

12/02/2002

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

RIGHT NUMBER: 29-274J

NAME AND ADDRESS: ARDYS L HOLTE
1506 N MINK CK RD
POCATELLO ID 83204

KARL E HOLTE
1506 N MINK CK RD
POCATELLO ID 83204

SOURCE: MINK CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 06/17/1902

POINT OF DIVERSION:

T07S R35E S30 NENESE 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	0.040 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

T07S R35E S30 NESE 2.0

2 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

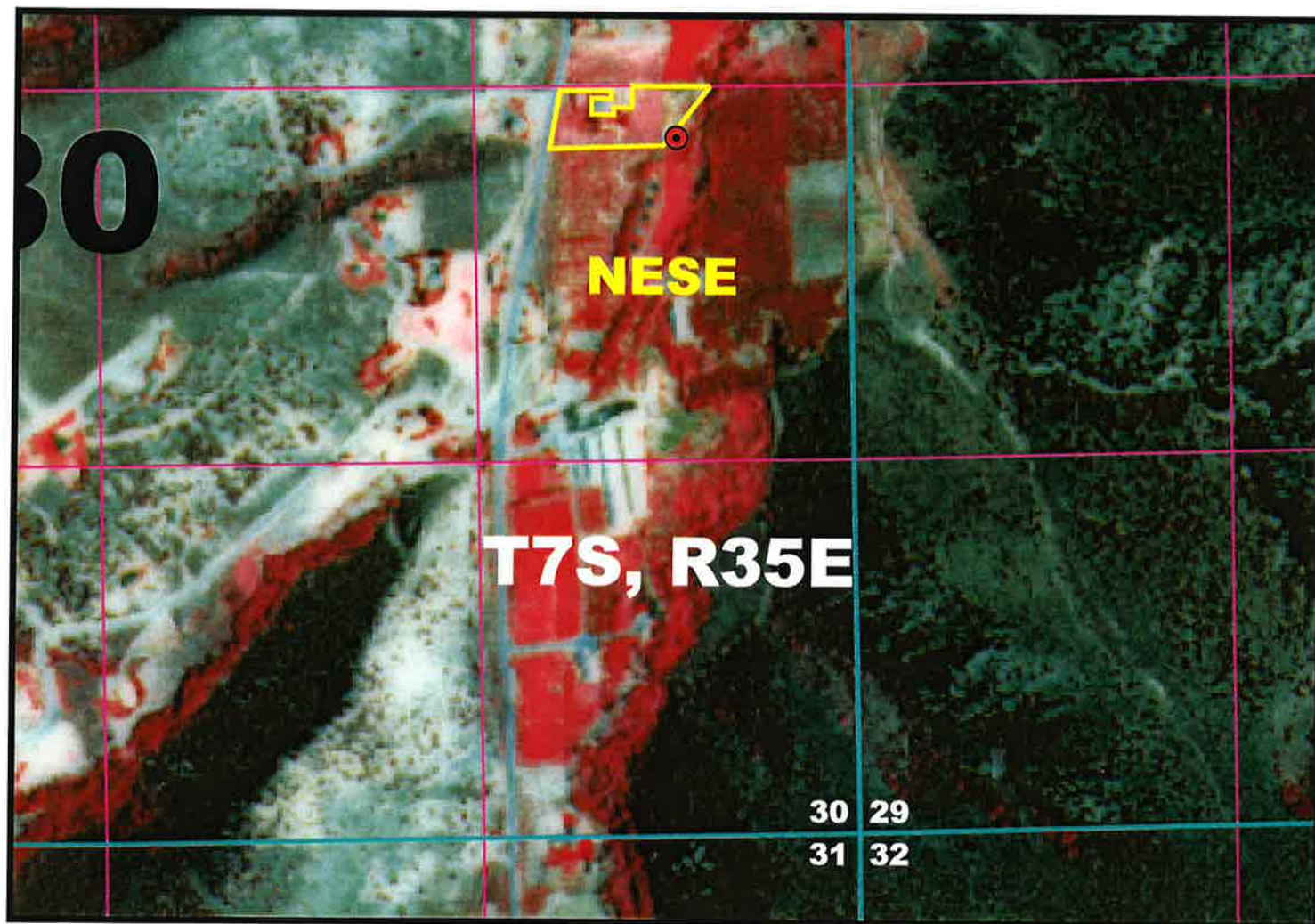
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-00274J



