

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: A29-04384
Date Received: 4/11/1990
Receipt No: EQ13091
Received By: AMD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAMAR H. BARNES 208-897-5723
Address: 21175 S CAMBRIDGE ROAD
DOWNEY, ID 83234

2. Date of Priority: MAY 05, 1952

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	22	SW	NE			BANNOCK

5. Description of diverting works:
POND & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.220		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	22	SW	NE		IRR	5.0
			SE	NW		IRR	6.0

Section Acres 11.0

A29-04384

Page 1

Date: 04/11/90

MICROFILME
NOV 13 1992

10. Place of Use: Continued

Total Acres 11.0

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:

A29-00339D

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED)
NOV 13 1992

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

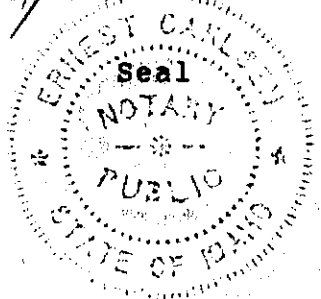
Signature of Claimant(s): *La Mar Bunn* Date: 4-11-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of April 19 90.

Ernest Carlson
Notary Public



Residing at *Alto Falls, ID.*
My Commission Expires 6-14-1994.

A29-11279

T11S-37E

MICROFILMED
NOV 13 1992

Log for claim A29-04384

Spatial Dynamics TWB

5/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	22	SWNE	5	3.2	
11s37e	22	SEnw	6	6.2	
Totals:			11	9.4	

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

LaMar H. Barnes

(Name of Claimant)

RFD #1, Box 25, Downey, Idaho 83234

(Mailing Address)

Telephone No. **897-5723**

(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 5, 1952**

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)

Springs tributary to

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity 0.22 cfs		Use Irrigation		Period of Use From 4-1	To 11-1
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity 0.22 cfs		Use		Period of Use From	To

- (4) **0.22 cfs** TOTAL QUANTITY USED.

(cfs, af)

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

SW ¼ NE ¼, Sec. 22 Twp. 11S Rge. 37E 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. **Collection pond for flood or sprinkler 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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	37E	22			5					6									11

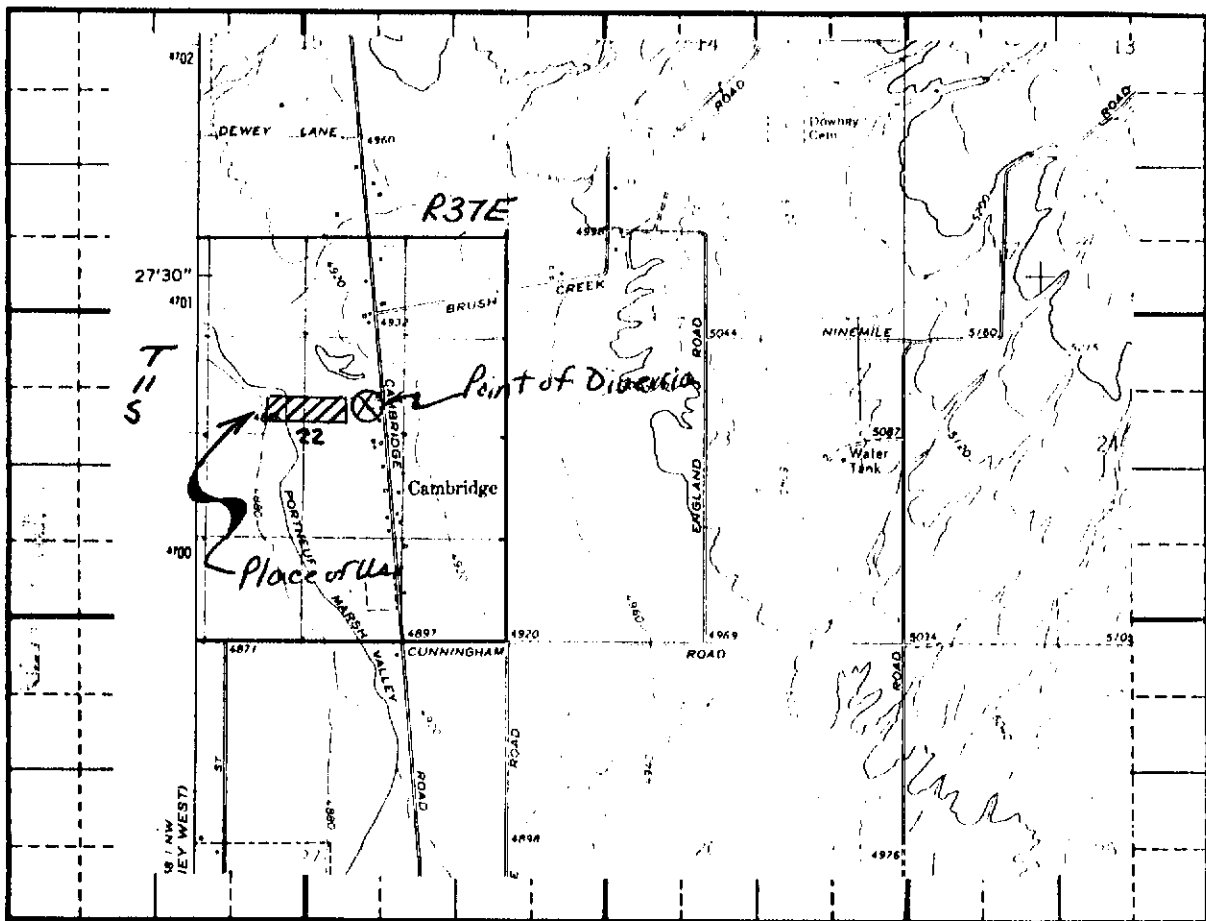
No. of acres **11**

- 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:

(B) Remarks



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) ss.

