

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: A29-04071
Date Received: 4/26/1990
Receipt No: E013777
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEWANE DOWNS 208-897-5128
Address: 24359 S HWY 91
DOWNEY, ID 83234

A2904071

2. Date of Priority: AUG 01, 1865

3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	10		NE	NE		BANNOCK

5. Description of diverting works:
HEADGATE/ DITCHES/ PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.300		

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

8. Total consumptive use is 412.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	2	NW	SW		IRR	12.0
			SW	SW		IRR	27.0
			SE	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	59.0
		3	NE	SE	JRR	5.0
			SW	SE	JRR	7.0
			SE	SE	JRR	11.0
					Section Acres	23.0
					Total Acres	82.0

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): Deanne Dourson Date: 4/27/92
Date: _____

State of Idaho

County of Bonneville

} ss.

Subscribed and sworn (or affirmed) before me this 27 day

of April 19 90

Notary Public

Seal

Residing at Heise, Id

My Commission Expires 2/26/96

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-04071	12S 37E	10	NE	NE				BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-02396 NONE
A29-07339

WR RECORDS IN SAME 40 ACRE TRACT
29-02396
29-07339

SOURCE: MARSH CREEK

TRIB: PORTNEUF RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-04071	12S 37E	10	NE	NE				BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A29-02396 NONE
A29-07339

SOURCE: MARSH CREEK

TRIB: PORTNEUF RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (____)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
12S	37E	10		NE	NE			SANNOCK		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: MARSH CREEK

TRIS: PORTNEUF RIVER

REVIEWED BY: _____ DATE: _____

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A29-04071

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	37E	2	NW	SW		MACK, MAUREEN C	A29-04071 / 12.0	29-04071 / 20.0	9.0		
			NW	SW		HADLEY, THOMAS W.		29-02355 / 25.0			
12S	37E	2	SW	SW		MACK, MAUREEN C	A29-04071 / 27.0	29-04071 / 40.0	33.0		
			SW	SW		CHRISTIANSEN, PETER		29-02223 / 35.0			
12S	37E	2	SE	SW		MACK, MAUREEN C	A29-04071 / 20.0	29-04071 / 30.0	11.0		
12S	37E	3	NE	SE		MACK, MAUREEN C	A29-04071 / 5.0	29-04071 / 25.0	39.0		
			NE	SE		MACK, MAUREEN C	A29-07339 / 15.0	29-07339 / 15.0			
			NE	SE		MACK, MAUREEN C	A29-11798 /	- /			
			NE	SE		MACK, MAUREEN C	29-11798 /	- /			
12S	37E	3	SW	SE		MACK, MAUREEN C	A29-04071 / 7.0	29-04071 / 10.0	19.0		
			SW	SE		ALLEN, ROLAND G.		29-02396 / 20.0			
12S	37E	3	SE	SE		MACK, MAUREEN C	A29-04071 / 11.0	29-04071 / 40.0	38.0		
			SE	SE		CHRISTIANSEN, PETER		29-02223 / 30.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-04071	82.00	165.00	149.00
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POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-04071	MARSH CREEK	MACK, MAUREEN C	3.300	0.040		
A29-07339	MARSH CREEK	MACK, MAUREEN C	0.560	0.022	98.00	3.92

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-11798	DOMESTIC	MACK, MAUREEN C	FROM 01-01 TO 12-31	0.060 CFS	
A29-11798	STOCKWATER	MACK, MAUREEN C	FROM 01-01 TO 12-31	0.020 CFS	
29-11798	DOMESTIC	MACK, MAUREEN C	FROM 01-01 TO 12-31	0.060 CFS	
29-11798	STOCKWATER	MACK, MAUREEN C	FROM 01-01 TO 12-31	0.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A()

REVIEWED BY: _____ DATE: _____

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: A29-04071
Date Received: 4/27/1990
Receipt No: E013777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MAUREEN C MACK
Address: 24359 S HWY 91
DOWNEY ID

208-897-5166

83234

2. Date of Priority: AUG 1, 1865

3. Source: MARSH CREEK

Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	10		NE	NE		BANNOCK

5. Description of diverting works:
HEADGATE/ DITCHES/ PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.300		

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

8. Total consumptive use is 412.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	2	NW	SW		IRR	12.0
			SW	SW		IRR	20.0
			SE	SW		IRR	20.0

