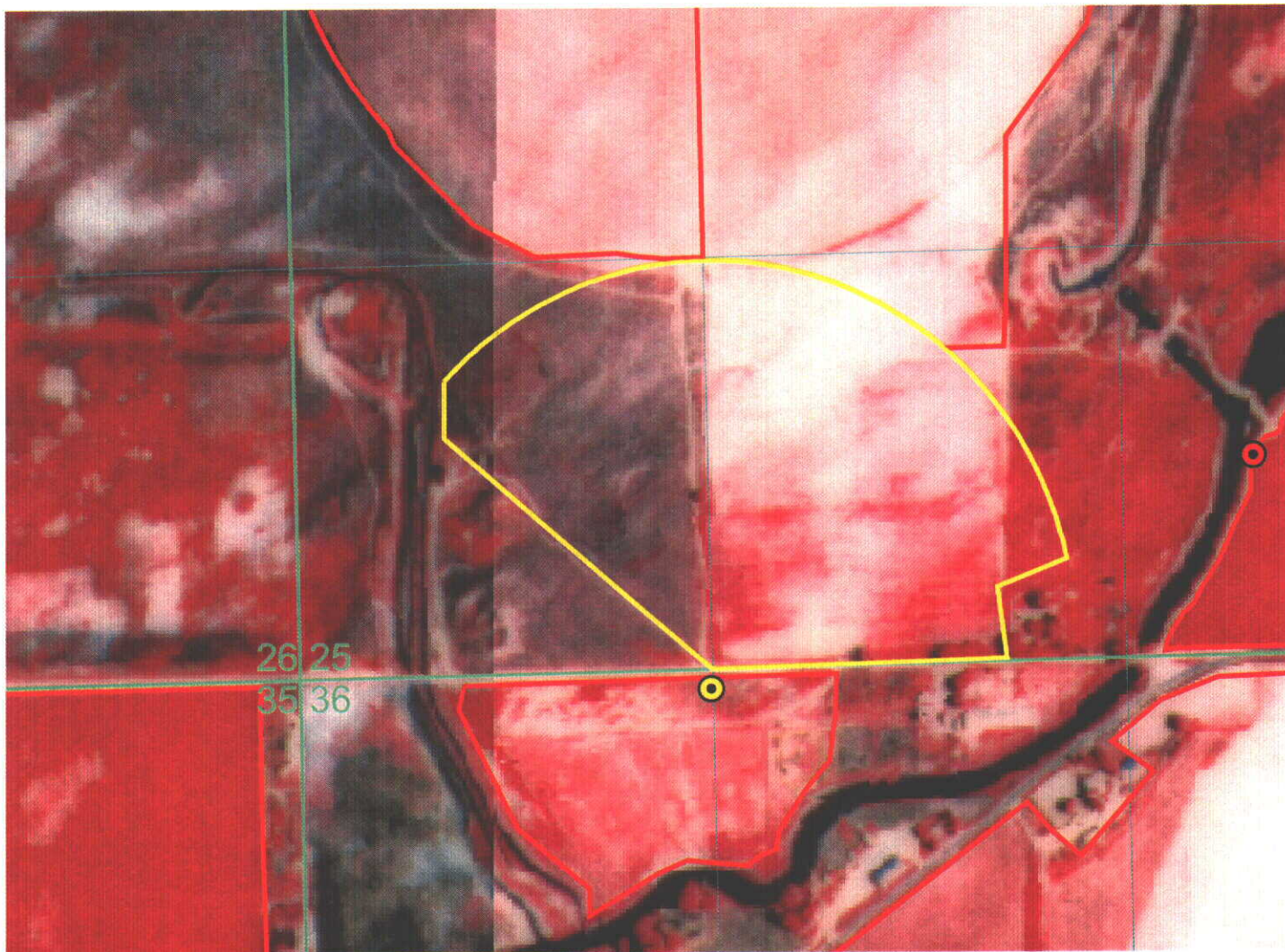
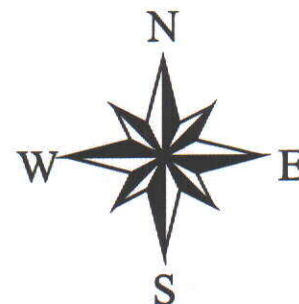




