

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: A29-04418
Date Received: 4/23/1990
Receipt No: E013491
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEMAR W. GILBERT 208-775-3692
Address: P.O. BOX 6
INKOM, ID 83245

OR
Name: DONNA GILBERT 208-775-3692
Address: P.O. BOX 6
INKOM, ID 83245

2. Date of Priority: JUL 13, 1904

3. Source: DRY CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	36E	9	SE	NE			BANNOCK

5. Description of diverting works:
DIVERSION DAM TO PIPE TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.670		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 37.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/80 CATTLE, 180 SHEEP, 2 HORSES

A29-04418

Page 1

Date: 04/23/90

MICROFILMED

NOV 13 1992

A2904418



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	36E	9	NE	NE		IRR	3.0
			SE	NE		IRR	11.0
						Section Acres	14.0
		10	SW	NW		IRR	1.0
						Section Acres	1.0
						Total Acres	15.0

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:

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): Debra V. Gilbert Date: 23 Apr 90
Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of April 19 90 Valleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991

GEOLOGICAL SURVEY

112° 15' 398000m E

399

POCATELLO 17 MI.
PORTLAND 10 MI.

42° 45'

4733000m N

Point of Diversion

Borrow Pit

Petroglyphs
BM 4678
Rock Area

18 S
R360

4664 x

(5)
100
91
191

BM 4655

Place of Use

10

2400

4732

5076 x

BM 4677

BM 4669 x

4731

16

Walker

Creek

4610 15

BM 4672

A29 04418

4730

MARSH

4831

UNCLASSIFIED

BM 4688

201 13/002

POOR ORIGINAL

Boise, Idaho, October 6, 1906.

Dear Sir:

Boise, Idaho.

Dear Sir:

The holder of Permit No. 725, which permit authorizes the diversion of second-foot of the waters of the Snake River, to make proof of the completion of works of diversion, et al., on August 6, 1906.

Will you therefore please arrange with the holder of said permit for an examination of the works of diversion, ascertain whether or not they comply fully with the terms of said permit, and render me a report on the condition of such works before the date fixed for said proof of completion, in accordance with the provisions of Sections 4 and 5 of House Bill No. 146, passed by the Seventh Session of the Legislature, approved March 11, 1903.

Your report should be of sufficient detail to enable me to figure out the amount of water the works are capable of diverting and conveying to the place of use; giving also the description of the location of the point of diversion, and, in case of irrigation, the legal description of the land to be irrigated.

Will you also make a map on the enclosed plat, giving all the essential features of the works, such as point of diversion, route of ditch, place of use, etc.

You should also arrange with the holder of said permit for the payment of your fee for this service and such proper expenses as you will incur in making this examination and report.

Please advise me promptly of your receipt of this communication, and whether or not you will be able to make the examination and report requested.

Yours truly,

JAS. STEPHENSON, JR.

At the City of Boise, for the State Engineer.

State Engineer.

Proof of Completion of Works.

DEPOSITION OF HOLDER.

Question 1.- State your name, age, residence, occupation and post-office address.

Answer. *I am James H. Jones, 35 years, resident
New Britain, Conn. My place of business, 30 Main St.*

Ques. 2.- If a holder in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. *None.*

Ques. 3.- State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. *Permit No. 123 dated Aug. 1, 1906, 100 cfs.
diverted from the Connecticut River New Britain, Conn. to my place of business.*

Ques. 4.- State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land so intended to be irrigated.

Ans. *For irrigation of my place of business,
18 acres in New Britain, Conn. The land is now
in crop. I. R. 1, 308.*

Ques. 5.- State whether or not the water has been turned into your place of diversion, and, if so, when and to what extent.

Ans. *Yes, since Aug. 1, 1906, to the extent
of 100 cfs. per day.*

Ques. 6.- State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. *Yes.*

Ques. 7.- If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. *They do.*

Ques. 8.- Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. *See the book of the following description and cost
of the works. The works are 100 cfs. per day, 100 cfs. per day,
300 cfs. per day, 100 cfs. per day, 100 cfs. per day, 100 cfs. per day.*

(Sign here.)

