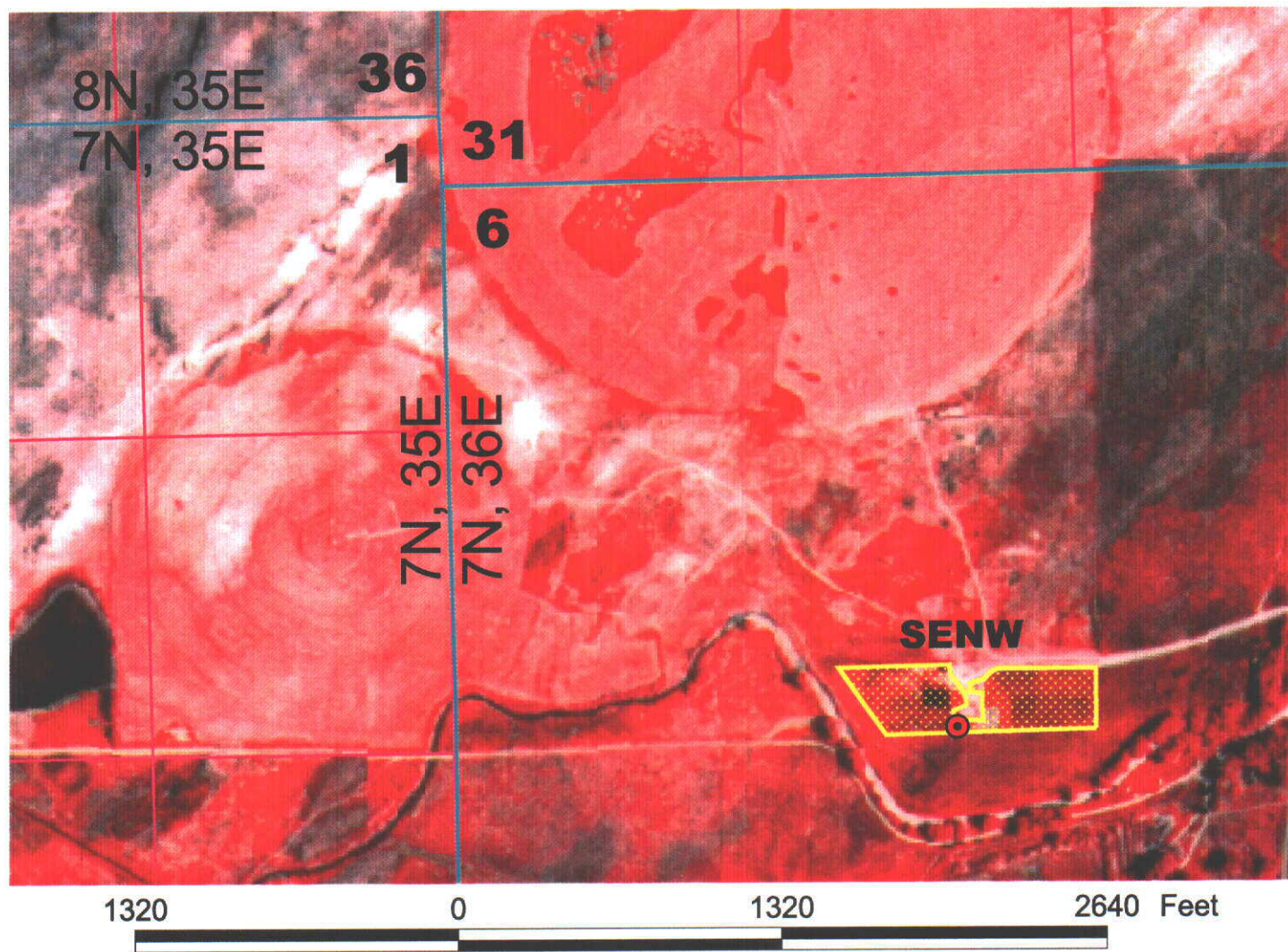




STATE OF IDAHO

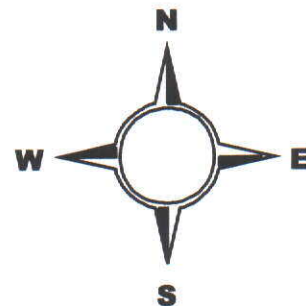
Department of Water Resources
Eastern Region

