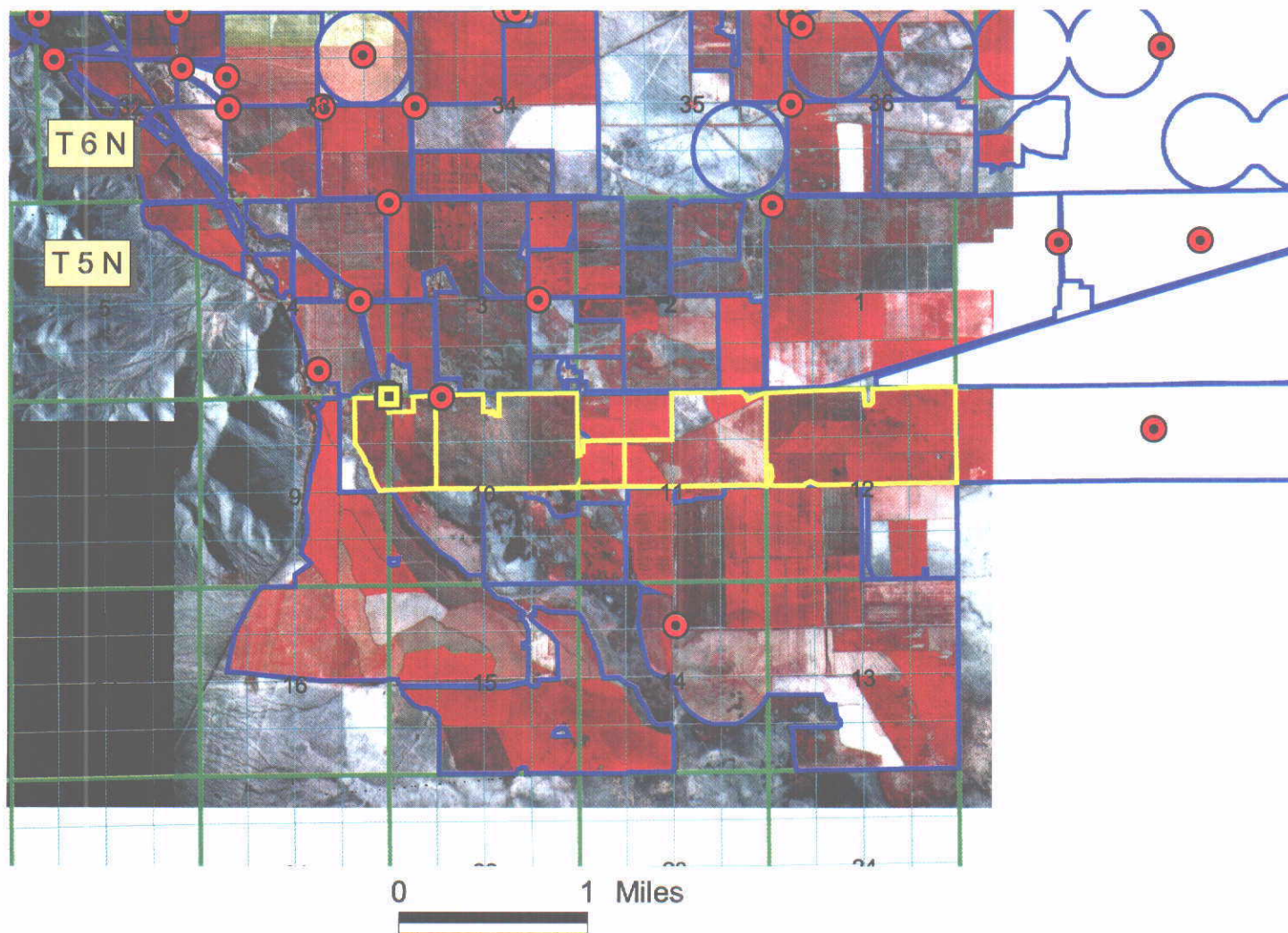


Idaho Department of Water Resources

Water Rights 33-00017B, 18B, 19B, 20B, 21B,
22B, 23B, 2114, 10057, 10989



Townships 5 and 6 North, Range 29 East

-  East and West Diversions
-  Diversions - Other WR
-  Place of Use - These Water Rights
-  Place of Use - Other WR
-  Section Lines
-  Quarter-Quarter Lines

GIS Illustration based on
1987/88 NAPP Photography
Prepared by Bryce A. Contor
December, 1999

Written 11 April 2000

FALCO TO DEBRA TRAL 12 April 2000

To: Fred Price, BLM-ISO

CC: Candice McHugh, IDWR ADJUD.

From: A. Ruberry, IDWR Eastern Region

Re: B33 Irr POD's objected to by BLM

POD LOCATION

T11N R26E S10 NWNENE

This legal description defines the beginning of a channelized portion of Sawmill Creek. Apparently back in the 1920'-1930's there were several attempts tried to preserve water from Sawmill Creek because the stream would "break". Among them were things like a canal dug from Sawmill Creek to Summit Creek and a channelization project aimed at cleaning and to some extent straightening the Sawmill Creek channel as it flowed across Mud Flats (ref: OQ U-82).

*See Attached
List of Sawmill
Creek rights.*

In review of the adjudication claims from Sawmill Creek and the Little Lost River, it was initially considered that the source(s) could all be Little Lost River since it was difficult to determine where Little Lost River started and Sawmill Creek ended. Seeing no difference in source recommendations of Sawmill Creek claims were changed to Little Lost River. The Preliminary Director's Report was filed only to find that Sawmill Creek now occasionally breaks at the shearing corrals, which is about half-mile upstream from the confluence of Sawmill Creek and Summit Creek; The beginning of the Little Lost River. This new information seriously impacted recommendations since the Sawmill Creek claims, now changed to Little Lost River, became senior to the junior Little Lost River rights, causing injury to the junior Little Lost River appropriators.

Ultimately, the source issue was changed back to Sawmill Creek. Now a problem arose where a Point of Diversion had to be defined for the Sawmill Creek claims since actual deliveries are made from Little Lost River (except 33-00107 which is a true Sawmill Creek right, but, Decreed as a Little Lost River right). The 1927 Decree states "at the mouth of Sawmill Creek". However, there were no rights diverted at the mouth of Sawmill Creek. And, the dilemma of where was the mouth of Sawmill Creek. In consideration of the channelization project aimed at preserving waters of Sawmill Creek it was determined that the channelization had in-fact changed the streambed to a canal, saving water. Therefore, the beginning of the channelization would now become the Point of Diversion and the ending of the channelization would be a Point of injection back into the Sawmill Creek stream channel. The Point of Injection is near the shearing corrals, about half-mile upstream from the confluence of the streams. The Sawmill Creek claims Point(s) of Diversion are recommended as Points of Re-diversion from Little Lost River at or near their respective Place(s) of Use. This recommendation preserves both the source and the Sawmill Creek priority dates and, forgoes the injury issue of junior Little Lost River rights.

T9N R27E S4 SWNWNE

This objection is a true error. Apparently a typographical error was made during the recommendation process. The TRUE Point of Diversion should read T9N R26E S4 SWSWNE. The claimant, Mr. Waymire has been notified and is now aware of the issue.

33-00088
00089
00090

T11NR27E S31 NESESE

BLM believes this POD should read S31 SENESE based on GPS data. However, during the field exam of these claims several Points of Diversion were identified to include the one in question. The recommended POD in-question is an actual Point of Diversion where an unnamed stream intersects with the collector ditch and can be verified using OQ V-32. The site proposed by the BLM is a drainage that was dry during the field exam, thus no recommended POD.

33-00065
33-7087

T6N R28E S2 SESWSW

Specifically named is SRBA claim 33-10995. This claim identifies private lands historically irrigated by the Hawley's, later sold without water. The Point of Diversion used during the irrigation era is on BLM but is now longer used. The claimant filed this SRBA claim and Transfer No. 4551 in an effort to preserve the acreage irrigated by surface water. The transfer is in-place awaiting the BLM objection to prompt IDWR to review and act. However, the transfer is currently protested.

33-00051 Thom
33-00060

T6N R 28E S11 SESENW

This is an historic Point of Diversion dating back to the late 1800's (according to the water right priority dates, 1885-1891) and is one of three serving the ranch. One of which previously mentioned above, T6N R28E S2 SESWSW. The other is within the private holding of the ranch.

33-10996 is an enlargement claim for acres on BLM lands that were historically irrigated by the Hawley's and is part of the Transfer No. 4551 aforementioned. BLM is aware of this claim and supports the transfer of acreage to private lands. As mentioned previously, the transfer is protested.

T7N R28E S21 NWNWSW

According to the Proof of Beneficial Use filed for this right (33-07010) this well dates to the 1940's. However, the Licensed date of priority was March 19, 1971, but then Transfer No. 3809 was filed to "unstack" surface and groundwater rights. As a result, the priority date of the well was advanced to July 2, 1990. Surface water decreed to this ranch date to 1885 to 1891.

This particular well dating to the 1940's (unsupported evidence of prior claimant) was located according to the initial survey dating to July 9, 1890, which no doubt established fence lines. A resurvey of the East line of Section 21 was done in August 1941. Then, in 1978, another resurvey was done as, evidenced by the monument caps. This 1978 resurvey puts the TRUE Point of Diversion of the 33-07010 well in the NENWSW (a BLM QQ). However, this matter was discussed with Ms Deena Teal, BLM, Idaho Falls District Office, in October of 1996, shortly after the discrepancy was found. Ms Teal indicated, at

Rocky Ross

that time, that since the well predated some 1976 ruling, by which BLM operated, they (BLM) would not protest the actual POD.

This basically explains the history of the well and the recommendation; however, the listing of the POD as NWNWSW is clearly an error. The CVR shows the POD to be located as NENWSW Sec. 21, which is accurate.

T8N R28E S31 SWNWSE

This POD defines a well used solely for mitigation and is defined as an amendment to the 1927 decree as a Judgement against Orville Nicholson, 1954. The recommendation does define a Place of Use; however, this POU is by exchange with surface waters as defined in the Judgement. The period of use is 4/1 to 7/15 annually, when all this well does is deliver water to the river. The Objection is not to the Point of Diversion, but rather to the Point of Injection. And, in-fact, as recommended this Point of Injection is accurate.

T6NR29E S31 NWSWNW

This is another typographical error. The recommended POD should read T6N R29E Section 30 NWSWNW. There is a pending Transfer to correct the actual POD location to T6N R28E Section 25 NESENE.

33-02228

33-318
48B
49B
50B
83C

Contor, Bryce

From: Contor, Bryce

Sent: Wednesday, January 19, 2000 4:27 PM

To: Ruberry, Allen; Carlsen, Ernie

Subject: Sawmill Creek Rights

This morning we met via teleconference with Dave Tuthill and Peter Anderson. One of the things we discussed was the Sawmill recommendations. During our call, Bill Stauffer called and reported that he had discussed the Sawmill recommendations with others, including Don Isham, James Andreason, and David Andreason. They all concur with the proposals in the January 6 letter. James Mays has sent us written concurrence.

