

10/17/2006

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

RIGHT NUMBER: 22-2219
NAME AND ADDRESS: FRANK SUMMERS INC
C/O KELLY SUMMERS
327 S 3000 E
SUGAR CITY ID 83448

SOURCE: GROUND WATER
QUANTITY: 5.570 CFS
1,642.00 AFY

TRIBUTARY:

Right Nos. 22-2219 and 22-4091 are limited to a total combined diversion rate of 5.57 cfs and to a total combined annual diversion volume of 2918 AF.

PRIORITY DATE: 01/26/1962

POINT OF DIVERSION:
T06N R40E S27 NESWSW Within MADISON County
T06N R40E S34 NWNWNW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	5.570 CFS 1,642.00 AFY
PLACE OF USE: <u>IRRIGATION Within MADISON County</u>		
T06N R40E S22 NWNE 9.90	T06N R40E S22 SWNE	26.00
T06N R40E S22 NESW 39.00	T06N R40E S22 NWSW	39.00
T06N R40E S22 SWSW 29.00	T06N R40E S22 SESW	37.00
T06N R40E S22 NWSE 17.00	T06N R40E S22 SWSE	18.00
T06N R40E S27 NWNE 8.10	T06N R40E S27 SWNE	17.00
T06N R40E S27 NENW 39.00	T06N R40E S27 NWNW	24.00
T06N R40E S27 SWNW 28.00	T06N R40E S27 SENW	35.00
T06N R40E S27 NESW 35.00	T06N R40E S27 NWSW	34.00
T06N R40E S27 SWSW 32.00	T06N R40E S27 SESW	29.00
T06N R40E S27 NWSE 27.00	T06N R40E S27 SWSE	38.00
T06N R40E S27 SESE 0.40	T06N R40E S34 NWNE	38.00
T06N R40E S34 SWNE 39.00	T06N R40E S34 NENW	28.00
T06N R40E S34 NWNW 39.00	T06N R40E S34 SWNW	33.00
T06N R40E S34 SENW 34.00	T06N R40E S34 NWSW	25.00
T06N R40E S34 SWSW 35.00	T06N R40E S34 SESW	1.30

833.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 833.7 acres in a single irrigation season. Combined Right Nos.: 22-2219 and 22-4091.

This right is limited to the irrigation of 469 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right No. 22-4091 is also diverted through point of diversion described above.

Right No. 22-4091 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

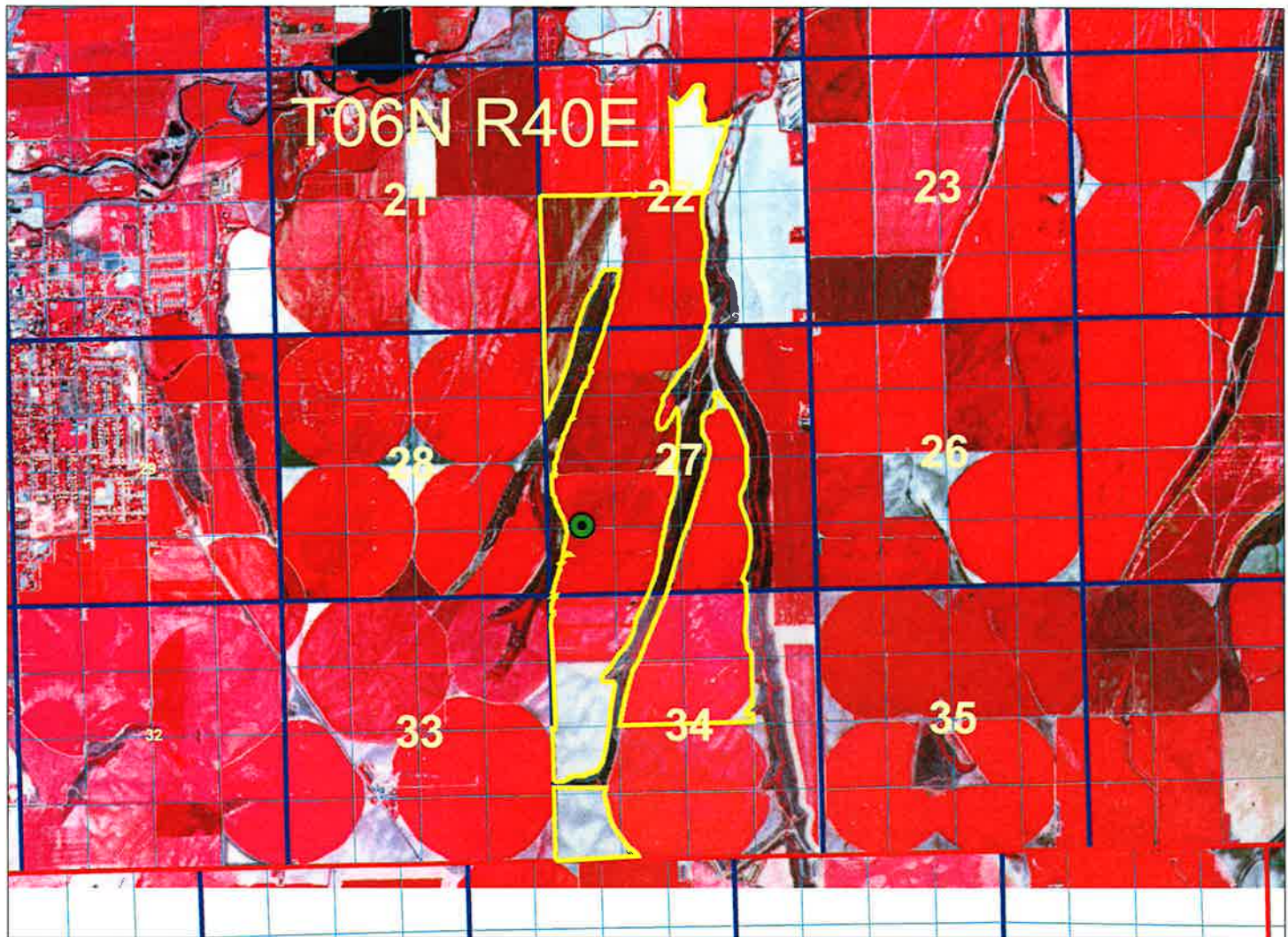
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Department of Water Resources

Eastern Region

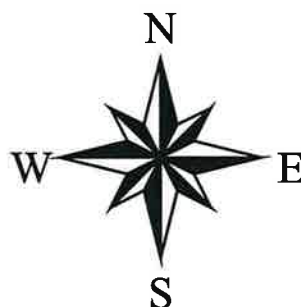


Claim No.: 22-2219 and 22-4091



0 2640 5280 7920 10560 13200 15840 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