0 1320 Feet

Total Irrigated Acres: 2.0



Point(s) of Diversion



Place of Use



Quarter Quarter Lines

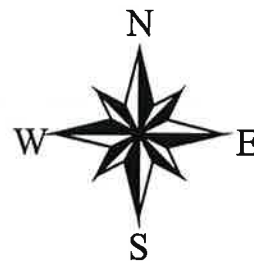


Section Lines

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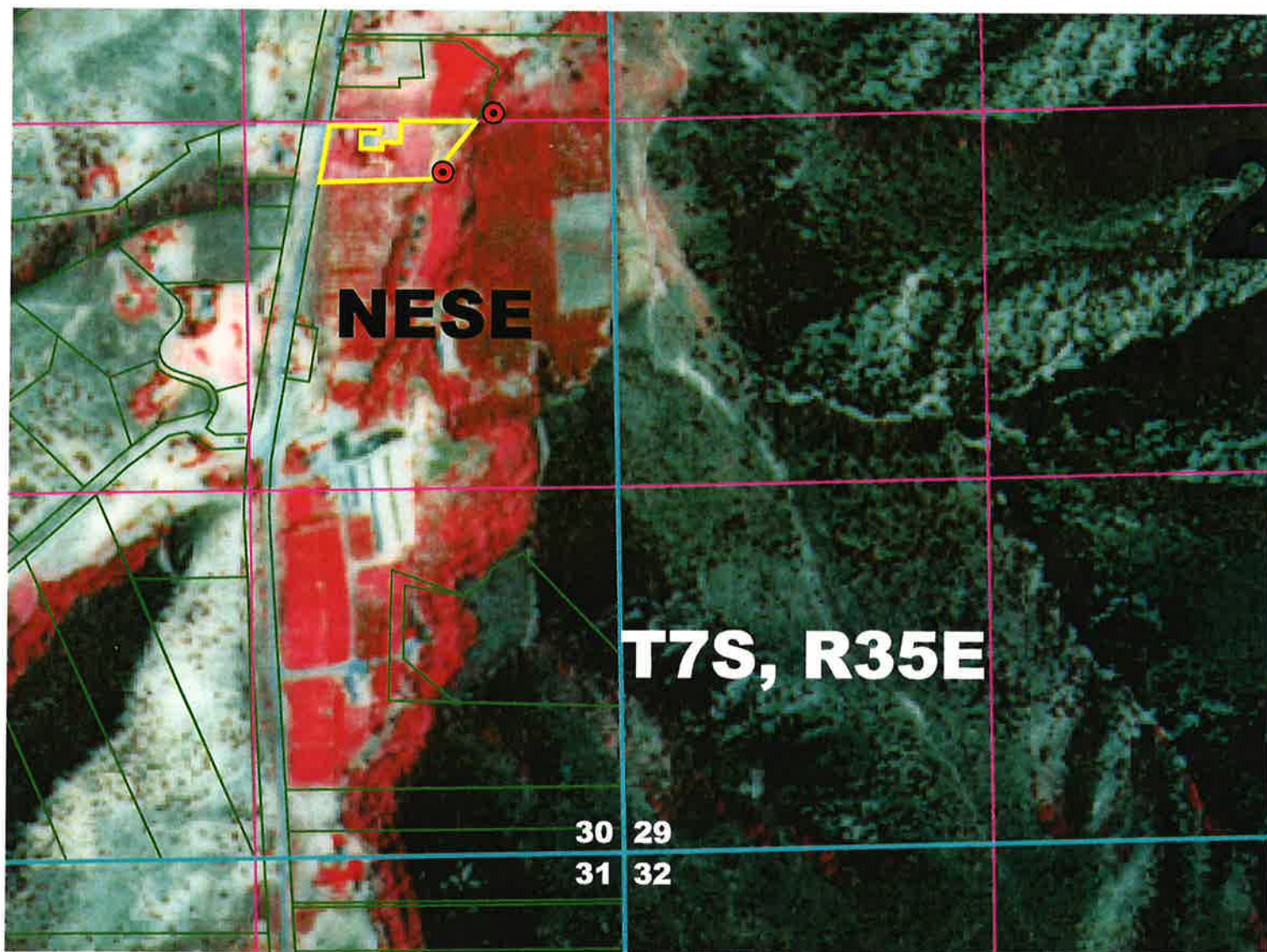
JUL 14 2005



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: December 2002

Potential Claim Map - Holte

Reference Map



Point of Diversion

Claimed Irrigated Acres: 2.0



Decreed POU



Possible Recommended POU - N/A



Bannock Co Tax Lot Data



Section Lines

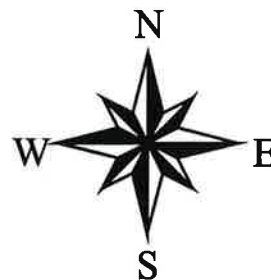


Quarter Quarter Lines

PROFILE

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Prepared By: Craig Saxton
October 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-274J V1

WATER RIGHT NUMBER: 29-274J V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ARDYS L HOLTE 1506 N MINK CK RD POCATELLO, ID 83204
Current Owner	KARL E HOLTE 1506 N MINK CK RD POCATELLO, ID 83204

Priority Date: 06/17/1902

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MINK CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 09/15	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

MINK CREEK	NE1/4NE1/4SE1/4	Sec. 30, Twp 07S, Rge 35E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	35E	30													2.0				2.0

Total Acres: 2

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-274J V1

1. Purpose of Use 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.

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	12/2/2002 8:46:21 AM	csaxton			Active
POD	12/2/2002 9:01:44 AM	csaxton			Active
Source	12/2/2002 9:03:04 AM	csaxton			Active
POU	12/2/2002 9:04:14 AM	csaxton			Active
Use	12/2/2002 9:04:42 AM	csaxton			Active
Season	12/2/2002 9:05:04 AM	csaxton			Active
Quantity	12/2/2002 9:06:15 AM	csaxton			Active
Summary			12/02/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	12/2/2002 8:46:22 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-274J V1

POD	12/2/2002 9:01:44 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Now diverted in Section 30
POD	12/2/2002 9:02:46 AM	csaxton	Edited point location
Source	12/2/2002 9:03:05 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	12/2/2002 9:03:45 AM	csaxton	Edited shape boundary
POU	12/2/2002 9:04:15 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	12/2/2002 9:04:43 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	12/2/2002 9:05:05 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-274J V1

Quantity	12/2/2002 9:06:15 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	12/2/2002 9:09:53 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

11-29-02: Recommend POB in NESE. POB in SEVE used recently to prevent Forfeiture but actual POB in NESE section 30.

POB in SEVE Not recommended since that would require a Transfer

PROFILE

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8-12-02: 29-11596 Domestic PO'd

: Possible NCO: Karl E and Arlys L Holte
1506 N Mink Cr Rd
Pocatello ID 83204-7255

8-14-02: Pump: Jacuzzi Intake 4" line
FE HP=? Outtake 3" line
Power line still to Pump

1) Black intake
2) Grey Pump In open
shed
3) Outtake At Frr Line
4) POA E of Creek. Green
Hose
5) Irrigation line
W. Tractor - Yellow in RR

Holte Prop: Purchased property in 1999.

Holte, Karl + Arlys; Mink Creek +
GW has been used as recently as 17 well inside House
this year.

1) well inside House
2) well House
3) well House w/claimant

: 6" Domestic well in Pump house.

: Pump Info: Crane
SN-448039
HP 2

Pump Hasnt Been used since 1999,
But was irrigated from Kayles
Pump.

2) some others
4) N @ River
5) N @ River

10-30-02: Overlap with 29-02402

11-7-02 : GK Matkin Called and said Even though he
Irrigated Hobbes Property when he owned it, it
was his understanding that He was using Fraisers
water Right. He isn't going to amend claim.

: But he did say that he Allowed Holte to tap
into his line this year To irrigate his trees

: Didn't know last time water was pumped from
Pump on Holte's property but probably at least 12 yrs.