Water Right(s): 31-11434



Total Irrigated Acres: 5.2

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

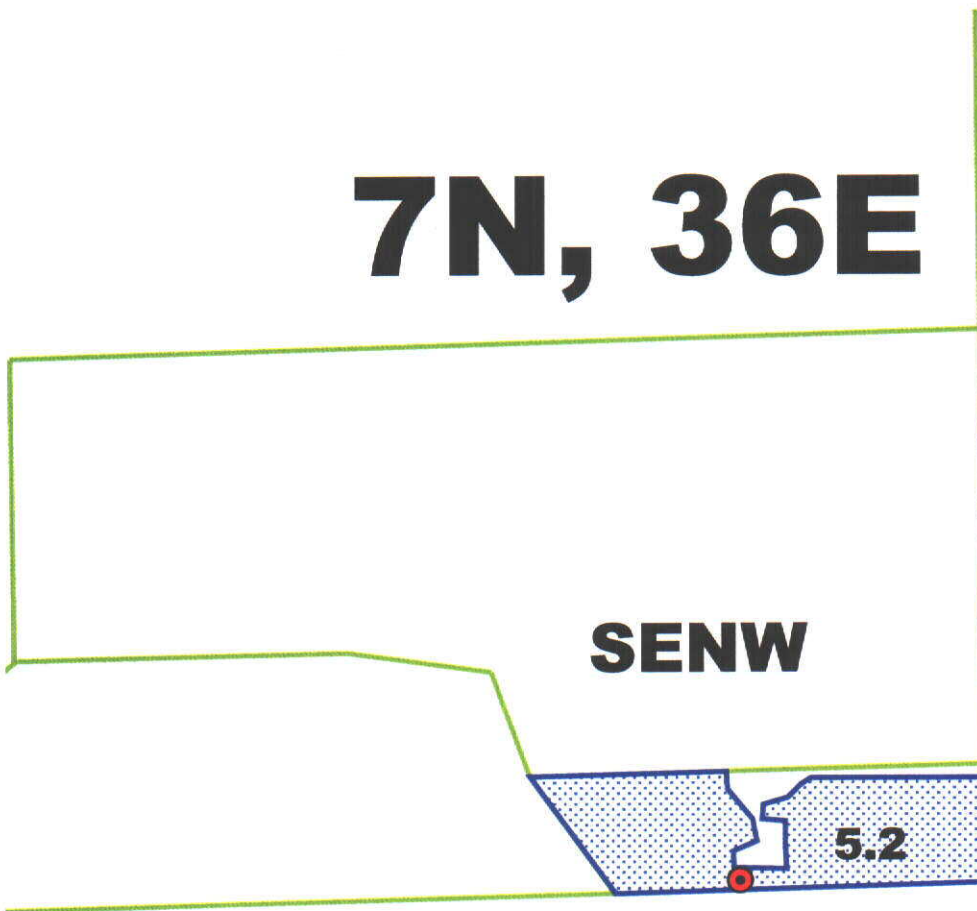


GIS Place of Use Illustration
1987/1988 Napp photography
Prepared by: C. Saxton
Date: October 2000

WR #: 31-11434

Farrel Downs

7N, 36E



Total Irrigated Acres: 5.2

Acreage Distribution

Prepared By: Craig Saxton
October 2000

10/05/2000

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

RIGHT NUMBER: 31-11434
NAME AND ADDRESS: BRENDA L DOWNS
FARREL B DOWNS
2130 E 2350 N
HAMER, ID 83425

SOURCE: GROUND WATER

QUANTITY: 0.16 CFS
19.5 AFY

PRIORITY DATE: 08/19/1955

POINT OF DIVERSION: T07N R36E S6 SESENW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	0.10 CFS 18.2 AFY
STOCKWATER	01-01 12-31	0.02 CFS 0.7 AFY
DOMESTIC 1 HOMES	01-01 12-31	0.04 CFS 0.6 AFY

PLACE OF USE:

DOMESTIC Within JEFFERSON County
T07N R36E S6 SENW
IRRIGATION Within JEFFERSON
County
T07N R36E S6 SENW 5.2
STOCKWATER Within JEFFERSON County
T07N R36E S6
SENW 5.2 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
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 31-11434
Date Received: 9/29/00
Receipt No: E 426213
Received By: CS

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

1. Name of Claimant(s)

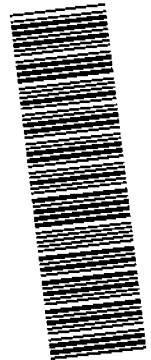
FARREL B DOWNS Phone: (208)662-5261

2130 E 2350 N
HAMER ID USA 83425

BRENDA L DOWNS Phone: (208)662-5261

2130 E 2350 N
HAMER ID USA 83425

A3111434



2. Date of Priority: 08/19/1955

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	36E	6	SE SE NW	JEFFERSON

5. Description of diverting works:

5 HP CENTRIFUGAL TO PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.11	19.6
STOCKWATER	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.17 C.F.S. and/or 19.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 50 HEAD
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	36E	6	SE	NW	IRRIGATION	5.6
			SE	NW	STOCKWATER	
			SE	NW	DOMESTIC	
					Section Acres	5.6
					Total Acres	5.6