20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	59.0
		3	NE	SE	IRR	5.0
			SW	SE	IRR	7.0
			SE	SE	IRR	11.0
					Section Acres	23.0
					Total Acres	82.0

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:
NONE

14. Remarks:
CHANGED OWNERSHIP 3/14/95/JT/GJT

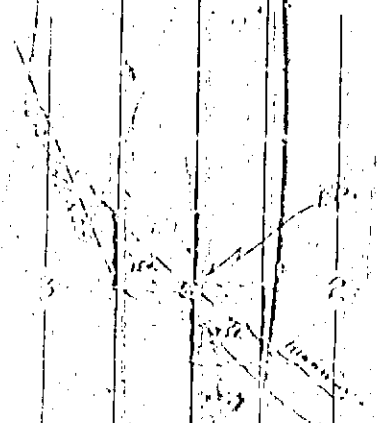
15. Basis of Claim: STATUTORY CLAIM

RECORDED
NOV 13 1995

K2113

NOV 13 1992

R-371



12 S.

Land Subdivisions 2
 60 acres on map. Quarters are
 11.25 acres

Quantity of Water 244 Miners Inches
 as measured by sprinkler pressure.

Sub. Division 2

Quarters 10

(R)

Map Number	Water Used in Acres	Number of Acres	Water Used in Acres	Water Used in Acres	Water Used in Acres	Water Used in Acres
1	11/64	13	11.25	11.25	11.25	11.25
2	11/64	17	11.25	11.25	11.25	11.25
Total					244.09	57.00
Waste at pump					15.00	"
Total					244.09	"
					244 Miners Inches	

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 25395

This proof is for completion of works of Reclamation U.S. in Water District No.

1. Name of applicant: *Thurston W. Bradley*2. Source of water supply: *Subirrigation from river*3. Location of point of diversion: Is in the *SE 1/4* of Section *3*T. *12 S.* R. *37 E.*, B.M. County of *Bannock*

4. Describe work as they exist, giving dimensions and capacities of same:

*Pump for bank course 11, 1000, Motor 60 HP 3750 R.P.M.**Transfer Pump from well head 50, 44500, Motor 60 HP 3750 R.P.M.**Motor 60 HP 3750 R.P.M. Demand 44,500**Sprinkler*5. Water is used for: *Irrigation*

6. State whether or not water has been turned into works of diversion:

Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

*SE 1/4 of Sec. 3, T. 12 S., R. 37 E., B.M.**NE 1/4 of Sec. 3, T. 12 S., R. 37 E., B.M.*

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

This application was made on the

17th

day of

*July*19*57*

(Signature)

Thurston W. Bradley

Engineer

NOV 22 1916

RECEIVED

NOV 22 1916

Department of Water Resources
Eastern District Office

TO THE DIRECTOR
OF THE
DEPARTMENT OF WATER RESOURCES

FROM THE DIRECTOR
OF THE
DEPARTMENT OF WATER RESOURCES

RE: The letter of July 21, 1916, in which you state that you are not willing to let the State of New York have the water rights of the State of New York, and that you are willing to let the State of New York have the water rights of the State of New York.

Enclosed is the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York.

Enclosed is also a copy of the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York.

We request that the water rights of the State of New York be put together and sent you for your records, by express, by registered mail, and by the express of the State of New York.

We request that the report of the Commission on the subject of the water rights of the State of New York be put together and sent you for your records, by express, by registered mail, and by the express of the State of New York.

Very truly yours,
The Director of Water Resources

Enclosed is a copy of the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York.

Very truly yours,
The Director of Water Resources

Enclosed is a copy of the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York, and the report of the Commission on the subject of the water rights of the State of New York.

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COPY

Doner, Pomroy & Doffer

Lawyer

Pocatello, Idaho

Oct. 2, 1939

W. C. DODGE, ATTORNEY
AT LAW, POCATELLO, IDAHO
REGISTERED IN COURT
STATE OF IDAHO, 1939

Mr. W. C. Dodge
Pocatello, Idaho

Dear Mr. Dodge:

We have examined Abstract No. 1298 insofar as it con-
cerns the following described property:

Southwest Quarter of Southwest Quarter, Section
2, Township 12 South, Range 37 E.B.M., and
Northeast Quarter of Southwest Quarter, Section
3, Township 12 South, Range 37 E.B.M., excepting
therefrom a strip of land described as follows:
Beginning at the Northeast corner of Southwest Quarter
of Southwest Quarter of Section 3, Township 12
South, Range 37 East of Boise Meridian; running
thence East 75 feet; thence North 100 feet;
thence East 375 feet; thence South 100 feet to
place of beginning.

