

03/18/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-2016
NAME AND ADDRESS: MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443
SOURCE: ANTELOPE CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 0.210 CFS
PRIORITY DATE: 11/17/1910
POINT OF DIVERSION:
T03N R42E S19 SWNW Lot 2 Within BONNEVILLE County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.210 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R42E S19 Lot 1 NWNW	5.2	T03N R42E S19 Lot 2 SWNW	5.3
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10.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM 1963 TO PRESENT.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

01/08/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-2016

NAME AND ADDRESS: MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443

SOURCE: ANTELOPE CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.160 CFS

PRIORITY DATE: 11/17/1910

POINT OF DIVERSION:

T03N R42E S19 SWNW Lot 2 Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.160 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T03N R42E S19 Lot 1 NWNW

3.8

T03N R42E S19 Lot 2 SWNW

4.5

8.3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM 1963 TO PRESENT.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

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: A23-02016
Date Received: 6/22/1989
Receipt No: E009229
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAXINE CLARK
Address: 1103 SWAN VALLEY HWY.
RIRIE, ID

208-538-7924

83443

2. Date of Priority: NOV 17, 1910

3. Source: ANTELOPE CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	41E	14	NW	NE		2	BONNEVILLE

5. Description of diverting works:
PORTABLE PUMP, MAINLINE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	41E	14	NE	NE	1	IRR	5.0
			NW	NE	2	IRR	10.0
			NE	NW	3	IRR	5.0
Section Acres							20.0

A23-02016

Page 1

Date: 06/22/89

MICROFILMED
NOV 07 1992

A2302016

10. Place of Use: Continued

Total Acres 20.0

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

THE POINT OF DIVERSION HAS ALWAYS BEEN IN LOT 2, SECTION 14.
ANTELOPE CREEK DOES NOT FLOW THROUGH LOT 1, SECTION 14, EVEN
THOUGH IT IS LIST AS THE LEGAL DESCRIPTION FOR THE DIVERSION.

15. Basis of Claim: LICENSE
Water Right Number: 6854

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: 1

For Individuals:

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

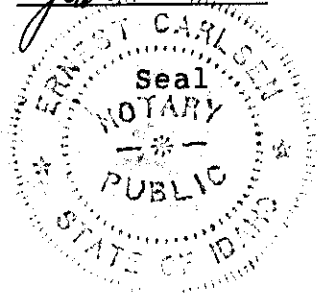
Signature of Claimant(s): Margie Clark Date: June 22, 1989

Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 22 day
of June 19 89

Ernest Carlsson
Notary Public



Residing at Albino Falls, ID
My Commission Expires 14 June 1994

01/08/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-2016

MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443
Telephone Number: (208) 538-7924

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

Correct Place of Use as shown on MAP

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

3/6/04

SIGNATURE:

Maxine Clark

Please print your name: _____

IDWR Regional Office,

3/18/04
Corrected PRR as directed

[Signature]

01/08/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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NAME AND ADDRESS: MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443

SOURCE: ANTELOPE CREEK
TRIBUTARY: SNAKE RIVER

QUANTITY: 0.160 CFS

PRIORITY DATE: 11/17/1910

POINT OF DIVERSION:
T03N R42E S19 SWNW Lot 2 Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.160 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County
T03N R42E S19 Lot 1 NWNW 3.8 T03N R42E S19 Lot 2 SWNW 4.5

8.3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM 1963 TO PRESENT.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

Contacts Data Entry Form

Water Right No. 23-2016

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner MAKINE CLARK

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

LICENSED 24 AUGUST 1912, TO WALTER BYBEE. DECEASED
23-G; H.H. FRODMAN VS G.D. LAMBERT, et al, 26 July 1944,
CITUS WALTER R. BYBEE AS A CO-DEEDANT BY FAILS TO
DECEASE MR. BYBEE'S INTEREST. THEREFORE, 23-2016 IS NOW
CONSIDERED 'NOT SUPRESEDDO' BY DECEASE AND IS
CONSIDERED A VALID LICENSE NOW HOLD BY M. CLARK
FAMILY.

