



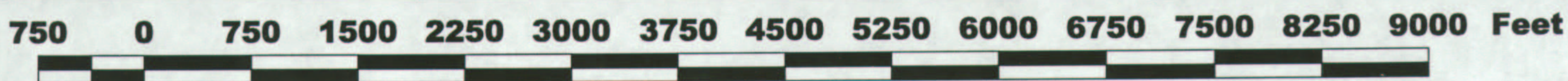
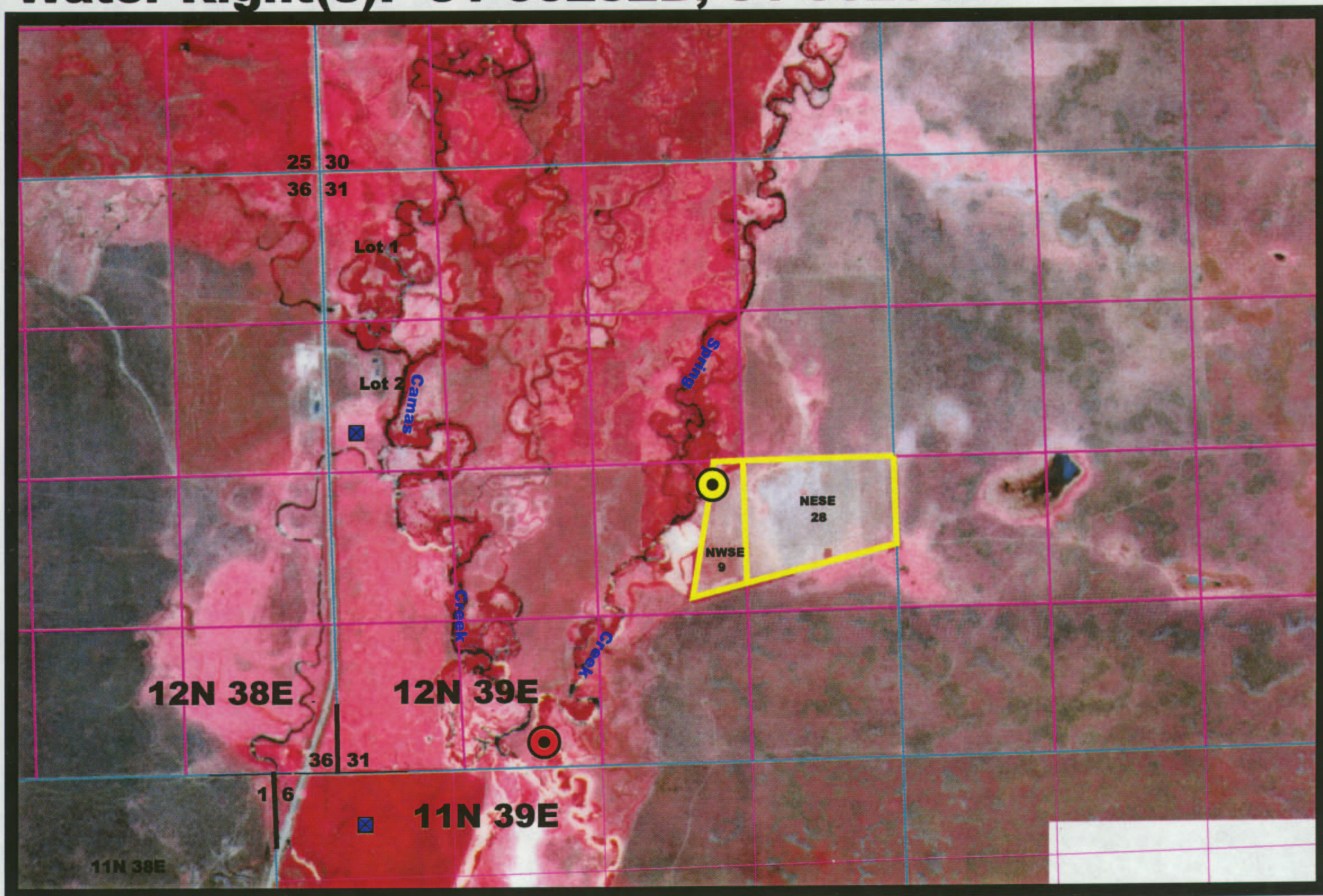
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Russell Mays

Water Right(s): 31-00252B, 31-00255D



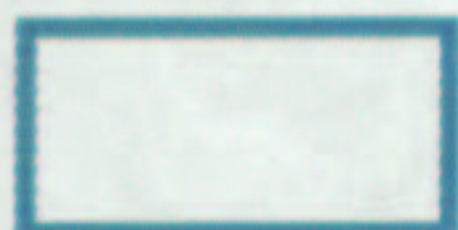
LEGEND



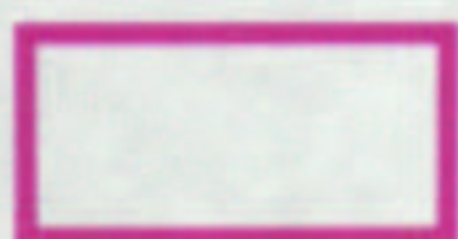
Point of Diversion

SESE

Place of Use



Section Line



Quarter-section line

**Legal Description: T12N, R39E
(parts of) Sec. 31 N2SE**

**Point(s) of Diversion: T12N, R39E
Sec. 31 NENWSE**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: Dec. 2000

A3100252B

980 000
FEET

RSE

MICROFILMED

NOV 17 1992

T 12N

T 11N



RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

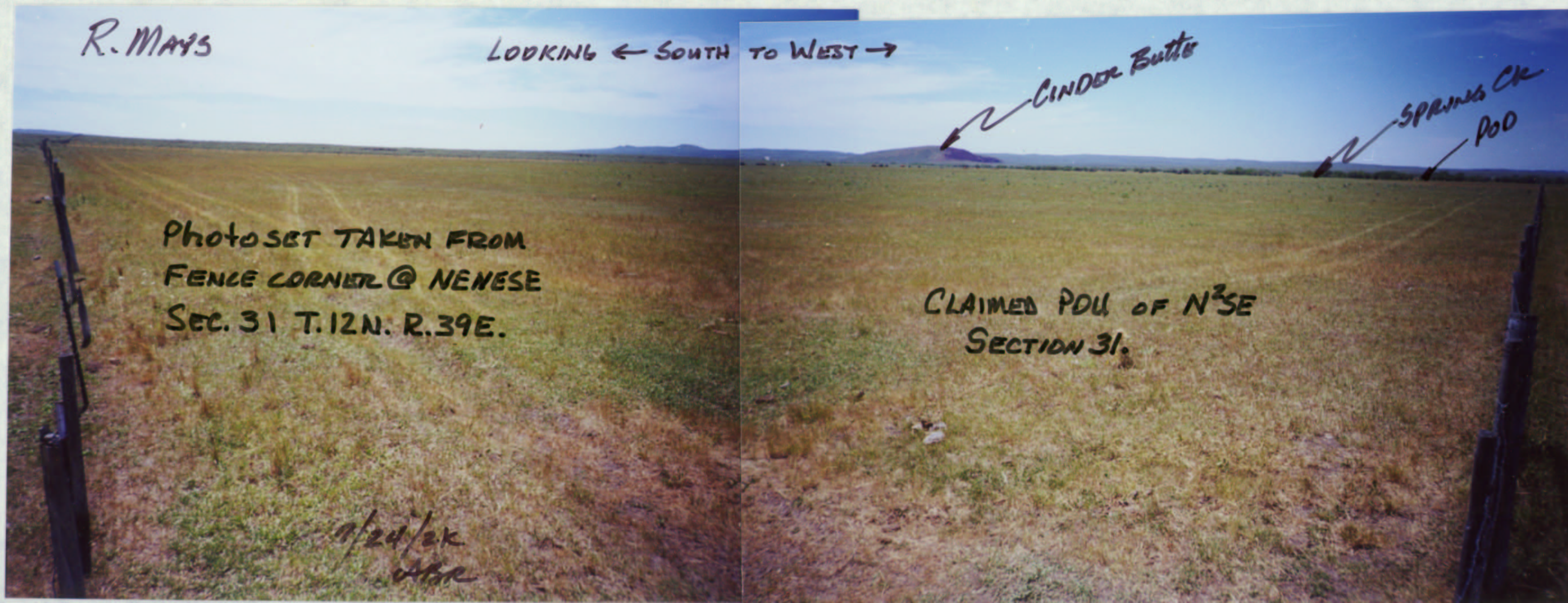
TWP.	R&E.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: SPRING CREEK