Said abstract was certified the 30 day of October, 1939.
As of said time, W.C. Dodge of Pocatello was the record owner
of the above described property. The examination of said
abstract was made particularly for the purpose of determining
the water rights appurtenant to the above described land.
With to say that there is no decree from the court decreeing
any water to this particular land. With to say further,
however, that a good many of the water rights in Idaho are
dependant upon appropriation and use, and that a good many
of the small streams and tributaries in Idaho have never been
decreeed. Notwithstanding this fact, a great number of valuable
rights are appurtenant to particular property by reason of
long continuous use, and if the question ever becomes one of
litigation the important thing to determine is how long the
water has been used upon the particular land in question.

In respect to the said estate above described, with
to state there is an important document filed for record in
Pamook County being a Quit Claim Deed from Joseph H.
Byington and Cora L. Byington, his wife, to Amor Kell, which
deed was dated in 1903 by the terms of which deed the
grantor conveyed to the grantee certain water rights in
North Creek which deed reads as follows:

Wm. W. Evans
March 23, 1896
Page 2

"...diverted at a point near the South line of the Northwest Quarter of the Northwest Quarter of Section 22, in Township 12 South of Range 37 East of the Boise Meridian, in Blaine County, State of Idaho; and conducted thence in a Southwesterly direction by means of a ditch three feet wide at the bottom, three feet deep and six feet wide at the top to the land formerly owned by the grantor herein and now owned by the said grantor, to-wit:

The Southwest Quarter of the Southwest Quarter of Section 2, and the East Half of the Southwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 3, in Township 12 South, of Range 37 East of the Boise Meridian, in Idaho, together with the right to use said water upon the land last above described, which said water was located and diverted by means of said described ditch by John Kyle, during or about the year 1873, and used continuously by him up to the time of the purchase of the same by the grantor herein, to-wit: Some time during the year 1887, and said water and ditch have been in continuous use by the grantor herein since said year 1887 up to the present time, but which said water right has not been recorded by said grantor Joseph M. Hyington or said John Kyle in said Blaine County."

It will be observed from the language of said deed that the waters have been used upon the lands described in said deed since the year 1873, and as we understand it from our conversation with you, continuously since that date. This being true, this would be very good evidence that there is good water right with this land.

There is of record in Blaine County, however, a water decree dated the 30th day of March, 1896 found in Judgment Record No. 1 at Page 108 which decreed the waters of Marsh Creek to certain parties mentioned in said decree, the date of their water right being August, 1865. None of the predecessors in interest of the lands now owned by Mr. Evans appear to have been involved in this litigation, and apparently from the information I obtained from you, none of the parties to this litigation have interfered with the use of the waters by Will Evans and his predecessors in interest upon the lands described in this letter. This is very important also for the reason that if there are any rights prior in time to the predecessors in interest of Will Evans, and they have permitted the predecessors in

T. H. McGee
March 23, 1885
Page 3

Interest of 1880 (over, and 1880) (over, and 1880), to meet the
value of only, not to 1880, and, however, to the 1880, more than
1880, they would not be their right.

That the you are in 1880, 1880, be able to go
over this matter in more detail with you, and when you are
in the office, you can pick up the 1880, which you left
with me in connection with this matter.

Yours truly,

JOSEPH FORKROY & JONES

BY:

Reynold H. Jones

ROUTE

State of Idaho License and Certificate of Water Right

Water Permit No. 14320
Water District No. 12 R

Amount 1,200 cfs.
Priority 10-6-19

THIS IS TO CERTIFY that **JOHN CHRISTIANSEN** of the County of **Idaho** made application for a permit to appropriate the public waters of the State of Idaho, and on **October 2, 1919**; that Permit No. 14320 was issued under said application; that Certificate of Completion of Work, with a carrying capacity of **1440 cfs.** and **10 ft.** was issued thereunder on **November 15, 1920**, showing that said works were completed on the **13th** day of **October, 1920**; and that on the **17th** day of **November, 1920**.

JOHN CHRISTIANSEN

of the County of **Idaho**, State of **Idaho**, made proof to the satisfaction of the Commission of Reclamation of Idaho, of the right to use the waters of **French Creek**, a tributary of **Voigt's River**, for the purpose of **Irrigation** under the Permit No. 14320 of the Commission of Reclamation, and that said right to the use of said water has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commission of Reclamation of Idaho and entered of record in Volume **16** of Decree, at page **1895**, on the **15th** day of **September, 1921**.

