOM, ID 83245 (208)775-3267

Priority Date: 05/31/1908

Basis: Decreed

Status: Active

Source

INDIAN CREEK

Tributary

PORTNEUF RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.040 CFS

Annual VolumeTotal Diversion: 0.040 CFSLocation of Point(s) of Diversion

INDIAN CREEK

NW1/4NW1/4

Sec. 28, Twp 07S, Rge 36E, B.M.

BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	20																2.1	2.1
07S	36E	29	2.1																2.1

Total Acres: 4.2

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13124 V1

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:Comments:

1. csaxton 12/10/2002 Source
Comment: Source claimed as trib to the Portneuf River. USGS quad maps indicate that Indian Creek sinks. But since water still makes it to the Portneuf thru a man-made channel which is now assumed to be the natural channel, recommend as tributary to the Portneuf river.
2. csaxton 12/10/2002 Diversion Rate Analysis
Comment: See Excel analysis spreadsheet in file and memorandum.
3. csaxton 12/10/2002 From WR file - Priority date
Comment: PRIORITY DATE NOT GIVEN IN DECREE, BUT RT. 29-0603 IS SUPERIOR & PRIOR TO DEFENDANTS RTS. 29-0606 THRU 29-0610. (One day prior to priority for 29-00606 thru 29-00610 csaxton)
4. csaxton 12/10/2002 POD
Comment: No POD location defined in Decree.

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	12/10/2002 5:02:01 PM	csaxton			Active
Priority Date	12/10/2002 5:02:20 PM	csaxton			Active
POD	12/10/2002 5:02:34 PM	csaxton			Active
Source	12/10/2002 5:04:39 PM	csaxton			Active
POU	12/10/2002 5:04:48 PM	csaxton			Active
Use	12/10/2002 5:05:43 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13124 V1

Season	12/10/2002 5:06:13 PM	csaxton	Active
Quantity	12/10/2002 5:07:07 PM	csaxton	Active
Summary	12/10/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/10/2002 5:02:02 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 8/28/02
Priority Date	12/10/2002 5:02:22 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (No) 5. Does the decree or license have a Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/10/2002 5:02:36 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	12/10/2002 5:03:46 PM	csaxton	Edited point location
POD	12/10/2002 5:04:02 PM	csaxton	Edited PLS
Source	12/10/2002 5:04:40 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	12/10/2002 5:04:49 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	12/10/2002 5:05:06 PM	csaxton	Edited shape boundary
POU	12/10/2002 5:05:22 PM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13124 V1

Use	12/10/2002 5:05:44 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	12/10/2002 5:06:15 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/10/2002 5:07:09 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	12/10/2002 5:08:01 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

8-26-02: This Right is a combination of 29-00603 + 22-00604.
29-00604 is Overclaimed

: No other Claims

8-28-02: Pics taken of POW
FE

1) Includes Tan Brown House
2) RR Bridge in picture

Memorandum

Date: June 12, 2003

To: File

From: Craig L. Saxton

Subject: Diversion rate break down splits of decreed right 29-00604 and Source.

Diversion Rate:

This right was divided by calculating the total irrigated acreage within Indian allotment #14 and then proportioning out the water accordingly. The diversion rate per acre for users of 29-00604 came to 0.018 cfs per acre.

One week before the deadline for the directors report for Basin 29 was issued. It was discovered that 29-12528 claimed 0.06 cfs based on 29-00604 and was partially decreed by the SRBA court on 6/24/1998. This right was not originally included in the proportionate split.

Thus, the result would be that the recommendation for split portions for 29-00604 is 0.06 cfs greater than the decreed diversion rate.

However, 29-00604C was recommended as disallowed. Despite that this claim was disallowed, the appropriate diversion rate was included in the proportioning of the right. Otherwise stated, I held out 0.054 cfs for this claim incase proof could be shown that this was a valid water right. At this time, no evidence has been provided.

