

02/04/2003

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

RIGHT NUMBER: 29-195E
NAME AND ADDRESS: RICHARD LOCKYER
PO BOX 371
MC CAMMON ID 83250

SILVIA JM LOCKYER
PO BOX 371
MC CAMMON ID 83250

SOURCE: HARKNESS CREEK TRIBUTARY: PORTNEUF RIVER
QUANTITY: 0.120 CFS
PRIORITY DATE: 06/17/1902
POINT OF DIVERSION:

T09S R36E S1 SENESE 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	0.120 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 R36E S12 Lot 1 NWNE 1.3 T09S R36E S12 Lot 2 SENE 6.2

7.5 ACRES TOTAL

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

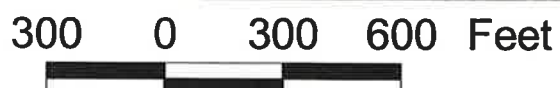
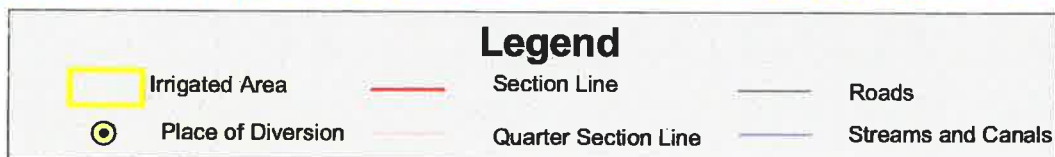
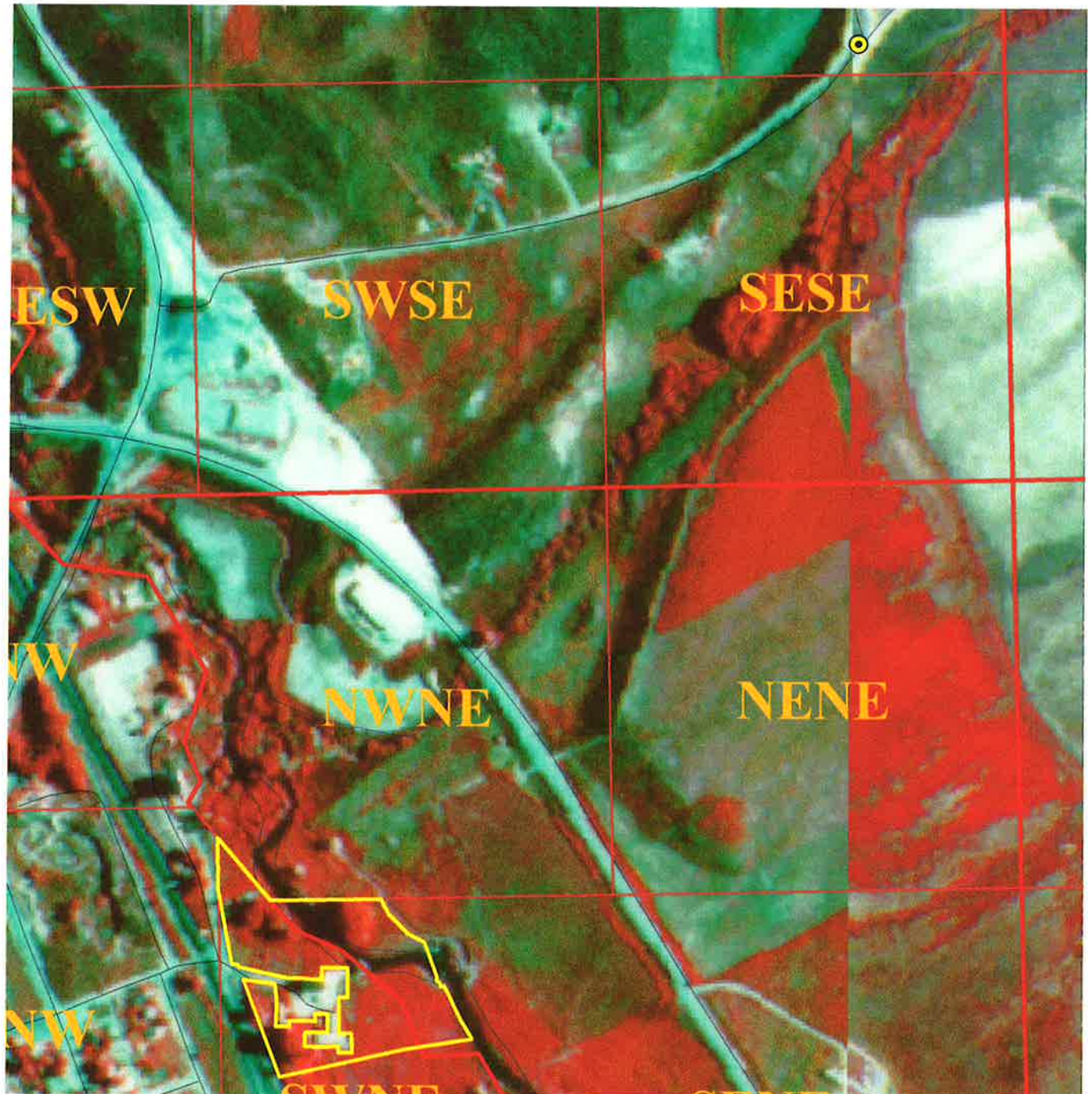
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

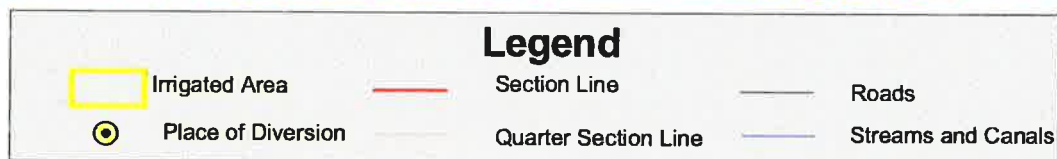
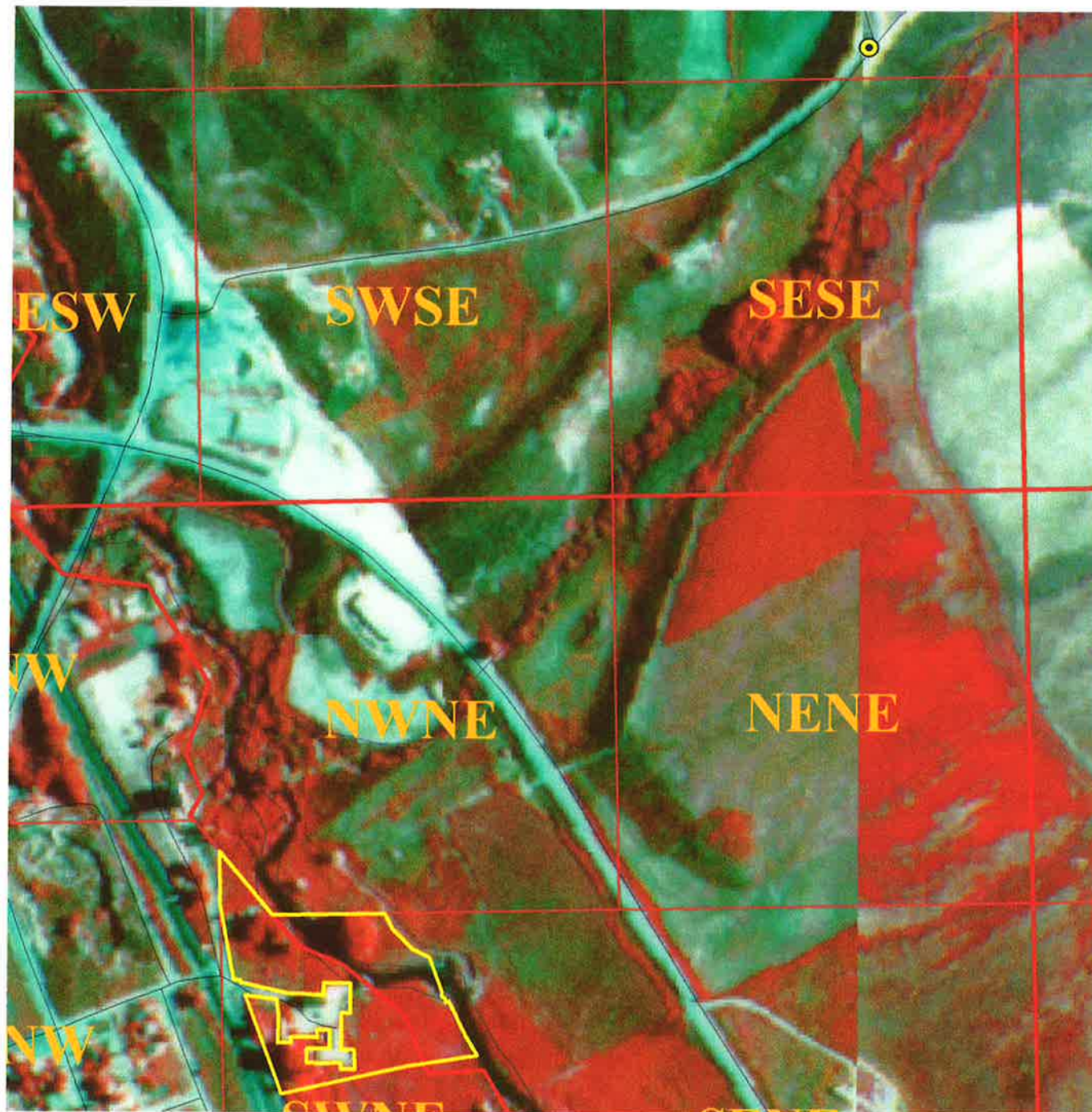
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