TRIB: CAMAS CREEK

REVIEWED BY: _____ DATE: _____

SYSTEM DESCRIPTION: _____



02/28/2001

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

RIGHT NUMBER: 31-252B

NAME AND ADDRESS: RUSSELL H MAYS
HC 65 BOX 2105
HOWE, ID 83244

SOURCE: SPRING CREEK TRIBUTARY: CAMAS CREEK

QUANTITY: 0.51 CFS

USE OF THIS RIGHT WITH RIGHT NO. 31-00255D IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.74 CFS.

PRIORITY DATE: 07/21/1906

POINT OF DIVERSION: T12N R39E S31 NENWSE Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05-01 10-31	0.51 CFS
STOCKWATER	05-01 10-31	0.05 CFS

PLACE OF USE:

IRRIGATION Within CLARK County
T12N R39E S31 NESE 28 T12N R39E S31 NWSE 9

STOCKWATER Use same as IRRIGATION

37 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 31-00255D IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 37 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 25.5 ACRES
WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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: A31-00252B
Date Received: 6/29/1988
Receipt No: E000582
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: RUSSELL H MAYS
Address: HC 65 BOX 2105
HOWE ID

208-767-3416

83244

2. Date of Priority: JUL 21, 1906

3. Source: SPRING CREEK

Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	39E	31	NE	NW	SE		CLARK

5. Description of diverting works:
PUMP IN CREEK WITH HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.510		

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

A.F.A.

8. Total consumptive use is 156.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	39E	31	NE	NE		IRR	24.0
			SE	NE		IRR	40.0
			NE	SE		IRR	28.0
			NW	SE		IRR	12.0

10. Place of Use: Continued

Section Acres 104.0

Total Acres 104.0

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:

A31-00255D

14. Remarks:

TRANS. 2530. CLAIMANT HOLDS CONTRACT FOR SALE ON SEC. 31 NENE &
SENE. HE OWNS ACREAGE IN SEC. 31 NESE & NWSE
CHANGED OWNERSHIP 2/9/95/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 11/ 1/1930

ERNEST SAUVE

Decree Plaintiff

W. H. ABBOTT

vs Decree Defendant

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: A31-00252B
Date Received: 6/29/1988
Receipt No: E000582
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM B. ROBISON 208-356-6537
Address: 6763 SOUTH 2000 WEST
REXBURG, ID 83440

2. Date of Priority: JUL 21, 1906

3. Source: SPRING CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	39E	31	NE	NW	SE		CLARK

5. Description of diverting works:
PUMP IN CREEK WITH HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.510		

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

8. Total consumptive use is 156.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12N	39E	31	NE	NE		IRR	24.0
			SE	NE		IRR	40.0
			NE	SE		IRR	28.0
			NW	SE		IRR	12.0

Section Acres 104.0

A31-00252B

Page 1

Date: 10/19/89

MICROFILMED

NOV 17 1992

A3100252B



10. Place of Use: Continued

Total Acres 104.0

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:
A31-00255D

14. Remarks:

TRANS. 2530. CLAIMANT HOLDS CONTRACT FOR SALE ON SEC. 31 NENE &
SENE. HE OWNS ACREAGE IN SEC. 31 NESE & NWSE

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 11/01/1930

ERNEST SAUVE

Decree Plaintiff

vs

W. H. ABBOTT

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

CIVIL CASE NUMBER: 39576

Document Number: A31-00252B
Date Received: 6/29/1988
Receipt No: E000582
Received By: DDM

*Dictated Memo to
Don Shaff. suggesting
corrective action.*

JHT

1. Name: WILLIAMS, ID 10-19-89
Address: 6763 Rexburg, ID 83440
Data Reentered by Go 208-356-6537

2. Date of Priority: JUL 21, 1906

3. Source: SPRING CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	39E	31	NE	NW	SE		CLARK

5. Description of diverting works:
PUMP IN CREEK WITH HANDLINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.510		

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

8. Total consumptive use is 156.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12N	39E	31	NE	NE		IRR	24.0
			SE	NE		IRR	40.0
			NE	SE		IRR	28.0
			NW	SE		IRR	12.0

Section Acres 104.0

A31-00252B

Page 1

Date: 06/29/1988 MICROFILMED

NOV 17 1992

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: A31-00252B
Date Received: 6/29/1988
Receipt No: E000582
Received By: DPW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM B. ROBISON 208-356-6537
Address: 6763 SOUTH 2000 WEST
REXBURG, ID 83440

2. Date of Priority: JUL 21, 1906

3. Source: SPRING CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	39E	31	NE	NW	SE		CLARK

5. Description of diverting works:
PUMP IN CREEK WITH HANDLINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.510		

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

8. Total consumptive use is 156.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12N	39E	31	NE	NE		IRR	24.0
			SE	NE		IRR	40.0
			NE	SE		IRR	28.0
			NW	SE		IRR	12.0

Section Acres 104.0

A31-00252B

Page 1

Date: 06/29/1988 MICROFILMED

NOV 17 1992

10. Place of Use: Continued

Total Acres 104.0

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:
A31-00255D

14. Remarks:

TRANS. 2530.

CLAIMANT HOLDS CONTRACT FOR SALE ON SEC. 31 NENE & SENE. HE OWNS
ACREAGE IN SEC. 31 NESE & NWSE.

15. Basis of Claim: DECREED

Water Right Number:

Case Number:

Court :

Decree date: 11/01/1930

ERNEST SAUVE

Decree Plaintiff

vs

W. H. ABBOTT.

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 Individuals:

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

Signature of Claimant(s): William B. Polson Date: Jun 29, 88

Date: _____

State of Idaho)
County of Bannock) SS.