0 1320 Feet

- Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

Priority Date: 09/02/1961
Basis: License
Status: Valid

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.28 CFS	38.5 AFA	
Total Diversion			0.28 CFS	38.5 AFA	

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	35E	36	NE NW NW		JEFFERSON

IRRIGATION Use:

Acre Limit: 11

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	35E	25		SWSW	18.6		SESW	23.4						

Total Acres: 42

Conditions of Approval:

1. C18 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.

Remarks:

1. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 31-7043 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 42 ACRES IN A SINGLE IRRIGATION SEASON.
2. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 11 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
bcontor	11/15/00	Recommendation	Per Post-1987 formal transfer 5693, copy in overlapping file 31-7043.

Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary	11/15/00 12:52:28 PM		11/15/00 12:52:28 PM	bcontor	Complete

Other Information:

Receipt Number(s):

State or Federal:

Owner Name Connector:

Overall Max Diversion Rate: 0.28

Overall Max Diversion Volume: 38.5

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

PresumptionFlag:

Notice of Error Flag:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>
POD	11/15/00 12:45:39 PM	bcontor
POD	11/15/00 12:45:12 PM	bcontor
Summary	11/15/00 12:52:27 PM	bcontor

Log Text

Edited PLS

Edited point location

1. (NO) The basis of the claim is not beneficial use.
3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.
5. (YES) General remark was required.
6. (NO) Explanatory remark was not required.
7. (NO) Additional condition was not required.
8. (YES) Wanted to view the recommended right.
9. (YES) This is a split right.
10. (NO) This is not a combined right.
11. (NO) Documents were not linked or attached to this file.
12. (YES) Set the verification date.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT B BYBEE Phone: (208)662-5526

2014 E 1800 N
TERRETON ID USA 83450

2. Date of Priority: 09/02/1961

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	35E	36	NW NW	JEFFERSON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.28	38.5

7. Total Quantity Appropriated is:
0.28 C.F.S. and/or 38.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	35E	25	SW SW	IRRIGATION	18.6
			SE SW	IRRIGATION	23.4
				Section Acres	42



14. Remarks:

This is split from 31-2454C by transfer 5693. This part is the transferred portion of the original right and corresponds to WR 31-2454F. The other split corresponds to WR 31-2454E and is numbered 31-11459 on the AJ database.

15. Basis of Claim: License

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
of _____ 20__

Notary Public

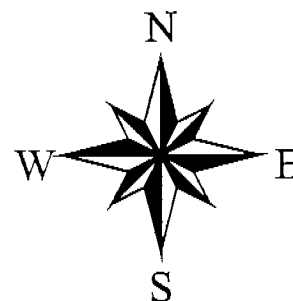
Residing at _____

My commission Expires _____



0 1320 Feet

- ⊙ Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

Re: Incorrect Shape

The tabular part on these recommendations is correct, but Mr. Bybee indicates, that the shape I drew is incorrect.

We discussed the possibility of filing an objection to correct the shape, but my opinion is that the tabular data describes the right, the map is for information purposes only.

Mr. Bybee has notified us of what is correct.

A copy of the layout edited by Mr. Bybee is included in file 31-7043 w/ this memo.

Wayne A. Connor

WR5809NP
No. 31-02454F

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/15/00
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT BYBEE	09/02/1961	IRRIGATION	04/01 10/31	0.280 CFS	38.50 AFA
TOTAL DIVERSION:					0.280 CFS	38.50 AFA

Water Source: GROUND WATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07N R35E S36

NWNW

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07N	35E	25	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	42.0
TOTAL ACRES																			42.0	

Pou County: JEFFERSON

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 067 - The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- R63 - This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Right 31-02454D is limited to the irrigation of 11 acres within the place of use described above in a single irrigation season.
Right 31-070438 is limited to the irrigation of 31 acres within the place of use described above in a single irrigation season.

Dates:	App. Received:	12/28/1960	Priority Date:	09/02/1961	(Priority Date Advanced.)
	Proof Due Date:	12/28/1965	Proof Made Date:	12/08/1966	(Proof Received Late.)
	Exam Made Date:	05/12/1966	Exam Sent to S.O.:		
	Licensed Date:	12/16/1968			

Misc: Water District Number: Field Exam Fee: