

IDAHO DEPARTMENT OF WATER RESOURCES

RIGHT NUMBER: 29-13573

SOURCE: SPRING

TRIBUTARY: WEST FORK RAPID CREEK

The quantity of water under this right shall not exceed 13,000 gallons per day.

POINT OF DIVERSION:

T06S R36E S31 NENW Lot 2 Within BANNOCK County

T06S R36E S31 NWNW Lot 2 Within BANNOCK County

PURPOSE OF USE

PERIOD OF USEQUANTITY

STOCKWATER

01/01 12/31

0.040 CFS

DOMESTIC

01/01 12/31

0.040 CFS

Domestic use is for 1 home.

DOMESTIC Within BANNOCK County

T06S R36E S30 Lot 4 SWSW

T06S R36E S30

SESW

T06S R36E S30 SWSE

T06S R36E S31

NWNE

T06S R36E S31 NENW

T06S R36E S31 Lot 1 NWNW

STOCKWATER same as DOMESTIC

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: Beneficial Use

Parcel No(s): R3849008300 & R3849008500.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13573 V1

WATER RIGHT NUMBER: 29-13573 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES G KATSILOMETES 639 UNIVERSITY DR POCATELLO, ID 83201 (208)233-5287

Priority Date: 05/01/1924
 Basis: Beneficial Use
 Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	WEST FORK RAPID CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.040 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.080 CFS	

Location of Point(s) of Diversion

SPRING	L2 (NW1/4NW1/4)	Sec. 31, Twp 06S, Rge 36E, B.M.
BANNOCK County		
SPRING	L2 (NE1/4NW1/4)	Sec. 31, Twp 06S, Rge 36E, B.M.
BANNOCK County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	36E	30											X	X			X		
													L 4						
06S	36E	31		X				X	X										
									L 1										

STOCKWATER same as DOMESTICConditions 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.
4. X01 Domestic use is for 1 home.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13573 V1

Remarks:

1. Explanatory Parcel No(s): R3849008300 & R3849008500.

Comments:

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

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>
Contacts	6/18/2003 4:01:30 PM	csaxton			Active
Summary			06/18/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	6/18/2003 4:01:30 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Desktop Review
POD	6/18/2003 4:01:50 PM	csaxton	Edited point location
POD	6/18/2003 4:02:31 PM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13573 V1

Summary	6/18/2003 4:10:41 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?
POU	6/18/2003 4:03:45 PM	csaxton	Edited shape boundary

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 29-13573
Date Received: 5/9/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES G KATSILOMETES Phone: (208)233-5287

639 UNIVERSITY DR
POCATELLO ID USA 83201

2. Date of Priority: 05/01/1924

3. Source: ~~SPRING~~ ^{unknown stream} , ~~SPRING~~ Trib. to: RAPID CREEK WEST FORK, RAPID CREEK WEST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	36E	31	~~SW~~ NW ~~2~~	BANNOCK	B.
06S	36E	~~31~~ 30	~~SW~~ SE ~~NW~~ E	BANNOCK	E

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04, 02	
DOMESTIC	01/01	12/31	0.04	
			1.02	

7. Total Quantity Appropriated is:

~~0.08~~ C.F.S.
1.02

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
06S	36E	30	SE	SW		STOCKWATER
			SW	SW	4	STOCKWATER
			SW	SE		STOCKWATER
			SE	SW		DOMESTIC
			SW	SW	4	DOMESTIC
			SW	SE		DOMESTIC
06S	36E	31	NE	NW		DOMESTIC
			NW	NW	1	DOMESTIC
			NW	NE		DOMESTIC
			NE	NW		STOCKWATER
			NW	NW	1	STOCKWATER
			NW	NE		STOCKWATER

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: *Domestic use for sheep camp.*

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

RECEIVED

MAY 09 2003

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSDepartment of Water Resources
Eastern RegionIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 29-13573Date Received 5-9-03Receipt Number E028769

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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) JAMES G. KATSILOMETES Phone (208) 233-5287
Mailing Address 639 UNIVERSITY DR., POCA TELLO, IDAHO Zip 83201

2. Date of Priority (Only one per claim) MAY 1, 1924 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other ☒ (a) SPRINGS, STREAMS
which is tributary to (b) WEST FORK, RAPID CREEK Name or kind of source

4. Location of point of diversion is: Township 6 SOUTH Range 36 EAST
Section 31 ~~of~~ NORTH ~~1/4~~ 1/2 of NW 1/4, Govt. Lot 2 BM.,
County of BANNOCK

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. _____

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

For STOCKWATER purposes from 01/01 ^{Month/Day} to 12/31 ^{Month/Day} amount .04 (cfs)
For DOMESTIC purposes from 01/01 ^(Both dates are inclusive) to 12/31 amount .04

7. Total quantity claimed .08 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) _____

10. Place of use is: Township: 6 SOUTH Range 36 EAST
Sections 30 & 31, SEE REMARKS 1/4 of 1/4, Govt. Lot _____, B.M.,
County of BANNOCK 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? BANNOCK

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

14. Remarks: PLACE OF USE - G. LOT 2, N 1/2 NW 1/4, NW 1/4 NE 1/4 SEC 31
G. LOT 4, SE 1/4 SW 1/4, SW 1/4 SE 1/4 SEC 30

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 ZERO

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

Signature of Claimant (s) Jane M. Katelomites Date 5/9/03
_____ 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 _____) SS.

Subscribed and sworn (or affirmed) before me this 9th day of May 19 2003



Notary Public Jennifer Crabtree

Residing at Idaho Falls Id

My Commission Expires 8/23/03

Last Name _____ Ident No. _____

6-18-03: Denimimus Use

: Parcel # : R 3849008300
: R 3849008500

:/ home

Attorney John Gould-