

S.W. Keen
8-18-1994

CLAIM IDENTIFICATION NO. A33-10081
PLACE OF USE OVERLAP REVIEW A33-04003

CLAIM NO.	TWN	RNG	SEC	NE			NW			SW			SE			TOTAL		
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
33-02111	5N	30E	4	37.5	38	39	40	38	39	38	39	39	38	40	39	39	40	543.5
33-02112	5N	30E	4			39	40	38	39	38	39		39					311
																		621.5
33-04003	5N	30E	4	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
A33-10081	5N	30E	4	37.5	32	40	40	38	39	40	40	40	39	39	40	39	40	621.5
A33-04003	5N	30E	4	38	32	40	40	38	40	40	40	40	40	40	40	40	40	628
Found	5N	30E	4	39.4	27.8	40	36.4	32.2	39.6	39	40	40	40	40	35.2	40	40	608.6
Recommend	5N	30E	4	38	28	40	36	32	40	39	40	40	40	40	35	40	40	608

CLAIM NO.

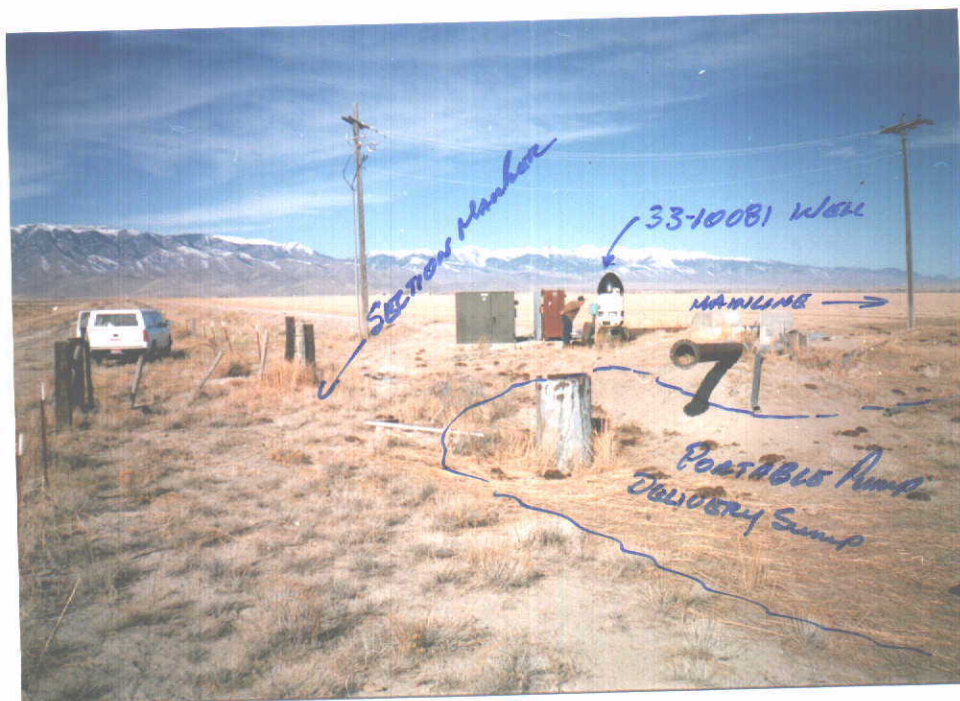
A 33-10081

DATE OF PHOTO

3-15-1994

TAKEN BY:

E. Carlsen



* Photo faces north ^{WEST} east. Shows well at SESESW, S4, T5N, R30E.



* Photo faces south. Shows well at SESESW, S4, T5N, R30E.

CLAIM NO(S). A33-10081 04003
DATE: 3/10/94 T SN R 30E
SOURCE ASCs DOC: ASCs

R 30 E

SIGNATURE: ASB/...

32|33

5|4

229
T-404
R MAYS

NHEL
NW

Lot 4 41.64

Lot 3 41.24

Lot 2 40.04

Lot 1 40.44

②
48.0

MAINLINE

MAINLINE

39

40

40

40

40

40

40

40

40

40

39

40

③ NHEL
NW

2632

10081
POINT OF
DIVERSION

① NHEL
NW
297.4

SUMP

S.W.
04003
POINT OF
DIVERSION

5|4
8|9

A33-10081

RUSSELL H. MAY'S



PHOTO TAKEN 28 JUNE 95
BY A. RUBENRY

PHOTO SHOWS FARMING ACTIVITY ON PARTS OF NESE AND
SENE OF SEC. 4. T. 5 N., R. 30 E. "THE HOLE"

THIS IS BARLEY (GRAIN) THAT HAS BEEN SWATHED
IN THE DEPRESSION. MR. MAY HAS SAID HE DOES
NOT FARM THIS AREA.

PHOTO IS LOOKING NORTH. NOTE MR. MAY'S HOME-
STEAD AREA IN BACKGROUND.

LICENSED FOR 40 AC.
CLAIMED AS 40 AC.