: GK said water never used on Susanne's property

11-12-02 : Susanne Windham Called and Says she has no
Interest in this Right. Her Property was never
owned By Mr. Matkin (208) 478-7045

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Split history for Decreed Right 29-00274

		Claimed	Recommend
29-00274 1.4 Decree Silent	29-00274A Campbell	29-00274C Schubert	Disallow
	1.259	0.14	
	?	7	
		29-00274D Phillips	
		0.06	0.06
		3	3
	29-00274B McKee	29-00274E Worthington	
	0.141	0.024	0.02
	7	1.2	0.9
		29-00274F Schiebe	
		0.08	0.07
		4	3.6
		29-00274G Wood	
		0.08	0.01
		2	0.3
		29-00274H Grewing	
		0.17	0.03
		8.7	1.6
		29-00274I Matkin, GK	
		0.19	0.11
		10	5.3
		29-00274J Holte	
		0.04	0.04
		2	2
		29-11331 Matkin, Jeff	
		1.5	0.33
		27	16.5
		29-11334 Matkin, Jeff	Disallow
		0.1	Recommended under
		5	29-11331
		29-11345 Fisher, Michael	
		0.07	0.06
		3.5	3.2

Sum of claimed CFS = 2.454
Sum of claimed Acreage = 73.4

Sum CFS=	0.73
Sum Acre=	36.4

Un-accounted for CFS= 0.67
Un-accounted for Acres= N/A

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JUL 14 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 30, 2002

KARL E HOLTE
ARDYS L HOLTE
1506 N MINK CK RD
POCATELLO ID 83204-7255

RE: Filing a Snake River Basin Adjudication (SRBA) claim.

Dear Mr. and Ms. Holte:

On September 6, 2002, I sent GK Matkin a letter requesting amendment of his claim to include acres on the property that you now own. I sent you a copy of that letter and I also sent you a letter discussing why I could not split Mr. Matkin's original SRBA Claim without amendment (enclosed).

At this time I have not received any correspondence from Mr. Matkin.

Thus, as discussed under **Issue #2** of the September 6th letter, if you would like to retain a water right from Mink creek, I feel you need to file your own claim.

For your convenience I have enclosed a completed claim. Please look over it and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office with the filing fee of \$52 by November 29, 2002. The filing fee is as follows: \$50 claim fee and \$1 per acre. During my field exam I found two acres of irrigation. Map enclosed.

Please feel free to contact me if you have any questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

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RECEIVED

SEP 13 2002

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 03 2002

WATER RESOURCES
WESTERN REGIONPlease 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 (under the "split" heading), 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
	29-00274	I			
	~~29-02402~~	Not Applicable to this property CS.			
29-11896 D+S AD'd					

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

A. The appropriate ~~FILING FEE~~. See instructions for fee amounts. ~~N/A~~ \$25

☒ 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) is 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)

GK Matkin and/or Joanne Matkin

- ☒ 4. New Owner/Claimant(s)

KARL E. HOLTE, ARDYS L. HOLTE

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

1506 N. MINK CREEK ROAD

City, State and ZIP Code

POCATELLO, ID 83204-7255

New Telephone Number

(208) 232-6563

- ☒ 5. Date you acquired the property

01/26/99

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Idaho Department of Water Resources Receipt

Receipt ID W029717

Payment Amount \$25.00 Date Received 9/17/2002 9:14:20 AM Region Western Status ☐
Payment Type Check Check Number 2672

Payer HOLTE, KARL E

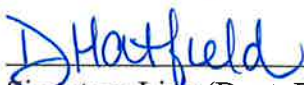
Comment CHANGE OF OWNERSHIP: 29-11596

Fee Detail

Amount Description

Fund FD PCA SO

\$25.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 62140 1155



Signature Line (Dept. Representative)

PROTECTED**SCANNED****JUL 14 2005**

2-2
corner of

99091889

Commencing at the Northwest corner of the NE1/4 SE1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, and running thence in an Easterly direction along the North line of the said NE1/4 SE1/4 a distance of 295 feet, more or less, to the Easterly side of U.S. Highway #38, the point of beginning of this survey;

thence in a Southwesterly direction following the Easterly side of the Highway a distance of 210 feet; thence East to the center of Mink Creek; thence in a Northeasterly direction following the center line of Mink Creek a distance of 210 feet, more or less, to the North line of the NE1/4 SE1/4; thence in a Westerly direction along the North line of said NE1/4 SE1/4 a distance of 430 feet, more or less, to the point of beginning of this survey.

99001889
RECORDED AT REQUEST OF
PIONEER TITLE
'99 JAN 29 AM 10 25
OFFICIAL FILE NO BOOK NO 72
COUNTY IDAHO
LAWYER'S RECORD
FEE \$60.00

EXHIBIT A

01856

Escrow #: 529867

Approved by:

39001889

WARRANTY DEED

FOR VALUE RECEIVED, D. JOANNE MATKIN, AN UNMARRIED PERSON

the Grantor(s), do(es) hereby grant, bargain, sell, and convey unto KARL E. HOLTE AND ARDYS L. HOLTE, HUSBAND AND WIFE
the Grantee(s), whose address is 1506 N. MINK CREEK, POCATELLO, ID 83201
(Mailing Address), 1506 N. MINK CREEK, POCATELLO, ID 83204 (Property Address),
the following described premises, situated in BANNOCK County, Idaho:

LEGAL DESCRIPTION "EXHIBIT A" ATTACHED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s) and Grantee(s) heirs, successors, and assigns forever. The Grantor(s) do(es) hereby covenant and warrant to and with the Grantee(s) that the Grantor(s) is/are the owner(s) in fee simple of such premises; that such premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject; those set forth in Pioneer Title Company Title of Bannock County, Commitment No. 529867A, dated December 17, 1998; those made, suffered, assumed, or created by the Grantee(s); reservations, restrictions, dedications, covenants, easements of record or use; rights of parties in possession, encroachments, overlaps, boundary-line disputes, or other matters that would be disclosed by an accurate survey or inspection of the property; rights-of-way and agreements, if any, of record; general taxes and assessments (including irrigation and utility assessments, if any, for the current year) that are not yet due and payable; and that the Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

DATED this 26 day of January, 1999.

D. Joanne Matkin
D. JOANNE MATKIN

STATE OF IDAHO

County of BANNOCK

On this 26 day of January, 1999, before me, the undersigned, personally appeared D. JOANNE MATKIN known or identified to me to be the person(s) whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Stephanie Leight
Notary Public
Residing at: POCATELLO, IDAHO
Commission Expires: 4-25-2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 6, 2002

KARL E HOLTE
ARDYS L HOLTE
1506 N MINK CK RD
POCATELLO ID 83204-7255

RE: Notice of Change in Water Right Ownership for Snake River Basin Adjudication (SRBA) claims 29-00274I and 29-02402.

Dear Mr. and Ms. Holte:

I received your Notice of Change in Water Right Ownership form. However, with further research I have found a couple problems with completing the change.

Issue 1:

When I met with you we spoke about the use of well water on your property. I had originally thought that part of GK Matkin's well right 29-02402 was applicable to your property. However, after further looking at the original license, it is clear that 29-02402 was not licensed for irrigation use on your property.

However, I did find domestic right 29-11596 for use of groundwater that is applicable to your property. 29-11596 has been partially decreed by the SRBA court and is a perfected water right. However, since it has been partially decreed, there is a \$25 fee associated with the ownership change.

Issue 2:

29-00274I is a claim for use of Mink Creek water for irrigation purposes. You informed me that GK Matkin used Mink Creek water on your property. The problem is Mr. Matkin never claimed use on your property. Thus, I cannot split off the portion applicable to your property since nothing was claimed on your property.

I will solicit GK Matkin to amend claim 29-00274I to include your property as an irrigated place of use. If he is not responsive, your other option is to file a separate SRBA claim for the use of Mink Creek water.

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Conclusion:

I am returning the Change of Ownership information you sent. Please look over the changes I made in red and send it back to me with a check for \$25. Once I receive that I will forward it onto the SRBA court to change the ownership on 29-11596.