FE INDICATED: POU, System/POD

Reviewer: _____

Date: _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-2016

WATER RIGHT NUMBER: 23-2016

Owner Type Name and Address
 Current Owner WALTER R BYBEE
 UCON, ID 84454

Priority Date: 11/17/1910

Basis: License

Status: Active

Source Tributary
 ANTELOPE CREEK SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

ANTELOPE CREEK	L1 ()	Sec. 14, Twp 03N, Rge 41E, B.M.
BONNEVILLE County		
ANTELOPE CREEK	L1 (NE1/4NE1/4)	Sec. 14, Twp 03N, Rge 41E, B.M.
BONNEVILLE County		
ANTELOPE CREEK	L1 ()	Sec. 14, Twp 03N, Rge 42E, B.M.
BONNEVILLE County		

Place of UseIRRIGATION Within BONNEVILLE County

T03N R41E S14 Lot 1 NENE 5.0 T03N R41E S14 Lot 2 NWNE 10.0

T03N R41E S14 Lot 3 NENW 5.0

Total Acres: 20

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: Nov. 17, 1910 Claimed Basis: LICENSERecommended Priority Date: Nov. 17, 1910 Recommended Basis: "☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES LICENSE

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T 3N, R 41E, Sec. 14, 12, NW, NE, County: BONNSource: ANTELOPE CR Tributary: SNAKE RIVERClaimed Point of Diversion: T 3N, R 41E, Sec. 14, 12, NW, NE, County: BONNSource: ANTELOPE CR Tributary: SNAKE RIVER

Recommended Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

_____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>3N</u>	<u>41E</u>	<u>14</u>	<u>2</u>	<u>NWNE</u>	<u>BONN</u>	<u>ANTELOPE CR</u>

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

TRIP TO
SNAKE RIVEROther rights from this POD? (NONE) GPS THIS POINT

Document how the POD and Source were verified and/or Pump and Motor data:

POD USES PORTABLE PUMP, MAINLINE AND SPRINKLERS. COND.POD LICENSED IN LOT 1. ACTUAL LOCATION IS IN LOT 2. C#3PUMP LAST USED ON THIS POD IN 1963WATER VERY SELDOM. RENCHES POD IN ANTELOPE CREEK. SINCE FOSTER LAND + CATTLE BUILTDAM ON ANTELOPE CREEK. WATER HAS BEEN USED ON OLD JOLLY. YARD + PASTURE UP STREAM.

Transfers Changing POD _____

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 3N, R 4E, Sec. 14, L2, NW, NE. County: BOON.Source: Antelope Ck Tributary: Snake River

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	OOQ of OO of Q	County	Source
<u>3N</u>	<u>4E</u>	<u>19</u>	<u>2</u>	<u>NESW NW</u>	<u>BOON</u>	<u>Antelope Ck</u>

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

CLAIMED AS LICENSED - ALTHOUGH THE RIGHT IS NOT USED
IN THE LICENSED POW/POD. BECAUSE WATER VERY RARELY
GETS TO THE LICENSED POW - THE WATER HAS BEEN USED
'WHEN AVAILABLE' @ T. 3N, R4E SEC. 19 W²NW.

Transfers Changing POD _____

Reviewer: _____

Date: _____

TRIB TO:
 Snake River, So. Fork



A2302016

NO TAG.

Nothing permanent at pump sites Irrigation
From these 3 site in 1963 Raised a crop
of potatoes Have not used water since on
this P.O.U. But claim to have used the
water at another home site up stream
The Old Jolley Farm.

pump site # 2



pump site # 3



Water Right

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
3N	4E	14	N2NE		BONNI			
			NBNW					

Total Acres 20⁰

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
3N	4E	19	N2NW		BONNI			Trails

Total Acres 83¹ AC GIS

Document how the POU was verified:

SFB DISCUSSION ON PAD PAGE. C45
CLAIMED POU AS LICENSUED ALTHOUGH NOT USED THERE DUE
TO LACK OF AVAILABILITY.

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Pring</i>	<i>4/1</i>	<i>11/1</i>	<i>0.40</i>	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Pring</i>	<i>4/15</i>	<i>10/31</i>	<i>0.16</i>	

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

*SOL NOT ADDRESSD BY LICENSE - 1600 DDT STD OF
4/15 TO 10/31.
Q IS BASD ON GPS AC AS $8 \times 0.02 = 0.16 - 0.40$
 $= 0.24$ cfs LOST TO RECONFIGURE/ABANDONMENT 1963 TO
PRESENT.*

Reviewer: _____

Date: _____

 Bonneville County *
 Antelope Creek *
 2/5ths second-foot *
 Irrigation *
 Priority 11/17/10. *

S T A T E O F I D A H O

Water License No. 6854.