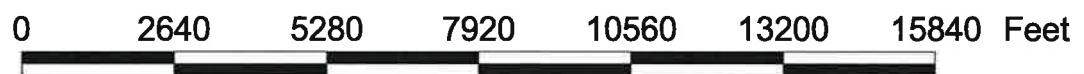
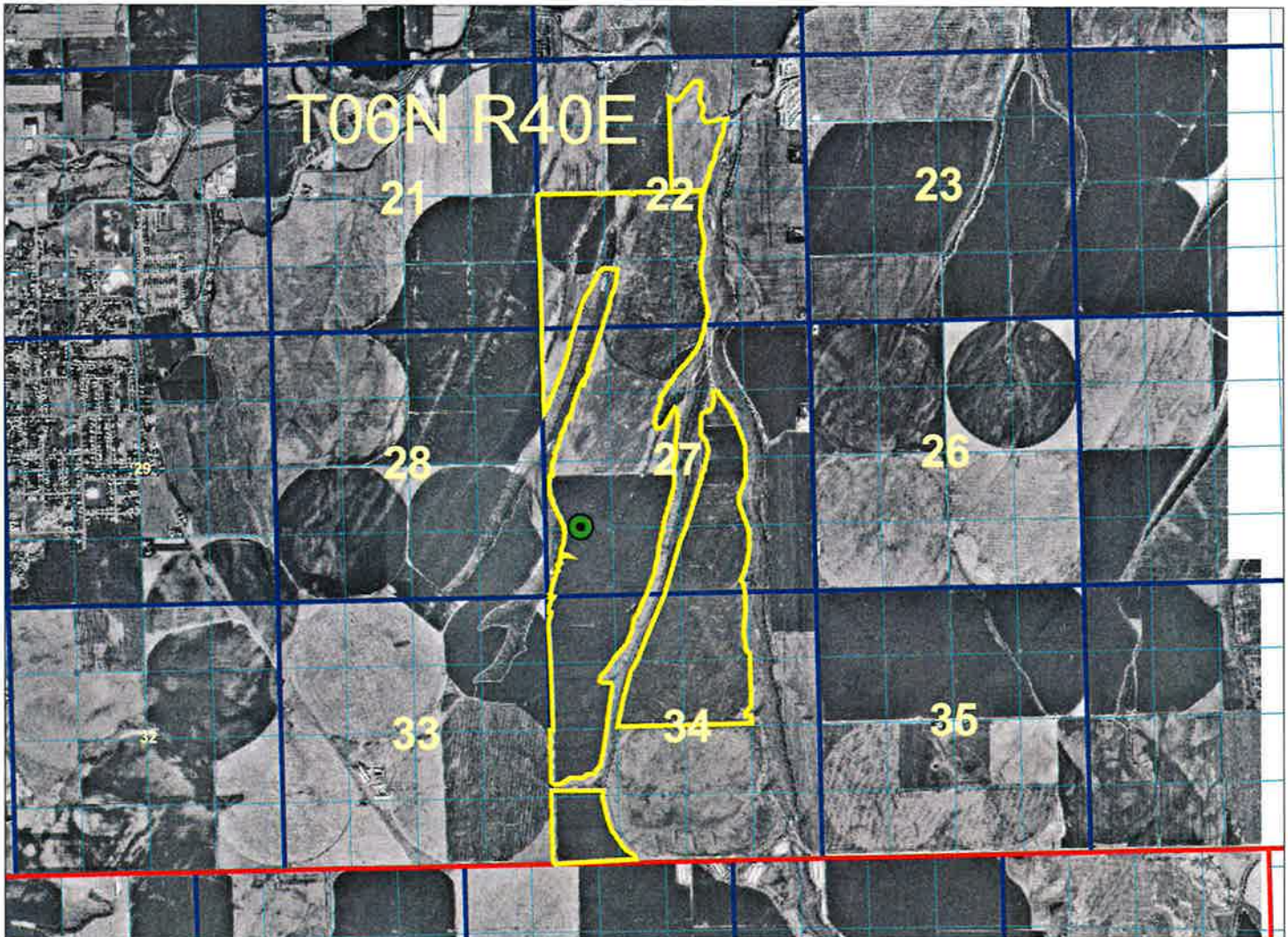
GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: September 2005

Department of Water Resources

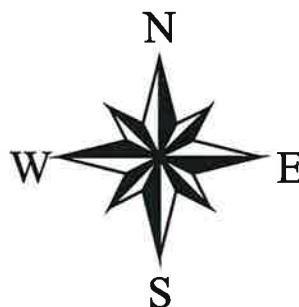
Eastern Region



Claim No.: 22-2219 and 22-4091



- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1992/93 Orthophoto
Prepared by: Kristin Moore
Date Prepared: September 2005

10/17/2006

**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:

Water right number: 22-2219

FRANK SUMMERS INC
C/O KELLY SUMMERS
327 S 3000 E
SUGAR CITY ID 83448
Telephone Number: (208)356-5375

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:

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

DATE: 10/17/06 SIGNATURE: F. Kelly Summers
Please print your name: F. Kelly Summers

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

Kud
10/20

02/08/05

The Pau Shpe I come up according to the legal description is a total of 483.5 Acres. The

license and claim indicate 469 Acres. In addition

to the total acres we already have, field notes/map

make mention of adding a strip of SWNE and NWSE

of Section 22. (which means even more acres)

To do this I believe we need further action from
Claimant - Amendment?

Note that this claim partially overlaps with 22-4691
at SESE of section 27

NT

Claim no.

A22-2219

Claimant Contact Log

Date _____

Remarks

Agent initials

11/5/04

Field Inspection w/ Kelly Summers

Bac

Contacts Data Entry Form

Claim Number: A22-2219

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

- 1) Claim shows POO with A22-4091
- 2) Claim is overlapped by Post-AT license 22-7491
- 3) Original pumping plant has low diversion rate/area

BAC 11/11/04

Reviewer: _____ Date: _____

Claim Number: A22-2219

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

current the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:
License shows 26 January 1962. Bac 11/11/04

Reviewer: _____

Date: _____

Water Right No(s). A22-2219



GPS DATA:

Tag # A0012241 Location: Motor panel inside shed

Diversion Data:

Source: GW Trib to: _____

MOTOR

Make: US Model: _____ Hp: 350

SN: _____
Booster motor 100 hp GE

PUMP

Make: _____ Model: _____ Disch: _____

SN: _____

NOTES:

GPS Waypoint 9, 2682117E 1404056N 70TM83.

Per owner Kelly Summers, pre-drought static
water level was 314.'

This too serves A22-4091 and A22-2219.

Field Exam Date: 11/5/04 Agent: BAC

Point of Diversion and Source Data Entry Form

Claim Number: A22-2219Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Other rights from this POD? A22-4091

Transfers Pending or approved: _____

Document how the POD and Source were verified:

GPS Waypoint 9, 2682117E 1404056N IDTM 83
6.1N 40E 27 3E NSW. This agrees w/ claim
and license. BAC 11/11/04

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: A22-2219

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: 22-7491 Post-AJ permit

Document how the POU was verified:

Please see Shoreside 1 layout for amended claim A22-4091. The amended claim adds acres to match the total actually irrigated. This results in some minor differences in acres/QQ for A22-2219 but no additional QQ are added. BAC 11 Nov 04

Note that small parcel in SWNE and NWSE of 22 is included in license examiner's sketch. This was one discrepancy found w/ layout in this file BAC

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry Form

Claim Number: A22-2219Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

No season or annual volume on license. License Q
is 5.57 cfs. $469 \text{ acres} \times 3.5 = 1641.5 \text{ afa.}$

$5.57 \text{ cfs} \times 1.9835 \times 214 = 2364.3 \text{ afa.}$

This right A22-4091 have enough acres w/ low enough
diversion rate that they probably need a combined
volume limitation. $469 \text{ Nov } 04.$

Theoretical Q in A22-4091 is 5.88 cfs
 $5.88 \times 1.9835 \times 214 = 2495.9 \text{ afa, attenuate}$

Reviewer: combined limitation

Date: _____

State of Idaho

License and Certificate of Water Right

Water License No. G-30376 Priority January 26, 1962 Amount 5.57 c.f.s.

THIS IS TO CERTIFY that

FRANK SUMMERS

of Sugar City, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 26, 1962; that Permit No. G-30376 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 5.57 second feet, was issued thereunder on April 5, 1968, showing that said works were completed on the 27 day of September, 1963; and that on the 27 day of September, 1963 FRANK SUMMERS

of Sugar City, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation under Use Permit No. G-30376 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record ~~in~~ ~~the~~ ~~State~~ ~~Records~~ ~~on~~ ~~the~~ ~~5~~ ~~day~~ ~~of~~ ~~April~~, 1968.

The right hereby confirmed dates from January 26, 1962.

The Point of Diversion is located in the NW 1/4 SW 1/4, Sec. 27, Twp. 6 N, R. 40 E, B.M. Madison County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.57 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
6 N	40 E	22	NW $\frac{1}{4}$	10	10		
			SW $\frac{1}{4}$	25	23		
			NE $\frac{1}{4}$	40	35		
			NW $\frac{1}{4}$	40	38		
			SW $\frac{1}{4}$	30	29		
			SE $\frac{1}{4}$	35	36		
			NW $\frac{1}{4}$	15	17		
			SW $\frac{1}{4}$	15	17		
			27	NW $\frac{1}{4}$	8	11	
				NE $\frac{1}{4}$	38	39	
		NW $\frac{1}{4}$		25	24		
		SW $\frac{1}{4}$		30	28		
		SE $\frac{1}{4}$		35	35		
		NE $\frac{1}{4}$		34	34		
		NW $\frac{1}{4}$		35	34		
		SW $\frac{1}{4}$		35	33		
		SE $\frac{1}{4}$		25	26		
		Total number of acres irrigated:					469

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 5 day of April, 1968

R. Keith Higgins
State Reclamation Engineer.

22 2210

30376

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-30376

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Frank Summers

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW 1/4 SW 1/4 of Section 27

T. 6 N R. 40 E.B.M. County of Madison

4. Describe works as they exist, giving dimensions and capacities of same: U.S. Motor 350HP

Sec. # 1246109 - 1800 RPM Pump Layer # 44613 of Layered Border
12" Discharge To 12" Check Valve 6' to Hershey Sprinkling Meter 12" #
545-80 Dial Acre feet x .0001 To 12" Sprinkler Main line

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):

W 1/2 NE 1/4, SW 1/4, E 1/2 SE 1/4 Sec. 22., NW 1/4 NE 1/4, NE 1/4, SW 1/4 Sec. 27., all in
Twp. 6 N., Rge. 40 E.B.M.

