

03/19/2002

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

RIGHT NUMBER: 29-13306

NAME AND ADDRESS: VERNON F PARENT
810 N 400 E
LOGAN ID 84321

SOURCE: SPRING

TRIBUTARY:

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 01/01/1914

POINT OF DIVERSION:

T09S R37E S9 NWSWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: STOCKWATER Within BANNOCK County

T09S R37E S08	NENE	T09S R37E S08	SENE
T09S R37E S08	NESE	T09S R37E S08	SESE
T09S R37E S09	NENW	T09S R37E S09	NWNW
T09S R37E S09	SWNW	T09S R37E S09	SENW
T09S R37E S09	NESW	T09S R37E S09	NWSW
T09S R37E S09	SWSW	T09S R37E S09	SESW

DOMESTIC Within BANNOCK County

T09S R37E S09 SENW

remove domestic

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

*odd
connect*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13306 V1

WATER RIGHT NUMBER: 29-13306 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VERNON F PARENT 810 N 400 E LOGAN, ID 84321 (435) 750-6403

Priority Date: 01/01/1914

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

SPRING	NW1/4SW1/4NE1/4	Sec. 9,	Twp 09S,	Rge 37E, B.M.
BANNOCK County				

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	37E	8	X			X									X			X	
09S	37E	9					X	X	X	X	X	X	X	X					

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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory STOCKWATER, 100 CATTLE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13306 V1

Comments:

1. aruberry 3/19/2002 RECOMM
Comment: D/S RECOMM AS CLAIMED.

2. jcrabtre 1/28/2003 CHANGED USE & QUANTITY
Comment: COUNTY ASSESSOR HAD NO RECORD OF HOME SO REMOVED THIS USE AND CHANGED QUANTITY

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:
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>
Summary			03/19/2002	aruberry	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	3/19/2002 8:31:22 AM	aruberry	(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? (No) 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?

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 29-13306
Date Received: 3/4/2002
Receipt No:
Received By: *gc* E 027533

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

1. Name of Claimant(s)

VERNON F PARENT Phone: (435) 750-6403
810 N 400 E
LOGAN ID USA 84321

2. Date of Priority: 01/01/1914

3. Source: SPRING Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	37E	9	NW SW NE	BANNOCK	

5. Description of diverting works:

THE WATER IS COLLECTED IN A 4 INCH PLASTIC PIPE & CONVEYED IN A 1.5 INCH PIPE
APPROXIMATELY 500 FT LONG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.06 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
----------	-------	---------	----------------	-----	-------

09S	37E	8	NE	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	SE	STOCKWATER
			SE	SE	STOCKWATER
09S	37E	9	NE	NW	STOCKWATER
			NW	NW	STOCKWATER
			SW	NW	STOCKWATER
			SE	NW	STOCKWATER
			NE	SW	STOCKWATER
			NW	SW	STOCKWATER
			SW	SW	STOCKWATER
			SE	SW	STOCKWATER
			SE	NW	DOMESTIC

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:

STOCKWATER USE IS FOR 100 RANGE CATTLE

15. Basis of Claim:

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: 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): *Terrance H. Petersen* Date: *7 Mar 02*

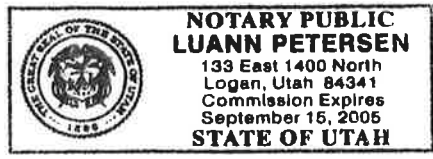
Date:

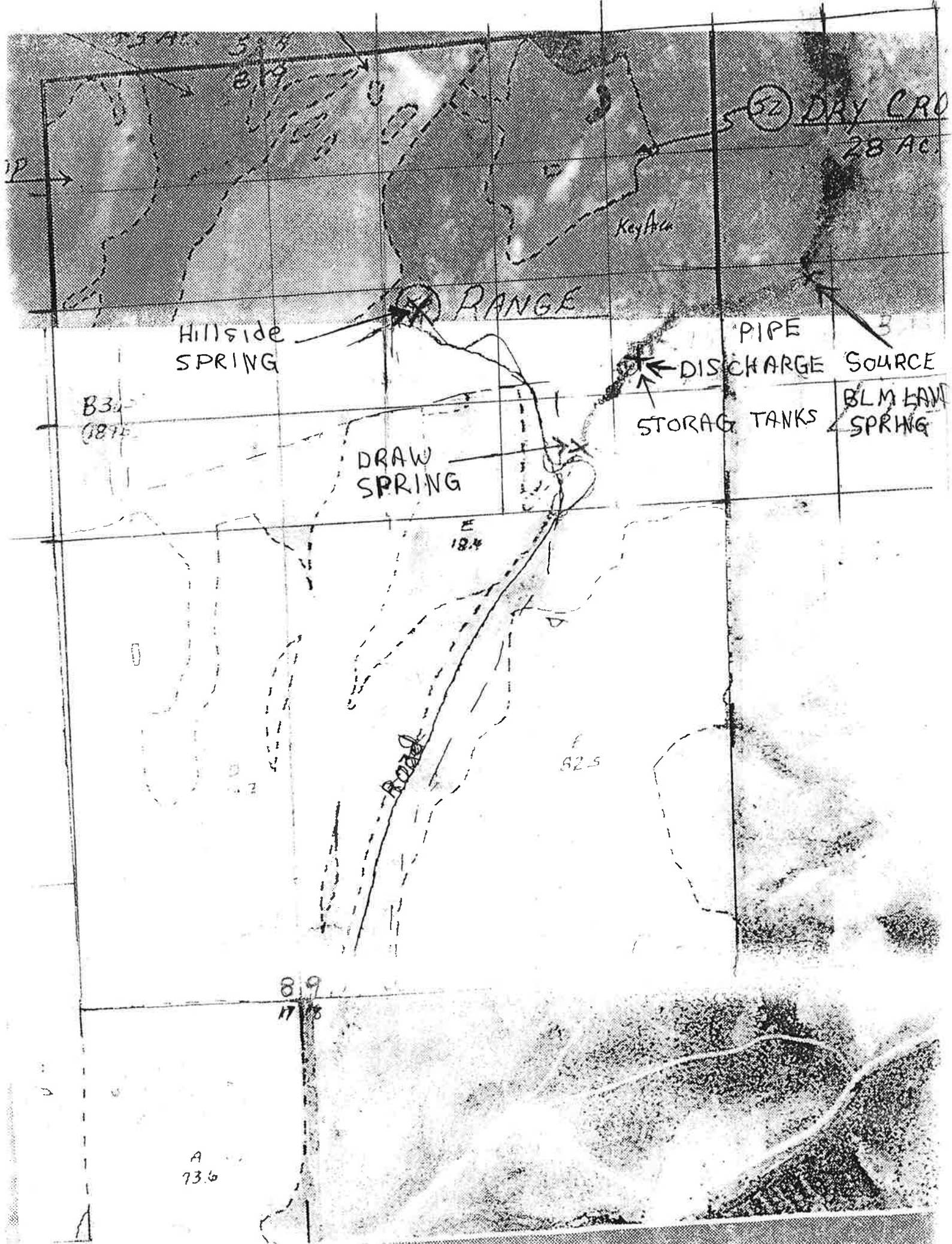
State of ~~Idaho~~ *Utah*)
County of *Cache*) SS.

Subscribed and sworn (or affirmed) before me this
of *March* 20*02*

7th
Lu Ann Petersen
Notary Public

Residing at *Cache Co.*
My commission Expires *9-15-05*





Vernon F. Parent
810 N 400 E
Logan, UT 84321
vfparent@pcu.net
435-750-6403
26 February 2000

RECEIVED
MAR 13 2002
Department of Water Resources
Eastern Region

RECEIVED
FEB 28 2002
Department of Water Resources
Eastern Region

IDWR, Eastern Region
900 N. Skyline Dr. Ste. A
Idaho Falls, ID 83402

Gentlemen,

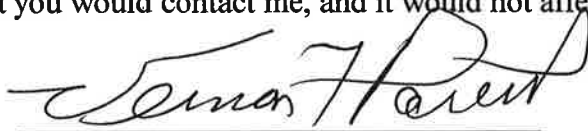
We have received your second notice (no first notice was received) that we must file on the water rights that has historically been used on our farm property near Lava Hot Springs, Idaho, by 11 March 2002 . My wife, Elese and I have gifted a portion of our 1003 acres of farm land to our children, so we are filing on behalf of them as well as on our own water rights.

We have 2 springs and a well on our land which has historically been used for agricultural purposes and to support an average of 100 head of cattle. A main source of water comes through a 1 ½ inch pipe from a spring that is located on adjacent BLM land. This spring was reportedly developed to provide water to a home site, when the land was homesteaded about 1914. I am attempting to verify the date with the Bannock county recorders office, but have been unsuccessful to date. This historical usage of the spring was formally acknowledged by the BLM in a letter dated 1973, addressed to Eldrid Hall. This letter was given to me when I purchased the farm land in 1980. I just spoke to Max Hall, Eldrid Hall's son, who sold me the property, He recalled that the pipe was converted from iron pipe to a plastic pipe in that same time frame. This water was in active use when I purchased the property, and has continued to support domestic, agricultural, and cattle feeding operations.

The well is located on land which I purchased from Earl Olsen. He informed me that his father and later he had used the well for agricultural and stock purposes. This well, which has a six inch casing, was dug in 1948 and has been in constant use since that date. I purchased the property in July 1985, and on a lease basis, we have used the well water to support agricultural and cattle feeding operations since that date.

I had difficulty determining whether the fee for the Domestic and Stock applied to my case. After speaking with one of your office officials, he recommended I pay the \$25 fee, and if the higher fee applied that you would contact me, and it would not affect the validity of my claims.

Sincerely,



Vernon F. Parent

Exchanged Notice of Claim for Form 245 7 Mar 02