WHEREAS, On the 17th day of November, A. D. 1910, WALTER E. BYBEE, of Ucon, County of Bonneville, State of Idaho, duly made application (No. 9918) to me for a permit to use 1.44 cubic feet per second of the waters of ANTELOPE CREEK, County of Bonneville, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 3rd day of December, A. D. 1910, Permit No. 6854 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 3rd day of December, A. D. 1912, and for the application to beneficial use of said water on or before the 3rd day of December, A. D. 1913, and,

WHEREAS, On the 1st day of July, A. D. 1911, WALTER E. BYBEE, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1.44 cubic feet per second of said waters, as evidenced by my Certificate No. 6854, dated August 24th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.44 cubic feet per second of water, with date of priority of November 17th, 1910, and,

WHEREAS, On the 1st day of July, A. D. 1911, WALTER E. BYBEE, the holder of said permit, duly made proof of the application to beneficial use of 2/5ths of one cubic foot per second of said water:

0.40 cfs

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to WALTER E. BYBEE, of Ucon, County of Bonneville, State of Idaho, the holder and owner of said Permit No. 6854, a perpetual right, dating from November 17th, 1910, to the use of 2/5ths of one cubic foot per second of the waters of ANTELOPE CREEK, in the County of Bonneville and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point on the South Line of Lot #1, about 20 rods^{330'} East of the Southwest Corner of Lot #1, Section 14, Township 3 North, Range 41, East of the Boise Meridian, and conducted to and upon 20 acres, divided as follows: (5 acres in Lot #1, 10 acres in Lot #2, and 5 acres in Lot #3, Section 14, Township 3 North, Range 41, East of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

P00
 41 SEC. 14
 T3N, R41E

WITNESS, My hand and the seal of my office at Boise, Idaho, this 24th day of August, A. D. Nineteen hundred and twelve.

A. E. Robinson,

State Engineer.

(SEAL)

No.9918

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Walter R. Bybee

Postoffice address: Idaho Falls R. F. D. #2.

County: Bingham, State: Idaho.

2. The quantity of water claimed is 1.44/100 cubic feet per second.

3. Source of water supply: Antelope Creek,
County of Bingham.

4. Location of point of diversion: on the south line of Lot 1 about 20 rds. east of SW corner of said Lot 1 of Sec. 14, Twp. 3 N. R. 41 E.B.M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 72 acres.

(b) In the following legal subdivisions: Lots 1-2 & 3 Sec.14, Twp. 3 N. R. 41 E.B.M.

6. Estimated cost of works: \$100.00

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works:

(c) Size of headgate: Width 2 feet, height 2 feet.

(d) Conduit ditch, width at bottom 2 feet, width at water line 5 feet, depth of water 1 foot. Average grade per mile is 3 feet. Length of conduit is $\frac{1}{2}$ mile, and it crosses the following quarter sections: Lots 1-2 & 3 Section 14, Township 3 North Range 41 E.B.M. to land described in 5 I (b) which is the point of intended use.

8. Time required for the completion of the construction of such work is two years.

9. Time required for the complete application of the water to the proposed use is one additional year.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Walter R. Bybee

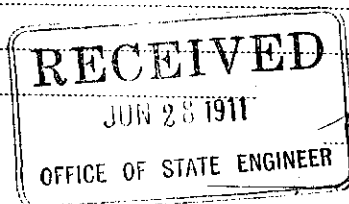
Applicant

By B. J. Briggs, Agent.

Report of Engineer

1. State name of applicant and number of permit: Walter R. Bybee - Permit 6854
 2. State source of water supply: Antelope creek
 3. Location of point of diversion: S. line Lot 1, about 20 rods E. of SW cor. of Lot 1, Sec. 14, Tp. 3 N., R. 41 EBM
 4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit:
 5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: 2'
 - (b) Width at water line: 3'
 - (c) Depth of water: 9"
 - (d) Grade per mile: 3'
 6. State whether or not water has been turned into works of diversion and if so, to what extent: Has been run 50 rods
 7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: Lot 1, under cultivation 5 acres

<u>2</u>	<u>10</u>
<u>3</u>	<u>5</u>
 8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.
- Remarks: Permit is in the Land Office, so can not state whether works are in compliance with it or not



Chas. H. T. Camp
 Water Comm. No. 1.