Per Dave Tuthill's instructions to Al and me, I have gone ahead and changed the source of Sawmill Creek rights back to "Sawmill Creek, tributary to Little Lost River." The point of diversion is 11N 26E section 10, NWNENE, and the point of injection is 10N 27E section 18, NWSESW. The former points of diversion have been identified as points of redirection. I removed any comments relating to change of source and I removed condition C02.

The rights I changed were:

R33-00023B
R33-00030
R33-00043
R33-00077
R33-10070
R33-10073
R33-10084
R33-10086

I'll put a new profile report and a copy of this memo in each file.

There were other Sawmill rights which I did not change. These are:

R33-00038 1927 decree & claim list source as
Little Lost River
R33-00096B Recommended w/ source "Summit Creek"
R33-00107 Recommended originally w/ source
"Sawmill Creek"

33-10464 Stockwater claim already PD w/ source
"Sawmill Creek"

RECEIVED

OCT 30 2000

Department of Water Resources

2000 OCT 27 AM 8:55
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

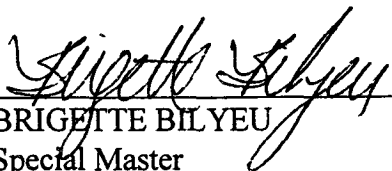
) Subcase: 33-00023B
)
)
)
)
)

Case No. 39576

ORDER REQUIRING SUBMISSION OF
STANDARD FORM 5

An Initial Hearing was held in the above subcase in Arco, Idaho on October 24, 2000. At the Initial Hearing the parties represented that a settlement had been reached. IT IS ORDERED that a fully executed *Standard Form 5* shall be filed on or before **November 28, 2000**.

DATED October 27, 2000.



BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

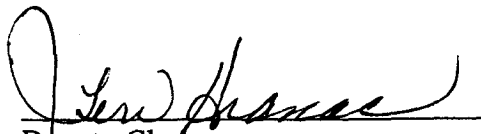
CERTIFICATE OF MAILING

I certify that a true and correct copy of ORDER REQUIRING SUBMISSION OF STANDARD FORM 5 was mailed on October 27, 2000, with sufficient first-class postage prepaid to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

U.S. Dept. of Justice
Environment & Natural Resources Div.
550 W Fort St, MSC 033
Boise, ID 83724

Robert & Wilma Mays Family Trust
1493 Hwy 22
Howe, ID 83244


Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 33-00023B

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 387-0835; Paul F. Holleman, 202 305-0494

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: R. Robert and Wilma I. Mays Family Trust

Address: 1493 HWY 22 Howe, ID. 83244-8719

Name:

Address:

Name:

Address:

Name:

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☒ **Point(s) of Diversion**

Should be: See attached

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POD. Claimant's water right should not include this POD.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

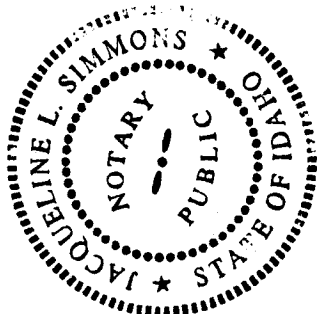
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 7, 2000



Jacqueline L. Simmons

Jacqueline L. Simmons

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 04-07-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 7, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: R. Robert and Wilma I. Mays Family Trust

Address: 1493 HWY 22 Howe, ID. 83244-8719

Name:

Address:

Name:

Address:

Name:

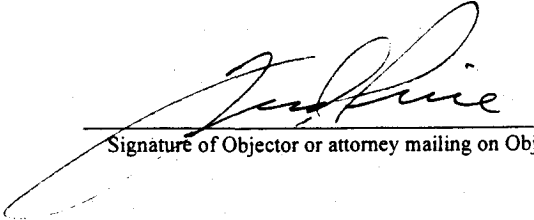
Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney mailing on Objector's behalf

RIGHTS FROM: SOURCE: SAWMILL CREEK TRIBUTARY: LITTLE LOST RIVER

RIGHT NUMBER: 33-00023B

NAME & ADDRESS: R ROBERT AND WILMA I MAYS FAMILY TRUST
1493 HWY 22
HOWE ID 83244-8719

SOURCE: SAWMILL CREEK TRIBUTARY: LITTLE LOST RIVER

QUANTITY: 0.42 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.23 CFS. COMBINED RIGHT NOS:
33-00017B, 33-00018B, 33-00019B, 33-00020B, 33-00021B, 33-00022B,
33-02114, 33-07192, 33-10057, 33-10989.

THE QUANTITY OF WATER THAT MAY BE DELIVERED AT THE POINT(S)
OF DIVERSION DESCRIBED BELOW IS 0.32 CFS. THIS REDUCTION IN
QUANTITY IS DUE TO THE HISTORICAL PRACTICE OF ASSESSING A
CONVEYANCE LOSS FOR THE DELIVERY OF THE RIGHT.

PRIORITY DATE: 05/25/1891

POINT OF DIVERSION: T10N R27E S18 NWSESW (INJECTION) Within BUTTE County
T05N R29E S09 NENENE (REDIVERSION)
S10 NWNWNW (REDIVERSION)

T11N R26E S10 NWNENE BLM-POD NOT USED Within LEMHI County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 04-01 11-01 0.42 CFS

PLACE OF USE: IRRIGATION Within BUTTE County

T05N R29E S09	NENE 28	SENE 18		
S10	NENE 40	NWNE 35	SWNE 40	SENE 40
	NENW 40	NWNW 33	SWNW 40	SENW 39
S11	NENE 38	NWNE 39	SWNE 40	SENE 39
	SWNW 38	SENW 39		
S12	NENE 40	NWNE 38	SWNE 40	SENE 40
	NENW 40	NWNW 39	SWNW 38	SENW 40

901 ACRES TOTAL

Issue:
Point of diversion on BLM

RIGHTS FROM: SOURCE: SAWMILL CREEK TRIBUTARY: LITTLE LOST RIVER

RIGHT NUMBER: 33-00023B (CONT)

PLACE OF USE: (CONT)

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 21 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 901 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00017B, 33-00018B,
33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114,
33-07192, 33-10057, 33-10989.

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 - DECREE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED OR REDIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE: 33-00017B, 33-00018B,
33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114,
33-10057, 33-10989.

Contor, Bryce

From: Contor, Bryce

Sent: Wednesday, January 19, 2000 4:27 PM

To: Ruberry, Allen; Carlsen, Ernie

Subject: Sawmill Creek Rights

This morning we met via teleconference with Dave Tuthill and Peter Anderson. One of the things we discussed was the Sawmill recommendations. During our call, Bill Stauffer called and reported that he had discussed the Sawmill recommendations with others, including Don Isham, James Andreason, and David Andreason. They all concur with the proposals in the January 6 letter. James Mays has sent us written concurrence.

Per Dave Tuthill's instructions to Al and me, I have gone ahead and changed the source of Sawmill Creek rights back to "Sawmill Creek, tributary to Little Lost River." The point of diversion is 11N 26E section 10, NWNENE, and the point of injection is 10N 27E section 18, NWSESW. The former points of diversion have been identified as points of redirection. I removed any comments relating to change of source and I removed condition C02.

The rights I changed were:

R33-00023B ✓
R33-00030
R33-00043
R33-00077
R33-10070
R33-10073
R33-10084
R33-10086

I'll put a new profile report and a copy of this memo in each file.

There were other Sawmill rights which I did not change. These are:

R33-00038 1927 decree & claim list source as
Little Lost River
R33-00096B Recommended w/ source "Summit Creek"
R33-00107 Recommended originally w/ source
"Sawmill Creek"

33-10464 Stockwater claim already PD w/ source
"Sawmill Creek"



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

January 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

David Andreason
Watermaster, Water District 33
Howe, Idaho, 83244

Sawmill Creek Water Users
Water District 33
Howe, Idaho, 83244

Dear Watermaster and Water Users:

Based on the information available to the department at the time, Idaho Department of Water Resources recommended the Little Lost River as the source for water rights originally decreed with a source of Sawmill Creek. This change effectively puts the Sawmill Creek rights on a par with Little Lost River rights.

Through the Notice of Error process, additional information has been brought forward indicating that the recommendations should be changed to show the source as "Sawmill Creek" as originally decreed. This change would afford protection to holders of Little Lost River rights that have priorities junior to May 25, 1891, the priority for decrees from Sawmill Creek.

The 1927 decree lists "the mouth of Sawmill Creek" as the Point of Diversion, with implied injection into the Little Lost River and implied points of rediversion near the places of use.

It appears that the basis for these Sawmill Creek rights was a channelization or improvement of Sawmill Creek. We have tentatively selected the apparent beginning of the channelization as the recommended Point of Diversion, as illustrated on the attached maps. The confluence of Sawmill Creek and Summit Creek would be recommended as the Point of Injection, and the headgates on the Little Lost River as Points of Rediversion.

To administer Sawmill Creek rights separately from Little Lost River rights, the watermaster would have to measure the contributions of Sawmill Creek to the Little Lost River. The attached maps show the apparent historical location where these measurements were taken and a proposed alternate measurement point. The measurement point would not be specified in the water right recommendations but would be a practical matter for the watermaster's administration.