This land is farmed with a fallow program

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

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

Remarks: _____

Measured by USBR 2500 GPM. (stop watch timing at Meter R.)
2500 GPM = 5.57 cfs

See Report by USBR - Utilization of Ground Water for Irrigation in Special Report file Ground Water Investigation

Bureau of Reclamation showed a discharge of .311 AF per hour in
August 1963 this is = to 3.76 cfs $\frac{1}{2} \times 24 = 7.26 \times .52 = 3.76 \text{ cfs}$ (5.57 cfs)

This examination was made on the 21st day of January, 1966

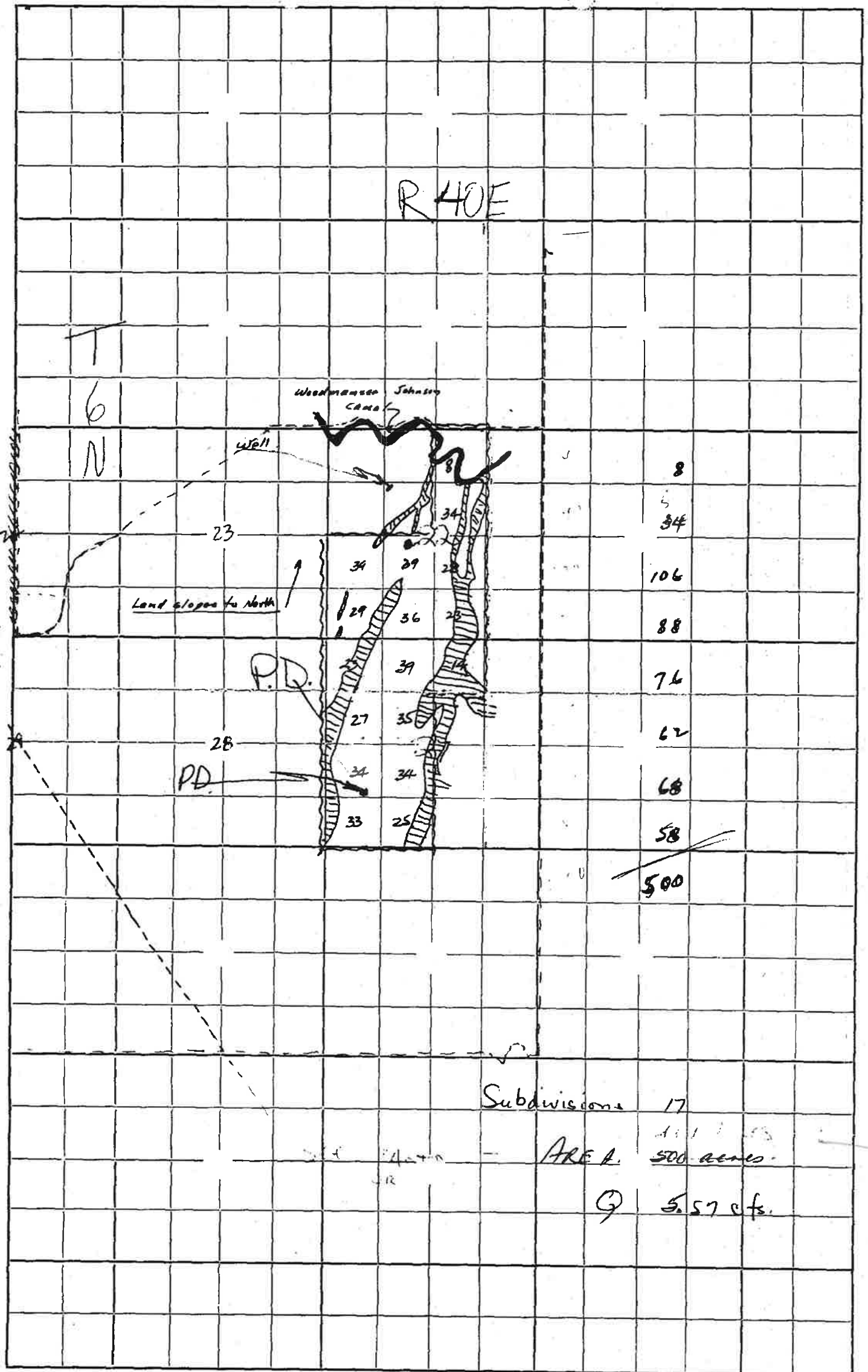
(Signed) Larry Johnson

Examiner.

30376

pw

plat



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

30376

Table No. 1 - Cont

<u>1</u>	
10 - 26	36da1 36dc2
10 - 27	2ab2 2cb1 19da1 24cb1 26da1 30cc1 31da1 32db1 35ac1
10 - 28	6ac1 6ba1 6da1 6dc1 6dc2 15ad1 18ca1 19aa1 19bb1 19cc1 19db1 30bd1 30dc1
11 - 26	1cb1 1da1 2dc1 3cc1 10bb1 10ca1 10db1 11db1

211A

North America

April 27 6 N, 40 E.

April 24

475' x 20" x 45"

Gr 1876.

Large cl.

3/14.67

April 24, 67

Test 5, 3/14.82

Weather 4/27/67

Test 4/27/67 on 2 pm 8' 10" ore

Ad-8' 10.56px - 2.120

12' 2.12

15' 12.80

21' 14.90

30376

32' 1820 255

37' 1840 310 R

May 15

314.62 - 41 / 62

30376

Brown & Thompson

31 da1	6140E	2014351
June 1 60	317.07	LSD
Sept 25 61	321.02	
	313.42	
Oct 13	313.84	
Nov 16		
62		
Jan 17	318.05	
Mar 14	341.57	
May 27	345.66	
Oct 21	338.43	Reas.

30376

311.62 static

May 1st, 62

34.38'	354'	MP.	2090	3:10
37.38'	352'	"	1970	3:17
35.38	350'	"	1875	3:20
31.38	346'		1775	3:25
27.38	342'		1620	3:30

May 2, 62

44.38 364'

2409

Close to Sta. 36 - 6440

June 61 - 36 EB1 - unmeasured - 16' x 680' 31.

Sept 78 307.39

309.27

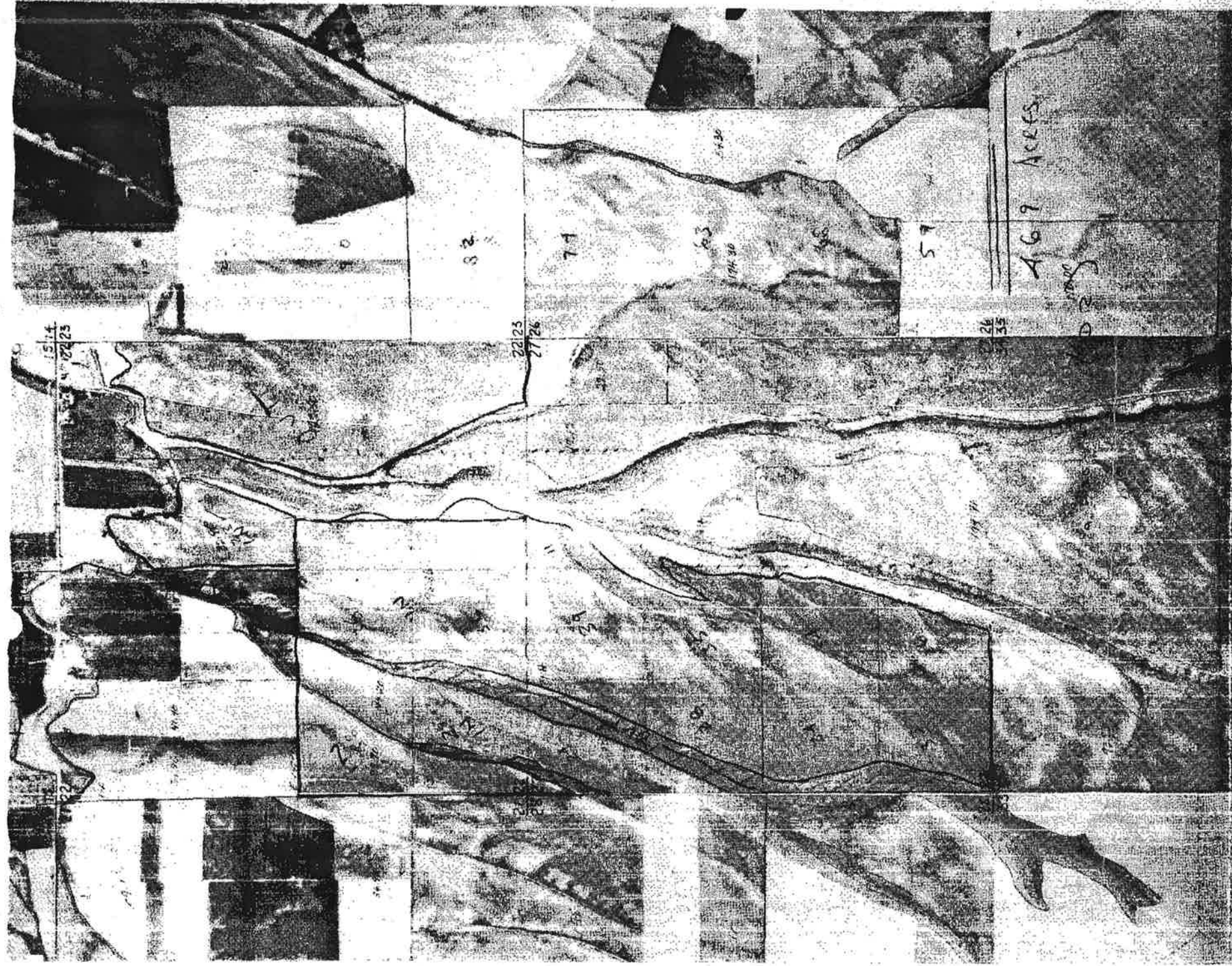
Oct 17 310.08

Mar 352.97

Apr 353.61

July 21 344.23 - Amended Rec.

Nov 18 396.16 - Rec'd 30376 LSD



30376

Log for claim 22-02219

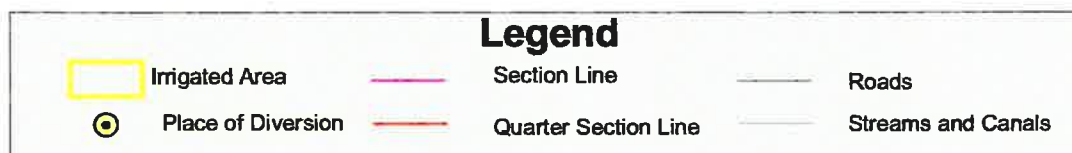
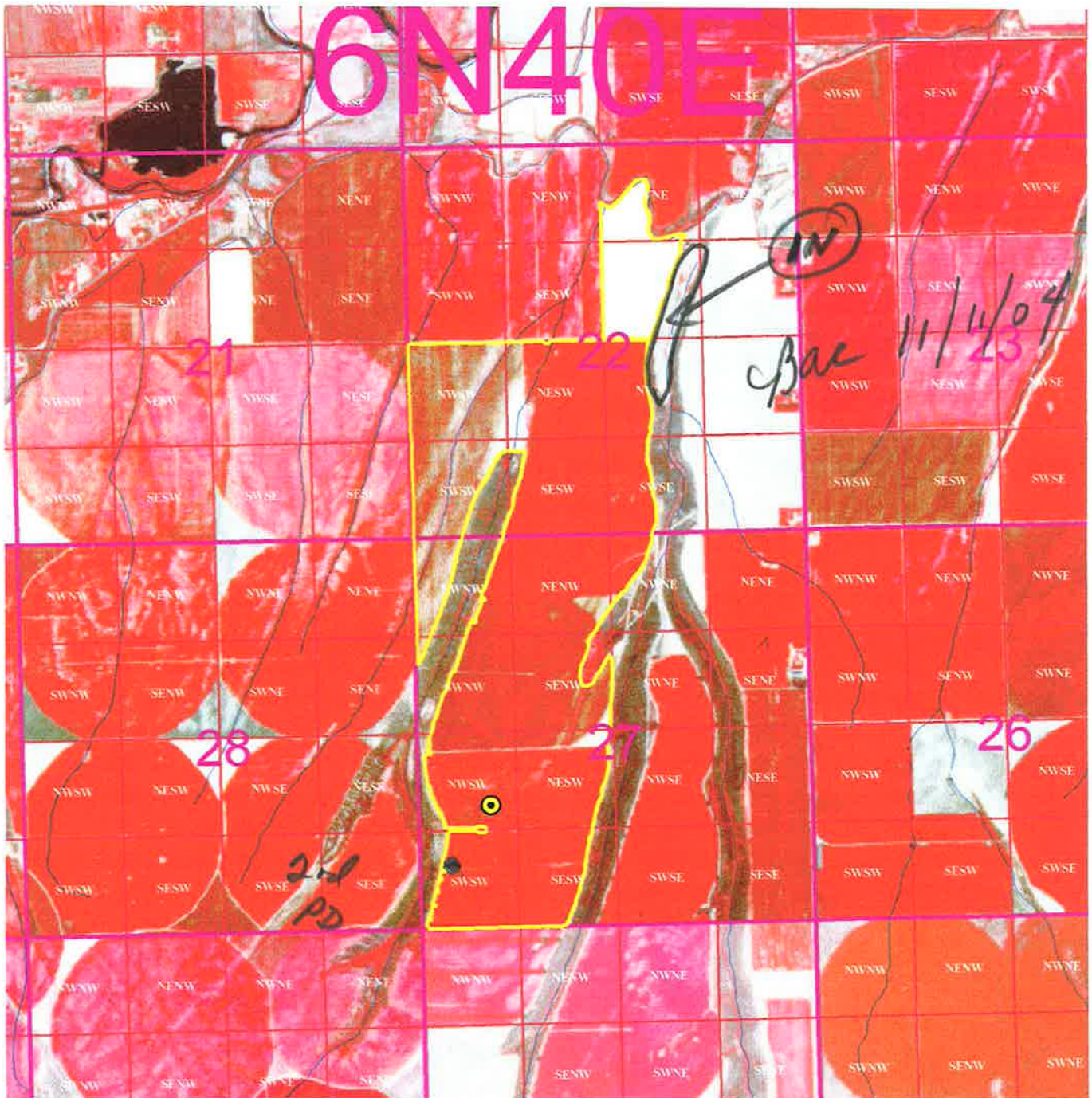
Spatial Dynamics LTD

6/27/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	22	NWNE	10	9.9	
06n40e	22	SWNE	23	26	
06n40e	22	NESW	40	39	
06n40e	22	NWSW	40	39	
06n40e	22	SWSW	29	29	
06n40e	22	SESW	36	37	
06n40e	22	NWSE	17	17	
06n40e	22	SWSE	17	18	
06n40e	27	NWNE	11	8.1	
06n40e	27	NENW	39	39	
06n40e	27	NWNW	24	24	
06n40e	27	SWNW	28	28	
06n40e	27	SENW	35	35	
06n40e	27	NESW	34	35	
06n40e	27	NWSW	34	34	
06n40e	27	SWSW	33	32	
06n40e	27	SESW	19	25	
Totals:			469	475	

Water Right Claim Number 22-02219
Township , 6N40E

06/27/2001



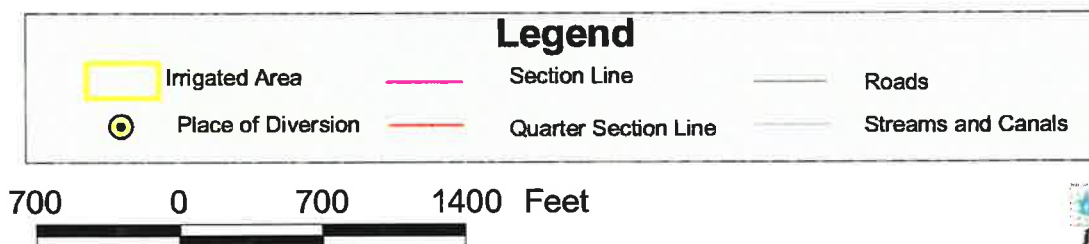
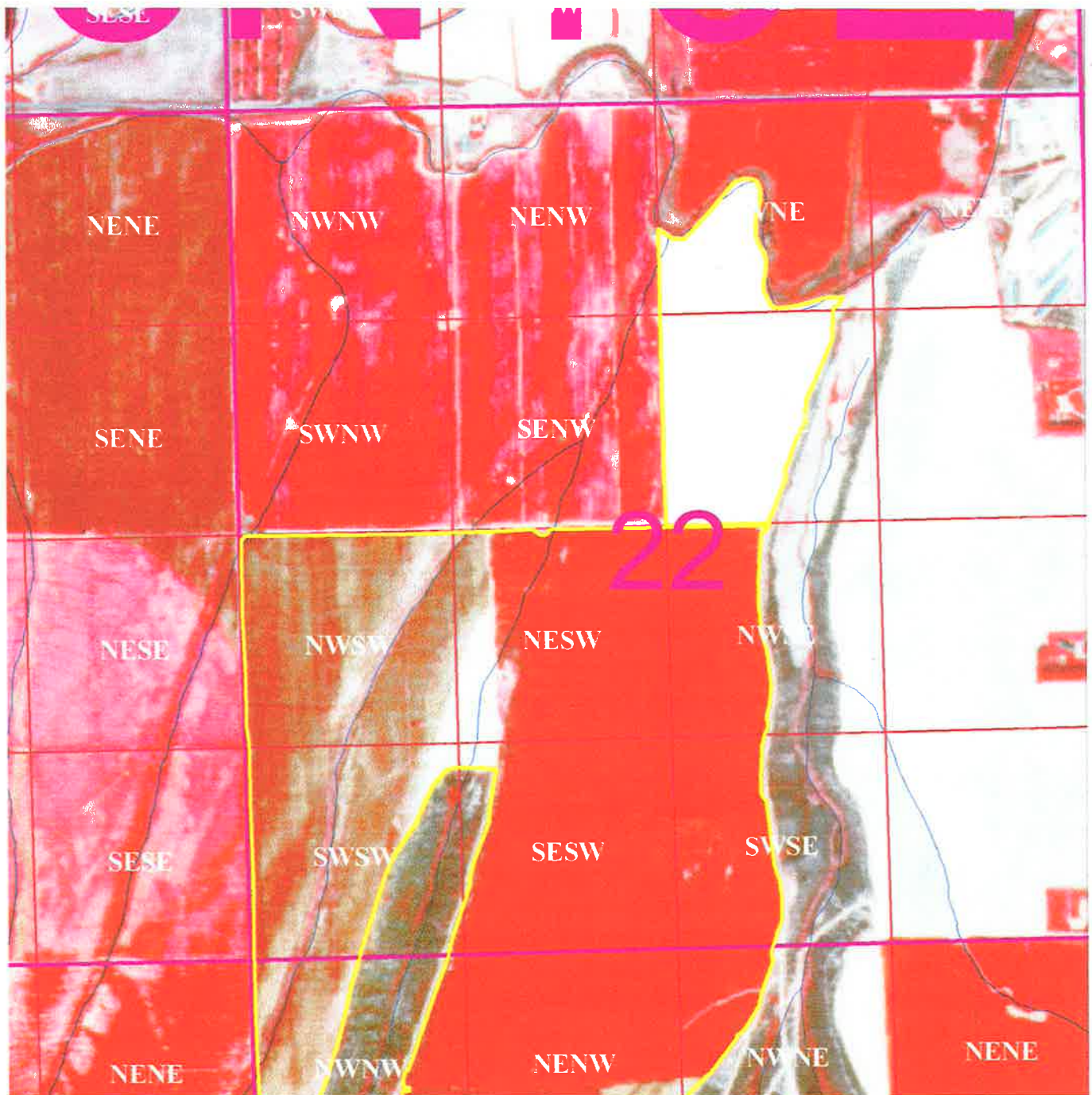
1500 0 1500 3000 Feet



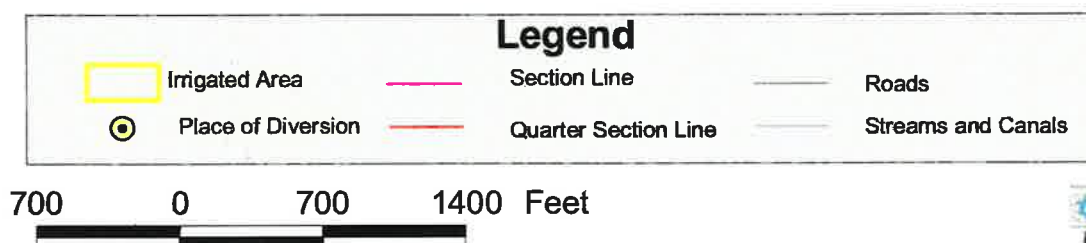
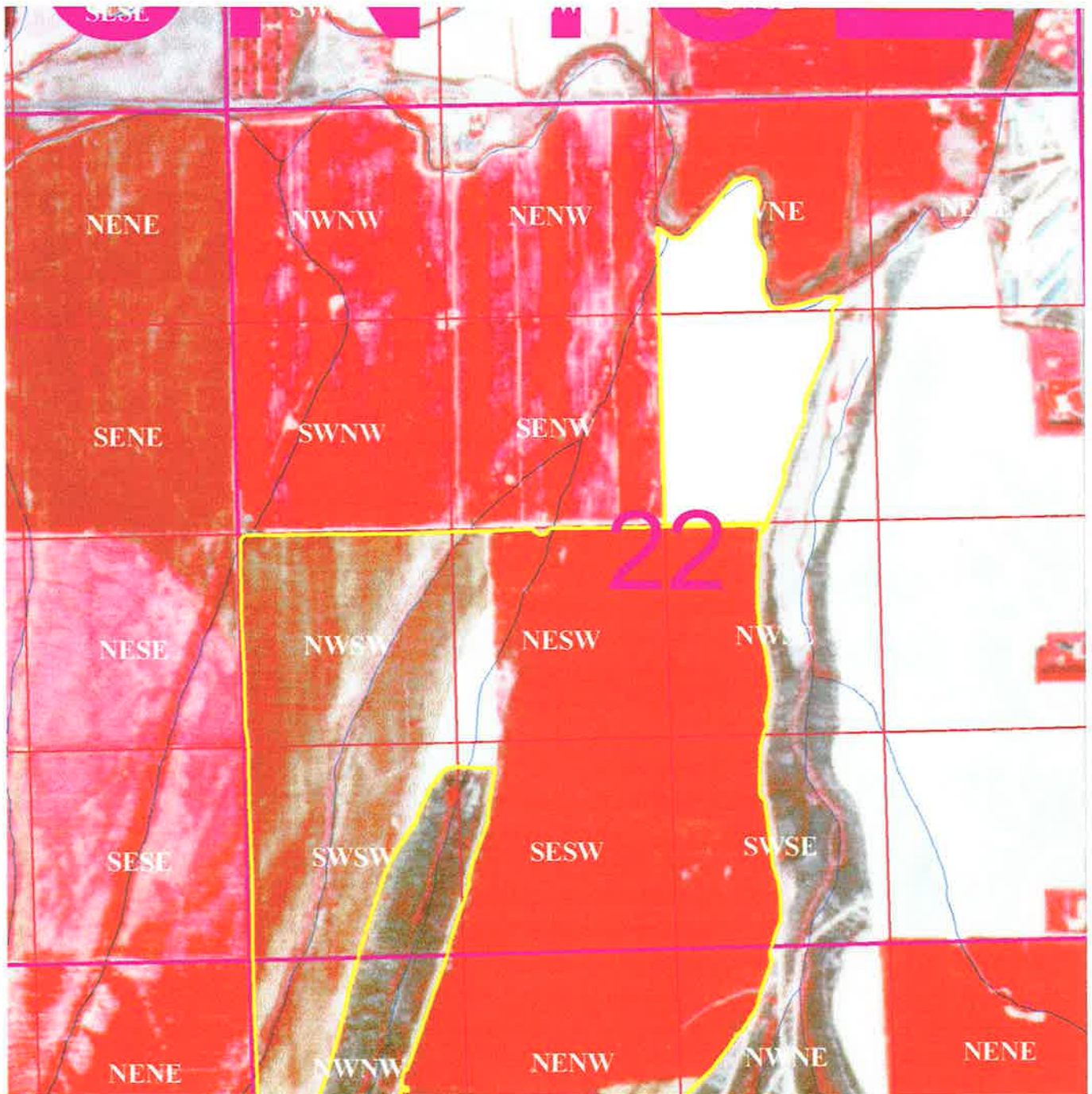
SPATIAL
DYNAMICS