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

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): *[Signature]* Date: 9-29-00
Orinda L. Downs Date: 9-29-00

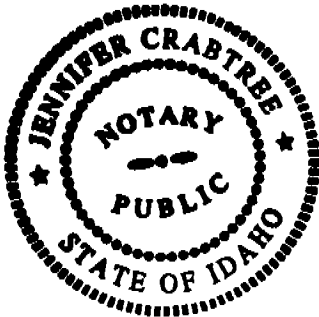
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 29th
of Sept. 2000

Jennifer Crabtree
Notary Public

Residing at Idaho Falls Idaho

My commission Expires 9/23/03

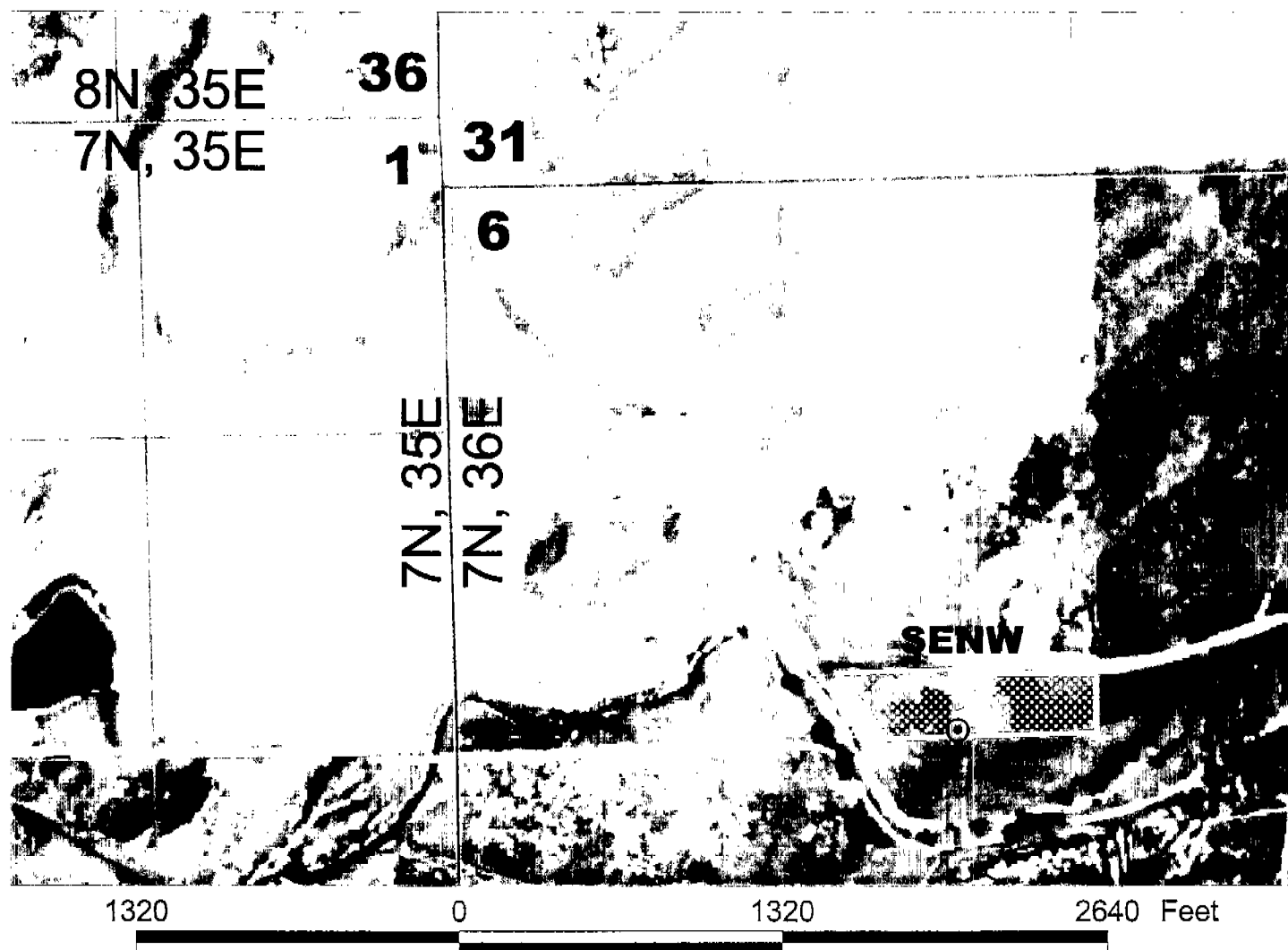




STATE OF IDAHO

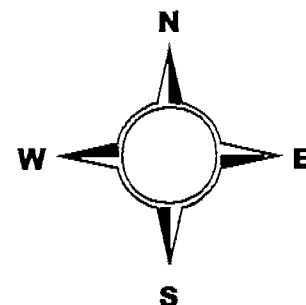
Department of Water Resources
Eastern Region

