

03/01/2002

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

RIGHT NUMBER: 29-43
NAME AND ADDRESS: J B IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246

LOLA IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.48 CFS
PRIORITY DATE: 04/01/1890
POINT OF DIVERSION:
T09S R38E S4 SESENW Lot 4 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.480 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION Within BANNOCK County
T09S R38E S04 Lot 4 SENW 24.0

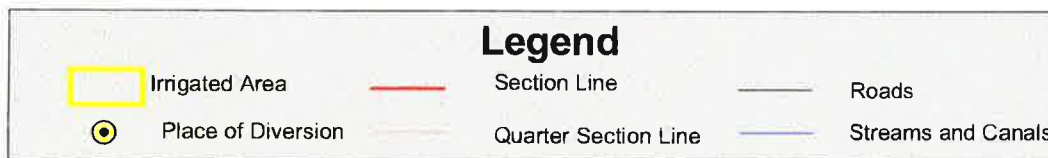
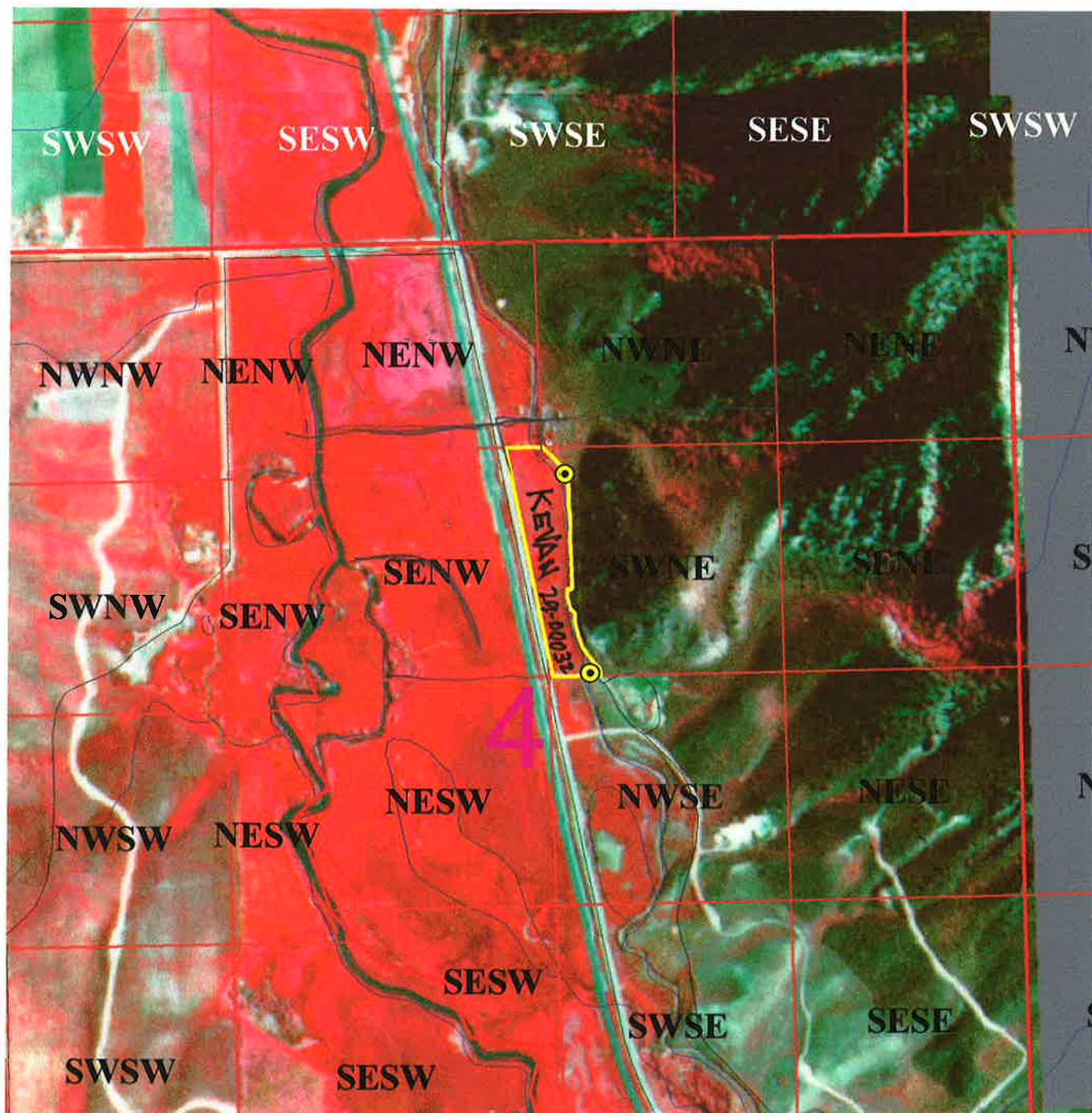
24 ACRES TOTAL