Water Right Claim Number 22-02219
Township , 6N40E

06/27/2001

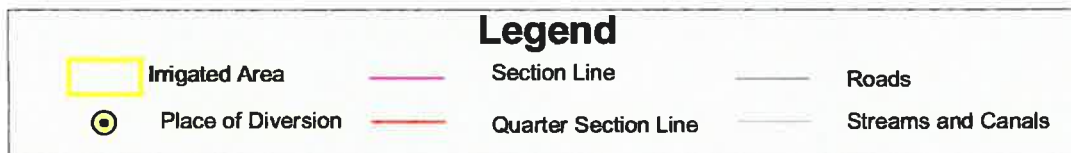
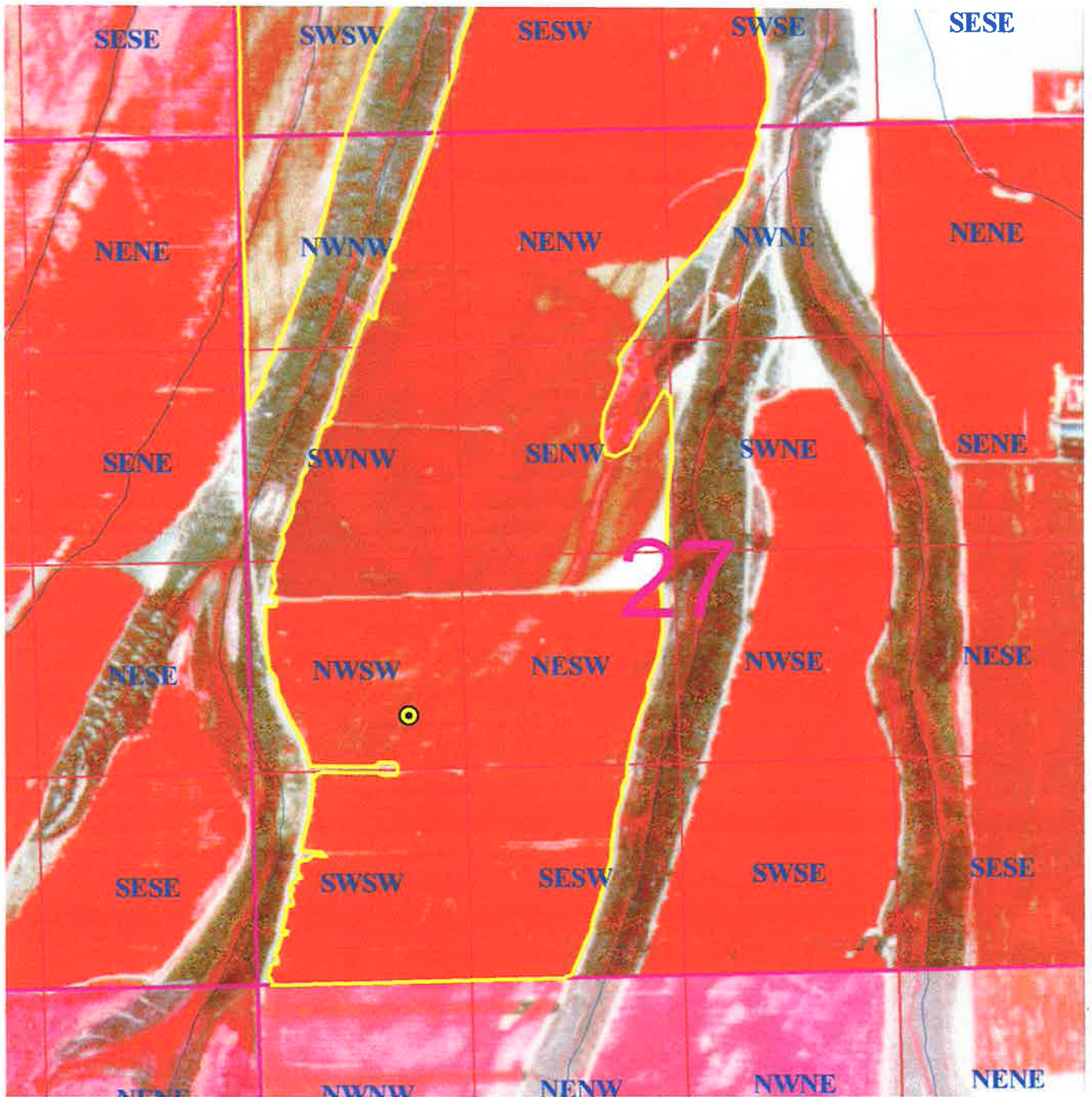


06/27/2001



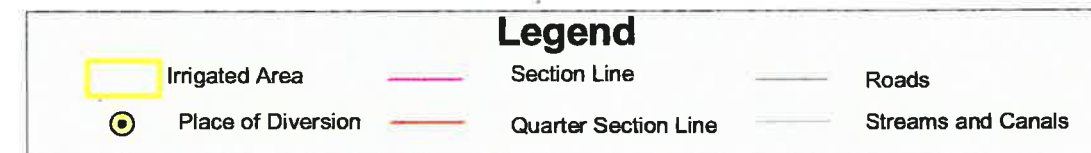
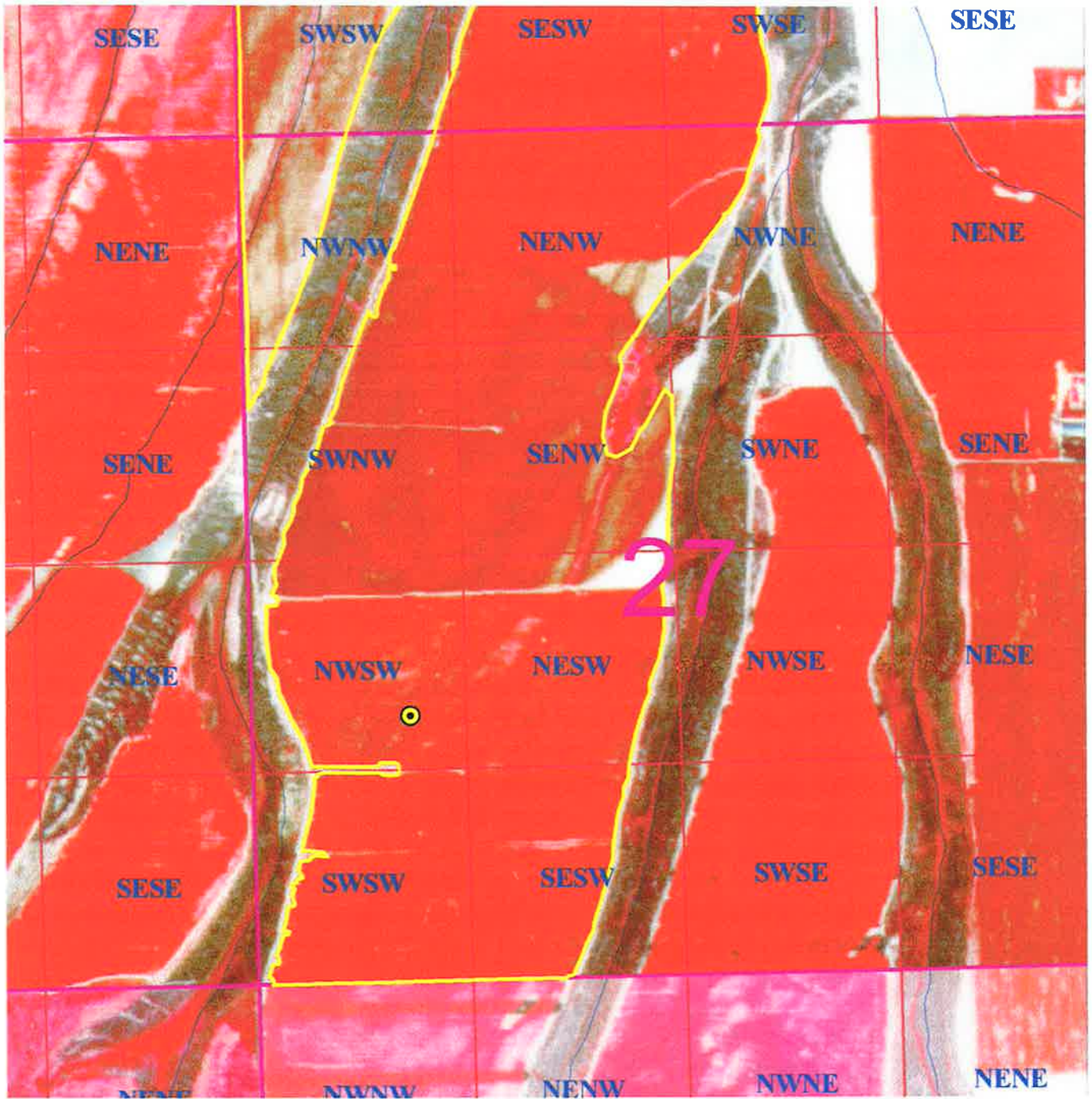
Water Right Claim Number 22-02219
Township , 6N40E

06/27/2001



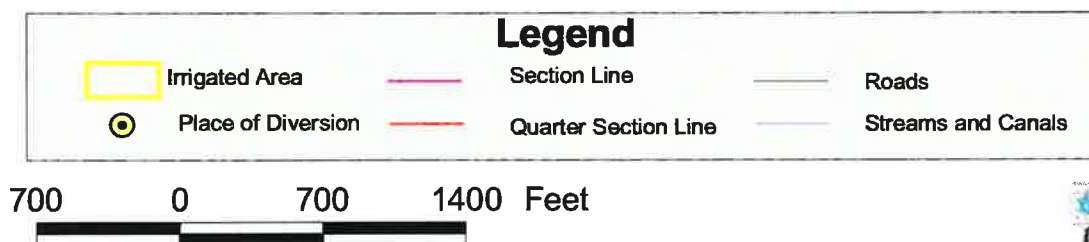
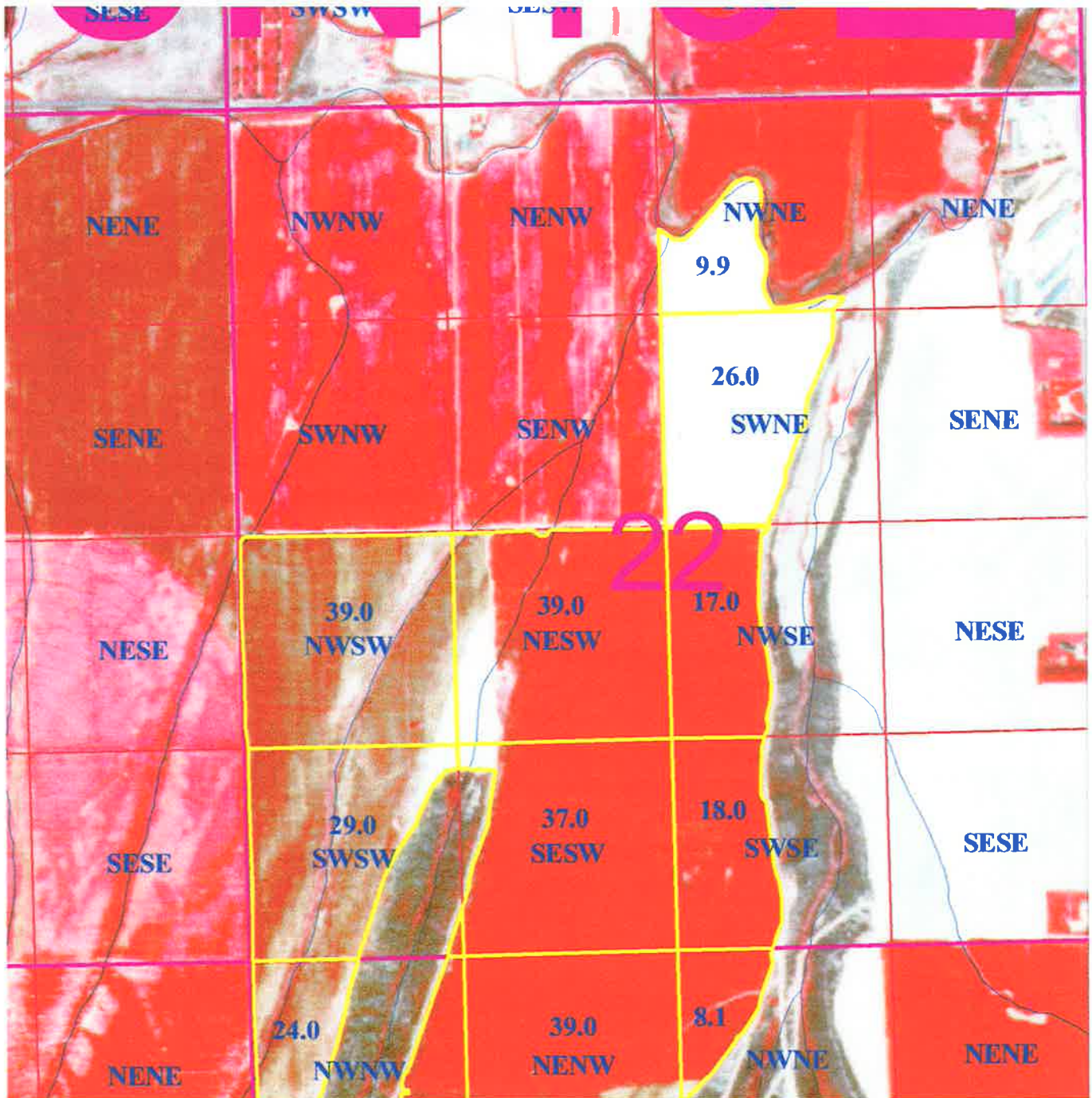
Water Right Claim Number 22-02219
Township , 6N40E

06/27/2001



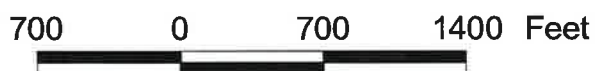
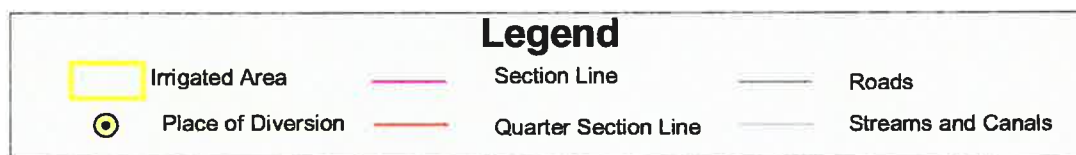
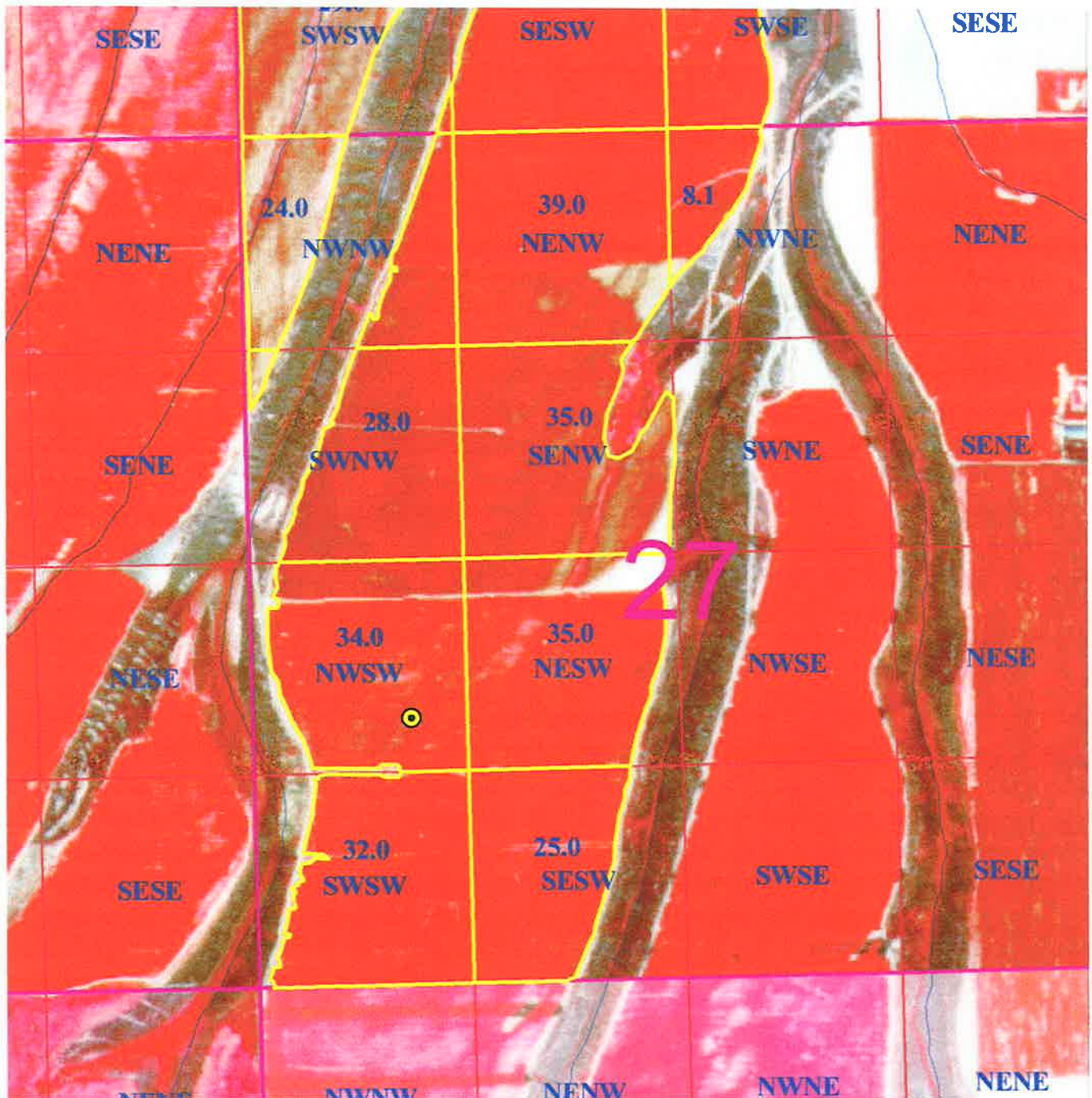
 SPATIAL
DYNAMICS

