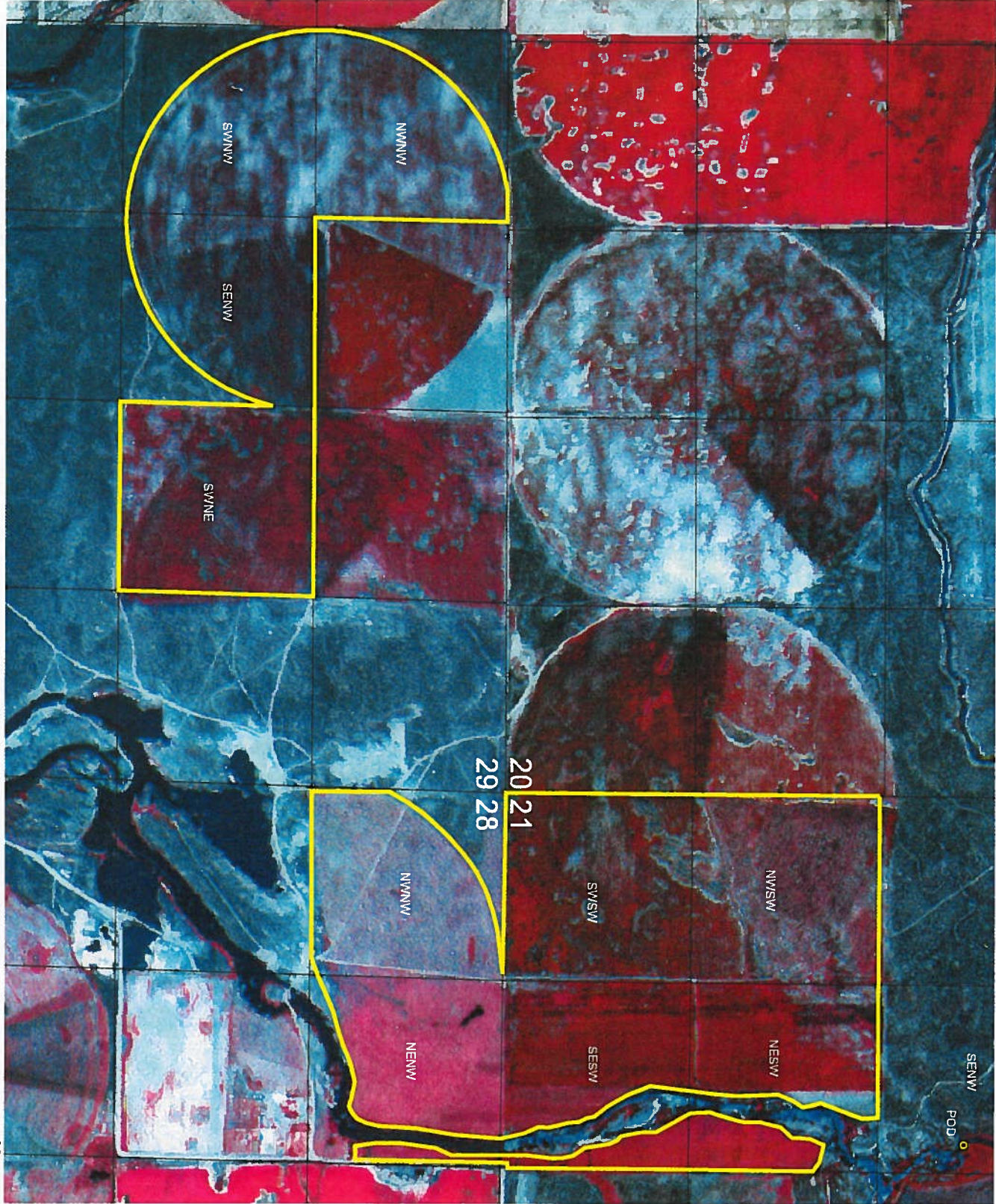
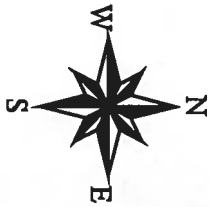


37-239D & 37-240D



**T06S R14E
S21 S28
& S29**



Map prepared by: Carter Fritschle
Date prepared: 10/15/03
1987-1988 NAPP photography
Idaho Department of Water Resources

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

1

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)
Ward M. Bryan)
of)
Gooding, Idaho)
For a Transfer of Water Right in)
Water District No. 7-AB, County)
of Gooding, State of Idaho)

ORDER GRANTING TRANSFER
NO. 985

WHEREAS, On the 27th day of April, 1962, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of Ward M. Bryan of Gooding, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 7th day of May, 1962.

