

09/12/2006

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

RIGHT NUMBER: 24-10731
NAME AND ADDRESS: THERAS & LUCILLE JENKINS FAMILY REVOCABLE TRUST
PO BOX 215
FREEDOM WY 83120
SOURCE: MILLER CREEK TRIBUTARY: SALT RIVER
QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.
PRIORITY DATE: 11/09/1934
POINT OF DIVERSION:
T05S R46E S28 SWSWSE Within CARIBOU County
T05S R46E S28 SESESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T05S R46E S28	SWSE	T05S R46E S28	SESE
T05S R46E S33	NENE		

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

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 24-10731
Date Received: 3/6/2006
Receipt No: B000005
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THERAS & LUCILLE JENKINS FAMILY REVOCABLE TRUST Phone: (208) 873-2888
PO BOX 215
FREEDOM WY USA 83120

2. Date of Priority: 11/09/1934

3. Source: MILLER CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
05S	46E	28	SW	SW	SE	CARIBOU	
05S	46E	28	SE	SW	SE	CARIBOU	
05S	46E	28	SW	SE	SE	CARIBOU	
05S	46E	28	SE	SE	SE	CARIBOU	

5. Description of diverting works:

MOVABLE PUMP, DIESEL, PROPANE, TRACTOR, SPRINKLER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.6	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
1.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

COWS, HORSES, GOATS, SHEEP, PIGS, ETC.

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	46E	28	SW	SE	IRRIGATION	30
			SE	SE	IRRIGATION	35
			SW	SE	STOCKWATER	
			SE	SE	STOCKWATER	
Section Acres						65
05S	46E	33	NE	NE	STOCKWATER	
			NE	NE	IRRIGATION	15
Section Acres						15
Total Acres						80

11. Place of use in counties: CARIBOU

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

(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.

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 WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

24-10731

Date Received

Receipt Number

\$130-

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly THEAS SENKINS FAMILY REV. TRUST

1. Name of Claimant (s) LUCILLE SENKINS Phone (208) 873 2888

Mailing Address Box 215 Freedom WYO Zip 83120

2. Date of Priority (Only one (1) per claim) ~~Aug 23 1977~~ 9 NOV 1934

3. Source of water supply (a) ~~AVENUE~~ MILLER Crk.
which is tributary to (b) ~~SALT RIVER~~ SALT RIVER

4. a. Location of existing point of diversion is: Township 5S Range 46E Section 28

SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Caribou

Additional points of diversion if any: SESWSE, SWSESE, SESESE

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Movable pump,
diesel, propane, tractor, sprinkler.

Scale: 2 inches equals 1 mile

TOWNSHIP 5 SOUTH R46E NORTH POB. NWNE.NE.

[illegible]

Last Name Ident No.

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 10/31 amount 1.6 or SIZE OF STREAM

For STOCK WATER purposes from 1/1 to 12/31 amount 102 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) SIZE OF STREAM (cfs) and/or (b) VARIABLE BY STREAM (acre feet)

8. Total consumptive use claimed is VARIABLE acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) *COWS HORSES GOATS SHEEP PIGS ETC...*

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres irrigated 80

11. In which county (ies) are lands listed above as place of use located? CARIBOU

12. Do you own the property listed above as place of use? Yes X No
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. or None ()

14. Remarks:

Last Name Jenkins Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Owner

Title

of T. & L. Jenkins Fam. Rev. trust, that I have signed the foregoing

Organization

document in the space below as Owner of T. & L. Jenkins Fam. Rev trust

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Luelle A Jenkins

Title and Organization T. & L. Jenkins Fam. Rev Trust Date 2/28/06

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this

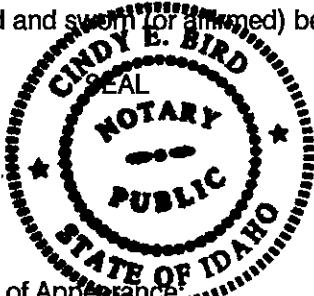
28th day of February, 2006

Notary Public Cindy E Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007

Please Print Name Cindy E. Bird



17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Jenkins Ident. Number _____

Copies White-State, Yellow-Claimant