So:

Total decreed diversion rate for 29-00604 = 0.80 cfs

If all claims were recommended, total recommended diversion rate would = 0.86 cfs

However, since 29-00604C was disallowed, the actual total recommended diversion rate = 0.806.

This right is over recommended by 0.006 cfs. Due to possible rounding error, the fact that this is such a small diversion rate, and the short time line, I did not re-proportion the diversion rate among the users.

If the claimant of 29-00604C files an objection, the diversion rate will have to be re-evaluated for all split portions of 29-00604 and all diversion rate recommendations will most likely need to be reduced.

Source:

IDWR paralegal Vicky Music found that the "decision" in U.S. v. Skeem and it specifically says that Indian creek during high water carries considerable volume of water and is continuous from its source to the Portneuf but that after approximately May 1 it ceases to flow past 1 mile from its source.

Source Recommended as Indian Creek Tributary to the Portneuf River.

Split history for Decreed Right 29-00603 & 604

WR

Claimed

Recommend

29-00603 0.4	29-00603A Gilbert	29-00603A Gilbert	Deed Silent		Not On Decreed POU Karlson says this is Gilberts Diversion Rate Calc for 14 ac
	0.2	0.2		0.14	
	15	15		15	
29-00604 0.8	29-10522 Karlson(?)	29-13122 Karlson	Approx 1/2 " hand written	0.513	POU 14 & 17 good
	0.2 (603)	0.72		35.2	
	0.67 (604)	43.1			
	52.5				
		29-13123 Burton	Approx 1/2 " hand written	0.049	POU 17 claimed water from 14 & 17
		0.08		5.2	
		5.2			
		29-13124 Rendace	Approx 1/2 " hand written	0.04	POU 17 claimed water from 14 & 17
		0.07		4.2	
		4.2			
29-00604 0.8	29-00604A Wells	29-00604A Wells	Conversation notes say he gets %52 of 604	0.271	POU 14 Good
	0.42	0.42		15	
	21	21			
		29-00604E Hahn	Deed Silent	0.021	POU 14 Good
	29-00604B Whitworth	0.05		1.2	
	0.07	2.5			
	3.5				
		29-00604F Anderson	Deed Silent	Disallow	Covered by 29-00604C
		0.02			
		1			
	29-00604C Anderson	29-00604C Anderson	Deed Silent	0.054	Disallow Not enough evidence of use so far POU 14 Good
	0.075	0.075		3	
	3	3			
	29-00604D Spencer Renumbered	29-13464 Spencer	Deed Silent	0.108	Referred to 29-13464 POU 14 & 17 CO5
	0.235	0.235		8.8	
	12	12			
29-00604G Derbidge	29-00604G Derbidge	29-00604G Derbidge	No Deed in File	0.004	POU 14 Good
	0.02	0.02		0.2	
	0.5	0.5			
29-12528 Hahn	29-12528 Hahn	29-12528 Hahn	Domestid Partial Decreed	0.06	Partially Decreed
	0.06	0.06		Domestic	
	Domestic	Domestic			

Sum Rec CFS=	1.26
Sum Rec Acre=	87.8

Un-accounted for CFS=	-0.06
Un-accounted for Acres=	N/A

* Both Rights over claimed. Decree doesn't mention duty of water. No claims deeds show deeded water.
 Since 29-00604D is disallowed, actual total recommended diversion rate is 0.806 cfs
 This right is over recommended by 0.006 cfs

Alotment 14: 29-00604	Alotment 17: 29-00603
-----------------------	-----------------------

Sum CFS & Acreage for Rights

	1		13
	21		10
	2.9		2.1
	3		3
	0.4		4.2
	15		2.1
	0.2		2.2
	0.8	Not Recommended	5.9
0.8	44.3	0.4	42.5

Per Acre =	0.018059	0.00941176
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	Acreage	CFS		Acreage	CFS
29-00603A	1	0.018		13	0.122
29-00604A	15	0.271			
29-00604C	3	0.054			
29-00604D 29-13464 (renumbered)	2.9	0.052		5.9	0.056
29-00604E	1.2	0.022			
29-00604F DISALLOW		0.021 actual			
29-00604G	0.2	0.004			
29-13122	21	0.379		14.2	0.134
29-13123				5.2	0.049
29-13124				4.2	0.040
29-12528	Domestic	0.060			
Total Acres	44.3	0.860		42.5	0.400