GEO. N. CARTER
State Reclamation Engineer
By

CARL E. TAPPAN, Assistant
State Reclamation Engineer

RECEIVED
MAY 10 1962
STATE RECLAMATION ENGINEER

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 985

THIS IS TO CERTIFY, That Ward M. Bryan of Gooding, Idaho, is the owner of and using a certain water right of 120 miners inches, or 2.4 cubic feet per second, of the waters of Big Wood River, with priority as follows:

40 inches or .80 cubic feet per second with priority
of April 15, 1883;
34 inches or .68 cubic feet per second with priority
of August 29, 1884;
46 inches or .92 cubic feet per second with priority
of June 1, 1895;

said water being decreed to Ward M. Bryan by Judge D. H. Sutphen of the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Gooding, in the case of

W. M. CADY,

Plaintiff

vs.

WARD M. BRYAN and ERMA G. BRYAN
husband and wife; and MANS COFFIN
Watermaster for Water District
7-AB of the State of Idaho;

Defendants

said decree bearing date of December 16, 1957, and being appurtenant to the following described lands, to-wit:

SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21;
N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 28, all in
Township 6 South, Range 14
E. B. M.,

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, Idaho, in Volume 6 of Decrees, at Page 1117 thereof;

That said Ward M. Bryan has become the owner of said water right by mesne conveyance;

And that now upon the application of Ward M. Bryan of Gooding, Idaho, for the transfer of 120 miners inches, or 2.4 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 2.4 cubic feet per second of the waters of Big Wood River

RECORDED

upon the above described lands is hereby abandoned, and the lands under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant by this Certificate for irrigation purposes, are described as follows, to-wit:

SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21; N $\frac{1}{2}$ NW $\frac{1}{4}$,
Section 28; W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 29, all in Township 6 South,
Range 14 E. B. M.,

That the said water is to be limited at any given time to an amount actually needed and beneficially used for such purpose and shall not exceed the following amount, to-wit:

2.4 cubic feet per second with priority as follows:

.80	cubic	feet	per	second	with	priority	of	April	15,	1883;
.68	"	"	"	"	"	"	"	"	August	29, 1884;
.92	"	"	"	"	"	"	"	"	June	1, 1895;

That the water right hereby transferred has heretofore been conducted from Big Wood River to the first above described lands through private ditch with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, Township 6 South, Range 14 E. B. M.;

That the water right hereby transferred will hereafter be conducted to the last above described lands through private ditch with no change in point of diversion;

That the right to the use of the waters aforesaid, hereby confirmed, is restricted to the lands last above described as provided by the laws of the State of Idaho;

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 7th day of May, 1962.

GEO. N. CARTER
State Reclamation Engineer
By

CARL E. TAPPAN, Assistant
State Reclamation Engineer

MICROFILMED

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: A37-00239D
Date Received: 3/21/1989
Receipt No: S006621
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT MC CABE 805-985-1011
Address: 5201 WAVECREST WAY
OXNARD, CA 93030

AND/OR
Name: LINDA JOY MC CABE 805-985-1011
Address: 5201 WAVECREST WAY
OXNARD, CA 93030

2. Date of Priority: AUG 29, 1884

3. Source: MALAD RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	21	SE		NW		GOODING

5. Description of diverting works:
LOWER FROST HEADGATE #39

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.680		

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

8. Total consumptive use is 1881.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	21	NE	SW		IRR	40.0

A37-00239D

Page 1

Date: 03/15/91

MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	21	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	160.0
		28	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
						Section Acres	80.0
		29	SW	NE		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	33.0
						Section Acres	153.0
						Total Acres	393.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-0607D, 0608D, A37-07379, A37-07191, A37-07476

14. Remarks:
EXPANDED USE IS CLAIMED UNDER SEC. 42-1416 OF IDAHO CODE.

CHANGE OF OWNERSHIP 10/10/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court : FOURTH

Decree date: 12/13/1909

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____
Notary Public

Seal

Residing at _____
My Commission Expires _____



RECEIVED

JAN 18 1991

First American Title Company Department of Water Resources
Southern Region Office

P.O. BOX 446, 102 FIFTH AVENUE EAST, GOODING, IDAHO 83330
TELEPHONE (208) 934-4427

Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Attn: Judy Givens

Re: McCabe/Mellen

Dear Judy:

You returned this Change in Ownership form to me some time ago along with a list of water rights with the legal description I was concerned with.