Township , 9S36E



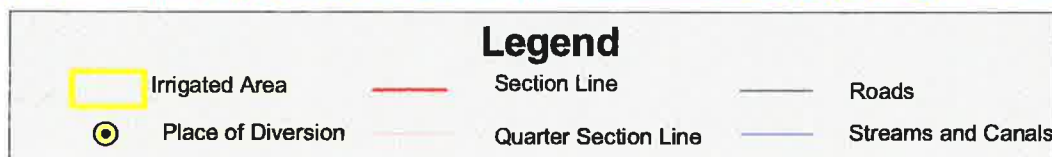
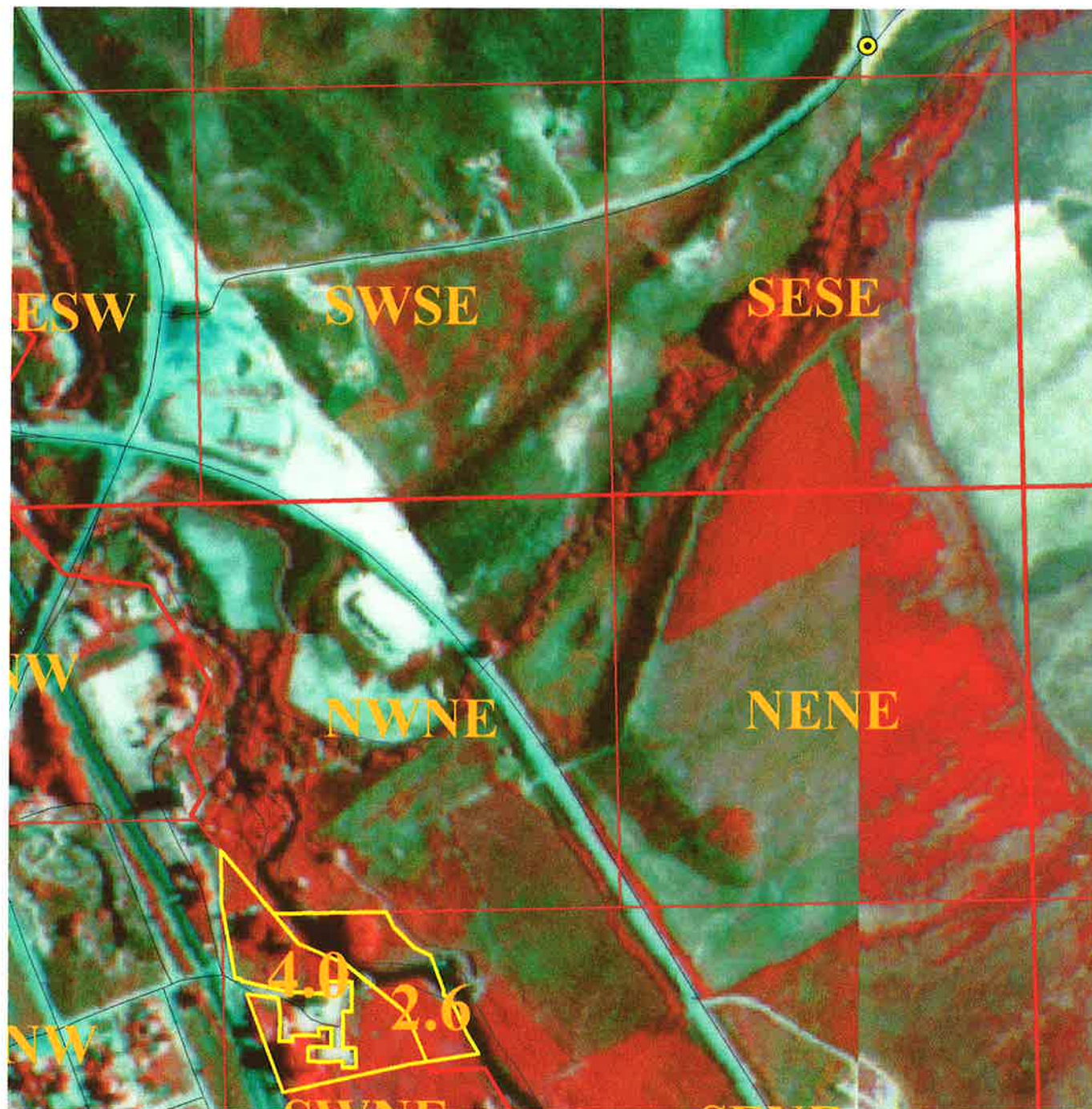
Township , 9S36E



300 0 300 600 Feet



Township , 9S36E





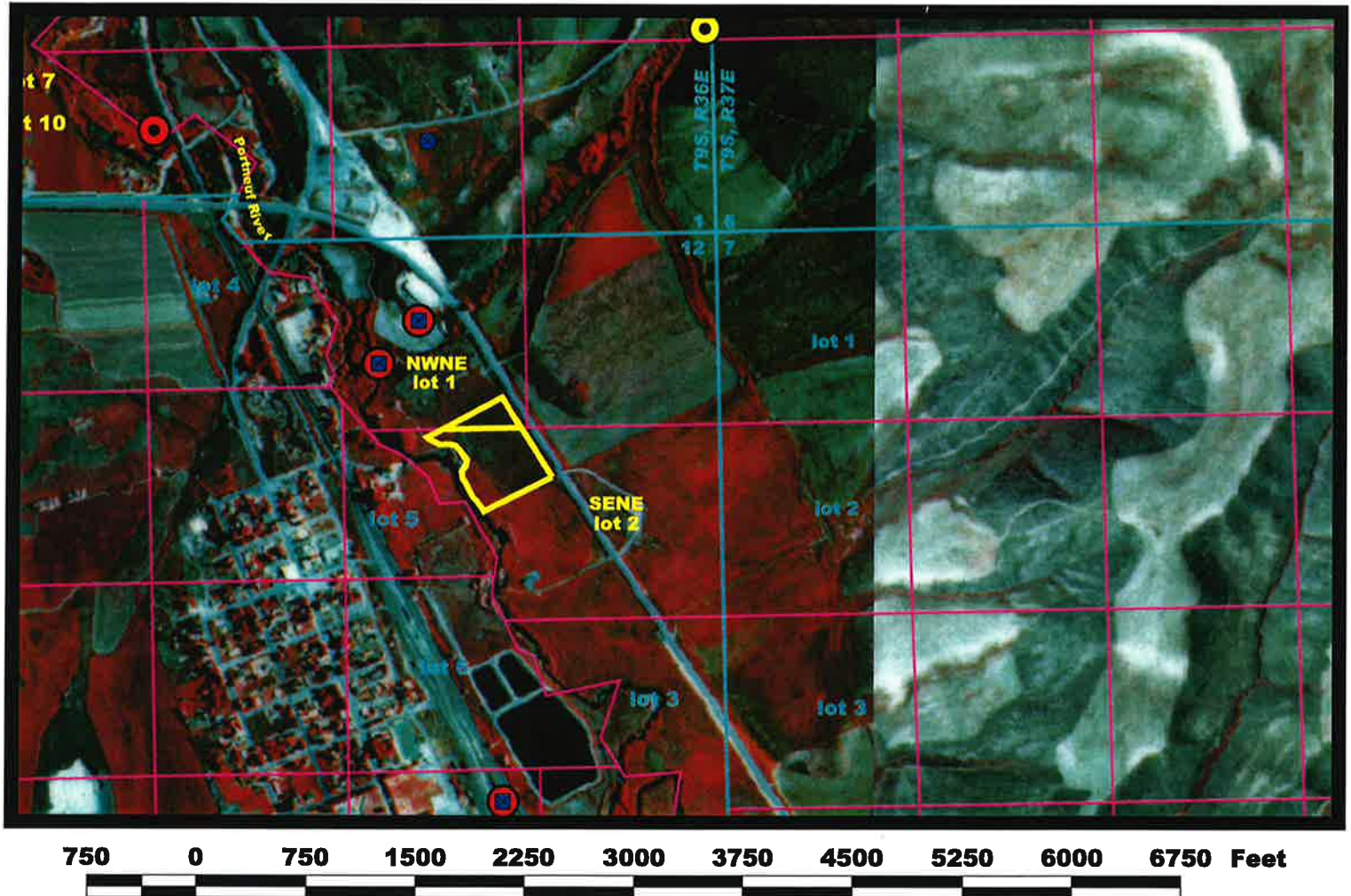
STATE OF IDAHO

Department of Water Resources

Eastern Region



WATER RIGHT(S): 29-00195E



LEGEND

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

**Place of Use: (parts of)
T9S, R36E Sec. 12
NWNE (L1), NESE (L2),**

**Point(s) of Diversion: T9S, R36E
Sec. 1 SENESE**

PROFILE

**SCANNED
JUL 12 2005**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2002

02/13/2003

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: 29-195E

RICHARD LOCKYER
PO BOX 371
MC CAMMON ID 83250
Telephone Number: (208)254-3240

SILVIA JM LOCKYER
PO BOX 371
MC CAMMON ID 83250
Telephone Number: (208)254-3240

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: 03-24-03

SIGNATURE:

Please print your name:

Silvia J.M. Lockyer
Silvia J.M. Lockyer

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

SCANNED
JUL 12 2005

PROFILED

29-195 UG 15 McCannan Creek SA History

29-195	2.02 cfs	276 ac (when Decree w/ 29-194)		
29-195A	<u>cfs</u> <u>Disallowed</u>	<u>Ac (GDS)</u> <u>Reason</u>	<u>Claimed Ac</u>	H. Ures
29-195C	0.61	38.5	86 ²	R. Priestly
29-195D	0.05	2.7 ✓	15 ²	S. Lockyer
29-195E	0.12	7.5 ✓	5 ²	R & S Lockyer
29-195G	0.85	53.2	53.3	H. Ures
29-195H	<u>0.39</u>	<u>24.6</u> ✓	<u>29²</u>	S. Lockyer
	2.02 cfs	126.5 ac	196 ³	

2.02 cfs / 126.5 ac = 0.0159 cfs/ac → 0.016 cfs C#5

276 ACRES DECREE (w/ 29-194 & 195) - 126.5 ac (GDS) = 149.5
 ∴ 149.5 ac ABANDONED from 29-194.

NOTE: SEE DECREE EXCERPT (UNION GRANT ... CIRCA 1932 AS AMENDED) AND COPY ATTACHED.

THE DECREE RECOGNIZES 29-194 AND 29-195 AS BENEFIT USED TOGETHER FOR A TOTAL Q OF 5² cfs, SERVING TAC OF 276. AT THIS RATE THE DIV. RATE PER ACRE IS THEN 0.02 cfs/ac. — AS SPECIFIED BY DECREE.

APPARENTLY, 29-194 (CRYSTAL SPRINGS RIGHT) IS NO MORE BROUGHT OVER THE MOUNTAIN DIVIDE INTO HARKNESS CREEK DRAINAGE. NO SRBA CLAIM HAS BEEN FILED. C#3

NOW, THEREFORE, SINCE THESE TWO RIGHTS WERE USED AT 0.02 cfs/ac (TOGETHER). BUT, THE 35 cfs OF 29-194 IS NOT CLAIMED: 29-195 WILL NOT BE CONSIDERED AT 0.02 cfs/ac (AS SPECIFIED BY DECREE), RATHER IT WILL BE CONSIDERED AS 2.02 cfs ON THE 126.5 ac (AS PER GDS ROW) AT 0.016 cfs/ac. THIS RIGHT IS OBVIOUSLY TROUBLESOME.

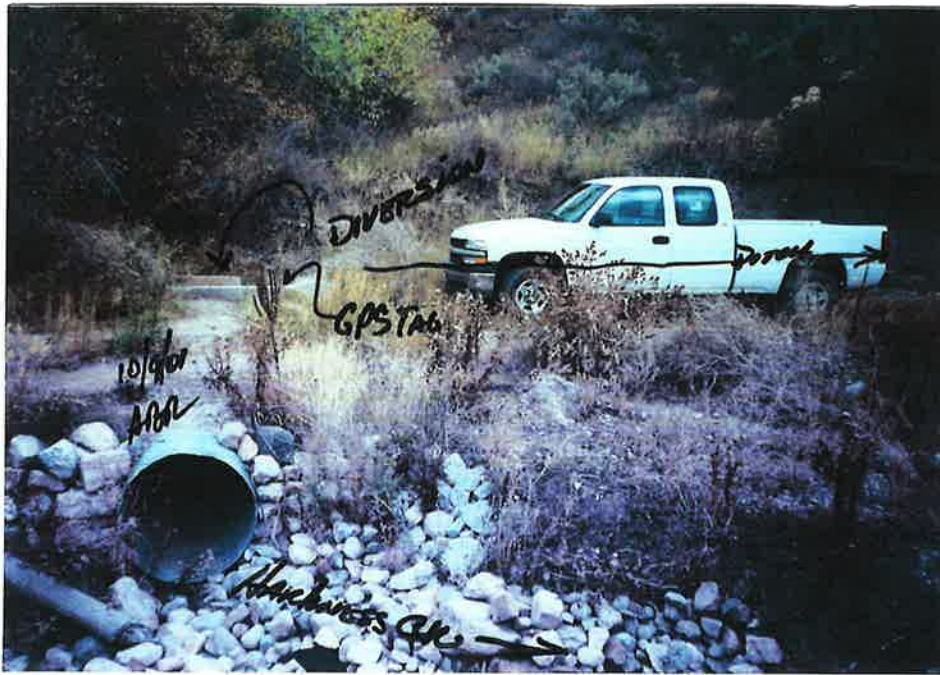
JUL 12 2005

PROFILED

22-141 50 SHEETS
 22-142 100 SHEETS
 22-144 200 SHEETS



29-195 C,D,E,G,H. POINT OF DIVERSION

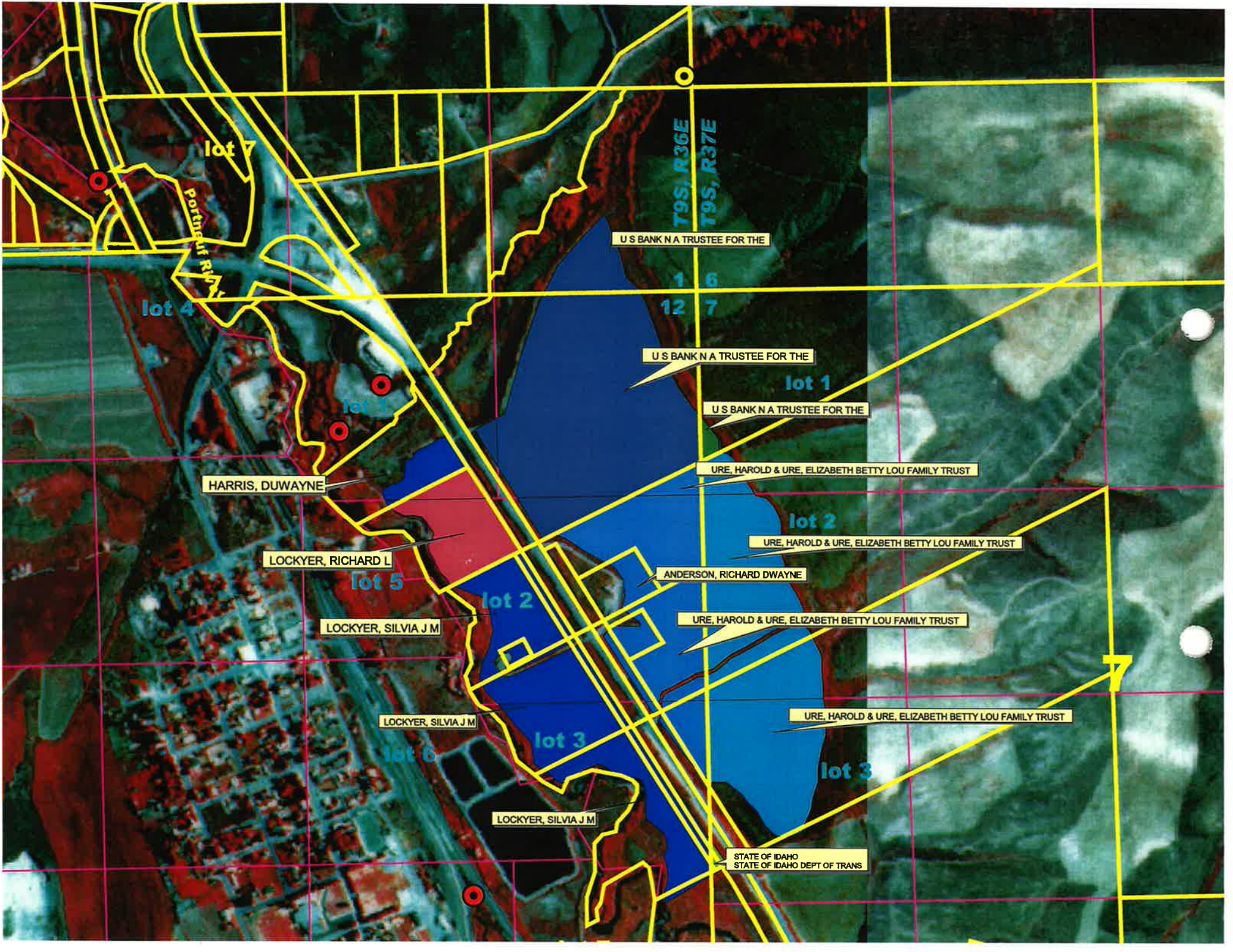


CULVERT SHOWN ALLOWS HARRNESS CREEK TO FLOW ON TO THE
PORTNEUF RIVER. THIS CULVERT IS GATED AND WHEN USED
CAUSES WATER TO FLOW DOWN A LARGE DITCH FOR DISTRIBUTION
TO CLAIMS REFERENCED ABOVE. DITCH FLOWS SOUTHERLY.