Please review these proposed changes to the recommendations and the enclosed maps and respond with the attached form. Feel free to mark the maps and add additional comments as needed. Please return any comments by January 15, 2000.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

**RESPONSE TO PROPOSED CHANGES IN
SAWMILL CREEK RECOMMENDATIONS**

Name _____

Water Rights _____

I. Point of Diversion

I agree with the proposed Point of Diversion _____

I disagree. I propose instead: (describe below and mark maps)

II. Point of Injection and Points of Rediversion

I agree _____

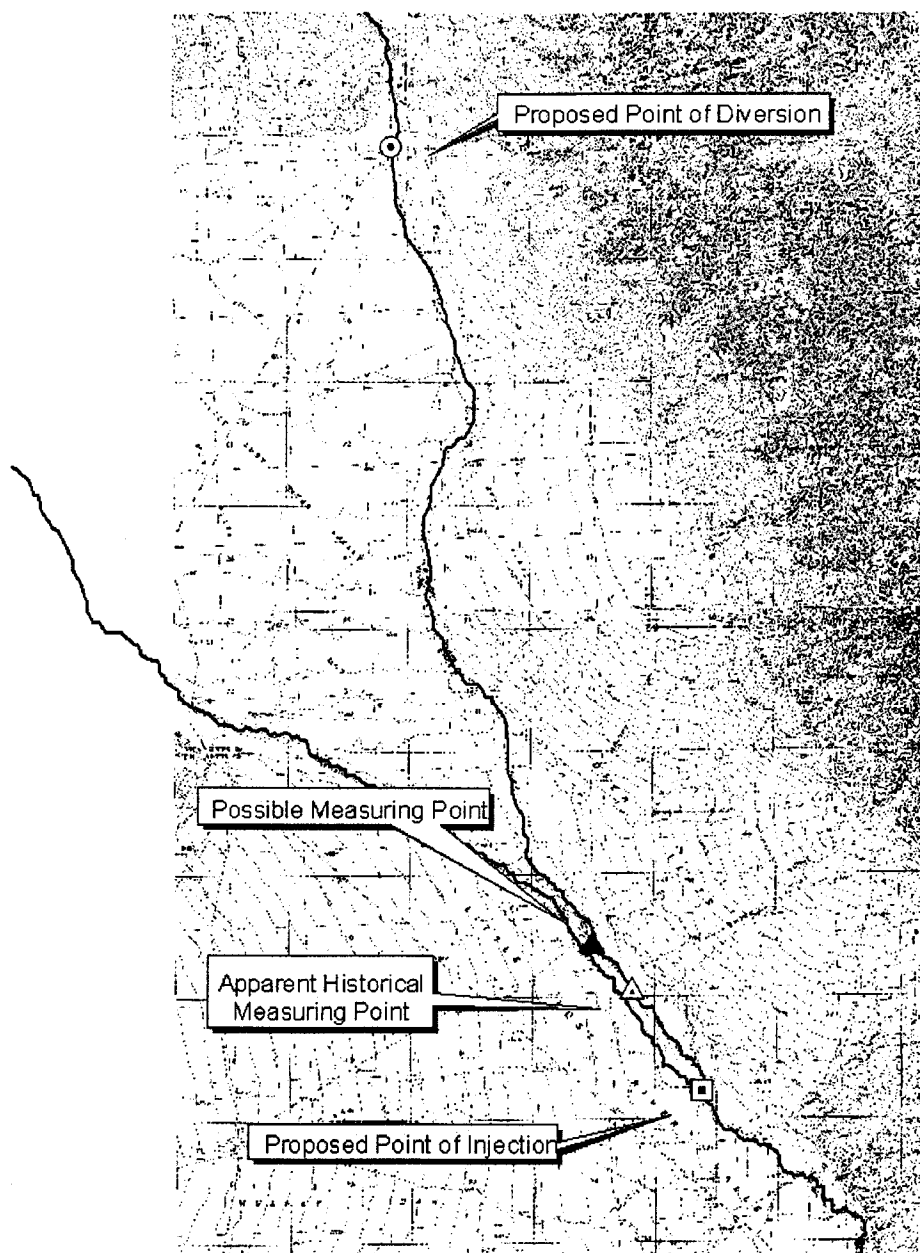
I disagree. I propose instead: (describe below and mark maps)

Signature _____ Date _____

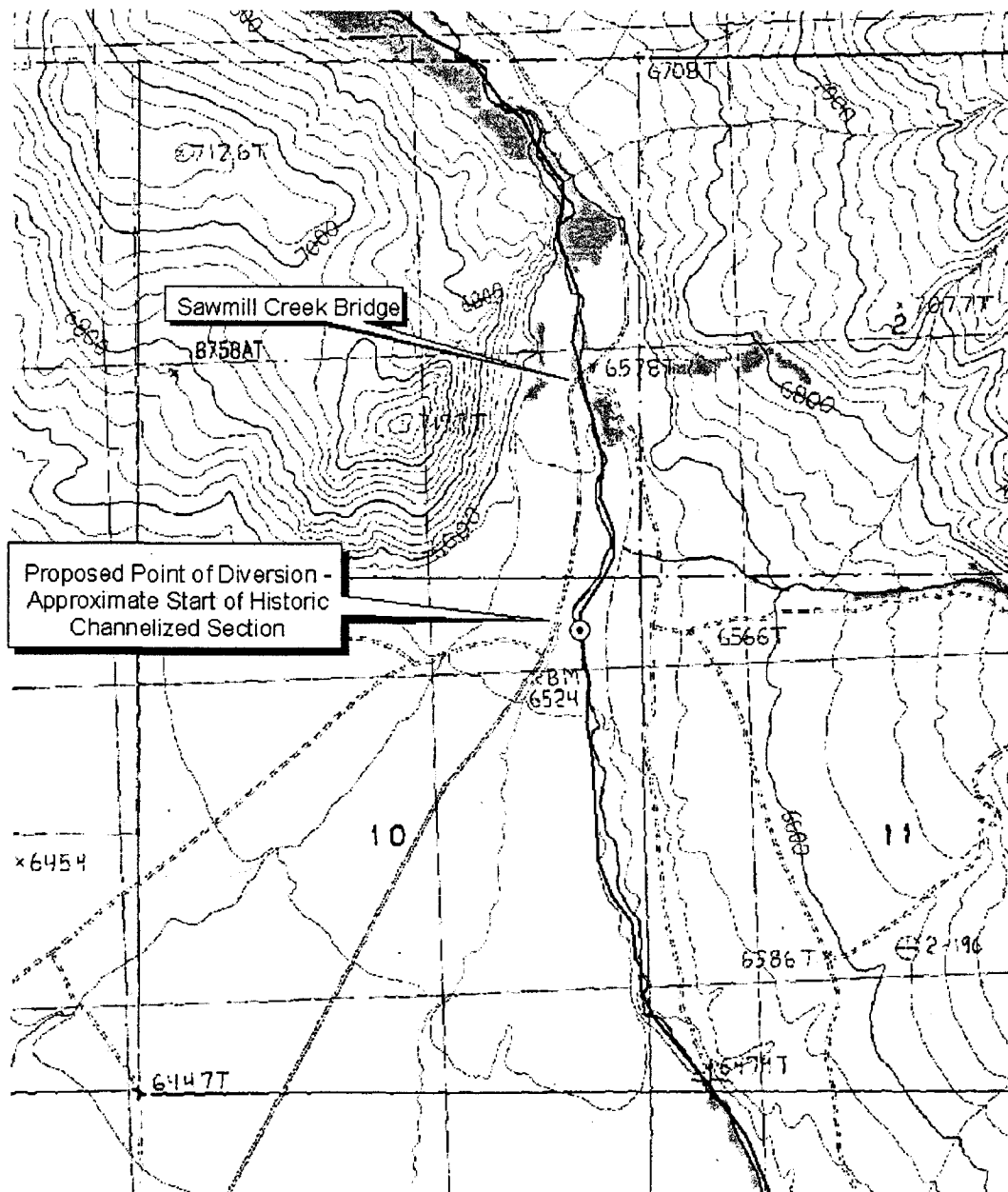
Please feel free to attach additional comments. Please return to:

IDWR Adjudication, 900 N Skyline Ste A, Idaho Falls, ID 83402, by **January 15, 2000**

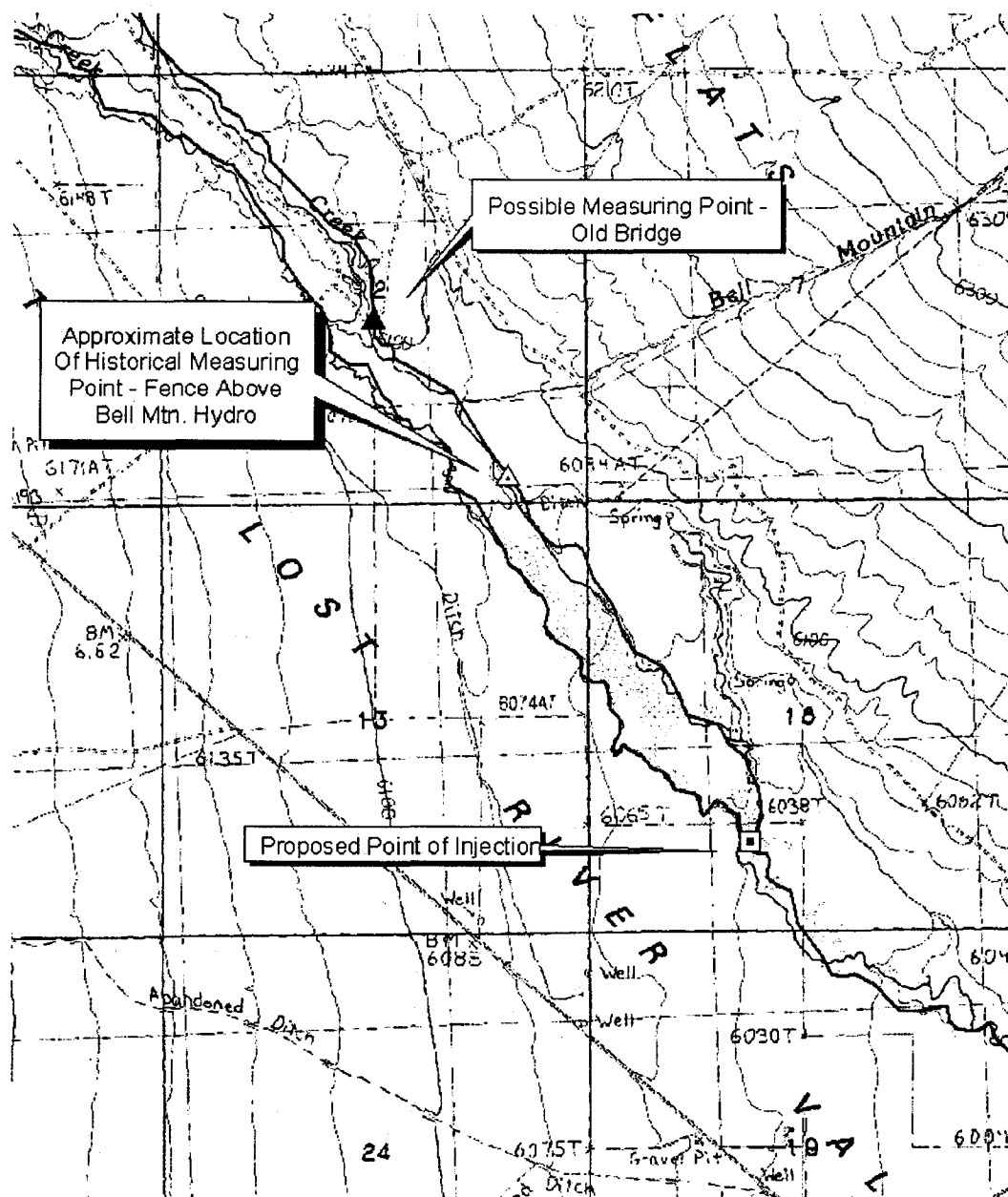
Idaho Department of Water Resources Sawmill Creek Proposal



Idaho Department of Water Resources
Sawmill Creek Proposal



Idaho Department of Water Resources
Sawmill Creek Proposal



July 17, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 21 1999

Department of Water Resources
Eastern Region

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: Dec 30, 1999

Water right number: R33-00017B, 18B, 19B, 20B, 21B, 22B, 23B, 2114,
R. Robert and Wilma I Mays Family Trust 10057,
10989

Daytime Telephone Number:

Evening Telephone Number:

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

R 33-10989 Should be R33-07192
Priority Date Should be 2-12-90

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

Water Source - "Ground Water" not
'Little Lost River'

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

This checked
ant
Denn
Mays

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

DATE: 12/20/99

SIGNATURE: Wilma I Mays - Trustee

Please print your name: WILMA I MAYS TRUSTEE

Response: Mr. Mays didn't get a copy of 33-07192 in this mailing, because it had been correct in the first mailing. 33-10989 is an enlargement claim on surface rights. After talking on the

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161.

phone, Mr. Mays is comfortable with the recommendation.

