

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: A29-10664  
Date Received: 5/17/1990  
Receipt No: E014601  
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: MARSH CENTER IRRIGATION CO. 208-897-5757  
Address: C/O RICHARD BURMESTER  
765 WEST HAWKINS ROAD  
ARIMO, ID 83214

2. Date of Priority: JUN 10, 1915

3. Source: SPRINGS Trib. to: HAWKINS CREEK  
SPRINGS DEADWOOD CREEK  
SPRING WEST SUBLETT CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County  |
|----------|-------|---------|-------------------|-----|---------|
| 10S      | 35E   | 35      | NW SE             |     | BANNOCK |

5. Description of diverting works:  
HAWKINS RESERVOIR

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S (or) | A.F.A. |
|-------------------------|-------|-------|------------|--------|
| IRRIGATION              | 03/15 | 11/15 | 0.330      |        |
| IRRIGATION STORAGE      | 01/01 | 12/31 |            | 238.90 |
| IRRIGATION FROM STORAGE | 03/15 | 11/15 |            | 238.90 |

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

8. Total consumptive use is 160.4 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of        | 1/4 | Lot | Use | Acres |
|----------|-------|---------|---------------|-----|-----|-----|-------|
| 10S      | 35E   | 21      | SE            | NE  |     | IRR | 20.0  |
|          |       |         | Section Acres |     |     |     | 20.0  |
|          |       | 23      | SW            | NW  |     | IRR | 30.0  |
|          |       |         | NE            | SW  |     | IRR | 5.0   |
|          |       |         | NW            | SW  |     | IRR | 5.0   |
|          |       |         | Section Acres |     |     |     | 40.0  |
|          |       | 36      | SE            | SW  |     | IRR | 18.0  |
|          |       |         | SW            | SE  |     | IRR | 2.0   |
|          |       |         | Section Acres |     |     |     | 20.0  |
|          | 36E   | 21      | NE            | SW  |     | IRR | 40.0  |
|          |       |         | SE            | SW  |     | IRR | 40.0  |
|          |       |         | Section Acres |     |     |     | 80.0  |
|          |       | 25      | NW            | SW  |     | IRR | 15.0  |
|          |       |         | SW            | SW  |     | IRR | 37.0  |
|          |       |         | SE            | SW  |     | IRR | 10.0  |
|          |       |         | Section Acres |     |     |     | 62.0  |
|          |       | 26      | NE            | SW  |     | IRR | 30.0  |
|          |       |         | NW            | SW  |     | IRR | 17.0  |
|          |       |         | SW            | SW  |     | IRR | 40.0  |
|          |       |         | SE            | SW  |     | IRR | 40.0  |
|          |       |         | NE            | SE  |     | IRR | 30.0  |
|          |       |         | NW            | SE  |     | IRR | 30.0  |
|          |       |         | SE            | SE  |     | IRR | 5.0   |
|          |       |         | Section Acres |     |     |     | 192.0 |
|          |       | 28      | SW            | NE  |     | IRR | 40.0  |
|          |       |         | NE            | NW  |     | IRR | 40.0  |
|          |       |         | SE            | NW  |     | IRR | 40.0  |
|          |       |         | NE            | SE  |     | IRR | 40.0  |
|          |       |         | NW            | SE  |     | IRR | 40.0  |
|          |       |         | SW            | SE  |     | IRR | 40.0  |
|          |       |         | Section Acres |     |     |     | 240.0 |
|          |       | 32      | SW            | NE  |     | IRR | 25.0  |
|          |       |         | SW            | NW  |     | IRR | 10.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 35.0  |
|          |       | 33      | NW         | NE  | IRR           | 40.0  |
|          |       |         | SW         | NE  | IRR           | 40.0  |
|          |       |         | NE         | NW  | IRR           | 40.0  |
|          |       |         | NW         | NW  | IRR           | 15.0  |
|          |       |         | SW         | NW  | IRR           | 37.0  |
|          |       |         | SE         | NW  | IRR           | 40.0  |
|          |       |         | NE         | SW  | IRR           | 37.0  |
|          |       |         | NW         | SW  | IRR           | 36.0  |
|          |       |         | SW         | SW  | IRR           | 22.0  |
|          |       |         | SE         | SW  | IRR           | 15.0  |
|          |       |         | NW         | SE  | IRR           | 40.0  |
|          |       |         | SW         | SE  | IRR           | 23.0  |
|          |       |         | SE         | SE  | IRR           | 32.0  |
|          |       |         |            |     | Section Acres | 417.0 |
|          |       | 34      | SW         | NW  | IRR           | 22.0  |
|          |       |         | SE         | NW  | IRR           | 20.0  |
|          |       |         | NE         | SW  | IRR           | 38.0  |
|          |       |         | NW         | SW  | IRR           | 40.0  |
|          |       |         | SW         | SW  | IRR           | 30.0  |
|          |       |         | SE         | SW  | IRR           | 28.5  |
|          |       |         | NE         | SE  | IRR           | 15.0  |
|          |       |         | NW         | SE  | IRR           | 1.7   |
|          |       |         | SW         | SE  | IRR           | 27.3  |
|          |       |         | SE         | SE  | IRR           | 26.8  |
|          |       |         |            |     | Section Acres | 249.3 |
|          |       | 35      | NW         | NE  | IRR           | 40.0  |
|          |       |         | SW         | NE  | IRR           | 40.0  |
|          |       |         | NE         | NW  | IRR           | 40.0  |
|          |       |         | NW         | NW  | IRR           | 20.0  |
|          |       |         | SW         | NW  | IRR           | 27.0  |
|          |       |         | NW         | SW  | IRR           | 16.0  |
|          |       |         |            |     | Section Acres | 183.0 |
|          |       | 36      | NE         | NE  | IRR           | 20.0  |
|          |       |         | NW         | NE  | IRR           | 18.0  |
|          |       |         | SW         | NE  | IRR           | 38.0  |
|          |       |         | SE         | NE  | IRR           | 40.0  |
|          |       |         | NE         | NW  | IRR           | 30.0  |
|          |       |         | NW         | NW  | IRR           | 20.0  |
|          |       |         | SW         | NW  | IRR           | 5.0   |

