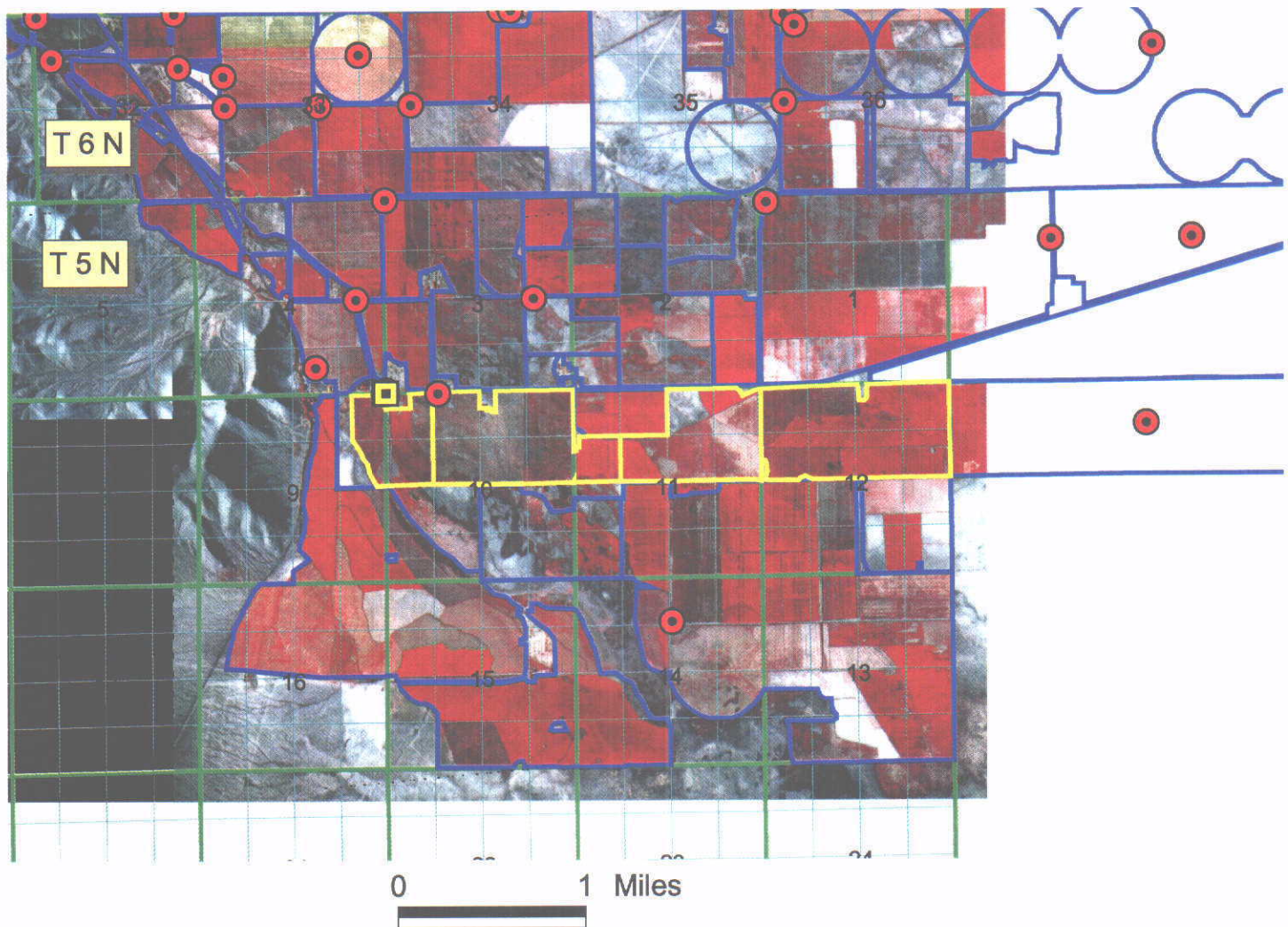


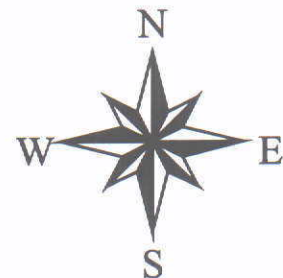
NHEL
NW
13
11a.2

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

A33-10057

Point of Diversion

T 5N
R 29E

PLACE OF USE

NOT TO SCALE

T 5N
MICROFILMED
NOV 18 1992

RECEIVED

JAN 18 2001

Department of Water Resources

2001 JAN 16 PM 2:18
FILED
T-SRBA
TWIN FALLS CO., IDAHO

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

)

ORDER OF PARTIAL DECREE

)

Case No. 39576

)

For Water Right 33-10057

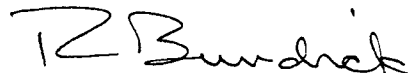
)

On November 30, 2000, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 33-10057 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED JAN 16 2001.



ROGER BURDICK
Presiding Judge of the
Snake River Basin Adjudication

2001 JAN 17 PM 02:00
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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 33-10057

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 33-10057 was mailed
on January 17, 2001, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

R ROBERT AND WILMA I MAYS
FAMILY TRUST
1493 HWY 22
HOWE, ID 83244-8719
Phone: 208-767-3470

DIANA DELANEY
Chief Deputy Clerk

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
OK
Deen
Mays**

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

DATE: **12/20/99**

SIGNATURE:

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.

Bryce A. Conton

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 Worstall 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.

To: File A33-10057
Fr: Bryce A. Contor
Date: 11/22/1999

Bryce

Re: CFS, acres, acre feet

Per affidavit in file it is clear that this claim is only for additional acres above 33-02114 and no extra diversion rate. This is supported by watermaster records of delivery. Because development started prior to March, 1963, this right is coded as "beneficial use" and not as "enlargement."

Diversion rate = diversion rate of license 33-02114. Combined limitation w/ 33-02114 comes from total pumping plant capacity *per license.*

This right has a 100% POU overlap with the surface rights of transfer 781. The combined limitation of this right with those surface rights (6.80 cfs) equals the sum of the surface rights. This represents 0.02 cfs/acre on the POU plus 0.50 cfs for ditch loss. If challenged I will need to perform the Worstall analysis to justify this ditch loss.

The combined acreage limitation with all the Mays rights comes from GIS analysis of maps in file 33-00017B. The combined CFS limitation with all the Mays rights comes from the sum of all the rights, which is less than 0.02 cfs/acre on the full place of use.

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, 10057, 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 Hwy 22
Howe ID 83244-8719

[] Telephone Number: (208) 767-3470

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

[] Date: 20 ~~May~~ Aug 97
ADK

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:

R. Robert Mays Family Trust

First: R. Robert Mays

ADJUDICATION CLAIMS: A33-10840, 00017B, 00019B,
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

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

6 MAY 1996

TO: THE R.R. MAYS ADJUDICATION WATER RIGHTS FILES

RE: A33-00017B, 00018B, 00019B, 00020B, 00021B, 00022B, 00023B,
02114, AND 07179

BY: A.B. RUBERRY

SUBJECT: ACQUISITION OF LANDS AND HISTORIC USE OF WATER RIGHTS

DURING THE FIELD EXAM MEETING OF 25 APRIL 1996, MR. ROBT. R. MAYS EXPLAINED A BRIEF HISTORY OF THE ACQUISITION OF THE LANDS WHICH NOW COMPRISE THE R.R. MAYS RANCH, AND THE USE OF THE WATER RIGHTS. IT IS AS FOLLOWS:

ROBERT MAYS' FAMILY MOVED ONTO THE ORIGINAL RANCH HOMESTEAD, WHICH IS SITUATED ON THE N1/2 SECTION 10, T. 5 N., R. 29 E., IN 1917. THE WATERS OF THE LITTLE LOST RIVER WERE THEN USED TO IRRIGATE THE LANDS, AS THEY ARE NOW. HOWEVER, AT THAT TIME ROBERT R. MAYS AND J.E. MAYS AND SONS OPERATED THE SECTION 10 LANDS AND OTHER LANDS, EXCLUSIVE OF THE OTHER LANDS MENTIONED HEREIN. THIS ARRANGEMENT WAS DISSOLVED SOMETIME AROUND 1951, GIVING RISE TO TRANSFER NOS. 780 AND 781.