Byron A. Connor

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: December 10, 1999

Water right number: 33-00019B

17B 18B 19B 20B 21B 22B 23B

R ROBERT AND WILMA I MAYS FAMILY TRUST
1493 HWY 22
HOWE ID 83244-8719

Daytime Telephone Number:

Evening Telephone Number:

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

The place of use is wrong
The points of diversion are wrong!

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

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: 12-8

SIGNATURE:

Wilma Mays Trustee

Please print your name:

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

1) Need to figure out how to recommend PPA - enlargement

2) Need both headgates on river water

Enlargement Claim 33-10989 Mailed 12/9/99 - BAC

To: AJ files for Robert and Wilma Mays Family Partnership
A33-00017B
A33-00018B
A33-00019B
A33-00020B
A33-00021B
A33-00022B
A33-00023B
A33-02114
A33-07192
A33-10057
Fr: Bryce A. Contor
Date: 11/19/1999



Re: Recommendations.

The surface rights were originally claimed on a permissible place of use basis, showing enlargement to 871 acres. Due to the late date of getting started on this file, I did not have time to have the claimant come in to file and enlargement claim. Therefore the surface rights are recommended to the irrigated acres (315) identified in the original place of use authorized by transfer 781. The rights sum to 6.8 cfs; 315 acres @ 0.02 comes to 6.3. The length of ditch probably justifies 0.5 cfs of transmission loss, if challenged I will need to perform the Worstell analysis.

Claim A33-02114 is based upon a license and will be recommended as an accomplished transfer to the claimed place of use, up to the acreage limitation of the original license.

Claim A33-10057 is basically an enlargement of 33-02114, in that no extra cfs were developed at the time the extra ground was brought into production. However the development commenced prior to March, 1963, so this is coded as beneficial use. Watermaster records and the affidavit supporting priority date indicate no addtl. cfs. Combined rate and volume limitations reflect system capacity. Recommended for 315 acres in claimed area of POU per GIS, even though claim was only 305. There are enough acres on other claims, I think, for this addition.

Claim A33-07192 is recommended as licensed, even though licensed for more acres than claimed. Again, overlaps w/ surface claims and surface claims recommended at significantly reduced acres should cover this.

Comments on each record detail remarks limiting cfs and acreage.

33-02114 and 33-10057 are diverted from a well, injected into the Little Lost River, and rediverted near the place of use. A remark allows the continued watermaster practice of charging an appropriate shrink to these rights.

33-00023A is a Sawmill Creek right with historical shrink and change in source to Little Lost River. It received Carter's shrink remark.

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): 10060, 10257, 00017B, 00018B,
BASIN 33 00019B, 00020B, 00021B,
00022B, 00023B, 0214, 07192

[] Old Mailing Address: Robt. R. Mays, Wilma I. Mays
HC 65 Box 2105
Howe ID 83244

[] New Mailing Address: R. ROBERT MAYS AND WILMA I. MAYS Family Trust
1493 Highway 22
Howe ID 83244-8719

[] Telephone Number: (208) 767-3470

[] Signature of Claimant: Wilma I. Mays / Elaine Dove

[] Date: 20 ~~July~~ Aug 97
ADR

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:

LAST: Mays Family Trust

FIRST: R. Robert and Wilma I.

ADJUDICATION CLAIMS: A33-10840, 10851, 00017B, 00018B,
00019B, 00020B, 00021B, 00022B,
00023B, 00024B, 002114.

AND WR Permit 33-07192

12 SEPT 97 AM

For Organizations:

I do solemnly swear or affirm that I am 1st Co Trustee of
Title
R. Robert & Wilma I. Mays Family Trust that I have signed the foregoing
Organization
document in the space below as 1st Co Trustee of
Title
R. Robert & Wilma I. Mays Family Trust and that the statements contained in the
Organization
foregoing document are true and correct. Wilma I. Mays Co Trustee
Signature of Authorized Agent
R. Robert & Wilma I. Mays Family Trust
Title and Organization
August 28, 1997
Date

State of Idaho)
County of Bonneville.) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of August 19 97
Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-14-2000

17. Notice of Appearance:

Notice is hereby given that I, Randall C. Budge will be
Print Name
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 Randall C. Budge
Address P.O. Box 1391, Pocatello, ID, 83204
Date 9/8/97

RECEIVED
SEP 11 1997

Department of Water Resources
Eastern Region

160" 04-01-1883-00017
 160" 06-01-1885-00018
 30" 04-01-1885-00019
 160" 04-01-1886-00020
 20" 04-01-1889-00021
 260" 06-01-1891-00022
 50" 05-25-1891-00023
 840"

ORIGINAL CLAIMS

APPURTENANT TO:

N²N² SEC. 9
 N²SW SEC. 10
 W²NW SEC. 14
 N² SEC. 15
 E²NE SEC. 16 T. 5N., R. 29E.

TRANS. 780 16 Nov 1951

P.D.D. NOT LISTED.

NOTE OF TRANSFER -

... NO CHANGE IN P.D.D.

"A" PORTIONS MAYS L & L

95"-00017A APPURTENANT TO:
 96"-00018A E²SW SEC. 9
 17"-00019A SW SEC. 10
 96"-00020A W²NW SEC. 14
 12"-00021A N² SEC. 15
 155"-00022A N²NE SEC. 16 T. 5N., R. 29E.
 29"-00023A
 500"

"B" PORTIONS

65"-00017B
 64"-00018B
 13"-00019B
 64"-00020B
 8"-00021B
 105"-00022B
 21"-00023B

-340"

APPURTENANT TO:

E²NW⁴ SEC. 9 [T. 781 LISTS E²NE⁴ SEC. 9]
 N² SEC. 10

16 Nov 1951

TRANS. 781 R. R. MAYS

CHANGES PLACE OF USE.

... NO CHANGE IN P.D.D.

APPURTENANT TO:

N² SEC. 12 T. 5N., R. 29E.

WRS809NP
No. 33-000238

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/99
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT R. MAYS	05/25/1891	IRRIGATION	04/01 11/01	0.420 CFS	
TOTAL DIVERSION:					0.420 CFS	

Water Source: LITTLE LOST RIVER Tributary to: SINKS Stage: DECREED

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
05N 29E 12	1	1	1	1	1	1	1

Pou County: BUTTE

Remarks: GEN TRANS. 781, 780.
P/D NOT STATED IN DECREE.

Dates: App. Received: 05/25/1891
Proof Due Date:
Exam Made Date:
Licensed Date:

Misc: Water District Number: 33 Field Exam Fee:
Audit: 12/09/85 05/22/88 CONVERT 02/06/98 CLEARFLD

Decree 33-000238 50 inches Reclamation 23A 10073 incorporates 0.58 CFS from 23A
claim 23A 0.42
1.00 CFS = 50 inches
Neph's Bible 20 shrink to 15 → 0.40

0.42 CFS per T. 781 HISTORICAL SHRINK

POD # 117 Pou # 94

WR5809NP
No. 33-02114

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/99
PAGE: 8

OWNER: C ROBERT R. MAYS
NAME & ADDRESS: _____
PRIORITY DATE: 02/13/1963
WATER USE: IRRIGATION
USE PERIOD FROM TO: 00/00 00/00
DIVERSION RATE: 4.690 CFS
DIVERSION VOLUME: 4.690 CFS
TOTAL DIVERSION: 4.690 CFS

Water Source: GROUNDWATER
Tributary to: _____
Stage: LICENSE
Point(s) of Diversion: T06N R29E S30 SNW BUTTE County

Place of use Legal Description for: IRRIGATION

	NE	ENE	NNE	SWNE	SENE	SE	SW	SESW	SWSE	SESE	SUM
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt
05N 29E 9	39										79.0
05N 29E 10	40	37	40	40	40	39	40	40			316.0
											395.0
											TOTAL ACRES

Pou County: BUTTE

Dates:	App. Received:	Priority Date:
	Proof Due Date:	02/13/1963
	Exam Made Date:	
	Licensed Date:	Exam Sent to S.O.:
		04/19/1979
Misc:	Water District Number:	Field Exam Fee:
Audit:	03/26/85	05/22/88 CONVERT

00:03:24
03/25/93
773
CLAIM NUMBER: A33-000238

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

LAST: HAYS
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: ROBERT S.
STATE: ID ID: 00000 ZIP: 83244

LAST: HAYS
ADDRESS: MC 65 BOX 2105
CITY: HOME
PHONE NUMBER: 208-767-3470
OWNER CODE: C
FIRST: ROBERT R.
STATE: ID ID: 83244 ZIP: 83244

LAST: HAYS
ADDRESS: MC 65 BOX 2105
CITY: HOME
PHONE NUMBER: 208-767-3470
OWNER CODE: C
FIRST: WILMA I.
STATE: ID ID: 83244 ZIP: 83244

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS:
DATABASE
FIELD EXAMINER

TRANS. 781 & 783.
cc: Comments

CONTACT PERSON: _____ PHONE NUMBER: () _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y() N() TIME: ____:____ A() P()
ACCOMPANIED BY: _____ PHONE NUMBER: () _____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES: _____

Appointment made and kept per 4/25/96

VII.

ROBERT G. MAYS and LUCY MAYS, husband and wife,
ELMO MAYS and ANNA MAYS, husband and wife,

8/8

From Little Lost River: 160 inches, April 1, 1883; 33
160 inches, June 1, 1885; 33
30 inches, April 1, 1885; 33
160 inches, April 1, 1886; 33
20 inches, April 1, 1889; 33
260 inches, June 1, 1891; 33
50 inches, May 25, 1891; 33

From Saw Mill Creek:

Points of diversion:

From Little Lost River:

From Saw Mill Creek: At the mouth of said stream.
to be used upon and appurtenant to:

NW, NE, SW Sec. 10
NW, S, NE, N, NE Sec. 15
W, NW, Sec. 14
E, E, Sec. 9
E, NE Sec. 16 TSN R29E

The Northwest Quarter, the Northeast Quarter, and Southwest Quarter, Section 10; the Northwest Quarter, the South half of the Northeast quarter and the North half of the Northeast Quarter, Section 15; the West half of the Northwest Quarter, Section 14; the East half of the East half, Section 9, and the East half of the Northeast Quarter, Section 16, all in Township 5 North, Range 29 East of the Boise Meridian.