STATE OF IDAHO,

County of

ss.

....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this day of 191.....

My Commission Expires.....

Notary Public.

6854

APPROVAL OF STATE ENGINEER.

The number of this permit is 6854

Date of first receipt of application 9.00 a.m. November 17, 1910.

Recorded in Book 20, Page 6854 Approved December 3, 1910.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby grant the same, subject to the following limitations and conditions:

Work to begin on or before February 1, 1911, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

~~One-fifth of the work above specified to be completed on or before~~
December 3, 1911.

The whole of said work to be completed on or before December 3, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to December 3, 1915.

Witness my hand this third day of December, 1910.

D. C. Martin
State Engineer.

Both Notices received May 8th, 1911, fixing July 1st, 1911, as date, and Idaho Falls, Idaho, as place of proof.

Deposition blanks mailed May 31st, 1911, to B. J. Briggs.

Water Commissioner notified June 8th, 1911, to make the required examination.

Report received June 28th, 1911.

Beneficial Depositions and affidavit received July 17th, 1912.

Completion Depositions received, also, fees, on July 27th, 1912.

Certificate and License issued August 24th, 1912.

License issued for 2/5ths of one second-foot.

Permit No. 6854

CERTIFICATE OF COMPLETION OF WORKS

~~State to All Whom it May Concern:~~

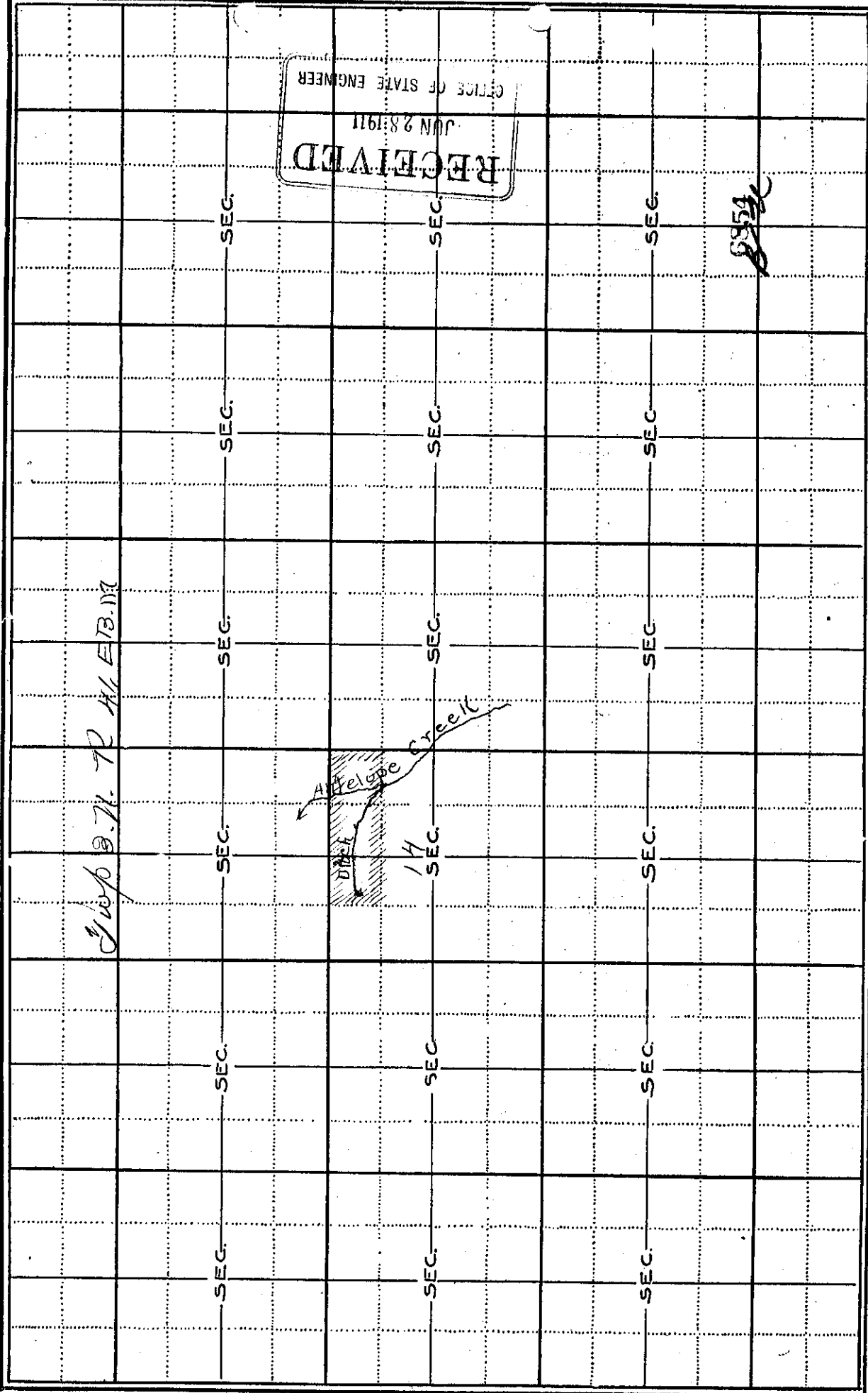
This is to certify that WALTER L. BYBEE, of Ucon, County of Bonneville, and State of Idaho, the holder of Permit No. 6854, issued upon Application No. 9918, bearing date of priority of November 17th, 1910, authorizing the diversion of 1.44 second feet of the waters of ANTELOPE CREEK, County of Bonneville, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.44 second feet of the waters of Antelope Creek, that the point of diversion of said waters is at a point on the South Line of Lot #1, about 20 rods East of the Southwest Corner of Lot #1, Section 14, Township 3 North, Range 41, East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 1, 2 and 3, Section 14, Township 3 North, Range 41, East of the Boise Meridian.