SCANNED

JUL 12 2005

PROFILE



lot 7

portland Riv

lot 4

lot 1

HARRIS, DUWAYNE

LOCKYER, RICHARD L

lot 5

LOCKYER, SILVIA J M

lot 2

LOCKYER, SILVIA J M

lot 6

lot 3

LOCKYER, SILVIA J M

T9S, R36E
T9S, R37E

U S BANK N A TRUSTEE FOR THE

1 6
12 7

U S BANK N A TRUSTEE FOR THE

lot 1

U S BANK N A TRUSTEE FOR THE

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

lot 2

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

ANDERSON, RICHARD DWAYNE

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

lot 3

STATE OF IDAHO
STATE OF IDAHO DEPT OF TRANS





Water Right Number - 29-00195

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

HANSEN

LEO

1 -
2 -
3 -City-
Phone -

State- Zip-

HANSEN

REUBEN

1 -
2 -
3 -City-
Phone -

State- Zip-

LILIENQUIST

NEPHI

1 -
2 -
3 -City-
Phone -

State- Zip-

HAWKS

H.

1 -
2 -
3 -City-
Phone -

State- Zip-

HOWELL

J. W.

1 -
2 -
3 -City-
Phone -

State- Zip-

+ - - Priority Date - - +
06/17/1902+ - - - Region - - - +
15 EASTERN+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - +

+ - - - - Source - - - - - +
HARKNESS CREEK+ - - - - Tributary - - - - - +
PORTNEUF RIVER

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
09S	36E	1	NE SE			(5)	BANNOCK			

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 -	IRRIGATION	04/15	09/15		2.020	

Total Div. Rate - +	Total Div. Volume - +	Total Div. Capacity - +	Total Consumptive Use - +	KW Usage - +
2.020			0.0	

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
09S	36E	1	SW SE			01	IRRIGATION	(5) BANNOCK

Water right number - 29-00195

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
09S	36E	1	SE SE			01	IRRIGATION	(5) BANNOCK
09S	36E	12	NE NE			01	IRRIGATION	(5) BANNOCK
09S	36E	12	NW NE	1		01	IRRIGATION	(5) BANNOCK
09S	36E	12	SE NE	2		01	IRRIGATION	(5) BANNOCK
09S	36E	12	NE SE	3		01	IRRIGATION	(5) BANNOCK
09S	37E	7	NW NW	1		01	IRRIGATION	(5) BANNOCK
09S	37E	7	SW NW	2		01	IRRIGATION	(5) BANNOCK
09S	37E	7	NW SW	3		01	IRRIGATION	(5) BANNOCK
09S	37E	7	SW SW	4		01	IRRIGATION	(5) BANNOCK
09S	37E	18	NW NW			01	IRRIGATION	(5) BANNOCK

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

GEN P/U INCOMPLETE - ACRES IRR. 276.
W. L. & A. F. LILIENQUIST ALSO ORIGINAL OWNERS.

+ - - - - - 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

+ - - - - - Comments - - - - -

No Comments Found

+ - - Audit Fields - 06/18/85 05/22/88 CONVERT 02/06/98 CLEARFLD

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 06/18/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 29
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Presumption Flag -	Name Connector -	POU Ownership Flag-
SRBA Decreed Flag -		



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

15-Sep-1993

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

RICHARD AND SILVIA LOCKYER
749 BUENA CR
SAN MARCOS CA 92069

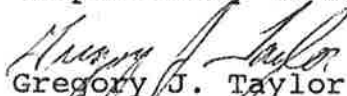
RE: AMENDED NOTICES OF CLAIM

Dear Mr. and Mrs. Lockyer,

Please find enclosed amended Notices of Claim A29-00195E and A29-04009C. I have amended the Notices to reflect the five(5) acres that you wish to claim on these rights. Please review the Notices for accuracy and if you agree with the way they were amended, simply sign in the presence of a Notary and return to my attention with \$1.00.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Respectfully submitted,


Gregory J. Taylor
Sr. Water Agent, Adjudications

GT:gt

Enclosure: 2 notices of claim

MICROFILMED

APR 12 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

SEPTEMBER 8, 1993

RICHARD LOCKYER
PO BOX 371
MC CAMMON ID 83250

RE: CHANGE IN OWNERSHIP FOR A29-00195B AND -04009A

Dear Mr. Lockyer:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) have been split as follows:

A29-00195B split into D and E. A29-00195E; Richard Lockyer, .16 cfs, 4 acres; A29-00195D; Harris, .60 cfs, 15 acres.

A29-04009A split into B and C. A29-04009C; Richard Lockyer, 16 cfs, 4 acres; A29-04009B; Harris, .60 cfs, 15 acres.

Enclosed for your records are typed Notices reflecting your portion of the rights. Review these Notices and if there are other corrections or questions, feel free to contact this office (525-7161).

Respectfully submitted,


Gregory J. Taylor
Sr. Water Agent, Adjudications

GT:jt

Enclosure: Notices of Claim

cc: DuWayne Harris/copies of claims

File: P

MICROFILMED

APR 12 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type

(see instructions on back of page)

AUG 16 1993

Department of Water Resources

DATE OF CLOSING: 6-18-93LEGAL DESCRIPTION OF PROPERTY: Township 9S Range 36ESection 12, SE 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____, BLMLot 12, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

RECEIVED

AUG 19 1993

Department of Water Resources

Eastern District Office

- [] 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: A29-00195B OR A29-4009A ?

- [] Name and Address of Former Owner/Claimant(s)(Seller): DuWayne or Carolyn R. Harris

Box 298

- [] New Owner/Claimant (Purchaser): Mc Cammon ID 83250

Richard + Silvia Lockyer

- [] New Mailing Address: Po Box 371

Mc Cammon ID 83250

- [] New Telephone Number: (208) 254-3240

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

1 inch per acre as per describe by water
reconser 18 hours per month

- [] Attach proof of ownership, describe proof attached: see copy 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): Richard L. Lockyer Date _____

Silvia M. LockyerDate 8-10-93

- [] Signature of Former Owner/Claimant(s): Carolyn R. Harris Date 8-10-93

DuWayne HarrisDate 8-10-93

(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:

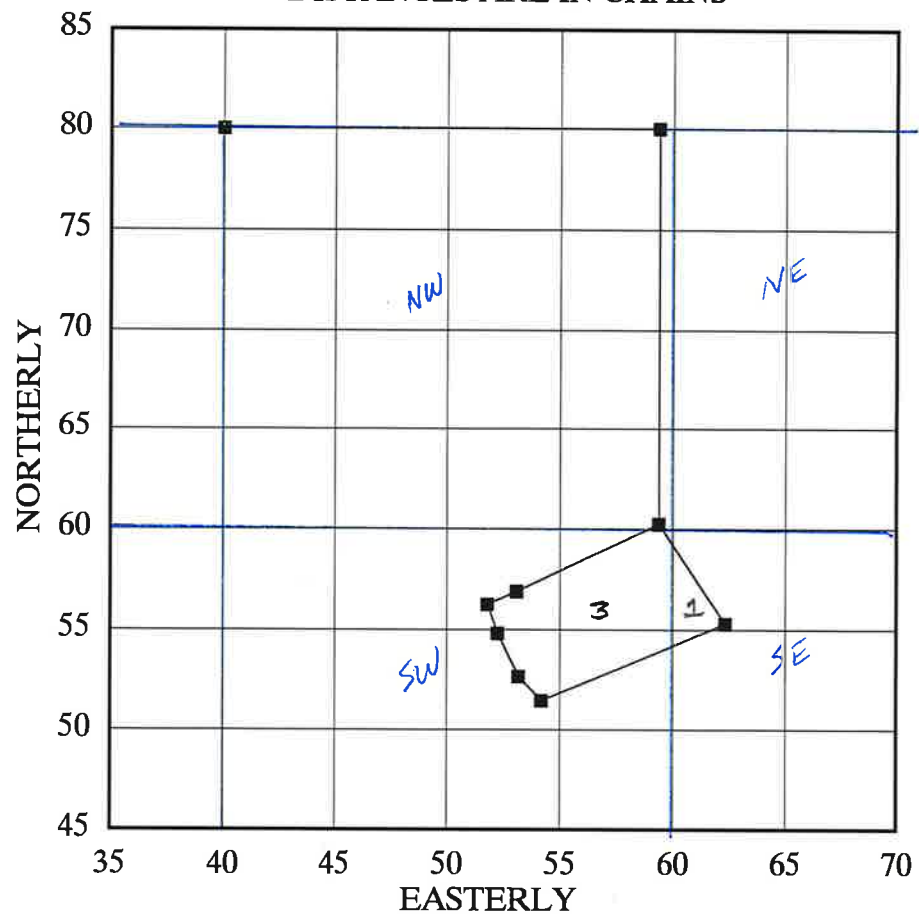
MICROFILMED

APR 12 1994

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

METES & BOUNDS POLAR LOCATION PLOT
DISTANCES ARE IN CHAINS

NE 1/4



MICROFILMED

APR 12 1994

SCANNED

MAY 18 2001

RECEIVED

OCT 12 1993

Department of Water Resources
Eastern District Office

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: A29-00195E
Date Received: 3/27/1990
Receipt No: X777777
Received By: 6019224 J.T.