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: Decreed

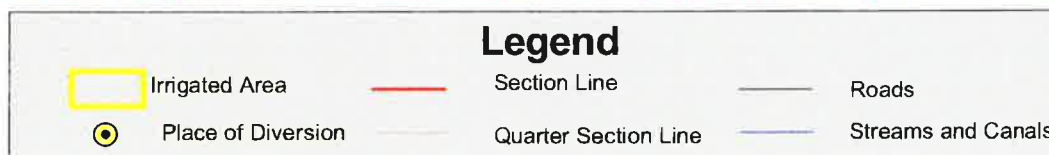
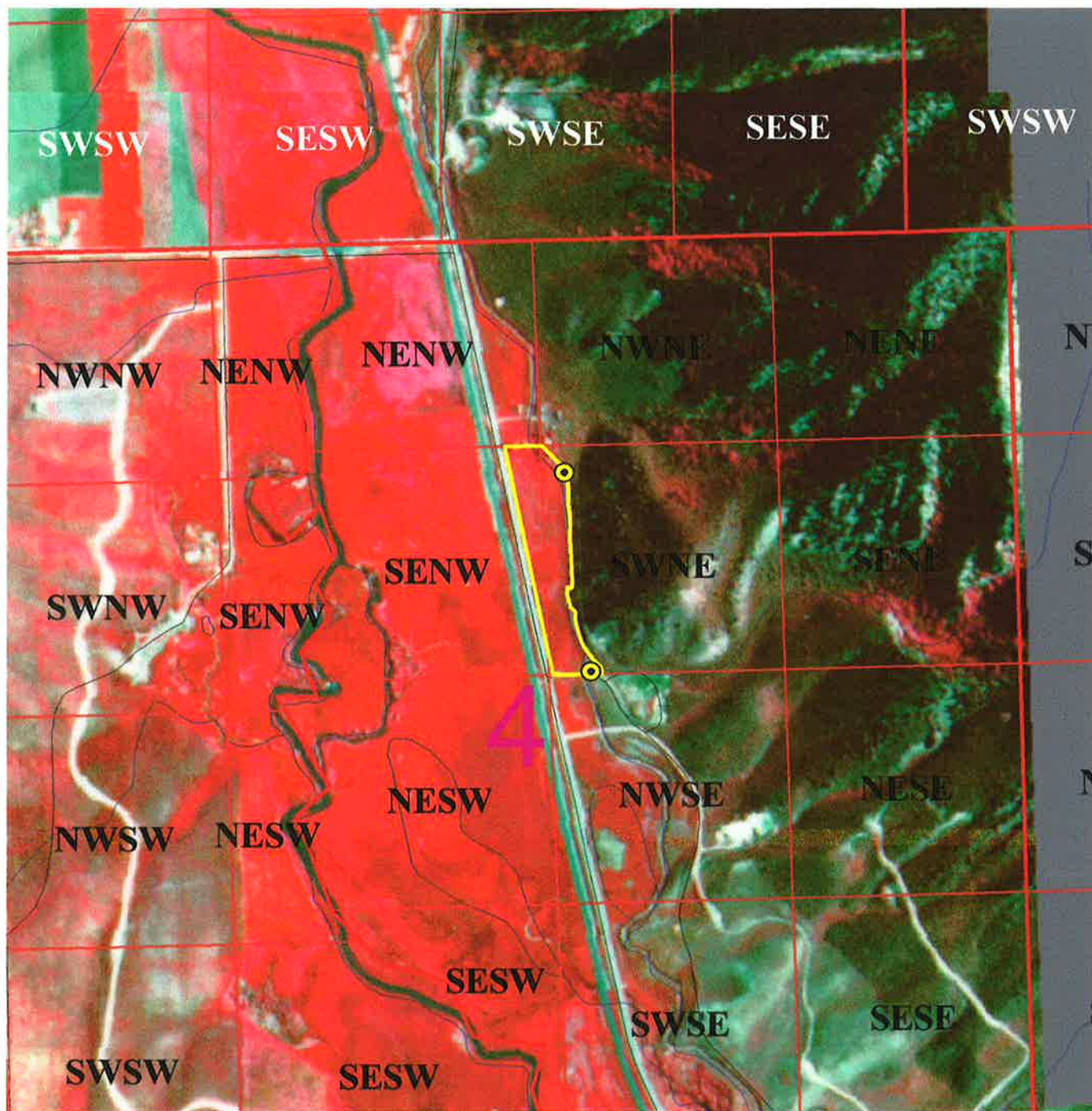
Township , 9S38E



