

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: A29-04099
Date Received: 4/10/1990
Receipt No: 1703228
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAREN HAZE BARRON 208-775-3688
Address: 3438 W. PORTNEUF RD 83245
INKOM, ID

OR

Name: MARC BARRON 208-775-3688
Address: 3438 W. PORTNEUF RD 83245
INKOM, ID

A2904099

2. Date of Priority: MAY 01, 1902

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	36E	19	SW	SW			BANNOCK

5. Description of diverting works:
DAM & HEADGATE/ DITCHES TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.820		

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

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-04099

Page 1

Date: 04/10/90

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FOR 13 FEB

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	36E	19	SW	SW		IRR	20.0
			SE	SW		IRR	20.0
			Section Acres				40.0
		30	NE	NW		IRR	30.0
			NW	NW		IRR	30.0
			Section Acres				60.0
			Total Acres				100.0

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

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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: 0

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): Margaret L. Jones Date: 4/10/90

Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 10 day
of April 19 90 Doree C. [Signature]
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/90

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MAY 13 1990

Log for claim A29-04099

Spatial Dynamics LTD

8/31/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	19	SE SW	20	20	
07s36e	19	SWSE	20	19	
07s36e	30	NE NW	30	36	
07s36e	30	NWNW	30	31	
Totals:			100	106	

SPATIAL
DYNAMICS

AJ5809NF
No. A29-04099

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 178

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MAREN HAZE BARRON	05/01/1902	IRRIGATION	04-01 11-01	1,820 CFS	
C	MARK BARRON					
	3438 W PORTNEUF RD			TOTAL DIVERSION:	1,820 CFS	
	IRRON ID 83245			CONSUMPTIVE USE:		250.00 AFA
	(208) 775-3688					

Water Source: PORTNEUF RIVER

Tributary to: SNAKE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: 107S R36E S19 SWSW BANNOCK County

Place of Use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NEE	NNE	SNE	SENE	NEN	NWN	SWN	SEN	NES	NWS	SWS	SES	NEE	NNE	SNE	SENE	SUM
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
07S	36E	19	:	:	:	:	:	:	:	20	20	:	:	:	:	40.0
07S	36E	30	:	:	30	30	:	:	:	:	:	:	:	:	:	60.0
															TOTAL ACRES	100.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 29 Field Inspection Flag:
Presumption Flag:

Audit: 04/11/90 DEARLSON 07/19/94 THOMPSON 03/29/95 POST-SID

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Marion Haze Barron

(Name of Claimant)

Route 2, Box 42, Teton, Idaho 83245

(Mailing Address)

Telephone No. 775-3688

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 1, 1902

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water.)

Potlucuf River

tributary to Sunko River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpm, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	1.82 cfs	Use <u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 1.82 cfs TOTAL QUANTITY USED.
(cfs, gpm, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SW 1/4 Sec. 19 Twp. 7S Rge. 36E B.M., County of Bannock

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Diversion dam, headgate to slough, to flood irrigation.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