The right hereby confirmed dates from **October 2, 1919**.

The Point of Diversion is located

in the **N. W. 1/4** of **Sec. 16**, **T. 27 N., R. 27 E., B. 1 N.** County of **Franklin**,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes and shall not exceed **1200** cubic feet per second.

Description and location of use:

Type	Range	Sec.	Foot-cure feet	No. Acres Described in Permit	No. Acres Actually Irrigated
Irrigation	27 N.	16	SW 1/4 SW 1/4 SW 2/4 SW 1/4	26 50	26 50

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use hereby described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, placed at Boise, Idaho, this **13th** day of **September, 1921**.

W. G. STEPHENS
Commissioner of Reclamation

(SEAL)

REPORT OF ENGINEER

10/10/1944

ĐỀ THI

Abstract

Statistical Analysis and Results

1. *Chlorophyll a* (Chl *a*)

[illegible]

State whether or not you have been turned into work of diversion

3

Give exact location of tract to be irrigated. If tract is for beneficial use, give exact number of acres under cultivation in each of the years 1906, 1907, 1908, 1909, 1910, the manner and place of use (if for other than irrigation):

105 acres in wheat, rye, pasture and sugar beet
Beneficial use of 1000 acres

Submit map on scale of 1:250,000 showing location and extent of above district.

How many particles do I get in this system?

Heart only

Give names and numbers of all children:

20 When large streams of oil hit the Gulf, they quickly spread and reach

San Lorenzo

21. Describe the water: *effervescent, from a mountain to the west of the stream.*

March 10 to 12. At New York to a meeting of the

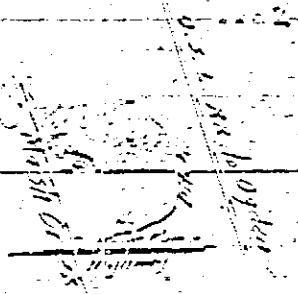
Remarks: The server was busy for 2 weeks and no one else seemed to know anything about his place and how to get to it. I could not get the address of his wife's sister.

This description is a non-binding

(Sipongi)

[Handwritten signature]

NAME OF APPLICANT *P. L. W. C. Henderson* Date *1914-10*



T. 123. P. 37E.

330

Land in Cultivation

DO NOT WRITE ABOVE THIS LINE

Log for claim A29-04071

Spatial Dynamics TWB

5/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	2	NWSW	12	19	
12s37e	2	SWSW	27	39	
12s37e	2	SESW	20	19	
12s37e	3	NESE	5	8.4	
12s37e	3	SWSE	7	8.5	
12s37e	3	SESE	11	32	
Totals:			82	125.9	