700 0 700 1400 Feet



Township , 9S38E



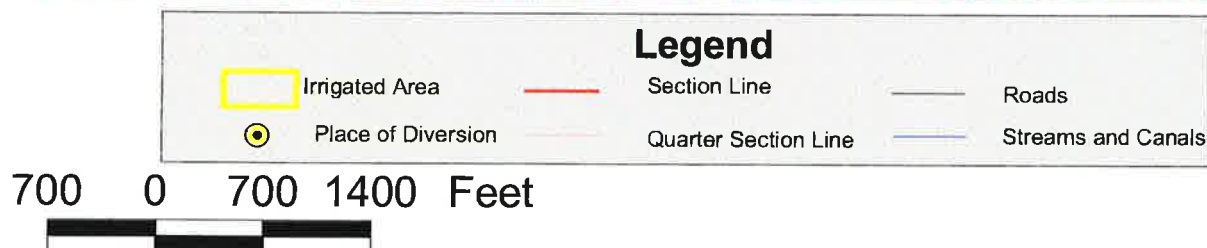
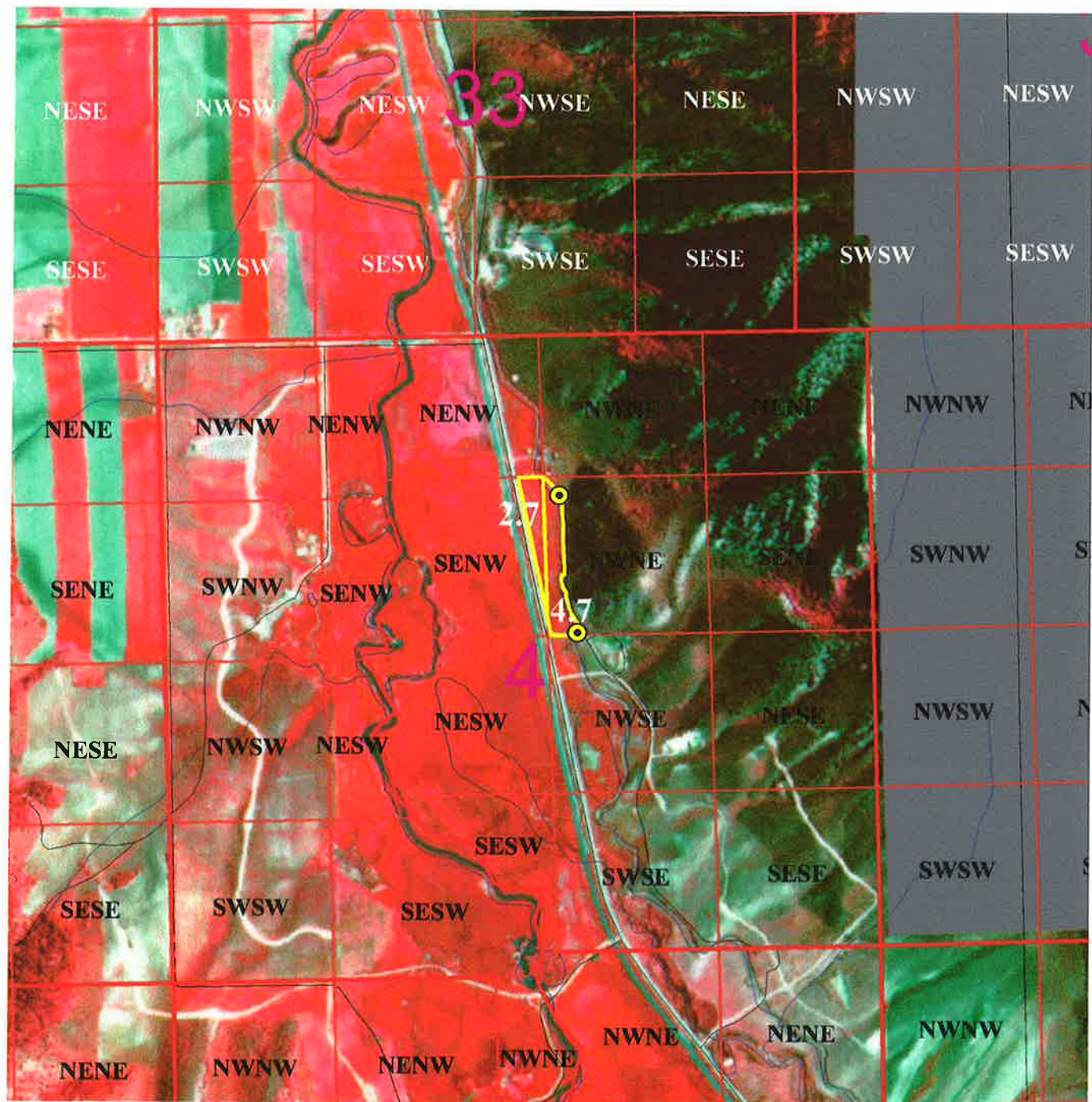
700 0 700 1400 Feet



Water Right Claim Number A29-00043

07/31/2000

Township , 9S38E



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 29-43
Date Received: 4/30/1990
Receipt No: E013869
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

J B IRICK Phone: (208)776-5522

PO BOX 636

LAVA HOT SPRINGS ID USA 83246

LOLA IRICK Phone: (208)776-5522

PO BOX 636

LAVA HOT SPRINGS ID USA 83246

RECEIVED

OCT 10 2001

Department of Water Resources
Eastern Region

2. Date of Priority: 04/01/1890

3. Source: PORTNEUF RIVER , PORTNEUF RIVER Trib. to: SNAKE RIVER , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	38E	4	3	BANNOCK	
09S	38E	4	4	BANNOCK	

5. Description of diverting works:

DITCH FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	9/15	1.5	

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

8. Total consumptive use:

9. Non-irrigation uses:

PROFILED

SCANNED

MAY 27 2005

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	38E	4	NE	NW	3	4 L.I.
			SE	NW	4	24
Section Acres						28 24 L.I.
Total Acres						28 24 L.I.

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

4-L-I.
Claim amended to add ~~X~~ acres and QQ (pt).

15. Basis of Claim: Decreed

16. Signature(s) *Lola Dicks*

(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.

PROFILED

SCANNED
MAY 27 2005

Number of attachments: _____

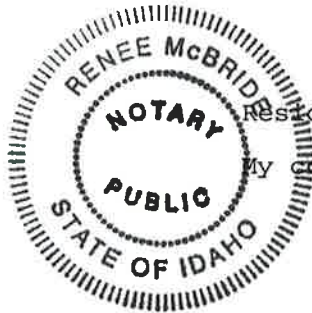
For Individuals:

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

Signature of Claimant(s): Lola Irick Date: _____
_____ 10-9-01 Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 9th Day
of October 2001



Renee McBride
Notary Public

Residing at Lawe West Springs
My commission Expires May 31, 2006

SCANNED

MAY 27 2005

PROFILED

T8S, R38E

T9S, R38E

32 33
5 4

Lot 3
NENW

Lot 2

Lot 1

Lot 8

24

Lot 4
SENW

Place of Use
as Amended

POD 29-00043

Lot 5

Pottsville River

L.I.