Water Right(s): 31-11434



Total Irrigated Acres: 5.2

- ⊙ Point of Diversion
- ▨ Place of Use
- Quater Section Lines
- Section Lines



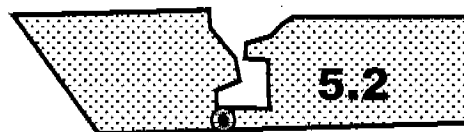
GIS Place of Use Illustration
1987/1988 Napp photography
Prepared by: C. Saxton
Date: October 2000

WR #: 31-11434

Farrel Downs

7N, 36E

SENW



Total Irrigated Area: 5.2

Acreage Distribution

Prepared By: Craig Saxton
October 2000

Memorandum

Date: 9-29-00

From: Craig Saxton

Subject: Meeting with Farrel and Brenda Downs.

Why the Meeting?

I could see from the NAPP photography and from Terraserver photos, approximately 5 acres of land was being irrigated by the Downs. There was no adjudication claim filed for the land. I sent them a letter to come in and meet with me.

History:

The Downs bought the property from J. William and Sylvia Edgington on September 20, 1990. Historically the Edgington's used wheel lines to irrigate.

Farrel generally uses pipes and open discharge from a 12 in well with a 5 hp centrifugal pump. The 5-hp pump broke recently and he has been using his domestic 1-hp pump to irrigate. He is planning to replace the 5-hp pump. Ernie said to do a theoretical calculation on the well assuming a 5-hp pump. Bryce did the calculation based on a similar well and pump, and found capacity of 1.47 cfs (see attached Calculations).

Evidence:

1987 NAPP photography and 1997 Terraserver photos show irrigation previous to 1987, and in the present. A licensing field exam done in August of 1955 shows that the land was being irrigated prior to 1963. Based on this evidence and the theoretical calculation by Bryce Contor, the Downs filed a claim for 5.6 acres, 0.11 cfs, with a 1955 priority date.

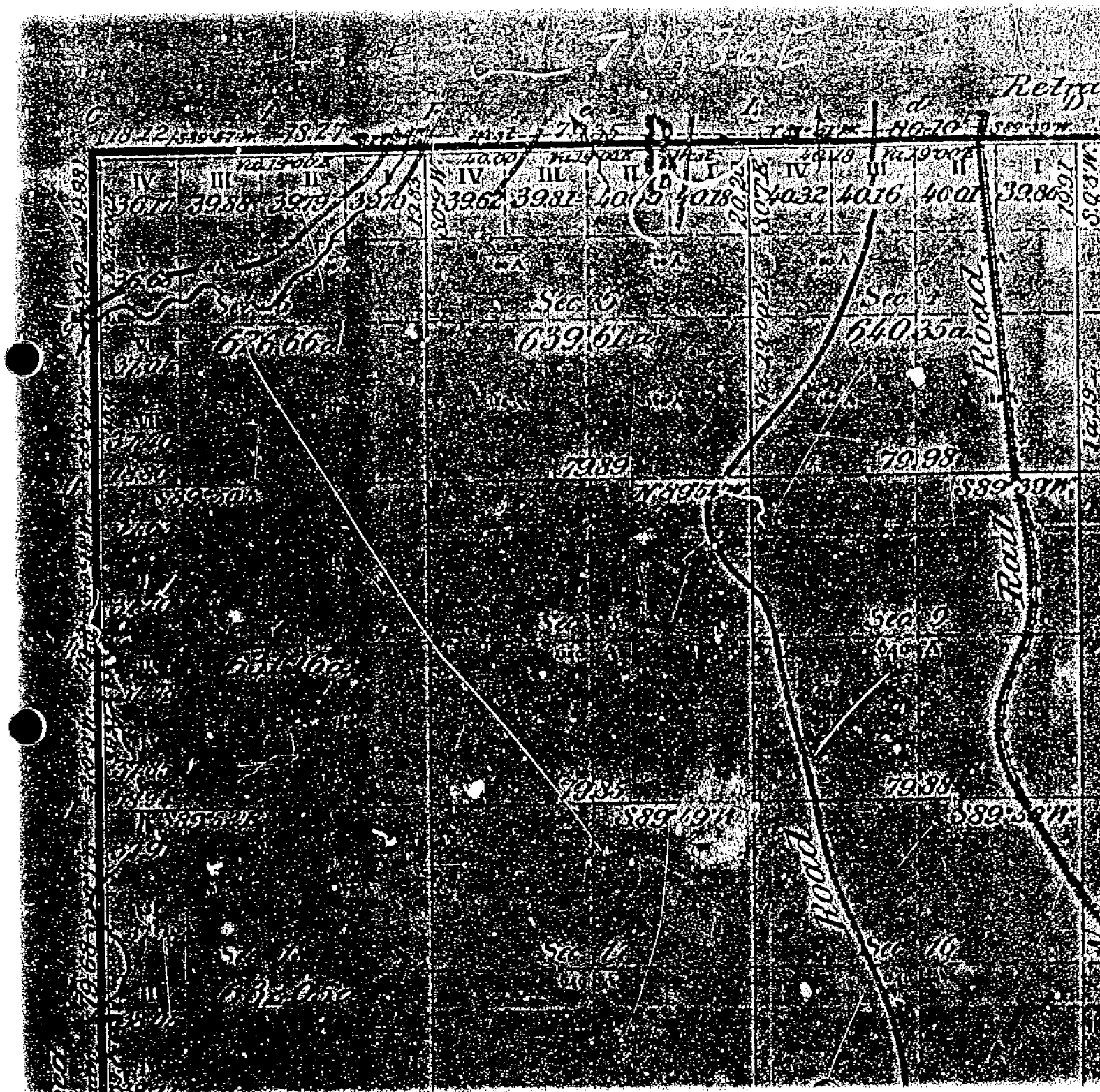
13-782	500 S-SHEETS, FILLER	5 SQUARE
42-381	50 S-SHEETS EYE-EASE	5 SQUARE
42-382	100 S-SHEETS EYE-EASE	5 SQUARE
42-389	200 S-SHEETS EYE-EASE	5 SQUARE
42-392	100 RECYCLED WHITE	5 SQUARE
42-399	200 RECYCLED WHITE	5 SQUARE