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RICHARD LOCKYER 208-254-3240
Address: PO BOX 371
MC CAMMON ID 83250
AND/OR
Name: SILVIA LOCKYER 208-254-3240
Address: PO BOX 371
MC CAMMON ID 83250

2. Date of Priority: JUN 17, 1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	36E	1	SE	NE	SE		BANNOCK

5. Description of diverting works:
DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	36E	12	SW	NE		IRR	4.0

A29-00195E

Page 1

Date: 09/15/93

APR 12 1994

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	36E	12	SE	NE		IRR	1.0

Section Acres 5.0

Total Acres 5.0

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:
29-04009C

14. Remarks:

W. L. & A. F. LILIENQUIST ALSO ORIGINAL OWNERS.
THIS RIGHT PAID FOR UNDER RECEIPT #E012565.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

MCCAMMON DITCH CO. ET. AL.
vs 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 ~~X~~ 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.

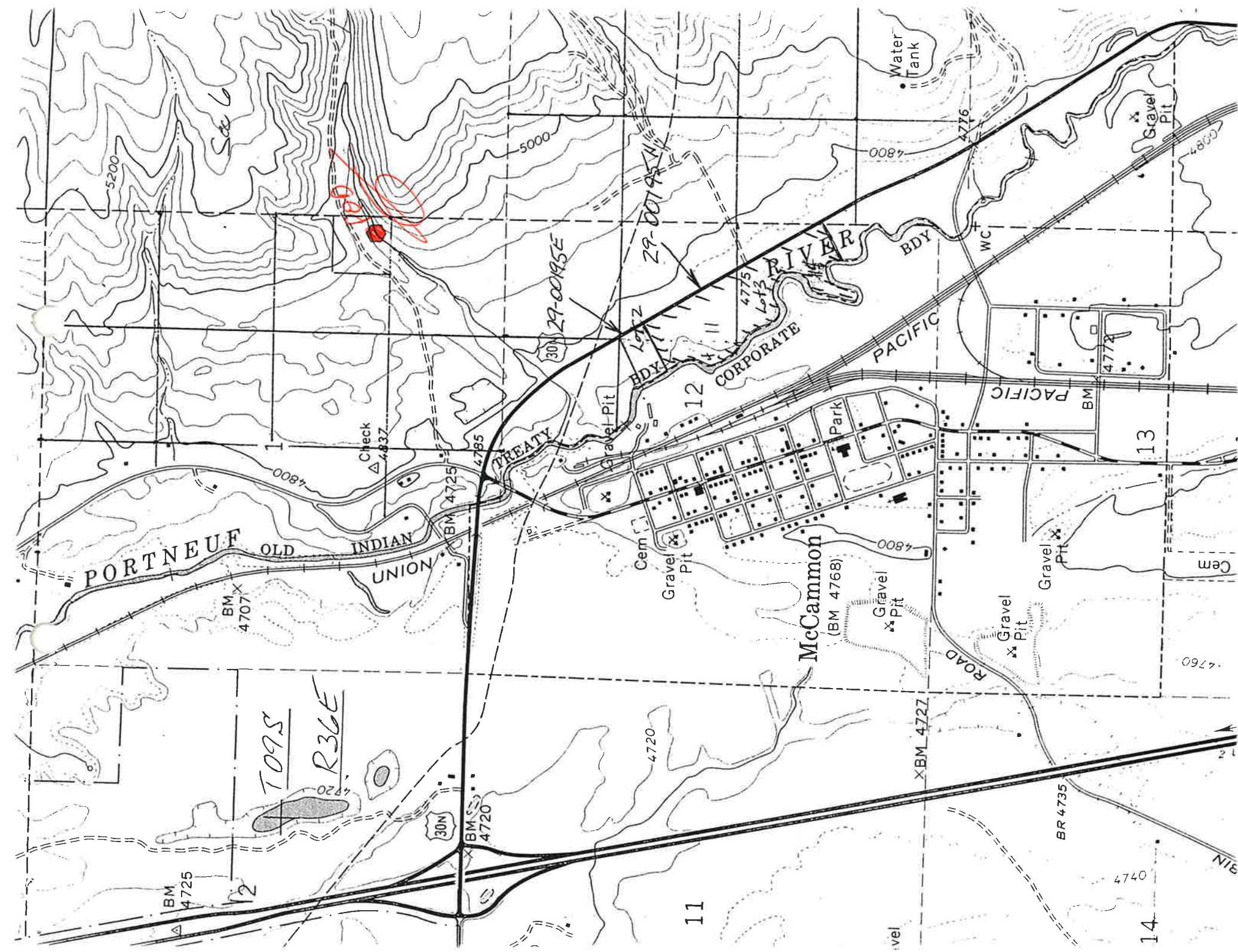
Signature of Claimant(s):

Julia M. Kelly

Date:

9-23-93

Date:



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: **A29-00195E**
Date Received: 3/27/1990
Receipt No: X777777
Received By: _____

COPY

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

1. Name: RICHARD LOCKYER 208-254-3240
Address: PO BOX 371
MC CAMMON ID 83250

AND/OR

Name: SILVIA LOCKYER 208-254-3240
Address: PO BOX 371
MC CAMMON ID 83250

in CA.
(619) 471-5112

2. Date of Priority: JUN 17, 1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	36E	1	SE	NE	SE		BANNOCK

5. Description of diverting works:
DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.160		

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

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	36E	12	SW	NE		IRR	3.0

A2900195E



MICROFILMED
APR 12 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	36E	12	SE	NE		IRR	1.0
Section Acres							4.0
Total Acres							4.0

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:
29-04009C

14. Remarks:

W. L. & A. F. LILIENQUIST ALSO ORIGINAL OWNERS.
THIS RIGHT PAID FOR UNDER RECEIPT #E012565.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

MCCAMMON DITCH CO. ET. AL.
vs 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 _____

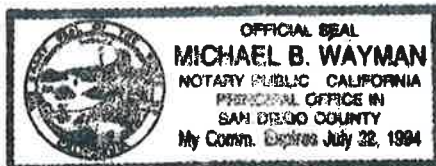
State of CALIF
County of SAN Diego }

On 9-23-93 before me, M. Wayman
(DATE) (NAME, TITLE OF OFFICER - I.E., "JANE DOE, NOTARY PUBLIC")
personally appeared SILVIA J. M. KUKLER LOCKYER
C.O.C U7028869
(NAME(S) OF SIGNER(S))

☐ personally known to me - OR -

☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.



(SEAL)

[Signature]
(SIGNATURE OF NOTARY)

RIGHT THUMBPRINT (OPTIONAL)

TOP OF THUMB HERE

CAPACITY CLAIMED BY SIGNER(S)

- ☐ INDIVIDUAL(S)
☐ CORPORATE

OFFICER(S)

- ☐ PARTNER(S) (TITLE(S))
☐ ATTORNEY IN FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER:

SIGNER IS REPRESENTING:
(NAME OF PERSON(S) OR ENTITY(IES))

MICROFILMED

APR 12 1994

ATTENTION NOTARY: The information requested below is **OPTIONAL**. It could, however, prevent fraudulent attachment of this certificate to any unauthorized document.