Witness my hand this 24th day of August, A.D. 1912.

A. E. Robinson,
State Engineer.

License issued for 1.44 second feet.

Page 1149



RECEIVED
JUN 28 1911
OFFICE OF STATE ENGINEER

8854

Bonneville County *
Antelope Creek *
2/5ths second-foot *
Irrigation *
Priority 11/17/10. *

STATE OF IDAHO

Water License No. 6854. /23-2016

WHEREAS, On the 17th day of November, A. D. 1910, WALTER E. BYBEE, of Ucon, County of Bonneville, State of Idaho, duly made application (No. 9918) to me for a permit to use 1.44 cubic feet per second of the waters of ANTELOPE CREEK, County of Bonneville, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 3rd day of December, A. D. 1910, Permit No. 6854 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 3rd day of December, A. D. 1912, and for the application to beneficial use of said water on or before the 3rd day of December, A. D. 1913, and,

WHEREAS, On the 1st day of July, A. D. 1911, WALTER E. BYBEE, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1.44 cubic feet per second of said waters, as evidenced by my Certificate No. 6854, dated August 24th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.44 cubic feet per second of water, with date of priority of November 17th, 1910, and,

WHEREAS, On the 1st day of July, A. D. 1911, WALTER E. BYBEE, the holder of said permit, duly made proof of the application to beneficial use of 2/5ths of one cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to WALTER E. BYBEE, of Ucon, County of Bonneville, State of Idaho, the holder and owner of said Permit No. 6854, a perpetual right, dating from November 17th, 1910, to the use of 2/5ths of one cubic foot per second of the waters of ANTELOPE CREEK, in the County of Bonneville and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point on the South Line of Lot #1, about 20 rods East of the Southwest Corner of Lot #1, Section 14, Township 3 North, Range 41, East of the Boise Meridian, and conducted to and upon 20 acres, divided as follows: (5 acres in Lot #1, 10 acres in Lot #2, and 5 acres in Lot #3, Section 14, Township 3 North, Range 41, East of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 24th day of August, A. D. Nineteen hundred and twelve.

A. E. Robinson,

State Engineer.

