

03/15/2002

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

RIGHT NUMBER: 29-13301

NAME AND ADDRESS: RULON WISTISEN
1180 OLD HWY 30
BANCROFT ID 83217

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/01/1947

POINT OF DIVERSION:

T08S R39E S8 SWSENE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: DOMESTIC Within CARIBOU County
T08S R39E S08 SENE
STOCKWATER Within CARIBOU County
T08S R39E S08 SENE

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 IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

RECEIVED

FEB 27 2003

02/18/2003

Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

Cindy

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-13301

RULON WISTISEN

1180 OLD HWY 30

BANCROFT ID 83217

Telephone Number: (208) 648-7835

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: Feb. 21, 03

SIGNATURE:

Rulon Wistisen

Please print your name:

Rulon Wistisen

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

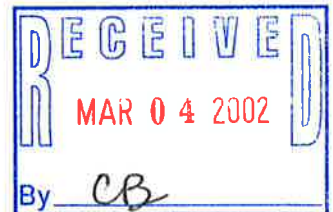
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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 29-13301
Date Received: 2/28/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW



1. Name of Claimant(s)

RULON WISTISEN Phone: (208) 648-7835

1180 OLD HWY 30
BANCROFT ID USA 83217

2. Date of Priority: 08/01/1947

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	39E	8	SW SE NE	CARIBOU	

5. Description of diverting works:

WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.03	
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	39E	8	SE	NE	DOMESTIC	
			SE	NE	STOCKWATER	

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 100 HEAD CATTLE

15. Basis of Claim: Beneficial Use

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

Identification No. 29-13301Date Received 2-28-02Receipt Number E027494

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

CEIVED

FEB 26 2002

Department of Water Resources
Eastern Region

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Rulon Wistrisen Phone (208) 648-7835Mailing Address 1180 Old Hwy 30 Bancroft, ID Zip 832172. Date of Priority (Only one per claim) August 1, 1947 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 8S Range 39ESection 8 SW 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____, BM.,County of Bannock Caribou

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. well, pump.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 4/1 ^{Month/Day} to 12/31 ^{Month/Day} amount 0.04 cfs ^(cfs)

For Stockwater purposes from 4/1 ^(Both dates are inclusive) to 12/31 amount 0.03 cfs

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) domestic 1 home, 100 head of range calves.

10. Place of use is: Township: 05 Range 39E
Section 8 1/4 of _____ 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Caribou

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: The home wasn't required to file on in Bancroft -
Sund adjudication but would like to file on it in the SRBA.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 3

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

Signature of Claimant (s) Culor Wistisen Date 2/25/02
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Bannock) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 25th day of February 19 2002

SEAL



Notary Public Cindy E Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007.

Last Name Wistisen Ident No. _____

Copies: White-State, Yellow-Claimant

Warranty Deed

THIS INDENTURE, Made this 30th day of December in the year of our Lord One Thousand Nine Hundred and Eighty, between
 RAOUL WISTISEN and CORA J. WISTISEN, husband and wife,
 of Bancroft, County of Caribou, State of Idaho,
 the parties of the first part, and
 RULON F. WISTISEN and SHARON WISTISEN, husband and wife,
 of Bancroft, County of Caribou, State of Idaho,
 the parties of the second part
 WITNESSETH: That the said parties of the first part, for and in consideration of the sum of
 FIFTY THOUSAND AND NO/100 - - - - - DOLLARS,
 lawful money of the United States of America, to them in hand paid by the said parties
 whereof is hereby acknowledged

, do by these presents, Grant, Bargain, Sell and Convey
 of the second part, and to their heirs
 piece or parcel of land situate, lying and being in the County of Caribou
 and more particularly described as follows, to-wit:

Township 8 South, Range 39 East of the Boise Meridian:

Section 8: All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 8, ly-
 Southwest of the U. S. Highway 30-Nor-
 EXCEPT THEREFROM, Beginning at a point
 North and 100 feet East of the Southern
 SE $\frac{1}{4}$ NE $\frac{1}{4}$, and running
 thence North 220 feet to Highway 30-N;
 thence Southeasterly along a curve to the right, along
 said highway, right-of-way a distance of 230 feet,
 to the point of intersection with a county road;
 thence Southwesterly along the Westerly right-of-way
 of said county road, a distance of 120 feet;
 thence due West 120 feet,
 to the point of beginning.
 ALSO, Beginning at the Northwest corner of the SE $\frac{1}{4}$ S $\frac{1}{4}$
 Section 8, and running
 thence East 825 feet; thence South 990 feet;
 thence West 825 feet; thence North 990 feet,
 to the point of beginning.

SUBJECT to a right-of-way for a pipeline at
 line of said tract.

Together with all and singular, the tenements, hereditaments and appurtenances there-
 the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said parties of the second part, and to their heirs
 the said premises in the quiet and peaceable possession
 of the said parties of the second part and assigns against the said parties of the
 first part, and their heirs and against all and every person or persons who shall
 or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have here-
 seal as the day and year first above written.
 Signed, Sealed and Delivered in the Presence of

 RAOUL WISTISEN [Seal]

 CORA J. WISTISEN

Warranty Deed

THIS INDENTURE, Made this 30th day of December
in the year of our Lord One Thousand Nine Hundred and Eighty , between

LAUL WISTISEN and CORA J. WISTISEN, husband and wife,
, County of Caribou , State of Idaho

and CAROL WISTISEN, husband and wife,
of BONNEVILLE , County of Caribou , State of Idaho

the parties of the second part

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of
SEVENTY THOUSAND AND NO/100 ----- DOLLARS,
did give, sell, bargain, sell and convey unto them in hand paid by the said parties of the second part, the receipt

by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties
of the first part, to their heirs and assigns forever: All that certain lot
piece or parcel of land situate, lying and being in the County of Caribou State of Idaho, bounded
and more particularly described as follows, to-wit:

own p 8 South Range 39 East of the Boise Meridian:

part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 8, lying
westerly of the U. S. Highway 30-North,
THENCE THEREFROM, Beginning at a point which is 80 feet
North and 100 feet East of the Southwest corner of the
SE $\frac{1}{4}$ NE $\frac{1}{4}$, and running
thence North 220 feet to Highway 30-N;
thence Southeasterly along a curve to the right, along
said highway, right-of-way a distance of 230 feet,
to the point of intersection with a county road;
thence Southwesterly along the Westerly right-of-way line
of said county road, a distance of 120 feet;
thence due West 120 feet,
to the point of beginning.
ALSO, Beginning at the Northwest corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of
Section 8, and running
thence East 825 feet; thence South 990 feet;
thence West 825 feet; thence North 990 feet,
to the point of beginning.
thence to a right-of-way for a pipeline along the South
line of said tract.

to have and to hold, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and
the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident
unto the said parties of the second part, and to their heirs and assigns forever. And the said
parties of the first part, and their heirs and assigns forever, the said premises in the quiet and peaceable possession
and assigns against the said parties of the
and against all and every person or persons whomsoever, lawfully claiming

and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and
the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Raul Wistisen [Seal]
LAUL WISTISEN
Cora J. Wistisen [Seal]
CORA J. WISTISEN
[Seal]
[Seal]



SEE PAGE 15

Caribou County, Idaho

SUPPORT YOUR CONSERVATION DISTRICT