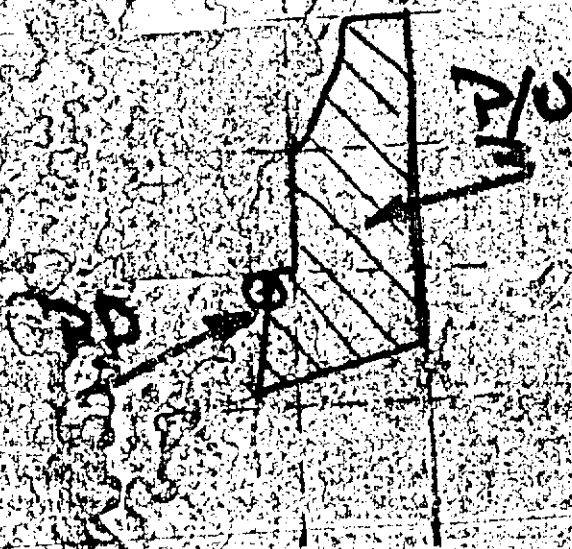
Subscribed and sworn (or affirmed) before me this 29th day
of June 19 88 Colleen Wray
Notary Public

Seal

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

A3100252B

R39E



T12N
T11N



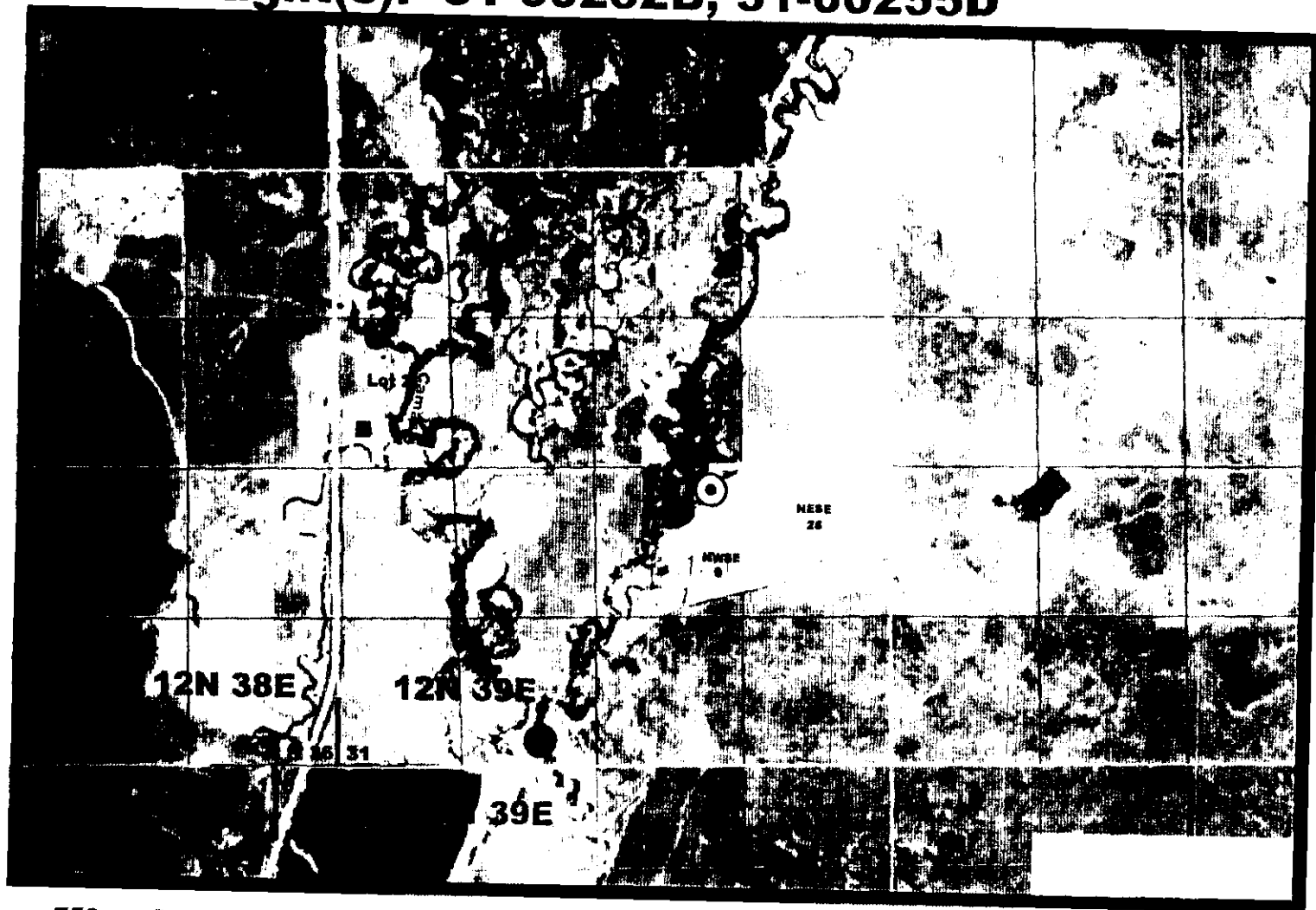
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Russell Mays

Water Right(s): 31-00252B, 31-00255D



750 0 750 1500 2250 3000 3750 4500 5250 6000 6750 7500 8250 9000 Feet

LEGEND



Point of Diversion

SESE

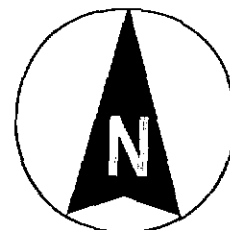
Place of Use

Section Line

Quarter-section line

Legal Description: T12N, R39E
(parts of) Sec. 31 N2SE

Point(s) of Diversion: T12N, R39E
Sec. 31 NENWSE



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: Dec. 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:19:05
05/16/95

PAGE: 15
PROFILE REPORT

CLAIM NUMBER: A31-002528

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM B. ROBISON 6753 SOUTH 2000 WEST REXBURG ID 83440 (208) 355-6537	07/21/1906	IRRIGATION	05-01 10-01	0.51 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.51 CFS 155.0 AFA

WATER SOURCE: SPRING CREEK

TRIBUTARY TO: CAMAS CREEK

STAGE: DECREED

POINT(S) OF DIVERSION:

T12N R39E S31

NENWSE

CLARK COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

				NE				NW				SW				SE												
				NE	NW	SE	SW					NE	NW	SE	SW													
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	SUM
12N	39E	31	:																									
				40																								
																								TOTAL ACRES	104.0			

POU COUNTY: CLARK

OTHER RIGHTS: A31-002550

REMARKS: TRANS. 2530. CLAIMANT HOLDS CONTRACT FOR SALE ON SEC. 31 NENE &
SENE. HE OWNS ACREAGE IN SEC. 31 NESE & NWSE

DATES: EXAM MADE DATE:

VERIFIED DATE:

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-302528

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

VERIFIED BY CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

=====

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-00252

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.060

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-002528	0.510 Mays			31-002528	3.510
-	A31-00252C	0.510 Mimborgstr.			31-00252	1.550
-	-	-			31-00252A	1.550
-	-	-			-	-
TOTAL CFS		1.020				2.050

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

NOTES:

THIS RIGHT DECREASED AS 2.06 cfs. SPLIT BY TX'S 2530 AND 3393, AS:
ORIGINAL WR AS: 2.06 cfs ON 107 AC. TX 2530 SPLITS TO AAB.
A31-00252C (MIMBORGSTR) BY TX 3393 IS MOVED (0.51 cfs ON 26 AC) OK
A31-00252B (now R. Mays) CLAIMED BY BILL ROBINSON AS 0.51-

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 12/04/24
NAME OF FIELD EXAMINER: Angela B. Robinson TITLE: SA Ayt

- THE APPROVAL OF THIS TRANSFER ON THE NEW LAND IDENTIFIED UNDER
 - ITEM 0.5 SHALL CONSTITUTE LOSS OR FORFEITURE OF THE WATER RIGHTS.
- TRANS. 3333.