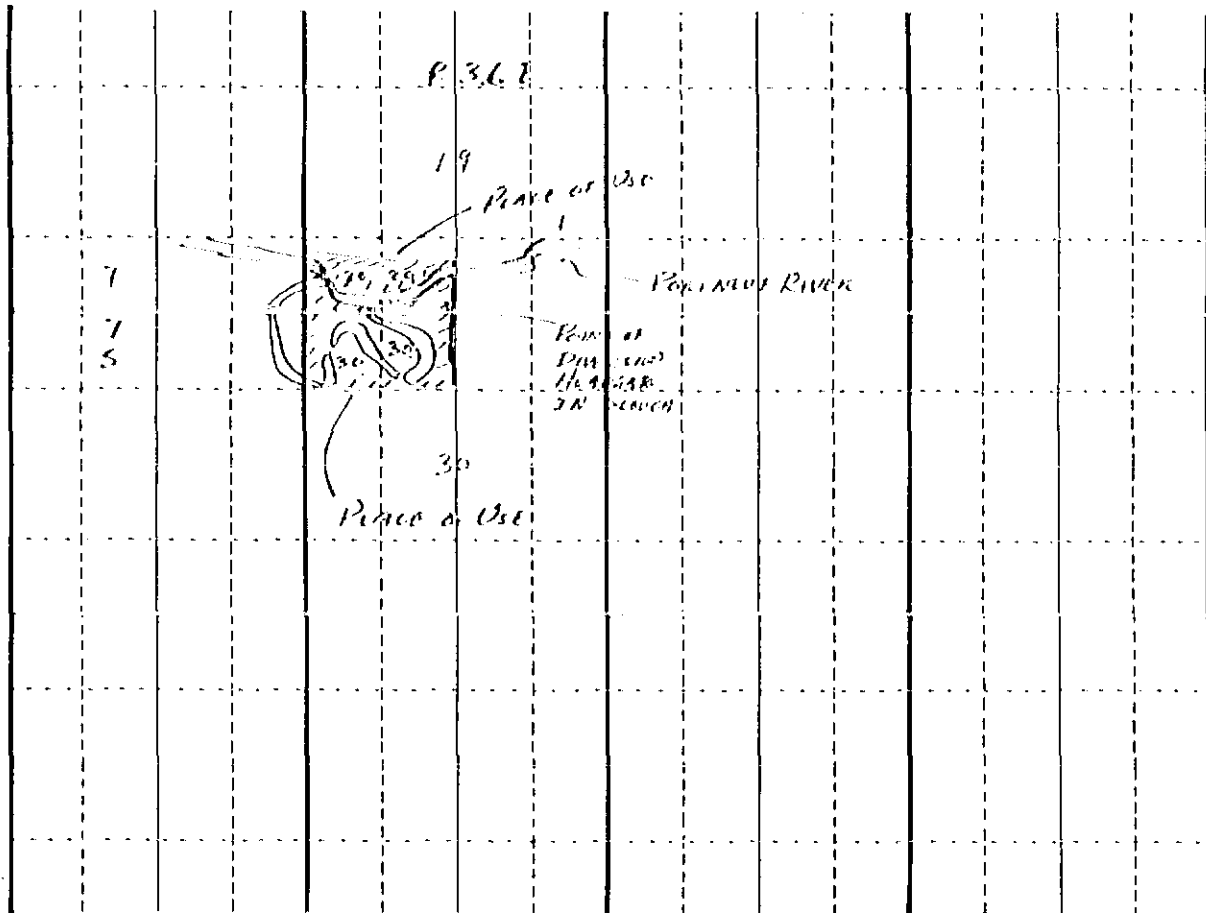
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	36E	19																	40
		30					30	30											60

No. of acres 100

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered.

- (7) If you are claiming water as a member of an organization, list name of organization:



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 *Bonanza*) 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 affiant's knowledge.

Sworn to before me this *15th* day of *May*

Marion Bonanza
(Claimant)
19 *77*
Callaway Wray
Notary Public
Residing at *Idaho Falls, Idaho*

My commission expires *6-15-81*

FOR DEPARTMENT USE ONLY

Received by	dh	Date	5-25-79	Exception filed by:	Forwarded to	Date
Prelim. check by	<i>AK</i>	Date	5-25-79		claimant by:	
\$20.00 fee received by	dh	Date	5-25-79	#11907		
Published in	Idaho State Journal					
Dates	June 7 & 14, 1979					

1000. *Phlox pilularis*.

Phlox pilularis.

Phlox pilularis.

Phlox pilularis.

Phlox pilularis.

March 27, 1995

To whom it may concern:

I have farmed (township 07S. range 36E. section 19 and township 07S. range 36E. section 30),), Maren Haze Barron and Marc Barron 3438 W. Portneuf Rd., Inkom, Idaho). since 1967. I have continued to use the water right (A29-0499).