## 10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |   |               |       |
|----------|-------|---------|--------|-----|-----|---------------|-------|---|---------------|-------|
| 10S      | 36E   | 36      | SE     | NW  |     | IRR           | 34.0  |   |               |       |
|          |       |         | NE     | SW  |     | IRR           | 7.0   |   |               |       |
|          |       |         | SE     | SW  |     | IRR           | 10.0  |   |               |       |
|          |       |         | NE     | SE  |     | IRR           | 40.0  |   |               |       |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |   |               |       |
|          |       |         | SW     | SE  |     | IRR           | 20.0  |   |               |       |
|          |       |         |        |     |     | Section Acres | 322.0 |   |               |       |
|          | 37E   | 31      | NW     | NW  | 1   | IRR           | 15.0  |   |               |       |
|          |       |         | SW     | NW  | 2   | IRR           | 10.0  |   |               |       |
|          |       |         | NW     | SW  | 3   | IRR           | 12.0  |   |               |       |
|          |       |         | SW     | SW  | 4   | IRR           | 1.0   |   |               |       |
|          |       |         |        |     |     | Section Acres | 38.0  |   |               |       |
| 11S      | 35E   | 2       | NW     | NW  |     | IRR           | 4.0   |   |               |       |
|          |       |         |        |     |     |               |       |   | Section Acres | 4.0   |
|          | 36E   | 3       | NE     | NE  | 1   | IRR           | 39.4  |   |               |       |
|          |       |         | NW     | NE  | 2   | IRR           | 39.1  |   |               |       |
|          |       |         | SW     | NE  |     | IRR           | 40.0  |   |               |       |
|          |       |         | SE     | NE  |     | IRR           | 38.3  |   |               |       |
|          |       |         | NE     | NW  | 3   | IRR           | 38.2  |   |               |       |
|          |       |         | NW     | NW  | 4   | IRR           | 36.1  |   |               |       |
|          |       |         | SW     | NW  |     | IRR           | 40.0  |   |               |       |
|          |       |         | SE     | NW  |     | IRR           | 40.0  |   |               |       |
|          |       |         | NE     | SW  |     | IRR           | 40.0  |   |               |       |
|          |       |         | NW     | SW  |     | IRR           | 40.0  |   |               |       |
|          |       |         | SW     | SW  |     | IRR           | 38.3  |   |               |       |
|          |       |         | SE     | SW  |     | IRR           | 36.0  |   |               |       |
|          |       |         | NE     | SE  |     | IRR           | 39.0  |   |               |       |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |   |               |       |
|          |       |         | SW     | SE  |     | IRR           | 37.4  |   |               |       |
|          |       |         |        |     |     |               |       |   | Section Acres | 581.8 |
|          |       |         |        |     | 4   | NE            | NE    | 1 | IRR           | 38.9  |
|          |       |         |        |     |     | NW            | NE    | 2 | IRR           | 33.0  |
| SW       | NE    |         |        |     |     | IRR           | 33.6  |   |               |       |
| SE       | NE    |         |        |     |     | IRR           | 40.0  |   |               |       |
| NE       | SW    |         |        |     |     | IRR           | 10.8  |   |               |       |
| NW       | SW    |         |        |     |     | IRR           | 5.7   |   |               |       |
| SW       | SW    |         |        |     |     | IRR           | 36.6  |   |               |       |
| SE       | SW    |         |        |     |     | IRR           | 34.3  |   |               |       |
| NE       | SE    |         |        |     |     | IRR           | 33.7  |   |               |       |
| NW       | SE    |         |        |     |     | IRR           | 34.9  |   |               |       |

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10. Place of Use: Continued

| Township | Range | Section | 1/4 of        | 1/4 | Lot | Use | Acres  |
|----------|-------|---------|---------------|-----|-----|-----|--------|
| 11S      | 36E   | 4       | SW            | SE  |     | IRR | 14.2   |
|          |       |         | SE            | SE  |     | IRR | 29.7   |
|          |       |         | Section Acres |     |     |     | 345.4  |
|          |       | 5       | SW            | SE  |     | IRR | 11.4   |
|          |       |         | SE            | SE  | 7   | IRR | 6.2    |
|          |       |         | Section Acres |     |     |     | 17.6   |
|          |       | 8       | NE            | NE  | 1   | IRR | 33.6   |
|          |       |         | NW            | NE  |     | IRR | 36.0   |
|          |       |         | SW            | NE  |     | IRR | 21.0   |
|          |       |         | SE            | NE  | 2   | IRR | 10.2   |
|          |       |         | NE            | NW  |     | IRR | 5.0    |
|          |       |         | SE            | NW  |     | IRR | 1.1    |
|          |       |         | Section Acres |     |     |     | 106.9  |
|          |       | 9       | NE            | NE  |     | IRR | 4.6    |
|          |       |         | NW            | NE  |     | IRR | 26.2   |
|          |       |         | SW            | NE  |     | IRR | 27.0   |
|          |       |         | NE            | NW  |     | IRR | 29.0   |
|          |       |         | NW            | NW  |     | IRR | 33.6   |
|          |       |         | SE            | NW  |     | IRR | 22.0   |
|          |       |         | NE            | SW  |     | IRR | 22.0   |
|          |       |         | NW            | SE  |     | IRR | 37.0   |
|          |       |         | SW            | SE  |     | IRR | 2.0    |
|          |       |         | Section Acres |     |     |     | 203.4  |
|          |       | 10      | NE            | NW  |     | IRR | 29.6   |
|          |       |         | NW            | NW  |     | IRR | 4.0    |
|          |       |         | Section Acres |     |     |     | 33.6   |
|          |       |         | Total Acres   |     |     |     | 3191.0 |

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:

29-02239/02560A/00430/10663/10665/12058

14. Remarks:

THIS RIGHT CONSISTS OF 8 SPRINGS AS DESCRIBED IN THE DECREE AS

14. Remarks: Continued

FOLLOWS: ...ALL THE WATERS OF

1. ...THOSE CERTAIN FIVE SPRINGS ARISING UPON...THE N 1/2 OR THE NW 1/4 SEC 10, T10S, R35E. FROM THE CLOSE OF THE IRRIGATING SEASON...UP TO AND INCLUDING THE 25TH DAY OF MAY OF THE YEAR FOLLOWING.

2. ...THOSE TWO SPRINGS SITUATED IN SEC 20 & 30 RESPECTIVELY T10S, R35E...FROM THE CLOSE OF EACH...IRRIGATION SEASON UP TO AND INCLUDING THE 15TH DAY OF MAY OF THE YEAR FOLLOWING.

3. ...THOSE CERTAIN SPRINGS WHICH ARISE IN THE E 1/2 SE 1/4 SEC 35, T10S, R35E...FROM THE CLOSE OF EACH...IRRIGATION SEASON UP TO AND INCLUDING THE 15TH DAY OF JUNE OF THE YEAR FOLLOWING... WHICH FORM THE HEAD WATERS OF WHAT IS KNOWN AS WEST SUBLETT CREEK

P/D IS HAWKINS RESERVOIR

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 6/10/1915

MARSH CENTER IRRIGATING CO.

Decree Plaintiff

vs

JOHN PANNELL, SR.

Decree Defendant

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 Organizations:

I do solemnly swear or affirm that I am Secretary of  
Marsh Center Irrigation Co., that I have signed the foregoing  
Organization document in the space below as Secretary of  
Marsh Center Irrigation Co. and that the statements contained in the  
Organization foregoing document are true and correct.

Marshall Wheatley  
Signature of Authorized Agent

Secretary Marsh Center Irrigation Co.  
Title and Organization

May 17 1990  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of May 19 90

Betty J. Thompson  
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC  
RESIDING 751 N. 1000 E. IDAHO  
My Commission Expires SEPTEMBER 6-30-94