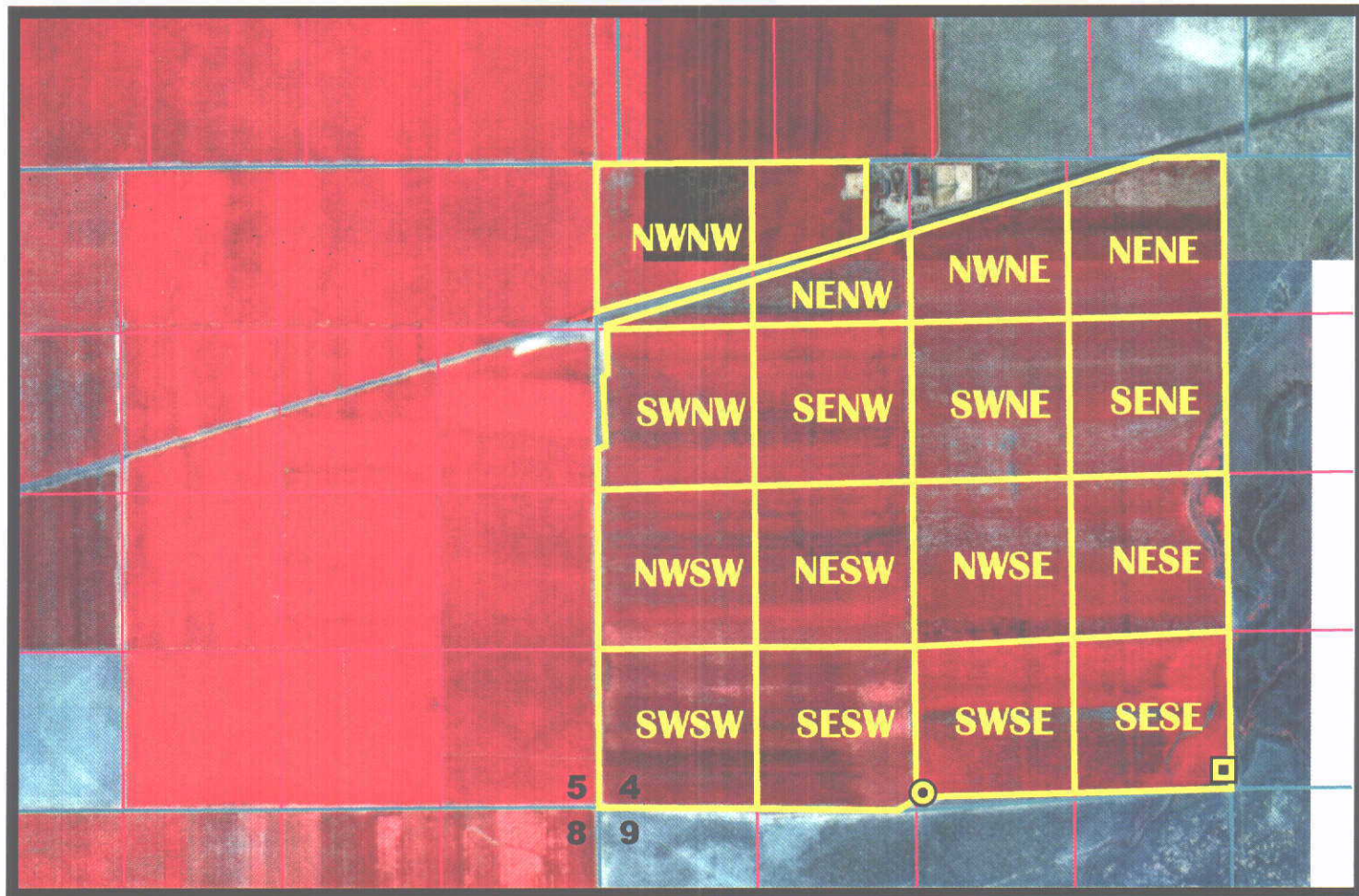
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Russell H. Mays

Water Right(s): 33-04003, 33-10081



750 0 750 1500 2250 3000 3750 4500 5250 6000 6750 7500 8250 9000 Feet

LEGEND



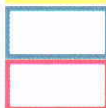
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



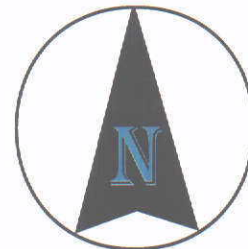
Section Line



Quarter-section line

Place(s) of Use: T.5N., R.30E.
(parts of) Sec. 4

Point(s) of Diversion: T.5N., R.30E.
Sec. 4 SESESE (surface)
SESESW (well)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: September 1999

*GIS of well is SWSWSE - moved
well on GIS*

DEPRESSION

R29E

T6N
T5N

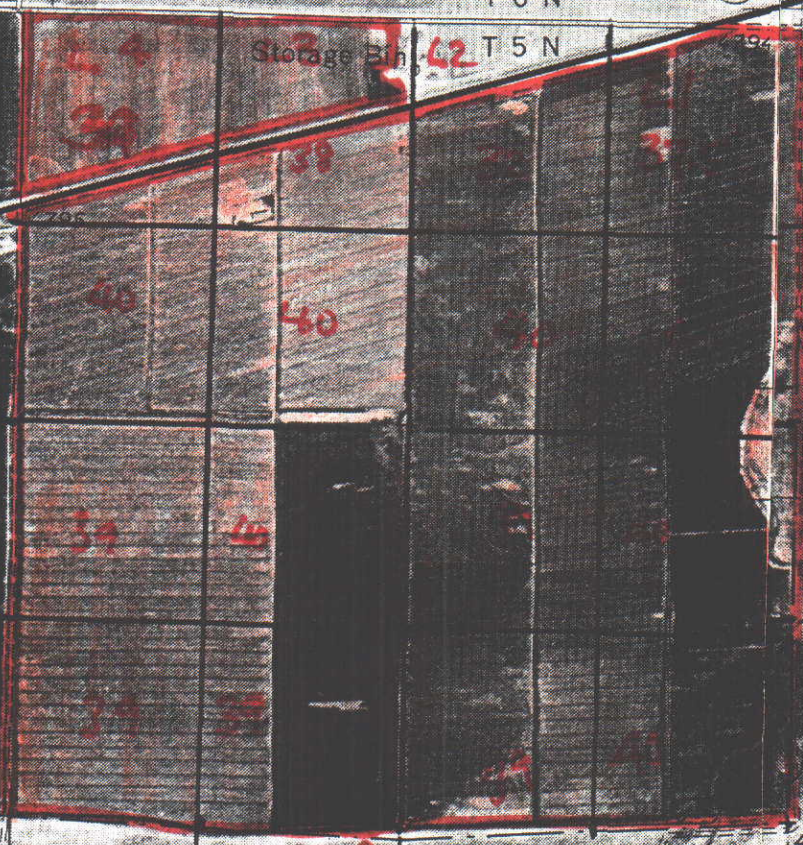
T6N

T5N

22
88

22
88

Storage Bin



4793

x4809

4793

POINT OF
DIVERSION

A33-10081

RIVER

MICROFILMED

DEPRESSION



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

OCT - 2 2002

Department of Water Resources

September 10, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RUSSELL H MAYS
PO BOX 51
HOWE ID 83244-0051

RE: Snake River Basin Adjudication (SRBA)
Water Rights #31-255D, 31-252B, 33-2111, 33-2112, 33-4003, 33-7024,
33-10081, 33-10082, 33-10083

Dear Claimant:

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by September 23, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim referenced above, please call this office toll-free at 1/800-451-4129 so I can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Russell H Mays
Water Right Holder's Signature

208 767 3416
Telephone No.