THEN, ON 28 MARCH 1956, PATENT NUMBER 1158388 WAS SIGNED AND RECORDED AUTHORIZING THE USE OF THE NW1/4 OF SECTION 12, T. 5 N., R. 29 E.; ON 18 OCTOBER 1960, PATENT NUMBER 1213718 WAS SIGNED AND RECORDED AUTHORIZING THE USE OF THE NE1/4 OF SECTION 12, T. 5 N., R. 29 E. ON 16 NOVEMBER 1951, TRANSFERS NOS. 780 AND 781 WERE APPROVED. TRANSFER NO. 780 EFFECTIVELY SPLIT DECREED RIGHTS (FROM THE LITTLE LOST RIVER) 33-00017, 00018, 00019, 00020, 00021, 00022, AND 00023, IN APPROXIMATELY A 60%-40% SPLIT. WHEREBY, ROBT. R. MAYS BECAME THE OWNER OF THE 40% "B" PORTIONS (TOTALING 6.80 CFS) OF THE RIGHTS, AS SPLIT. SIMULTANEOUSLY, TRANSFER NO. 781, TO ROBT. R. MAYS, WAS APPROVED MOVING THE PLACE OF USE OF ALL THE "B" PORTIONS TO THE N1/2 SECTION 12, T. 5 N., R. 29 E., ABANDONING N1/2 SECTION 10 AND E1/2NE1/4 SECTION 9, T. 5 N., R. 29 E. NEITHER TRANSFER NO. 780 NOR 781 CHANGED THE POINT OF DIVERSION. THE POINT OF DIVERSION WAS NOT DESCRIBED IN THE 27 MARCH 1927 DECREE. HOWEVER, THE POINT(S) OF DIVERSION, NENENE SECTION 9 AND NWNWNW SECTION 10, T. 5 N., R. 29 E., ARE TODAY AS THEY HAVE ALWAYS BEEN.

ON 25 JANUARY 1968, LICENSE 33-02114 WAS SIGNED HAVING A PRIORITY DATE OF 13 FEBRUARY 1963, AND, AS APPURTENANT TO LANDS AS; E1/2NE1/4 SEC.9 AND N1/2 SEC.10 T. 5 N., R. 29 E. THE POINT OF DIVERSION FOR THIS WELL IS SW1/4NW1/4 T. 6 N., R. 29 E. IT'S LICENSED DISCHARGE, 4.69 CFS, IS USED AS AN EXCHANGE SOURCE, WHERE IT DISCHARGES TO A SHORT DITCH WHICH DUMPS INTO THE LITTLE LOST RIVER (SAME POINT OF INJECTION AS POINT OF DIVERSION). ACCORDING TO THE DISTRICT 33 WATERMASTER, DAVID ANDREASON, THIS WELL IS ASSESSED AN AVERAGE 15% LOSS, BUT DURING DROUGHT YEARS A 30% LOSS IS ASSESSED. THE WATERS OF THIS EXCHANGE SOURCE ARE REDIVERTED AT THE SAME POINT(S) OF DIVERSION AS THOSE WATERS OF THE DECREED SOURCES.

PAGE 2
R.R MAYS
ADJUDICATION MEETING

ON 1 FEBRUARY 1965, THE N1/2 SECTION 11, (EXCEPT THE N1/2NW1/4 - OWNED BY LEO AMY), WAS ACQUIRED BY ROBT. R. MAYS THROUGH PATENT, AS PATENT NUMBER 11-65-0016. THIS FIELD IS LOCALLY REFERRED TO AS THE "JUNK YARD FIELD", DUE TO ITS EARLIER HISTORIC USE. THESE LANDS WERE ACQUIRED WITHOUT WATER RIGHTS. HOWEVER, SINCE THE ACQUISITION, THE MAYS' HAVE IRRIGATED MOST OF THESE LANDS WITH THE SAME WATERS AS THOSE PREVIOUSLY MENTIONED AND USED TO IRRIGATE THE OTHER SECTIONS OR PORTIONS OF LANDS.

THERE EXISTS ANOTHER WATER RIGHT, 33-07192, WHICH IS A WELL PERMIT. A LICENSING FIELD EXAM WAS DONE 1 MAY 1996, BY DON SIMPKINS. THE POLYSONIC TAPE SHOWS AN OPEN DISCHARGE OUTPUT OF 2.55 CFS. THE PERMIT IS FOR 800 ACRES. WHEN USED, THE WELL WATERS ARE COMMINGLED WITH THE OTHER SOURCES AFOREMENTIONED AND UPON ALL LANDS, AS NEEDED. DURING THE ADJUDICATION EXAM MEETING ROBT. R. MAYS, AND SON DEAN, BOTH EXPRESSED AN INTEREST IN ENJOINING THIS WELL TO THE ADJUDICATION. AT THIS TIME, A CLAIM FOR THIS WELL HAS NOT BEEN GENERATED, BUT ONE WILL BE. ACCORDING TO DON SHAFF, A LATE FEE WILL NOT BE CHARGED BECAUSE THE WELL DOES NOT REQUIRE AN ADJUDICATION CLAIM, RATHER IT IS ONLY BY THE CLAIMANTS REQUEST. IN ADDITION, AN ACREAGE FEE WILL NOT BE REQUIRED BECAUSE THE ACREAGE FEE WAS PAID UNDER THE OTHER CLAIMS.

ABR

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
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BRENT O. ROCHE
FRED J. LEWIS
KIRK B. HADLEY
MITCHELL W. BROWN
ERIC S. HUNN
DAVID E. ALEXANDER

*ALSO MEMBER IL & WY BARS

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
CHARTERED
CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-1391

TELEPHONE
AREA CODE 208
232-6101

FAX
208-232-6109

April 5, 1993

Mr. Eric Verner
Senior Water Agent
Idaho Department of Water Resources
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718

RE: Civil Case No. 39576
Applicant: Robert R. and Wilma I. Mays
Ident. Number: A33-10057

RECEIVED
APR 06 1993
Department of Water Resources
Eastern District Office

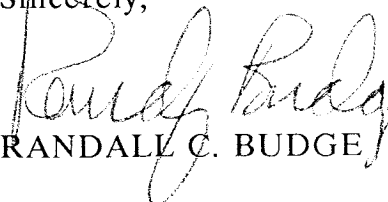
Dear Eric:

In response to your letter of March 8, 1993, to Robert R. Mays regarding Claim No. A33-10057, and our conversations on March 26 concerning the same, I have prepared and enclose the signed original of Mr. and Mrs. Mays' Affidavit in support of a corrected priority date of February 13, 1963.

The original of this claim requested a priority date of March 28, 1956. The applicants, Mr. and Mrs. Mays, are unsure where this date came from and feel that it may have been a mistake based upon their further research and review of their records. Based upon their supporting affidavit, we would request that the priority date be changed to February 13, 1963, the same priority date as Claim No. A33-02114, which is the same well which is the subject of this Claim No. A33-10057.

Thank you for your assistance. If you have any questions please do not hesitate to contact me.

Sincerely,


RANDALL C. BUDGE

RCB:rr

Enclosures

cc: Mr. and Mrs. Robert Mays

MICROFILMED
APR 15 1994

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 NO. 39576

Ident. Number: A33-10057

Date Received: 12/20/1989

Receipt No.: E011635

Received By: KCW

SUPPORTING AFFIDAVIT OF APPLICANTS

RECEIVED

STATE OF IDAHO)
: ss
County of Butte)

APR 06 1993

Department of Water Resources
Eastern District Office

ROBERT R. MAYS and WILMA I. MAYS, being first duly sworn depose
and state as follows:

1. That we have filed a number of water right claims in the captioned matter as a part of the General Adjudication of the Snake River Basin and are the applicants under this Claim No. A33-10057 filed with the Idaho Department of Water Resources ("IDWR") on December 20, 1989.

