

11/05/2002

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

RIGHT NUMBER: 29-183

NAME AND ADDRESS: FAGNANT & OLSON RANCH LLC
PO BOX 293
LAVA HOT SPRINGS ID 83246

SOURCE: DEMPSEY CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.200 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.52 CFS. COMBINED RIGHT NOS.: 29-183, 29-184,
29-2378, 29-13310.

THIS RIGHT WHEN COMBINED WITH RIGHT NO.29-183, 29-184, 29-2378, 29-13310
SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 08/01/1881

POINT OF DIVERSION:

T10S R38E S4 NESWSW 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	0.200 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R38E S29	NESW	11.0	T09S R38E S29	SWSW	1.0
T09S R38E S29	SESW	32.0	T09S R38E S32	NENW	20.0
T09S R38E S32	NWNW	12.0			

76 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 76.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-183, 29-184, 29-2378,
29-13310.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10.0 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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

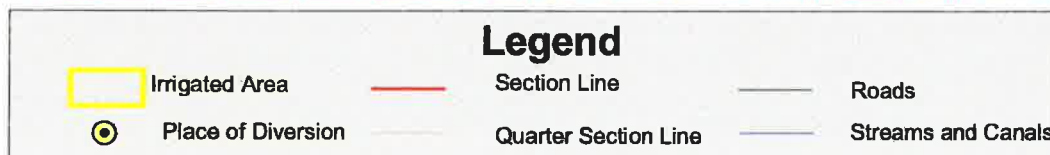
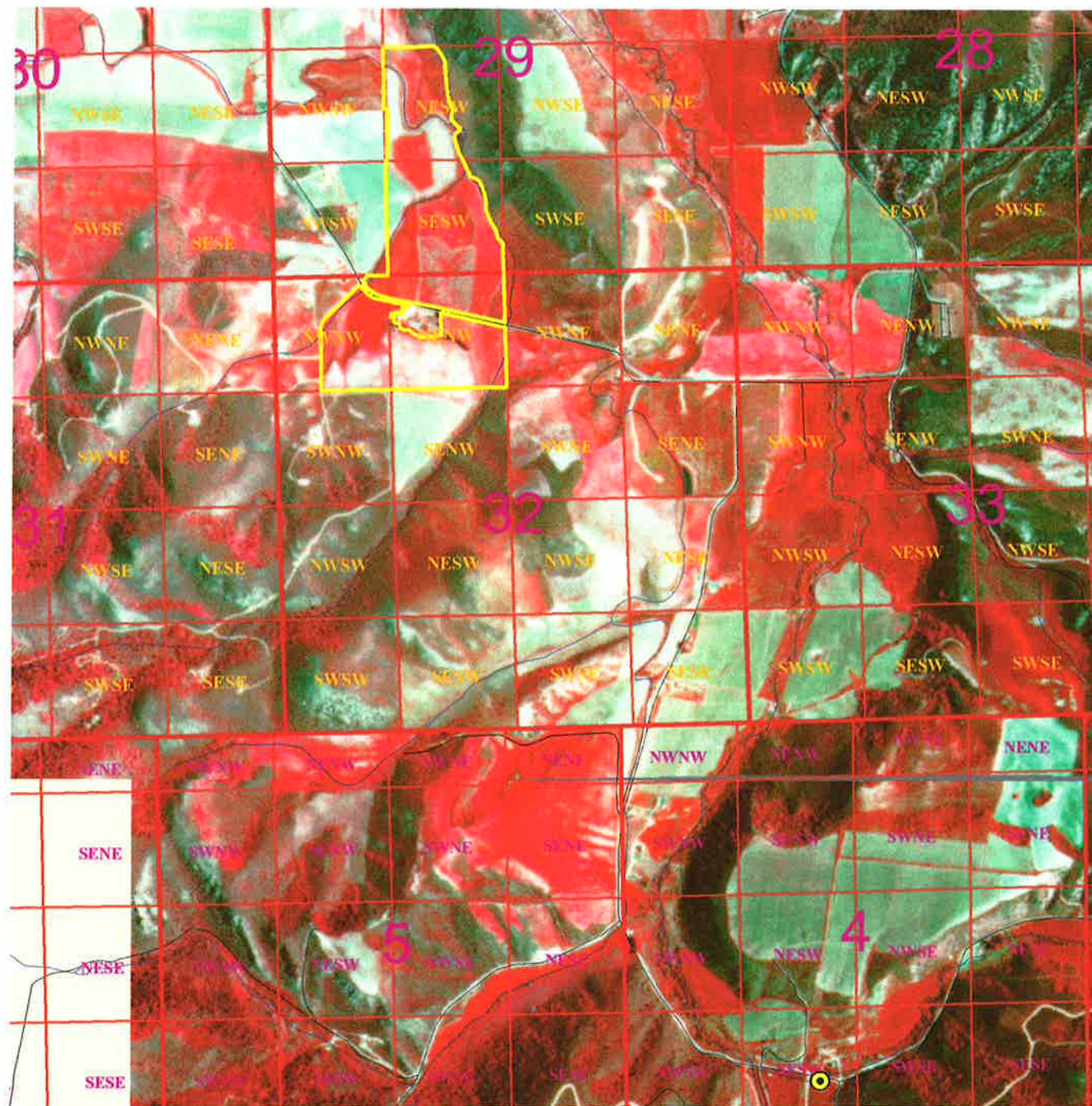
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH WEST DEMPSEY DITCH.

