

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: A29-12265
Date Received: 11/08/1990
Receipt No: (43646) E015432
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES GUTHRIE 208-775-3416
Address: P.O. BOX 12
INKOM, ID 83245

OR

Name: CAROL GUTHRIE 208-775-3416
Address: P.O. BOX 12
INKOM, ID 83245

2. Date of Priority: MAY 16, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	36E	27	NE	SW			BANNOCK
		34	NW	NE			BANNOCK

5. Description of diverting works:
TWO PUMPS TO MAINLINE TO LATERALS W/SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.200		

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

8. Total consumptive use is 532.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	36E	27	NW		NW		IRR	12.0
			SW		NW		IRR	30.0
			SE		NW		IRR	30.0
			NE		SW		IRR	38.0
			NW		SW		IRR	5.0
			SE		SW		IRR	16.0
			NW		SE		IRR	18.0
			SW		SE		IRR	18.0
						Section Acres	167.0	
		28	NE		NE		IRR	23.0
			SE		NE		IRR	5.0
							Section Acres	28.0
		34	NW		NE		IRR	18.0
							Section Acres	18.0
					Total Acres	213.0		

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:
6/19/1902-PORTNEUF RIVER(RUTH W. HANGES)

14. Remarks:
THIS RIGHT IS FOR INDIAN WATER RIGHTS AS LISTED ON ABSTRACT THAT IS ATTACHED.

15. Basis of Claim: BENEFICIAL USE

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.

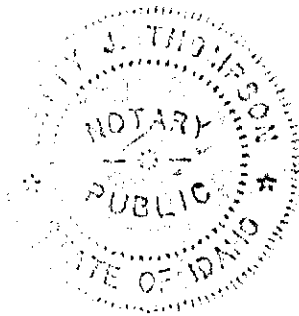
Signature of Claimant(s): Carol Guthrie Date: 11-8-90

Date: _____

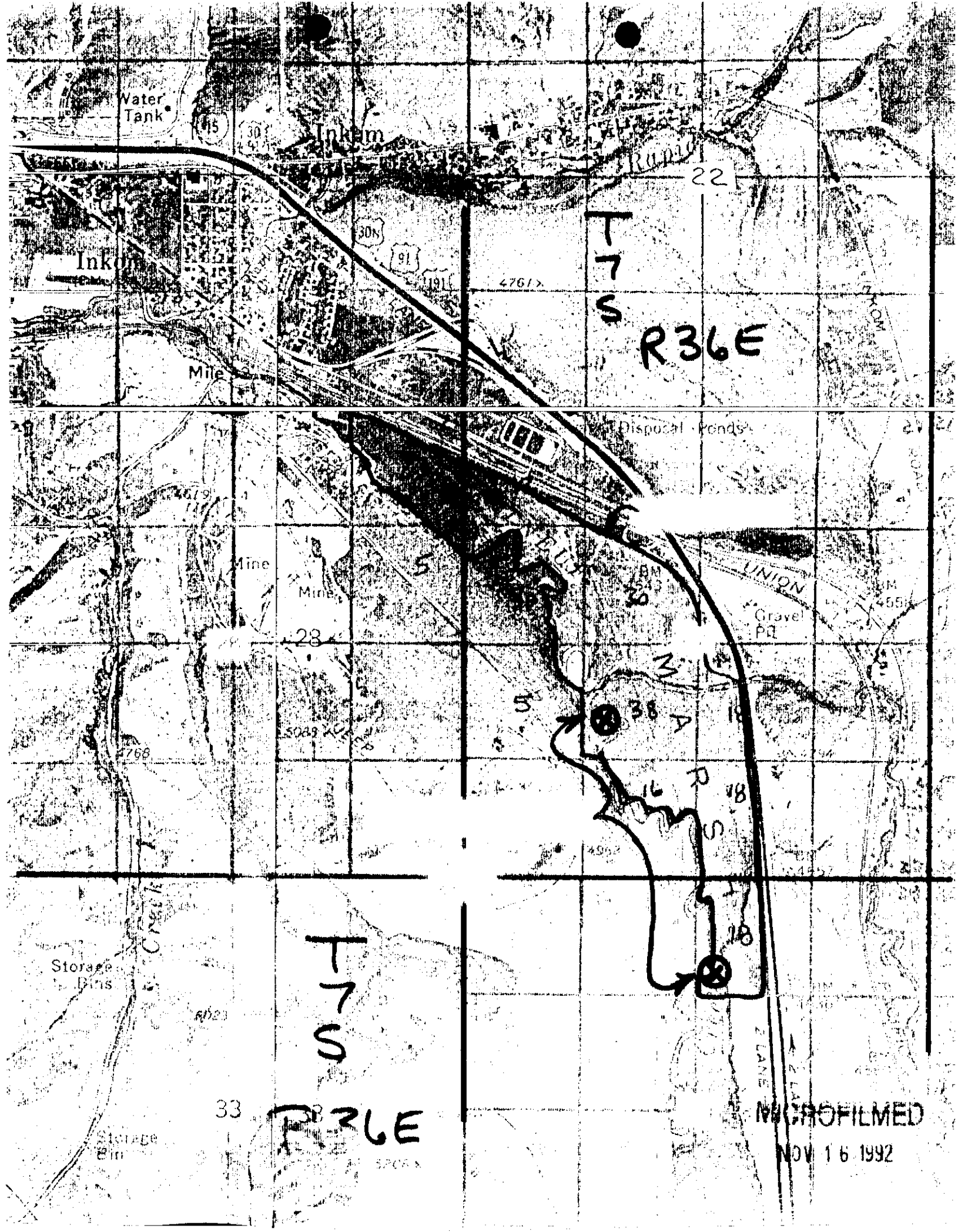
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of Nov 19 90
Betty J. Thompson
Notary Public