(SEAL)

DO NOT FILM
23 2016

Log for claim 23-02016

Spatial Dynamics LTD

6/5/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03n41e	14	NENE	5	6.7	
03n41e	14	NWNE	10	24	Indiscernible
03n41e	14	NENW	5	13	Indiscernible
Totals:			20	43.7	



State of Idaho

Department of Water Resources

Eastern Region

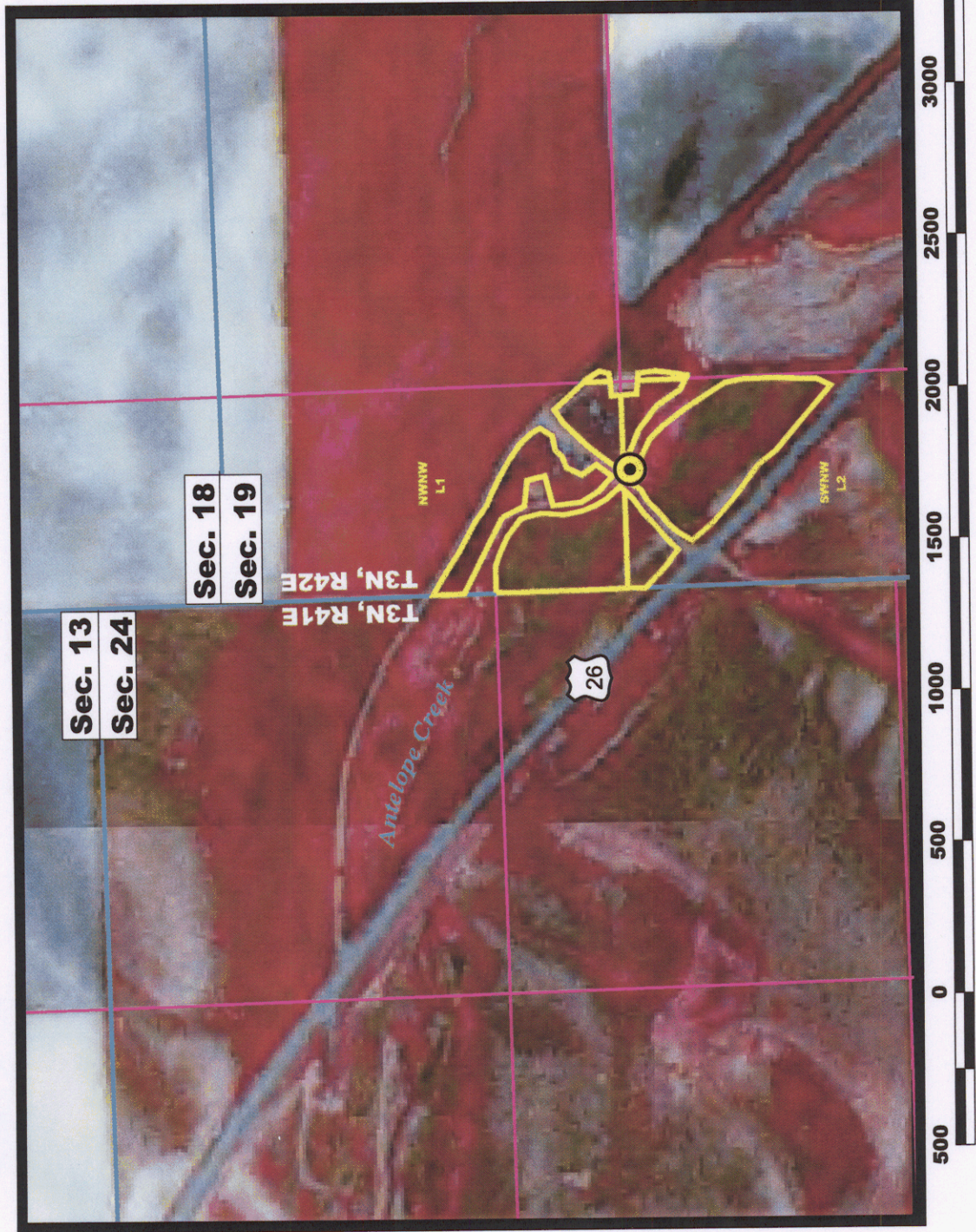


Water Right(s):

23-02016

Place of Use: (parts of)
T3N, R42E Sec. 19
NWNW (L1), SWNW (L2)

Point(s) of Diversion:
T3N, R42E Sec. 19
NESWNW (L2)