80.1

147.9

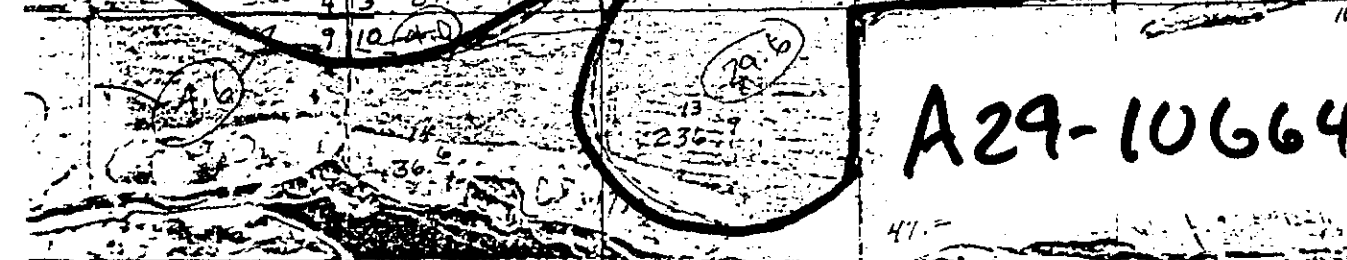
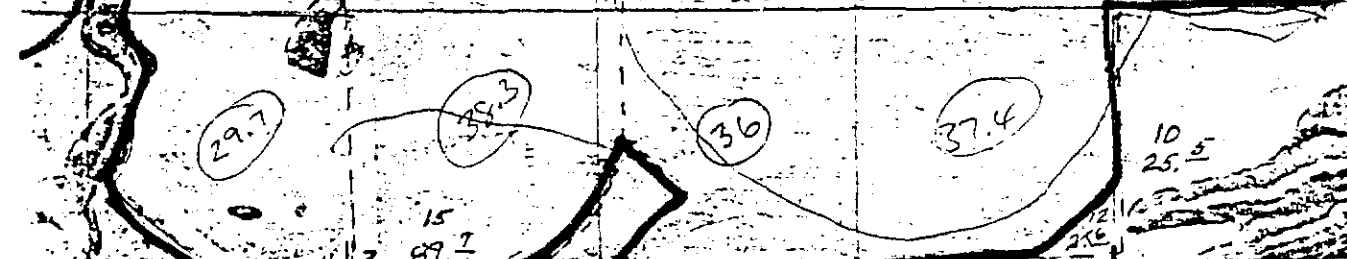
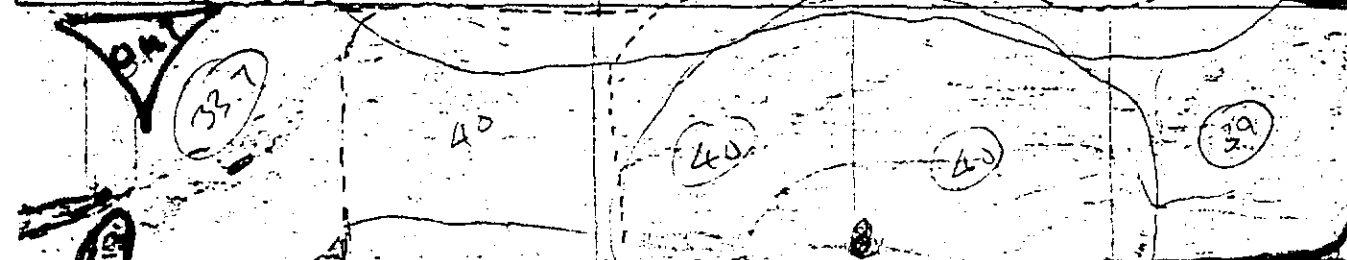
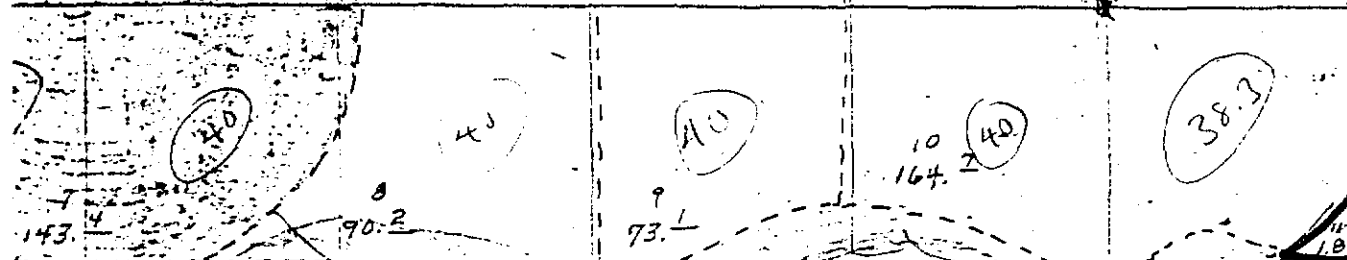
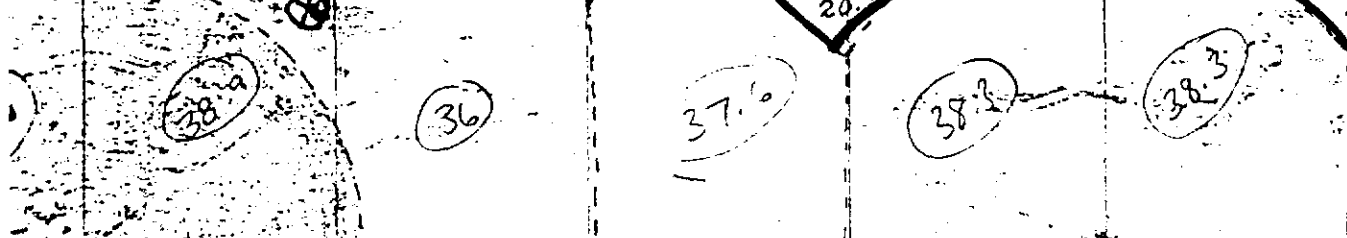
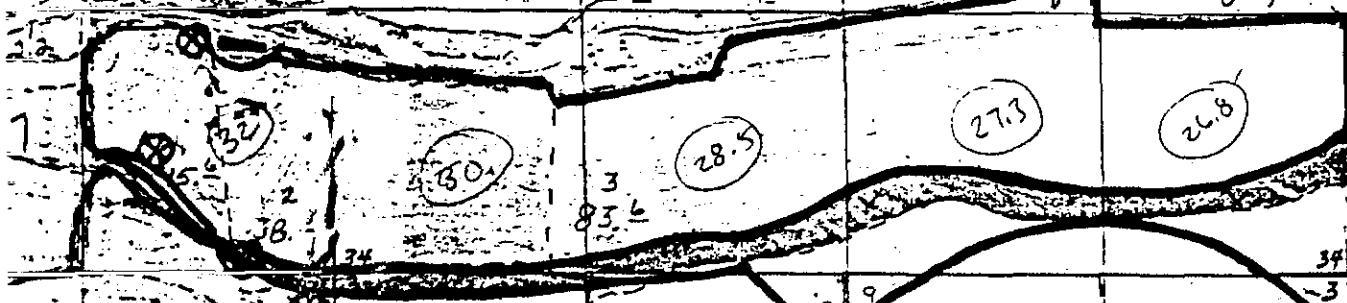
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17