CFS	Acreage
0.140	14
0.271	15
0.054	3
0.108	8.8
0.022	1.2
0.021 Actual	
0.004	0.2
0.513	35.2
0.049	5.2
0.040	4.2
0.060	Domestic
1.260	86.8

Since 29-00604D is disallowed, actual total recommended diversion rate is 0.806 cfs
This right is over recommended by 0.006 cfs

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13124 V1

WATER RIGHT NUMBER: 29-13124 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MATTHEW RENDACE 2204 PORTNEUF RD INKOM, ID 83245 (208)775-3159
Current Owner	JOYCE RENDACE 2204 PORTNEUF RD INKOM, ID 83245
Original Owner	IRELAND BANK PO BOX 186 MALAD CITY, ID 83252 (208)766-2211
Original Owner	JACKE L KARLSON 1520 KINGHORN POCATELLO, ID 83201 (208)237-8876
Original Owner	RONALD D KARLSON 1520 KINGHORN POCATELLO, ID 83201 (208)237-8876

Priority Date: 05/31/1908

Basis: Decreed

Status: Active

Source

INDIAN CREEK

Tributary~~SINKS~~ PortneufBeneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate~~0.037 CFS~~

0.04

Annual VolumeTotal Diversion:~~0.037 CFS~~

0.04

Location of Point(s) of Diversion

INDIAN CREEK

~~SE 1/4 NW 1/4 NW 1/4~~

Sec. 28, Twp 07S, Rge 36E, B.M.

BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07S	36E	20	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	2.1
07S	36E	29	2.1				2.1

Total Acres: 4.2

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13124 V1

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:Comments:

1. csaxton 12/10/2002 Source
Comment: Source claimed as trib to Portneuf river. USGS quad maps indicate that Indian Ck Sinks. *trib to Portneuf But Rec as*
2. csaxton 12/10/2002 Diversion Rate Analysis
Comment: See Excel analysis spreadsheet in file and memorandum.
3. csaxton 12/10/2002 From WR file - Priority date
Comment: PRIORITY DATE NOT GIVEN IN DECREE, BUT RT. 29-0603 IS SUPERIOR & PRIOR TO DEFENDANTS RTS. 29-0606 THRU 29-0610. (One day prior to priority for 29-00606 thru 29-00610 csaxton)
4. csaxton 12/10/2002 POD
Comment: ~~USGS quad shows that natural stream channel of Indian Creek stops on Wells property. Historically the POD went to Portneuf river. Recommend POD on Wells property for all users for rights downstream of wells property, or north of Portneuf RD. No POD location defined in Decree.~~

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	12/10/2002 5:02:01 PM	csaxton			Active
Priority Date	12/10/2002 5:02:20 PM	csaxton			Active
POD	12/10/2002 5:02:34 PM	csaxton			Active
Source	12/10/2002 5:04:39 PM	csaxton			Active
POU	12/10/2002 5:04:48 PM	csaxton			Active
Use	12/10/2002 5:05:43 PM	csaxton			Active
Season	12/10/2002 5:06:13 PM	csaxton			Active

Memorandum

Analysis of Decreed rights 29-00603 and 29-00604 (Indian Creek)

This right was over claimed. Deeds do not show ownership of water.

How right was divided and recommended to respective claimants:

29-00603 was decreed to Indian allotment NO:17

29-00604 was decreed to Indian allotment NO: 14

POU that would be recommended for respective claims was calculated. Diversion rate was then proportioned out equally to users with POU within the Decreed POU.

If claimant claimed water decreed for allotment 14 and they only had a POU in allotment 17, the proportionate amount of recommended diversion rate was only taken from allotment 14 since there is no evidence of accomplished transfer.