06/27/2001



Water Right Claim Number 22-02219
Township , 6N40E

06/27/2001



SPATIAL DYNAMICS

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 22-2219
Date Received: 8/3/1988
Receipt No: E001064
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

FRANK SUMMERS INC Phone: (208)356-5375

327 SOUTH 3000 EAST
SUGAR CITY ID USA 83448

2. Date of Priority: 01/26/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	27	NW SW	MADISON	

5. Description of diverting works:

WELL PUMP MAINLINE TO LATERALS AND CENTER PIVOTS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	5.57	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	40E	22	NW	NE	IRRIGATION	10
			SW	NE	IRRIGATION	23
			NE	SW	IRRIGATION	40

			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	29
			SE	SW	IRRIGATION	36
			NW	SE	IRRIGATION	17
			SW	SE	IRRIGATION	17
					Section Acres	212
06N	40E	27	NW	NE	IRRIGATION	11
			NE	NW	IRRIGATION	39
			NW	NW	IRRIGATION	24
			SW	NW	IRRIGATION	28
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	34
			NW	SW	IRRIGATION	34
			SW	SW	IRRIGATION	33
			SE	SW	IRRIGATION	19
					Section Acres	257
					Total Acres	469

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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: A22-02219
Date Received: 8/03/1988
Receipt No: E001064
Received By: KEW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK SUMMERS INC. 208-356-5375
Address: 327 SOUTH 3000 EAST
SUGAR CITY, ID 83448

2. Date of Priority: JAN 26, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	27	NW	SW			MADISON

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS AND CENTER PIVOTS 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	5.570		

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

8. Total consumptive use is 938.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	22	NW	NE		IRR	10.0
			SW	NE		IRR	23.0
			NE	SW		IRR	40.0

A22-02219

Page 1

Date: 08/03/88



MICROFILMED
OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	40E	22	NW		SW		IRR	40.0
			SW		SW		IRR	29.0
			SE		SW		IRR	36.0
			NW		SE		IRR	17.0
			SW		SE		IRR	17.0
							Section Acres	212.0
		27	NW		NE		IRR	11.0
			NE		NW		IRR	39.0
			NW		NW		IRR	24.0
			SW		NW		IRR	28.0
			SE		NW		IRR	35.0
			NE		SW		IRR	34.0
			NW		SW		IRR	34.0
			SW		SW		IRR	33.0
			SE		SW		IRR	19.0
							Section Acres	257.0
							Total Acres	469.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30376

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 Organizations:

I do solemnly swear or affirm that I am Vice President of
Title
Frank Summers, Inc., that I have signed the foregoing
Organization
document in the space below as Vice President of
Title
Frank Summers, Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

F. Kelly Summers
Signature of Authorized Agent

V. Pres. Frank Summers, Inc.
Title and Organization

8-3-88
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of August 19 88

Betty J. Thompson
Notary Public



Residing at Idaho Falls

My Commission Expires 6-94

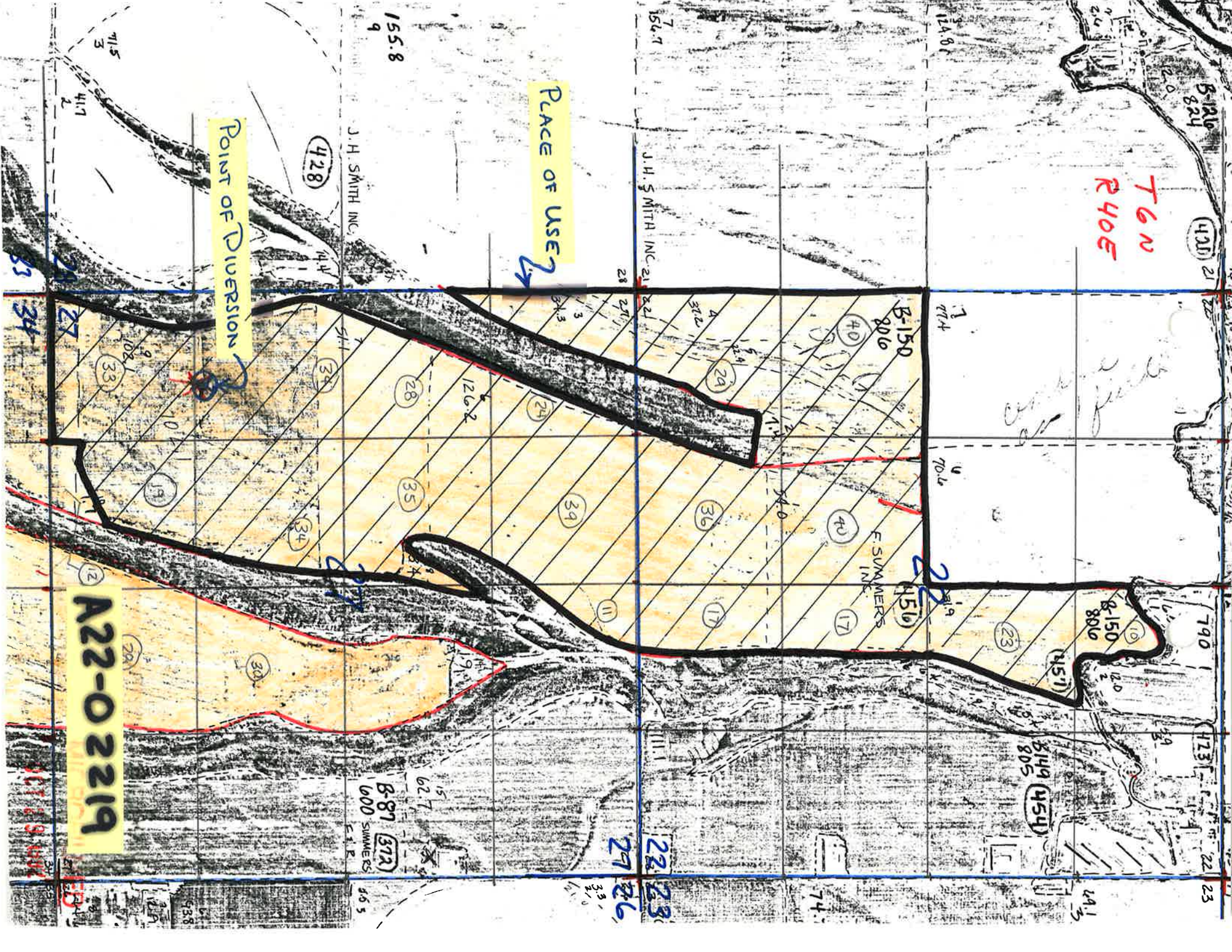
T6N
R40E

corn field

PLACE OF USE

POINT OF DIVERSION

A22-02219



MICROFILMED
OCT 29 1992

A 22-02219
T 6 N.
T 5 N.