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	05-01 10-01 10/31	DATABASE EXAMINER 0.510	DATABASE EXAMINER _____	DATABASE EXAMINER 136.3
TOTAL FOR THIS RIGHT		0.510		136.3
REVIEWED BY: <i>[Signature]</i>		DATE: _____		

B/D1 - 37ac

.24 cfs comb. use w/255D

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DID AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 156.0 AF/A

ACRES _____ X CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ X DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

WR RECORD CONDITIONS/REMARKS:

- R01 - A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL
- BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
- R02 - A LOCKABLE DEVICE SUBJECT TO THE APPROVAL OF THE DEPARTMENT
- SHALL BE MAINTAINED IN THE DIVERTING WORKS IN A MANNER THAT WILL
- PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.
- R04 - USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
- WATERMASTER OF STATE WATER DISTRICT NO. 31.
- T05 - THE USE OF WATER ON THE LANDS TO WHICH THE ABOVE REFERENCED WATER
- RIGHTS WERE APPURTENANT IS HEREBY ABANDONED AND FAILURE TO PUT
- THE WATER TO BENEFICIAL USE WITHIN FIVE (5) YEARS OF THE DATE OF

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.510 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.510 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A31-002557

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A31-002528	SPRING CREEK	ROBISON, WILLIAM B.	0.510	0.004		
A31-002550	SPRING CREEK	ROBISON, WILLIAM B.	0.500	0.004		
A31-00255E	SPRING CREEK	MOBERGER, JESSE C.	0.500	0.013		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A31-10215	STOCKWATER	ROBISON, WILLIAM B.	FROM 05-01 TO 12-01	.050 CFS	
A31-10211	STOCKWATER	ROBISON, WILLIAM B.	FROM 05-01 TO 12-01	.050 CFS	

A. AJ CLAIMED USES:

PURPOSES
A31-002528 IRRIGATION

10/31
MONTH/DAY
FROM 05-31 TO 10-01

DIVERSION QUANTITY
.510 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.510 CFS

B. WR RECORDED USES:

PURPOSES
31-002528 IRRIGATION

MONTH/DAY
FROM 04-31 TO 11-01

DIVERSION QUANTITY
.510 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.510 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	---
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	---
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	---

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() EXPLAIN IN NOTES, BELOW.

NOTES:

ADWR PERIOD OF USE STD IS 5/1 TO 10/31. SO RECOMMENDED DIVERS IS
UNSPECIFIC.

PRESUMPTION FLAG:

NOTES:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

K06-282

37%

[Signature]

12/04/20

A. ROOT WATER RIGHT NUMBERS: A31-002528 Mays
A31-002520 Mamberger

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12N	39E	31	NE	NE		ROBISON, WILLIAM B.	A31-002528 /24.0	-	/		
			NE	NE		MOMBERGER, JESSE C.	A31-00255E /	-	/		
			NE	NE		ROBISON, WILLIAM B.	A31-00255D /24.0	31-00255D /80.0			
* OWNERSHIP Q → Jesse Mamberger											
12N	39E	31	SE	NE		ROBISON, WILLIAM B.	A31-002528 /40.0	-	/	6.0	
			SE	NE		ROBISON, WILLIAM B.	A31-00255D /40.0	31-00255D / 8.0			
			SE	NE		MOMBERGER, JESSE C.	A31-00255E / 8.0	-	/		
* IMPROVISED Q → Jesse Mamberger											
12N	39E	31	NE	SE		ROBISON, WILLIAM B.	A31-002528 /29.0	-	/		
			NE	SE		ROBISON, WILLIAM B.	A31-10215 /	-	/		
			NE	SE		ROBISON, WILLIAM B.	A31-00255D /29.0	-	/		
12N	39E	31	N4	SE		ROBISON, WILLIAM B.	A31-002528 /12.0	-	/	5.0	
			N4	SE		ROBISON, WILLIAM B.	A31-10211 /	-	/		
			N4	SE		ROBISON, WILLIAM B.	A31-00255D /12.0	-	/		
TOTAL ACRES							A31-002528	104.00		11.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POJ DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: CLARK

SEE PHOTOS SET ABOVE

PERMISSIBLE PLACE OF USE w/ 31-00255D

TX 2530 DEDICATES LANDS T12N R39E SEC. 31 NENE (24 ac) AND SENE (14 ac).

TO WHICH WATER WAS TRANSFERRED UNDER TR. 31-00255? SENE (26 ac) RECEIVED
31-00252?

* 7/7/2K CALLED CLARK CO. ASSESSOR, RE: OWNERSHIP QUESTION OF ENE SEC. 31 T12N R39E.
THEIR RECORDS SHOW JESSE MAMBERGER, % LYLE ALBERTSON.

SEE GPS FOR
POU/AC

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:							COUNTY	DIVERSION NAME
TWP.	RSE.	SEC.	1/4	1/4	1/4	LOT		
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: SPRING CREEK

TRIP: CAMAS CREEK

REVIEWED BY: _____ DATE: _____

SYSTEM DESCRIPTION:

R. MAYS

LOOKING ← SOUTH TO WEST →

← CINDER BUTTE



A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	T4P.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-002523	12N	39E	31	NE	NW	SE		CLARK

OTHER AJ CLAIMS WITH SAME AJ POD
& PREFIX R PREFIX
A31-002550 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SPRING CREEK

TRIB: CAMAS CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	T4P.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-002523	12N	39E	30	NE	SW	SW	4	CLARK

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: SPRING CREEK

TRIB: CAMAS CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

NOTES:

TRANSFER # 2530 MOVES POD TO S&SW SEC. 31 T.12N., R. 39E.; TX # 3593 MOVES
POD TO LOT 4 (NE&SW) SEC. 30 T.12N., R. 39E. - NOT SAME AS CLAIMED.

ADDED 296888

Union Central Life
Insurance Company,
a corporation

1. 1912 - June 26

31 251
3.0 c.f.s.

Source: Crab Creek, a tributary
of Canas Creek.

Point of Diversion: Near the center
of the Northeast Quarter of the
Southeast Quarter of Section 12,
Township 12 North, Range 38 East, B.M.

For use on the following described
land, to-wit: The Southeast Quar-
ter of Section 13, Township 12
North, Range 38 East, B. M.

4. 1908 - July 21

31 252
2.06 c.f.s.

Source: Spring Creek, a tributary
of Canas Creek.

Point of Diversion: In the South-
east Quarter of the Southwest
Quarter of Section 31, Township
12 North, Range 39 East, B. M.

For use on the following described
land, to-wit: The West Half of the
Northeast Quarter, and the North-
west Quarter of the Southeast Quar-
ter, of Section 6, Township 11
North, Range 39 East, B. M.

T. 2530
3393

POD

SESW SEC. 31 12/39

POU

W2NE, NW SE, SEC. 6 11/39

A. AJ CLAIM: # A31-002523 PRIORITY DATE: 07-21-1936 STAGE: D

B. WR RECORD: # 31-002528 PRIORITY DATE: 07-21-1936 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

NOTES: DATABASE SHOWS 1906-July 21

RECOMMENDED PRIORITY DATE:
07-21-1905

AS CLAIMED

REVIEWED BY SPB

DATE 2/10/84

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/95

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-302528

847-0288
LAST: ROBISON
ADDRESS: 6763 SOUTH 2000 WEST
CITY: REXBURG
PHONE NUMBER: 208-356-5537

FIRST: WILLIAM B.