SCANNED
OCT 02 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

31-2550
31-2526
33-2111
33-2113
33-4003
33-7024
33-10081
33-10082
33-10083

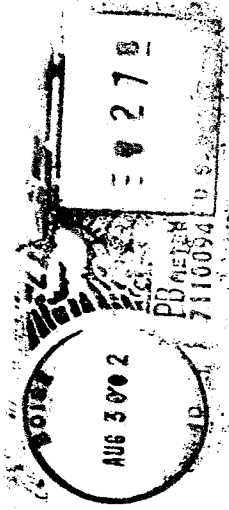
RECEIVED
SEP 10 2002
Department of Water Resources



- ☐ Not Deliverable As Addressed
- ☐ Unable To Forward
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Unclaimed ☐ Refused
- ☐ Attempted - Not Known
- ☐ No Such Street ☐ Number
- ☐ Vacant ☐ Illegible
- ☐ No Mail Recipients
- ☐ Box Closed - No Order
- ☒ Returned For Better Address
- ☐ Postage Due

RUSSELL H MAYS
HC 65 BOX 2105
HOWE ID 83244

PRESORTED
FIRST CLASS



Correct address
Po Box 51
Howe ID
83244-0051



A33-10081
RUSSELL H MAYS
HC 65 BOX 2105
HOWE ID 83244

☒ Need ASES photo - ASES05

☐ Need guidance on POU change - By Amendment 1 of Lic. 02112-

☒ Remark - PIS, 02111, 02112



A3310081

November 23, 1999

Home place well

**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: 33-10081

RUSSELL H MAYS
KAYALIN MAYS
HC 65 BOX 2105
HOWE ID 83244

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):

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:

*The colored map appears to have the well in the wrong location for the legal description.
Some acres claimed don't match recommended acres per 1/4 of 1/4 but the total acres are the same.*

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

DATE: 12/8/99 SIGNATURE: *Russell H. Mays*
Please print your name: Russell H. Mays

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

*Well location moved per Tolson w/ Mrs. Mays.
Acres OK per GDS.*

[Signature]

MEMORANDUM

DATE: August 18, 1994

TO: SRBA Claim Review Files

FROM: Shelley W. Keen

RE: Place of Use for A33-10081 and A33-04003

The attached place of use recommendation for A33-10081 and A33-04003 is based on the following premises.

• The place of use for right 33-04003 has always exactly matched the place of use for 33-02111 and 33-02112 because they share a common diversion system.

• Since the 1971 Report of Examiner for license 33-02111, there has been a change in place of use for rights 33-02111 and 33-02112, which have been claimed as combined right A33-10081, and right 33-04003. *→ DISTRIBUTION SYSTEM AFTER THE PUMPS.*

• The change in place of use has resulted in an increase in irrigated acres within some 40-acre tracts and a decrease in irrigated acres in other 40-acre tracts. *→ SURFACE WATER CLAIM ON UNNAMED LAKE IN SW 1/4 SEC. 3*

• The change in place of use did not result in a net increase of irrigated acres. *C45*

• The change in place of use occurred prior to commencement of the SRBA, as evidenced by the 7-22-1987 NAPP infrared image.

87 Aerial Photo

• The change does not result in obvious injury to any other water rights.

• The seven years since 1987 have given any injured party ample time to claim injury from the change, yet no claims of injury have been made.

• Idaho Code §42-1425 will be applied essentially the same as I.C. §42-1416A was applied when IDWR reviewed claims in the test basins.

*Amendment 02112
A-100, 18 Oct. 92
Lic. 8 Dec. 92*

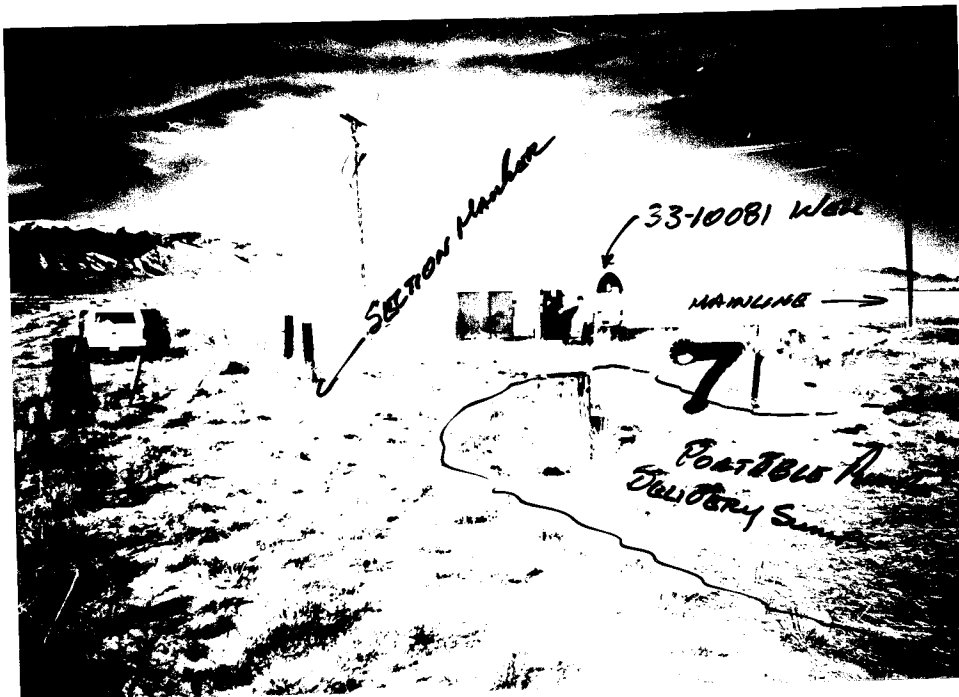
CLAIM IDENTIFICATION NO.	PLACE OF USE OVERLAP REVIEW
<u>A33-10081</u>	
A33-04003	

[illegible]

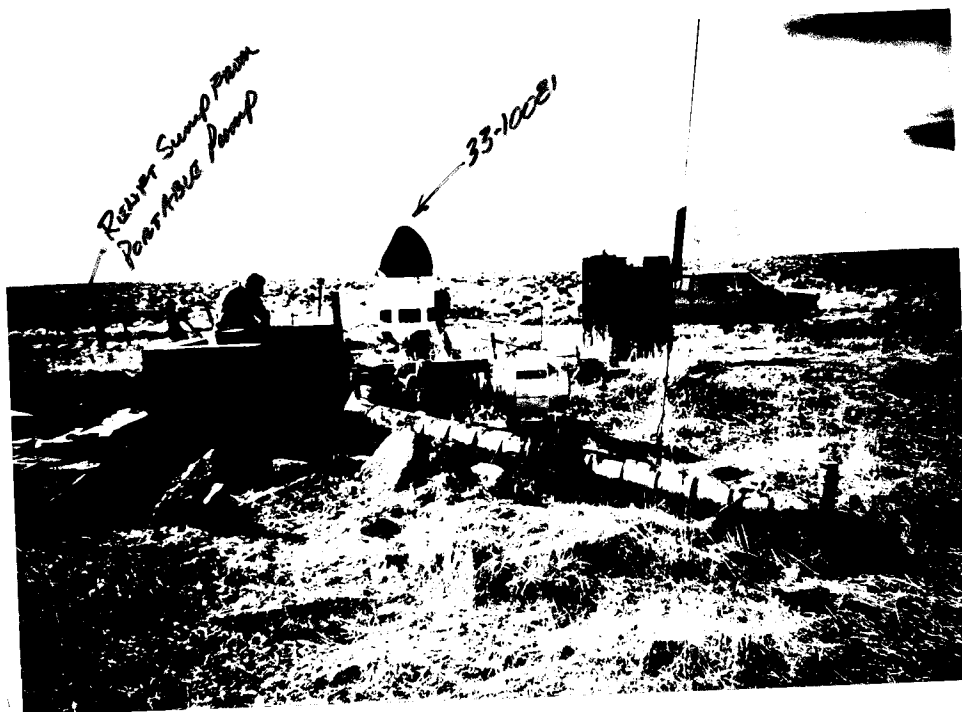
CLAIM NO. A33-10081

DATE OF PHOTO 3-15-1994

TAKEN BY: E. Carlsen



* Photo faces north ^{WEST} east. Shows well at SESESW, S4, T5N, R30E.