2. This Affidavit is submitted in response to the letter dated March 8, 1993, from Eric Verner, Senior Water Right Agent for IDWR, requesting that we submit proof to support the priority date of March 28, 1956, under this claim. We have researched and reviewed our files and records and believe the March 28, 1956 priority date is incorrect and should be changed to February 13, 1963, for the reasons described below.

MICROFILMED
APR 15 1994

3. The subject well pertaining to this claim to a water right was drilled by us on our property at the point of diversion in the SW1/4 NW1/4, Section 30, Township 6 North, Range 29 East, B.M., Butte County, Idaho, in February, 1963. We employed Jack Cushman Drilling of 1405 South Broadway, Blackfoot, Idaho, who drilled the well. It was started February 1, 1963, and completed on February 20, 1963. Attached hereto as Exhibits "A" and "B" are true and correct copies of the Well Drillers Report verifying the drilling of the well, and the Electric Service Agreement dated February 12, 1963, pertaining to the well.

4. Continuously since the drilling of the well, it has been pumped and utilized in the manner described in the Notice of Claim to irrigate our farm lands. This water right has also been used in conjunction with the other decreed water rights we hold in the Little Lost River, which are listed in the notice, being numbers A33-0017B/0018B/0019B/00020B/00021B/00022B/00023B. These water rights have been combined and rotated on the various lands from time to time in order to provide for the most efficient irrigation of our lands. This well is also the same well which is the subject of Claim No. A33-02114. The priority date under that claim number, being February 13, 1963, is the date that we submitted our Application to IDWR to obtain a permit and license, which were subsequently issued, as Number G-30968, now identified as Number 33-02114. At the time we filed our application pertaining to Water License No. 33-02114, the lands irrigated in Section 12 were not included for reasons unknown, although they were also irrigated from the well under our rotation practices. The documents

MICROFILMED
APR 15 1994

pertaining thereto were prepared by IDWR representatives after we explained to them the history of the well, the lands irrigated, and the manner in which the water was rotated.

5. This claim is submitted for the purpose of reflecting that the lands in Section 12 described in this Claim No. A33-10057 have in fact been continuously irrigated from the well beginning with the 1963 irrigation season, in addition to the lands in Sections 9, 10 and 11 irrigated from the same well in the manner described in Claim No. A33-02114, which claim was based upon License No. 33-02114 (Permit No. G-30968).

6. Based on the above, we request that the priority date on this claim be changed to February 13, 1963, the same priority date as Claim No. A33-02114.

MICROFILMED
APR 15 1994

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
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April 5, 1993

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Idaho Department of Water Resources
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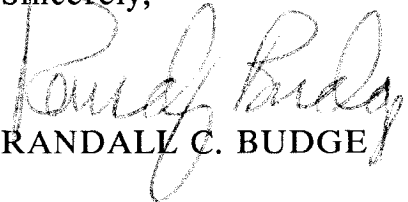
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Thank you for your assistance. If you have any questions please do not hesitate to contact me.

Sincerely,


RANDALL C. BUDGE

RCB:rr
Enclosures
cc: Mr. and Mrs. Robert Mays

MICROFILMED
APR 15 1994

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 NO. 39576

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SUPPORTING AFFIDAVIT OF APPLICANTS

STATE OF IDAHO)
: ss
County of Butte)

RECEIVED

APR 06 1993

Department of Water Resources
Eastern District Office

ROBERT R. MAYS and WILMA I. MAYS, being first duly sworn depose
and state as follows:

1. That we have filed a number of water right claims in the captioned
matter as a part of the General Adjudication of the Snake River Basin and are
the applicants under this Claim No. A33-10057 filed with the Idaho Department
of Water Resources ("IDWR") on December 20, 1989.

2. This Affidavit is submitted in response to the letter dated March 8,
1993, from Eric Verner, Senior Water Right Agent for IDWR, requesting that we
submit proof to support the priority date of March 28, 1956, under this claim.
We have researched and reviewed our files and records and believe the March 28,
1956 priority date is incorrect and should be changed to February 13, 1963, for
the reasons described below.

MICROFILMED
APR 15 1994

3. The subject well pertaining to this claim to a water right was drilled by us on our property at the point of diversion in the SW1/4 NW1/4, Section 30, Township 6 North, Range 29 East, B.M., Butte County, Idaho, in February, 1963. We employed Jack Cushman Drilling of 1405 South Broadway, Blackfoot, Idaho, who drilled the well. It was started February 1, 1963, and completed on February 20, 1963. Attached hereto as Exhibits "A" and "B" are true and correct copies of the Well Drillers Report verifying the drilling of the well, and the Electric Service Agreement dated February 12, 1963, pertaining to the well.

4. Continuously since the drilling of the well, it has been pumped and utilized in the manner described in the Notice of Claim to irrigate our farm lands. This water right has also been used in conjunction with the other decreed water rights we hold in the Little Lost River, which are listed in the notice, being numbers A33-0017B/0018B/0019B/00020B/00021B/00022B/00023B. These water rights have been combined and rotated on the various lands from time to time in order to provide for the most efficient irrigation of our lands. This well is also the same well which is the subject of Claim No. A33-02114. The priority date under that claim number, being February 13, 1963, is the date that we submitted our Application to IDWR to obtain a permit and license, which were subsequently issued, as Number G-30968, now identified as Number 33-02114. At the time we filed our application pertaining to Water License No. 33-02114, the lands irrigated in Section 12 were not included for reasons unknown, although they were also irrigated from the well under our rotation practices. The documents

MICROFILMED
APR 15 1994

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5. This claim is submitted for the purpose of reflecting that the lands in Section 12 described in this Claim No. A33-10057 have in fact been continuously irrigated from the well beginning with the 1963 irrigation season, in addition to the lands in Sections 9, 10 and 11 irrigated from the same well in the manner described in Claim No. A33-02114, which claim was based upon License No. 33-02114 (Permit No. G-30968).

6. Based on the above, we request that the priority date on this claim be changed to February 13, 1963, the same priority date as Claim No. A33-02114.

MICROFILMED
APR 15 1994

FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 2nd day of April, 1993.

Robert R. Mays
ROBERT R. MAYS

Wilma I. Mays
WILMA I. MAYS

SUBSCRIBED AND SWORN TO before me this 2nd day of April,
1993.

Randall A. Budg
NOTARY PUBLIC FOR IDAHO,
Residing at Pocatello.
My Commission Expires: 10/11/94

(SEAL)

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this ____ day of _____, 1993, I mailed a true and complete copy of the foregoing document, postage prepaid, to the following:

Idaho Department of Water Resources
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718

RANDALL C. BUDGE

MICROFILMED
APR 15 1994

Dean May 5 Pump

9-9-93

239"

45.5" Crip Weir

6-18-94

223"

May 26, 92

216"