Seal



Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT 1010 N. 10TH ST., IDAHO
My Commission Expires 6-30-94



Water Tank

Inkom

Inkom

Mile

T
7
S

R36E

Gravel Disposal Ponds

Mine

Mine

UNION

Gravel Pit

Storage Pits

T
7
S

R36E

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Log for claim A29-12265

Spatial Dynamics PJM

9/5/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	27	NWNW	12	13	
07s36e	27	SWNW	30	27	
07s36e	27	SENW	30	29	
07s36e	27	NESW	38	34	
07s36e	27	NWSW	5	4.3	
07s36e	27	SESW	16	14	
07s36e	27	NWSE	18	9.7	
07s36e	27	SWSE	18	19	
07s36e	28	NENE	23	18	
07s36e	28	SENE	5	1.7	
07s36e	34	NWNE	18	18	
Totals:			213	187.7	

AJ5809NP
No. A29-12265

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 249

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CAROL GUTHRIE	05/16/1884	IRRIGATION	04-01 11-01	3.200 CFS	
C	JAMES GUTHRIE PO BOX 12 INKOM ID 83245 (208) 775-3416					
TOTAL DIVERSION:					3.200 CFS	
CONSUMPTIVE USE:						532.50 AFA

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07S R36E S27
S34

NESW
NWNE

BANNOCK County
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	Lt	Ac	: SUM					
07S	36E	27	:								:		12	30	30	:	38	05		16	:		18	18	:	167.0
07S	36E	28	:	23							:										:				:	28.0
07S	36E	34	:		18						:										:				:	18.0
																							TOTAL ACRES		213.0	

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: 6/19/1902-PORTNEUF RIVER(RUTH W. HANGES)

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-11732

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00290A A29-02016 A29-02016A A29-11620 A29-11620A A29-11732

Remarks: GEN THIS RIGHT IS FOR INDIAN WATER RIGHTS AS LISTED ON ABSTRACT THAT
IS ATTACHED.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 11/15/90 BLOOM 09/16/94 JTHOMPSO 03/29/95 POST-STD

FROM KEITH C. WILSON

DATE 8 Nov 1990

TO File A29-12265

SUBJECT Filmy Fee

Filmy Fee	acres	Late fee	
50 ⁰⁰	+ 213 ⁰⁰	+ 50 ⁰⁰	= 313 ⁰⁰

Paid check # 2981 dtd 8 Nov 1990

\$ 313⁰⁰ Adjudication fee\$ 200⁰⁰ Drilling Permit

 \$ 513⁰⁰ Total

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 Keith
 NOV 16 1990
 SIGNATURE

Sheet No. 3.

Instrument No. C.

GRANTORS:

Robert T. Jackson and
Hilda Jackson, his wife.

GRANTEES:

Henry A. Wittfort and Theodore H.
Gathe, co-partners doing business
under the firm name and style of
the Idaho Packing Company.

Kind of Instrument, - - - - - Warranty Deed.

Date of Instrument, - - - - - Nov. 2, 1904.

Consideration, - - - - - Five (\$5.00) Dollars.

Recorded, - - - - - Nov. 4, 1904, at 2:51 P.M. in

Book 15 of Records at page 179 Records of

Bannock County, State of Idaho.

Acknowledged by Robert T. Jackson before Fred G. Caldwell, Notary Public in and for Bannock County, Idaho, Nov. 2, 1904. Sealed.

Acknowledged by Hilda Jackson before Lorenzo D. Brown, Notary Public in and for Bannock County, Idaho, Nov. 4, 1904. Sealed.

DESCRIPTION AND REMARKS:

The South Half of the Northwest quarter, the Northeast quarter of the Southeast quarter, and the Northwest quarter of the Southeast quarter of Section twenty-seven (27), Township seven (7) South of Range thirty-six (36) East of the Boise Meridian in Idaho containing one hundred and six (106) acres, according to the official plat of the survey of said lands returned to the General Land Office by the Surveyor General. Together with any and all water and water rights thereto belonging or in any wise appertaining had, used or enjoyed in connection with the said lands, and particularly those three certain water rights described as follows: 260 inches only of that certain water right described in location of Robert T. Jackson dated June 17, 1902, filed June 27, 1902, at 2:02 P.M. and recorded in Book "2" of Water Locations at page 137 Records of Bannock County, State of Idaho, of the waters of Fortneuf River.

Also 210 inches only of that certain water right located by said Robert T. Jackson dated June 19, 1902, recorded June 30, 1902, at 1:51 P.M. in Book "2" of Water Locations at page 146 Records of Bannock County, Idaho, of the waters of Fortneuf River. And also that certain other water right established by usage of eighteen years.

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by one Batise and other Indians, who were owners and in possession of said land and water up to the time of the opening of the same to settlement under the homestead laws of the United States, and which said water right and water was purchased by grantor at the sale of improvements of Indian lands on May 26, 1902, and which said land was thereafter entered by Grantor Robert T. Jackson as a homestead and said water and water right has been used continuously by him since, said water right an Indian water right with said land and unrecorded amounting to full 160 inches.

May 26, 1902 160" = 3.2 cfs

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FEB 20