James H. Jones

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in my office in

of *New Britain*, State of *Conn.*, on this *1st* day of

A. D. 1906.

George D. Brown
Notary Public

SEC

SEC

SEC

SEC

SEC

SEC

IT'S R B E

SEC

SEC

SEC

SEC

SEC

SEC

Learn Walker P. 728

Enron 2.1.10

SEC

SEC

SEC

SEC

SEC

SEC

728

Map to access, say, examination report

P 728

728 02362.10

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Application No. 10331
for title to
1/2 interest of say 5000 &
aplant in bed of sand creek

Accepted Aug 6, 1904

Wm. B. Smith
Wm. B. Smith

PAGE: 1
PLACE OF USE REVIEW SHEET

31
CLAIM NUMBER: A29-04418

A. ROOT WATER RIGHT NUMBERS: A29-04418

B. POI LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AL #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	36E	9	NE	NE		GILBERT, DEVAR W	A29-04418 / 3.0	- /			
			NE	NE		STALEY, GRADYN D	A29-02016A / 7.0	- /			
			NE	NE		STALEY, ALICE K	A29-11620A / 7.0	- /			
08S	36E	9	SE	NE		GILBERT, DEVAR W	A29-04418 / 11.0	29-04418 / 5.0			
08S	36E	10	SW	NW		GILBERT, DEVAR W	A29-04418 / 1.0	29-04418 / 6.0	33.0		
			SW	NW		GILBERT, DEVAR W	A29-11904 /	- /			
			SW	NW		STALEY, GRADYN D	A29-02016A / 22.0	- /			
			SW	NW		STALEY, ALICE K	A29-11620A / 22.0	- /			
			SW	NW		GILBERT, DEVAR W	29-11904 /	- /			
			SW	NW		NEESER, MARGARET A.		29-02016 / 18.0			

ADDITIONAL POI FOUND

TOTAL ACRES A29-04418 15.00 11.00 33.00

POI COUNTY: SANVOCK

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 POI AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-04418	DRY CREEK	GILBERT, DEVAR W	0.690	0.046		
A29-02016A	WASH CREEK	STALEY, GRADYN D	5.460	0.020		
A29-11620A	WASH CREEK	STALEY, ALICE K	10.920	0.040		

11-2015
21-101
101

7/13/1002
6775

Log for claim A29-04418

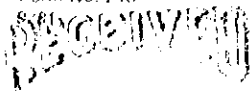
Spatial Dynamics LTD

7/5/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	9	NE NE	3	2.9	
08s36e	9	SE NE	11	7.5	Indiscernible
08s36e	10	SWNW	1	0.6	
Totals:			15	11	

DATE: 06/27/00
PAGE: 47

Audit: 04/23/90 WILSON 07/22/94 THOMPSON 03/29/95 POST-STD



**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

JUN 29 1983

Department of Water Resources
Eastern District Office

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. Excepted 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 DeMar W. or Donna Gilbert
(Name of Claimant)

Box 6, Inkom, Idaho 83245
(Mailing Address)

Telephone No. 775-3692
(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) July 13, 1904

A claim is not acceptable on a ground water source with a priority later than March 26, 1953 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)

Dry Creek tributary to Marsh Creek

(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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.67 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-3</u>
Quantity <u>0.02 cfs</u>	Use <u>Stock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To

(4) 0.69 cfs TOTAL QUANTITY USED.
(cfs, af)

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

SE 1/4, NE 1/4, Sec. 9 Twp. 8S 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. 12" concrete pipe from diversion then 250 yards to an open ditch

12" concrete pipe from diversion then approximately 250 yards in an open ditch

(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				SE 1/4				SW 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	
8S	36E	9				5		4	6										5
		10																	10

