

IDAHO DEPARTMENT OF WATER RESOURCES 12/03/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: DIAN PHARRIS
8831 W POCATELLO CREEK RD
POCATELLO ID 83201

ORVAL PHARRIS
8831 W POCATELLO CREEK RD
POCATELLO ID 83201

SOURCE: NORTH FORK POCATELLO CREEK TRIBUTARY: POCATELLO CREEK

QUANTITY: 0.02 CFS

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T06S R35E S20 NESWNW 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	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T06S R35E S20 SWNW 2.0

2 ACRES TOTAL

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

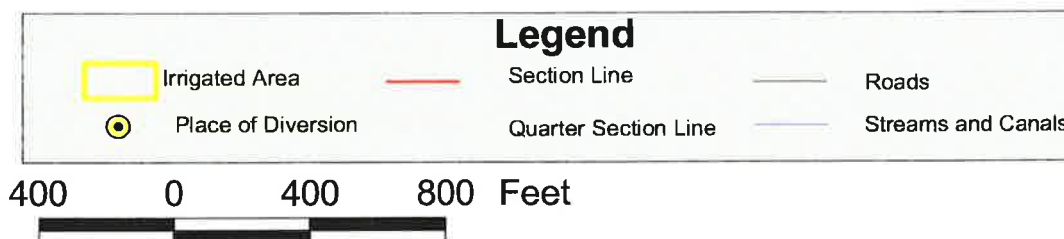
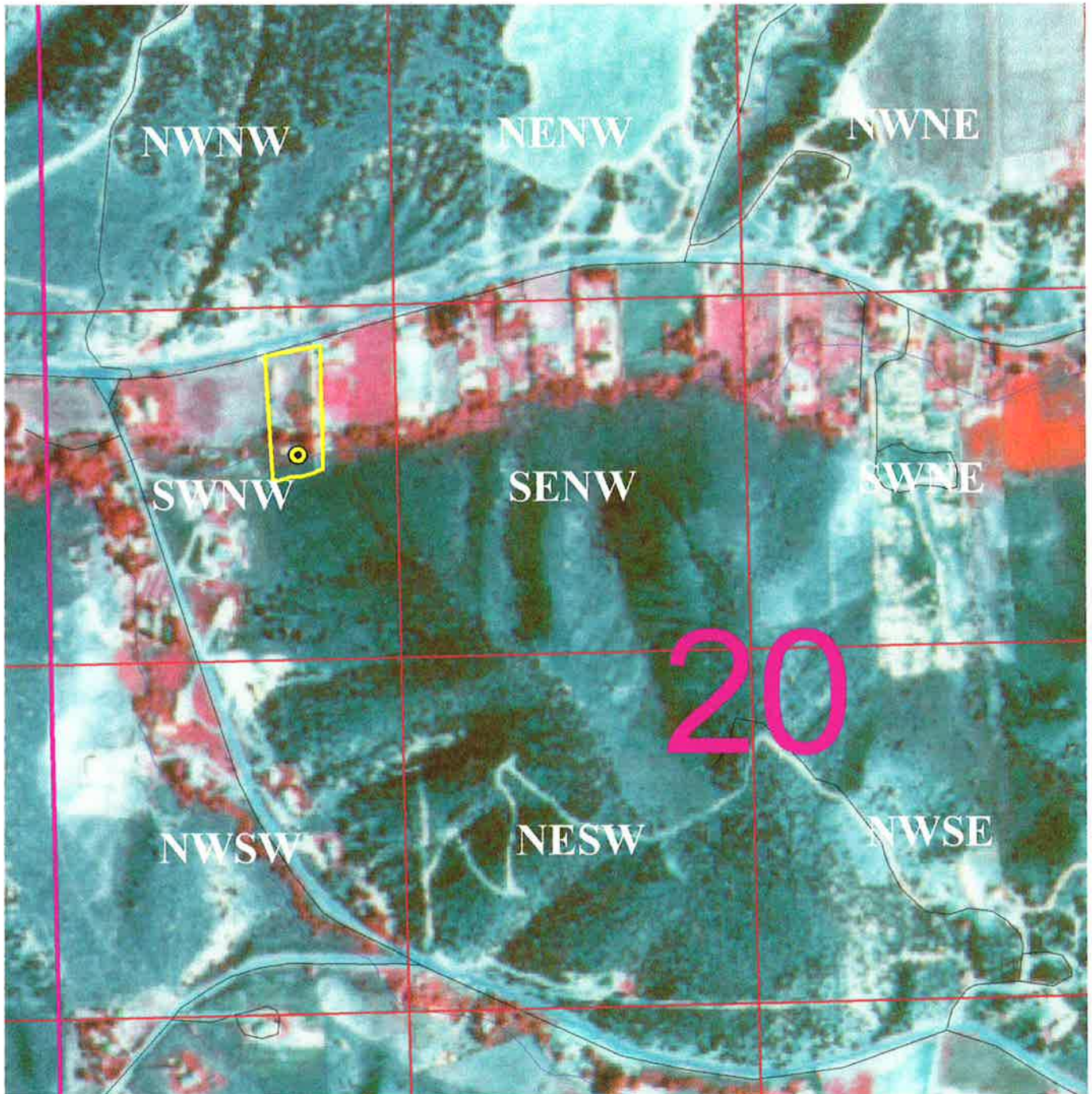
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