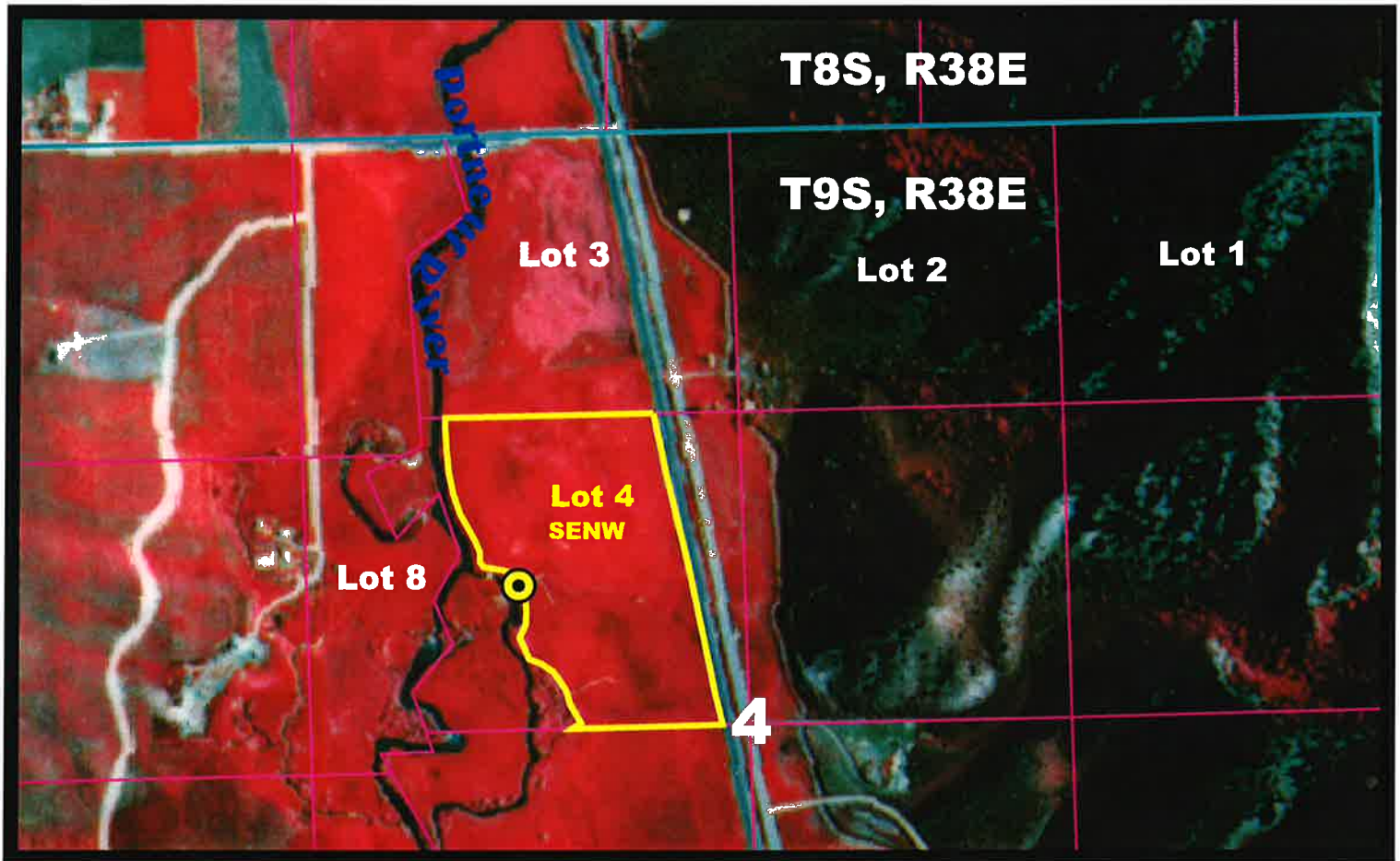
4

4



STATE OF IDAHO
Department of Water Resources
Eastern Region

Water Right(s): 29-00043



LEGEND

SESE Place of Use

Section

Quarter-Quarter

Point of Diversion

Place of Use: T9S, R38E
(part of) Sec. 4 SENW (Lot 4)

Point(s) of Diversion: T9S, R38E
Sec. 4 SENW (Lot 4)

PROFILL

SCANNED

MAY 27 2005



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 2001

02/08/2003

allen

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: April 21, 2003

Water right number: 29-43

J B IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246
Telephone Number: (208) 776-5522

LOLA IRICK
PO BOX 636
LAVA HOT SPRINGS ID 83246
Telephone Number: (208) 776-5522

RECEIVED
APR 10 2003
Department of Water Resources
Eastern Region

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: Apr. 2, 03 SIGNATURE: *Lola Irick*
Please print your name: LOLA-IRICK

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

PROFILED

SCANNED
MAY 27 2005

SCANNED

JUN 06 2001

29-00043

POU DERIVED BY SPATIAL DYNAMICS IS CLAIMED UNDER SRBA CLAIM 29-00035 AND HAS NOTHING TO DO WITH THIS CLAIM. SAME FOR POU — CLAIM STATES POU LIES BETWEEN RIVER AND RAILROAD ROW. $\Rightarrow$ YES

FIELD EXAM INDICATED.

1. POU $\Rightarrow$ CONTACT CLAIMANT $\Rightarrow$ AMEND CLAIM TO ADD AC.
2. POD WHICH ONE - OR BOTH (SEE REMARKS 14.) $\Rightarrow$ LOT 4 ONLY
NO POD IN LOT 3.

NO GPS.

6/20/01 VISITED POD/POU - APPEARS AN AMENDED CLAIM IS NEEDED TO INCLUDE THAT SOUTHERN PART OF LOT 3 ADJACENT TO L. SYMONS, IF AMENDED POU? IT IS TO BE CLAIMED AS IRRIG. $\Rightarrow$ TRICK DON'T WANT TO CLAIM IT, AMENDED TO ADD 4 AC IN LOT 4.

6/20/01 630 AM MET W/ KIRK TRICK - HE ADVISED I SHOULD MAKE AN APPT. W/ SHANE TRICK HIS BRO. WHO RUNS THE RIVER.

MET W/ SHANE TO DISCUSS THE MATTER - HE ONLY WANTS TO AMEND LOT 4; SAYS HE'S NOT SURE WHO ACTUALLY OWNS LOT 3 (AU) - BANNOCK CO. ASSESSOR THOMAS TENDS TO SHOW TRICK OWNER OF QUESTIONED STRIP BUT CAUSES A QUESTION ABOUT PIECE ADJACENT TO RR, ROW —

ADD LINK
5/8

RECOMMENDS 24 AC W/ LOT 4 @ .02 AFS/AC
 $\Rightarrow$ 0.48 AFS FROM 1.5 (REG 42-220 IC 42-202)

pany's right of way.

32. WARNER, Cordelia 1.50 c.f.s.

7-0043 1890 April 1

Said water to be diverted through a ditch having its intake about 20 rods South of the North line of Section 4, and from the East bank of the Portneuf River in Section 4, Township 9 South, Range 38 East, for the irrigation of lands lying between the River and the O.S.L.R.R. Company's right of way in Lot 4, Section 4, Township 9 South, Range 38 East.

33. HALLINAN, Thomas 1.2 c.f.s.

9-0044 1889 May 1

Said water to be diverted through the Duffee Ditch, having its intake near the Northwest corner, Lot 1, Section 9, Township 9 South, Range 38 East, for the irrigation of land in Lots 2 and 3, Section 9 same Township and Range.

34. REED, F. A. .4 c.f.s.

9-0045 1889 July 1

POD: E BANK Portneuf Riv. @

Lot 3 Sec. 4 9SR38E

POU: Lot 6 Sec. 4 9SR38E

Said water to be diverted through a ditch having its intake on the East bank of the Portneuf River, in Lot 3, Section 4, Township 9 South, Range 38 East, for the irrigation of land in Lot 6, Section 4, Township 9 South, Range 38 East. Crosses River?

35. BYINGTON, Jas.H. .40 c.f.s.

9-0046 1902 July 14

Said water to be diverted through a ditch having its intake on the West side of the Portneuf River, which point bears North thirty degrees and thirty minutes East, 2110 feet, from the Southwest corner of Section 28, Township 8 South, Range 38 East, for the irrigation of 20 acres in the West half of the West half of Section 4, Township 9 South, Range 38 East.

36. REESE, Noah 2.26 c.f.s.

9-0047 1889 July 1

(113 inches)

Tr. 620

Said water to be diverted through the Reese ditch. The point of diversion of the said Reese ditch bears South 83 degrees East, 1225 feet, from the Northeast corner of Section 16, Township 9 South, Range 38 East for the irrigation of 10 acres, of land in Lot 1; 10.2 acres in the Southwest quarter of the Northwest quarter, 30 acres in the North half of the Southwest quarter, 4.5 acres in Lot 2, all in Section 15, Township 9 South, Range 38 East; 20.3 acres in Lot 1 Section 16, Township 9 South, Range 38 East.

37. LAVA IRRIGATION 20.5 c.f.s.

9-0048 COMPANY
1904 February 11

Said water to be diverted through the Lava Irrigation Company's canal, which diverts water from the Portneuf River in Lot 3,

T8S, R38E

T9S, R38E

Lot 1

Lot 2

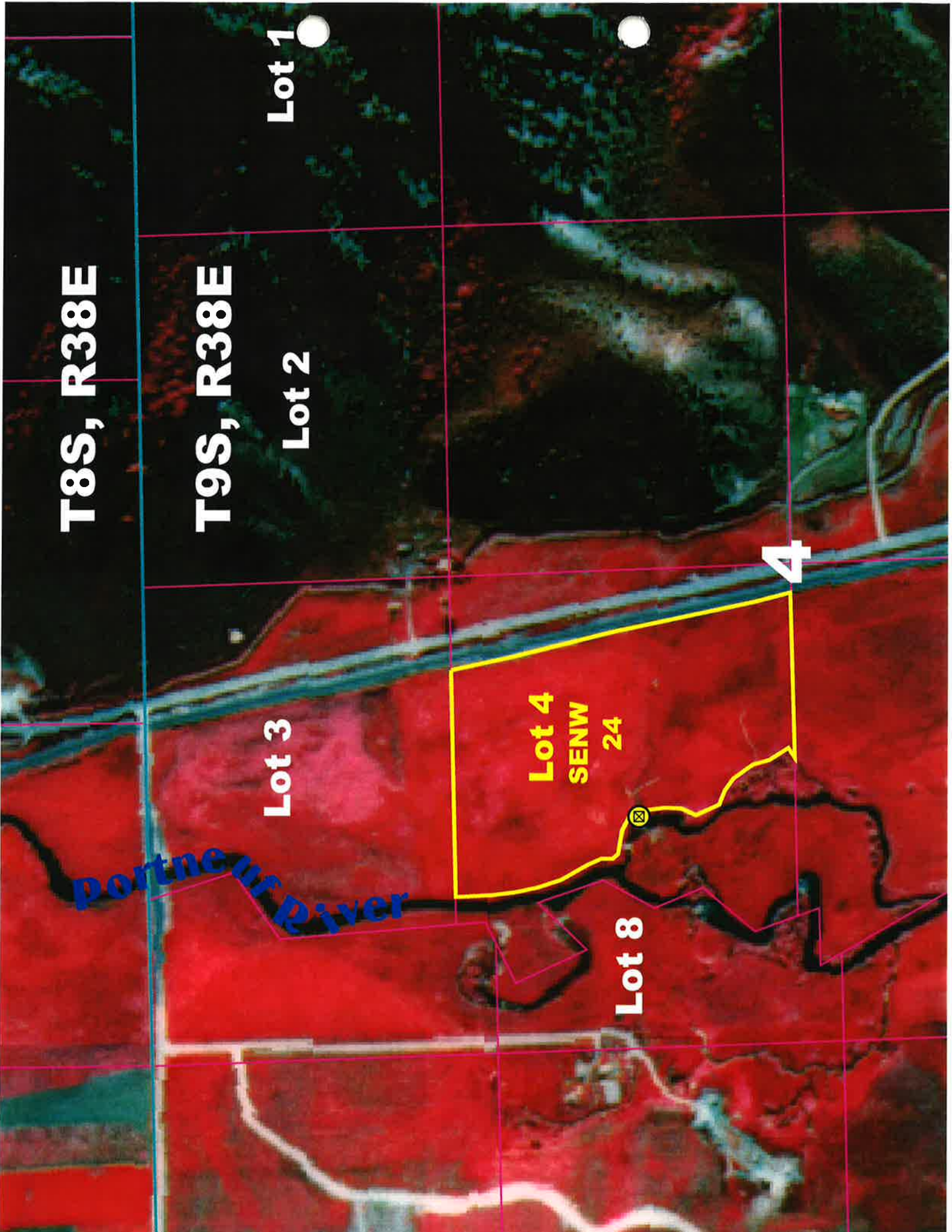
Lot 3

**Lot 4
SE1/4
24**

Lot 8

portneuf river

4



Water Right Number - 29-00043

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***

WARNER

CORDELIA

1 -

2 -

3 -

City-

Phone -

State-

Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1890 15 D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
PORTNEUF RIVER SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Stream Index (Blank if no Index Code)