* Photo faces south. Shows well at SESESW, S4, T5N, R30E.

CLAIM NO(S). A33-10081 04003
DATE: 3/10/94 T 5N R 30E
SOURCE: ASCS DOC: ASCS

R 30 E

SIGNATURE: [Signature]

32|33

5|4

229
T-404 NHEL
R MAYS NW

Lot 4 41.64

Lot 3 41.24

Lot 2 40.84

Lot 1 40.44

②
48.0

MAINLINE

MAINLINE

③ NHEL
NDW

2632

10081
POINT OF
DIVERSION

① NHEL
NW
2974 SUMP

S.W.
04003
POINT OF
DIVERSION

5|4

8|9

9

A33-10081

RUSSELL H. MAY'S



Photo TAKEN 28 JUNE 95
BY A. RUBENRY

Photo SHOWS FARMING ACTIVITY ON PARTS OF NESE AND
SENE OF SEC. 4. T. 5 N., R. 30 E. "THE HOLE"

THIS IS BARLEY (GRAIN) THAT HAS BEEN SWATHED
IN THE DEPRESSION. MR. MAY HAS SAID HE DOES
NOT FARM THIS AREA.

Photo IS LOOKING NORTH. NOTE MR. MAY'S HOME-
STEAD AREA IN BACKGROUND.

✓ LINDSEY RICE 40AC.
CLAIMED AS 40AC.

1100

2.94

11 39.9

2017 40.44 39.90

788

505

4.639.88

100

5.8934.77:

80108

2

103-16

2

5.9934.72.

585

00.00

100+

are

5.

1

DO NOT FILE

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30633/33-2112 Priority August 24, 1962 Amount 3.50 cfs

THIS IS TO CERTIFY, that RUSSELL MAYS
of Howe, Idaho, has complied with the terms and conditions of Permit
No. 30633/33-2112 issued pursuant to Application for Permit dated August 24, 1962
and has submitted proof to the Department of Water Administration on December 9, 1966
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 8.40 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 3.50 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than * 3.50 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE 1/4 Sec. 4, Twp. 5 N, Rge. 30 E, B. M.

in the county of Butte; and that the amount of water so diverted and to which said
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 933 acre feet per year or
3.0 acre feet per acre.

Description and location of place of use:

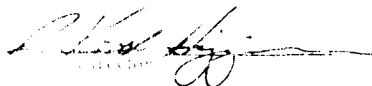
TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 N	30 E	4			39	40	38	39	38	39			39	39					311

Total number of acres irrigated 3

* The maximum rate of diversion shall not exceed 8.40 cfs when combined with
License No. 30632/33-2111.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8 day of
December, 19 72.



33 2112

NO 100

320

November 3, 1972

Mr. Russell Mays

Howe,
Idaho 83244

Re: Permit No. 30633/33-2112

Dear Mr. Mays:

Enclosed please find a copy of the approved application for amendment for the above referenced permit.

A representative of this Department has made an examination of the works covered by this permit and has found the following:

Quantity of water diverted: 8.40 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.50 cfs

The maximum quantity of water diverted shall not exceed 933 acre feet per year.

Beneficial use: Irrigation of 311 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$ (79), NW $\frac{1}{4}$ (158), W $\frac{1}{2}$ SW $\frac{1}{4}$ (78), Sec. 4, Twp. 5 N, Rge. 30 E, B.M.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Twp. 5 N, Rge. 30 E, B.M.

The priority date established: August 24, 1962

A fee totaling \$9.00 must be received within 30 days of the date of this letter in order that we may issue a water license as set forth above. If you do not concur with these findings, please advise us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

*Received # 7038
I.F.*

RDF:DR
Enc: Copy of amendment

33 2112

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

Department of Water Administration

I, WILLIAM K. MARTINEAU, hereby assign to RUSSELL MAYS
of Howe, Idaho Address

☒ All my right, title, and interest, in and to Permit No. 33-2112
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this _____ day of _____, 19 _____

William K. Martineau
Permit Holder

Wanda K. Martineau
Spouse of Permit Holder

State of Idaho)
County of Bonneville) ss.

On this 18th day of August, 19 77, personally
appeared before me the signer of the above instrument, who duly acknowledged
to me that Wanda K. Martineau (they) executed the same.

Norman C. Young
Notary Public residing at

1909 Everett, Torrance, Idaho

My commission expires: 6/10/78

OCT 6 1972
204
Department of Water Administration
Eastern District Office

APPROVED

RUSSELL H. MAYS
Comes now _____ of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

33-2112 _____ and requests that the permit and permit map be changed as follows:

N.A. 1 Point of diversion: $\frac{1}{4}$ Sec. J.

R B.M. Other points of diversion

N.A. 2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day

mo. - day

Amount	for	purpose from	to	(both dates inclusive)
Amount	for	purpose from	to	(both dates inclusive)
Amount	for	purpose from	to	(both dates inclusive)
Amount	for	purpose from	to	(both dates inclusive)
Amount	for	purpose from	to	(both dates inclusive)

3. Place of use or land to be irrigated:

[illegible]