29-13124

Ditch

Field Exam: 9/24/02



Looking South toward POD (Indian creek). Historical Ditch that used to convey water to part of the claimed POU.



Looking North toward RR Tracks. Historical Ditch that used to convey water to part of the claimed POU.

09-13124



Taken 8/28/02 looking N @ Claimed POU

Taken 8/28/22 Looking N @ Claimed Park.



29-13124 - Rendace



Point of Diversion



Claimed Place of Use -N/A



Claimant Property Boundary



Bannock Co Tax Lot Data

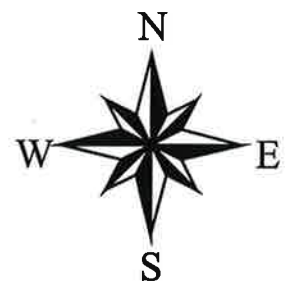


Section Lines



Quarter Quarter Lines

Total Property Acreage:



Prepared By: Craig Saxton
August 2002

JUN 11 2001



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

October 5, 2000

DIRK KEMPTHORNE
GOVERNORKARL J. DREHER
DIRECTOR

MATTHEW & JOYCE RENDACE
2204 PORTNEUF RD
INKOM ID 83245

RE: CHANGE IN OWNERSHIP FOR 29-10522

Dear Mr. & Mrs. Rendace:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

29-10522 SPLIT TO:

29-13122, 0.72 CFS, 43.1 ACRES, KARLSON

29-13123, 0.08 CFS, 5.2 ACRES, BURTON

29-13124, 0.07 CFS, 4.2 ACRES, RENDACE

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree

Technical Records Specialist

Enclosure

OK Bac
5/27/00

DELEG BC 5/27/00

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 19 2000

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department 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) _____
Adjudication Claim Number(s) A29-10522
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) Ronald D. and Jackel Karlson
P.O. Box 96 Inkom, ID 83245
4. New Owner/Claimant(s) Matthew and Joyce Rendace
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 2204 Portneuf Rd
City, State and ZIP Code Inkom, ID 83245
New Telephone Number (208) 775-3159
5. Date you acquired the property 6/1/99
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 4.2 Number and type of stock _____
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) Matthew Rendace Date 5/17/00
Joyce A. Rendace Date 5/17/00
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
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.

WARRANTY DEED

For Value Received RONALD D. KARLSON and JACKIE L. KARLSON, husband and wife

99010863

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

MATTHEW RENDACE and JOYCE A. RENDACE, husband and wife ACCEPTED AND APPROVED: MR. JOYCE

whose mailing address is: 1830 N HONEYSUCKLE LANE, INKOM, ID 83245

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, ID, to-wit:

PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$ /NE $\frac{1}{4}$) OF SECTION 29, AND PART OF THE
SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ /SE $\frac{1}{4}$) OF SECTION 20, TOWNSHIP 7 SOUTH, RANGE 36 EAST OF
THE BOISE MERIDIAN, BANNOCK COUNTY, IDAHO DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT THAT IS S 89°37'56" W, 739.23 FEET ALONG THE SECTION LINE FROM THE NORTHEAST CORNER OF
SAID SECTION 29 AND RUNNING THENCE S 00°16'25" E 434.95 FEET TO A POINT ON A CURVE ON THE NORTHERLY RIGHT OF
WAY LINE OF PORTNEUF ROAD; THENCE ALONG SAID NORTHERLY RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES:
(1) 139.28 FEET ALONG SAID CURVE TO THE LEFT, CURVE DATA: DELTA = 13°43'03", RADIUS = 581.77 FEET, CHORD BEARING =
S 76°49'22" W, 138.95 FEET; THENCE (2) S 69°57'50" W, 65.70 FEET; THENCE N 00°16'25" W, 846.41 FEET; THENCE N 40°32'47" E,
301.79 FEET; THENCE S 00°16'25" E, 586.60 FEET TO THE POINT OF BEGINNING.

Portion T-87 20-136 R4015012903

Portion T-16 29-7-36 R4015027904

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations
and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises;
that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations,
restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims
whatsoever.