Sept 2, 93

4.68

7-19-93

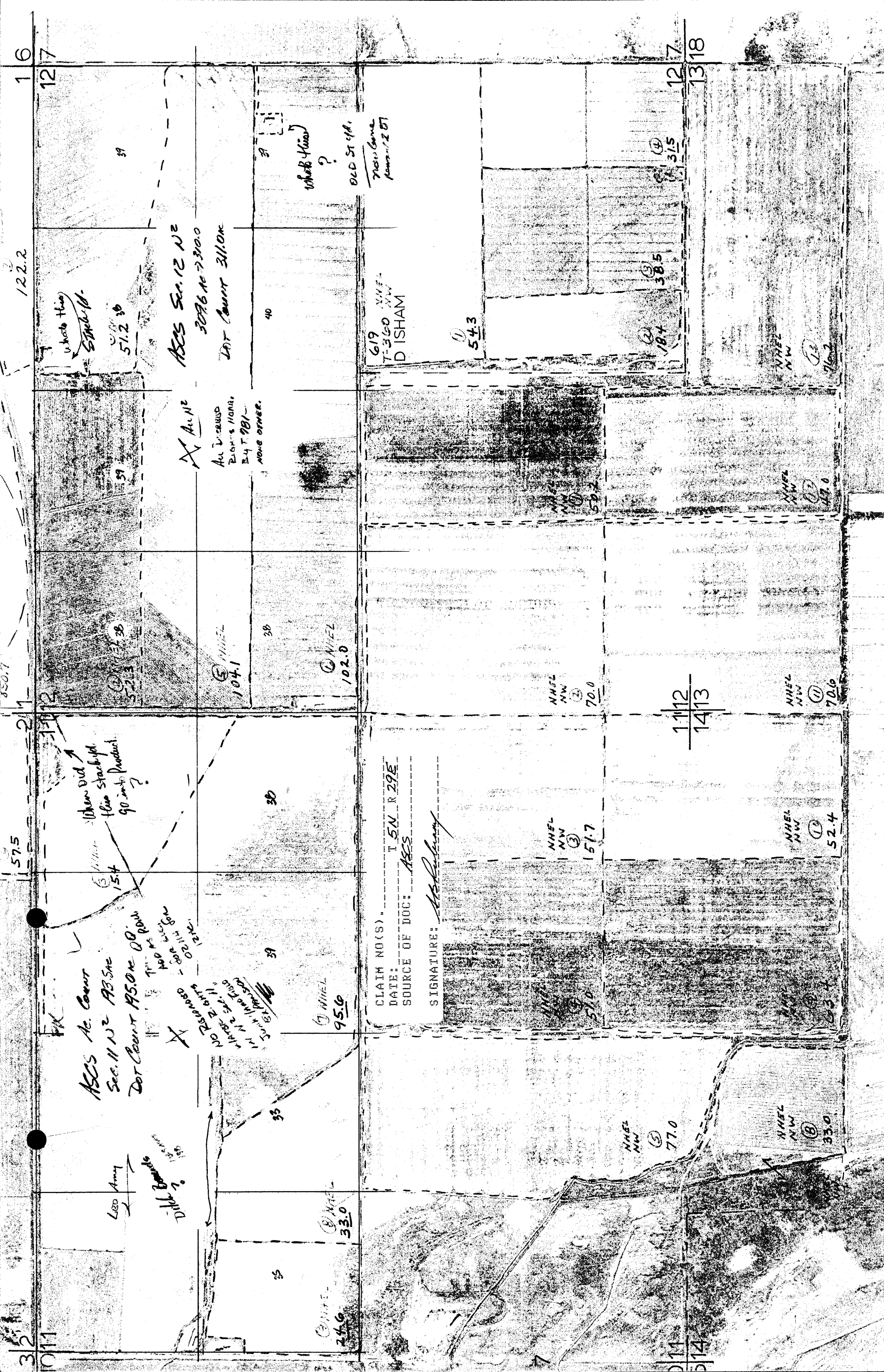
207"

7-27-93

226"

104 CFS

Wayne Bar



16
127

122.2

850.7

57.5

32
1011

39

what's this?
51.2 30

39

39
52.3

15.4

35
24.6

ACS Sec. 12 N2
3096 AC 310.0
DOT Count 3110K

ACS
An increased
Plans & Maps
By T 981-
none other.

40

30

30

39

what's this?
?

old st. off.
now come
from 207

619 NW 1/4
T-360
D ISHAM

54.3

NW 1/4
NW 1/4
70.0

NW 1/4
NW 1/4
151.7

NW 1/4
NW 1/4
51.0

NW 1/4
NW 1/4
77.0

38.5

18.4

50.3

1112
1413

NW 1/4
NW 1/4
52.4

NW 1/4
NW 1/4
33.0

11
14

31.5

38.5

49.0

70.0

52.4

33.0

11
14

127
1318

38.5

49.0

70.0

52.4

33.0

11
14

A 33-10057

The United States of America

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Land Office at Boise, Idaho,
is now deposited in the Bureau of Land Management, whereby it appears that full payment has
been made by the claimant Wilma I. Mays

according to the provisions of the Act of Congress approved March 3, 1877 (19 Stat. 377), as amended
by the Act of March 3, 1891 (26 Stat. 1096), for the following described land:

Boise Meridian, Idaho.

T. 5 N., R. 29 E.,

Sec. 12, NE $\frac{1}{4}$.

The area described contains 160.00 acres,
according to the Official Plat of the Survey of the said Land, on file in the Bureau of Land Management:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in
conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND
GRANTED, and by these presents DOES GIVE AND GRANT unto the said claimant and to the heirs of
the said claimant the tract above described; TO HAVE AND TO HOLD the same, together with all the
rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the
said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and
accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches
and reservoirs used in connection with such water rights, as may be recognized and acknowledged by
the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a
right-of-way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, the undersigned authorized officer of
the Bureau of Land Management, in accordance with the
provisions of the Act of June 17, 1948 (62 Stat. 476), has,
in the name of the United States, caused these letters to be
made Patent, and the Seal of the Bureau to be hereunto
affixed.

GIVEN under my hand, in the District of Columbia, the
EIGHTEENTH day of OCTOBER in the year of
our Lord one thousand nine hundred and SIXTY
and of the Independence of the United States the one hundred
and EIGHTY-FIFTH.

For the Director, Bureau of Land Management.

By Reith W. Valley
Chief, Patents Section.

Patent Number 1213718

STATE OF IDAHO 15 43284

FILED

I hereby certify that the within instrument was
filed for record in this office at the request of:

William May

on the 23 day of June 1961

at 50 minutes past 4 o'clock P. M.

and was duly recorded in book 3

Patents page 55-

State County Records.

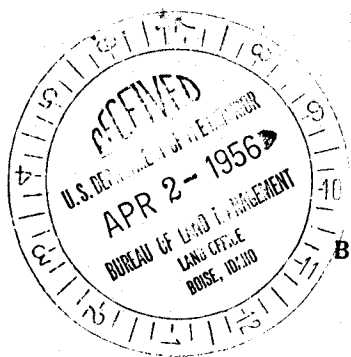
Quincy B. Stewart
County Recorder

B. May

100 Doc. No. 1000

*Mrs. Robert May
House 2440*

COMPARED
ENTERED
INDEXED



Blackfoot 056008

4-1040
(October 1955)

A33-10057

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Land Office at Boise, Idaho, is now deposited in the Bureau of Land Management, whereby it appears that full payment has been made by Robert R. Mays, according to the provisions of the Act of Congress approved March 3, 1877 (19 Stat. 377), entitled "An Act to provide for the sale of desert lands in certain States and Territories," as amended by the Act of March 3, 1891 (26 Stat. 1096), for the following described land:

Boise Meridian, Idaho.
T. 5 N., R. 29 E.,
Sec. 12, NW $\frac{1}{4}$.

The area described contains 160 acres, according to the Official Plat of the Survey of the said Land, on file in the Bureau of Land Management.

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT unto the said Robert R. Mays and to his heirs, the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said Robert R. Mays, and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right-of-way thereon for ditches or canals constructed by the authority of the United States.

Reserving unto the United States, its permittee or licensee, the right to enter upon, occupy and use, any part of all of that portion of the NW $\frac{1}{4}$ said Sec. 12, lying within 20 feet of the center line of the transmission line right-of-way of the Utah Power and Light Company for the purposes provided in the Act of June 10, 1920 (41 Stat. 1063) and subject to Section 24 of said Act as amended by the Act of August 26, 1935 (49 Stat. 846).