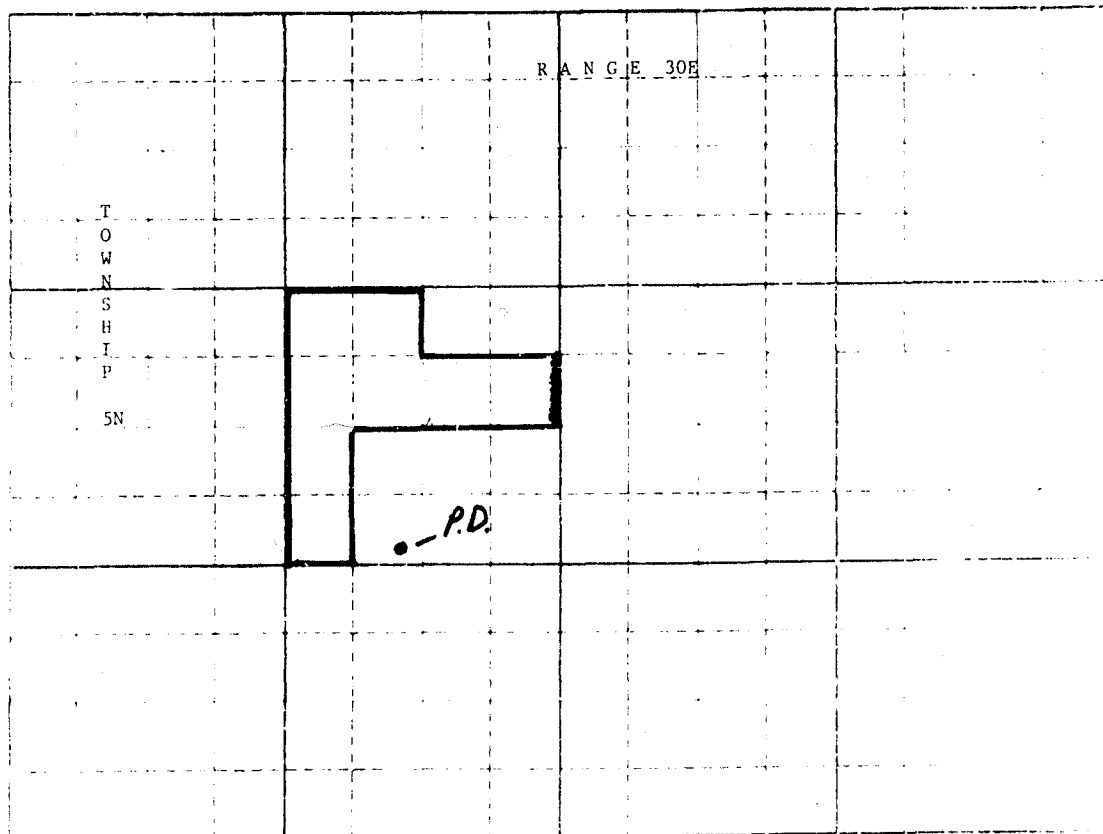
Total number of acres to be irrigated

320

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

33 01 12

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, sections, townships, ranges, and ditches.



Scale: 1 inch equals 1 mile

That no one will be injured by such change and that such change will be made at period no later than

Signed at Idaho Falls, Idaho this 6th day of October 1972

James W. May
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

R. KETH HIGGINSON

Director of the Department of Water Administration

hereby approve the application for amendment for Permit No. 30633/33-2112.

Witness my hand this 18 day of October 1972

R. Keith Higginson
(signature)

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 30632/33-2111 Priority August 24, 1962 Amount 6.40 cfs

THIS IS TO CERTIFY, that RUSSELL H. MAYS
of Howe, Idaho, has complied with the terms and conditions of Permit
No. 30632/33-2111 issued pursuant to Application for Permit dated August 24, 1962
and has submitted proof to the Department of Water Administration on December 9, 1966
that he has applied water to a beneficial use; an examination by the Department and notes that the
works have a capacity of 8.40 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE 1/4 Sec. 4, Twp. 5 N, Rge. 30 E, B. M.
in the county of Butte; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 960 * acre feet per year or
3.0 acre feet per acre.

Description and location of place of use:

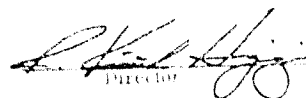
TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5 N	30 E	4	37.5	38	39	40	38	39	38	39	39				38	40	39	40	543.5

Total number of acres irrigated 543.5

* Subject to the beneficial requirement of 320 acres.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
October, 19 72.


Director

DO NOT FILM

30632/33-2111

September 21, 1972

Mrs. Verda S. Martineau
1895 Monticello Drive
Idaho Falls, Idaho 83401

Dear Mrs. Martineau:

A representative of this Department has made an examination of the works covered by your Permit No. 30632/33-2111 and has found the following:

Quantity of water diverted: 8.40 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.40 cfs

The maximum quantity of water diverted shall not exceed 960 acre feet per year.

Beneficial use: Irrigation of 543.5 acres within the NE $\frac{1}{4}$ (154.5) NW $\frac{1}{4}$ (154), E $\frac{1}{2}$ SW $\frac{1}{4}$ (77), SE $\frac{1}{4}$ (158), Sec. 4, Twp. 5 N, Rge. 30 E, B. M.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Twp. 5 N, Rge. 30 E, B. M.

Priority date established: August 24, 1962

A fee totaling \$33.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth above.

You should also be aware that any ground water development after March 25, 1963, must be by means of a valid permit. Our records fail to indicate that you have a right to irrigate the 78 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 4 that our field examiner found which you are irrigating from this well. We have enclosed a partially completed application for permit form for your use in filing for the additional quantity of water and acreage. If you have any questions regarding this matter, please contact us.

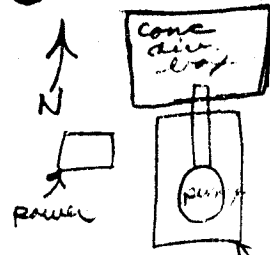
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: App w/ins

33 2111

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER



Permit No. G-30632/33-2111

This proof is for Comp. of works & Beneficial Use In Water District No. 2

1. Name of applicant Verda S. Martineau

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SE 1/4 of Section 4

T. 5N R. 30E County of Butte

4. Describe works as they exist, giving dimensions and capacities of same:

Wellhead pump - 350 g.p.m. by 3 ft.
1228 R.P.D. - 440 G.P.M. - Sec. 15V8161
Johnston Vertical pump - no sec. number
12" discharge well for 8' and pump
into an 8'x12' concrete lined def.

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion:

Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, E 1/4, Sec. 4, T. 5 N, R. 30 E, B.M. (560 acres)

320
80
160
560

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: the pumping flood backup water out of ground with another pump. The 12" discharge well about 400' away from the point well.

We bought 2 more sub. 5N 30E Sec. 4. We sub. and we have line run off same P.D. - I don't know them in because they were not on the plat.