STATE: ID ZIP: 83440

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: TRANS. 2530. CLAIMANT HOLDS CONTRACT FOR SALE ON SEC. 31 NESE &
SENE. HE OWNS ACREAGE IN SEC. 31 NESE & NWSE

C/O TO: Russell Mays 2/9/95.
HCGS Box 2105
Hons ID 83244
Ph: 767-3416

FIELD EXAMINATION INFORMATION

CONTACT PERSONS: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

5/2/2K MAILED GBS MAP TO RUSSELL MAYS EXPLAINING OWNERSHIP QUESTION AND SURVEY
PROBLEM ASKING FOR HIM TO CONTACT ME OR/AND SEND DEED. 7/6/2K NO RESPONSE.
8/22/2K RUSSELL AND WIFE WERE IN TO DISCUSS THE 'SHOW PROOF OF BY LETTER'. DISCUSSED SURVEY ERROR
AND DIVERSION, CALL, ASSESSMENT ISSUES. RUSSELL UNDERSTANDS WHAT IS NEEDED AND ERROR ON
SURVEY- HE WILL GET IT FIXED. FURTHER RESOLUTION OF TITLE PROS. DESCRIPTION (W/MAP) SHOWS
AND ERROR (500') IN A CALL. MAILED CC OF ERROR TO RUSSELL - IT WILL WORK NOW -
JAMES FOR 31-00255D.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

OCT - 2 2002

Department of Water Resources

September 10, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RUSSELL H MAYS
PO BOX 51
HOWE ID 83244-0051

RE: Snake River Basin Adjudication (SRBA)
Water Rights #31-255D, 31-252B, 33-2111, 33-2112, 33-4003, 33-7024,
33-10081, 33-10082, 33-10083

Dear Claimant:

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by September 23, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim referenced above, please call this office toll-free at 1/800-451-4129 so I can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Russell H Mays
Water Right Holder's Signature

208 767 3416

Telephone No.

SCANNED
OCT 11 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

31-2550

31-252B
33-2111
33-2112
33-4003
33-7024
33-10081
33-10082
33-10083

RECEIVED

SEP 10 2002

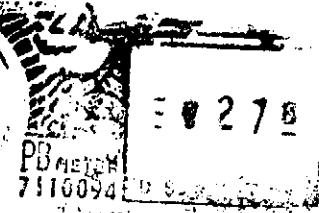
Department of Water Resources



- ☐ Not Deliverable As Addressed
- ☐ Unable To Forward
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Unclaimed ☐ Refused
- ☐ Attempted - Not Known
- ☐ No Such Street ☐ Number
- ☐ Vacant ☐ Mailable
- ☐ No Mail Receptacle
- ☐ Box Closed - No Order
- ☒ Returned For Better Address
- ☐ Postage Due

RUSSELL H MAYS
HC 65 BOX 2105
HOWE ID 83244

PRESORTED
FIRST CLASS

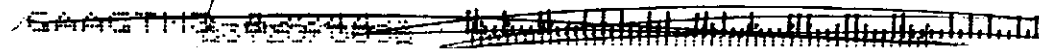


Correct address

Po Box 51

Howe ID

83244-0051



01/25/2001

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: March 9, 2001

Water right number: 31-252B

RUSSELL H MAYS

~~WG 65 BOX 2105~~

HOWE ID 83244

Telephone Number: (208) 767-3416

PO Box 51

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

No Recommendation for Stockunton

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

Add Stockunton for 250 cows

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

Stockunton is addressed by Decree

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

DATE: *2-27-01*

SIGNATURE: *Russell H. Mays*

Please print your name: *RUSSELL H MAYS*

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

RE: 31-00255D and 31-00252B.

*Not Claimed w/ Stockunton - Mr. Mays
Acquired the property after the Association
Chairs were ruled.*

Dme 2/28/01

SBRLy

Lot 2

Carmel

NESE
28

NWSE
9

Russell Mays
31-00255D, 31-00252B

12N 38E

12N 39E

36 31

16

12N 39E

30

36

31

2 Maps
31-002523
00255D

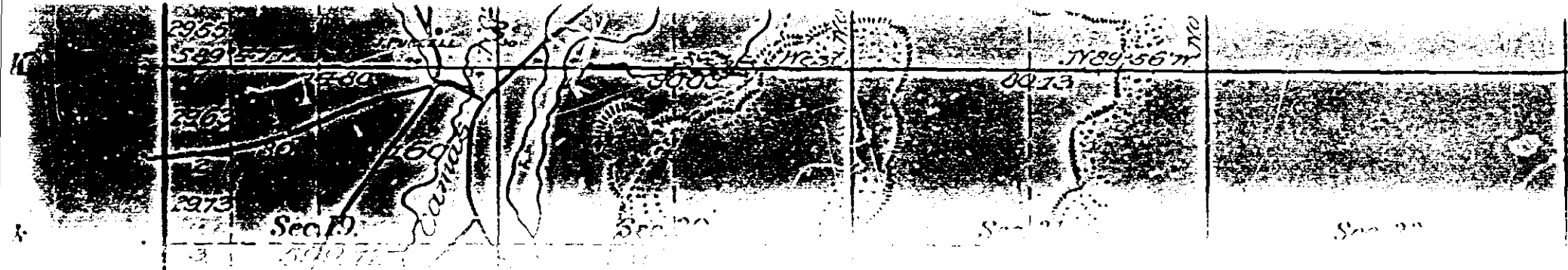
Photos

Pump (clanico)
no headbox

per

12N 39E

7/24/24
COPAC



12N., 39E.

12N 39E

30

36

31

Lot 2

SURVEY #3

SURVEY #2

SURVEY #1

Photo 587

Survey Plot
Problem



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 26, 2000

Russell Mays
HC 65 Box 2105
Howe ID 83244

Re: Request for Evidence of Use of 31-00252B, 31-00255D

Dear Claimant:

On or about July 31, 2000, you were mailed a letter requesting some type of evidence that you had exercised the (above referenced) water right to which you have a claim in the ongoing Snake River Basin Adjudication. This request made specific reference to Idaho Code 42-222, paragraph 2 which states, "All rights to the use of water... shall be lost and forfeited by a failure for the term of five (5) years to apply it to beneficial use for which it was appropriated..."

As of the date of this letter, we have not received your declaration of use of the claimed water right referenced above. Because no declaration has been received the claim to a water right will receive a Disallowed recommendation to the SRBA court.

You are responsible to provide evidence supporting your claim to a water right. If you intend to pursue a favorable recommendation and thereby avoid forfeiture, please provide evidence of water use and delivery during the years of 1977 to 1987, by October 10, 2000. **This letter of request is your final notice.**

If you no longer own the property appurtenant to the above referenced claim, please contact our office so we can notify the current owner of this important matter.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

RECEIVED

SEP 22 2000

To Whom It May Concern:

Department of Water Resources
Eastern Region

In the fall of 1986 the Kilgore ground belonging to J.C. Momberger was purchased.
In 1987 the water was transferred to both the front 46ac and the back 80ac.
Water Resources notified us to go ahead and water the ground.
During the summer of 1987 both pieces of ground were irrigated, using a centrifugal pump w/pipe.
In 1988 we received the transfer from Water Resources.
In the summer of 1988 both pieces of ground were irrigated.