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

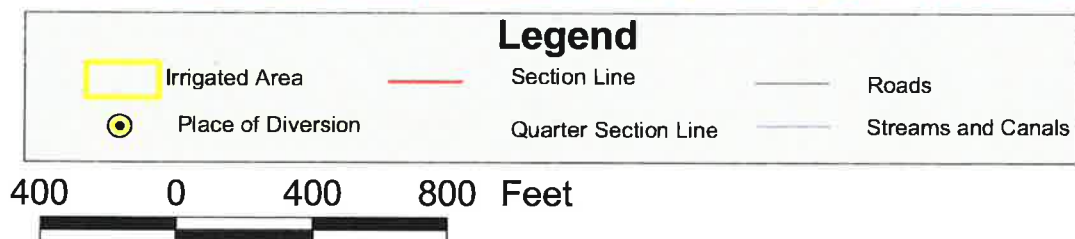
Water Right Claim Number A29-00444A
Township , 6S35E

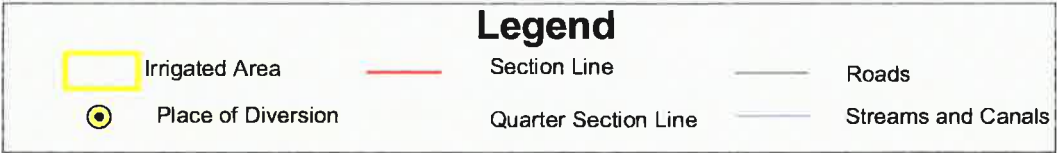
09/18/2000



Water Right Claim Number A29-00444A
Township , 6S35E

09/18/2000



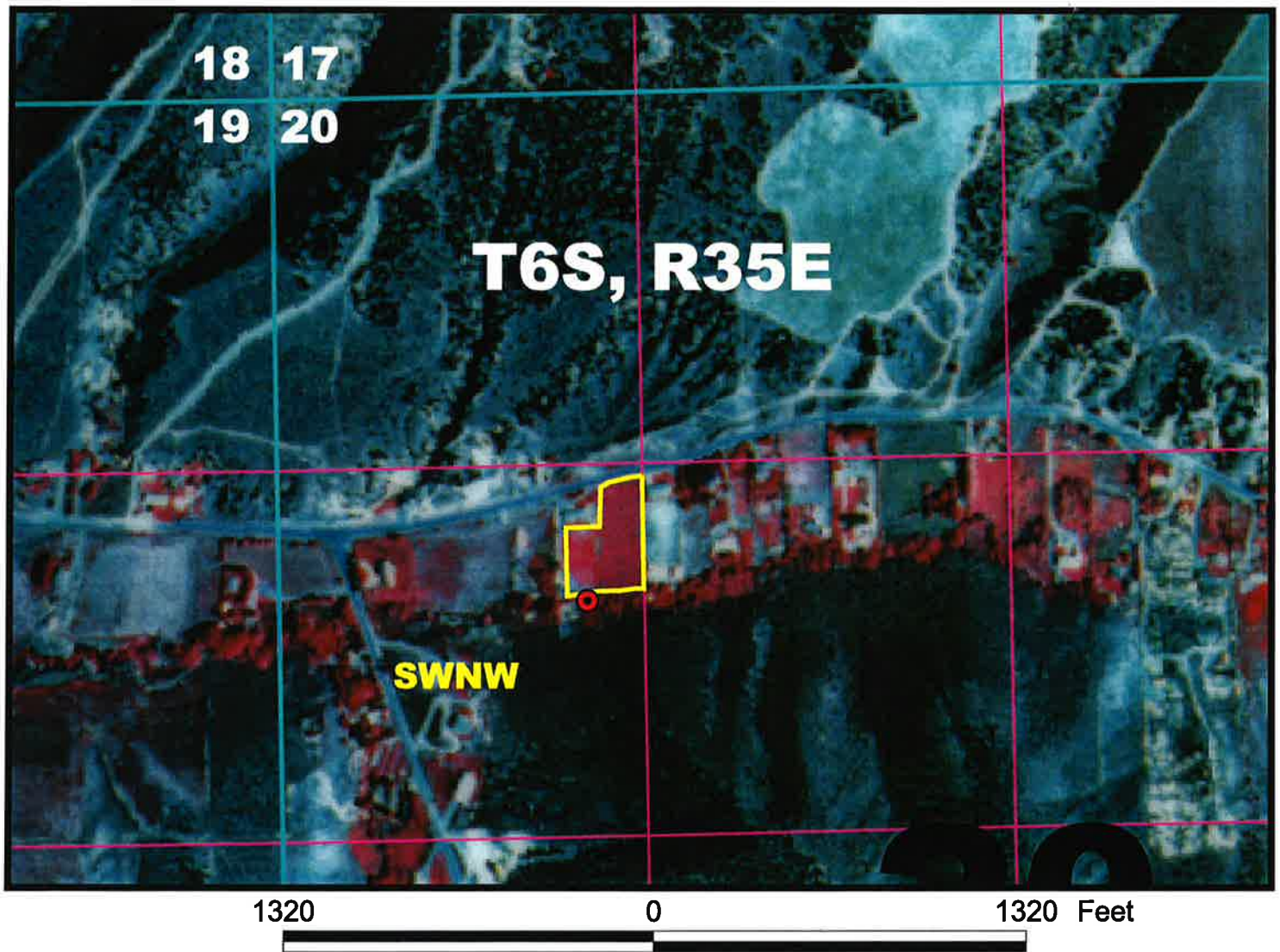




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-13270



Total Irrigated Acres: 2.0

● Point(s) of Diversion

□ Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: November 2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13270 V1

WATER RIGHT NUMBER: 29-13270 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DIAN PHARRIS 8831 W POCATELLO CREEK RD POCATELLO, ID 83201 (208)233-0276
Current Owner	ORVAL PHARRIS 8831 W POCATELLO CREEK RD POCATELLO, ID 83201 (208)233-0276

Priority Date: 06/01/1887

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH FORK POCATELLO CREEK	POCATELLO CREEK

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

Location of Point(s) of Diversion

NORTH FORK POCATELLO CREEK	NE1/4SW1/4NW1/4	Sec. 20, Twp 06S, Rge 35E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T06S R35E S20 SWNW 2.0

Total Acres: 2

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13270 V1

Comments:

1. csaxton 12/3/2001 Source

Comment: Source decreed as "the waters of Pocatello Creek". USGS defines source as the North Fork of Pocatello creek.

2. csaxton 12/3/2001 Diversion Rate

Comment: No deed provided indicating that indicates 1/2 inch per lot. However, that is how it was originally claimed. When claim was amended to show 1887 priority date I suggested they amend the diversion rate too. Recommending the original diversion rate claimed at 1/2 inch per lot.