AKJ130495
GE
40hp

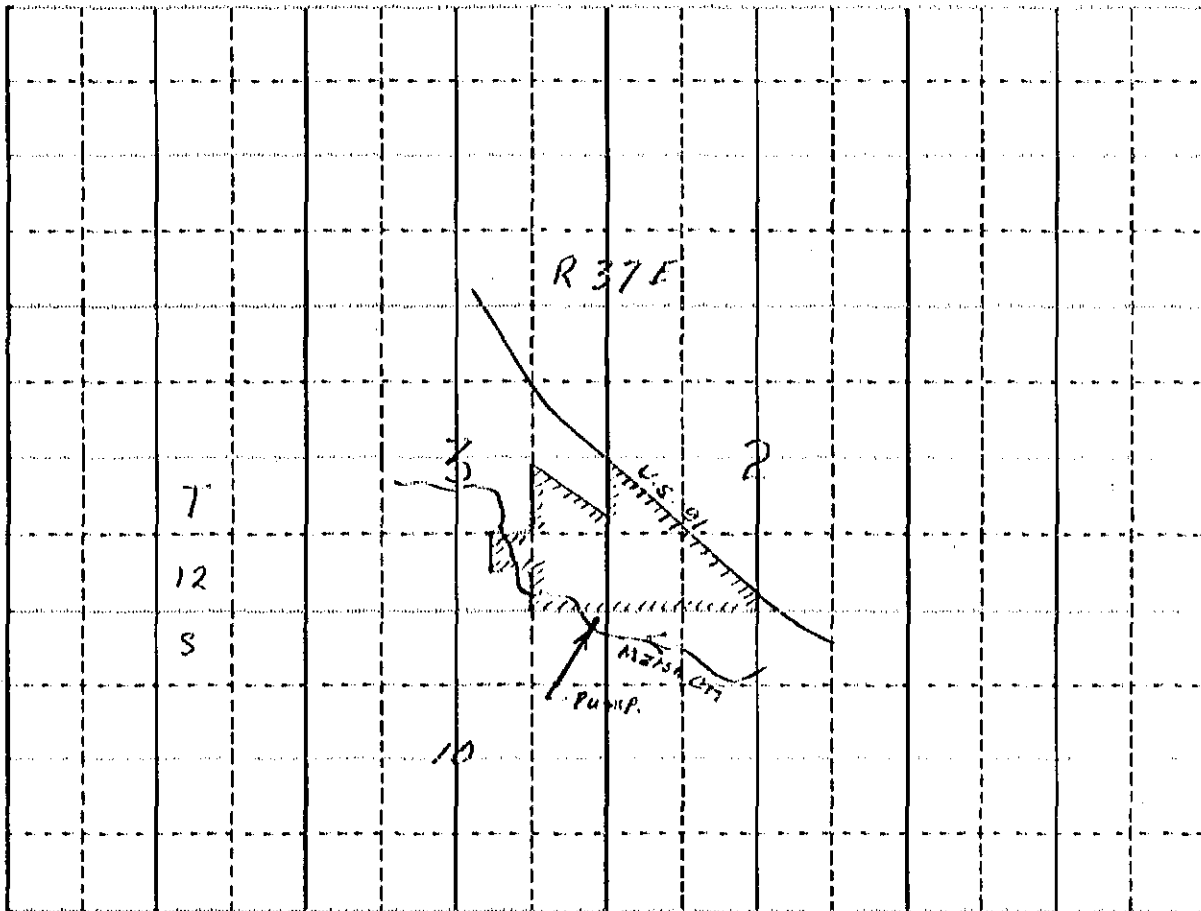
pod
pump & ditch

pump in
ditch

N4.2 24 0.7
W112 06 36.5

47787

(8) Remarks SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2 and SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, are also covered by
License No. 29-2223; 1.30 c.f.s. with priority of 10-04-1919



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of *Laramie*) 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

5 day of

November

19

R. H. Bodkins
(Claimant)

Notary Public

Residing at

Downy, Idaho

My commission expires

3-11-76

For Department Use Only

Received by

the

Date

11-22-76

Exception filed by:

Forwarded to

Date

Prelim. check by

the

Date

11/18/76

claimant by:

\$10.00 fee received by

the

Date

11-22-76

Approved for publication by

the

Published in

Idaho State Journal

Dates

December 2 & 9, 1976

AJ5809NP
No. A29-0407*

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 97

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MAUREEN C WACK 24359 S HWY 91 DOWNEY ID 83234 (208) 897-5166	08/01/1865	IRRIGATION	04-01 11-01	3.300 CFS	
TOTAL DIVERSION:					3.300 CFS	
CONSUMPTIVE USE:						412.50 AFA

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T12S R37E S10

NEVE

BANNOCK County

Place of Use Legal Description for: IRRIGATION

NE										NW										SW										SE										
T	R	S	NEVE		NWSE		SWSE		:	NEVE		NWSE		SWSE		:	NEVE		NWSE		SWSE		:	NEVE		NWSE		SWSE		:	SUM									
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac										
12S	37E	2	:							:													:								59.0									
12S	37E	3	:							:													:	05			07	11	:	23.0										
TOTAL ACRES																												82.0												

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-02396 A29-07339

Other Water Rights Listing Overlapping Place(s) of Use:
A29-07339

Remarks: GEN CHANGED OWNERSHIP 3/14/95/JT/GJT

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/28/90 DCARLSON 03/14/95 JTHOMPSON 03/29/95 POST-SID



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MARCH 15, 1995

MAUREEN C MACK
24359 S HWY 91
DOWNEY ID 83234

RE: CHANGE IN OWNERSHIP FOR A29-07339, A29-04071, AND
A29-11798

Dear Ms. Mack:

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.

Enclosed are typed Notices 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
these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

RECEIVED
MAR 13 1995



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

MAR 14 1995

Department of Water Resources
Eastern District Office

DATE OF CLOSING: 1/17/95

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____ 1/4 of _____ 1/4 of _____ 1/4 Gov. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

See
as attached
Deed for
1/8

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

A-29-07339, A29-04071, A29-11798

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

DEWANE DOWNS
24359 S. Hwy 91
Downey, ID.