33

60

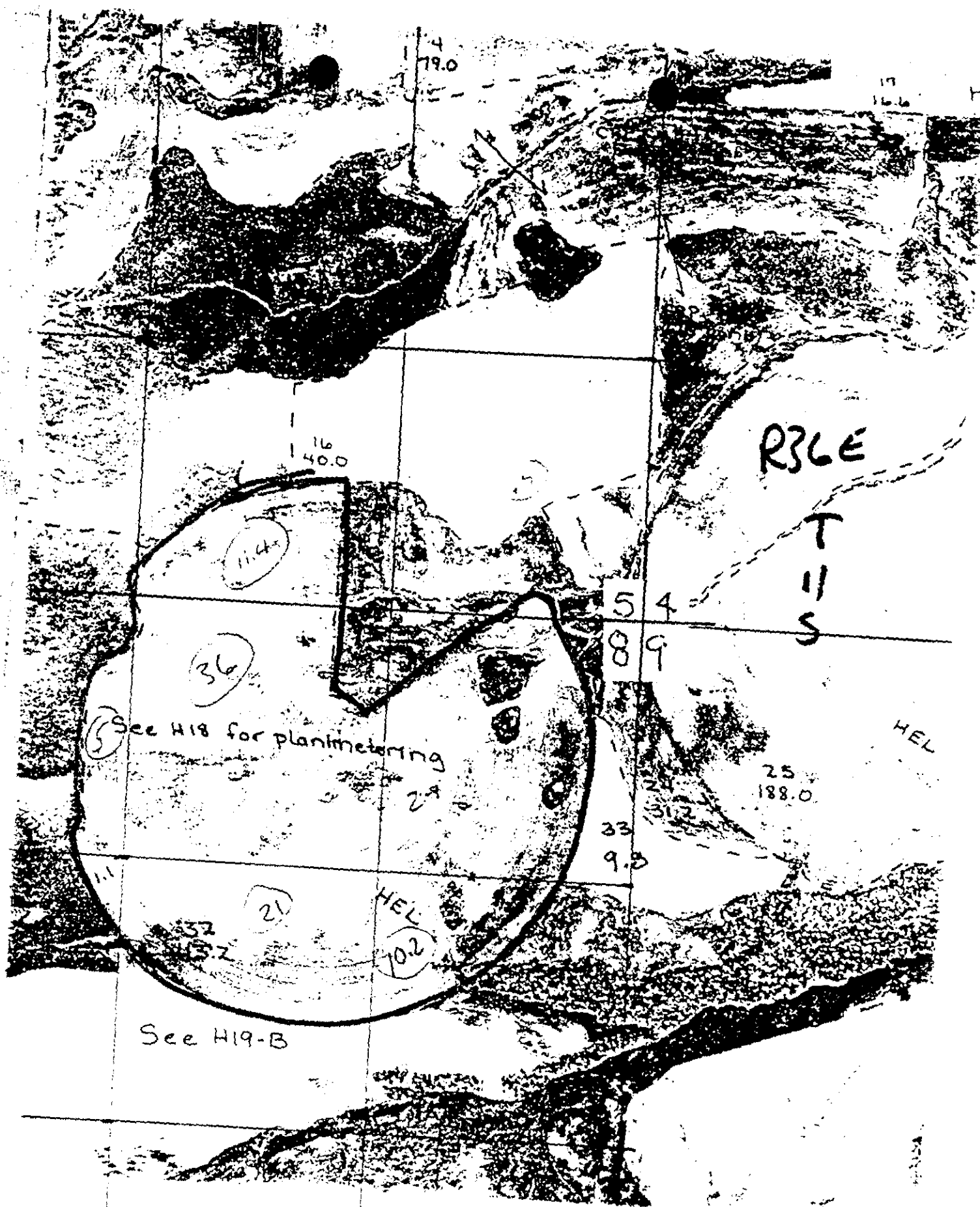
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WILCOX FIELD  
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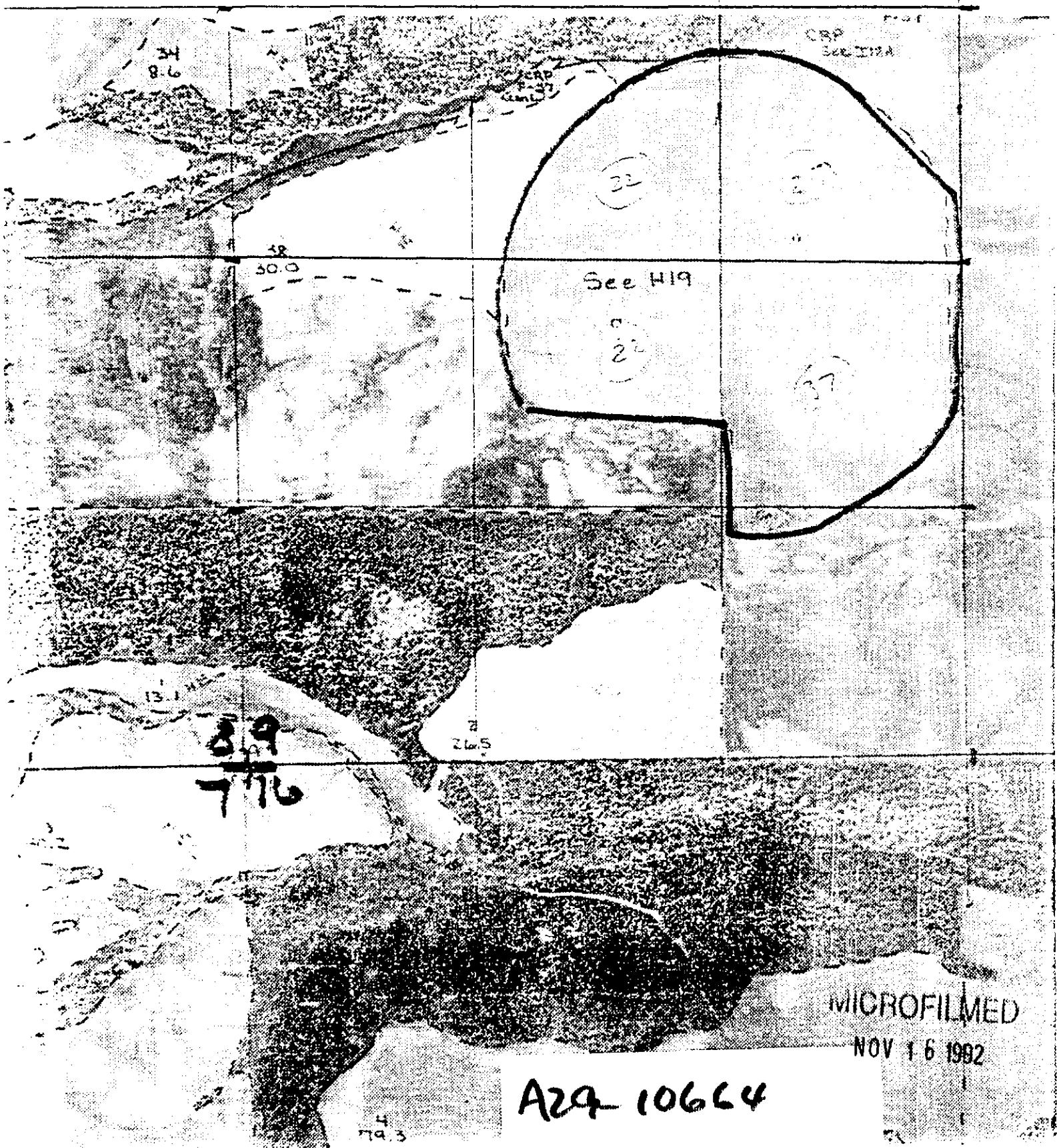
Not to scale