EXCERPT FROM BLAIN'S CO,
EVIDENCE vs R.G. Mays Dec 28/95
4 MARCH 1927, Pg 4.

A. AJ CLAIM: # A33-00023B PRIORITY DATE: 05-25-1891 STAGE: D

B. WR RECORD: # 33-00023B PRIORITY DATE: 05-25-1891 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()

IF YES EXPLAIN.

NOTES: PRIORITY CLAIMS MATCHES DEEPASS

RECOMMENDED PRIORITY DATE: As claimed

05-25-1891

REVIEWED BY [Signature] DATE 2 May 96

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	IMP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-000233	05N	29E	9	NE	NE	NE		BUTTE
A33-000233	05N	29E	10	NW	NW	NW		BUTTE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX

R PREFIX

NONE

NONE

WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: LITTLE LOST RIVER

TRIB: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

33000238 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: LITTLE LOST RIVER

TRIB: SINKS

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DUE TO SOURCE DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
	Y		N		

NOTES:

No changes to POD's - only to 10 ac. tract.

A. ROOT WATER RIGHT NUMBERS: A33-000238

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	9	NE	NE	NE	MAYS, ROBERT R.	A33-000238 /37.0	-	38.0		
			NE	NE	NE	MAYS, ROBERT R.	A33-000178 /37.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000188 /37.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000198 /37.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000208 /37.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000218 /37.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000228 /37.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-02114 /37.0	33-02114 /39.0			
05N	29E	9	SE	SE	SE	MAYS, ROBERT R.	A33-000238 /28.0	-	38.0		
			SE	SE	SE	MAYS, ROBERT R.	A33-000178 /28.0	-			
			SE	SE	SE	MAYS, ROBERT R.	A33-000188 /28.0	-			
			SE	SE	SE	MAYS, ROBERT R.	A33-000198 /28.0	-			
			SE	SE	SE	MAYS, ROBERT R.	A33-000208 /28.0	-			
			SE	SE	SE	MAYS, ROBERT R.	A33-000218 /28.0	-			
			SE	SE	SE	MAYS, ROBERT R.	A33-000228 /28.0	-			
			SE	SE	SE	MAYS, ROBERT R.	A33-02114 /28.0	33-02114 /40.0			
05N	29E	10	NE	NE	NE	MAYS, ROBERT R.	A33-000238 /39.0	-	40.0		
			NE	NE	NE	MAYS, ROBERT R.	A33-000178 /39.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000188 /39.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000198 /39.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000208 /39.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000218 /39.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-000228 /39.0	-			
			NE	NE	NE	MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
			NE	NE	NE	MILMA I.		33-07192 /40.0			
05N	29E	10	N4	NE	NE	MAYS, ROBERT R.	A33-000238 /35.0	-	41.0		
			N4	NE	NE	MAYS, ROBERT R.	A33-000178 /35.0	-			
			N4	NE	NE	MAYS, ROBERT R.	A33-000188 /35.0	-			
			N4	NE	NE	MAYS, ROBERT R.	A33-000198 /35.0	-			
			N4	NE	NE	MAYS, ROBERT R.	A33-000208 /35.0	-			
			N4	NE	NE	MAYS, ROBERT R.	A33-000218 /35.0	-			
			N4	NE	NE	MAYS, ROBERT R.	A33-000228 /35.0	-			
			N4	NE	NE	MAYS, ROBERT R.	A33-02114 /35.0	33-02114 /37.0			
			N4	NE	NE	MAYS, ROBERT R.	A33-10059 /	-			
			N4	NE	NE	MILMA I.		33-07192 /40.0			
05N	29E	10	S4	NE	NE	MAYS, ROBERT R.	A33-000238 /39.0	-	35.0		
			S4	NE	NE	MAYS, ROBERT R.	A33-000178 /39.0	-			
			S4	NE	NE	MAYS, ROBERT R.	A33-000188 /39.0	-			
			S4	NE	NE	MAYS, ROBERT R.	A33-000198 /39.0	-			
			S4	NE	NE	MAYS, ROBERT R.	A33-000208 /39.0	-			

THP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	10	SE	NE		MAYS, ROBERT R.	A33-000218 /39.0	-	40.0		
						MAYS, ROBERT R.	A33-000228 /39.0	-			
						MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
						MAYS, WILMA I.		33-07192 /40.0			
						MAYS, ROBERT R.	A33-000238 /39.0	-			
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
						MAYS, ROBERT R.	A33-000198 /39.0	-			
						MAYS, ROBERT R.	A33-000208 /39.0	-			
						MAYS, ROBERT R.	A33-000218 /39.0	-			
						MAYS, ROBERT R.	A33-000228 /39.0	-			
						MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
05N	29E	10	SE	NE		MAYS, WILMA I.		33-07192 /40.0	43.0		
						MAYS, ROBERT R.	A33-000238 /39.0	-			
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
						MAYS, ROBERT R.	A33-000198 /39.0	-			
						MAYS, ROBERT R.	A33-000208 /39.0	-			
						MAYS, ROBERT R.	A33-000218 /39.0	-			
						MAYS, ROBERT R.	A33-000228 /39.0	-			
						MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
						MAYS, WILMA I.		33-07192 /40.0			
						MAYS, ROBERT R.	A33-000238 /39.0	-			
						MAYS, ROBERT R.	A33-000178 /39.0	-			
05N	29E	10	SE	NE		MAYS, ROBERT R.	A33-000238 /39.0	-	41.0		
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
						MAYS, ROBERT R.	A33-000198 /39.0	-			
						MAYS, ROBERT R.	A33-000208 /39.0	-			
						MAYS, ROBERT R.	A33-000218 /39.0	-			
						MAYS, ROBERT R.	A33-000228 /39.0	-			
						MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
						MAYS, WILMA I.		33-07192 /40.0			
						MAYS, ROBERT R.	A33-000238 /39.0	-			
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
05N	29E	10	SE	NE		MAYS, ROBERT R.	A33-000238 /39.0	-	40.0		
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
						MAYS, ROBERT R.	A33-000198 /39.0	-			
						MAYS, ROBERT R.	A33-000208 /39.0	-			
						MAYS, ROBERT R.	A33-000218 /39.0	-			
						MAYS, ROBERT R.	A33-000228 /39.0	-			
						MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
						MAYS, WILMA I.		33-07192 /40.0			
						MAYS, ROBERT R.	A33-000238 /39.0	-			
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
05N	29E	10	SE	NE		MAYS, ROBERT R.	A33-000238 /39.0	-	43.0		
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			
						MAYS, ROBERT R.	A33-000198 /39.0	-			
						MAYS, ROBERT R.	A33-000208 /39.0	-			
						MAYS, ROBERT R.	A33-000218 /39.0	-			
						MAYS, ROBERT R.	A33-000228 /39.0	-			
						MAYS, ROBERT R.	A33-02114 /39.0	33-02114 /40.0			
						MAYS, WILMA I.		33-07192 /40.0			
						MAYS, ROBERT R.	A33-000238 /39.0	-			
						MAYS, ROBERT R.	A33-000178 /39.0	-			
						MAYS, ROBERT R.	A33-000188 /39.0	-			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	11	SE	NW		MAYS, ROBERT R.	A33-000208 /39.0	/			
			SE	NW		MAYS, ROBERT R.	A33-000218 /39.0	/			
			SE	NW		MAYS, ROBERT R.	A33-000228 /39.0	/			
			SE	NW		MAYS, ROBERT R.	A33-02114 /40.0	33-02114	140.0		
			SE	NW		MAYS, WILMA I.	A33-07192 /40.0	33-07192	140.0		
			NE	NE		MAYS, ROBERT R.	A33-000238 /35.0	/	38.0		
			NE	NE		MAYS, ROBERT R.	A33-000178 /35.0	/			
			NE	NE		MAYS, ROBERT R.	A33-000188 /35.0	/			
			NE	NE		MAYS, ROBERT R.	A33-000198 /35.0	/			
			NE	NE		MAYS, ROBERT R.	A33-000208 /35.0	/			
			NE	NE		MAYS, ROBERT R.	A33-000218 /35.0	/			
			NE	NE		MAYS, ROBERT R.	A33-000228 /35.0	/			
			NE	NE		WILLIAMS, HAROLD R.		33-00090D	/		
			NE	NE		WILLIAMS, HAROLD R.		33-00091C	/		
			NE	NE		WILLIAMS, HAROLD R.		33-00092E	/		
			NE	NE		WILLIAMS, HAROLD R.		33-00093C	/		
05N	29E	11	NE	NE		MAYS, WILMA I.		33-07192	140.0		
			N4	NE		MAYS, ROBERT R.	A33-000238 /12.0	/	36.0		
			N4	NE		MAYS, ROBERT R.	A33-000178 /12.0	/			
			N4	NE		MAYS, ROBERT R.	A33-000188 /12.0	/			
			N4	NE		MAYS, ROBERT R.	A33-000198 /12.0	/			
			N4	NE		MAYS, ROBERT R.	A33-000208 /12.0	/			
			N4	NE		MAYS, ROBERT R.	A33-000218 /12.0	/			
			N4	NE		MAYS, ROBERT R.	A33-000228 /12.0	/			
			N4	NE		WILLIAMS, HAROLD R.		33-00090D	/		
			N4	NE		WILLIAMS, HAROLD R.		33-00091C	/		
			N4	NE		WILLIAMS, HAROLD R.		33-00092E	/		
			N4	NE		WILLIAMS, HAROLD R.		33-00093C	/		
			N4	NE		MAYS, WILMA I.		33-07192	140.0		
			S4	NE		MAYS, ROBERT R.	A33-000238 /39.0	/	40.0		
			S4	NE		MAYS, ROBERT R.	A33-000178 /39.0	/			
			S4	NE		MAYS, ROBERT R.	A33-000188 /39.0	/			
05N	29E	11	S4	NE		MAYS, ROBERT R.	A33-000198 /39.0	/			
			S4	NE		MAYS, ROBERT R.	A33-000208 /39.0	/			
			S4	NE		MAYS, ROBERT R.	A33-000218 /39.0	/			
			S4	NE		MAYS, ROBERT R.	A33-000228 /39.0	/			
			S4	NE		WILLIAMS, HAROLD R.		33-00090D	/		
			S4	NE		WILLIAMS, HAROLD R.		33-00091C	/		
			S4	NE		WILLIAMS, HAROLD R.		33-00092E	/		
			S4	NE		WILLIAMS, HAROLD R.		33-00093C	/		
			S4	NE		MAYS, WILMA I.		33-07192	140.0		
			SE	NE		MAYS, ROBERT R.	A33-000238 /39.0	/	39.0		
			SE	NE		MAYS, ROBERT R.	A33-000178 /39.0	/			
			SE	NE		MAYS, ROBERT R.	A33-000188 /39.0	/			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	NR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	11	SE	NE		MAYS, ROBERT R.	A33-000198 /39.0	-			
			SE	NE		MAYS, ROBERT R.	A33-000208 /39.0	-			
			SE	NE		MAYS, ROBERT R.	A33-000218 /39.0	-			
			SE	NE		MAYS, ROBERT R.	A33-000228 /39.0	-			
			SE	NE		WILLIAMS, HAROLD R.		33-000900 /			
			SE	NE		WILLIAMS, HAROLD R.		33-00091C /			
			SE	NE		WILLIAMS, HAROLD R.		33-00092E /			
			SE	NE		WILLIAMS, HAROLD R.		33-00093C /			
			SE	NE		MAYS, WILMA I.		33-07192 /40.0			
			SW	NW		MAYS, ROBERT R.	A33-000238 /39.0	-			40.0
			SW	NW		MAYS, ROBERT R.	A33-000178 /39.0	-			
			SW	NW		MAYS, ROBERT R.	A33-000188 /39.0	-			
			SW	NW		MAYS, ROBERT R.	A33-000198 /39.0	-			
			SW	NW		MAYS, ROBERT R.	A33-000208 /39.0	-			
			SW	NW		MAYS, ROBERT R.	A33-000218 /39.0	-			
05N	29E	11	SW	NW		MAYS, ROBERT R.	A33-000228 /39.0	-			
			SW	NW		MAYS, ROBERT R.	A33-02114 /30.0	-			
			SW	NW		WILLIAMS, HAROLD R.		33-000900 /			
			SW	NW		WILLIAMS, HAROLD R.		33-00091C /			
			SW	NW		WILLIAMS, HAROLD R.		33-00092E /			
			SW	NW		WILLIAMS, HAROLD R.		33-00093C /			
			SW	NW		MAYS, WILMA I.		33-07192 /40.0			
			SE	NW		MAYS, ROBERT R.	A33-000238 /35.0	-			40.0
			SE	NW		MAYS, ROBERT R.	A33-000178 /35.0	-			
			SE	NW		MAYS, ROBERT R.	A33-000198 /35.0	-			
			SE	NW		MAYS, ROBERT R.	A33-000208 /35.0	-			
			SE	NW		MAYS, ROBERT R.	A33-000218 /35.0	-			
			SE	NW		MAYS, ROBERT R.	A33-000228 /35.0	-			
			SE	NW		WILLIAMS, HAROLD R.		33-000900 /			
			SE	NW		WILLIAMS, HAROLD R.		33-00091C /			
05N	29E	12	SE	NW		WILLIAMS, HAROLD R.		33-00092E /			
			SE	NW		WILLIAMS, HAROLD R.		33-00093C /			
			SE	NW		MAYS, WILMA I.		33-07192 /40.0			
			NE	NE		MAYS, ROBERT R.	A33-000238 /39.0	-			38.0
			NE	NE		MAYS, ROBERT R.	A33-000178 /39.0	-			
			NE	NE		MAYS, ROBERT R.	A33-000188 /39.0	-			
			NE	NE		MAYS, ROBERT R.	A33-000198 /39.0	-			
			NE	NE		MAYS, ROBERT R.	A33-000208 /39.0	-			
			NE	NE		MAYS, ROBERT R.	A33-000218 /39.0	-			
			NE	NE		MAYS, ROBERT R.	A33-000228 /39.0	-			
			NE	NE		MAYS, ROBERT R.	A33-10057 /39.0	-			
			NE	NE		MAYS, WILMA I.		33-07192 /40.0			
			NE	NE		MAYS, ROBERT R.	A33-000238 /	-			
			NE	NE		MAYS, ROBERT R.	A33-000238 /36.0	-			40.0
			NE	NE		MAYS, ROBERT R.					