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:

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	12/3/2001 9:36:24 AM	csaxton			Active
POD	12/3/2001 9:37:11 AM	csaxton			Active
Source	12/3/2001 9:39:45 AM	csaxton			Active
POU	12/3/2001 9:40:10 AM	csaxton			Active
Use	12/3/2001 9:40:59 AM	csaxton			Active
Season	12/3/2001 9:41:55 AM	csaxton			Active
Quantity	12/3/2001 9:43:03 AM	csaxton			Active
Summary	12/3/2001 9:49:08 AM	csaxton	12/3/2001 9:49:08 AM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/3/2001 9:33:29 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 10/3/01
Contacts	12/3/2001 9:35:57 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam 10/3/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13270 V1

Priority Date	12/3/2001 9:36:28 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/3/2001 9:38:28 AM	csaxton	Edited point location
POD	12/3/2001 9:39:20 AM	csaxton	Edited PLS
Source	12/3/2001 9:39:49 AM	csaxton	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right 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	12/3/2001 9:40:13 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the parent right 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	12/3/2001 9:40:32 AM	csaxton	Edited shape boundary
Use	12/3/2001 9:41:03 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right 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	12/3/2001 9:41:59 AM	csaxton	(Yes) 1. Is the basis of claim decree or license? (No) 4. Does the parent right 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13270 V1

POD	12/3/2001 9:43:07 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right 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	12/3/2001 9:49:11 AM	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? (Yes) 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?
POD	12/3/2001 9:37:14 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the parent right have a POD? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 8. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Location of old POD not spoken about in decree, however from field investigation it was located in NWNW Section 20, T6S, R35E

29-13270

Split history for Decreed Right 29-00443

	Claimed	Recommend
A	Firkins	
	0.1 5	0.01 1.3
B	Fritch	
	0.02 10	0.02 1.8
C	Stocking	
	0.05 2.5	0.01 1.1
		29-13265 (And -D)
		0.77 40.5
		0.1 5.2
D	Anderson, D	
	0.83 43.6	
		29-13266 (And-N)
		0.06 3.1
		0.6 3.1
		Q Anderson, T
		0.17 8.9
		0.12 5.9
E	Johnson	
	0.01 2	0.01 1.7
F	Dixon	
	0.2 7	0.02 2.6
G	Anderson, E	
	0.2 2	0.03 1.6
		29-13136 (Packer)
		0.05 1
		0.03 1.3
H	Packer (split)	
	0.08 4	
		29-13137 (Hurley)
		0.03 2
		0.01 1
I	Paul	
	0.04	0.03

29-00443
2 cfs

Deed

Deeded 1/2 in	Agreed
Deeded 1 in per 10 ac	Disagreed but not changing
Deeded 1/2 in	No NOE received
	No NOE Received
	No NOE Received
	No NOE Received
Deeded 1/2 in	Agreed
Need c/o No Deeds Assume 1 1/2 in per 5 acre plot	No NOE Received
Accomplished Change in POU	No NOE Received
2/3 of 2 inch	No NOE Received
1/3 of 1 inch	No NOE Received
Deed from Tanny-Anderson No 1/2 inch requirement	No NOE Received

		2		1
			29-13254 (Smith)	
J	Smith (split)	0.01	0.005	0.005
		2	1	0.8
			29-13255 (Foltz)	
			0.005	0.005
			1	0.7
K	Morris	0.01		0.01
		1.5		0.6
L	Finkelburg	0.01		0.01
		1		1
M	Griggs	0.09		0.01
		3		1.5
N	Travis	1		0.16
		30		10.6
29-10783	Lawlor	0.12		0
		6		0
29-13270	Pharris	0.06	Renumbered from 29-00444A	0.02
		2		2
29-12232	Taysom	0.02		0.02
		1.5		1.3

Deeded 1/2 to parent No NOE Received

Deeded 1/2 to parent No NOE Received

No deed received No NOE Received

Silent to WR

Silent to WR

8 in deeded No NOE Received

Disallow
0.1 If Recommended
3.5 No NOE Received

no deed provided

Silent to WR

Sum CFS= 1.33
Sum Acre= 49.6

Un-accounted for CFS= 0.27
Un-accounted for Acres= 6.4

Estimated Decreed Acreage = 56 ac
Remaining Diversion Rate For Decreed POU = 1.6

443A - Deed Nov 10, 1969 Lathrop, Willard & Helena

↓
James Finkins

1/2 in

20.5 WNE

443B: 1944 Tanny → Anderson, Harry 1.6 cfs

1958 Anderson, Harry → Eliza Smith 1 in - 10 acres, 1887

(?) Fitch → Honeycutt - same 10 acres 1/2 interest
Both Fitch and Honeycutt own 1/2 interest of 10 acres

443C: ① 1890 Sunstine, Doug → Sunstine, Rodger 1/2 in 1887

② 1889 Sunstine, Lyle → Sunstine, Doug 1/2 in 1887

③ 1892 Sunstine, Rodger → McArthur, Tim Silent to WR

④ 1895 McArthur, Tim → Maatee, Rodger
Collins, Ray Silent to WR

⑤ 1897 Maatee, Rodger → A.G. Stockins
Merzlock, John

443E: 1871 Anderson → Johnson, Frank 1/2 in (Part of Dwaens)

443H: 1891 Beck → Packer Deed 2 inches in
Tanner's Deed

443I: 1944 Tanny → Anderson, Harry 1.6 cfs

443J: 1855 Thompson, Marvin → Smith 1/2 inch 1897

443K: Nothing

443L: 1944 Clawson, Ethel → Finkolnburg Silent to WR

443M: Griggs called and said Deed silent to WR
Fall in Dwaens 0.64 cfs

443N: Packer, Newell → Travis 8 in

29-10783: Nothing

29-00444: Nothing

28-12232:

50 SHEETS
100 SHEETS
200 SHEETS

22-141
22-142
22-144



10-3-01: lived here since 1972. same POB as in 1972.

- Confirmed Ditch used to run on North side of Road
to Flood Irrigate with historical POP around
McCormacks Place.

Wahne = dump

10091 825

2 0 4

! used Groundwater to irrigate around town

1990-1991: 1000000

10-09-01: This Right was transferred off of claimed pole by Transfer 738, Claimant should claim a portion of Right 443

10-29-01: Oval came into the office and signed around claim
They are looking for a hotel on their place showing
conveyance of the water. The are also looking for
Alice Morris deed showing conveyance

Split history for Decreed Right 29-00443

Claimed	Recommend	Deed
A Firkins		Deeded 1/2 in
0.1	0.01	
5	1.3	
B Fritch		Deeded 1 in per 10 ac
0.02	0.02	
10	1.8	
C Stocking		Deeded 1/2 in
0.05	0.01	
2.5	1.1	
	29-13265 (And -D)	
	0.77	0.1
P Anderson, D	40.5	5.2
	0.83	
D Anderson, D (split)	43.6	
	29-13266 (And-N)	
1	0.06	0
52.5	3.1	0
		0.06
		3.1
Q Anderson, T		
	0.17	0.12
	8.9	5.9
E Johnson		Deeded 1/2 in
0.01	0.01	
2	1.7	
F Dixon		Need c/o
0.2	0.02	No Deeds
7	2.6	
G Anderson, E		
0.2		0.03
2		1.6
	29-13136 (Packer)	
	0.05	0.03
H Packer (split)	1	1.3
0.08		
4	29-13137 (Hurley)	
	0.03	0.01
	2	1
I Paul		Deed from Tanny-Anderson
0.04	0.03	
2	1	
	29-13254 (Smith)	
	0.005	0.005
J Smith (split)	1	0.8
0.01		
2	29-13255 (Foltz)	
	0.005	0.005
	1	0.7
K Morris		Waiting
0.01	0.01	
1.5	0.6	

L Finkelnburg		
	0.01	0.01
	1	1
M Griggs		
	0.09	0.01
	3	1.5
N Trayis		
	1	0.16
	30	10.4
29-10783 (Lawlor)		
	0.12	0.02
	6	3.5
29-00444A	Renumbered to 29-13270	
	0.06	0.02
	2	2
29-12232		
	0.06	0.02
	1.5	0.9

Silent to WR

Silent to WR

8 in

Waiting

no deed provided

waiting

Sum CFS=	0.4	0.25
Sum Acre=	32.4	12.7

Un-accounted for CFS=	1.2	0.95
Un-accounted for Acres=	16.6	3.9

Estimated Decreed Acreage = 49 ac

Remaining Diversion Rate For Decreed POU = 1.6



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

October 29, 2001

*Sent - came into the office
and signed
Amended Claim
Oct 29-01*

ORVAL PHARRIS
8831 W POCATELLO CK
POCATELLO ID 83201

RE: Amendment of Snake River Basin Adjudication (SRBA) 29-00444A

Dear Mr. and Mrs. Farris,

After our meeting on October 3, 2001, I have been reviewing the split history of the rights that were originally decreed in your area. You claimed a portion of decreed right 29-00444 with an 1890 priority date. After my research, I think you should have actually claimed a portion of 29-00443 with an earlier priority date of 1887.

