

12/27/2002

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

RIGHT NUMBER: 29-13468

NAME AND ADDRESS: TOM KATSILOMETES
7600 W KATSILOMETES DR
POCATELLO ID 83204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY:

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

PRIORITY DATE: 05/01/1952

POINT OF DIVERSION:

T07S R35E S16 NWSENW Within BANNOCK County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

Domestic use is for 1 home.

PLACE OF USE:

DOMESTIC Within ~~BAKER~~ County

T07S R35E S16

SENW

Bannock - Changed 2/27/03 C.S.

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.

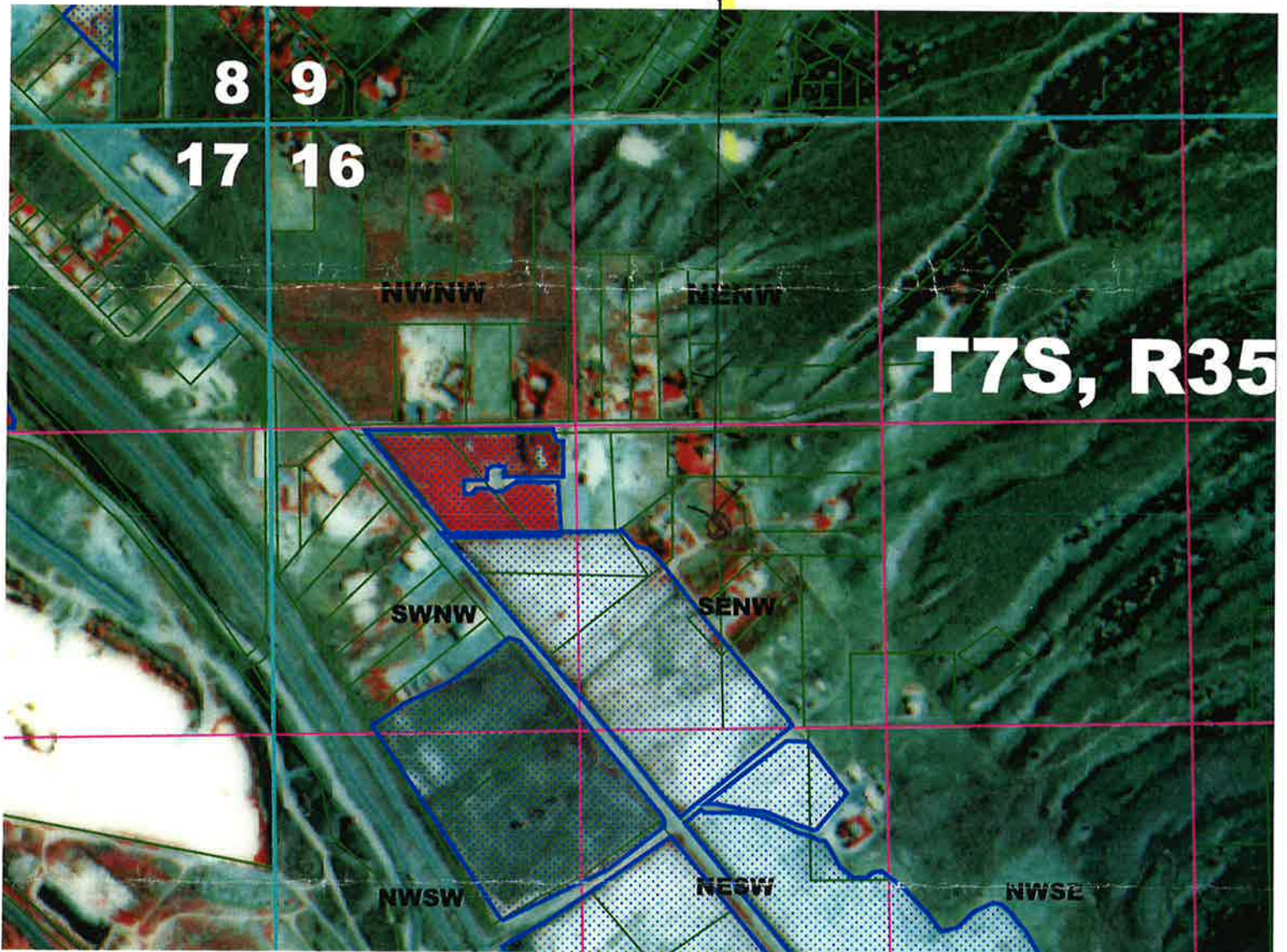
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