Page 8 of 8

$$T0 = 15'$$

$$GPM = \frac{\text{water HP} \times 3960}{T.O.H} = \frac{2\frac{1}{2} \times 3960}{15} = 660 \text{ GPM}$$

$$\frac{660}{448.8} = 1.47 \text{ cfs}$$



WARRANTY DEED

Int. American Title Co.
P.O. Box 403
Boise, Idaho 83722

For Value Received SYLVIA KAY EDGINGTON IZATT, formerly known as Sylvia Kay Edgington, a married woman

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

FARRELY B. DOWNS and BRENDA LEE DOWNS, husband and wife

the grantee(s), whose current address is: 2360 East 2150 North
Hamer, ID 83425

the following described premises, to-wit:

Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho,
Section 6: Beginning at the SE Corner of the NW 1/4 of said Section 6 thence running North 275 feet; thence West 1043 feet; thence in a Southeasterly direction more or less, 334.82 feet to a point 852 feet West of the point of beginning, thence East 852 feet to the point of beginning.

SUBJECT TO all easements, rights of way, covenants, restrictions, reservation as, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

257749

Microfilm No. _____
At _____ Day _____ 19 90
At 4:47 O'Clock PM
TAMRA K. STITT
Jefferson Co. Recorder CL Deputy
Fee \$ 3.00
Recorded at Request of FATS

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee(s), her heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that she is the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth that she will warrant and defend the same from all lawful claims whatsoever.

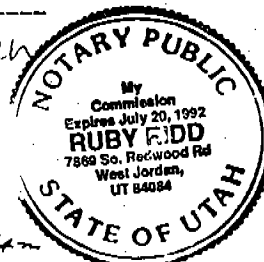
Dated: September 28, 1990

Sylvia Kay Edgington Izatt Kent G. Izatt
SYLVIA KAY EDGINGTON IZATT KENT G. IZATT

STATE OF Utah, COUNTY OF JEFFERSON Utah
On this 28th day of September, 1990, before me, a notary public in and for said State, personally appeared SYLVIA KAY EDGINGTON IZATT, formerly known as Sylvia Kay Edgington, and Kent G. Izatt known to me to be the person(s) who(es) names(s) subscribed to the within Instrument and acknowledged to me that they executed the same.

Ruby Ridd
Notary Public
Residing at: Salt Lake, Utah
Comm. Expires: 7-20-92

RECEIVED BY
ADGESSOR
FLATTING
9.28.90 Time 4:50 PM



UNITED STATES DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
DIVISION OF REALTY

TRACT DESCRIPTION
OF THE
DAVID RAY SANDERS FAMILY TRUST TRACT
(83)
JEFFERSON COUNTY, IDAHO
CAMAS NATIONAL WILDLIFE REFUGE
CONTAINING 19.88 ACRES

DESCRIPTION PREPARED BY
Brock R. Clifford
Land Surveyor
July 13, 1998
DESCRIPTION

OF THE
DAVID RAY SANDERS FAMILY TRUST TRACT

(83)

JEFFERSON COUNTY, IDAHO

The following described tract of land is located in Jefferson County, Idaho, situate approximately 5 miles Northwest of Hamer, Idaho, being a part of the land described in the Warranty Deed from Ray Sanders and Geneva Sanders, husband and wife, to David Ray Sanders Family Trust c/o David Ray Sanders and Geneva Sanders, Trustees, dated July 1, 1980, being recorded in the official Records of Jefferson County, Idaho, as instrument number 209639, said tract being more particularly described as follows;

The bearings are based on the Lambert State Plane Coordinate System, NAD 83, Idaho East Zone;
The distances are true ground distances.