I hope this information will assist you in verifying the water right as valid.

Marc Barron
Marc Barron
3440 W. Portneuf Rd.
Inkom ID 83245

*MARC BARRON CANNOT
BE FOUND THE 27th
DAY OF MARCH, 1995.*

*At: 216 W. WHITMAN
PORTNEUF, IDAHO 83201*

Notary Public
My Commission Expires:
JUNE 13, 1999

11/1/95

March 27, 1995

To whom it may concern:

Regarding the water right (A29-04099) on property, (township 07S. range 36E. section 19 and township 07S. range 36E. section 30), Maren Haze Barron and Marc Barron 3438 W. Portneuf Rd., Inkom, Idaho).

I Rizon Barron a life long resident of Inkom, 95 years, and former owner of the property witnessed use of water from the Portneuf on this property with my own eyes in the year 1912. The water was used by Joshua Mum. The water may have been used prior but I have no clear knowledge of it

Rizon Barron
Rizon Barron
3231 W. Portneuf Rd.
Inkom ID 83245

*RIZON BARRON CATE
before on APR 27th
PAY OF MARCH, 1995*

*at: 216 W. WHITMAN
for A HILL, IDAHO
83204*

[Signature]
Notary Public
MY COMMISSION EXPIRES
JUNE 18, 1999

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at BLACKFOOT, IDAHO, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of JOSHUA A. MUNK has been established and duly consummated, in conformity to law, for the SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER AND THE LOT FOUR OF SECTION NINETEEN AND THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE LOT ONE OF SECTION THIRTY IN TOWNSHIP SEVEN SOUTH OF RANGE THIRTY-SIX EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED FIFTY-EIGHT AND FORTY-FIVE HUNDREDTHS ACRES,

according to the Official Plat of the Survey of the said land, returned to the GENERAL LAND OFFICE by the Surveyor-General

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of land above described TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States:

IN TESTIMONY WHEREOF, I,

WILLIAM W. TAFT

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the FOURTH

(SEAL)

day of JANUARY In the year of our Lord one thousand nine hundred and TWELVE and of the Independence of the United States the one hundred and THIRTY-SIXTH.

By the President:

By

Secretary.

BUREAU OF LAND MANAGEMENT

RECORD OF PATENTS: Patent Number

240828

DEPARTMENT OF JUSTICE
UNITED STATES ATTORNEY
DISTRICT OF IDAHO

Boise, Idaho,
Mar. 29, '28.

Mrs. Alice McDonald, Cashier,
Banrock Hotel,
Pocatello, Idaho,

My dear Mrs. McDonald:

I am returning herewith water right permit #589 approved May 14th, 1904 by Wayne Burlington, State Engineer.

I am advised by Mr. Carter, the commissioner of reclamation, who telephoned this morning, that this permit was cancelled some four or five years ago for failure to make proof of beneficial use of the water. This means that the permit has been cancelled and cannot be restored. The result is that your daughter's family should stand on the original appropriation right and not get excited until someone attacks it in the court.

In other words, as I understand the facts, the point of diversion has remained unchanged thru the years, but the ditch thru which the water has been conveyed to the ranch has been changed two or three times. I think the water right has not been lost so long as the point of diversion remains unchanged, and the water has been actually used, no matter what ditch it is conveyed through to the ranch from the point of diversion.

This is a very old water right, relatively speaking, and very valuable, and I think will not be successfully contested. To repeat, the appropriator has his right of appropriation from the date of the actual use of the water upon the lands, and this was at least in 1904, which would give a 24-year old water right.

Trusting that this will be of some assistance, altho I am sorry the permit was permitted to lapse because of negligence of the predecessors in interest of the lands, I am

Very truly yours,

J. S. E. [Signature]
H. E. RAY,

United States Attorney

Encl.
HER/M_c