Water Right Claim Number A29-00183

08/08/2000

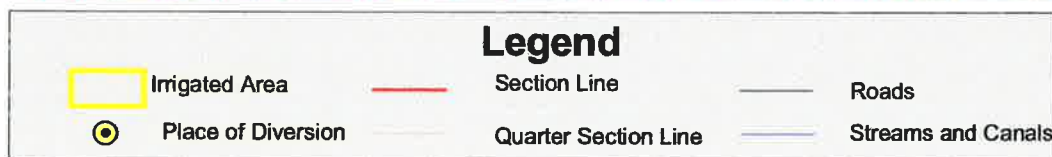
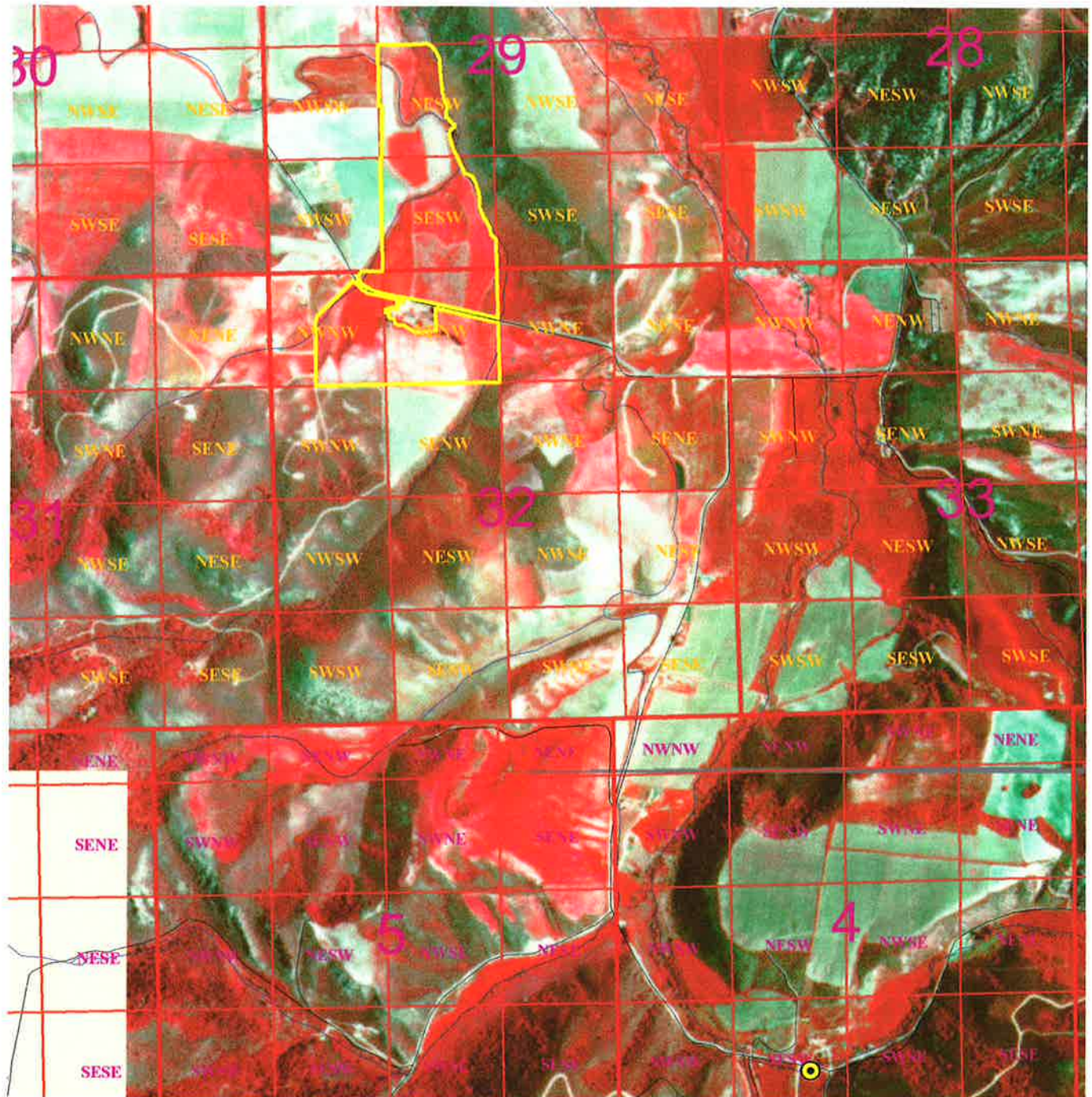
Township , 9S38E