Subject to such rights for transmission line purposes as the Village of Arco may have under the Act of March 4, 1911 (36 Stat. 1253), as amended (43 U.S.C. Sec. 961).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

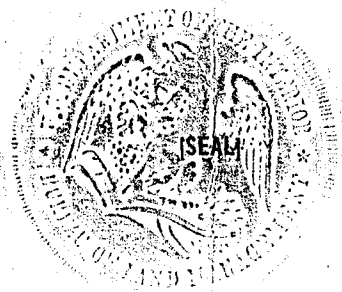
GIVEN under my hand, in the District of Columbia, the TWENTY-EIGHTH day of MARCH in the year of our Lord one thousand nine hundred and FIFTY-SIX and of the Independence of the United States the one hundred and EIGHTIETH.

For the Director, Bureau of Land Management.

By Rose M. Beall
Acting Chief, Patents Section.

Patent Number **1158388**

16-21679-3 U. S. GOVERNMENT PRINTING OFFICE



Electric Service Agreement

Robert R. Mays, an Individual,
 herein called Customer agrees to use, and UTAH POWER & LIGHT COMPANY, herein called Company
 agrees to supply electric service to the amount of 112 kilowatts, in the form of three
 phase alternating current, at approximately 60 cycles per second and approximately 480 volts for
 Customer's Irrigation Pumping operation at or near Howe
 in Butte County, State of Idaho, under the provisions of the Company's
 Schedule No. 10, Tariff No. 5, and for a term of 10 years from date of
 commencement of service hereunder. Point of delivery shall be as provided in Paragraph #4 of
Company's Electric Service Regulations.

Customer agrees to conform to and abide by the Schedule hereinabove designated including the provi-
 sions of Company's Electric Service Regulations, making all payments thereby required. Said Schedule and
 Electric Service Regulations are hereto attached and made a part hereof.

All payments shall be made at Company's offices in Arco, Idaho

Attest or Countersigned

Robert R. Mays

Title

Dated February 12, 1963

Customer

Recommended

Ronald J. Rhee
William S. Cunningham

UTAH POWER & LIGHT COMPANY

By [Signature]

Vice-President

MICROFILMED
 APR 15 1994

EXHIBIT "B"

Sheet No. 2 of.....Sheets **ELECTRIC SERVICE AGREEMENT**

In order more fully to express the agreement of the parties, and the terms and conditions of service under the attached Electric Service Agreement it is mutually agreed between the Customer and the Company as follows:

1. An extension as defined in Schedule No. 14.....is necessary to meet Customer's requirements and said Schedule is hereby made a part hereof.

(a) In consideration of the special investment by the Company to supply service hereunder, Customer guarantees net minimum annual payments for service under the provision of said Schedule No. 14..... in the sum of \$ 1114.00..... payable each year for five years after commencement of service without regard to the amount of electric energy actually consumed.

(b) The Company acknowledges receipt from the Customer of \$ 600.00....., which sum has been advanced and will be credited in accordance with said Schedule No. 14.....

Attest or Countersigned

.....

Title

Dated February 12, 1963

Recommended

Roland R. Rhee
William A. Cunningham

Robert P. Mays

.....

..... Customer

UTAH POWER & LIGHT COMPANY

By E. Asuntor

MICROFILMED
Vice-President **APR 5 1994**

R.P.P.

Water Right Number - 33-07192

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MAYS

WILMA I.

1 - HC 65 BOX 2105

2 -

3 -

City- HOWE

State- ID Zip- 83244

Phone - 208-767-3470

1 - HC 65 BOX 2105

2 -

3 -

City- HOWE

State- ID Zip- 83244

Phone - 208-767-3470

No AJ READ

MAYS

ROBERT R.

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
02/12/1990 15 EASTERN P - PERMIT+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
05N 29E 10 NE NW (23) BUTTE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 16.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
16.000+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05N 29E 10 NE NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 10 NW NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 10 SW NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 10 SE NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 10 NE NW 40.0 01 IRRIGATION (23) BUTTE
05N 29E 10 SE NW 40.0 01 IRRIGATION (23) BUTTE
05N 29E 11 NE NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 11 NW NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 11 SW NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 11 SE NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 11 SW NW 40.0 01 IRRIGATION (23) BUTTE
05N 29E 11 SE NW 40.0 01 IRRIGATION (23) BUTTE
05N 29E 12 NE NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 12 NW NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 12 SW NE 40.0 01 IRRIGATION (23) BUTTE
05N 29E 12 SE NE 40.0 01 IRRIGATION (23) BUTTE

Water right number - 33-07192

Prefix Translation: WATER RIGHT

+ - - - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05N	29E	12	NE NW		40.0	01	IRRIGATION	(23) BUTTE
05N	29E	12	NW NW		40.0	01	IRRIGATION	(23) BUTTE
05N	29E	12	SW NW		40.0	01	IRRIGATION	(23) BUTTE
05N	29E	12	SE NW		40.0	01	IRRIGATION	(23) BUTTE

Total Acres: 800.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 33-0018B/0017B/0019B/0020B/0021B/0022B/0023B/2114

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

- 26A - Project construction shall commence within one year from the
 - date of permit issuance and shall proceed diligently to
 - completion unless it can be shown to the satisfaction of the
 - Director of the Department of Water Resources that delays were
 - due to circumstances over which permit holder had no control.
- 01C - A flow measurement port or other device as specified by the
 - Department shall be installed by the right holder to provide for
 - the installation of measuring equipment and the determination of
 - the rate of diversion by the Department.
- 046 - Right holder shall comply with the drilling permit
 - requirements of Section 42-235, Idaho Code.
- 051 - Any license issued by IDWR pursuant to the right or portion
 - thereof for the use of trust water is subject to a term review
 - of 20 years after the date of this approval to determine
 - availability of water for the use and to re-evaluate the public
 - interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an
 - annual use fee if rules are subsequently promulgated which
 - provide for the submittal of the fee.
- 053 - The Director retains jurisdiction over this right and may
 - change, add, or remove any requirement as determined to be
 - appropriate.
- 03A - The rate of diversion of water for irrigation under this right
 - and all other water rights on the same land shall not exceed 0.02
 - cubic feet per second for each acre of land.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

Water right number - 33-07192

Prefix Translation: WATER RIGHT

+ - - - - - Comments - - - - - +

Date: 08/05/1993 User Id: VAULT Subject: Lapse Notice Sent
Lapse Notice Sent

+ - - Audit Fields - 02/21/90 BODELL 03/05/90 CURTIS 05/21/90 CURTIS 06/12/91 MILLER 07/16/91 SKAGGS
08/05/93 COMMENTS 08/20/93 GUSTAFSO

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 08/02/1993	Field Exam Made - 00/00/0000	Field Exam Fee - R
Approved/Denied - 07/17/1991	Protested Date - 00/00/0000	Swan Falls - 7
Proof Made Date - 08/09/1993	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number - E011950	Water District -
Licensed Date - 00/00/0000	Appl Received - 02/05/1990	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag- Y
Presumption Flag -		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:03:54
03/31/95

PAGE: 1
GENERAL INFORMATION

2987
CLAIM NUMBER: A33-10057

LAST: MAYS
ADDRESS: HC 65 BOX 2105
CITY: HOME
PHONE NUMBER: 208-767-3470

FIRST: RIBERT R.
STATE: ID ZIP: 83244

OWNER CODE: C

LAST: MAYS
ADDRESS: HC 65 BOX 2105
CITY: HOME
PHONE NUMBER: 208-767-3470

FIRST: MELBA I.
STATE: ID ZIP: 83244

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE Y
FIELD EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS:

SEE ATTACHED COPIES OF PATENT NO. 1158338 & 1213718. THESE FORMS INDICATE THAT THE N1/2 SEC 12 WAS PAID FOR ON 28 MARCH 1956 AND 18 OCTOBER 1960. APPLICANT'S CLAIM THAT THE LAND WAS IRRIGATED SEVERAL YEARS PRIOR TO THE DATES ON THE PATENTS.