**THIS CERTIFICATE
MUST BE ATTACHED
TO THE DOCUMENT
DESCRIBED AT RIGHT:**

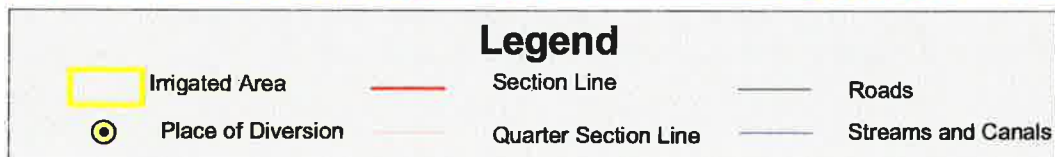
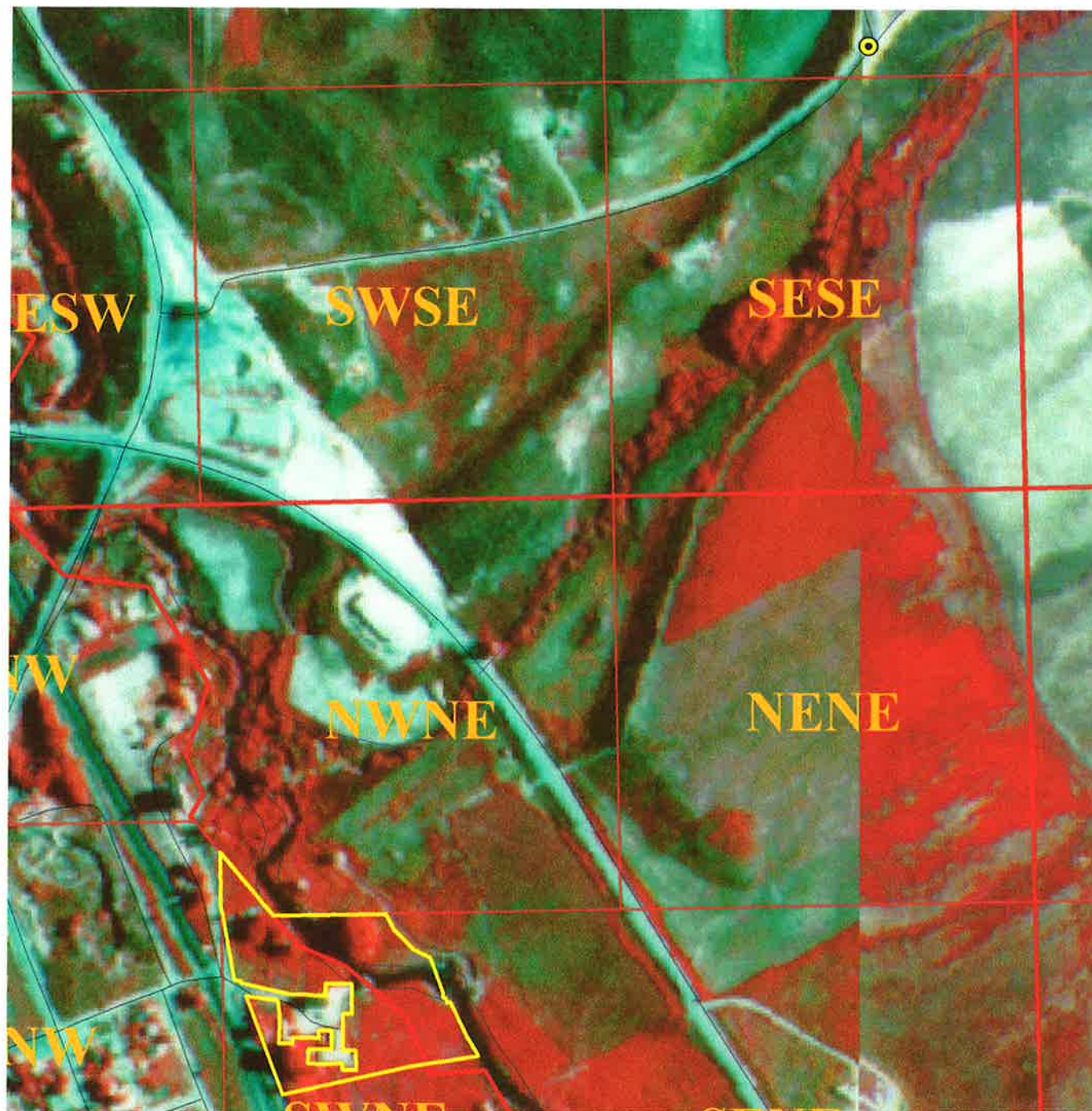
Title or Type of Document NOTICE OF CLAIM WATER RIGHT
Number of Pages _____ Date of Document _____
Signer(s) Other Than Named Above _____

1

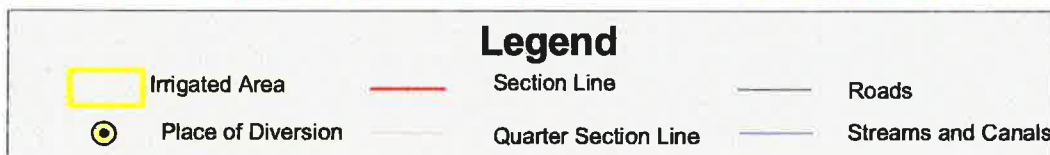
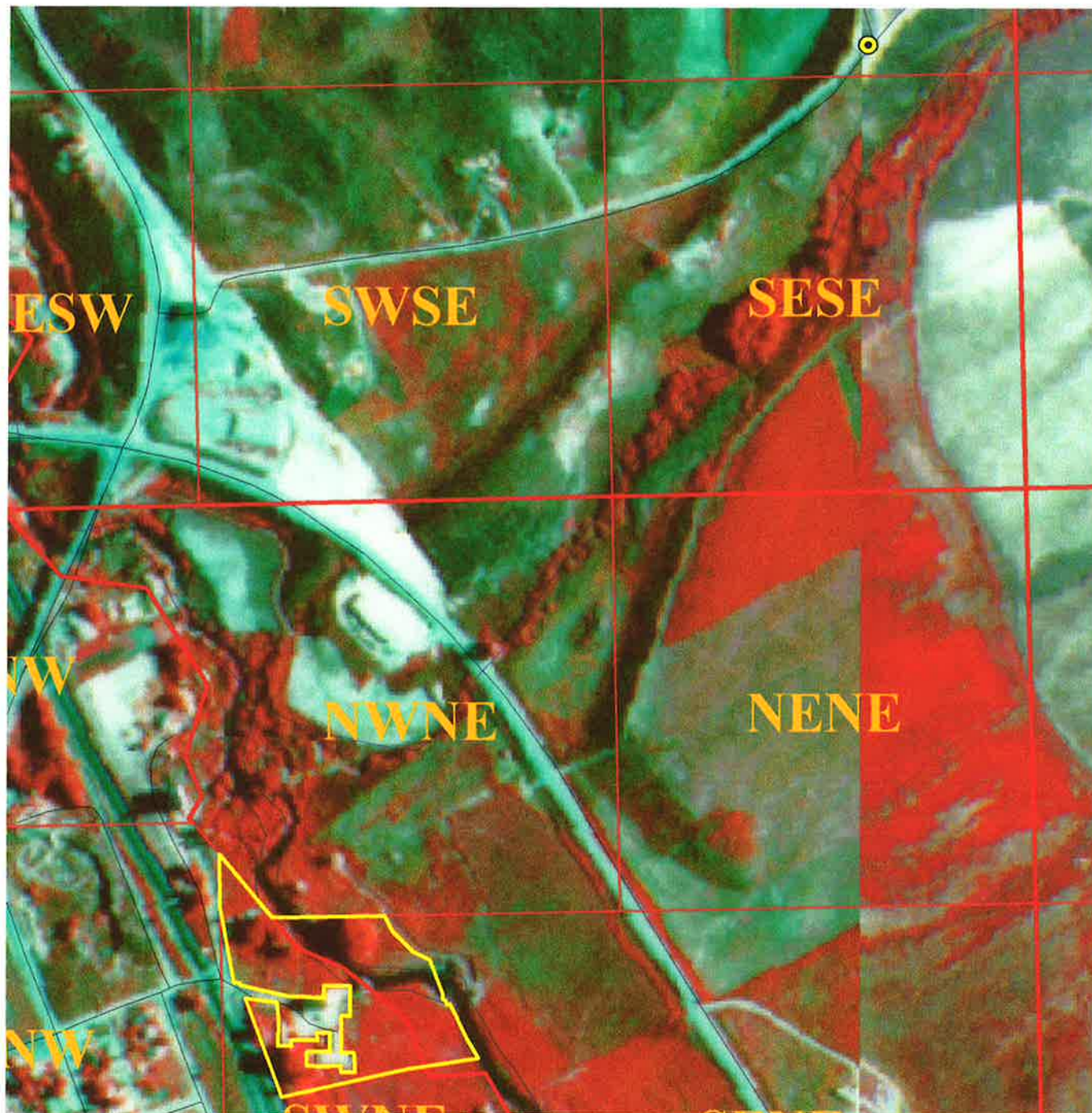
Water Right Claim Number A29-00195E