This examination was made on the 2 day of Sept, 1971

(Signed) Rex Chapman Examiner

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:06:58
02/24/94

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A33-10081

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

LAST: MAYS
ADDRESS: HC 65 BOX 2105
CITY: HOWE
PHONE NUMBER: 208-767-3416
OWNER CODE: C
FIRST: RUSSELL HX
STATE: ID ZIP: 83244

LAST: MAYS
ADDRESS: HC 65 BOX 2105
CITY: HOWE
PHONE NUMBER: 208-767-3416
OWNER CODE: C
FIRST: KAYALIN
STATE: ID ZIP: 83244

FIELD
EXAMINER

DATABASE
Y

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS RIGHT IS A COMBINATION OF 33-02111 & 33-02112

DELETE - shown as P/S Remark

CONTACT PERSON: Bertie Carlson & A. P. Wessley
DATE OF FIELD EXAM: 3/15/24 APPOINTMENT MADE: Y() N()
ACCOMPANIED BY: Russell Mays
RELATIONSHIP TO CLAIMANT: Owner
DIRECTIONS TO PROPERTY / NOTES:

For House Review:

Field Exam w/ Bertie Carlson Reviewed 04003 and 10001. Spoke to Russell Mays Jr.
Later Reviewed 07024, spoke to Russell Mays Sr. - Russell Sr. states 04003 was not even
used in property 10 yrs. for lack of maintain water.

References: A33-04003, 04-1005486, WAPP WASSS

Old Lic. 33-21112112

notes
of
A. P. Wessley

STAGE: L

A. AJ CLAIM: # A33-10081 PRIORITY DATE: 08-24-1962
B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED? FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE Y

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

NOTES: COMBINED LICENSES 33-0211/02112, P.D. MATCHES OLD LICENSE(S).

33-02112 LICENSED 0 DEC 72, PRIORITY 24 AUG 1962 (ANSWERED 18 OCT 72 4-POU)
33-02111 LICENSED 18 OCT 72, PRIORITY 24 AUG 1962

RECOMMENDED PRIORITY DATE: 08/24/1962

REVIEWED BY [Signature] DATE 2/25/94

PIS; 02111, 02112

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-10081	05N	30E	4		SE	SW		BUTTE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

NR RECORDS IN SAME 40 ACRE TRACT

33-02111
33-02112

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER *Combined 33-2111 & 2112*

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE Y
FIELD EXAMINER *Y*

NOTES:

P.O.D. maintains old licenses (Combined)

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4

DIVERSION NAME

COUNTY

LOT

DSN 308 04

SE

SE

SW

Butte

SOURCE: Groundwater

TRIB: ---

REVIEWED BY: Al Rubery

DATE: 2/25/94

SYSTEM DESCRIPTION:

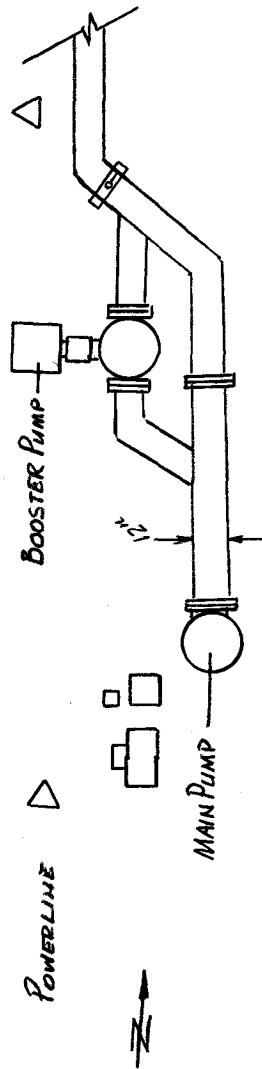
WESTINGHOUSE MOTOR; STYLE: 297A602G21
HP: 350 SN: 1-5V8161

JOHNSTON PUMP: No. 1D.

BOOSTER: MARATHON ELEC.

MODEL: 445TSTD57026DC W F1

SERIAL No: EF-96656-5/25-3



RUSSELL JR. STATES WATER LEVEL IS ABOUT 260'

- Al Rubery visited the well site and verified the point of diversion on 3-15-1994. See the photographs in this file. S.W. Keen 8-18-1994.

A. ROOT WATER RIGHT NUMBERS: A33-10081

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	30E	4	NE	NE	1	MAYS, RUSSELL H.	A33-10081 / 37.5	33-04003 / 40.0	37.0		37.5
			NE	NE	1	MAYS, RUSSELL H.	A33-04003 / 38.0	33-02111 / 38.0			37.5
			NE	NE	1	MAYS, RUSSELL H.	A33-10082				37.5
			NE	NE	1	MAYS, RUSSELL H.					37.5
05N	30E	4	NW	NE	2	MAYS, RUSSELL H.	A33-10081 / 32.0	33-04003 / 40.0	40.0		37.5
			NW	NE	1	MAYS, RUSSELL H.	A33-10082				37.5
			NW	NE	2	MAYS, RUSSELL H.	A33-04003 / 32.0	33-02111 / 38.0			37.5
			NW	NE	2	MAYS, RUSSELL H.					37.5
05N	30E	4	SW	NE	3	MAYS, RUSSELL H.	A33-10081 / 40.0	33-04003 / 40.0	42.0		40
			SW	NE	3	MAYS, RUSSELL H.	A33-04003 / 40.0	33-02111 / 39.0			40
			SW	NE	3	MAYS, RUSSELL H.					40
			SW	NE	3	MAYS, RUSSELL H.					40
05N	30E	4	SE	NE	3	MAYS, RUSSELL H.	A33-10081 / 40.0	33-04003 / 40.0	35.0		40
			SE	NE	3	MAYS, RUSSELL H.	A33-04003 / 40.0	33-02111 / 40.0			40
			SE	NE	3	MAYS, RUSSELL H.					40
			SE	NE	3	MAYS, RUSSELL H.					40
05N	30E	4	NE	NW	3	MAYS, RUSSELL H.	A33-10081 / 38.0	33-04003 / 40.0	41.0		32.2
			NE	NW	3	MAYS, RUSSELL H.	A33-04003 / 38.0	33-02111 / 38.0			32.2
			NE	NW	3	MAYS, RUSSELL H.					32.2
			NE	NW	3	MAYS, RUSSELL H.					32.2
05N	30E	4	NW	NW	4	MAYS, RUSSELL H.	A33-10081 / 39.0	33-04003 / 40.0	41.0		39.6
			NW	NW	4	MAYS, RUSSELL H.	A33-04003 / 40.0	33-02111 / 39.0			39.6
			NW	NW	4	MAYS, RUSSELL H.					39.6
			NW	NW	4	MAYS, RUSSELL H.					39.6
05N	30E	4	SW	NW	4	MAYS, RUSSELL H.	A33-10081 / 40.0	33-04003 / 40.0	38.0		39
			SW	NW	4	MAYS, RUSSELL H.	A33-04003 / 40.0	33-02111 / 38.0			39
			SW	NW	4	MAYS, RUSSELL H.					39
			SW	NW	4	MAYS, RUSSELL H.					39
05N	30E	4	SE	NW	4	MAYS, RUSSELL H.	A33-10081 / 40.0	33-04003 / 40.0	39.0		40
			SE	NW	4	MAYS, RUSSELL H.	A33-04003 / 40.0	33-02111 / 39.0			40
			SE	NW	4	MAYS, RUSSELL H.					40
			SE	NW	4	MAYS, RUSSELL H.					40
05N	30E	4	NE	SW	4	MAYS, RUSSELL H.	A33-10081 / 40.0	33-04003 / 40.0	40.0		40
			NE	SW	4	MAYS, RUSSELL H.	A33-04003 / 40.0	33-02111 / 39.0			40
			NE	SW	4	MAYS, RUSSELL H.					40
			NE	SW	4	MAYS, RUSSELL H.					40