T. 7 N., R. 35 E. and R. 36 E., BOISE MERIDIAN

BEGINNING at the 1/4 Section Corner of sections 1 and 6, a found 3" concrete post with a U.S. Biological Survey brass cap marked "T7N R35E R36E 1/4 S1 S6 1936", from which point the Northwest corner of Township 7 North, Range 36 East, a found stone 10 x 6 inches, projecting 4 inches above the ground, with visible marks "7N" visible on South face, "3" visible on East face and six notches visible on the Southeast corner, bears North 0°14'07" East, 2318.95 feet, and from which point U.S. Coast and Geodetic Survey Triangulation Station "REFUGE, 1959", a found 3 1/2" brass tablet, bears South 48°45'48" East, 6899.44 feet;

thence in Township 7 North, Range 35 East, along the now and former land of UNITED STATES OF AMERICA and the East and West centerline of Section 1,

North 89° 44' 59" West, 172.45 feet,

to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "153, TR 83, 1998", from which point the Center-West 1/16 Section Corner of Section 1, Township 7 North, Range 35 East, a found 3" concrete post with a U.S. Biological Survey brass cap marked "C-C, W1/16, S1, 1936", at the corner of a fence which runs South and East, bears North 89° 44' 59" West, 3695.40 feet;

thence, through the land of Sanders,

North 22° 56' 40" East, 196.33 feet,

to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "109, TR 83, 1998";

thence,

North 50° 57' 56" East, 631.50 feet,

passing the line between Township 7 North, Ranges 35 and 36 East at 124.85 feet;

North 50°57'56" East, 506.65 feet,
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "110, TR
83, 1998";

thence, continuing through Township 7 North, Range 36 East,
South 89° 59' 50" East, 758.64 feet,
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "112, TR
83, 1998";

thence, along an existing fence line,
South 81° 18' 14" East, 331.43 feet
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "117, TR
83, 1998";

thence, along an existing fence line
South 19° 11' 30" East, 256.71 feet
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "151, TR
83, 1998", common with the Northwest corner of F.B. Downs, as described in the Warranty
Deed from The David Ray Sanders Family Trust c/o David Ray Sanders and Geneva Sanders,
Trustees, to J. William and Sylvia Kay Edington, dated July 16, 1984, being recorded in the
Official Records of Jefferson County, Idaho, as instrument number 225328;

thence, along the westerly boundary of F.B. Downs, and an existing fence line,
South 34° 41' 17" East, 332.70 feet,
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "152, TR
83, 1998", common with the Southwest corner of F.B. Downs, on the East and West centerline of
section 6, from which point the center 1/4 section corner of Section 6, a found 3" concrete post
with a U.S. Biological Survey brass cap marked "T7S, R36E, C1/4, S6, 1936", bears N.
89°34'20" E., 852.00 feet;

thence, along the land now and formerly of UNITED STATES OF AMERICA and the East and
West centerline of Section 6

South 89° 34' 20" West, 1754.66 feet,

to the point of BEGINNING, containing 19.88 acres, more or less.

The above described tract of land, or less, is delineated on a map tracing designated DAVID
RAY SANDERS FAMILY TRUST TRACT, (83), bearing the date of July 13, 1998, of record
in the files of the Department of the Interior. A print from that map tracing is attached hereto.

UNITED STATES DEPARTMENT OF THE INTERIOR

FISH AND WILDLIFE SERVICE

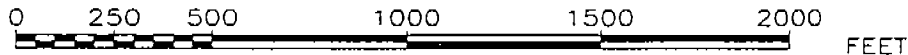
CAMAS NATIONAL WILDLIFE REFUGE

DAVID RAY SANDERS FAMILY TRUST TRACT

(83)

19.88 ACRES

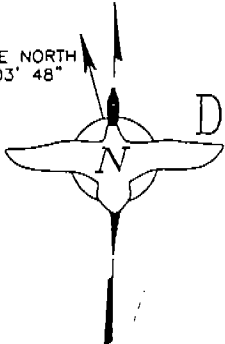
JEFFERSON COUNTY, IDAHO



BOISE MERIDIAN

T. 7 N., R. 35 & 36 E.

GRID NORTH



ID SPCS ZONE EAST NAD 83

GRID = 0.99994803

DISTANCES SHOWN ARE TRUE GROUND

LEGEND:

- ✕ FOUND MARKED STONE
PER GLO NOTES.
- ⚡ FOUND 3" CONCRETE POST
WITH U.S. BIOLOGICAL SURVEY
BRASS CAP PER 1936
FIELD BOOKS.
- ⊙ SET 5/8" REBAR WITH
U.S. FISH & WILDLIFE
ALUMINUM CAP.