09S 38E 4 NE NW 3 (5) BANNOCK

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/15 09/15 1.500

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.500

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S 38E 4 SE NW 4 01 IRRIGATION (5) BANNOCK

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

P/U INCOMPLETE.

P/U LIES BETWEEN RIVER & R.R. RIGHT OF WAY.

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

UNION GRAIN & ELEVATOR CO.

+ - - - - Decree Defendant - - - +

MCCAMMON DITCH CO. ET. AL.

+ - Decree Date - +

08/06/1932

NOV 13 1992
MICROFILMED

West side of Hwy.

T8S, R38E

32 33

5 4

T9S, R38E

Lot 7

Lot 3

Lo

Lot 8

Lot 4

Lot 9

Lot 5

Lot 6

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

04/03/01 13:21:27
Page 1

Water Right Number - 29-00043

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
WARNER

CORDELIA

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1890 *ce* 15 EASTERN *D - DECREED*

+ - - - - Source - - - - + + - - - Tributary - - - - - +
PORTNEUF RIVER *ce* SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

09S 38E 4 NE NW 3 (5) BANNOCK *ALSO CLAIMS LOT 4*

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION ✓ *04/15 ce 09/15* *1.500 ce*

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.500 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

09S 38E 4 SE NW *4 ce* 01 IRRIGATION (5) BANNOCK

+ - - Diversion Means -

20⁰ Claims

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

GEN P/U INCOMPLETE.
P/U LIES BETWEEN RIVER & R.R. RIGHT OF WAY.

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

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

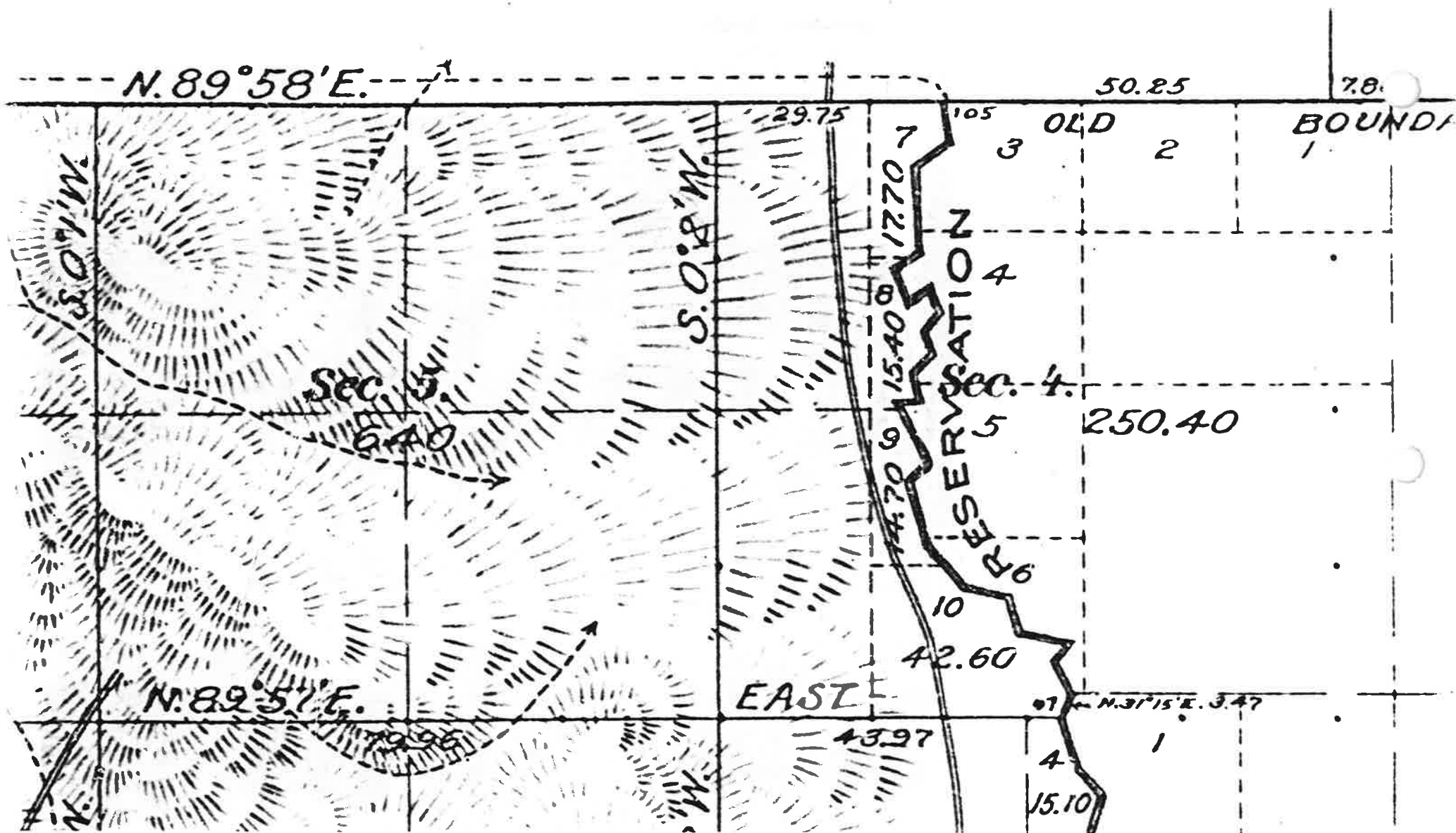
UNION GRAIN & ELEVATOR CO.

MCCAMMON DITCH CO. ET. AL.

08/06/1932

9 South, Range N^o 38 East

F *e* *E* *d* *D*



Log for claim A29-00043

Spatial Dynamics AMH

7/31/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	4	SWNE	10	4.7	Indiscernible
09s38e	4	SENW	10	2.7	Indiscernible
Totals:			20	7.4	

FEBRUARY 22, 1995

J B IRICK
BOX 636
LAVA HOT SPRINGS ID 83246

RE: CHANGE IN OWNERSHIP FOR A29-00043

Dear Mr. Irick:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a typed Notice with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED
NOV 13 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 9.05 Range 38E
Section 4, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot 7, 8, 9, 14, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: A29-00043 *OK* *NO-R*

☐ Name and Address of Former Owner/Claimant(s)(Seller): Naomi E. Warner

☐ New Owner/Claimant (Purchaser): 2001 San Anselme
Long Beach Ca 90815

☐ New Mailing Address: J. B or Lola IRICK
Box 636
Lava Hot Springs Id 83246

☐ New Telephone Number: (208) 776-5522

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): J. B. Irick Date 2-21-95

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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: _____

Claim Numbers of Split, if any:

MICROFILMED

NOV 13 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

1-60557-5

Warranty Deed

93013537

2-1

For Value Received
BARBARA W. KEVAN AND MARY W. CLYSDALE AND WILLIAM F. WARNER, ALL MARRIED PERSONS DEALING WITH THEIR SOLE & SEPARATE PROPERTY, last heirs & devisees of Naomi Warner, dec'd, do hereby grant, bargain, sell and convey unto J. B. IRICK AND LOLA IRICK, HUSBAND AND WIFE.

whose current address is
BOX 636, LAVA HOT SPRINGS, ID

the grantee, the following described premises, in BANNOCK County Idaho, to wit:
SEE ATTACHED EXHIBIT "A"

NO. 93013537
RECORDED AT REQUEST OF
AMERICAN LAND TITLE CO.
'93 AUG 20 P4:50

OFFICIAL RECORD BOOK NO. 594
BANNOCK COUNTY IDAHO
LARRY W. GILMAN, RECORDER
DEPUTY

SELLER RETAINS ALL OIL, GAS, AND MINERAL RIGHTS AND FISHING ACCESS TO THE RIVER WITHIN IN PERPETUITY.

600

SUBJECT TO: ALL existing patent reservations, easements, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 20, 1993
BARBARA W. KEVAN, TRUSTEE
BARBARA W. KEVAN
WILLIAM F. WARNER
MARY W. CLYSDALE, TRUSTEE
MARY W. CLYSDALE
WILLIAM F. WARNER, TRUSTEE

STATE OF IDAHO, COUNTY OF
On this 20th day of AUGUST, 1993,
before me, a notary public in and for said State, personally appeared
BARBARA W. KEVAN
MARY W. CLYSDALE
known to me to be the persons whose name subscribed to the within instrument, and acknowledged to me that they executed the same.
Notary Public
Residing at BLACKFOOT, IDAHO
Comm. Expires 1-14-98

STATE OF IDAHO, COUNTY OF BANNOCK
On this 20TH day of AUGUST, 1993,
before me, a notary public in and for said State, personally appeared BARBARA W. KEVAN AND MARY W. CLYSDALE
known to me to be the persons whose name subscribed to the within instrument as Trustee and acknowledged to me that THEY executed the same as such Trustee. S
IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal the day and year in this certificate first above written.
Notary Public
Residing at AMERICAN FALLS, IDAHO
Comm. Expires 1-14-98

PARCEL 1:

TOWNSHIP 9 SOUTH, RANGE 38 E.B.M., BANNOCK COUNTY, IDAHO
SECTION 4: LOTS 7, 8, 9 AND THAT PORTION OF LOT 4 LYING WEST OF THE
WESTERLY RIGHT OF WAY OF THE UPRR, EXCEPT:

A PARCEL OF LAND IN LOT 7, SECTION 4, TOWNSHIP 9 SOUTH, RANGE 38
E.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 4, WHICH POINT IS
MARKED BY A 5/8" 0 IRON PIN; THENCE NORTH 89°58'01" EAST ALONG THE
NORTH LINE OF SAID SECTION 4, WHICH IS ALSO THE NORTH RIGHT OF WAY
LINE OF SYMONS ROAD, FOR A DISTANCE OF 1728.17 FEET; THENCE SOUTH
0°01'59" EAST FOR A DISTANCE OF 50.00 FEET TO THE TRUE POINT OF
BEGINNING, SAID POINT ALSO BEING 25 FEET RIGHT OF CENTERLINE, STATION
5+23 SYMONS ROAD BRIDGE RECONSTRUCTION PROJECT; THENCE CONTINUING
SOUTH 0°01'59" EAST FOR A DISTANCE OF 34.00 FEET; THENCE NORTH
89°58'01" EAST FOR A DISTANCE OF 177 FEET MORE OR LESS TO A POINT AT
THE HIGH WATER LINE ON THE WEST BANK OF THE PORTNEUF RIVER; THENCE
NORTHERLY ALONG SAID HIGH WATER LINE ALSO BEING THE EAST BOUNDARY OF
SAID LOT 7 FOR A DISTANCE OF 35 FEET MORE OR LESS TO A POINT WHICH IS
25 FEET RIGHT OF SYMONS ROAD CENTERLINE; THENCE SOUTH 89°58'01" WEST
ALONG THE EXISTING SOUTH RIGHT OF WAY LINE OF SYMONS ROAD FOR A
DISTANCE OF 170 FEET MORE OR LESS TO THE TRUE POINT OF BEGINNING, AS
SO SET FORTH IN THAT CERTAIN TEMPORARY CONSTRUCTION EASEMENT RECORDED
JUNE 24, 1985, IN BOOK 426, AS INSTRUMENT NO. 752017, RECORDS OF
BANNOCK COUNTY, IDAHO