Sid Brown
Partner

Sid E. Brown

*9/22/2k. This statement makes reference to Adjudication
Claims A31-00252 — and A31-00255 —. Split portions
are as yet undetermined. Sid Brown's Kator is going to
deliver a copy of this Deed/Contract from Bill Robison
to Brown's (today).*

3/13/01

To: KARILYNN TOWNSEND

From: A. B. RUBENY - EASTON

Yo Karilynn, Attached are copies of
THE RUSSO MAYS DEEDS supporting the
change(s) of Ownership for: 31-10211, 10215,
AND 10217, (all partially Deeded).

All fees paid 2/28/01 under Receipt No.
E026506.

Thanks for the help
AP

OWNERS

SCHEDULE A

td

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
TC-14690	13 4032 106 001743	09/23/98 5:00 p.m.	\$135,000.00	\$660.00

1. Name of Insured:

RUSSELL MAYS and KAYALIN MAYS, husband and wife

2. The estate or interest in the land which is covered by this policy is:
Fee Simple.

3. Title to the estate or interest in the land is vested in:

WILLIAM B. ROBINSON and NORMA RAE ROBINSON, husband and wife

4. The land herein described is encumbered by the mortgages or trust deeds, and assignments, if any, as shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

TRACT 1:

Township 12 North, Range 39 East of the Boise Meridian, Clark County, Idaho

Section 31: Lots 1 and 2.

No 60
ALSO: Beginning at the NE Corner of the SE1/4 of said Section; thence South along the Section line 822.6 feet; thence S76°53'W 1849.5 feet; thence N47°24'W 245.3 feet; thence N40°27'E 155.2 feet; thence N4°14'E 633.3 feet; thence S89°42'E along the North line of said SE1/4 2202.5 feet to the point of beginning.

OK
AND ALSO: Beginning at a point that is East 33 feet from the West 1/4 Corner of said Section 31; thence South 22 feet; thence S70°40'E 556 feet; thence N89°06'E 517 feet; thence N50°52'E 183 feet; thence North 48 feet, more or less to the North line of said SW1/4; thence West along said line 1183 feet, more or less to point of beginning.

**Section 32: SE1/4
SW1/4**

Section 33: SW1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED

OWNERS

SCHEDULE A

PROPERTY:

- a. Beginning at the Northwest Corner of Section 31, Township 2 North, Range 39 East of the Boise Meridian, Clark County, Idaho, thence south along said Section line 1076 feet, more or less to the existing fence; thence East to the East boundary line of Lot 1; thence North 1076 feet, more or less, to the North boundary line of Section 31; thence West along said boundary line to the point of beginning.
- b. That certain property conveyed to Clark County, Idaho - a political subdivision for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 29041, records of Clark County, Idaho.

TRACT 2:

Township 12 North, Range 39 East of the Boise Meridian, Clark County, Idaho

A 50 foot road right of way, described as follows:

Beginning at a point that is West along the North line of the SE 1/4 2202 feet from the NE corner of the SE 1/4 of said Section 31; thence West 1557 feet; thence South 50 feet; thence East 1557 feet; thence North 50 feet to the point of beginning.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. That certain property conveyed to Clark County, Idaho - a political subdivision for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 29041, records of Clark County, Idaho.

OWNERS

SCHEDULE B

Page 1

Policy Number: 13 4032 106 001743

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions:

1. Taxes for the year 1997 and all prior taxes have been paid.
Taxes for the year 1998 are a lien, now due and payable, but not yet delinquent.
(Tax No. 12N39E313010 \$109.96 full year, 1998)
(Tax No. 12N39E324810 \$71.30 full year, 1998)
(Tax No. 12N39E334810 \$35.64 full year, 1998)
2. Mineral Reservations as described in that certain U.S. Patent with THE UNITED STATES OF AMERICA, as Grantors, and SETH G. BEATTIE, as Grantees, dated November 21ST, 1934, and recorded in Book 3, Page 290, records of Clark County, Idaho.
3. Easement given by CLEO J. HARROP, IRVIN V. HARROP, RUTH HARROP AND ALICE G. HARROP, party of the first part to UTAH POWER & LIGHT COMPANY, party of the second part, dated December 24th, 1962, and recorded in Book 4, Page 562, records of Clark County, Idaho.
4. Memorandum Agreement and Grant of Easement by and between FOSTER LAND AND CATTLE CO., party of the first part and DONALD C. WALKER, MARJORIE WALKER, ROBERT R. WALKER AND JANA WALKER, party of the second part, dated December 20th, 1979, and recorded as Instrument No. 34546, records of Clark County, Idaho.
5. Mineral Reservations as described in that certain Warranty Deed with ALICE HARROP, dealing with her sole and separate property, as Grantors, and FOSTER LAND & CATTLE CO., a partnership, as Grantees, dated January 18th, 1998, and recorded as Instrument No. 36061, records of Clark County, Idaho.