I have removed the number that was in question. However, I cannot find 37-00607D or 37-00608D on your list but I have a proof showing those two numbers. Anyway, I hope this is OK now and you can officially transfer to McCabe's name.

Thanks!

Sincerely,

FIRST AMERICAN TITLE COMPANY

Susan M. Bolton

Enclosures

MICROFILMED
FEB 22 1993

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JAN 18 1991

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources
Southern Region Office

[] Water Right Number(s): 37-07476; 37-07379; 37-07191; 37-00239D

[] Name and Address of Former Claimant: Jon and Lana L. Mellen, Route 1, Box 2015

Fairfield, ID 83327

[] New Claimant(s): Robert McCabe and Linda Joy McCabe

5201 Wavecrest Way, Oxnard, CA 93030

[] New Mailing Address: 5201 Wavecrest Way, Oxnard, CA 93030

New Telephone Number: (805) 985 - 1011

[] Does the change in ownership result in a splitting of the water right claimed? yes XX no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Copy of recorded Warranty Deed

[] Signature of New Claimant(s): Robert McCabe

Linda Joy McCabe

Date: 8/24/90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/15/91 By: SG

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3/15/91 By: SG

Claim Numbers of Split, if any:

RECEIVED

OCT 2 1990

Department of Water Resources
Southern Region Office

RECEIVED ⁶⁶

WARRANTY DEED

JAN 18 1991

Department of Water Resources

Southern Region Office

JON MELLEN and LANA L. MELLEN, husband and wife, as Grantor, hereby grants, bargains, sells and conveys to ROBERT MCCABE and LINDA JOY MCCABE, husband and wife, as Grantee, whose address is 5201 Wavecrest Way, Oxnard, California 93030, for the sum of Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, certain real property, located in Gooding County, Idaho, which is more particularly described on Exhibit "A", attached and incorporated by reference.

This conveyance is subject to taxes and assessments for the year 1990 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to the tenancies described in the Agreement for Purchase of Real Property, dated July 4, 1990, between Grantor and Grantee, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show. This conveyance is also subject to that certain Mortgage executed by Grantor, to Norwest Agricultural Credit, Inc., as Mortgagee, recorded on April 11, 1988, under Instrument No. 131759 with the Gooding County Recorder, which Mortgage and Promissory Note secured thereby have been assumed by the Grantee.

This conveyance is also subject to that certain UCC Financing Statement covering certain personal property therein described, wherein the Debtor is the Grantor and the Secured Party is Norwest Agricultural Credit, Inc. This Financing Statement was filed with the Gooding County Recorder on April 11, 1988, under Instrument No. 131761 and with the Secretary of State for Idaho.

This conveyance shall include any and all appurtenances, hereditaments, tenements, reversions, remainders, easements, rights-of-way, water rights and grazing permits in anyway appertaining to the property herein described.

The Grantor covenants to the Grantee that they are the owner in fee simple of said premises; that the premises are free from all encumbrances, except as set forth above and that the Grantor will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 30th day of August, 1990.

Jon Mellen
Jon Mellen

Lana L. Mellen
Lana L. Mellen

STATE OF IDAHO)
) ss.
County of GOODING)

On this 30th day of August, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared JON MELLEN and LANA L. MELLEN, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing

MICROFILMED
FEB 22 1993

instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Jessie M. Salter
Notary Public for Idaho
Residing at: Gooding, Idaho
My Commission Expires: 10-16-92

142128

STATE OF IDAHO, COUNTY OF GOODING

Filed for recording at request of FIRST AMERICAN TITLE

0 minutes 2 P 31

of Aug 1990

JOHN A. L. [Signature] Fee 9.00

By [Signature] [Signature]

MICROFILMED
FEB 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

15-Mar-1991 15:14

Susan M. Bolton
First American Title Co.
P.O. Box 446
102 Fifth Ave. East
Gooding, ID 83330

Re: Adjudication Claim(s): A37-07476, 37-07379, 37-07191, 37-00239D
A37-00240D, 37-00607D, 37-00608D

Dear Ms. Bolton:

After passing these poor files, listed above, back and forth, I think the Department has changed the records of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant.

Please review the record(s) and if you have any corrections, please contact me at this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

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FEB 22 1993

EXHIBIT A

The Southeast Quarter and the East half of the Southwest Quarter of Section 20, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

The Southwest Quarter of Section 21, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

27 The North half of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter of Section 28, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

The Northwest Quarter and the West half of the Northeast Quarter of Section 29, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

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FEB 22 1993

SD-33	LAST NAME: MC CABE						STATE	
S		O						
E	FIRST	W	WATER	PRIORITY		TOTAL	USE	
L	NAME	N	RIGHT NO.	DATE	SOURCE	DIVERSION	CODE	DESC
-	-	-	-	-	-	-	-	-
-	MC CABE	C	A37-00240D					
-	ROBERT	C	A37-00607D	08/15/1886	MALAD RIVER	1.290	01	IRR
-	LINDA JOY	C	A37-00607D	08/15/1886	MALAD RIVER	1.290	01	IRR
-	ROBERT	C	A37-07379	09/21/1974	GROUNDWATER	3.960	01	IRR
-	LINDA JOY	C	A37-07379	09/21/1974	GROUNDWATER	3.960	01	IRR
-	ROBERT	C	A37-07476	01/07/1976	GROUNDWATER	1.400	01	IRR
-	LINDA JOY	C	A37-07476	01/07/1976	GROUNDWATER	1.400	01	IRR
-	ROBERT	C	A37-00239D	08/29/1884	MALAD RIVER	0.680	01	IRR
-	LINDA JOY	C	A37-00239D	08/29/1884	MALAD RIVER	0.680	01	IRR
-	ROBERT	C	A37-00608D	04/15/1887	MALAD RIVER	0.422	01	IRR
-	LINDA JOY	C	A37-00608D	04/15/1887	MALAD RIVER	0.422	01	IRR
-	ROBERT	C	A37-07191	01/05/1973	GROUNDWATER	4.610	01	IRR
-	LINDA JOY	C	A37-07191	01/05/1973	GROUNDWATER	4.610	01	IRR
-								
-								
-								
END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE								
(ENTER=CONTINUE)					(GOLD 7=THIS QUERY)		(MENU _____)	

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FEB 22 1993

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: A37-00239D
Date Received: 8/24/1988
Receipt No: S006621
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LANA L. MELLEN
Address: RT. 1 BOX 1092
FAIRFIELD, ID

83327

AND/OR

Name: JON MELLEN
Address: RT. 1 BOX 1092
FAIRFIELD, ID

83327

2. Date of Priority: AUG 29, 1884

3. Source: MALAD RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	21	SE	NW			GOODING

5. Description of diverting works:
LOWER FROST HEADGATE #39

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.680		

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

A.F.A.

8. Total consumptive use is 1881.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-00239D

Page 1

Date: 03/22/89

MICROFILMED
FEB 22 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
06S	14E	21	NE	SW		IRR	40.0	
			NW	SW		IRR	40.0	
			SW	SW		IRR	40.0	
			SE	SW		IRR	40.0	
							Section Acres	160.0
		28	NE	NW		IRR	40.0	
			NW	NW		IRR	40.0	
						Section Acres	80.0	
			29	SW	NE		IRR	40.0
		NW		NW		IRR	40.0	
		SW		NW		IRR	40.0	
		SE		NW		IRR	33.0	
							Section Acres	153.0
							Total Acres	393.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-0607D, 0608D, A37-07379, A37-07191, A37-07476

14. Remarks:
EXPANDED USE IS CLAIMED UNDER SEC. 42-1416 OF IDAHO CODE.

15. Basis of Claim: DECREED
Case Number:
Court : FOURTH
Decree date: 12/13/1909

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

MICROFILMED
FEB 22 1993

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

1/30/89

Nelson - Raskett

RE: A37-00239D

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # _____ for \$ _____ which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification: (Please review enclosed instructions and use enclosed form to refile claim)

- [] Item #1 Name - Address
- [] Item #2 Priority
- [] Item #3 Source
- [] Item #4 Point of Diversion Legal Description
- [] Item #5 Description of Diversion Works
- [] Item #6 Uses descriptions
- [] Item #7 Total Diversion Rate
- [] Item #8 Total Consumptive Use
- [] Item #9 Description of Non-irrigation Uses
- [] Item #10 Place of Use Legal Description
- [] Item #11 County of Place of Use
- [] Item #12 Ownership of Property
- [] Item #13 Other water rights for same uses
- [] Item #14 Remarks
- [] Item #15 Basis of Claim
- [] Item #16 Signature & Notorization
- [X] Improper fee (THE CORRECT FEE IS \$ $50^{00} + 400^{00} = 450^{00}$)

If you will make any necessary corrections and return the documents with the correct fee before March 1, 1989, your filing will not be assessed an additional late filing fee. Please do not hesitate to contact this office if you have any questions or need further assistance.

Sincerely,

Allen Merritt
Allen Merritt, P.E.
Water Rights Supervisor

ADM:adm
Enclosures:

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FEB 22 1989

MAP DATE

S006621

MEUFEN DWR calculation - unpaid acreage.

- \$25 1. domestic - no pri date - DOWE A37-12914
- \$50 2. A37-00608D - acreage overlap, map.
- \$50 3. A37-00607D - map, 56 AC lap of 85 29 acres
- \$50 4. A37-07379 - map, 28 AC lap of 233 205 acres
- \$50 5. A37-07191 - map, 139 AC lap of 351 176 acres
- \$50 6. A37-07476 - map, 10090 overlap 2
- \$50 7. A37-00239D - map, 400 AC 400 acres

All Claims
Entered
Ready to
Print

\$325
\$1135
\$810

<156> check in for \$979.00

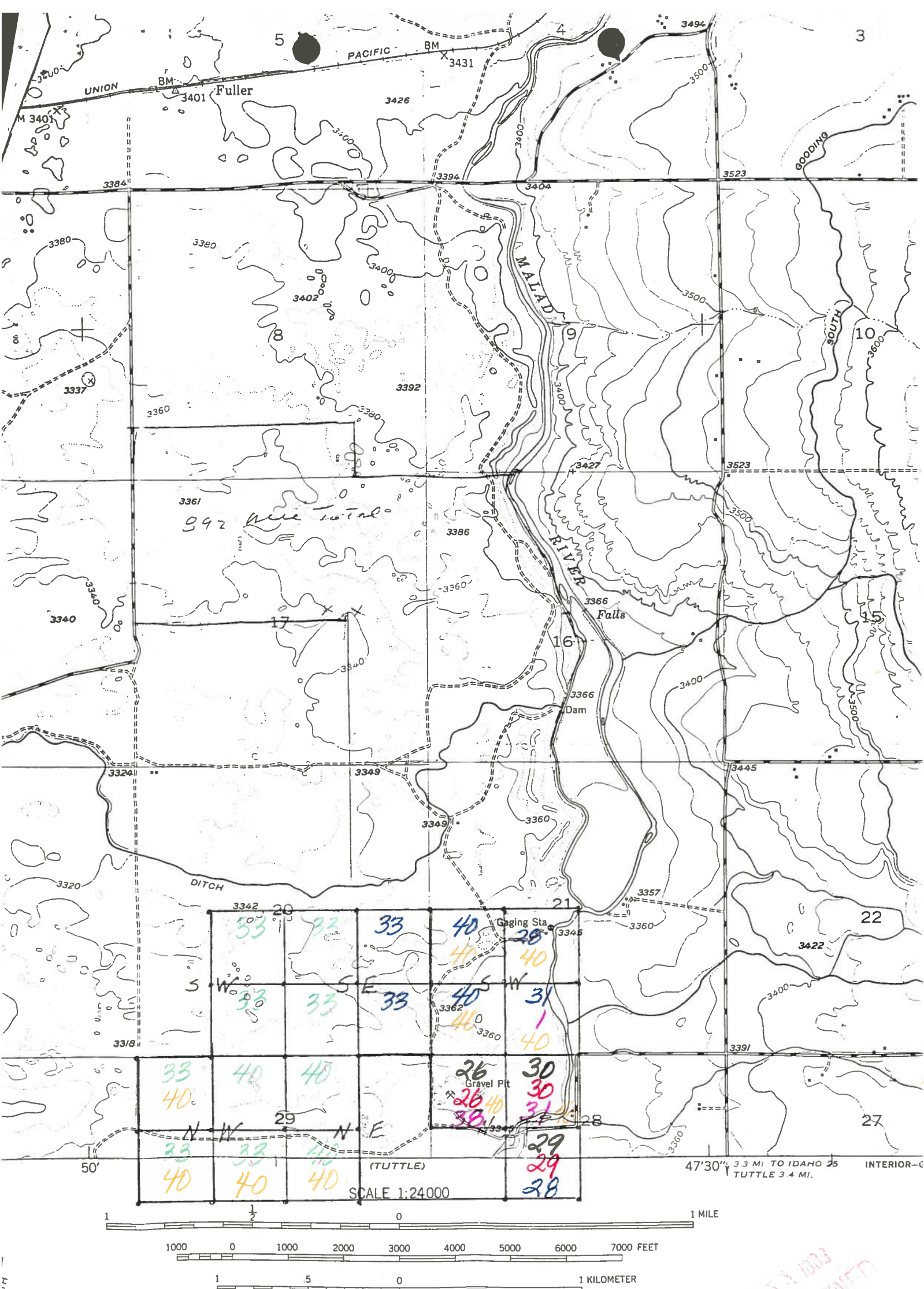
<u>DWR</u> ✓	<u>fee</u>	<u>acres</u>	<u>total \$</u>	
608D	fee only		50	1007
607D	fee + 29 AC		79	-979
7379	fee + 66 AC		116	<u>\$28</u>
7191	fee + 212 AC		262	
7476	fee only		50	
239D	fee + 400 AC		450	
	<u>\$325</u>	<u>707 AC</u>	<u>\$1007</u>	

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FEB 22 1993

MELLEN

1. Domestic claim not entered, needs priority date.
2. A 37-00608 D: Recalculate fee and needs map *map*
3. A 37-00607 D: Recalculate fee, needs maps *map*
4. A 37-07379 D: Recalculate fee and check AFA figure. *map*.
5. A 37-07191: Recalculate fee. *map*
6. A 37-07476: Needs map *map*
7. A 37-00239 D: Recalculate fees and needs map *map*
8. Unidentified check in the amount of \$93.80 apparently separated from claims.

MICROFILMED
FEB 22 1993



65 14E

CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT HALF-INTERVAL CONTOURS
DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS

FOR SALE BY U. S. GEOLOGICAL SURVEY, FEDERAL CENTER, DENVER, COLORADO OR WASHINGTON 25, D. C.
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

28. Gooding Butte

A37-07476 100% overlap

Copies: White-State, Yellow-Claimant

A37-06239D - 400 Acres

A37-06607D - 29 Acres 56 overlap

Last Name

A37-07379

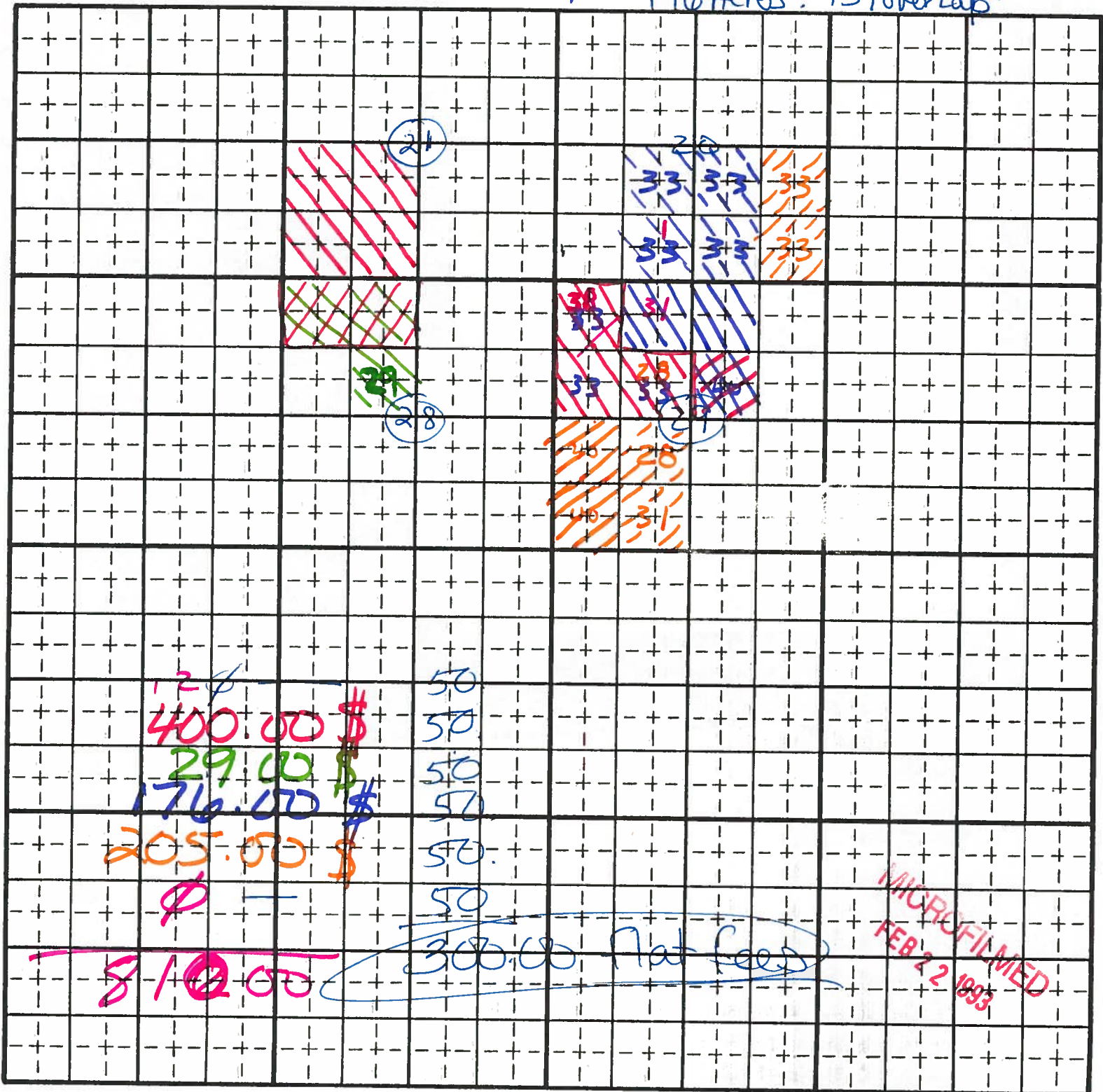
205 - 28 overlap

37-00608D

OVERLAP 100%

A37-07191

176 ACRES - 139 overlap



TOTAL = 1110.00 for 6 irrig claims

25.00 for Domes Well.

need 1135.00
have 979.00
Scale: 2 inches equals 1 mile
short 156.00

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

RE: In Re the General Adjudication of Rights to the Use of
Water from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County, Idaho

Claimant: Jon Mellen

Claim No.(s): A37-12914; A37-00239D; A37-07476; A37-07191;
A37-07379; A37-00607D; A37-00608D

X It is my desire that the law firm of Rosholt,
Robertson & Tucker enter an appearance on my behalf in the
Adjudication and represent my interest in the Adjudication
process.

DATED this 25 day of November, 1991.

Jon Mellen

 It is not my desire that the law firm of Rosholt,
Robertson & Tucker represent my interest in the Adjudication
process.

DATED this _____ day of _____, 1991.

MICROFILMED
FEB 22 1993

ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
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1020 MAIN STREET, SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 334-6034

February 5, 1992

RECEIVED

FEB 07 1992

Department of Water Resources
Division 2 - Boise

Attention: Judy Givens
Southern Region
Idaho Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

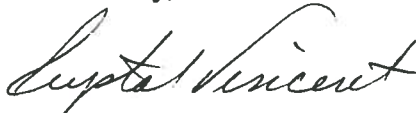
RE: SRBA CLAIMS IN THE SOUTHERN REGION

Dear Judy:

The attached is a list of our clients for whom we filed claims in the SRBA, and who by signing and returning a letter to our office, have requested that we continue to represent them in the adjudication process.

The claims highlighted identify those we filed in your region. Please check these claims and make certain that we are shown on your computer as representative, in order for us to receive the mailings from the department and perform the required service for our clients in a timely manner.

Yours truly,



Crystal Vincent

CV:mw
02059207.CV

MICROFILMED
FEB 22 1993

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: A37-00239D
Date Received: 8/24/1988
Receipt No: 5006621
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

1. Name: JON MELLEN
Address: RT. 1 BOX 1092
FAIRFIELD, ID 83327

SEP 1 1988

Department of Water Resources
Southern Region Office

AND/OR
Name: LANA L. MELLEN
Address: RT. 1 BOX 1092
FAIRFIELD, ID 83327

2. Date of Priority: AUG 29, 1884

3. Source: MALAD RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	21	SE	SE	NW		GOODING

5. Description of diverting works:
LOWER FROST HEADGATE #39

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.680		

7. Total Quantity Appropriated is:
0.680 C.F.S. (and/or) 1881.00 A.F.A.

8. Total consumptive use is 1881.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-00239D

Page 1

Date: 08/24/88

MICROFILMED
FEB 22 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	14E					

21	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0

Section Acres 160.0

28	NE	NW	IRR	40.0
	NW	NW	IRR	40.0

Section Acres 80.0

29	SW	NE	IRR	40.0
	NW	NW	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0

Section Acres 160.0

Total Acres 400.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-0607D, 0608D, GROUNDWATER RIGHTS