PARCEL #: R4013011602

Tom Katsilometes

Reference Map



Point of Diversion

Property Acreage: 0.0



Claimed POU - N/A



Property Boundary



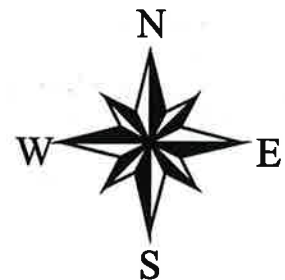
Bannock Co Tax Lot Data



Section Lines



Quarter Quarter Lines



Prepared By: Craig Saxton
September 2002

RECEIVED

FEB 27 2003

02/08/2003

Craig

NOTICE OF ERROR
REPLY

Department of Water Resources
Eastern Region

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: 29-13468

TOM KATSILOMETES
7600 W KATSILOMETES DR
POCATELLO ID 83204
Telephone Number: (208) 233-1409

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

place of use:

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

Should be Bannock County not Baker county

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:

2-24-03

SIGNATURE:

Tom Katsilometer

Please print your name:

Tom Katsilometes

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

Fixed 2-24-03

2-24-08: Claimant called and said POA should be in
Bannock CO and not Baker. I agree. Change made.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 27, 2002

TOM KATSILOMETES
7600 W KATSILOMETES DR
POCATELLO ID 83204

RE: Snake River Basin Adjudication (SRBA) claim 29-13468

Dear Mr. Katsilometes,

The Idaho Dept. of Water Resources received Notice of Claim to a Water Right on December 26, 2002. This claim has been recorded in our database and I am enclosing a copy for your files.

On the claim you submitted under option 16, you checked yes that, "...you do wish to receive and pay a small annual fee for monthly copies of the docket sheet."

This option is still available, but you need to contact the SRBA court to receive a copy of the docket sheet. The SRBA court contact information is as follows:

Snake River Basin Adjudication
253 3rd Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
Phone: 208-736-3011 Fax: 208-736-2121
<http://www.srba.state.id.us>

Or you can view the docket sheet on line for free at:

<http://www.srba.state.id.us/SRBA3.HTM>

Please feel free to contact me with any questions.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read 'Craig L. Saxton'.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13468 V1

WATER RIGHT NUMBER: 29-13468 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TOM KATSILOMETES 7600 W KATSILOMETES DR POCATELLO, ID 83204 (208) 233-1409

Priority Date: 05/01/1952

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

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

Total Diversion:Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4NW1/4	Sec. 16, Twp 07S, Rge 35E, 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	
07S	35E	16								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.
4. X01 Domestic use is for 1 home.

Remarks:

1. Explanatory PARCEL #: R4013011602

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 29-13468 V1

Comments: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	12/27/2002 11:39:21 AM	csaxton			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/27/2002 11:39:20 AM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Desktop Review
POD	12/27/2002 12:06:38 PM	csaxton	Edited point location
POD	12/27/2002 12:07:03 PM	csaxton	Edited PLS
POU	12/27/2002 12:17:25 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 29-13468
Date Received: 12/27/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TOM KATSILOMETES Phone: (208) 233-1409

7600 W KATSILOMETES DR
POCATELLO ID USA 83204

2. Date of Priority: 05/01/1952

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	16	SE NW	BANNOCK	

5. Description of diverting works:

A 8" WELL, 265 FT DEEP - 2 PUMPS, 1 UNDERGROUND 1 1/4 HP AT WATER LEVEL AND 2ND IN PUMP HOUSE (3/4 HP), USED TO PUMP TO HOUSE FOR DOMESTIC USE.

6. Water is used for the following purposes:

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

7. Total Quantity Appropriated is:

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
07S	35E	16	NW	NE	DOMESTIC	

11. Place of use in counties: BAKER

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

13. Other Water Rights Used:

14. Remarks:

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.

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.

Date Received 12/26/02

Receipt Number W029944

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.

RECEIVED

DEC 26 2002

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Tom Katsilometis Phone (208) 233-1409

Mailing Address 7600 W. Katsilometis Dr. Zip 83204

2. Date of Priority (Only one per claim) 1952 - May Month/Day/Year

3. 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 7 S Range 35 E

Section 16 1/4 of SE 1/4 of NW 1/4, Govt. Lot _____, 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. well 265' deep - 2 pumps, 1 underground at water level 20' in pump house used to pump to house for domestic use. 3/4 hr.