Upon receiving amended claim 29-00274I from GK Matkin, I will split the right into two portions and you will be notified of your new claim number. If you do not receive correspondence from myself regarding this issue in the next couple of months, you will need to contact me to discuss filing a separate claim if you wish to continue to use Mink Creek water.

I realize this is a confusing matter. Please feel free to contact me if you have any questions.

Respectfully submitted,



Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

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29-00274I - Holte POD Field Exam: 8/14/02



Looking inside POD pumphouse. Pump info: Make = Crane; SN = 448039; HP = ? (csaxton).



Looking North at riser that supplies Mink Creek water to the Holte property (csaxton).

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29-00274I - Holte System Field Exam: 8/14/02



Looking at riser used to supply Mink Creek water to Holte property (csaxton).



Irrigation system (csaxton).

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JUL 14 2005**

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-274B

WATER RIGHT NUMBER: 29-274B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MRS N E MC KEE
	, ID
Original Owner	JAMES S CAMPBELL
	, ID

Priority Date: 06/17/1902

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MINK CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to	9/15	0.141 CFS	
	<u>Total Diversion:</u>		0.141 CFS	

Location of Point(s) of Diversion

MINK CREEK	SE1/4NE1/4	Sec. 30, Twp 07S, Rge 35E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	35E	30				7.0													7.0

Total Acres: 7

Conditions of Approval:Remarks:

1. General AS PER TRANS #252.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-274B

Dates and Other Information:

Licensed Date:
Decreed Date: 6/5/1926
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE FOR CHANGE OF POINT OF DIVERSION
OF DECREED WATER RIGHT NO. 252

THIS IS TO CERTIFY that Mrs. H. E. McKee of P. O. Box 528, Richmond, Illinois, is the owner of and using a certain water right of .1412 cubic feet per second of the waters of Mink Creek with priority of June 17, 1902, said water being decreed to James S. Campbell by decree of Judge O. R. Baum of the Fifth Judicial District of the State of Idaho, in and for the County of Bannock, in the case of

SAM P. SMITH

vs.

CITY OF POCAHELLO,
et al,

said decree bearing date of June 5, 1926, and being appurtenant to the following described lands, to-wit:

South portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 30, Township 7 South,
Range 35 E. B. M.,

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, Idaho, in Volume No. 5 of Decrees, at Page 78 thereof;

And that now, upon the application of Mrs. H. E. McKee of P. O. Box 528, Richmond, Illinois, made before the State Reclamation Engineer of the State of Idaho, for a Certificate of Change of Point of Diversion, and the said application having been granted, the right to change the point of diversion of .1412 cubic feet per second of the waters of Mink Creek is HEREBY GRANTED;

That said change of point of diversion shall not modify in effect said decreed water right or place of use;

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

.1412 cubic feet per second of the waters
of Mink Creek with priority of June 17, 1902;

That the water right hereby transferred has heretofore been conducted from Mink Creek to the above described lands with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 7 South, Range 35 E. B. M., which was erroneously stated in the said decree above stated as being in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 7 South, Range 35 E. B. M., through the Mink Creek Ditch;

That the water right hereby transferred will hereafter be conducted to said lands with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 7 South, Range 35 E. B. M., approximately 300 feet West and 30 feet North of the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 30, Township 7 South, Range 35 E.B.M., from the waters of Mink Creek;

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 11th day of September, 1961.

RALPH W. THOMAS
Deputy State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Mrs. H. E. McKee
of
P. O. Box 528
Richmond, Illinois

ORDER GRANTING CHANGE
OF POINT OF DIVERSION
NO. 252

For a Change of Point of Diversion from
Mink Creek in Water District No. 17-B,
Barnook County

WHEREAS, on the 7th day of July, 1961, the application of Mrs. H. E. McKee, of P. O. Box 528, Richmond, Illinois, for a change of Point of diversion from Mink Creek, came on regularly for hearing at the Department of Reclamation of the State of Idaho, at Boise, Idaho, pursuant to the published notice in due and statutory form, and

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

WHEREAS, Transfer merely transfers said water right from the Mink Creek ditch to Mink Creek proper by pumping direct from Mink Creek to lands in question;

NOW, THEREFORE, IT IS HEREBY ORDERED, that the said application be, and the same is HEREBY GRANTED, and that a Certificate of Change of Point of Diversion is issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 11th day of September, 1961.