Dated: June 1, 1999

Ronald D. Karlson
RONALD D. KARLSON

Jackie L. Karlson
JACKIE L. KARLSON

STATE OF IDAHO)
: ss
COUNTY OF BANNOCK)

On This 1st day of June, 1999, before me, a Notary Public in and for said State, personally appeared RONALD D. KARLSON and JACKIE L.
KARLSON, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within instrument, and acknowledged to me
that THEY executed the same.

Sharon Strom
Notary Public of Idaho
Residing at INKOM, ID
Commission Expires: 08/09/99

99010863

RECORDED
FIRST AMERICAN TITLE
99 JUNE 1 4:00
BOOK 1759
BY IDAHO
RECORDED
3 JUL 1

JUN 11 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 29-13124
Date Received: 9/21/00
Receipt No:
Received By:

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

1. Name of Claimant(s)

MATTHEW RENDACE Phone: (208)775-3159

2204 PORTNEUF RD
INKOM ID USA 83245

JOYCE RENDACE Phone: (208) 775 3159

2204 PORTNEUF RD
INKOM ID USA 83245

2. Date of Priority: 05/31/1908

3. Source: INDIAN CREEK Trib. to: Portneuf River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07S	36E	28	NW NW	BANNOCK
07S	36E	21	SW SW SW	BANNOCK

5. Description of diverting works:

DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.07	

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

8. Total consumptive use:

9. Non-irrigation uses:

A2913124



10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	20	SE	SE	IRRIGATION	2.2
					Section Acres	2.2
07S	36E	29	NE	NE	IRRIGATION	2
					Section Acres	2
					Total Acres	4.2

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

**THIS CLAIM WAS SPLIT OFF OF ORIGINAL CLAIM 29-10522 BY CHANGE OF OWNERSHIP.
SEE ALSO 29-13122 AND 29-13123. CLAIM 29-10522 WAS A COMBINATION OF PARTS OF DECREED
RIGHTS 29-603 AND 29-604.**

BCONTOR 9/27/2000.

