

12/11/2006

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

RIGHT NUMBER: 75-10472

NAME AND ADDRESS: JANOA T PARDE
PO BOX 612
SALMON ID 83467

DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467

SOURCE: SPRING CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 11/05/1909

POINT OF DIVERSION:

T21N R21E S27 SESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 6/30	2.000 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T21N R21E S25	SWSW	27.00	T21N R21E S26	SESW	20.00
T21N R21E S26	SWSE	23.00	T21N R21E S26	SESE	23.00
T21N R21E S35	NENE	31.00	T21N R21E S35	SENE	0.60
T21N R21E S36	NENW	39.00	T21N R21E S36	NWNW	40.00
T21N R21E S36	SWNW	30.00	T21N R21E S36	SENW	35.00

268.6 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.

THIS CLAIM IS FOR HIGH WATER.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SCANNED

JAN 25 2008



Idaho Department of Water Resources

SRBA Recommendation:

75-10472

(Irrigation)

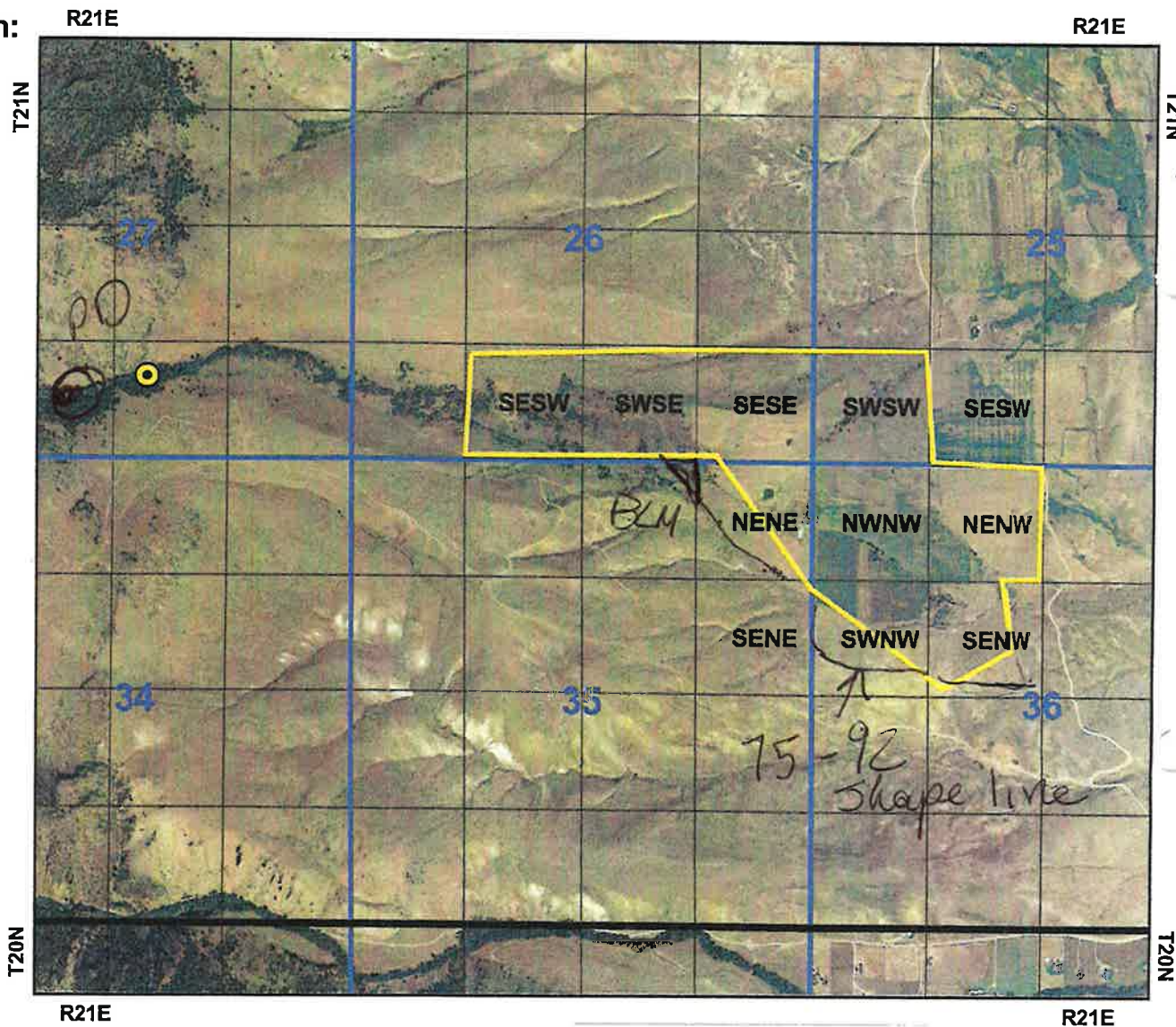
91
92

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Lemhi County
IDWR Basin 75



0 0.8 1.6 Miles

Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

JAN 25 2008

CANINE

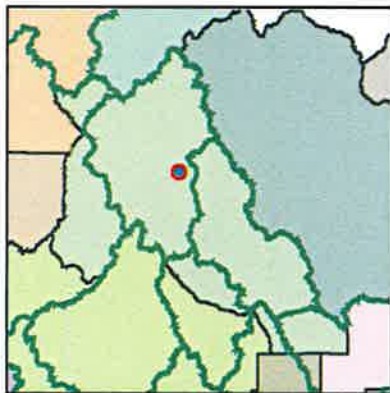