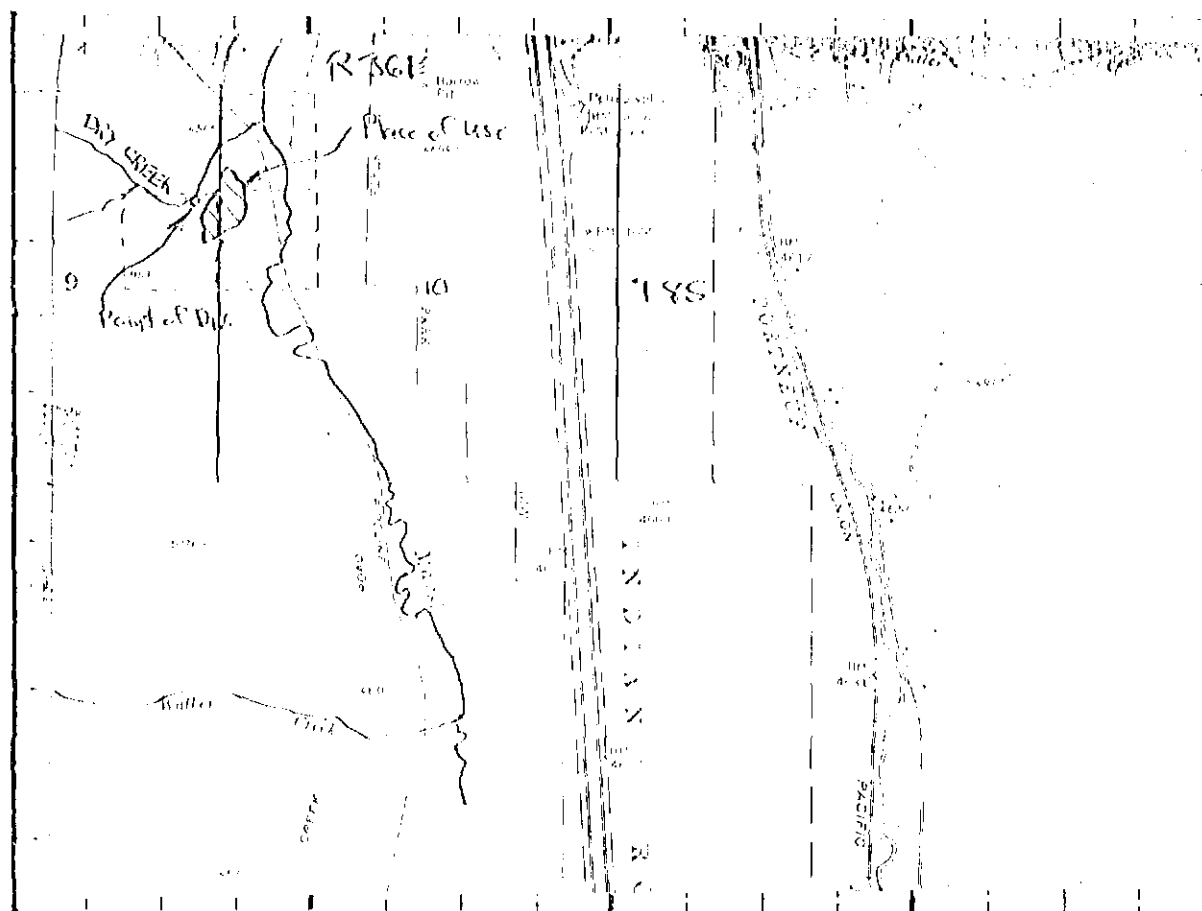
No. of acres 15

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

Stockwater use for 80 head of cattle, 180 sheep and 2 horses.

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)
) ss.
 County of Barnock)

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.

R. M. W. Helmer
 (Claimant)

Sworn to before me this 28 day of June

19 83

Sherry Helmer
 Notary Public
 Residing at *Boise, Idaho*

My commission expires *October 14, 1983*

Assisted by BFO

Received by

Prelim. check by

\$30.00 fee received by

Published in

Dates

FOR DEPARTMENT USE ONLY

Date

Date

Date

Date

Date

Exception filed by:

Forwarded to

claimant by:

Date

Idaho State Journal
6/25 & 9/11/83

1. 姓名: _____ 2. 性别: _____ 3. 年龄: _____ 4. 职业: _____ 5. 学历: _____ 6. 婚姻状况: _____ 7. 籍贯: _____ 8. 民族: _____ 9. 宗教信仰: _____ 10. 政治面貌: _____ 11. 健康状况: _____ 12. 兴趣爱好: _____ 13. 特长: _____ 14. 座右铭: _____ 15. 自我评价: _____

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061 1062

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...and the fact that the *Journal* is a journal of the American Psychological Association, the largest and most influential organization in the field of psychology, adds to the impact of the *Journal* on the field.

... ..

THE UNIVERSITY OF CHICAGO

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Journal of Management Education 36(7) 809–827

[illegible]

1. *Phragmites australis* (Cav.) Trin. ex Steud.

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AZS-0445