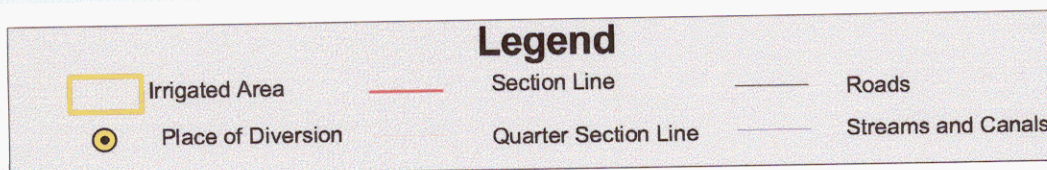
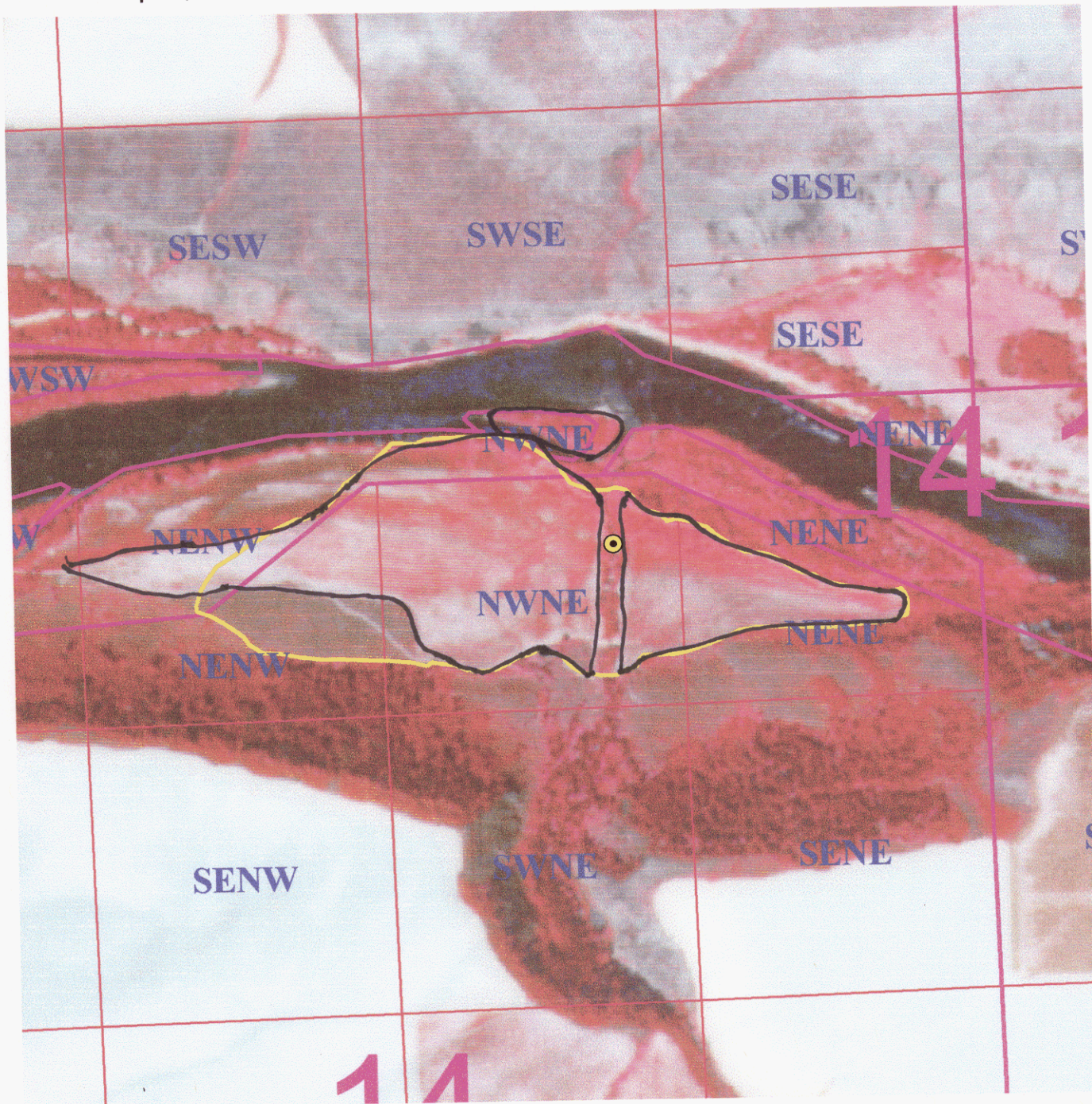
LEGEND

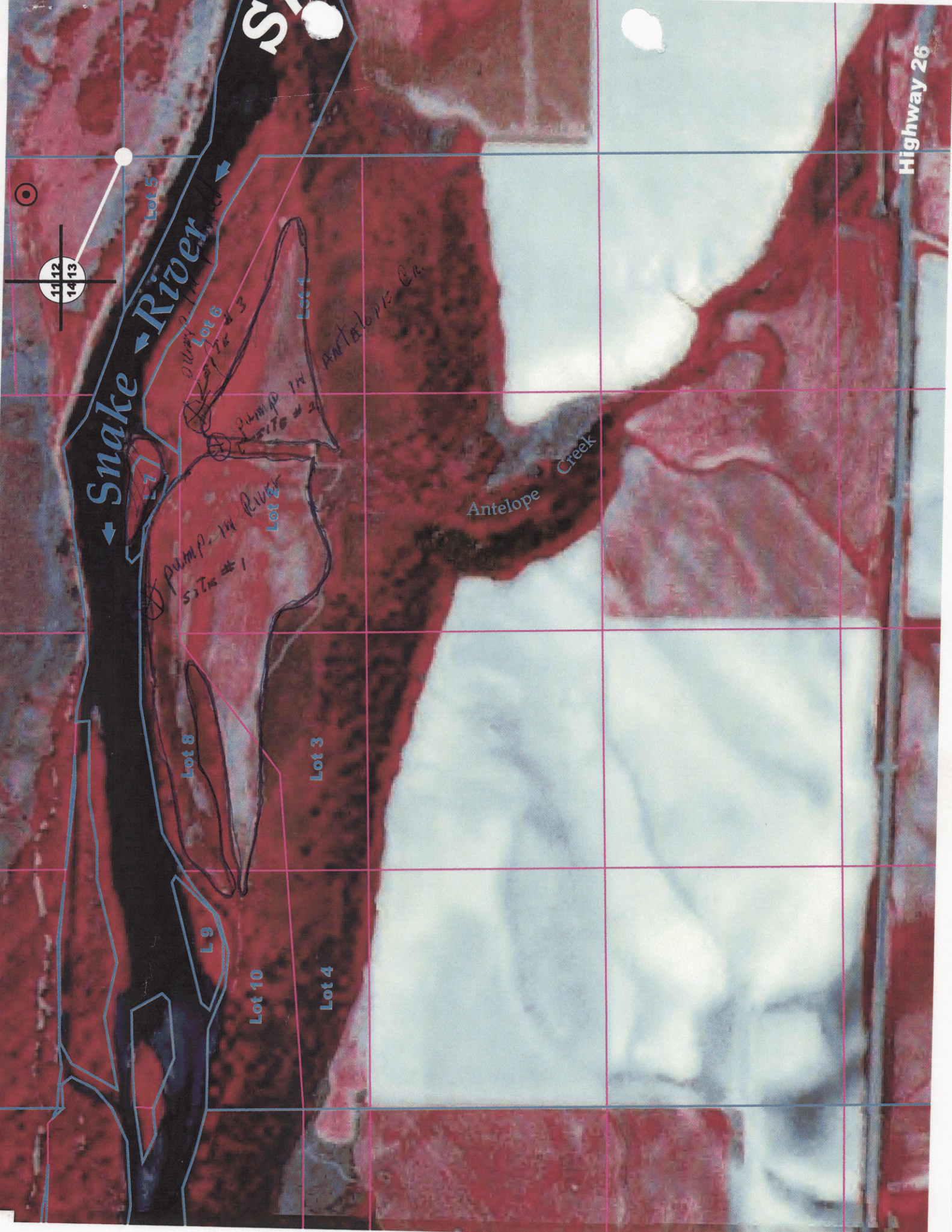
- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: March 2004

Water Right Claim Number 23-02016
Townships , 5N38E, 3N41E

06/05/2001





Highway 26

Antelope Creek

Snake River

Lot 5

Lot 6

Lot 4

Lot 3

Lot 8

Lot 10

Lot 4

L 9

site #1

site #2

site #3

Antelope Cr.

1412
1413

Sec. 13
Sec. 14

Sec. 18
Sec. 19

11



POD

2-1

T. 3N. R. 41E
T. 3N. R. 42E



TWP 3N R0E 41E

Pump

Antelope Creek

14
22 23

14 13
23 24

T3N
R41E

MICROFILMED
NOV 07 1992

19	

25			25
			19
			T3N R42E