SANDERS FAMILY TRUST TRACT (83)

106	N. 89° 44' 59" W.	172.45
153	N. 22° 56' 40" E.	196.33
109	N. 50° 57' 56" E.	631.50
110	S. 89° 59' 50" E.	758.64
112	S. 81° 18' 14" E.	331.43
117	S. 19° 11' 30" E.	256.71
151	S. 34° 41' 17" E.	332.70
152	S. 89° 34' 20" W.	1754.66
106		

N 1/4
SECTION 6
REMONUMENTED
WITH 5/8" REBAR
& U.S.F.W.S.
ALUM. CAP.

NW COR.
T. 7 N., R. 36 E.

SANDERS FAMILY TRUST

SECTION 1

SECTION 6

SANDERS FAMILY TRUST

TR (83)

F.B. DOWNS

(TRACT 33)
U.S.A.

(TRACT 33)
U.S.A.

THIS MAP WAS COMPILED FROM OFFICIAL PLATS
OF THE BUREAU OF LAND MANAGEMENT, FIELD
SURVEYS MADE 1936 AND JUNE 1998 BY THE
FISH AND WILDLIFE SERVICE AND RECORDS IN
THE FILES THEREOF.

7/13/98

Brock R. Clifford

DATE

BROCK R. CLIFFORD
LAND SURVEYOR

U.S.C.&G.S.
"REFUGE, 1959"

ARC 980713

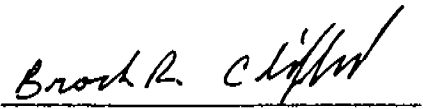
UNITED STATES DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
DIVISION OF REALTY

STATE OF OREGON)
)ss
COUNTY OF MULTNOMAH)

I hereby certify that the attached map of the

DAVID RAY SANDERS FAMILY TRUST TRACT (83)

has been correctly platted from field notes and other data obtained from the files of the Bureau of Land Management; Department of the Interior; from notes and other data obtained from field surveys by the Fish and Wildlife Service; and from the records of Jefferson County; that the section and lot lines and other subdivision lines, as here shown, have been placed upon said map after careful consideration of all available data on the subject; and that all said data, as shown upon the attached map, have been checked by me and are correct to the best of my knowledge and belief.



Brock R. Clifford
Land Surveyor

DATE: July 13, 1998

UNITED STATES DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
DIVISION OF REALTY

CERTIFICATE OF OCCUPANCY
CAMAS NATIONAL WILDLIFE REFUGE
JEFFERSON COUNTY, IDAHO

I hereby certify that on June 17, 1998 I, Brock R. Clifford, a U.S. Fish and Wildlife Service Land Surveyor, made a personal inspection of DAVID RAY SANDERS FAMILY TRUST TRACT (83) as shown on the accompanying map, and found evidence of present or past occupancy and use as shown below:

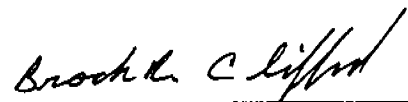
TRACT (83)

1.) The Tract is pasture land, encompassing Camas Creek.

2.) There are no improvements located on this Tract.

3.) An old fence runs along portions of the North and East boundaries and the entire South boundary of the Tract.

Upon this tract of land, no recent structures, improvements, building materials furnished or labor done were found from which a Mechanic's lien or Material Man's lien might arise.



Brock R. Clifford
Land Surveyor

DATE: July 13, 1998

☐ Pump ☐ Bailer ☐ Air ☐ Other

Discharge G.P.M.

Pumping Level

Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
10	0	8	Brown blow sand.		X
10	8	10	Black basalt & boulders.		X
10	10	19	Brown gummy clay.		X
10	19	25	Broken black basalt.		X
10	25	33	Hard black basalt.		X
10	33	35	Broken basalt & cinders.	X	
10	35	40	Red cinders & clay.	X	
10	40	50	Broken basalt & cinders.	X	

☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

Casing schedule: ☒ Steel ☐ Concrete ☐ Other

Thickness		Diameter		From	To
<u>.250</u>	inches	<u>10</u>	inches	+	<u>1</u> feet
<u> </u>	inches	<u> </u>	inches	<u> </u>	feet
<u> </u>	inches	<u> </u>	inches	<u> </u>	feet
<u> </u>	inches	<u> </u>	inches	<u> </u>	feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name

Type	Model No.
------	-----------

Diameter	Slot size	Set from	feet to	feet
----------	-----------	----------	---------	------

Diameter	Slot size	Set from	feet to	feet
----------	-----------	----------	---------	------

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel

Placed from _____ feet to _____ feet

Surface seal depth 18+ Material used in seal: ☐ Cement grout

Bentonite ☐ Puddling clay ☐ Well cuttings

Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

☐ Cemented between strata

Describe access port Well Cap

Sketch map location must agree with written location.

N

Subdivision Name

Lot No. Block No.

County Jefferson

NW 1/4 SE 1/4 Sec. 6 T. 7 N/R. 36 E/M

10.

Work started 5/26/82 finished 5/26/82

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Andrew Well Drilling Firm No. 5

Cont.

Address 1268 E. 17th Street Date 6/2/82

Idaho Falls, Idaho 83401

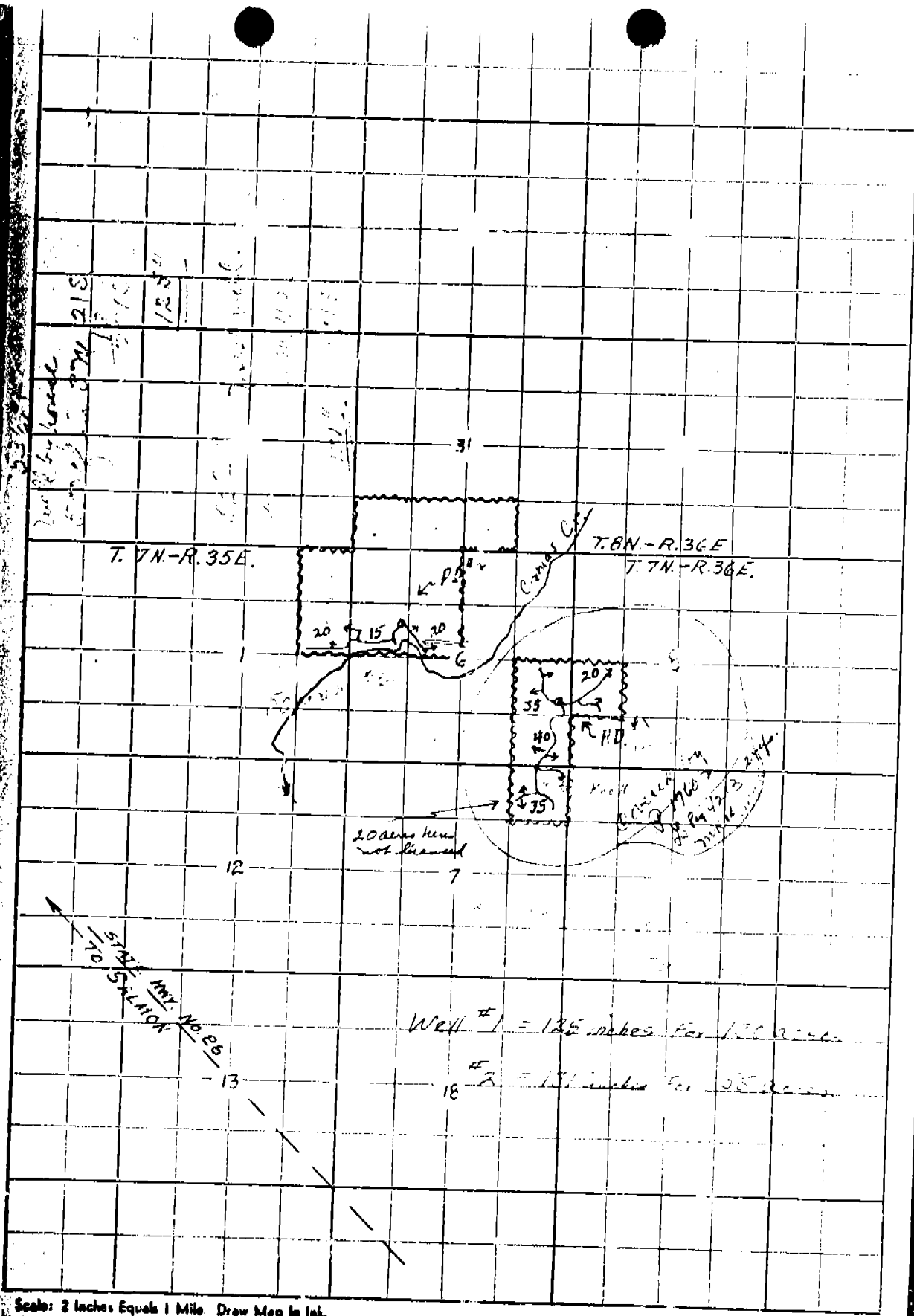
Signed by (Firm Official

and

(Operator)

Permit No. 19033

19033



Scale: 2 inches Equals 1 Mile. Draw Map in ink.

19033