

Identification No. 29-4015
Claim No. _____
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Arnold Trappett
post office address Route #3, Box 163, Pocatello, Idaho
2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 1 Township 7S
Range 34E B.M. located on Groundwater
(name of source)
tributary to _____ in Bannock County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:
September, 1948 amount: .045 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
use Irrigation period of use from March 15 to Nov. 15 (both dates inclusive)
use Domestic period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use Stockwater period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of _____
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped Pumped; depth of well is 85 feet; diameter of well is 6 inches; type of pump is Advance
capacity of pump is 20 g.p.m.; name and address of well driller is Sterling Sigman, 2550
South 5th, Pocatello, Idaho;

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nce well was first

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? No. If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 2 horses, 12 sheep, 5 cattle.

7. Where water is used for domestic or municipal purposes give number of families served One name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation Used for home use, stockwatering and irrigating ground.

State of Idaho

County of Bannock } ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 29th day of December, 19 71.

Arnold Trappett
Claimant

H. Boring
Notary Public
Residing at Pocatello

My commission expires _____

For Department Use Only

Received by	Date	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>FE</u>	Date <u>12/30/71</u>			
Fee received by <u>FE</u>	Date <u>12/30/71</u>	Fee \$ <u>10.00</u> <u>18831</u>		
Approved for publication by <u>WLY</u>				
Published in <u>Snake State Journal</u>	Dates <u>1-20-72-72</u>			

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INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8</u> c.f.s. or	<u> </u> acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4</u> c.f.s. or	<u> </u> acre feet
		Total claimed:	<u>1.2</u> c.f.s. or	<u> </u> acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

Identification No. _____

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Arnold Trappett
post office address Route 3 Box 163 Pocatello, Idaho

2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 1 Township 7 South
Range 34 E B.M. located on S. G. Grant water ex. app 1 mi from
Post office on So. Arthur Pocatello Idaho (name of source)
tributary to _____ in Bannock County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed: Sept. 1948 amount: 1200 Gallons Per Hr.
for 3 acres ground. amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed: Home & Ground & Stock

use Domestic period of use from January 1 to December 31 (both dates inclusive)
use irrigation period of use from March 15 to Nov. 15 (both dates inclusive)
use Domestic period of use from Jan 1 to Dec 31 (both dates inclusive)
use Stockwater period of use from Jan 1 to Dec 31 (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped pumped; depth of well is 85 feet; diameter of well is 4 inches; type of pump is that is called Advan
capacity of pump is 1200 gal. Per Hr. g.p.m.; name and address of well driller is Sterling Sigman
2550 South 5th Pocatello, Idaho

100

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered approx. 2 hours
12 sheep 5 Cattle

7. Where water is used for domestic or municipal purposes give number of families served one
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Used for home use, stock watering and
irrigating ground.

State of Idaho }
County of Bannock } ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 8th day of December, 1971.

Arnold Trappett
Claimant
Lee Boring
Notary Public
Residing at Pocatello, Idaho

My commission expires 4-22-74

For Department Use Only

Received by <u>[Signature]</u>	Date <u>12-10-71</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date _____	_____	claimant by:	_____
Fee received by _____	Date _____	Fee \$ _____	_____	_____
Approved for publication by _____	_____	_____	_____	_____
Published in _____	Dates _____	_____	<u>29</u>	<u>4015</u>

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8</u> c.f.s. or	_____	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4</u> c.f.s. or	_____	acre feet
		Total claimed:	<u>1.2</u> c.f.s. or	_____	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

PROOF OF PUBLICATION

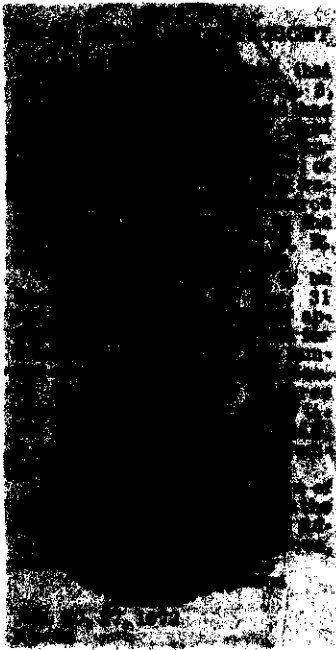
STATE OF IDAHO
County of Bannock

ss.