CC: COMMENTS

THIS STATEMENT IS TRUE - SEE Patent Documents in 33-000175. However, it is unclear why this claim was filed. Transfer No. 781 moved all SURFACE WATER TO N2 SEC. 12. Section 11 HAS NO RECORD WATER RIGHTS BUT HAS BEEN UNDER IRRIGATION SINCE ACQUISITION. Why was THIS expansion claim filed FOR SEC. 12 N2 AND NOT SEC. 11 N2? Answer it?

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 for 4/25/96.

A. AJ CLAIM: # A33-10057 PRIORITY DATE: 03-28-1955 STAGE: J
B. WR RECORD: # 34-00001 PRIORITY DATE: 07-01-1937 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:

RECOMMENDED PRIORITY DATE:

REVIEWED BY DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TRP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
-------	------	------	------	-----	-----	-----	-----	------

433-10057	03N	23E	30		SW	NW		BUTTE
-----------	-----	-----	----	--	----	----	--	-------

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
R PREFIX
NONE

NR RECORDS IN SAME 40 ACRE TRACT

33-02114

33-00024
33-00025
33-00026
33-00027
33-00028
33-00029
33-00030
33-00031F
33-00032A
33-00033A
33-00034C
33-00035A
33-00036C
33-00039A
33-00040A
33-00042A
33-00043A
33-00044
33-00045
33-00046
33-00047
33-00048
33-00049
33-00050
33-00053
33-00054
33-00055
33-00058A
33-00090
33-00092
33-00107A
33-00115
33-02014
33-02114

SOURCE: GROUNDWATER
TRIS:

3. NR POINT OF DIVERSION AND SOURCE:

3310057 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: BIG LOST RIVER
TRIS: SINKS

DATE	TIME	LOCATION	FIELD EXAMINER
10/10/10	10:00	10000000	10000000
10/10/10	10:00	10000000	10000000

[illegible]

REC'D - RGE. SEC.

[illegible]

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A33-10057
B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	12	NE	NE	NE	MAYS, ROBERT R.	A33-10057 /39.0	- /	38.0		
			NE	NE	NE	MAYS, ROBERT R.	A33-300178 /39.0	33-300178 /			
			NE	NE	NE	MAYS, ROBERT R.	A33-300198 /39.0	33-300188 /			
			NE	NE	NE	MAYS, ROBERT R.	A33-300198 /39.0	33-300198 /			
			NE	NE	NE	MAYS, ROBERT R.	A33-300208 /39.0	33-300208 /			
			NE	NE	NE	MAYS, ROBERT R.	A33-300218 /39.0	33-300218 /			
			NE	NE	NE	MAYS, ROBERT R.	A33-300228 /39.0	33-300228 /			
			NE	NE	NE	MAYS, ROBERT R.	A33-300238 /39.0	33-300238 /			
			NE	NE	NE	MAYS, WILMA I.	A33-300238 /39.0	33-37192 /40.0			
05N	29E	12	N4	NE	NE	MAYS, ROBERT R.	A33-10057 /35.0	- /	40.0		
			N4	NE	NE	MAYS, ROBERT R.	A33-300178 /35.0	33-300178 /			
			N4	NE	NE	MAYS, ROBERT R.	A33-300198 /35.0	33-300188 /			
			N4	NE	NE	MAYS, ROBERT R.	A33-300198 /35.0	33-300198 /			
			N4	NE	NE	MAYS, ROBERT R.	A33-300208 /35.0	33-300208 /			
			N4	NE	NE	MAYS, ROBERT R.	A33-300218 /35.0	33-300218 /			
			N4	NE	NE	MAYS, ROBERT R.	A33-300228 /35.0	33-300228 /			
			N4	NE	NE	MAYS, ROBERT R.	A33-300238 /35.0	33-300238 /			
			N4	NE	NE	MAYS, WILMA I.	A33-300238 /35.0	33-37192 /40.0			
05N	29E	12	S4	NE	NE	MAYS, ROBERT R.	A33-10057 /39.0	- /	39.0		
			S4	NE	NE	MAYS, ROBERT R.	A33-300178 /39.0	33-300178 /			
			S4	NE	NE	MAYS, ROBERT R.	A33-300198 /39.0	33-300188 /			
			S4	NE	NE	MAYS, ROBERT R.	A33-300198 /39.0	33-300198 /			
			S4	NE	NE	MAYS, ROBERT R.	A33-300208 /39.0	33-300208 /			
			S4	NE	NE	MAYS, ROBERT R.	A33-300218 /39.0	33-300218 /			
			S4	NE	NE	MAYS, ROBERT R.	A33-300228 /39.0	33-300228 /			
			S4	NE	NE	MAYS, ROBERT R.	A33-300238 /39.0	33-300238 /			
			S4	NE	NE	MAYS, WILMA I.	A33-300238 /39.0	33-37192 /40.0			
05N	29E	12	S1	NE	NE	MAYS, ROBERT R.	A33-10057 /38.0	- /	38.0		
			S1	NE	NE	MAYS, ROBERT R.	A33-300178 /38.0	33-300178 /			
			S1	NE	NE	MAYS, ROBERT R.	A33-300198 /39.0	33-300188 /			
			S1	NE	NE	MAYS, ROBERT R.	A33-300198 /38.0	33-300198 /			
			S1	NE	NE	MAYS, ROBERT R.	A33-300208 /39.0	33-300208 /			
			S1	NE	NE	MAYS, ROBERT R.	A33-300218 /39.0	33-300218 /			
			S1	NE	NE	MAYS, ROBERT R.	A33-300228 /39.0	33-300228 /			
			S1	NE	NE	MAYS, ROBERT R.	A33-300238 /39.0	33-300238 /			
			S1	NE	NE	MAYS, WILMA I.	A33-300238 /39.0	33-37192 /40.0			
05N	29E	12	NE	NH	NH	MAYS, ROBERT R.	A33-10057 /39.0	- /	42.0		
			NE	NH	NH	MAYS, ROBERT R.	A33-300178 /39.0	33-300178 /			
			NE	NH	NH	MAYS, ROBERT R.	A33-300198 /39.0	33-300188 /			
			NE	NH	NH	MAYS, ROBERT R.	A33-300198 /39.0	33-300198 /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	29E	12	NE	NW		MAYS, ROBERT R.	A33-000208 / 39.0	33-000208 /	42.0		
						MAYS, ROBERT R.	A33-000218 / 39.0	33-000218 /			
						MAYS, ROBERT R.	A33-000228 / 39.0	33-000228 /			
						MAYS, ROBERT R.	A33-000238 / 39.0	33-000238 /			
						MAYS, WILMA I.		33-07192 / 40.0			
05N	29E	12	N4	NW		MAYS, ROBERT R.	A33-10057 / 39.0	-	42.0		
						MAYS, ROBERT R.	A33-000178 / 39.0	33-000178 /			
						MAYS, ROBERT R.	A33-000188 / 39.0	33-000188 /			
						MAYS, ROBERT R.	A33-000198 / 39.0	33-000198 /			
						MAYS, ROBERT R.	A33-000208 / 39.0	33-000208 /			
05N	29E	12	N4	NW		MAYS, ROBERT R.	A33-000218 / 39.0	33-000218 /	41.0		
						MAYS, ROBERT R.	A33-000228 / 39.0	33-000228 /			
						MAYS, ROBERT R.	A33-000238 / 39.0	33-000238 /			
						MAYS, WILMA I.		33-07192 / 40.0			
						MAYS, ROBERT R.	A33-10057 / 39.0	-			
05N	29E	12	S4	NW		MAYS, ROBERT R.	A33-000178 / 35.0	33-000178 /	42.0		
						MAYS, ROBERT R.	A33-000188 / 35.0	33-000188 /			
						MAYS, ROBERT R.	A33-000198 / 35.0	33-000198 /			
						MAYS, ROBERT R.	A33-000208 / 35.0	33-000208 /			
						MAYS, ROBERT R.	A33-000218 / 35.0	33-000218 /			
05N	29E	12	S4	NW		MAYS, ROBERT R.	A33-000228 / 35.0	33-000228 /	42.0		
						MAYS, ROBERT R.	A33-000238 / 35.0	33-000238 /			
						MAYS, WILMA I.		33-07192 / 40.0			
						MAYS, ROBERT R.	A33-10057 / 39.0	-			
						MAYS, ROBERT R.	A33-000178 / 39.0	33-000178 /			
05N	29E	12	SE	NW		MAYS, ROBERT R.	A33-000188 / 39.0	33-000188 /	322.50		
						MAYS, ROBERT R.	A33-000198 / 39.0	33-000198 /			
						MAYS, ROBERT R.	A33-000208 / 39.0	33-000208 /			
						MAYS, ROBERT R.	A33-000218 / 39.0	33-000218 /			
						MAYS, ROBERT R.	A33-000228 / 39.0	33-000228 /			
05N	29E	12	SE	NW		MAYS, ROBERT R.	A33-000238 / 39.0	33-000238 /	305.50		
						MAYS, WILMA I.		33-07192 / 40.0			
						MAYS, ROBERT R.	A33-10057 / 39.0	-			
						MAYS, ROBERT R.	A33-000178 / 39.0	33-000178 /			
						MAYS, ROBERT R.	A33-000188 / 39.0	33-000188 /			
TOTAL ACRES							A33-10057		305.50		322.50