A29-10664

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T  
11  
S R36E









412  
411  
30  
10  
09  
07  
30  
112° 22' 30"



Log for claim A29-10664

Spatial Dynamics LTD

7/10/00

| TR     | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|--------|-----|------|------------------|----------------|---------------|
| 10s35e | 21  | SENE | 20               | 31             | Indiscernible |
| 10s35e | 23  | SWNW | 30               | 29             |               |
| 10s35e | 23  | NESW | 5                | 9.1            |               |
| 10s35e | 23  | NWSW | 5                | 9.2            |               |
| 10s35e | 36  | SESW | 18               | 12             |               |
| 10s35e | 36  | SWSE | 2                | 3.3            |               |
| 10s36e | 21  | NESW | 40               | 40             |               |
| 10s36e | 21  | SESW | 40               | 39             |               |
| 10s36e | 25  | NWSW | 15               | 13             |               |
| 10s36e | 25  | SWSW | 37               | 37             |               |
| 10s36e | 25  | SESW | 10               | 10             |               |
| 10s36e | 26  | NESW | 30               | 29             |               |
| 10s36e | 26  | NWSW | 17               | 16             |               |
| 10s36e | 26  | SWSW | 40               | 39             |               |
| 10s36e | 26  | SESW | 40               | 40             |               |
| 10s36e | 26  | NESE | 30               | 25             |               |
| 10s36e | 26  | NWSE | 30               | 33             |               |
| 10s36e | 26  | SESE | 5                | 5.2            |               |
| 10s36e | 28  | SWNE | 40               | 39             |               |
| 10s36e | 28  | NENW | 40               | 40             |               |
| 10s36e | 28  | SENE | 40               | 40             |               |
| 10s36e | 28  | NESE | 40               | 39             |               |
| 10s36e | 28  | NWSE | 40               | 38             |               |
| 10s36e | 28  | SWSE | 40               | 38             |               |
| 10s36e | 32  | SWNE | 25               | 20             |               |
| 10s36e | 32  | SWNW | 10               | 9.7            |               |
| 10s36e | 33  | NWNE | 40               | 41             |               |
| 10s36e | 33  | SWNE | 40               | 41             |               |
| 10s36e | 33  | NENW | 40               | 40             |               |
| 10s36e | 33  | NWNW | 15               | 25             |               |
| 10s36e | 33  | SWNW | 37               | 40             |               |
| 10s36e | 33  | SENE | 40               | 41             |               |
| 10s36e | 33  | NESW | 37               | 41             |               |
| 10s36e | 33  | NWSW | 36               | 39             |               |
| 10s36e | 33  | SWSW | 22               | 20             |               |
| 10s36e | 33  | SESW | 15               | 24             |               |
| 10s36e | 33  | NWSE | 40               | 40             |               |
| 10s36e | 33  | SWSE | 23               | 25             |               |
| 10s36e | 33  | SESE | 32               | 37             |               |
| 10s36e | 34  | SWNW | 22               | 23             |               |
| 10s36e | 34  | SENE | 20               | 23             |               |
| 10s36e | 34  | NESW | 38               | 32             |               |
| 10s36e | 34  | NWSW | 40               | 39             |               |
| 10s36e | 34  | SWSW | 30               | 33             |               |
| 10s36e | 34  | SESW | 28               | 28             |               |
| 10s36e | 34  | NESE | 15               | 12             |               |
| 10s36e | 34  | NWSE | 1                | 4.3            |               |
| 10s36e | 34  | SWSE | 27               | 27             |               |

Log for claim A29-10664

Spatial Dynamics BTD

7/10/00

| TR     | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|--------|-----|------|------------------|----------------|---------------|
| 10s36e | 34  | SESE | 26               | 26             |               |
| 10s36e | 35  | NWNE | 40               | 41             |               |
| 10s36e | 35  | SWNE | 40               | 41             |               |
| 10s36e | 35  | NENW | 40               | 41             |               |
| 10s36e | 35  | NWNW | 20               | 22             |               |
| 10s36e | 35  | SWNW | 27               | 37             |               |
| 10s36e | 35  | NWSW | 16               | 9              | Indiscernible |
| 10s36e | 36  | NENE | 20               | 16             |               |
| 10s36e | 36  | NWNE | 18               | 17             |               |
| 10s36e | 36  | SWNE | 38               | 25             | Indiscernible |
| 10s36e | 36  | SENE | 40               | 41             |               |
| 10s36e | 36  | NENW | 30               | 31             |               |
| 10s36e | 36  | NWNW | 20               | 18             |               |
| 10s36e | 36  | SWNW | 5                | 3.1            |               |
| 10s36e | 36  | SENW | 34               | 32             |               |
| 10s36e | 36  | NESW | 7                | 8.2            |               |
| 10s36e | 36  | SESW | 10               | 8.7            |               |
| 10s36e | 36  | NESE | 40               | 41             |               |
| 10s36e | 36  | NWSE | 40               | 39             |               |
| 10s36e | 36  | SWSE | 20               | 11             | Indiscernible |
| 10s37e | 31  | NWNW | 15               | 11             |               |
| 10s37e | 31  | NWNW | 10               | 15             |               |
| 10s37e | 31  | SWNW | 1                | 0.5            |               |
| 10s37e | 31  | SWNW | 12               | 11             |               |
| 10s37e | 31  | NWSW | 0                | 13             |               |
| 11s35e | 2   | NWNW | 4                | 13             |               |
| 11s36e | 0   | SENE | 38               | 38             |               |
| 11s36e | 3   | NENE | 39               | 42             |               |
| 11s36e | 3   | NWNE | 39               | 41             |               |
| 11s36e | 3   | SWNE | 40               | 40             |               |
| 11s36e | 3   | NENW | 38               | 39             |               |
| 11s36e | 3   | NWNW | 36               | 42             |               |
| 11s36e | 3   | SWNW | 40               | 39             |               |
| 11s36e | 3   | SENW | 40               | 39             |               |
| 11s36e | 3   | NESW | 40               | 40             |               |
| 11s36e | 3   | NWSW | 40               | 38             |               |
| 11s36e | 3   | SWSW | 38               | 38             |               |
| 11s36e | 3   | SESW | 36               | 39             |               |
| 11s36e | 3   | NESE | 39               | 39             |               |
| 11s36e | 3   | NWSE | 40               | 40             |               |
| 11s36e | 3   | SWSE | 37               | 39             |               |
| 11s36e | 4   | NENE | 38               | 42             |               |
| 11s36e | 4   | NWNE | 33               | 35             |               |
| 11s36e | 4   | SWNE | 33               | 33             |               |
| 11s36e | 4   | SENE | 40               | 40             |               |
| 11s36e | 4   | NESW | 10               | 11             |               |
| 11s36e | 4   | NWSW | 5                | 5.6            |               |
| 11s36e | 4   | SWSW | 36               | 38             |               |

Log for claim A29-10664

Spatial Dynamics BTD

7/10/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 11s36e         | 4   | SESW | 34               | 39             |         |
| 11s36e         | 4   | NESE | 33               | 38             |         |
| 11s36e         | 4   | NWSE | 34               | 40             |         |
| 11s36e         | 4   | SWSE | 14               | 19             |         |
| 11s36e         | 4   | SESE | 29               | 31             |         |
| 11s36e         | 5   | SESW | 0                | 0.4            |         |
| 11s36e         | 5   | SWSE | 11               | 17             |         |
| 11s36e         | 5   | SESE | 6                | 3.7            |         |
| 11s36e         | 8   | NENE | 33               | 32             |         |
| 11s36e         | 8   | NWNE | 36               | 38             |         |
| 11s36e         | 8   | SWNE | 21               | 16             |         |
| 11s36e         | 8   | SENE | 10               | 8.1            |         |
| 11s36e         | 8   | NENW | 5                | 8.4            |         |
| 11s36e         | 8   | SENW | 1                | 0.3            |         |
| 11s36e         | 9   | NENE | 4                | 5.1            |         |
| 11s36e         | 9   | NWNE | 26               | 32             |         |
| 11s36e         | 9   | SWNE | 27               | 29             |         |
| 11s36e         | 9   | NENW | 29               | 29             |         |
| 11s36e         | 9   | NWNW | 33               | 30             |         |
| 11s36e         | 9   | SENW | 22               | 22             |         |
| 11s36e         | 9   | NESW | 22               | 20             |         |
| 11s36e         | 9   | NWSE | 37               | 36             |         |
| 11s36e         | 9   | SWSE | 2                | 1.5            |         |
| 11s36e         | 10  | NENW | 29               | 31             |         |
| 11s36e         | 10  | NWNW | 4                | 4.9            |         |
| <b>Totals:</b> |     |      | 3177             | 3259.3         |         |

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| OWNER<br>CODE                        | NAME & ADDRESS                                                                                              | PRIORITY<br>DATE | WATER USE                                                   | USE PERIOD<br>FROM TO                     | DIVERSION<br>RATE | DIVERSION<br>VOLUME      |
|--------------------------------------|-------------------------------------------------------------------------------------------------------------|------------------|-------------------------------------------------------------|-------------------------------------------|-------------------|--------------------------|
| C                                    | MARSH CENTER IRRIGATION CO<br>C/O RICHARD BURMESTER<br>765 W HAWKINS RD<br>ARIMO ID 83214<br>(208) 897-5757 | 06/10/1915       | IRRIGATION<br>IRRIGATION STORAGE<br>IRRIGATION FROM STORAGE | 03-15 11-15<br>01-01 12-31<br>03-15 11-15 | 0.330 CFS         | 238.90 AFA<br>238.90 AFA |
| TOTAL DIVERSION:<br>CONSUMPTIVE USE: |                                                                                                             |                  |                                                             |                                           | 0.330 CFS         | 160.40 AFA               |