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

For _____ purposes from _____ Month/Day to _____ Month/Day amount _____ (cfs)

For _____ purposes from _____ Month/Day to _____ Month/Day amount _____ (Both dates are inclusive)

7. Total quantity claimed .04 or established right (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) 4

10. Place of use is: Township: 7 S Range 35 E
Section 16, NW 1/4 of NE 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 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.

14. Remarks: _____

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 X do not ~~not~~ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

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

Signature of Claimant (s) Tom Katsomata Date 10-16-02
_____ Date _____

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

of _____, Title _____, that I have signed the foregoing

document in the space below as _____ of _____

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 Idaho) SS.

County of Bannock)

Subscribed and sworn (or affirmed) before me this 16th day of October 19 2002

Notary Public _____

Residing at Mc Cammon, ID

My Commission Expires 11-16-2006

Last Name _____ Ident No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



INSTRUCTIONS FOR COMPLETING A
CLAIM TO A WATER RIGHT

Prior to March 25, 1963, for ground water and May 20, 1971, for surface water, a right to use the public waters of Idaho could be established by diverting water and applying it to a beneficial use. Under the provisions of Section 42-243, *Idaho Code*, any person using or claiming water rights established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed, but failure to file may result in loss of a water right.**

Water rights represented by a valid permit, license, decree, or previous claim, including a claim filed in an ongoing general adjudication of water rights, are exempt from the claim filing requirement. Uses of water for domestic purposes as defined in Section 42-111, *Idaho Code* are also exempt from this requirement.

Claim only one water right per claim form. If the claim is incomplete, it will be considered invalid and will be returned to you for the missing information. Do not use the Claim to a Water Right form to apply for a new water right.

COMPLETE THE CLAIM FORM AS FOLLOWS

Start by printing the full Name, mailing Address and Telephone Number of the claimant in the spaces provided.

1. **Date of Priority.** Enter the date the water was first used as described in the claim. If you do not know the exact date, enter an estimate based on title abstracts, neighbors' recollections, courthouse records, or any other clues. Note that only one date may be submitted. If your water uses were developed in stages, multiple claims may be required.

2. **Source.** Identify the source of water supply and the major stream to which it is tributary.

EXAMPLES	Source of water supply <u>Trail Creek</u>	which is tributary to <u>Snake River</u>
	Source of water supply <u>unnamed stream</u>	which is tributary to <u>Grimes Creek</u>
	Source of water supply <u>groundwater</u>	which is tributary to <u>n/a</u>

3. **Quantity, Use, and Period of Use.** Indicate the maximum rate of diversion and/or the maximum amount of storage used for each purpose shown. State quantities in cubic feet per second (cfs) rounded to the nearest hundredth (0.01) or acre feet (af) rounded to the nearest tenth (0.1). Describe the water use and state the annual beginning and ending dates for the diversion of water. Normal allowances are:

Domestic – 0.04 cfs per household, including up to ½ acre of lawn and/or garden irrigation.

Irrigation – 0.02 cfs (1 miner's inch) per acre.

Stockwater – 0.00022 cfs per head for range cattle/horses, 0.00065 cfs per head for dairy cattle.

Other typical uses of water are mining, power generation, industrial, commercial, recreation, aesthetic, wildlife, municipal, heating, cooling, fire protection, groundwater recharge and fish propagation. The term "Domestic" may describe any type of water use that does not exceed 2,500 gallons per day nor 0.04 cfs.

EXAMPLES

Quantity	<u>6.40 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>3/15</u>	to	<u>11/15</u>
Quantity	<u>0.02 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1/1</u>	to	<u>12/31</u>
Quantity	<u>5.0 af</u>	Use	<u>Stockwater Storage</u>	Period of Use From	<u>1/1</u>	to	<u>12/31</u>

4. **Total quantity.** State the total rate of diversion after accumulating flows for each use. The quantity entered in Item 4 may be less than the total of the quantities listed in Item 3. However, it must be at least equal to the largest quantity in line Item 3. The acre-feet quantity need not be shown unless water will be stored. If the project proposes storage of water and also a direct flow diversion, both the storage and direct flow components can be shown on the same form.