RECEIVED

JAN 28 1972

Department of Water Administration
Eastern District Office



Ruth Brown

being first duly sworn on oath deposes and says: That.....she.....
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

.....January 20....., 19 72....., 19.....
.....January 27....., 19 72....., 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....

That said paper has been continuously and uninterruptedly pub-
lished in said County for a period of seventy-eight weeks prior to the
publication of said notice or advertisement and is a newspaper within
the meaning of the laws of Idaho.

.....*Ruth Brown*.....

Subscribed and sworn to before me this.....27th.....
day of.....January....., 19 72.

.....*Beverly N. Mortensen*.....

Notary Public, State of Idaho
Residence: Pocatello, Idaho

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

RECEIVED

JAN 28 1972

Department of Water Administration
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT

No. 29-4015

Notice is hereby given that Arnold Trappett, Route No. 3, Box 163, Pocatello, Idaho has filed a claim to a water right established by diversion and application to beneficial use of .045 cubic feet per second of water from a ground-water source with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 7S, R. 34E, B.M., Bannock County.

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwater purposes for approximately 20 animals, and for domestic purposes for one family; and from March 15 to Nov. 15 for the irrigation of three acres; all uses within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 7S, R. 34E, B.M., with a priority of September, 1948.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. Keith Higginson

Director

Jan. 20, 27, 1972

No. 31

Ruth Brown

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

January 20, 1972, 19____
January 27, 1972, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this 27th day of January, 1972.

Beverly M. Mortenson

Notary Public, State of Idaho

Residence: Pocatello, Idaho

February 9, 1972

Re: Claim to a Water Right No. 29-4015

Mr. Arnold Trappett
Route #3 - Box 163
Pocatello, Idaho

Dear Mr. Trappett:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB
Enc: Copy of Claim

January 10, 1972

Re: Claim No. 29-4015 & Arnold Trappett

Idaho State Journal
Box 431
Pocatello, ID 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

Bill submitted to Boise Office 2-2-72 by CR

NORMAN C. YOUNG
District Engineer

NCY:BJ
Enc: Legal notice

29 4015

NOTICE OF CLAIM TO A WATER RIGHT

NO. 29-4015

Notice is hereby given that Arnold Trappett, Route #3, Box 163,

Pocatello, Idaho

has filed a claim to a water right established by diversion and application to
beneficial use of .045 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source

with point of diversion in the NW¹/4, Sec. 1, T. 7S, R. 34E, B.M., Bannock
County

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwater purposes
for approximately 20 animals; and for domestic purposes for one family; and from
~~March 15 to Nov. 15 for the irrigation of three acres; all uses~~
within the NW¹/4, Sec. 1, T. 7S, R. 34E, B.M., with a priority of September, 1948.
~~XXXXXXXXXXXXXXXXXXXX~~

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho
on Jan. 20 and Jan. 27, 1972

NCY

29 4015

JANUARY 3, 1972

Arnold Trappett
Route #3, Box 163
Pocatello, Idaho 83201

Dear Mr. Trappett:

Attached herewith is your receipt No. 8639 in the amount of \$ 10.00
for your claim application
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

December 10, 1971

Arnold Trappett
Route #3, Box 163
Pocatello, Idaho

Dear Mr. Trappett:

In reviewing your claim to a water right, we find some items that need clarifying. We have taken the liberty of re-typing your claim. You should carefully examine all items for accuracy and re-submit it to our office so that we can continue to process your claim.

Under item #2, we have listed the source as groundwater. We have converted item #3a from 1200 gallons per hour to .045 cubic feet per second. Item #3b should list the period of use for each individual use of the water. Under item #5a, you have listed the lands irrigated as 3 acres located in two different 40-acre subdivisions. If this is the case, you should also list the number of acres irrigated in each 40-acre tract.

Please have the typed claim notarized again and return both the claim and check to our Department at your earliest convenience.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE/bb

Enc: Claim form
Check #92-284 (\$10.00)