I have prepared an amended to claim to reflect the older priority date. In addition, I increased the claimed diversion rate from 0.02 cfs to 0.06 cfs. Note that I am not guaranteeing I can recommend 0.06 cfs. However, if I can support the increased diversion rate, the claim needs to be amended in order for me to recommend the change.

Please look over the amended claim and initial any changes you wish to make. When you are satisfied, sign the claim in front of a notary and return it to this office by November 9, 2001.

In addition, please enclose a copy of your deed or conveyance instrument that would support that you have right to use of Pocatello creek water.

Please feel free to contact me at 525-7161 if you have any questions.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

29-00444A

POD

Field Exam 10/3/01



Pump information: Wayne
SN - 16201
HP - 2
GPS Tag: A0009007
(csaxton 10/29/01).

29-00444A

POD

Field Exam 10/3/01



Looking South. Point in Pocatello creek where intake line for pump is placed. POD behind me in picture (csaxton 10/29/01).

29-00444A

POU

Field Exam 10/3/01



Looking North at POU. POD behind me in pictured. Claimant home in background.



Looking North at the POU. This is the Eastern most field. Claimant home to the left of the picture (csaxton 10/29/01).

SCANNED

JUN 19 2001

Log for claim A29-00444A

Spatial Dynamics LTD

9/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s35e	20	SWNW	2	2.1	
Totals:			2	2.1	

Where is the remaining 0.18 acs decreed?

AJ5809NP
No. A29-00444A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 17

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ORVAL PHARRIS	06/01/1890	IRRIGATION	03-15 11-15	0.020 CFS	
C	DIAN PHARRIS					
	8831 W POCATELLO CREEK RD			TOTAL DIVERSION:	0.020 CFS	
	POCATELLO ID 83201			CONSUMPTIVE USE:		5.00 AFA
	(208) 233-0276					

Water Source: POCATELLO CREEK, NORTH FORK

Tributary to: POCATELLO CREEK

Stage: DECREED

Point(s) of Diversion:

T06S R35E S20

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	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
06S	35E	20	:								:								:						:	2.0
TOTAL ACRES																							:	2.0		

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

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

29-04243	29-07210	29-07274	29-11171	29-11249	A29-00443C	A29-00443I	A29-04195	A29-04243	A29-07210
A29-07274	A29-07594	A29-10000	A29-10783	A29-11171	A29-11249				

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

A29-00443	A29-00443C	A29-00443H	A29-00443I	A29-00444	A29-04195	A29-04367	A29-07594	A29-10000	A29-10783
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Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 01/29/90 JONES 06/01/94 COX 03/29/95 POST-STD

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Taney, Patrick S. & Mary	0.2		29-0444
735	Crum, Walter, Robert & Peter	0.2	0	29-0444A

T

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C O P Y

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)
ROBERT CRUM)
WALTER CRUM)
PETER CRUM)
OF Pocatello, Idaho)
For a Transfer of Water Right, In Water)
District No. 36, Bannock County, Idaho)

ORDER GRANTING TRANSFER
No. 735

WHEREAS, On the 8th day of July, 1948, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of ROBERT CRUM, WALTER CRUM, AND PETER CRUM, of Pocatello, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest was filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 17th day of February, A.D. 1949.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF WATER RIGHT
Transferred Right No. 735

THIS IS TO CERTIFY THAT ROBERT CRUM, WALTER CRUM, AND PETER CRUM, of Pocatello, Idaho, are the owners of and using certain water rights in Pocatello Creek as follows: .2 cubic foot per second with priority of June 1, 1887, and .2 cubic foot per second with priority of June 1, 1890, said water rights being decreed to P. S. Teney and Mary Teney by Judge Frank S. Dietrich, of the U. S. District Court for the State of Idaho, Eastern Division, in the case of

Patrick S. Teney, et al

Plaintiff,

vs.