OWNERS

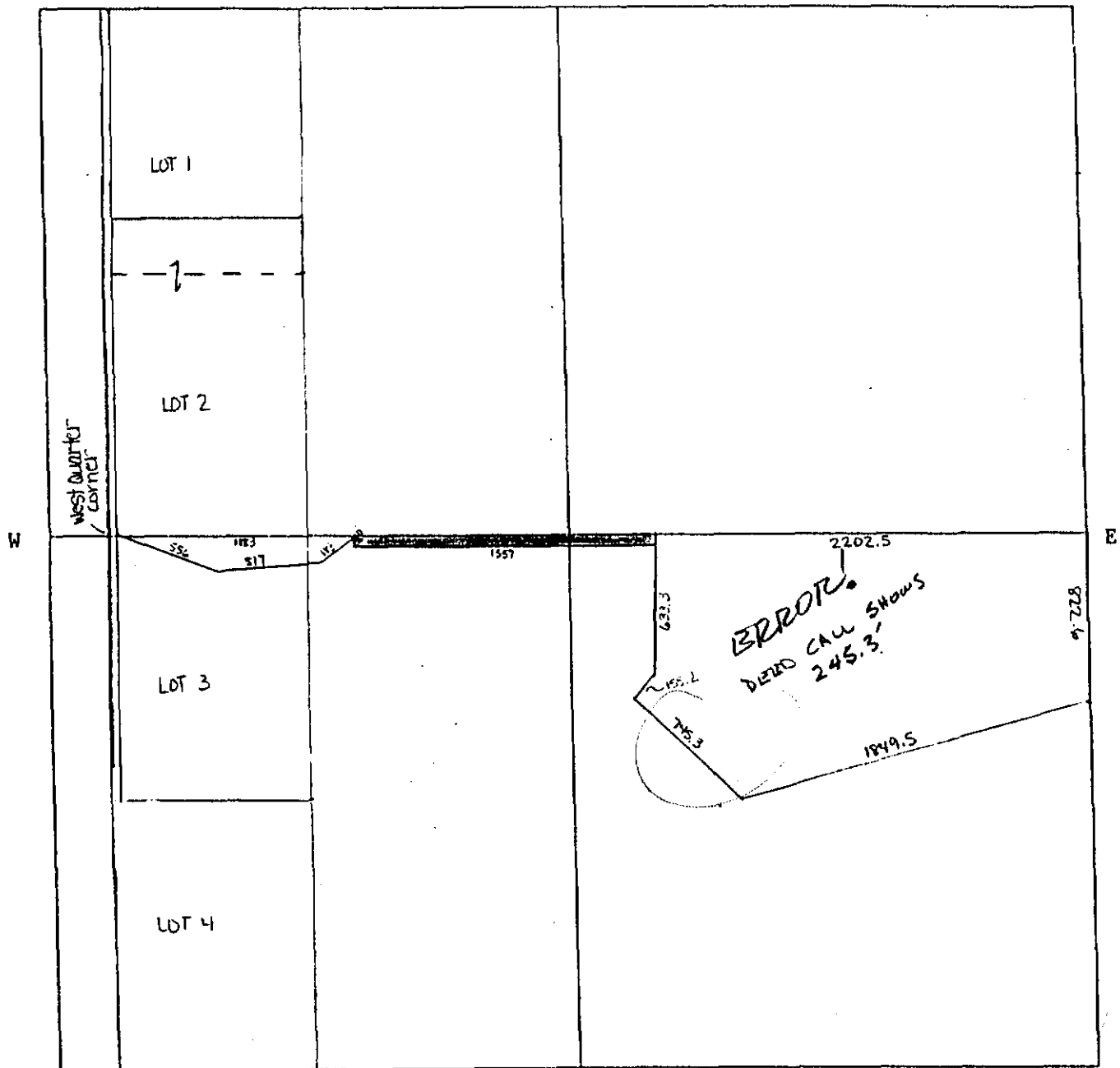
SCHEDULE B

Page 2

Policy Number: 13 4032 106 001743

6. Mineral Reservations as described in that certain Partnership Warranty Deed with FOSTER LAND & CATTLE COMPANY, as Grantors, and JESS CROFT AND SONS, INC., as Grantees, recorded as Instrument No. 36094, records of Clark County, Idaho.
7. Roadway and Trailway Easement given by WILLIAM B. ROBISON and NORMA RAE^E ROBISON, husband and wife, party of the first part to LARRY HARROP and JANICE HARROP, husband and wife, party of the second part, dated November 14th, 1985, and recorded as Instrument No. 40122, records of Clark County, Idaho. (Defective legal)
8. Terms, conditions and covenants contained in that certain Unrecorded Contract of Sale as evidenced by that certain Notice of Purchasers Interest with WILLIAM B. ROBISON and NORMA RAE ROBISON, his wife, as Sellers, and RUSSELL^M HAYES and KAYLIN^M HAYES, his wife, as Buyers, dated June 29, 1988, recorded as Instrument No. 41951, records of Clark County, Idaho and the effect of any failure to comply with said terms, conditions and covenants.
9. Any loss or damage which may result from the failure to record the Contract of Sale described in Exception (8) above.
10. Easement as evidenced by that certain contract of Sale given by J.C. MOMBERGER and MARIE MOMBERGER, husband and wife, party of the first part to LYLE ALBERTSON, party of the second part, and recorded as Instrument No. 45207 and re-recorded as Instrument No. 45369, records of Clark County, Idaho.

N



Section: 31 Township: 12N Range: 39, East of the Boise Meridian, Bonneville County, Idaho.
Clark

Scale: _____ 800 feet = 1 inch, Section
 _____ 400 feet = 1 inch, Quarter Section
 _____ 200 feet = 1 inch, Quarter Quarter Section

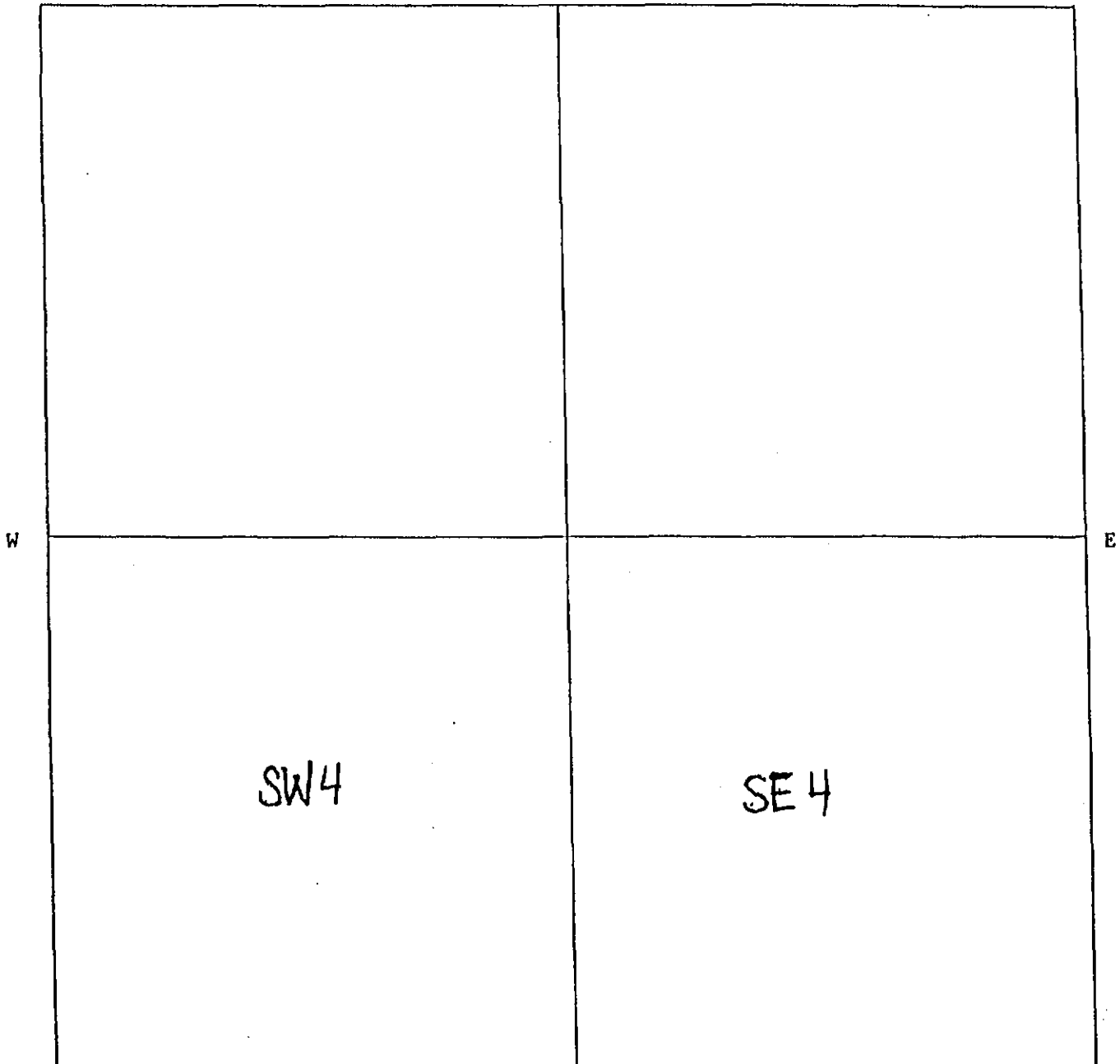
Tract 1: ☐
 Tract 2: ☒

This plat is made solely for the purpose of assisting in locating said land. The company assumes no liability for variations found, if any, with an actual survey.

Bonneville Land & Title Co.

497 N. Capital Ave. • P.O. Box 51690 • Idaho Falls, ID 83405-1690 • (208)524-6600 • Fax (208)524-6072

N



S

Section: 32 Township: 12N Range: 39, East of the Boise Meridian, ~~Bonneville~~ ^{Clark} County, Idaho.