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	30E	4	NW	SW		MAYS, RUSSELL H.	A33-10081 /39.0 39.0	33-04003 /40.0	40.0		40
			NW	SW		MAYS, RUSSELL H.	A33-04003 /40.0	33-02112 /39.0			
			NW	SW		MAYS, RUSSELL H.					
05N	30E	4	SW	SW		MAYS, RUSSELL H.	A33-10081 /39.0 39.0	33-04003 /40.0	39.0		40
			SW	SW		MAYS, RUSSELL H.	A33-04003 /40.0	33-02112 /39.0			
			SW	SW		MAYS, RUSSELL H.					
05N	30E	4	SE	SW		MAYS, RUSSELL H.	A33-10081 /39.0 39.0	33-04003 /40.0 *	42.0		40
			SE	SW		MAYS, RUSSELL H.	A33-04003 /40.0	33-02111 /38.0			
			SE	SW		MAYS, RUSSELL H.					
05N	30E	4	NE	SE		MAYS, RUSSELL H.	A33-10081 /40.0	33-04003 /40.0	34.0		40
			NE	SE		MAYS, RUSSELL H.	A33-04003 /40.0	33-02111 /40.0			
			NE	SE		MAYS, RUSSELL H.					
05N	30E	4	NW	SE		MAYS, RUSSELL H.	A33-10081 /39.0	33-04003 /40.0	38.0		40
			NW	SE		MAYS, RUSSELL H.	A33-04003 /40.0	33-02111 /39.0			
			NW	SE		MAYS, RUSSELL H.					
05N	30E	4	SW	SE		MAYS, RUSSELL H.	A33-10081 /39.0	33-04003 /40.0	37.0		40
			SW	SE		MAYS, RUSSELL H.	A33-04003 /40.0	33-02111 /39.0			
			SW	SE		MAYS, RUSSELL H.					
05N	30E	4	SE	SE		MAYS, RUSSELL H.	A33-10081 /40.0	33-04003 /40.0	33.0		40
			SE	SE		MAYS, RUSSELL H.	A33-04003 /40.0	33-02111 /40.0			
			SE	SE		MAYS, RUSSELL H.					
TOTAL ACRES							621.50		619.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)

T_{CH} 4003 = 628.0 ac

POU COUNTY: BUTTE

FIELD EXAMINER

DATEBASE

DUE TO POU DISCREPANCY? (Y/N)

621.5 ac Total of combined 33-02111 to 2112 (Some overlap)

02111 + 02112 = 854.5 ac (overlap 233 ac.) = 621.5 ac. - When used as combination - limit to 8.4 cfs (616) = 0.0136 cfs ac.

616-
616-

PRESUMPTION FLAG:

NOTES:

ASCS AVERAGE CALCULATIONS SHOW 608.6 AC. $\Rightarrow$ 609 AC.

DOT COUNT METHOD - 616' $\Rightarrow$ 616

11% DME

RECOMMENDATIONS:

TOTAL ACRES:

616' AC

REVIEWED BY:

SA R. Long

DATE:

3/10/94

A. AJ CLAIMED USES:

PURPOSES
A33-10081 IRRIGATION

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

DIVERSION QUANTITY
8.400 CFS
8.400 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

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)

DATABASE
Y
Y
Y

FIELD EXAMINER
[Signature]

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() Explain in notes, below.

NOTES:

Recommend from 1 to November 1 per license.

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

AJ TOTAL CLAIMED DIVERSION RATE: 8.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 8.40

Consistent condition of 33-2111 & 2112.

*** 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
✓

B.

FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A33-04003

LIST ALL RIGHTS WITH A SAME POW AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-10081	GROUNDWATER	MAYS, RUSSELL H.	8.400	0.013 ✓	000379	
A33-04003	BIG LOST RIVER	MAYS, RUSSELL H.	9.000	0.014 ✓		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A33-10082	DOMESTIC	MAYS, RUSSELL H.	FROM 01-01 TO 12-31	.060 CFS	
A33-10082	STOCKWATER	MAYS, RUSSELL H.	FROM 01-01 TO 12-31	.230 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 609 x 0.02 CFS/ACRE = 12.18 CFS
(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 = 1553.8 AE/A

ACRES 609 x CONSUMPTIVE VOL. AE/A FOR AREA 2.5 =
TOTAL CONSUMPTIVE USE 1522.5 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES 609 x DIVERSION VOL. AE/A FOR AREA 3.5 =
TOTAL DIVERSION VOLUME 2131.5 AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

CLAIMED 8.4 cfs
Care. 12.18 cfs

License Condition

EQ1: 33-04003, 12.18 cfs, 2131.5 ac, 1522.5 ac, 609 ac.

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AE/A

REC. CONS.
USE

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

Permit

4/1 11/1

8.4

2156

1522.5

TOTAL FOR THIS RIGHT

REVIEWED BY:

DATE:

3/16/94

MR. [Signature]

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. ARODNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-10081

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
9.900

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A33-02111	A33-10081	8.400	-	8.40	33-02111	6.400
A33-02112	A33-10081	8.400	-		33-02112	3.500

TOTAL CFS

~~16.800~~

9.900

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:

NO SPLIT; Right claimed as the Combined, in Full.

A33-10081 is the combination of rights (Licenses 02111, 02112) conditioned for max diversion

Rate of 8.40 cfs when used in combination (same point of diversion).

AUTHENTICATION:

SIGNATURE:

DATE: 3/16/94

NAME OF FIELD EXAMINER: *Andrew R. Ruben*

TITLE: *SA, Agt*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:06:58
02/24/94

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A33-10081

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	Y		Field Exam Agalene 3/16/94	N	6	3/16/94	3/16/94	3/16/94
POINT OF DIV	Y			N	6			
SOURCE	Y			N	6			
PLACE OF USE	Y			Y	6, 2, 5			
DIV. AMOUNT CFS/VOLUME	Y			N	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES	Y			N	6			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			N	6			

VERIFIED BY CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAAPP 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.

Bar Coos

RR 72 3/17/94

Condition/Remarks

PIS

501



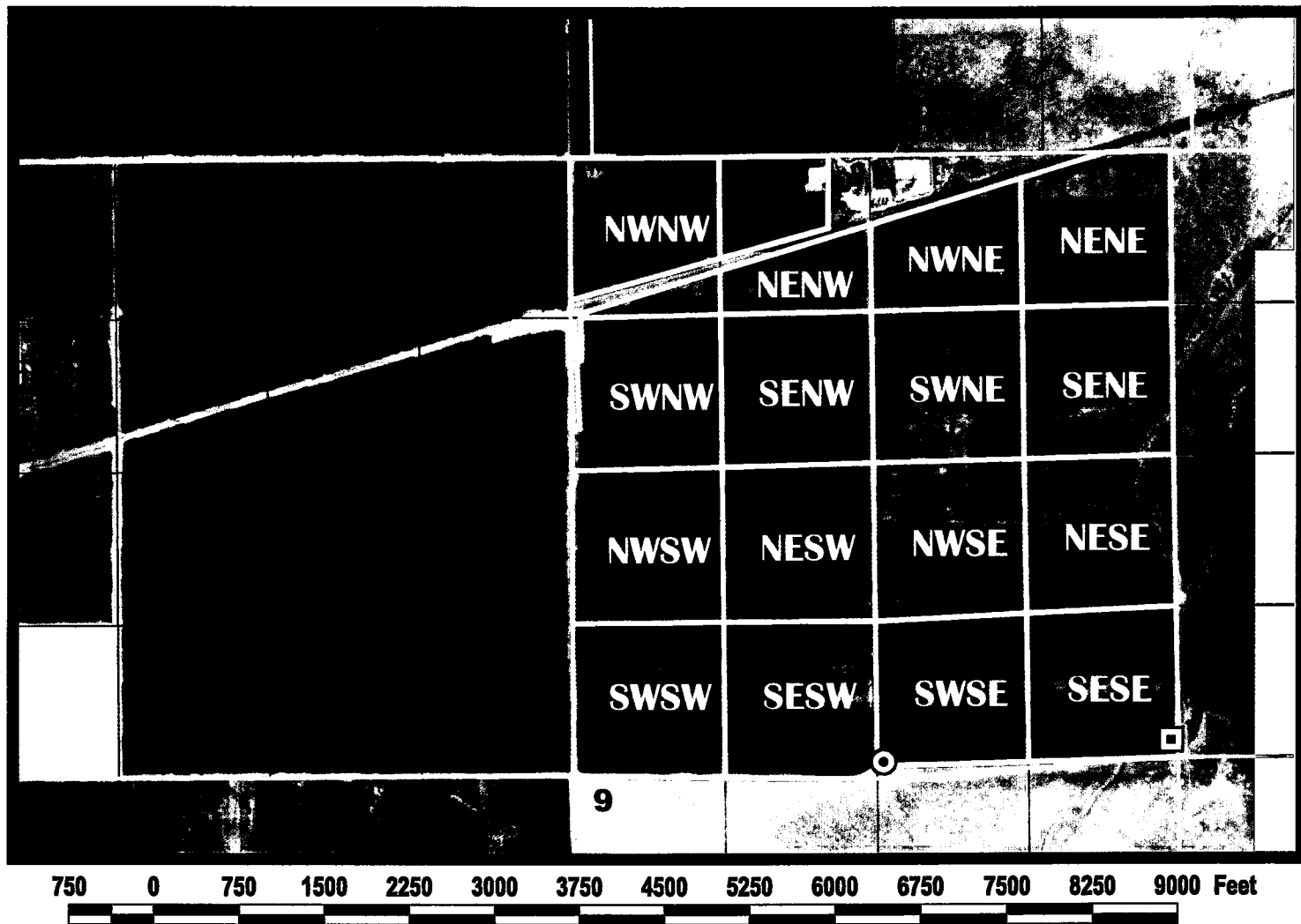
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Russell H. Mays

Water Right(s): 33-04003, 33-10081



LEGEND



Point of Diversion- GW



Point of Diversion- SW



Place of Use



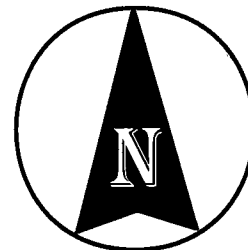
Section Line



Quarter-section line

**Place(s) of Use: T.5N., R.30E.
(parts of) Sec. 4**

**Point(s) of Diversion: T.5N., R.30E.
Sec. 4 SESESE (surface)
SESESW (well)**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: September 1999

*GIS of well is SWSWSE - moved
well on GIS*

AJ0749NP
No. R33-10081

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

DATE: 09/27/99
PAGE: 2

Comments: Date: 09/20/1999 User-ID: ARUBERRY Subject: COMBINED USE WITH 33-04003
33-04003 IS NOT APPURTENANT TO W2SW SEC.4. APPARENTLY OWNERSHIP
CAME ABOUT 5 YEARS LATER, MAKING IT AFTER 1971; MANDATORY PERMIT
TIME FOR SURFACE WATER.

Audit: 00/00/0

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: A33-10081
Date Received: 1/05/1990
Receipt No: E011490
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUSSELL H. MAYS 208-767-3416
Address: HC 65 BOX 2105
HOWE, ID 83244

OR
Name: KAYALIN MAYS 208-767-3416
Address: HC 65 BOX 2105
HOWE, ID 83244

2. Date of Priority: AUG 24, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	30E	4	SE	SW			BUTTE

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

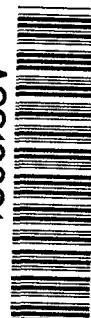
Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	8.400		

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

8. Total consumptive use is 1553.8 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A3310081



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	30E	4	NE		NE	1	IRR	37.5
			NW		NE	2	IRR	32.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW	3	IRR	38.0
			NW		NW	4	IRR	39.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	39.0
			SW		SW		IRR	39.0
			SE		SW		IRR	39.0
			NE		SE		IRR	40.0
			NW		SE		IRR	39.0
			SW		SE		IRR	39.0
			SE		SE		IRR	40.0

Section Acres 621.5

Total Acres 621.5

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:
A33-04003

14. Remarks:
THIS RIGHT IS A COMBINATION OF 33-02111 & 33-02112

15. Basis of Claim: LICENSE
Water Right Number: 30632

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): Russell H. Smays Date: 1-5-1990

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of Jan 19 90

Notary Public

Seal

Residing at _____

My Commission Expires _____

DEPRESSION

R29E

T6N
T5N

T6N

T5N

L4

403ge B

42

L1

32

38

32

37.5

40

40

40

39

40

39

39

40

POINT OF
DIVERSION

A33-10081

22
88

22
88

4793

4793

44809

RIVER

SINKS

MICROFILMED

DEPRESSION