H. S. Woodland, et al

Defendants.

said decree bearing date of April 1, 1925 and being appurtenant to the following described lands, to-wit:

NW¹ NE¹ SECTION 23
Twp. 6 S., Rge. 34 E. B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 5 of Decrees, beginning at Page 17 thereof.

That said Robert Crum, Walter Crum, and Peter Crum have become the owners of said water right through means conveyance.

And that now, upon the application of Robert Crum, Walter Crum, and Peter Crum, of Pocatello, Idaho, for the transfer of .4 cubic foot per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of .4 cubic foot per second of the waters of Pocatello Creek upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows, to-wit:

N¹ SW¹, N¹ SE¹ Sec. 13
Twp. 6 S., Rge. 34, E., B.M.

That the said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

.2 cubic feet per second, with priority of June 1, 1887, and
.2 " " " " " " " " June 1, 1890

That the water right hereby transferred has heretofore been conducted from Pocastello Creek to the first above described lands with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 14, Township 6 South, Range 34 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described land with three points of diversion located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, Township 6 South, Range 34 East, B.M.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 17th day of February, A.D. 1949

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

File # _____
 Date _____

Abstract

No. 428

D E C R E E

12. S. M. O'NEAL and LILLIAN J. M. O'NEAL, his wife, GEORGE M. O'NEAL, the O'NEAL REALTY COMPANY, a corporation, C. W. O'NEAL Investment Company, a corporation, EDWARD NORMAN and EUGENE NORMAN, his wife, ROBERT E. O'NEAL and LILLIAN GRAY, his wife.

Defendants

This cause having heretofore come regularly on to be heard in open court, P. C. O'Malley and J. Downing appearing as attorneys for Plaintiff, A. I. Merrill and D. B. Merrill as attorneys for defendant J. C. Woodland and Louise C. Woodland, his wife, Anderson and J. C. Anderson as attorneys for defendants Thomas Copper and Vernie Copper, his wife, and Robert Crum and Lattie Crum, his wife, and Peterson and J. C. Peterson as attorneys for the defendants Orville M. Perry, Pocatello Realty Company, a corporation, and C. E. Perry Investment Company, a corporation, and have had three defendants, to-wit, by written stipulation of all parties and each of the court, adopted as their answer the answer filed by the defendants J. C. and Louise C. Woodland, and evidence taken from the hearing on appeal, in behalf of each of the parties, and after oral and written evidence has been admitted for decision; now from the court.

[illegible]

Q 3414. ... connection with the southeast quarter of the north east
quarter (E. 1/4) of section nineteen (19), the south half of the
north east quarter (E. 1/4) and southeast quarter of the northeast
quarter (E. 1/4) of section twenty (20), Township Six (6) South, Range Thirty-
five (35), and also Meridian; and east half of the southeast quarter
(E. 1/2) of the south half of the southwest quarter (E. 1/4) of section
fourteen (14), and northwest quarter of the northeast quarter (E. 1/4)
of section twenty-three (23), Township Six (6) South, Range Thirty-
five (35), Meridian.

SECRET

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 29-13270
Date Received: 12/3/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A2913270



1. Name of Claimant(s)

DIAN PHARRIS Phone: (208)233-0276

8831 W POCATELLO CREEK RD
POCATELLO ID USA 83201

ORVAL PHARRIS Phone: (208)233-0276

8831 W POCATELLO CREEK RD
POCATELLO ID USA 83201

2. Date of Priority: 06/01/1887

3. Source: POCATELLO CREEK NORTH FORK Trib. to: POCATELLO CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
06S	35E	20	SW	NW	BANNOCK	

5. Description of diverting works:

PUMP IN CREEK TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.06	

7. Total Quantity Appropriated is:

0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	35E	20	SW	NW	IRRIGATION	2
Section Acres						2
Total Acres						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 RIGHT IS RENUMBERED FROM 29-00444A.

THIS CLAIM PAID FOR UNDER RECEIPT E011868.

15. Basis of Claim: Decreed

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: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

Receipt Details for ID E011868

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/29/1990 10:36:49 AM	1/29/1990	Eastern	\$52.00	Check
Payer		PHARRIS, ORVAL		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1042			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$52.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Receipt for 29-444A - Renumbered to 29-13270