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

C. FIELD EXAM REQUIRED?
DUE TO POJ DISCREPANCY? (Y/N)

POJ COUNTY: BUTTE

FIELD EXAMINER

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A33-10057 IRRIGATION	FROM 04-01 TO 11-01	4.880 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.880 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
34-00001 IRRIGATION	FROM 05-01 TO 10-15	1.420 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.420 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() EXPLAIN IN NOTES, BELOW

NOTES:

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

AJ TOTAL CLAIMED DIVERSION RATE: 4.380 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.420 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?

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

FIELD
DATABASE EXAMINER

FLOW MEASUREMENT

MEASUREMENT METHOD SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: 33-000178/000183/000193/000208/000218/000228/000238

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-10037	GROUNDWATER	MAYS, ROBERT R.	4.380	0.016		
A33-000178	LITTLE LOST RIVER	MAYS, ROBERT R.	1.300	0.001		
A33-000188	LITTLE LOST RIVER	MAYS, ROBERT R.	1.280	0.001		
A33-000198	LITTLE LOST RIVER	MAYS, ROBERT R.	0.260	0.001		
A33-000208	LITTLE LOST RIVER	MAYS, ROBERT R.	1.280	0.001		
A33-000218	LITTLE LOST RIVER	MAYS, ROBERT R.	0.160	0.002		
A33-000228	LITTLE LOST RIVER	MAYS, ROBERT R.	2.100			
A33-000238	LITTLE LOST RIVER	MAYS, ROBERT R.	0.420			

NO RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1B. CALCULATIONS

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

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 752.5 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(____)
P/O ARCO CANAL.

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. COMS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 4.830	DATABASE EXAMINER	DATABASE EXAMINER 762.5
TOTAL FOR THIS RIGHT		4.830		762.5

REVIEWED BY: _____ DATE: _____

BASIS OF CLAIM REVIEW SHEET

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP

FORFEIT/ABANDON

ADDITIONAL DIV. AMOUNT

ACCEPTED AS CLAIMED

NEEDS REVIEW

()

()

()

()

()

()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-10057

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS

CURRENT CLAIM NUMBERS

A33-10057

TOTAL CFS

4.880

1.420

EXAMINER

CFS

WR RIGHT NUMBERS

WR DIV. RATE

DIVERSION RATE

DIVERSION RATE

1.420

4.880

FIELD EXAMINER

DIVERSION RATE

1.420

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)

NOTES:

AUTENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:03:54
03/31/95

PAGE: 1
QUICKLOOK INFORMATION

CLAIM NUMBER: A33-10057
3003

NR 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	Y							
PLACE OF USE	Y							
DIV. AMOUNT OF VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHOPHOTO = 1
 USGS MAP = 2
 MASTER RECORDS = 3
 MAPS 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.

USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

04-01 11-01

✓
DATE T. 731. Approved 16 Nov 1951

762.5 AF A

TRIBUTARY TO:

KNITS

Same P.O.D. As 33-02114

STAGE: BENEFICIAL USE

BUTTE COUNTY

AC				MA				MS				SE			
NAME		SANE		NAME		SANE		NAME		SANE		NAME		SANE	
LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC
39	36	39	38	39	39	36	39	39	36	39	38	39	36	39	38
SUM				SUM				SUM				SUM			
305.0				305.0				305.0				305.0			

TOTAL ACRES 305.0

POU COUNTY: BUTTE

NON-IRRIGATION USES: NONE

OTHER RIGHTS: 33-000178/000193/000198/000208/000213/000228/000238

CONDITIONS OF APPROVAL:

1004 - USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
- WATERMASTER OF STATE WATER DISTRICT NO. 33.

DESERT LAND CONTROL

REMARKS:

SEE ATTACHED COPIES OF PATENT NO. 1138338 & 1213719. THESE FOR 15
INDICATE THAT THE NL/2 SEC 12 WAS PAID FOR ON 28 MARCH 1956 AND C
18 OCTOBER 1960. APPLICANT'S CLAIM THAT THE LAND WAS IRRIGATED
SEVERAL YEARS PRIOR TO THE DATES ON THE PATENTS. S

T. 7B1 makes P.O.U. claimed
Apparatus to 33-00017B
Through 33-00023B (all
pages). Approved 16 Nov. 1951

DATE: EXAM MADE DATE:

VERIFIED DATE: 03/26/1985

HISC: WATER DISTRICT NUMBER: 53

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

Idaho Department of Water Resources

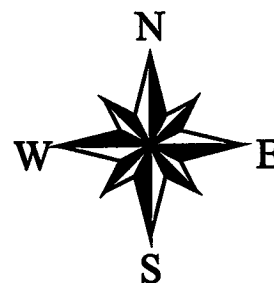
Water Rights 33-00017B, 18B, 19B, 20B, 21B,
22B, 23B, 2114, 10057, 10989



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

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 33-10057

2001 JAN 16 PM 2:18
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS:

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

SOURCE:

GROUNDWATER

QUANTITY:

4.69 CFS
1103.00 AFY

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,
33-00023B, 33-02114, 33-07192, 33-10989

THE AMOUNT OF WATER REDIVERTED FROM THE LITTLE LOST RIVER
SHALL BE REDUCED WHEN NECESSARY TO PREVENT INJURY TO
APPROPRIATORS OF WATER FROM THE LITTLE LOST RIVER DOWNSTREAM FROM
THE POINT OF REDIVERSION PURSUANT TO SECTION 42-105, IDAHO CODE.

USE OF THIS RIGHT WITH RIGHT NO. 33-02114 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.69 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1990 AF.