Idaho Department of Water Resources

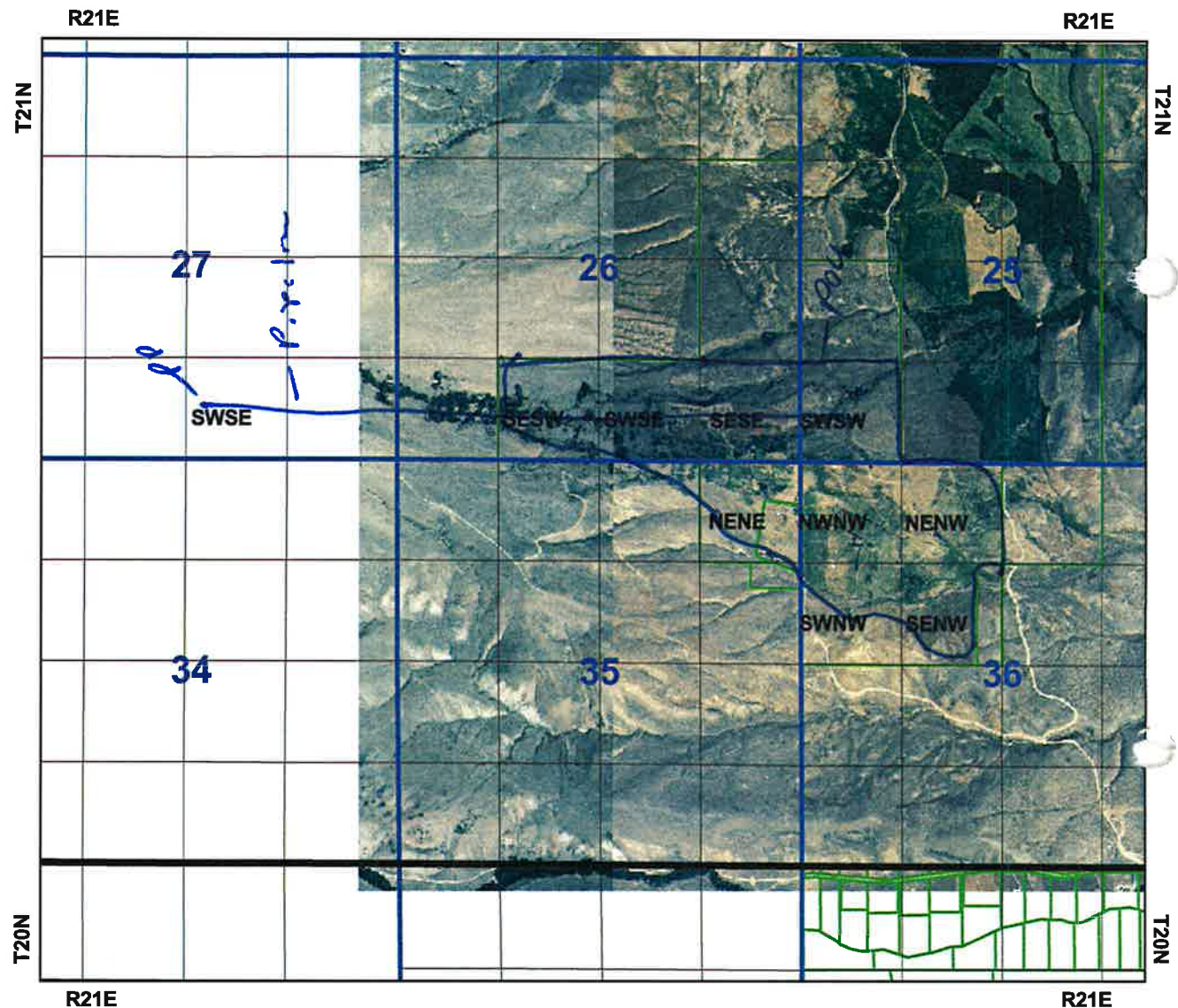
SRBA Claim:
75-10472

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



0 0.9 1.8 Miles

Prepared by R. Brown
On Tuesday, May 16, 2006
1987/88 Aerial Photography

JAN 2 9 2008

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

In Re SRBA

Case No. 39576

Subcase No. 75-10472

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Janoa Parde

CLAIMANT:

Dennis Parde

Janoa Parde
Pro Se

Date

Dennis Parde
Pro Se

Date

OBJECTOR

United States of America

Larry Brown, Attorney Date
Bureau of Land Management

IDWR Concurrence:

Nathaniel Arave 3/7/08
Nathaniel Arave Date
Senior Water Resource Agent

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-10472

NAME AND ADDRESS: JANO A T PARDE
PO BOX 612
SALMON ID 83467

DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467

NLA

SOURCE: SPRING CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 11/05/1909

POINT OF
DIVERSION: T21N R21E S27 SESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/15 6/30	2.000 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R21E S25 SWSW	27.00	T21N R21E S26 SESW 20.00
	T21N R21E S26 SWSE	23.00	T21N R21E S26 SESE 23.00
	T21N R21E S35 NENE	31.00	T21N R21E S35 SENE 0.60
	T21N R21E S36 NENW	39.00	T21N R21E S36 NWNW 40.00
	T21N R21E S36 SWNW	30.00	T21N R21E S36 SENW 35.00

268.6 ACRES TOTAL

Place of use does not include federal public lands

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: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on _____, 2008, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DENNIS DEAN PARDE
JANOA T PARDE
PO BOX 612
SALMON, ID 83467

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney mailing form



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

September 26, 2000

JANOA T & DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR A75-00091, A75-00092 and
A75-10472

Dear Claimant:

The request for Change in Ownership concerning the
Notice(s) of Claim in the above reference has been
processed and the Notice(s) modified to reflect you as
the new owner(s).

Water right number A75-10481 is being processed and
will be sent to you in another mailing.

Enclosed is a copy of the Notice(s) of Claim, with your
name shown as the current owner. Review the forms and
if there are other corrections or questions, feel free
to contact this office.