15. Basis of Claim: Decreed

DATE: 09/14/00
PAGE: 1

Stage: DECREED

BANNOCK County
BANNOCK County

Place of use Legal Description for: STOCKWATER

POU County: BANNOCK

Non-Irrigation Uses: S/25 HEAD CATTLE

Other Rights: NONE

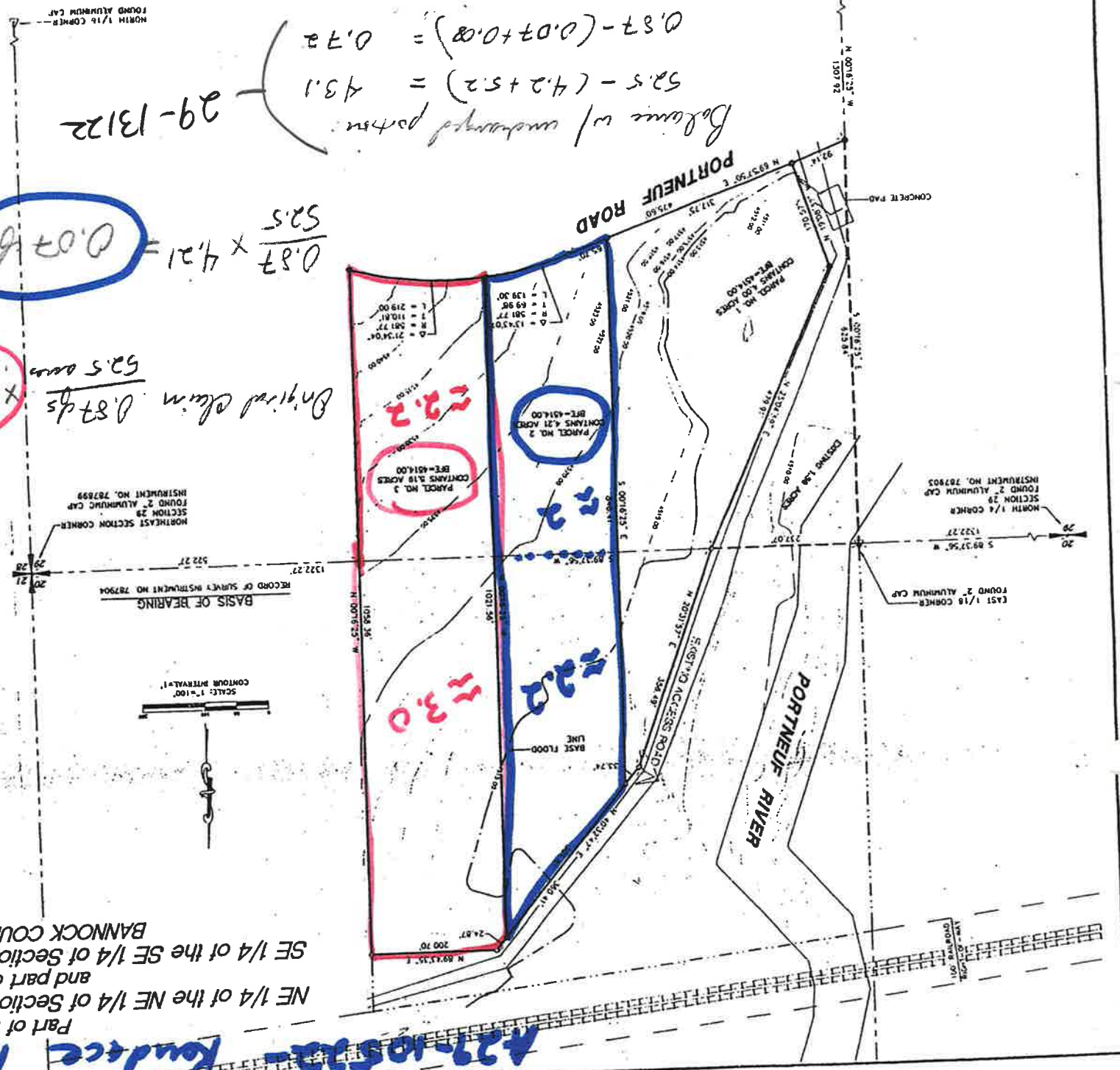
Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	

A29-10522 - Burton Parcel
A27-10512 - Roudice Parcel
 29-13123
 29-13124

Part of the
 NE 1/4 of the NE 1/4 of Section 29, T. 7 S., R. 36 E., B.M.
 and part of the
 SE 1/4 of the SE 1/4 of Section 20, T. 7 S., R. 36 E., B.M.
 BANNOCK COUNTY, IDAHO

RECORDERS CERTIFICATE
 Instrument No. _____
 Date of Day _____
 Recorded in BANNOCK COUNTY, IDAHO

County Recorder _____
LEGAL DESCRIPTION



LEGEND
 Section corner center
 Paced 1/2" x 24" w/ rod with cap make
 P.L.S. 5360
 Fence line
 Found 1/2" x 24" w/ rod

SURVEYORS CERTIFICATE
 I, Terry R. Wapner, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plat is an accurate representation of the survey completed under my supervision.
 License No. 7380
 State of Idaho
 Terry R. Wapner

RECORD OF SURVEY
JACK CARLSON
 Sections 20 and 29, T. 7 S., R. 36 E.
HARPER-LEVITT ENGINEERING, INC.
 PROFESSIONAL ENGINEERS AND LAND SURVEYORS
 1111 E. 1st St., Boise, Idaho 83722
 208-333-1111

Balance w/ unchanged portion
 $52.5 - (4.2 + 5.2) = 43.1$
 $0.87 - (0.07 + 0.08) = 0.72$
29-13122

Original claim 0.87 ds
 $0.87 \times 4.21 = 3.68$
 $3.68 \times 5.2 = 19.14$
 $19.14 \times 0.08 ds = 1.53$