Water Right Claim Number A29-00183

08/08/2000

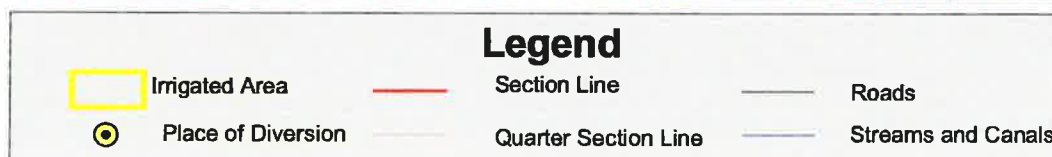
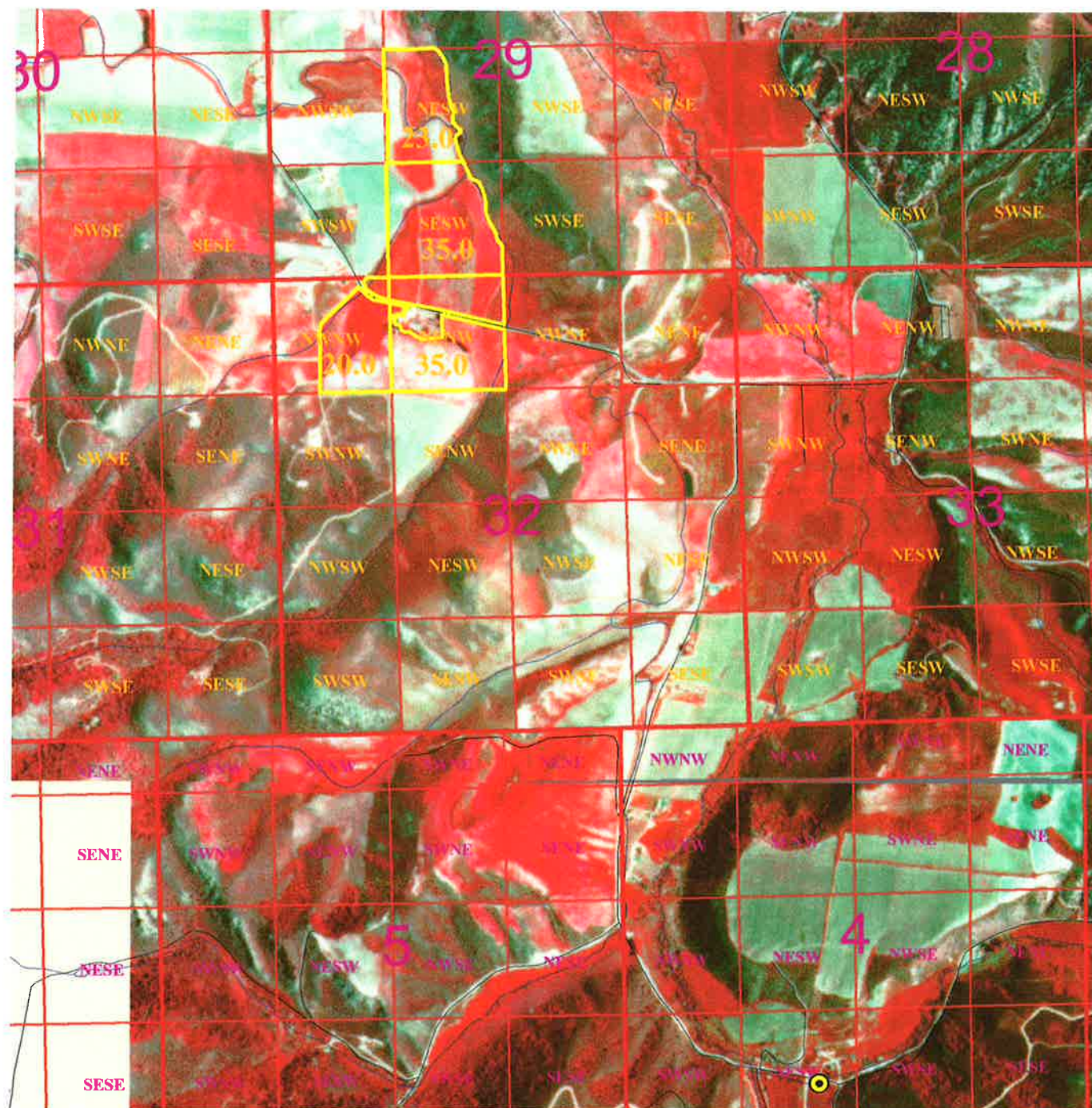
Township , 9S38E



Water Right Claim Number A29-00183

08/08/2000

Township , 9S38E



02/18/2003

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: 29-183

FAGNANT & OLSON RANCH LLC

PO BOX 293

LAVA HOT SPRINGS ID 83246

Telephone Number: (208) 776-5290

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:

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

DATE: 2-27-03

SIGNATURE:

Please print your name:

Fagnant & Olson LLC by Francis G. Fagnant
Fagnant & Olson LLC by Francis G. Fagnant

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

PROFIT

SCANNED

JUL 08 2005



JUL 08 2005

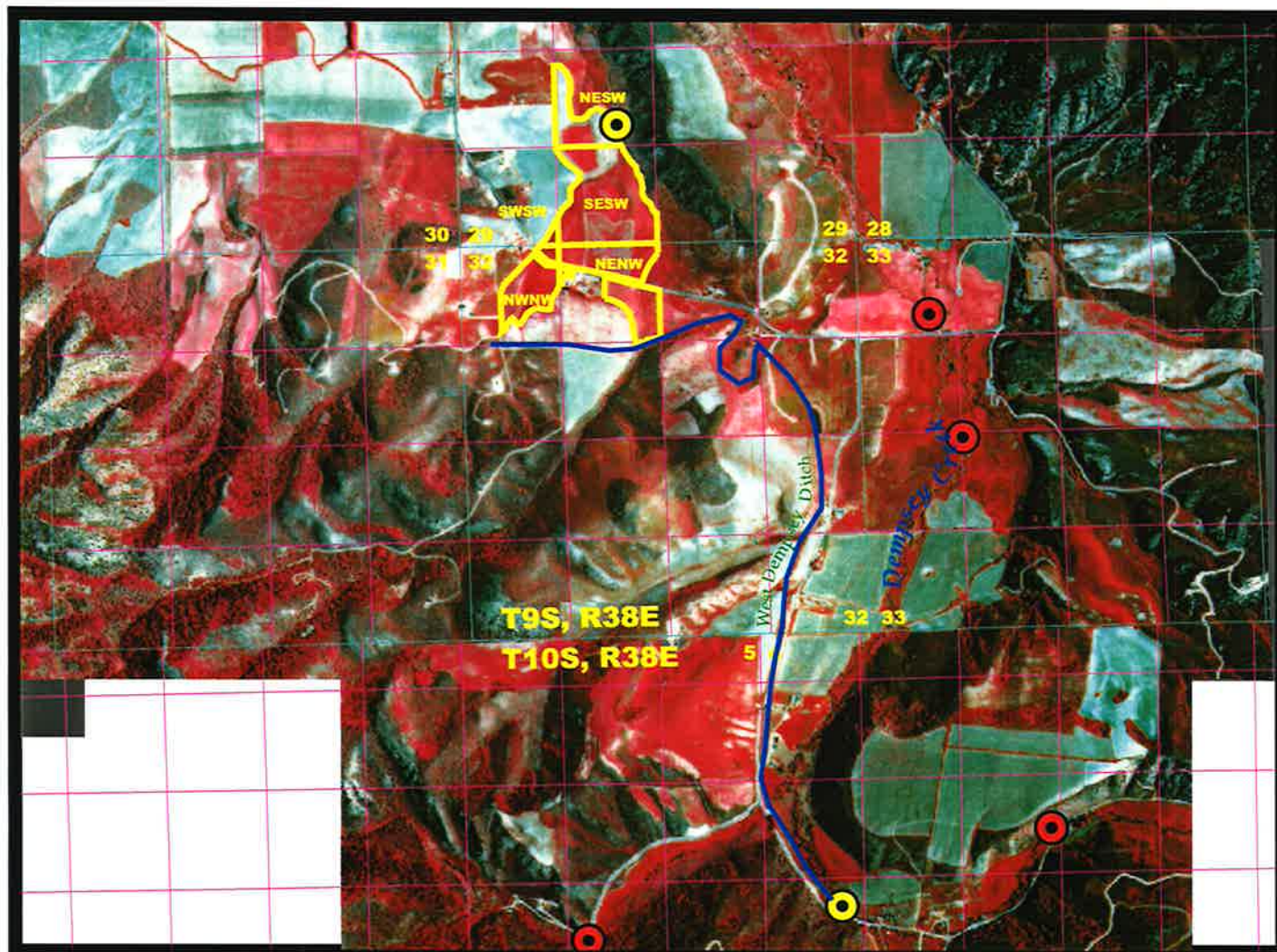
SCANNED

PROVIDE

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

29-00183, 29-00184,
29-02378, 29-13310

Place of Use: (parts of) T9S, R38E
Sec. 29 E2SW, SWSW,
Sec. 32 N2NW

Point(s) of Diversion: T9S, R38E
Sec. 29 SENESW (unnamed strm)
T10S, R38E
Sec. 4 NESWSW (Dempsey Ck)



LEGEND

-  Point of Diversion
-  SESE Place of Use
-  Section
-  Quarter-Quarter

1500 0 1500 3000 4500 6000 7500 9000 10500 12000 Feet

00183
29-00184

Decreased.

I. CLAIMS SIGNIFICANTLY LESS PPU THAN DECREASED

But, Same Q. ²⁹⁻⁰⁰¹⁸⁴ AS CLAIMS: $1.2 \text{ cfs} / 76^{\circ} \text{ac} = 0.0158 \text{ cfs}$.

CLAIMS PPU w/ 29-183 (0.20 cfs same 76°ac). COMBINED

1.4 cfs ON $76^{\circ} \text{ac} = 0.018 \text{ cfs/ac}$, BUT, 29-183 HAS A 8/1/1881

PRIORITY WHILE 29-184 CARRIES A 3/1/1894. $\Rightarrow$ LIMITS RED'D.

Q: $\Rightarrow$

II. CLAIMS SAME POD: SESESW SEC. 4 105/385 $\Rightarrow$ W. DUMPSY CANAL

NOT SHOWN BY
CLAIMS MAP.
FIND EXAM
POD CHANGE?

a. DECREASE SPEAKS OF CAMPBELL-FAGNANT LATERAL INTO $\nwarrow$
 $\Rightarrow$ CAMPBELL LATERAL IN NWNE SEC. 32 95/385 $\phi^3 \times \frac{NO}{OK}$

b. HOW DOES THIS SYSTEM WORK? POD PLOTS TO NBSWSW
SEC. 20 95/385.

1. OVERLAP w/ 29-02378 $\Rightarrow$ LIMITS

III. SOU CLAIMS 4/1 TO 11/1. DECREASE SPECIFICS 4/15 TO 9/15.
EXTENDED SOU CLAIM 29-13310 FILLD w/ POD ALL Pts.

IV. POOL APPEARS TO CLAIM $\nwarrow$ ALONG ACRES -- WHY - LIMITS $\Rightarrow$ OVERLAP
 $\approx 0.02 \text{ cfs/ac}$ COMBINED USE n/AU Pts.

Q: $\Rightarrow$

7/24/01 VISITED POOL (w/ GENE F.). DELIVERY IS BY W. DUMPSY CANAL (WDC).

THAT LONG STRIP CLAIMED ABOVE WDC, EAST SIDE, IS SAGE BARN
AND OBVIOUSLY NOT IRRIGATED, SINCE WEEDS AVAILABLE WATER SOUTH.

SMALL POND STOPS WATER FROM UNNAMED STREAMS (2) NOT SPRING AS
LICENSED. SMALL TRICKLE OVERFLOWING SPILLWAY -- POND NEEDS CLEANING.

GO TO FAGNANT & OLSON RANCH, LLC w/ ACTIONS OF CNG. IN

FILE 29-183; RE: 29-183, 184, 2378, 13310.

SCANNED

JUL 08 2005

FILED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	<u>29-2378</u>	_____	_____	_____	_____
_____	<u>29-13310</u>	_____	_____	_____	_____
_____	<u>29-00183</u>	_____	_____	_____	_____
_____	<u>29-00184</u>	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) FRANCIS G. FAGNANT OR Ruth Ann Olson
PO Box 644
4. New Owner/Claimant(s) LAKE HOT SPRINGS ID 83246
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address FAGNANT & OLSON FAMILY LLC
- City, State and ZIP Code PO Box 293 LAKE HOT SPRINGS ID
- New Telephone Number (208) 776-5290 83246
5. Date you acquired the property _____

SCANNED

JUL 08 2005

FILED



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED/EFFECTIVE

00 JUN 29 AM 10:24

- The name of the limited liability company is: Fagnant & Olson Ranch, LLC STATE OF IDAHO
- The address of the initial registered office is: 10240 East Maughan Road, Lava Hot Springs, ID 83246 and the name of the initial registered agent at that address is: Francis Gene Fagnant
- The mailing address for future correspondence: P.O. Box 293, Lava Hot Springs, ID 83246-0293

- Management of the limited liability company will be vested in:

Managers ☐ or Member(s) ☒. (Please check the appropriate box).

- If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the members, list the name(s) and address(es) of at least one initial member.

Name

Address

Francis Gene Fagnant

P.O. Box 293, Lava Hot Springs, ID 83246-0293

Ruth Ann Olson

P.O. Box 644, Lava Hot Springs, ID 83246-0644

Kenneth E. Fagnant

P.O. Box 638, Lava Hot Springs, ID 83246-0638

Russell J. Fagnant

808 Bonita Dr., Vista, CA 92083

Franklin D. Fagnant

P.O. Box 252, Lava Hot Springs, ID 83246-0252

Maureena L. Blackwell

P.O. Box 45, Lava Hot Springs, ID 83246-0045

- Signature of at least one person responsible for forming the limited liability company:

Francis Gene Fagnant
Ruth Ann Olson
Kenneth E. Fagnant
Franklin D. Fagnant
Maureena L. Blackwell