08/08/2000

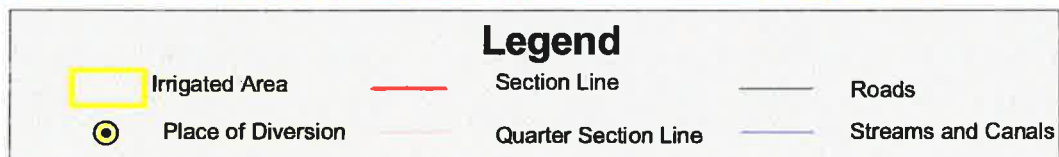
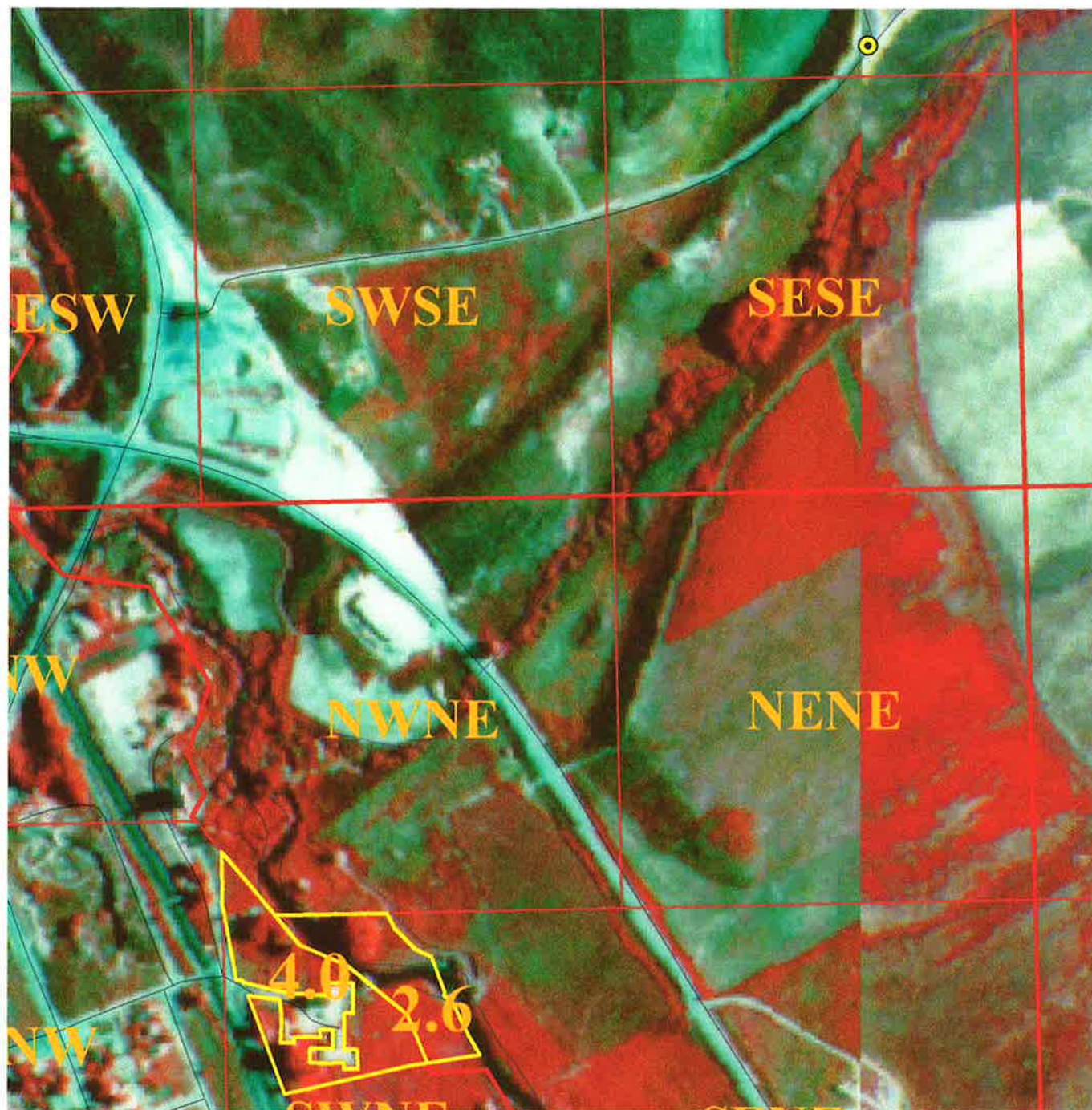
Township , 9S36E



Township , 9S36E



Township , 9S36E





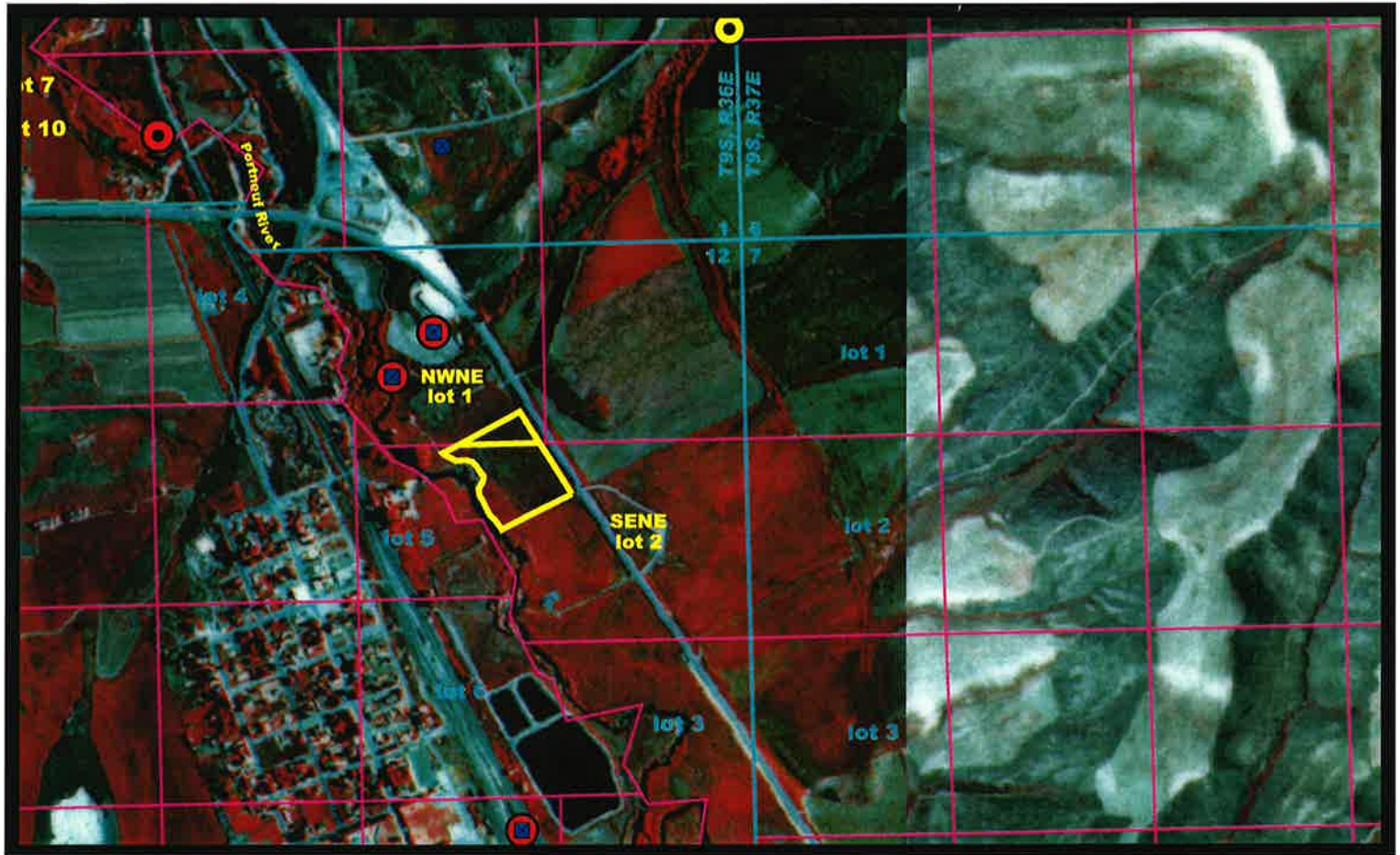
STATE OF IDAHO

Department of Water Resources

Eastern Region



WATER RIGHT(S): 29-00195E



750 0 750 1500 2250 3000 3750 4500 5250 6000 6750 Feet

LEGEND

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

**Place of Use: (parts of)
T9S, R36E Sec. 12
NWNE (L1), NESE (L2),**

**Point(s) of Diversion: T9S, R36E
Sec. 1 SENESE**

PROFILE

**CONFIRMED
JUL 12 2005**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2002

02/13/2003

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: 29-195E

RICHARD LOCKYER
PO BOX 371
MC CAMMON ID 83250
Telephone Number: (208)254-3240

SILVIA JM LOCKYER
PO BOX 371
MC CAMMON ID 83250
Telephone Number: (208)254-3240

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: 03-24-03

SIGNATURE:

Please print your name:

Silvia J. M. Lockyer
Silvia J. M. Lockyer

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

SCANNED
JUL 12 2005

PROFILED

29-195 46' vs McCann-Cannal SA - History

29-195	2.02 cfs	276 ac (when Decree w/ 29-194)		
29-195A	<u>cfs</u> <u>Disallowed</u>	<u>Ac (G&S)</u> <u>Reason</u>	<u>Claimed Ac</u>	H. Ures
29-195C	0.61	38.5	86°	R. Priestly
29-195D	0.05	2.7 ✓	15°	S. Lockyer
29-195E	0.12	7.5 ✓	5°	R & S Lockyer
29-195G	0.85	53.2	53.3	H. Ures
29-195H	<u>0.39</u>	<u>24.6</u> ✓	<u>29°</u>	S. Lockyer
	2.02 cfs	126.5 ac	196°	

2.02 cfs / 126.5 ac = 0.0159 cfs/ac ≈ 0.016 cfs C#5

276 ACROSS DECREE (w/ 29-194 & 195) - 126.5 ac (G&S) = 149.5
 ∴ 149.5 ac ABANDONED from 29-194.

NOTE: SEE DECREE EXCEPT (UNION GRANT ... CIRCA 1932 AS AMENDED) AND COPY ATTACHED.