☐ New Owner/Claimant
(Purchaser):

MAUREEN L. MACK

☐ New Mailing Address:

24359 S. Hwy 91
Downey Idaho 83234

☐ New Telephone Number:

(800) 897-5166
208

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

Maureen L. Mack

Date 3/8/95

Date

☐ Signature of Former
Owner/Claimant(s):

Dewane Downs
Mary Ann Downs

Date Jan 17 1995

Date Jan 17 1995

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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: _____

Claim Numbers of Split, if any:

RECORDED

MAR 13 1995

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

FA-19473

WARRANTY DEED

35000627

For Value Received DEWANE DOWNS and MARY LOU DOWNS, husband and wife

ma

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

MAUREEN C. MACK, AN UNMARRIED PERSON

whose address is: 24359 South Highway 91, Downey, Idaho 83234

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, Idaho, to-wit:

A parcel of land in Sections 2 and 3, Township 12 South, Range 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, described as follows:
Beginning at the South quarter corner of Section 2, Township 12 South, Range

37 EAST BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, thence Westerly along the South Section line of said Section 2, 2643.63 feet to the Southwest corner of said Section, thence Westerly along the South Section line of Section 3, Township 12 South, Range 37 EAST BOISE MERIDIAN, 1317.2 feet to the East 1/16 corner of the South line of said Section 3, thence Northwesterly to the South 1/16 corner of said Section, thence Easterly to the Southeast 1/16 corner of said Section, thence Northerly along the East 1/16 line 2507 feet, more or less, to the intersection with the Southerly right of way line of US Highway 91, thence Southeasterly along said right of way line 5338 feet, more or less, to the intersection with the Easterly boundary of the South West quarter of Section 2, thence South along said boundary 206 feet more or less to the POINT OF BEGINNING.

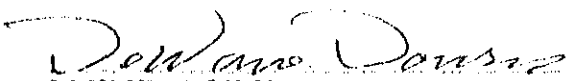
EXCEPTING THEREFROM:

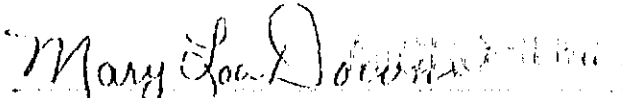
A part of the Northeast Quarter of Section 3, Township 12 South, Range 37 East of the BOISE MERIDIAN, BANNOCK COUNTY, IDAHO described as follows:
Beginning at the Southeast corner of Section 3 and running West 1,317.20 feet and North 3,827.00 feet to the TRUE POINT OF BEGINNING; thence S. 34°58'E 290.00 feet along the South right-of-way line of U.S. Highway 91, thence S 44°13'E 255.00 feet along said line; thence S 37°37"W 532.00 feet; thence N 1°18'50"W along an existing fence line to the TRUE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: January 17, 1995


DEWANE DOWNS


MARY LOU DOWNS

NOV 13 1995

STATE OF IDAHO)

: ss

COUNTY OF BANNOCK)

...and premises, with men appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: January 17, 1995

Dewane Downs
DEWANE DOWNS

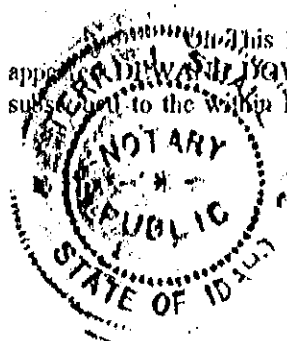
Mary Lou Downs
MARY LOU DOWNS

STATE OF IDAHO)

: ss

COUNTY OF BANNOCK)

On this 17TH day of JANUARY, in the year 1995, before me, a Notary Public in and for said State, personally appeared DEWANE DOWNS and MARY LOU DOWNS, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within instrument, and acknowledged to me that THEY executed the same.



NO. 25000627
RECORDED AT REQUEST OF
FIRST AMERICAN TITLE
95 JAN 17 P4:25

[Signature]
Residing at POCATELLO, ID.
Commission Expires: 4-28-99

OFFICIAL RECORD BOOK NO. 682
BANNOCK COUNTY IDAHO
LARRY L. CHASE, RECORDER
ELMER DEPUTY

RECORDED
JAN 18 1995