Scale: _____ 800 feet = 1 inch, Section
_____ 400 feet = 1 inch, Quarter Section
_____ 200 feet = 1 inch, Quarter Quarter Section

This plat is made solely for the purpose of assisting in locating said land. The company assumes no liability for variations found, if any, with an actual survey.

Bonneville Land & Title Co.

497 N. Capital Ave. • P.O. Box 51690 • Idaho Falls, ID 83405-1690 • (208) 524-6600 • Fax (208) 524-6072

N

W

E

SW/4

S

Section: 33 Township: 12N Range: 39, East of the Boise Meridian, Bonneville County, Idaho.

Clark

Scale: _____ 800 feet = 1 inch, Section
 _____ 400 feet = 1 inch, Quarter Section
 _____ 200 feet = 1 inch, Quarter Quarter Section

This plat is made solely for the purpose of assisting in locating said land. The company assumes no liability for variations found, if any, with an actual survey.

Bonneville Land & Title Co.

497 N. Capital Ave. * P.O. Box 51690 * Idaho Falls, ID 83403-1690 * (208)524-6600 * Fax (208)524-6072



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 31, 2000

RUSSELL H MAYS
HC 65 BOX 2105
HOWE ID 83244

RE: EVIDENCE TO SUPPORT BENEFICIAL USE OF SNAKE RIVER BASIN
ADJUDICATION (SRBA) CLAIM(S) A31-00252B, A31-00255D

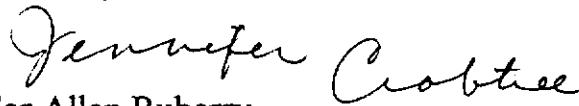
Dear Mr. Mays:

The Idaho Department of Water Resources is reviewing SRBA claims in the Kilgore area of Basin 31. Our office conducted a field exam of the above referenced claim(s) but failed to find evidence of beneficial use. Idaho Code 42-222, paragraph 2 states, "All rights to the use of water . . . shall be lost and forfeited by a failure for the term of five (5) years to apply it to the beneficial use for which it was appropriated . . ."

To avoid forfeiture, please provide evidence of water delivery and payment of the water district assessment prior to 1987. This proof must be provided within 21 days of receipt of this letter to avoid a disallowal recommendation to the Snake River Basin Adjudication court.

If you no longer own the property appurtenant to the above referenced claim, please contact our office so we can notify the current owner of this matter.

Sincerely,


For Allen Ruberry
Senior Water Agent

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

FEBRUARY 10, 1995

RUSSELL H MAYS
HC 65 BOX 2105
HOWE ID 83244

RE: CHANGE IN OWNERSHIP FOR A31-00255D, A31-00252B

Dear Mr. Mays:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED
NOV 14 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: June 29, 1988

LEGAL DESCRIPTION OF PROPERTY: Township 12 North Range 39 East of the Boise Meridian
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.
 If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

A 31-00255 D A 31-00252 B

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

William B. Robison

841 North 3900 East

Rigby, Id. 83442

☐ New Owner/Claimant
(Purchaser):

Russell H. Mays

☐ New Mailing Address:

H.C. 65 Box 2105

Howe, Idaho 83244

☐ New Telephone Number:

(208) 767 - 3416

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

Russell H. Mays

Date 2-16/95

Date

☐ Signature of Former
Owner/Claimant(s):

William B. Robison

Date Feb 6, 95

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

NOV 14 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsit e or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

CONTRACT OF SALE

THIS AGREEMENT is made and entered into this 24 day of June, 1988, by and between WILLIAM B. ROBISON and NORMA RAE ROBISON, his wife, of 6763 S. 2000 W., Rexburg, Madison County, Idaho, hereinafter referred to as "SELLERS," and RUSSELL MAYS and KAYALIN MAYS, his wife, of HC65, Box 2105, Howe, Butte County, Idaho, hereinafter referred to as "PURCHASERS."

WITNESSETH:

1. CONSIDERATION AND PROPERTY DESCRIPTION: For and in consideration of the sum of

_____ lawful money of the United States of America, to be paid by the PURCHASERS as is hereinafter provided; the SELLERS agree to sell and convey, and the PURCHASERS agree to purchase all that certain lot, piece and parcel of land, situate, lying and being in Clark County, Idaho, described as follows, to wit:

Township 12 North, Range 39 East of the Boise Meridian, Clark County, Idaho.

Section 31: Lots 1 and 2.

#1 ALSO: Beginning at the NE Corner of the SE 1/4 of said Section; thence South along the Section line 822.6 feet; thence S76°53' W 1849.5 feet; thence N47°24' W 245.3 feet; thence N40°27' E 155.2 feet; thence N4°14' E 633.3 feet; thence S89°42' E along the North line of said SE 1/4 2202.5 feet to the point of beginning.

#2 ALSO: Beginning at a point that is East 33 feet from the West 1/4 Corner of said Section 31; thence South 22 feet; thence S70°40' E 556 feet; thence N86°06' E 517 feet; thence N50°52' E 183 feet; thence North 48 feet, more or less to the North line of said SW 1/4; thence West along said line 1183 feet, more or less to the point of beginning.

#3 ALSO: A 50 foot road right-of-way, described as follows: Beginning at a point that is West along the North line of the SE 1/4 2202 feet from the NE Corner of the SE 1/4 of said Section 31; thence West 1557 feet; thence South 50 feet; thence East 1557 feet; thence North 50 feet to the point of beginning; subject to existing rights of others to use said right-of-way.

Section 32: SE 1/4.
SW 1/4.

Section 33: SW 1/4.

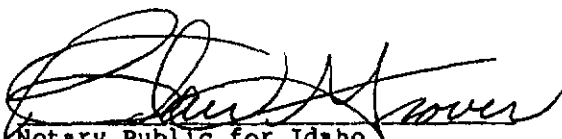
745³
This Survey Don't Close
OK
But, Don't Close To #1
MICROFILMED
NOV 14 1996

STATE OF IDAHO)
)ss
County of Jefferson)

On this 29 day of June, 1988, before me, the undersigned, a Notary Public in and for said state, personally appeared WILLIAM ROBISON and NORMA RAE ROBISON, his wife, known to me to be the persons whose names are subscribed to the foregoing, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgement first above written.

(seal)


Notary Public for Idaho
Residing at Rigby, Idaho
Commission Expires: 10/24/91

STATE OF IDAHO)
)ss
County of Jefferson)

On this 29 day of June, 1988, before me, the undersigned, a Notary Public in and for said state, personally appeared RUSSELL MAYS and KAYALIN MAYS, his wife, known to me to be the persons whose names are subscribed to the foregoing, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgement first above written.

(seal)


Notary Public for Idaho
Residing at Rigby, Idaho
Commission Expires: 10/24/91

EXCEPTING THEREFROM: Beginning at the Northwest corner of Section 31, thence South along said section line 1076 feet, more or less to the existing fence; thence East to the East boundary line of Lot 1; thence North 1076 feet, more or less, to the North boundary line of Section 31; thence West along said boundary line to the point of beginning, less any portion thereof within the county road right-of-way.

ALSO EXCEPTING THEREFROM: Oil, gas and mineral rights not owned or hereafter acquired by SELLERS.

2. PURCHASE PRICE - INTEREST - ACCELERATION: The PURCHASERS