Secretary of State Use Only

IDAHO SECRETARY OF STATE

06/29/2005 09:00
CK: 14035 CT: 10431 BH: 330213

1 @ 100.00 = 100.00 ORGAN LLC # 2

W 12328

PROFILED

SCANNED

JUL 08 2005

Water Right Number - 29-00184

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
FAGNANT

F. D.

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/01/1894 *OK* 15 EASTERN *D - DECREED*

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
DEMPSEY CREEK *OK* PORTNEUF RIVER

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

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

01 - IRRIGATION *OK*

04/15 *OK* 09/15

1.200 *OK*

CLAIMS 4/1 TO 11/1

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.200 0.0

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

09S	38E	29	SW NW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	SE NW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	NE SW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	NW SW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	SW SW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	SE SW			01	IRRIGATION	(5) BANNOCK
09S	38E	32	NE NW			01	IRRIGATION	(5) BANNOCK
09S	38E	32	NW NW			01	IRRIGATION	(5) BANNOCK
09S	38E	32	SE NW			01	IRRIGATION	(5) BANNOCK

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

GEN P/D & P/U INCOMPLETE.

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

PROFILED

JUL 07 2005

SCANNED

CLAIMS 76° to

4.
Township 9 South, Range 37 E.B.M.
Section 24--Lots 5, 6, and 7, the South half
of the Southwest quarter.
Section 25-- The North half of the Northeast
quarter, the North half of the Northwest
quarter.
Section 23--Lots 5, 6, 7 and 8, the South half
of the Southeast quarter, the South half of
the Southwest quarter.
Section 26--The North half of the Northeast
quarter, the Northwest quarter of the North
west quarter.
Section 27--The Northeast quarter of the
Northeast quarter.
Section 22--The Southeast quarter of the
Southeast quarter, Lots 5, 6, 7 and 8.

134. McGWINN, C. J.
7-0181 1896 April 15 .8 c.f.s.

Said water to be diverted at a point South
35 degrees 40 minutes West 1044 feet from the
East quarter corner of Section 29, Township
9 South, Range 38 E.B.M., for the irrigation
of Lot 3 of Section 20; Lots 1 and 2 of Sec-
tion 29, Township 9 South, Range 38 E.B.M.

135. WARNER, MRS. FRANK
7-0182 1881 August 1 .58 c.f.s.
Tr 984

Said water to be diverted at a point South
88 degrees East 1430 feet from the West quar-
ter corner of Section 33, Township 9 South,
Range 38 E.B.M.; for the irrigation of the
Northwest quarter of the Northwest quarter,
Section 28, Township 9 South, Range 38 E.B.M.

136. FAGNANT, F. D.
9-0183 1881 August 1 .2 c.f.s.

Said water to be diverted at a point North 53
degrees East 1550 feet from the Southwest cor-
ner, Section 4, Township 10 South, Range 38
E. B. M., the lateral from which said point
divides into the Campbell-Fagnant Lateral
into Campbell lateral in the Northwest quarter

of the Northeast quarter, Section 32, Town-
ship 9 South, Range 38 E.B.M.

29-0184 1894 Mar. 1. 1.2 c.f.s.

Said water to be diverted through a ditch
having intake 35 degrees 40 minutes West
1044 feet from the East quarter corner, Sec-
tion 29, Township 9 South, Range 38 E.B.M.,
for the irrigation of the Southwest quarter
and the South half of the Northwest quarter
Section 29; the East half of the Northwest
quarter, and the Northwest quarter of the
Northwest quarter, Section 32, Township 9
South, Range 38 E.B.M.

19-0185
137. CAMPBELL, ADAM
1894 March 1. .8 c.f.s.

Said water to be diverted at a point North
53 degrees East, 1550 feet from the South-
west corner of Section 4, Township 10 South
Range 38 East. The lateral from which said
point divides in the Campbell-Fagnant lat-
eral into Campbell lateral in the Northwest
quarter of the Northeast quarter, Section
Township 9 South, Range 38 E.B.M., for the
irrigation of the Northwest quarter of the
Northeast quarter, Section 32, Township 9
Suth. Range 38 E.B.M.