PARCEL 2:

A PARCEL OF LAND IN LOT 7, SECTION 4, TOWNSHIP 9 SOUTH, RANGE 38
E.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 4, WHICH POINT IS
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LINE OF SYMONS ROAD, FOR A DISTANCE OF 1728.17 FEET; THENCE SOUTH
0°01'59" EAST FOR A DISTANCE OF 50.00 FEET TO THE TRUE POINT OF
BEGINNING, SAID POINT ALSO BEING 25 FEET RIGHT OF CENTERLINE, STATION
5+23 SYMONS ROAD BRIDGE RECONSTRUCTION PROJECT; THENCE CONTINUING
SOUTH 0°01'59" EAST FOR A DISTANCE OF 34.00 FEET; THENCE NORTH
89°58'01" EAST FOR A DISTANCE OF 177 FEET MORE OR LESS TO A POINT AT
THE HIGH WATER LINE ON THE WEST BANK OF THE PORTNEUF RIVER; THENCE
NORTHERLY ALONG SAID HIGH WATER LINE ALSO BEING THE EAST BOUNDARY OF
SAID LOT 7 FOR A DISTANCE OF 35 FEET MORE OR LESS TO A POINT WHICH IS
25 FEET RIGHT OF SYMONS ROAD CENTERLINE; THENCE SOUTH 89°58'01" WEST
ALONG THE EXISTING SOUTH RIGHT OF WAY LINE OF SYMONS ROAD FOR A
DISTANCE OF 170 FEET MORE OR LESS TO THE TRUE POINT OF BEGINNING, AS
SO SET FORTH IN THAT CERTAIN TEMPORARY CONSTRUCTION EASEMENT RECORDED
JUNE 24, 1985, IN BOOK 426, AS INSTRUMENT NO. 752017, RECORDS OF
BANNOCK COUNTY, IDAHO



STATE OF Oregon, COUNTY OF Grant

On this 18th day of August, 1993,
before me, a notary public in and for said State, personally
appeared

WILLIAM F. WARNER

known to me to be the person whose name IS
subscribed to the within instrument, and acknowledged to
me that HE executed the same.

Richard W. Johnston

Notary Public

Residing at John Day, OR
Comm. Expires 4-21-96



STATE OF Oregon, COUNTY OF Grant

On this 18th day of August, 1993,
before me, a notary public in and for said State, personally
appeared

WILLIAM F. WARNER

known to me to be the person whose name IS
subscribed to the within instrument as Trustee and acknowledged
to me that HE executed the same as such Trustee.

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

Richard W. Johnston

Notary Public

Residing at John Day, OR
Comm. Expires 4-21-96

SCANNED

JUN 06 2001

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: A29-00043

Date Received: 4/30/1990

Receipt No: E013869

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: J B IRICK 208-776-5522
Address: BOX 636
LAVA HOT SPRINGS ID 83246
AND/OR
Name: LOLA IRICK 208-776-5522
Address: BOX 636
LAVA HOT SPRINGS ID 83246

2. Date of Priority: APR 1, 1890

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
09S	38E	4		3	BANNOCK
				4	BANNOCK

5. Description of diverting works:
DITCH FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	1.500		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
NOV 13 1996

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	38E	4		4	IRR	20.0
Section Acres						20.0
Total Acres						20.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/U LIES BETWEEN RIVER & R.R. RIGHT OF WAY.
P/D EITHER IN GOV'T LOT 3 OR GOV'T LOT 4 OF SEC. 4.
CHANGED OWNERSHIP 2/22/95/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.

Decree Plaintiff

MCCAMMON DITCH CO. ET. AL.

vs Decree Defendant

#70⁰⁰ X

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: A29-00043
Date Received: 3/30/1990
Receipt No: E013869
Received By: _____

RECEIVED

APR 30 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NAOMI E. WARNER 208-596-8765
Address: 2001 SAN ANSELINA
LONG BEACH, CA 90815

2. Date of Priority: APR 01, 1890

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
09S	38E	4		3	BANNOCK
				4	BANNOCK

5. Description of diverting works:
DITCH FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	1.500		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	38E	4		4	IRR	20.0

Section Acres 20.0

A29-00043

Page 1

Date: 03/30/90

MICROFILMED

NOV 13 1992



10. Place of Use: Continued

Total Acres 20.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/U LIES BETWEEN RIVER & R.R. RIGHT OF WAY.

P/D EITHER IN GOV'T LOT 3 OR GOV'T LOT 4 OF SEC. 4.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

UNION GRAIN & ELEVATOR CO.

Decree Plaintiff

vs

MCCAMMON DITCH CO. ET. AL.

Decree Defendant

MICROFILMED

NOV 13 1992

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: See Map A29-00035

For Individuals:

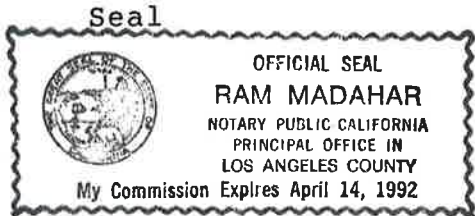
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Naomi E Warner Date: 4, 25, 90
Naomi E. Warner Date: _____

State of ~~State~~ CALIFORNIA)
County of Los Angeles) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of APRIL 19 90

Ramuel
Notary Public



Residing at 3370, BRAEMAR LN, CORONA CA 91720
My Commission Expires 14th APRIL 1992