**If there are no questions or corrections, please keep
this Notice for your records.**

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

SCANNED

JAN 25 2008

DELOG JC
6/14/00

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
JUN 13 2000

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Water Right No(s): A75-10481
 Adjudication Claim No(s): A75-16451, A75-10472, A75-00091, A75-00092

2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant Edward S. Tolman and Joy C. Tolman
393 N. Main, Marti, Utah 84624

4. New Owner/Claimant(s) Janae T. +/or Dennis Dean Parde
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address PO Box 612
 City, State and ZIP Code Salmon ID 83467
 New Telephone Number (208) 756-2177

5. Date you acquired the property 5-16-2000

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) Janae T. Parde

- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

SCANNED
 JAN 25 2008

11/20/2006

**NOTICE OF ERROR
REPLY**

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: 12/13/2006

Water right number: 75-10472

JANOA T PARDE
PO BOX 612
SALMON ID 83467
Telephone Number: (208)756-2177

DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467
Telephone Number: (208)756-2177

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

POINT OF DIVERSION

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

ACREAGE LINE ADJUSTMENT

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: 12-6-06 SIGNATURE: Dennis Dean Parde
Please print your name: DENNIS DEAN PARDE

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

SCANNED
JAN 25 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 75-10472

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☒ No Change ADDRESS

☐ NEW ADDRESS: _____

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0017450

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

dam in creek buried pipe to gravity sprinkler
system

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 7-10-06

FIELD EXAMINER: _____

Bob Foster
Print Name

Bob Foster
Signature

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: A75-10472
Date Received: 5/03/1990
Receipt No: m00685
Received By: RMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWARD S. TOLMAN
Address: P.O. 227-D4
SALMON, ID 83467
208-756-3804

2. Date of Priority: NOV 05, 1909

3. Source: SPRING CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	21E	27	SW	SE			LEMHI

5. Description of diverting works:
GRAVITY FLOW IN DITCHES TO SPRINKLE AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	06/30	2.000		

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 695.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	21E	25	SW	SW		IRR	20.0
Section Acres							20.0

A75-10472

Page 1

Date: 05/03/90

A7510472



MICROFILMED

SCANNED

DEC 15 1992

JAN 25 2008

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	21E	26	SE	SW		IRR	25.0
			SW	SE		IRR	35.0
			SE	SE		IRR	18.0
					Section Acres		78.0
		35	NE	NE		IRR	30.0
					Section Acres		30.0
		36	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	35.0
			SE	NW		IRR	35.0
					Section Acres		150.0
					Total Acres		278.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
75-00091, 75-00092

14. Remarks:
THIS CLAIM IS FOR HIGH WATER.

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.

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): Edward L. Johnson Date: May 3, 1990
Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 3 day

of May 19 90

Seal

[Signature]
Notary Public

Residing at Shalo Falls Rd.
My Commission Expires 22 Aug 1994

(318-2 I)
(SALMON NW)

53 4 2 H. 22 E.



RECEIVED
15 1992
2008
UNFILMED

SCANNED

OCT 15 2008

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 75-10472
Date Received: 5/3/90
Receipt No:
Received By:

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

1. Name of Claimant(s)

JANOA T PARDE Phone: (208) 756-2177

PO BOX 612
SALMON ID USA 83467

DENNIS DEAN PARDE Phone: (208) 756-2177

PO BOX 612
SALMON ID USA 83467

2. Date of Priority: 11/05/1909

3. Source: SPRING CREEK Trib. to: Salmon River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
21N	21E	27	SW SE	LEMHI

5. Description of diverting works:

GRAVITY FLOW IN DITCHES TO SPRINKLE AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	6/30	2	

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

8. Total consumptive use:

SCANNED

OCT 25 2008

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
21N	21E	25	SW	SW	IRRIGATION	20
					Section Acres	20
21N	21E	26	SE	SW	IRRIGATION	25
			SW	SE	IRRIGATION	35
			SE	SE	IRRIGATION	18
					Section Acres	78
21N	21E	35	NE	NE	IRRIGATION	30
					Section Acres	30
21N	21E	36	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	35
			SE	NW	IRRIGATION	35
					Section Acres	150
					Total Acres	278

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS FOR HIGH WATER
CHANGED OWNERSHIP PER REQUEST/CV/09-26-00

15. Basis of Claim: Beneficial Use