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	12	NE	NE	1	MAYS, ROBERT R.	A33-000178 /35.0	33-000178 /	39.0		
						MAYS, ROBERT R.	A33-000183 /35.0	33-000188 /			
						MAYS, ROBERT R.	A33-000199 /35.0	33-000198 /			
						MAYS, ROBERT R.	A33-000208 /35.0	33-000208 /			
						MAYS, ROBERT R.	A33-000218 /35.0	33-000218 /			
						MAYS, ROBERT R.	A33-000228 /35.0	33-000228 /			
						MAYS, ROBERT R.	A33-000238 /35.0	33-000238 /			
						MAYS, ROBERT R.	A33-000248 /35.0	33-000248 /			
						MAYS, ROBERT R.	A33-000258 /35.0	33-000258 /			
						MAYS, ROBERT R.	A33-000268 /35.0	33-000268 /			
05N	29E	12	SE	NE	1	MAYS, ROBERT R.	A33-000278 /38.0	33-000278 /	38.0		
						MAYS, ROBERT R.	A33-000288 /38.0	33-000288 /			
						MAYS, ROBERT R.	A33-000298 /38.0	33-000298 /			
						MAYS, ROBERT R.	A33-000308 /38.0	33-000308 /			
						MAYS, ROBERT R.	A33-000318 /38.0	33-000318 /			
						MAYS, ROBERT R.	A33-000328 /38.0	33-000328 /			
						MAYS, ROBERT R.	A33-000338 /38.0	33-000338 /			
						MAYS, ROBERT R.	A33-000348 /38.0	33-000348 /			
						MAYS, ROBERT R.	A33-000358 /38.0	33-000358 /			
						MAYS, ROBERT R.	A33-000368 /38.0	33-000368 /			
05N	29E	12	NE	NW	1	MAYS, ROBERT R.	A33-000378 /39.0	33-000378 /	42.0		
						MAYS, ROBERT R.	A33-000388 /39.0	33-000388 /			
						MAYS, ROBERT R.	A33-000398 /39.0	33-000398 /			
						MAYS, ROBERT R.	A33-000408 /39.0	33-000408 /			
						MAYS, ROBERT R.	A33-000418 /39.0	33-000418 /			
						MAYS, ROBERT R.	A33-000428 /39.0	33-000428 /			
						MAYS, ROBERT R.	A33-000438 /39.0	33-000438 /			
						MAYS, ROBERT R.	A33-000448 /39.0	33-000448 /			
						MAYS, ROBERT R.	A33-000458 /39.0	33-000458 /			
						MAYS, ROBERT R.	A33-000468 /39.0	33-000468 /			
05N	29E	12	NW	NW	1	MAYS, ROBERT R.	A33-000478 /39.0	33-000478 /	42.0		
						MAYS, ROBERT R.	A33-000488 /39.0	33-000488 /			
						MAYS, ROBERT R.	A33-000498 /39.0	33-000498 /			
						MAYS, ROBERT R.	A33-000508 /39.0	33-000508 /			
						MAYS, ROBERT R.	A33-000518 /39.0	33-000518 /			
						MAYS, ROBERT R.	A33-000528 /39.0	33-000528 /			
						MAYS, ROBERT R.	A33-000538 /39.0	33-000538 /			
						MAYS, ROBERT R.	A33-000548 /39.0	33-000548 /			
						MAYS, ROBERT R.	A33-000558 /39.0	33-000558 /			
						MAYS, ROBERT R.	A33-000568 /39.0	33-000568 /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	12	S4	NW		MAVS, ROBERT R.	A33-000238 / 736.0	33-000238 /	41.0		
			S4	NW		MAVS, ROBERT R.	A33-000178 / 736.0	33-000178 /			
			S4	NW		MAVS, ROBERT R.	A33-000188 / 736.0	33-000188 /			
			S4	NW		MAVS, ROBERT R.	A33-000198 / 736.0	33-000198 /			
			S4	NW		MAVS, ROBERT R.	A33-000208 / 736.0	33-000208 /			
			S4	NW		MAVS, ROBERT R.	A33-000218 / 736.0	33-000218 /			
			S4	NW		MAVS, ROBERT R.	A33-000228 / 736.0	33-000228 /			
			S4	NW		MAVS, ROBERT R.	A33-10057 / 736.0	-			
			S4	NW		MAVS, WILMA I.		33-07192 / 40.0			
05N	29E	12	S4	NW		MAVS, ROBERT R.	A33-000238 / 739.0	33-000238 /	42.0		
			S4	NW		MAVS, ROBERT R.	A33-000178 / 739.0	33-000178 /			
			S4	NW		MAVS, ROBERT R.	A33-000188 / 739.0	33-000188 /			
			S4	NW		MAVS, ROBERT R.	A33-000198 / 739.0	33-000198 /			
			S4	NW		MAVS, ROBERT R.	A33-000208 / 739.0	33-000208 /			
			S4	NW		MAVS, ROBERT R.	A33-000218 / 739.0	33-000218 /			
			S4	NW		MAVS, ROBERT R.	A33-000228 / 739.0	33-000228 /			
			S4	NW		MAVS, ROBERT R.	A33-10057 / 739.0	-			
			S4	NW		MAVS, WILMA I.		33-07192 / 40.0			
TOTAL ACRES							871.50		954.00		

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

C. FIELD EXAM REQUIRED? POU COUNTY: BUTTE

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG: D

NOTES:

OBVIOUS EXPANSION OF DEERED RIGHTS

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

* 16 NOV 1951, TRANSFER NO. 781. MAVED ALL DEERED WATERS TO N² SEC. 12 T5N, R. 29E.
NO SUBSEQUENT TRANSFERS.

A. AJ CLAIMED USES:

PURPOSES
A33-000238 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.420 CFS
.420 CFS

B. WR RECORDED USES:

PURPOSES
33-000238 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.420 CFS
.420 CFS

PRESUMPTION FLAG: 0

EXPLANATION OF DISCREPANCY

C. FIELD EXAM REQUIRED?

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

FIELD EXAMINER
DATEBASE
N
N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Y() N()

EXPLAIN IN NOTES, BELOW.