Bonneville

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 21st day of June, 1983.

LeMar H. Barnes
(Claimant)

William Wray
Notary Public

Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by KW Date 6-21-83 Exception filed by: _____ Date _____
Prelim. check by JSW Date 6-22-83 Forwarded to claimant by: _____
\$30.00 fee received by KW Date 6-21-83
Published in Idaho St Journal # 30624
Dates 7/21 - 7/25/83

AJ5809NP
No. A29-04384

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 125

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAMAR H BARNES 21175 S CAMBRIDGE RD DOWNEY ID 83234 (208) 897-5723	05/05/1952	IRRIGATION	04-01 11-01	0.220 CFS	
TOTAL DIVERSION:					0.220 CFS	

Water Source: SPRINGS

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T11S R37E S22

SWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
11S	37E	22	:				05	:					06	:						:	11.0
TOTAL ACRES																				11.0	

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: A29-00339D

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

A29-00052 A29-00053 A29-00339A A29-00339D A29-00340A A29-00589 A29-02448B A29-04060 A29-11804 R29-02448B

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 04/12/90 DUNN 07/22/94 THOMPSON 03/29/95 POST-STD

A29-04384

CLAIM TO A WATER RIGHT

RECEIVED

MAR 31 1995

ROUGH DRAFT

Department of Water Resources
Eastern District Office

LaMar H. Barnes

(Name of Claimant)

RFD #1 Box 25 Downey, Id 83234

(Mailing Address)

(Zip Code)

Telephone No.

897

5723

(1) Date of Priority: May 5, 1952

(2) Source of Water: Springs Tributary to

(3) Quantity 0.22 cfs Use Irrigation Period From 4/1 To 11/1
Quantity Use Period From To
Quantity Use Period From To
Quantity Use Period From To(4) 0.22 cfs Total Quantity Used
(cfs, af)

(5) A) Point of Diversion:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22 Twp. 11S Rge. 37E B.M., County of Bannock

Additional points of diversion:

B) Describe means of diversion: Collection pond for flood or
sprinkler irrigation

(6) A) Location of Use:

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	37E	22			45				6										11

No. of Acres 11

B) Describe Use other than Irrigation

Watering of livestock

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

Have 5 Milk Cows & Hefers - 30 Head.

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

(8) Remarks: These are private springs that flow down an old water rwy. into this pond. It also divert my Brush Creek water into this pond and by storing it from light to ten days it can water the ground for three days -

RECEIVED

MAR 31 1995

Department of Water Resources
Eastern District Office

Affidavit

I, the undersigned, having been a resident of Marsh Valley for the past 40 years, hereby state that I am acquainted with the property known as Barnes Farms-- located in SW1/4 NE1/4 Sec 22 TWP115 RGE 37E BM county of Bannock. That I had constructed a pond on this location in May of 1952 by Price Construction Company of Downey, Idaho. *Wm M. Price*

This pond was built under the direction of the Soil Conservation Service for the purpose of storing these private springs that flow 0.22CFS which can be stored for about ten days. I can have a good stream for three days to irrigate an 11 acre piece of ground, signed this 30 day of March, 1995.

La Mar Barnes

INDIVIDUAL

STATE OF Ida)
COUNTY OF Bannock) ss.

On this 30 day of March, in the year 1995, before me, a Notary Public in and for said State, personally appeared William A. Price & La Mar Barnes, known to me to be the person whose name is/are subscribed to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Barbara A. Byler
Notary Public for _____
Residing at Downey, Id

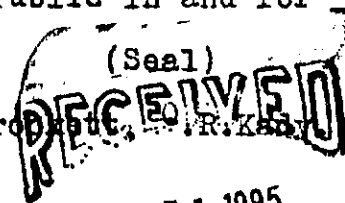
12-20-99

Steve I
misplaced the
number that
goes with this
could you pull
it up and put
this with it thank.

Bannock County, State of Idaho.

Acknowledged before Geo. R. Crockett, a Notary Public in and for
Bannock County, Idaho, July 15, 1911.

Witness, ----- Geo. R. Crockett, Notary Public



DESCRIPTION AND REMARKS.

Department of Water Resources
Eastern District Office

Commencing at a point 10 rods north of the Southwest corner of the Southeast quarter of the Northeast quarter of Section 21 in Township 11 South, of Range 37 East of the Boise Meridian, thence North 30 rods, thence East 302 rods, thence South 30 rods, thence West 302 rods the place of beginning, containing 56 100/160 acres.

Together with any and all water, water rights and irrigating ditches belonging or in anywise appertaining to the above described land, or parties of the 1st part, or either of them, and especially including the waters of Brush Creek, being a 30 hour right every eight and one half days, and also that right to the waters of private springs used by the parties of the first part.

To have and to hold the same, with the hereditaments and appurtenances thereunto belonging or in anywise appertaining, and all rights of homestead exemption, together with any and all water, water rights, irrigating ditches, aqueducts, canals appropriations, franchises and privileges owned by said parties of the first part, or either of them or belonging to or with, leading to, connected with, or usually had and enjoyed in connection with said premises or any part and parcel thereof unto the said party of the second part, and to its successors or assigns forever.