PRIORITY DATE:

04/01/1963

POINT OF DIVERSION:

T05N R29E S09	NENENE	(Rediversion)	Within Butte County
S10	NWNWNW	(Rediversion)	
T06N R29E S30	SESWNW	(Injection)	
	SESWNW		

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	4.69 CFS 1103.00 AFY

PLACE OF USE:

Irrigation		Within Butte County
T05N R29E S09	NENE 28.0	SENE 18.0
S10	NENE 40.0	NWNE 35.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	NWNW 33.0
	SWNW 40.0	SENE 39.0
S11	NENE 38.0	NWNE 39.0
	SWNE 40.0	SENE 39.0
	SWNW 38.0	SENE 39.0
S12	NENE 40.0	NWNE 38.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	NWNW 39.0
	SWNW 38.0	SENE 40.0
901.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 315 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NUMBER 33-02114 IS LIMITED TO
THE IRRIGATION OF A TOTAL OF 710 ACRES 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, 33-00023B, 33-02114,

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

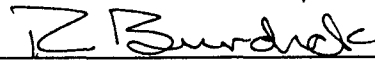
33-07192, 33-10989.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

AJ0749NP
No. R33-10057

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

DATE: 12/16/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	R ROBERT AND WILMA I MAYS FAMILY TRUST	04/01/1963	IRRIGATION	04-01 10-31	4.690 CFS	1103.00 AFA
TOTAL DIVERSION:						1103.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R29E S30
Point(s) of Injection: T06N R29E S30
Point(s) of Re-diversion: T05N R29E S09
S10
N04N04W

BUTTE County
BUTTE County
BUTTE County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE					
		NENE		NWNE		SWNE		SENE		NNW		NWNW		SWNW		SESW			
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
05N	29E	9	:	28	:	18	:	40	:	33	:	40	:	39	:	:	:	:	46.0
05N	29E	10	:	35	:	40	:	40	:	39	:	38	:	39	:	:	:	307.0	
05N	29E	11	:	38	:	39	:	40	:	39	:	38	:	39	:	:	:	233.0	
05N	29E	12	:	40	:	38	:	40	:	40	:	39	:	38	:	:	:	315.0	
TOTAL ACRES																		901.0	

POU County: BUTTE

Other Rights: 33-00017BA/18B/19B/208/21B/22B/23B/2114/7192/10989

Conditions of Approval:

- 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.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: QNT

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,
33-00023B, 33-02114, 33-07192, 33-10989
THE AMOUNT OF WATER REDIVERTED FROM THE LITTLE LOST RIVER
SHALL BE REDUCED WHEN NECESSARY TO PREVENT INJURY TO
APPROPRIATORS OF WATER FROM THE LITTLE LOST RIVER DOWNSTREAM FROM
THE POINT OF REDIVERSION PURSUANT TO SECTION 42-105, IDAHO CODE.
USE OF THIS RIGHT WITH RIGHT NO. 33-02114 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.69 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1990 AF.

POU1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 315 ACRES WITHIN

POD # 119

POU # 91,92,93,94

Remarks:

THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NUMBER 33-02114 IS LIMITED TO
THE IRRIGATION OF A TOTAL OF 710 ACRES 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.: 33-000178, 33-000188,
33-000198, 33-000208, 33-000218, 33-000228, 33-000238, 33-02114,
33-07192, 33-10989.

EXP

THE FOLLOWING RIGHTS ARE ALSO DIVERTED OR REDIVERTED THROUGH
POINTS OF REDIVERSION DESCRIBED ABOVE: 33-000178, 33-000188,
33-000198, 33-000208, 33-000218, 33-000228, 33-000238, 33-02114,.
33-10989.

RIGHT NUMBER 33-02114 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number: 33

Field Inspection Flag: C

Presumption Flag:

Comments:

Date: 11/22/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
SEE ATTACHED COPIES OF PATENT NO. 1158388 & 1213718. THESE FORMS
INDICATE THAT THE N1/2 SEC 12 WAS PAID FOR ON 28 MARCH 1956 AND
18 OCTOBER 1960. APPLICANTS CLAIM THAT THE LAND WAS IRRIGATED
SEVERAL YEARS PRIOR TO THE DATES ON THE PATENTS.

Date: 11/22/1999 User-ID: BCONTOR Subject: ENLARGEMENT
THIS RIGHT IS EFFECTIVELY AN ENLARGEMENT OF 33-02114 IN THAT ONLY
EXTRA ACRES AND NO EXTRA CFS WERE DEVELOPED. HOWEVER, AS
DEVELOPMENT STARTED PRIOR TO MARCH 1963, THIS RIGHT IS CODED AS
BENEFICIAL USE AND NOT AS ENLARGEMENT.

Date: 12/16/1999 User-ID: BCONTOR Subject: PPU
ALL SURFACE WATER RIGHTS AND WELL RIGHTS 33-02114 AND 33-10057
COMBINED INTO 901 ACRE PPU PER REQUEST OF CLAIMANT TO AL RUBERRY.
33-07192 NOT ADDED TO PPU BECAUSE IT IS POST-1987 LICENSE.
BECAUSE 33-07192 HAS 100% OVERLAP W/ PPU, 33-07192 IS INCLUDED
IN QNT AND POU1 LIMITATIONS.

Audit:

12/16/99 BCONTOR

AJ0749NP
No. A33-10057

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

DATE: 08/29/97
PAGE: 1

OWNER CODE: C R ROBERT AND WILMA I MAYS FAMILY TRUST
NAME & ADDRESS: 1493 HWY 22
HOME ID 832448719
(208) 767-3470
PRIORITY DATE: 03/28/1956
WATER USE: IRRIGATION
USE PERIOD FROM: 04-01 11-01
DIVERSION RATE: 4.88 CFS
DIVERSION VOLUME: 762.50 AFA
TOTAL DIVERSION: 4.88 CFS
CONSUMPTIVE USE:

Water Source: GROUNDWATER
Tributary to: SWNW
Point(s) of Diversion: T06N R29E S30
Stage: BENEFICIAL USE
BUTTE County

Place of use Legal Description for: IRRIGATION
NE NW SW SE
NENE N4NE S4NE : NENW N4NW S4NW : NESH N4SW S4SW : NENE N4SE S4SE :
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : SUM
05N 29E 12 : 39 36 39 38 : 39 39 39 36 39 : : : :
TOTAL ACRES : 305.0
305.0

POU County: BUTTE

Non-Irrigation Uses: NONE

Other Rights: 33-00017B/000188/000198/00020B/00021B/00022B/00023B

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the
- Watermaster of State Water District No. 33.

Remarks: GEN SEE ATTACHED COPIES OF PATENT NO. 1158388 & 1213718. THESE FORMS
INDICATE THAT THE N1/2 SEC 12 WAS PAID FOR ON 28 MARCH 1956 AND
18 OCTOBER 1960. APPLICANTS CLAIM THAT THE LAND WAS IRRIGATED
SEVERAL YEARS PRIOR TO THE DATES ON THE PATENTS.
ADDRESS CHANGE PER REQUEST/JH/8/29/97

Dates: Exam Made Date: Verified Date: 03/26/1985 Objection Filed Date:

Misc: Water District Number: 33 Field Inspection Flag:
Presumption Flag:

DATE: 08/29/97
PAGE: 1

DIVERSION RATE DIVERSION VOLUME

**HOWE ID 832448719
(208) 767-3470**

Stage: BENEFICIAL USE

Stage: BENEFICIAL USE
BUTTE County

ES

[illegible]

R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 33.

Misc: Water District Number: 33 Field Inspection Flag: Presumption Flag:

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: A33-10057
Date Received: 12/20/1989
Receipt No: E011635
Received By: KCW

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: MAR 28, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	29E	30	SW	NW			BUTTE

5. Description of diverting works:
WELL PUMP OPEN DISCHARGE TO LITTLE LOST R. DITCHES FOR FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.880		

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

8. Total consumptive use is 762.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A3310057



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	29E	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 305.0

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:

33-00017B/00018B/00019B/00020B/00021B/00022B/00023B

14. Remarks:

SEE ATTACHED COPIES OF PATENT NO. 1158388 & 1213718. THESE FORMS INDICATE THAT THE N1/2 SEC 12 WAS PAID FOR ON 28 MARCH 1956 AND 18 OCTOBER 1960. APPLICANTS CLAIM THAT THE LAND WAS IRRIGATED SEVERAL YEARS PRIOR TO THE DATES ON THE PATENTS.

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): Robert R. Inaya 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 May
Notary Public

Seal

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

Point of Diversion

T 52
R 29E
PLACE OF USE

2014
MICROFILMED
NOV 18 1992

NOT TO SCALE