NOTES:

PERIOD OF USE AS CLAIMED, AS DISCREPANCY

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(✓) N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.420 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.420 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

3. FLOW MEASUREMENT

MEASUREMENT METHOD WATERMASTER RECORDS, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: RTS. 33-00178/01188/00208/00218/00228/2114/0792

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-000238	LITTLE LOST RIVER	MAYS, ROBERT R.	0.420			
A33-000178	LITTLE LOST RIVER	MAYS, ROBERT R.	1.500	0.001		
A33-000188	LITTLE LOST RIVER	MAYS, ROBERT R.	1.280	0.001		
A33-000178	LITTLE LOST RIVER	MAYS, ROBERT R.	0.260			
A33-000208	LITTLE LOST RIVER	MAYS, ROBERT R.	1.280	0.001		
A33-000218	LITTLE LOST RIVER	MAYS, ROBERT R.	0.160			
A33-000228	LITTLE LOST RIVER	MAYS, ROBERT R.	2.100	0.002		
A33-02114	GROUNDWATER	MAYS, ROBERT R.	4.590	0.011		
A33-10057	GROUNDWATER	MAYS, ROBERT R.	4.980	0.016		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A33-10059	DOMESTIC	MAYS, ROBERT R.	FROM 01-01 TO 12-31	.040 CFS	
A33-10059	STOCKWATER	MAYS, ROBERT R.	FROM 01-01 TO 12-31	.050 CFS	
A33-10050	DOMESTIC	MAYS, ROBERT R.	FROM 01-01 TO 12-31	.040 CFS	
A33-10050	STOCKWATER	MAYS, ROBERT R.	FROM 01-01 TO 12-31	.050 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1B. CALCULATIONS

1A. IRRIGATION RATE X 0.02 CFS/ACRE = CFS
ACRES (TAKEN FROM P/U REVIEW)

DOES 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 = 2177.5 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()
TRANS. 781, 780.
P/D NOT STATED IN DECREE.

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	04-01 11-01	DATABASE EXAMINER 0.420	DATABASE EXAMINER	DATABASE EXAMINER 2177.5
TOTAL FOR THIS RIGHT		0.420		2177.5

REVIEWED BY: *[Signature]* DATE: *2 May 96*

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED ☒ NEEDS REVIEW ☐

OWNERSHIP FORFEIT/ABANDON ☒
ADDITIONAL DIV. AMOUNT ☒

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-00023

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 1.000 EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A33-00023B	0.420	-	-	33-00023B	0.420
-	-	-	-	-	33-00023	3.580
-	-	-	-	-	33-00023A	3.580

TOTAL CFS 0.420

1.000

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

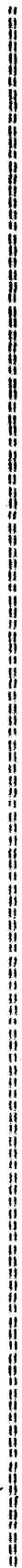
NOTES:

THE ORIGINAL 33-00023 RIGHT HAS BEEN SPLIT AS FOLLOWS BY T.280 & T.281.
MAYS L&L 33-00023 A - 29" AC NOT LISTED
R.R. MAYS 33-00023 B - 21" AC NOT LISTED, ONLY 20.580.12 BY T.281.
SUB SPLIT ANALYSIS ATTACHED
AS SPLIT RIGHT IS CLAIMED W-ENCL

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 7 May 96

NAME OF FIELD EXAMINER: Aaron B. Ruggery TITLE: SA



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A33-000238

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								
BASES OF CLAIM	Y							
REMARKS	Y							

VERIFIED BY CODES

TOPO MAP/ORTHO-PQ = 1
 BASCS MAP = 2
 WATERMASTER RECORDS = 3
 WAPP 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.

Presump. Good D

Presump. Good

Cowd / Remmick
CA/ 1204
COS F06
ED
K067

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PROFILE REPORT

CLAIM NUMBER: A33-000238

OWNER CODE: C ROBERT R. MAYS
C WILMA L. MAYS
MC 65 804 2105
HOME ID 93244
(208) 767-3470

NAME & ADDRESS: LITTLE LOST RIVER

PRIORITY DATE: 05/25/1991

WATER USE: IRRIGATION

USE PERIOD FROM TO: 04-01 11-01

DIVERSION RATE: 0.42 CFS

DIVERSION VOLUME: 2177.5 AFA

TOTAL DIVERSION: 0.42 CFS

CONSUMPTIVE USE:

WATER SOURCE: LITTLE LOST RIVER

STAGE: DECREED

BUTTE COUNTY
BUTTE COUNTY

NE NE

T05N R29E S09
S10

POINT(S) OF DIVERSION:

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

T	R	S	NE			NW			SW			SE			SUM
			LT	AC	LT	AC	LT	AC	LT	AC	LT	LT	AC	LT	
05N 29E 9			37												65.0
05N 29E 10			39	36	39	39			37	39					302.0
05N 29E 11			35	12	39	39			39	35					199.0
05N 29E 12			39	36	39	39			39	36	39				305.0

TOTAL ACRES

POU COUNTY: BUTTE

NON-IRRIGATION USES: NONE

OTHER RIGHTS: RTS. 33-00178/00108/00205/00213/00223/2114/02192

CONDITIONS OF APPROVAL:

R04 - USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
- WATERMASTER OF STATE WATER DISTRICT NO. 33.

REMARKS: TRANS. 781 & 780. cc. comments

DATES: EXAM MADE DATE: VERIFIED DATE: 12/09/1985

MISC: WATER DISTRICT NUMBER: 33 FIELD INSPECTION FLAG: D
PRESUMPTION FLAG: D

1.781
obvious expansion
of Decreed Rights
cd/
cds

11/08/2000

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

RIGHT NUMBER: 33-23B

NAME AND ADDRESS: R ROBERT AND WILMA I MAYS FAMILY TRUST
1493 HWY 22
HOWE, ID 832448719

SOURCE: SAWMILL CREEK TRIBUTARY: LITTLE LOST RIVER

QUANTITY: 0.42 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.23 CFS. COMBINED RIGHT
NOS: 33-00017B, 33-00018B, 33-00019B, 33-00020B, 33-00021B,
33-00022B, 33-02114, 33-07192, 33-10057, 33-10989

THE QUANTITY OF WATER THAT MAY BE DELIVERED AT THE
POINT(S) OF RE-DIVERSION DESCRIBED BELOW IS 0.32 CFS. THIS
REDUCTION IN QUANTITY IS DUE TO THE HISTORICAL PRACTICE OF
ASSESSING A CONVEYANCE LOSS FOR THE DELIVERY OF THE RIGHT

PRIORITY DATE: 05/25/1891

POINT OF DIVERSION:	T05N R29E S9	NENENE	Within BUTTE County
	T05N R29E S10	NWNWNW	Within BUTTE County
	T10n R27e S18	NWSESE	Within BUTTE County

*Printed from
Database
BAC*

POINTS OF REDIVERSION FROM LITTLE LOST RIVER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 11-01	0.42 CFS

PLACE OF USE:

<u>IRRIGATION Within BUTTE County</u>					
T05N R29E S9	NENE	28	T05N R29E S9	SENE	18
T05N R29E S10	NENE	40	T05N R29E S10	NWNE	35
T05N R29E S10	SWNE	40	T05N R29E S10	SENE	40
T05N R29E S10	NENW	40	T05N R29E S10	NWNW	33
T05N R29E S10	SWNW	40	T05N R29E S10	SENW	39
T05N R29E S11	NENE	38	T05N R29E S11	NWNE	39
T05N R29E S11	SWNE	40	T05N R29E S11	SENE	39
T05N R29E S11	SWNW	38	T05N R29E S11	SENW	39
T05N R29E S12	NENE	40	T05N R29E S12	NWNE	38
T05N R29E S12	SWNE	40	T05N R29E S12	SENE	40
T05N R29E S12	NENW	40	T05N R29E S12	NWNW	39
T05N R29E S12	SWNW	38	T05N R29E S12	SENW	40

901 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 21 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 901 ACRES IN
A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00017B,
33-00018B, 33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-
02114, 33-07192, 33-10057, 33-10989

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 -

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED OR REDIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 33-00017B, 33-00018B, 33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114, 33-10057, 33-10989

10/18/2000

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 33-23B

NAME AND ADDRESS: R ROBERT AND WILMA I MAYS FAMILY TRUST
1493 HWY 22
HOWE, ID 832448719

SOURCE: SAWMILL CREEK TRIBUTARY: Little Lost River

QUANTITY: 0.42 CFS

*Generated for
Wood; not
data entered
BAC*

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.23 CFS. COMBINED RIGHT NOS:
33-00017B, 33-00018B, 33-00019B, 33-00020B, 33-00021B, 33-00022B,
33-02114, 33-07192, 33-10057, 33-10989

THE QUANTITY OF WATER THAT MAY BE DELIVERED AT THE POINT(S)
OF RE-DIVERSION DESCRIBED BELOW IS 0.32 CFS. THIS REDUCTION IN
QUANTITY IS DUE TO THE HISTORICAL PRACTICE OF ASSESSING A
CONVEYANCE LOSS FOR THE DELIVERY OF THE RIGHT

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED ABOVE AT THE POINT OF MEASUREMENT IN T10N R26E SECTION
12 NESW.

POINT OF REDIVERSION FROM LITTLE LOST RIVER

PRIORITY DATE: 05/25/1891

POINT OF DIVERSION:	T05N R29E S9	NENENE	Within BUTTE County	R
	T05N R29E S10	NWNWNW	Within BUTTE County	R
	T10N R27E S18	NWSESW	Within BUTTE County	±
	~~T11N R26E S10~~	~~NWNENE~~	~~Within LEMHI County~~	

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 11-01	0.42 CFS

PLACE OF USE:

IRRIGATION Within BUTTE County

T05N R29E S9	NENE	28	T05N R29E S9	SENE	18
T05N R29E S10	NENE	40	T05N R29E S10	NWNE	35
T05N R29E S10	SWNE	40	T05N R29E S10	SENE	40
T05N R29E S10	NENW	40	T05N R29E S10	NWNW	33
T05N R29E S10	SWNW	40	T05N R29E S10	SENW	39
T05N R29E S11	NENE	38	T05N R29E S11	NWNE	39
T05N R29E S11	SWNE	40	T05N R29E S11	SENE	39
T05N R29E S11	SWNW	38	T05N R29E S11	SENW	39
T05N R29E S12	NENE	40	T05N R29E S12	NWNE	38
T05N R29E S12	SWNE	40	T05N R29E S12	SENE	40
T05N R29E S12	NENW	40	T05N R29E S12	NWNW	39
T05N R29E S12	SWNW	38	T05N R29E S12	SENW	40

901 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 21 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE
OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 901 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00017B, 33-00018B, 33-
00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114, 33-07192, 33-
10057, 33-10989

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.