14. Remarks:
EXPANDED USE IS CLAIMED UNDER SEC. 42-1416 OF IDAHO CODE.

15. Basis of Claim: DECREED
Case Number:
Court : FOURTH

Decree date: 12/13/1909

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Jon Mellen Date: 09-01-88
Date: _____

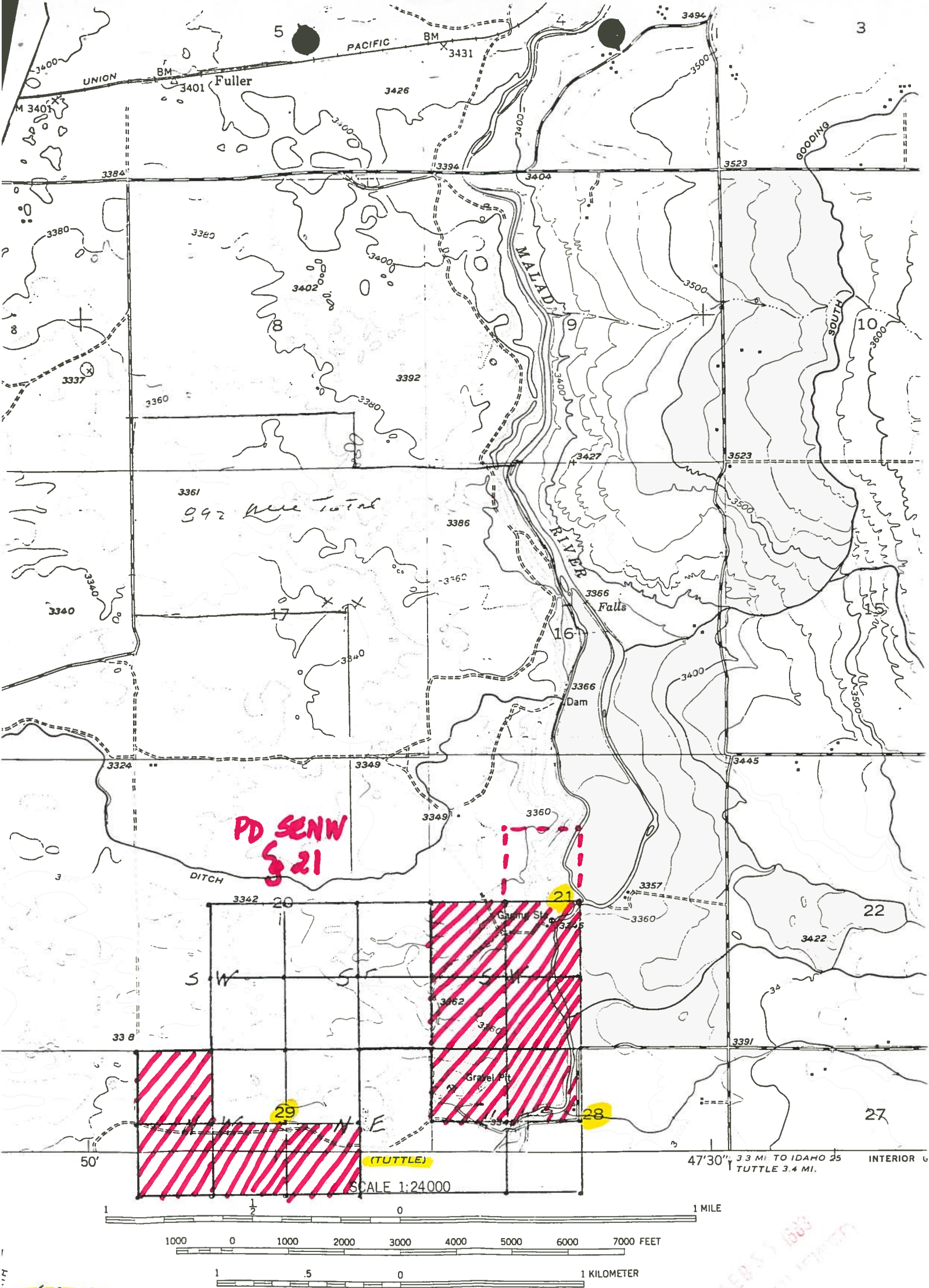
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of August 19 88

Christ B. Hernandez
Notary Public

Seal

Residing at Twin Falls
My Commission Expires 10-31-88



CONTOUR INTERVAL 20 FEET
 DOTTED LINES REPRESENT HALF-INTERVAL CONTOURS
 DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, FEDERAL CENTER, DENVER, COLORADO OR WASHINGTON 25, D. C.
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

28. Gooding Butte