Water Source: SPRINGS  
SPRINGS  
SPRING

Tributary to: HAWKINS CREEK  
DEADWOOD CREEK  
WEST SUBLETT CREEK

Stage: DECREED

Point(s) of Diversion: T10S R35E S35 NWSE

BANNOCK County

Place of use Legal Description for: IRRIGATION

|             |     |    |   | NE    |       |      |       | NW   |       |       |       | SW   |      |       |       | SE   |      |      |      |        |       |       |
|-------------|-----|----|---|-------|-------|------|-------|------|-------|-------|-------|------|------|-------|-------|------|------|------|------|--------|-------|-------|
| T           | R   | S  |   | NENE  | NWNE  | SWNE | SENE  | NENW | NWNW  | SWNW  | SENW  | NESW | NWSW | SWSW  | SESW  | NESE | NWSE | SWSE | SESE | SUM    |       |       |
|             |     |    |   | Lt    | Ac    | Lt   | Ac    | Lt   | Ac    | Lt    | Ac    | Lt   | Ac   | Lt    | Ac    | Lt   | Ac   | Lt   | Ac   |        |       |       |
| 10S         | 35E | 21 | : |       |       |      | 20    | :    |       |       |       | :    |      |       |       | :    |      |      |      | 20.0   |       |       |
| 10S         | 35E | 23 | : |       |       |      |       | :    |       | 30    |       | :    | 05   | 05    |       | :    |      |      |      | 40.0   |       |       |
| 10S         | 35E | 36 | : |       |       |      |       | :    |       |       |       | :    |      |       | 18    | :    |      | 02   |      | 20.0   |       |       |
| 10S         | 36E | 21 | : |       |       |      |       | :    |       |       |       | :    | 40   |       | 40    | :    |      |      |      | 80.0   |       |       |
| 10S         | 36E | 25 | : |       |       |      |       | :    |       |       |       | :    |      | 15    | 37    | 10   | :    |      |      | 62.0   |       |       |
| 10S         | 36E | 26 | : |       |       |      |       | :    |       |       |       | :    | 30   | 17    | 40    | 40   | :    | 30   | 30   | 192.0  |       |       |
| 10S         | 36E | 28 | : |       |       | 40   |       | :    | 40    |       | 40    | :    |      |       |       |      | :    | 40   | 40   | 240.0  |       |       |
| 10S         | 36E | 32 | : |       |       | 25   |       | :    |       | 10    |       | :    |      |       |       |      | :    |      |      | 35.0   |       |       |
| 10S         | 36E | 33 | : |       | 40    | 40   |       | :    | 40    | 15    | 37    | 40   | :    | 37    | 36    | 22   | 15   | :    | 40   | 23     | 417.0 |       |
| 10S         | 36E | 34 | : |       |       |      |       | :    |       | 22    | 20    | :    | 38   | 40    | 30    | 28   | :    | 15   | 01   | 27     | 249.3 |       |
| 10S         | 36E | 35 | : |       | 40    | 40   |       | :    | 40    | 20    | 27    | :    |      | 16    |       |      | :    |      |      |        | 183.0 |       |
| 10S         | 36E | 36 | : | 20    | 18    | 38   | 40    | :    | 30    | 20    | 05    | 34   | :    | 07    |       | 10   | :    | 40   | 40   | 20     | 322.0 |       |
| 10S         | 37E | 31 | : |       |       |      |       | :    |       | 01-15 | 02-10 | :    |      | 03-12 | 04-01 |      | :    |      |      |        | 38.0  |       |
| 11S         | 35E | 2  | : |       |       |      |       | :    |       | 04    |       | :    |      |       |       |      | :    |      |      |        | 4.0   |       |
| 11S         | 36E | 3  | : | 01-39 | 02-39 | 40   | 38    | :    | 03-38 | 04-36 | 40    | 40   | :    | 40    | 40    | 38   | 36   | :    | 39   | 40     | 37    | 581.8 |
| 11S         | 36E | 4  | : | 01-38 | 02-33 | 33   | 40    | :    |       |       |       | :    | 10   | 05    | 36    | 34   | :    | 33   | 34   | 14     | 29    | 345.4 |
| 11S         | 36E | 5  | : |       |       |      |       | :    |       |       |       | :    |      |       |       |      | :    |      |      | 11     | 07-06 | 17.6  |
| 11S         | 36E | 8  | : | 01-33 | 36    | 21   | 02-10 | :    | 05    |       | 01    | :    |      |       |       |      | :    |      |      |        |       | 106.9 |
| 11S         | 36E | 9  | : | 04    | 26    | 27   |       | :    | 29    | 33    | 22    | :    | 22   |       |       |      | :    | 37   | 02   |        |       | 203.4 |
| 11S         | 36E | 10 | : |       |       |      |       | :    | 29    | 04    |       | :    |      |       |       |      | :    |      |      |        |       | 33.6  |
| TOTAL ACRES |     |    |   |       |       |      |       |      |       |       |       |      |      |       |       |      |      |      |      | 3191.0 |       |       |

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: 29-02239/02560A/00430/10663/10665/12058

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Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A29-00430 A29-10663 A29-10665 A29-12058

Other Water Rights Listing Overlapping Place(s) of Use:  
A29-00430 A29-02239 A29-02560 A29-02560A A29-04013 A29-04054 A29-04302 A29-04463A A29-07153 A29-07271  
A29-07276 A29-07432 A29-10663 A29-10665 A29-11452 A29-11465 A29-12058

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the  
- watermaster of State Water District No. 29H.

Remarks: GEN THIS RIGHT CONSISTS OF 8 SPRINGS AS DESCRIBED IN THE DECREE AS  
FOLLOWS: ...ALL THE WATERS OF  
1. ...THOSE CERTAIN FIVE SPRINGS ARISING UPON...THE N 1/2 OR  
THE NW 1/4 SEC 10, T10S, R35E. FROM THE CLOSE OF THE IRRIGATING  
SEASON...UP TO AND INCLUDING THE 25TH DAY OF MAY OF THE YEAR  
FOLLOWING.  
2. ...THOSE TWO SPRINGS SITUATED IN SEC 20 & 30 RESPECTIVELY  
T10S, R35E...FROM THE CLOSE OF EACH...IRRIGATION SEASON UP TO AND  
INCLUDING THE 15TH DAY OF MAY OF THE YEAR FOLLOWING.  
3. ...THOSE CERTAIN SPRINGS WHICH ARISE IN THE E 1/2 SE 1/4  
SEC 35, T10S, R35E...FROM THE CLOSE OF EACH...IRRIGATION SEASON  
UP TO AND INCLUDING THE 15TH DAY OF JUNE OF THE YEAR FOLLOWING...  
WHICH FORM THE HEAD WATERS OF WHAT IS KNOWN AS WEST SUBLETT CREEK  
.  
P/D IS HAWKINS RESERVOIR

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

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

Audit: 05/18/90 WILSON 08/03/94 THOMPSON 03/29/95 POST-STD 04/13/00 CVANDERM