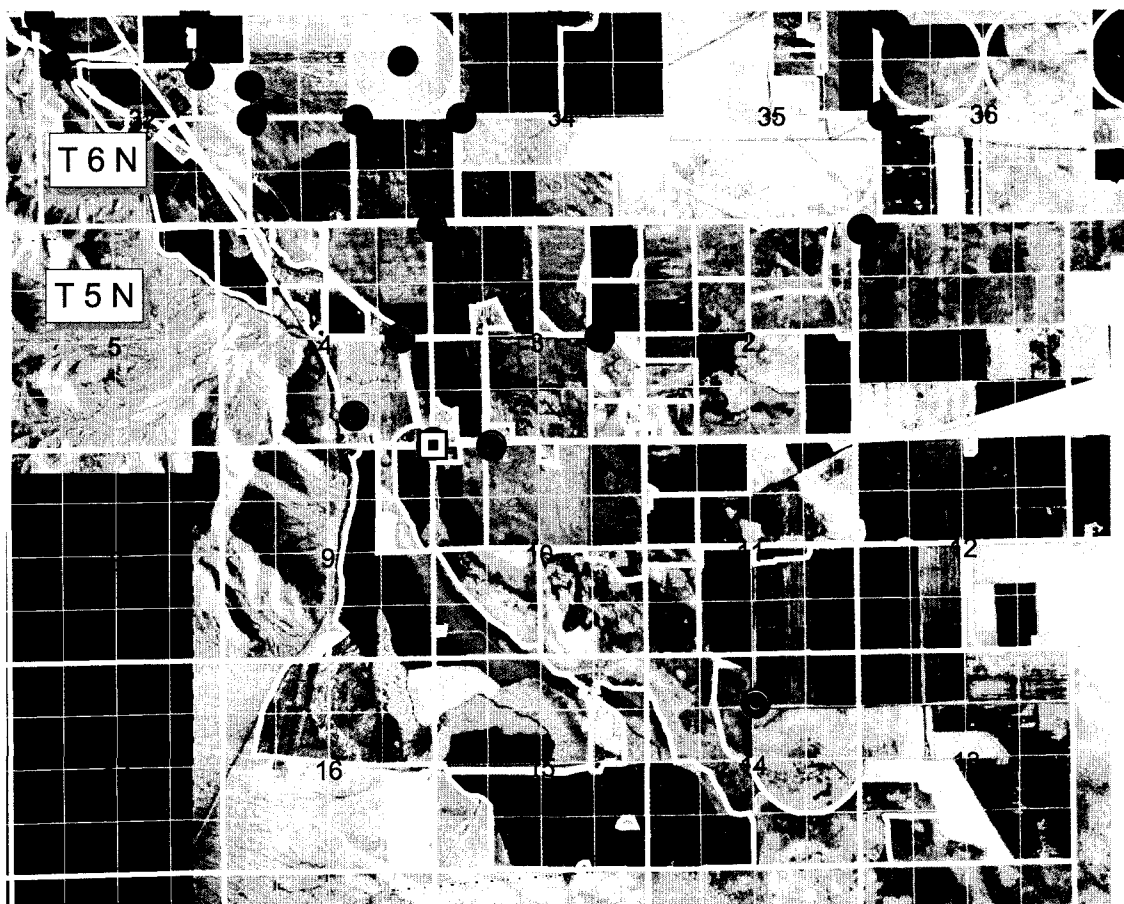
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED OR REDIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 33-00017B, 33-00018B, 33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114, 33-10057, 33-10989

Idaho Department of Water Resources

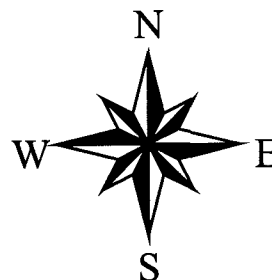
Water Rights 33-00017B, 18B, 19B, 20B, 21B,
22B, 23B, 2114, 10057, 10989



0 1 Miles

Townships 5 and 6 North, Range 29 East

- East and West Diversions
- Diversions - Other WR
- Place of Use - These Water Rights
- Place of Use - Other WR
- Section Lines
- Quarter-Quarter Lines



GIS Illustration based on
1987/88 NAPP Photography
Prepared by Bryce A. Contor
December, 1999

AJ0749NP
No. R33-00023B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/19/00
PAGE: 2

Remarks:

THE IRRIGATION OF A COMBINED TOTAL OF 901 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00017B, 33-00018B,
33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114,
33-07192, 33-10057, 33-10989.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED OR REDIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE: 33-00017B, 33-00018B,
33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-02114,
33-10057, 33-10989.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number: 33

Field Inspection Flag: C
Presumption Flag:

Comments:

Date: 11/19/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
TRANS. 781 & 780.
DECREED SOURCE IS SAWMILL CK, CLAIMED AS LITTLE LOST RIVER.

CHANGE IN SOURCE REFLECTS HISTORICAL PRACTICE AND CLAIM.

Audit:

00/00/00

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: A33-00023B

Date Received: 12/20/1989

Receipt No: EO11635

Received By: KCW

*Original
Sent to
Court.*

4-20-00

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT R. MAYS 208-767-3470
Address: HC 65 BOX 2105
HOWE, ID 83244

OR

Name: WILMA I. MAYS 208-767-3470
Address: HC 65 BOX 2105
HOWE, ID 83244

2. Date of Priority: MAY 25, 1891

3. Source: LITTLE LOST RIVER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	29E	9	NE	NE			BUTTE
		10	NW	NW			BUTTE

5. Description of diverting works:
DIVERSION DAM TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.420		

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

8. Total consumptive use is 2177.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A33-00023B

Page 1

Date: 12/20/89

A3300023B



MICROFILMED
NOV 18 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	29E	9	NE		NE		IRR	37.0
			SE		NE		IRR	28.0
			Section Acres					65.0
		10	NE		NE		IRR	39.0
			NW		NE		IRR	36.0
			SW		NE		IRR	39.0
			SE		NE		IRR	39.0
			NE		NW		IRR	39.0
			NW		NW		IRR	34.0
			SW		NW		IRR	37.0
			SE		NW		IRR	39.0
			Section Acres					302.0
		11	NE		NE		IRR	35.0
			NW		NE		IRR	12.0
			SW		NE		IRR	39.0
			SE		NE		IRR	39.0
			SW		NW		IRR	39.0
			SE		NW		IRR	35.0
			Section Acres					199.0
		12	NE		NE		IRR	39.0
			NW		NE		IRR	36.0
			SW		NE		IRR	39.0
			SE		NE		IRR	38.0
			NE		NW		IRR	39.0
			NW		NW		IRR	39.0
			SW		NW		IRR	36.0
			SE		NW		IRR	39.0
			Section Acres					305.0
			Total Acres					871.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

RTS. 33-0017B/0018B/0020B/0021B/0022B/2114

14. Remarks:

TRANS. 781 & 780.

14. Remarks: Continued

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

BLAINE COUNTY INVESTMENTS CO.

Decree Plaintiff

vs

ROBERT G. MAYS, ET. AL.

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): Robert R. Mays Date: 1-12-90

Date: _____

State of Idaho)
County of Bonneville) SS.

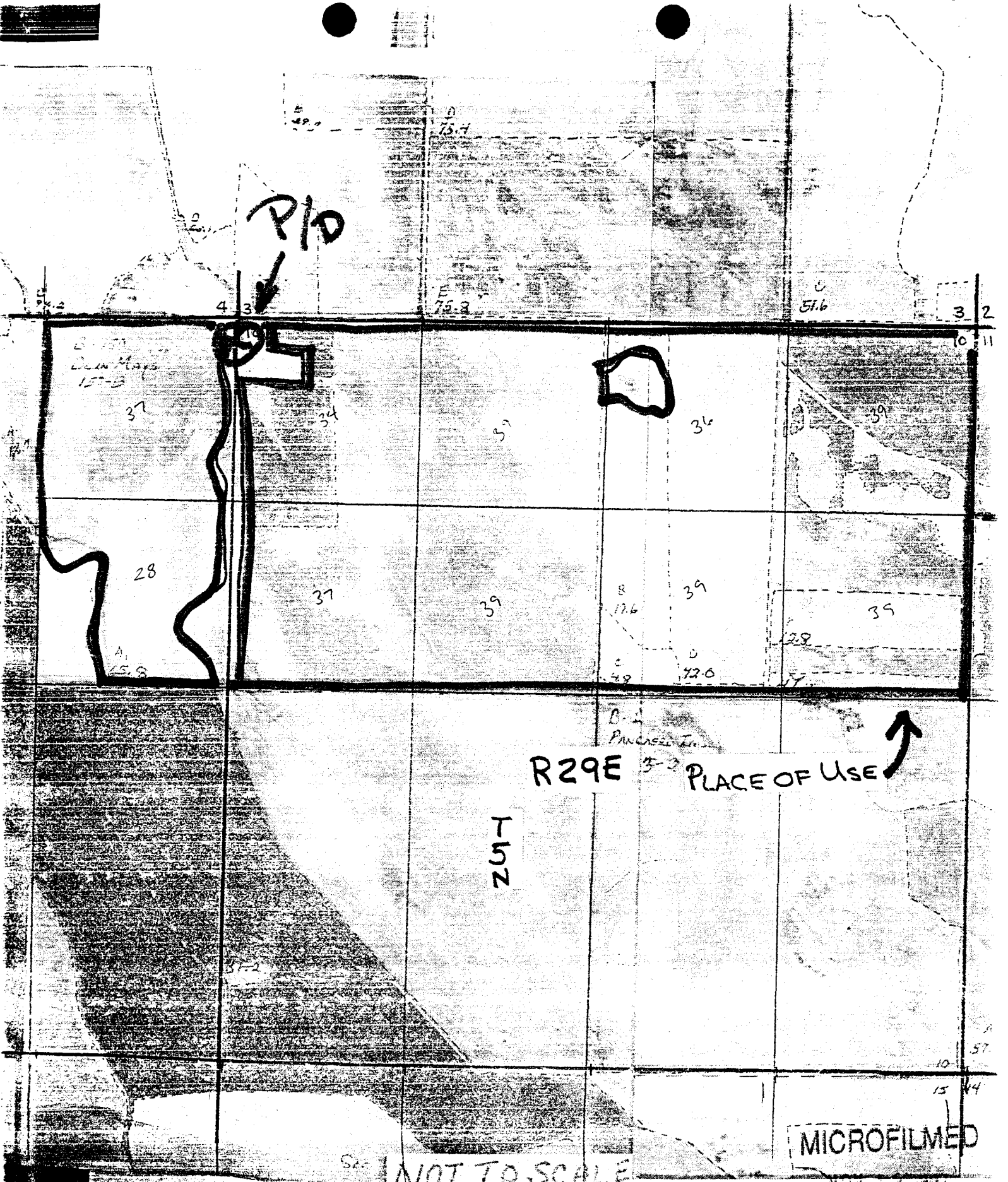
Subscribed and sworn (or affirmed) before me this 12 day

of JAN 19 90

Colleen Gray
Notary Public

Residing at Idaho Falls
My Commission Expires 5/29/99





NOT TO SCALE

MICROFILMED

NOV 18 1994

A33-00023B

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R29E

PLACE OF USE

57.0

NOT TO SCALE

V-16

F
70.0

NOT TO SCALE

SECY MICROFILMED

NOV 18 1992

A33-00023B



404 1 8 1992