SCANNED
JUL 07 2005

PROHIBITED

F.G. Fagnant
29-00183, 00184

30 29
31 32

low

Black
Be



T9S R38E
T10S, R38E

Fagnant-Campbell Lateral POD

Water Right Number - 29-00183

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

FAGNANT

F. D.

1 -
2 -
3 -City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
08/01/1881 *ok* 15 EASTERN *D - DECREED*+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
DEMPSEY CREEK *ok* PORTNEUF RIVER+ - - - - Rng Sec Tract Lot Rflg County Point of Diversion Diversion Name Diversion Rate Diversion No.
10S 38E 4 SW SW (5) BANNOCK *CLAIMING SE SE SW sec 4 10S/38E*+ - - - - Code Description Period From Water Use Period To Diversion Rate Diversion Volume
01 - IRRIGATION *ok* 04/15 *ok* 09/15 0.200 *ok*+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.200 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	38E	29	SW NW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	SE NW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	NE SW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	NW SW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	SW SW			01	IRRIGATION	(5) BANNOCK
09S	38E	29	SE SW			01	IRRIGATION	(5) BANNOCK
09S	38E	32	NE NW			01	IRRIGATION	(5) BANNOCK
09S	38E	32	NW NW			01	IRRIGATION	(5) BANNOCK
09S	38E	32	SE NW			01	IRRIGATION	(5) BANNOCK

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

GEN P/U INCOMPLETE.

SEE 29-00184 NOTES

SCANNED

MAY 18 2001

Log for claim A29-00183

Spatial Dynamics AMH

8/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	29	NESW	16	23	
09s38e	29	SESW	28	35	
09s38e	32	NENW	20	35	
09s38e	32	NWNW	12	20	
Totals:			76	113	

DATE: 05/22/00
PAGE: 71

Audit: 04/04/90 DCARLSON 04/04/94 THOMPSON 03/29/95 POST-STD

MAY 18 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: A29-00183
Date Received: 4/04/1990
Receipt No: E012800
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANCIS G. FAGNANT 208-776-5290
Address: PO BOX 644
LAVA HOT SPRINGS, ID 83246

OR

Name: RUTH ANN OLSON 208-776-5289
Address: PO BOX 644
LAVA HOT SPRINGS, ID 83246

2. Date of Priority: AUG 01, 1881

3. Source: DEMPSEY CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	38E	4	SE	SE	SW		BANNOCK

5. Description of diverting works:
HEADGATES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 190.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-00183

Page 1

Date: 04/04/90

A2900183



MICROFILMED
NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	29	NE	SW		IRR	16.0
			SE	SW		IRR	28.0
						Section Acres	44.0
		32	NE	NW		IRR	20.0
			NW	NW		IRR	12.0
						Section Acres	32.0
						Total Acres	76.0

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:
29-0184.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

vs

MCCAMMON DITCH CO. ET. AL.
Decree Defendant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A29-00183Date Received 4-4-90Receipt Number 6012800NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Ruth Ann Olson and/or Francis G. Fagnant Phone (208) 776-5290/5289Mailing Address P. O. Box 644; Lava Hot Springs, Idaho Zip 832462. Date of Priority (Only one (1) per claim) August 1, 18813. Source of water supply (a) Dempsey Creek
which is tributary to (b) Portneuf River4. a. Location of existing point of diversion is: Township 10S Range 38E Section 4,
SE 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

MICROFILMED

NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount .2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 190 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>9S</u>	<u>38E</u>	<u>29</u>									<u>16</u>			<u>28</u>					<u>44</u>
		<u>32</u>					<u>20</u>	<u>12</u>											<u>32</u>

Total number of acres irrigated 76

11. In which county (ies) are lands listed above as place of use located? Bannock

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Same ditch, additional decree March 1, 1894; 1.2 cfs 29-00184 or None ()

14. Remarks:

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NOV 13 1992

Last Name Olson and/or Fagnant Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X #136

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Francis Y. Fagnant Date 4/4/90

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 4 day of April 19 90

SEAL

Notary Public [Signature]

Residing at Idaho Falls, B.

My Commission Expires Aug 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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Copies White-State, Yellow-Claimant

R38E

T528
Nathan Caspersen
#275

T313
#199
Greil Caspersen

Albert Roberts
T337 #191

NOT TO SCALE
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