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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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 29-11651

RECEIVED

JUN 26 1998

Department of Water Resources
Adjudication Bureau

NAME AND ADDRESS: DAVID B PEAKE
7964 W POCA TELLO CREEK RD
POCA TELLO, ID 83201

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 09/28/1970

POINT OF DIVERSION: T06S R35E S21 NWNW Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Bannock County
T06S R35E S21 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-11651

WATER RIGHT NUMBER: 29-11651

 Owner Type Name and Address

Current Owner DANIEL P HUNT
7964 POCATELLO CREEK RD
POCATELLO, ID 83201
(208)232-0400

Directors Report Owner DAVID B PEAKE
7964 W POCATELLO CREEK RD
POCATELLO, ID 83201
(208)232-0772

Current Owner GAIL F HUNT
7964 POCATELLO CREEK RD
POCATELLO, ID 83201
(208)232-0400

Priority Date: 09/28/1970

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4 Sec. 21, Twp 06S, Rge 35E, B.M.
BANNOCK County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	35E	21						X											

Conditions of Approval:

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

Remarks:

MICROFILMED

JAN 02 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-11651

1. Explanatory PARCEL NO. R3851020500

Comments:

1. AJU4-ECA 10/1/1997 DOMESTIC 1 HOME UPDATE

Comment: USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME". CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO AN EXP REMARK.

2. JHOAGLAN 7/23/1998 OWNERSHIP CHANGE

Comment: CHANGED OWNERSHIP PER REQUEST/ALREADY PARTIALLY DECREED

Dates and Other Information:

Licensed Date:

Decreed Date: 6/23/1998

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

MICROFILMED

JUN 02 2004

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JUN 15 2001

CHANGE IN ADDRESS

Department of Water Resources
Eastern Region

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): A29-13064 A29-11651(p.d)

[] Old Mailing Address: P.O. Box 843
POCATELLO, ID 83204

[] New Mailing Address: 2629 BUCKSKIN RD.
FNKOM, ID 83245

[] Telephone Number: (208) 775-3231

[] Signature of Claimant: Theresa J. Peache

[] Date: 6-11-01

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

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JUN 21 2001

Department of Water Resources

MICROFILMED

JUN 02 2004