THE DECREE RECOGNIZES 29-194 AND 29-195 AS BENEFIT USED TOGETHER FOR A TOTAL Q OF 5² cfs, SERVING TAC OF 276. AT THIS RATE THE DIV. RATE PER ACRE IS THEN 0.02 cfs/ac, - AS SPECIFIED BY DECREE.

APPARENTLY, 29-194 (CRYSTAL SPRINGS RIGHT) IS NO MORE BROUGHT OVER THE MOUNTAIN DIVIDE INTO HARKNESS CREEK DRAINAGE. NO SRBA CLAIM HAS BEEN FILED. C#3

NOW, THEREFORE, SINCE THESE TWO RIGHTS WERE USED AT 0.02 cfs/ac (TOGETHER), BUT, THE 35 cfs OF 29-194 IS NOT CLAIMED: 29-195 WILL NOT BE CONSIDERED AT 0.02 cfs/ac (AS SPECIFIED BY DECREE), RATHER IT WILL BE CONSIDERED AS 2.02 cfs ON THE 126.5 ac (AS PER G&S PWD) AT 0.016 cfs/ac. THIS RIGHT IS OBVIOUSLY TROUBLE SOME.

JUL 12 2005

PROFILED

22-141 50 SHEETS
 22-142 100 SHEETS
 22-144 200 SHEETS



29-195 C,D,E,G,H. POINT OF DIVERSION

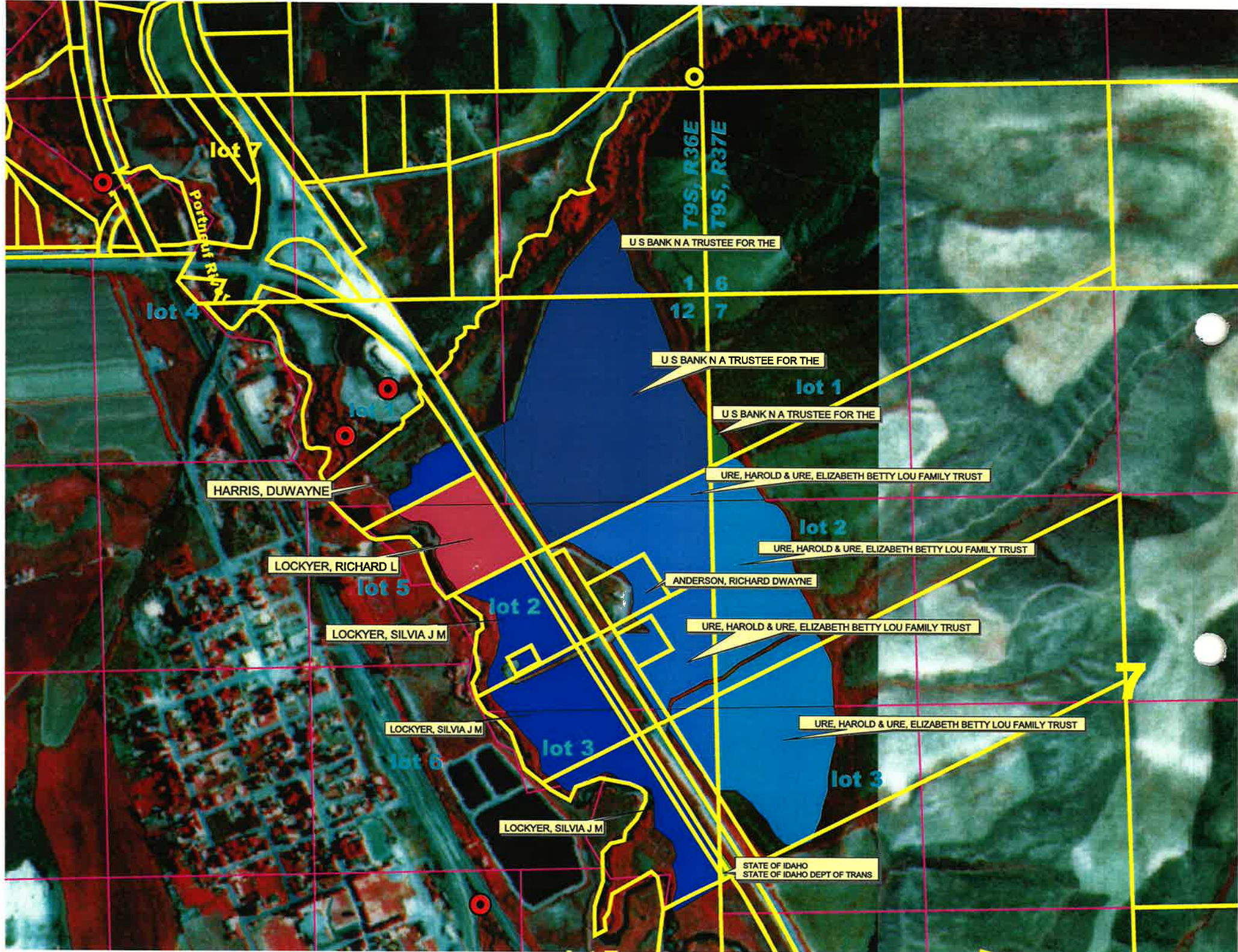


CHLVERT SHOWN ALLOWS HARRNESS CREEK TO FLOW ON TO THE
PORTNEU RIVER. THIS CHLVERT IS GATED AND WHEN USED
CAUSES WATER TO FLOW DOWN A LARGE DITCH FOR DISTRIBUTION
TO CLAIMS REFERENCED ABOVE. DITCH FLOWS SOUTHERLY.

SCANNED

JUL 12 2005

PROFILE



lot 7

Portneuf River

lot 4

lot 1

HARRIS, DUWAYNE

LOCKYER, RICHARD L

lot 5

LOCKYER, SILVIA J M

lot 2

LOCKYER, SILVIA J M

lot 6

lot 3

LOCKYER, SILVIA J M

T9S, R36E
T9S, R37E

U S BANK N A TRUSTEE FOR THE

1 6
12 7

U S BANK N A TRUSTEE FOR THE

lot 1

U S BANK N A TRUSTEE FOR THE

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

lot 2

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

ANDERSON, RICHARD DWAYNE

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

URE, HAROLD & URE, ELIZABETH BETTY LOU FAMILY TRUST

lot 3

STATE OF IDAHO
STATE OF IDAHO DEPT OF TRANS





WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

05/30/01 12:10:50

Page 1

Water Right Number - 29-00195

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

HANSEN

LEO

1 -
2 -
3 -

City-
Phone -

State-

Zip-

HANSEN

REUBEN

1 -
2 -
3 -

City-
Phone -

State-

Zip-

LILIENTH

NEPHI

1 -
2 -
3 -

City-
Phone -

State-

Zip-

HAWKS

H.

1 -
2 -
3 -

City-
Phone -

State-

Zip-

HOWELL

J. W.

1 -
2 -
3 -

City-
Phone -

State-

Zip-

+ - - Priority Date - - +
06/17/1902

+ - - Region - - - +
15 EASTERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - - +

+ - - Source - - - - - +
HARKNESS CREEK

+ - - Tributary - - - - - +
PORTNEUF RIVER

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
09S	36E	1	NE SE			(5)	BANNOCK			

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	09/15	2.020	

Total Div. Rate - +	Total Div. Volume - +	Total Div. Capacity - +	Total Consumptive Use - +	KW Usage - +
2.020			0.0	

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
09S	36E	1	SW SE			01	IRRIGATION	(5) BANNOCK

Water right number - 29-00195

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	36E	1	SE SE			01	IRRIGATION	(5) BANNOCK
09S	36E	12	NE NE			01	IRRIGATION	(5) BANNOCK
09S	36E	12	NW NE	1		01	IRRIGATION	(5) BANNOCK
09S	36E	12	SE NE	2		01	IRRIGATION	(5) BANNOCK
09S	36E	12	NE SE	3		01	IRRIGATION	(5) BANNOCK
09S	37E	7	NW NW	1		01	IRRIGATION	(5) BANNOCK
09S	37E	7	SW NW	2		01	IRRIGATION	(5) BANNOCK
09S	37E	7	NW SW	3		01	IRRIGATION	(5) BANNOCK
09S	37E	7	SW SW	4		01	IRRIGATION	(5) BANNOCK
09S	37E	18	NW NW			01	IRRIGATION	(5) BANNOCK

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

GEN P/U INCOMPLETE - ACRES IRR. 276.
W. L. & A. F. LILIENQUIST ALSO ORIGINAL OWNERS.

+ - - - - - 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

+ - - - - - Comments - - - - -

No Comments Found

+ - - Audit Fields - 06/18/85 05/22/88 CONVERT 02/06/98 CLEARFLD

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 06/18/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 29
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Presumption Flag -	Name Connector -	POU Ownership Flag-
SRBA Decreed Flag -		