RALPH W. THOMAS
Deputy State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE FOR CHANGE OF POINT OF DIVERSION
OF DECREED WATER RIGHT NO. 252

THIS IS TO CERTIFY that Mrs. H. E. McKee of P. O. Box 528, Richmond, Illinois, is the owner of and using a certain water right of .1412 cubic feet per second of the waters of Mink Creek with priority of June 17, 1902, said water being decreed to James S. Campbell by decree of Judge O. R. Baum of the Fifth Judicial District of the State of Idaho, in and for the County of Bannock, in the case of

SAM P. SMITH

vs.

CITY OF POCATELLO,
et al,

said decree bearing date of June 5, 1926, and being appurtenant to the following described lands, to-wit:

South portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 30, Township 7 South,
Range 35 E. B. M.,

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, Idaho, in Volume No. 5 of Decrees, at Page 78 thereof;

And that now, upon the application of Mrs. H. E. McKee of P. O. Box 528, Richmond, Illinois, made before the State Reclamation Engineer of the State of Idaho, for a Certificate of Change of Point of Diversion, and the said application having been granted, the right to change the point of diversion of .1412 cubic feet per second of the waters of Mink Creek is HEREBY GRANTED;

That said change of point of diversion shall not modify in effect said decreed water right or place of use;

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

.1412 cubic feet per second of the waters
of Mink Creek with priority of June 17, 1902;

That the water right hereby transferred has heretofore been conducted from Mink Creek to the above described lands with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 7 South, Range 35 E. B. M., which was erroneously stated in the said decree above stated as being in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 7 South, Range 35 E. B. M., through the Mink Creek Ditch;

That the water right hereby transferred will hereafter be conducted to said lands with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 7 South, Range 35 E. B. M., approximately 300 feet West and 30 feet North of the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 30, Township 7 South, Range 35 E.B.M., from the waters of Mink Creek;

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 11th day of September, 1961.

RALPH W. THOMAS
Deputy State Reclamation Engineer

RECEIVED
JUN 6 1931

Application For Transfer of Water Right

Department of Reclamation

STATE OF IDAHO

County of Bannock

ss.

Mrs. H.E. McKe

, being first duly sworn, deposes and says:

That ^{her} ~~his~~ name is Mrs. H.E. McKe

; that she is of lawful age, a citizen

of the United States and of the State of Idaho, and that ^{her} ~~his~~ postoffice address is

P.O. Bx 528, Richmond Illinois

That he is the owner and using a certain water right, bearing date of priority of June 17 1922

for 1 1/4 ~~inch per second~~ cubic feet per second of the waters of Mink Creek and Campbell Creek

County of Bannock, State of Idaho, decreed to James S. Campbell

by decree of Judge O.P. Baum of the 5th Judicial District of the State of

Idaho, in and for the county of Bannock, in the case of Sam P. Smith

vs. City of Pocatello et al, said decree bearing date of June 5th 1926

(or obtained by virtue of License No. _____, issued by the State Department of Reclamation of

the State of Idaho, dated _____, 19____, bearing date of _____, 19____)

for the purpose of irrigating the following described lands situate, lying and being in Water District

No. 17-D in the County of Bannock and State of Idaho, to-wit: Portion of

SE⁴ NE⁴ Section 30, T. 7 S., R. 35 E. B.M.

(as per attached description)

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. By purchase, shown by attached copy of Deed

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream in the NW⁴ NW⁴ SW⁴ of

Section 32, Township 7 S., Range 35 E., B. M., and con-

ducted to the above described lands through Mink Creek Ditch

as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of No change cubic feet per second

of said water upon the above described land, and to convey ^{in place of use} and use same upon the following tract,

situate, lying and being in the County of _____ and State of Idaho, to-wit:

X

X

That reasons for desiring to make such transfer are as follows:

X

X

That he intends to divert and convey said.....X.....X.....second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

See attached form of consent

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in *S.E. 1/4 of NE 1/4 of Section 30, Township 7 S., Range 35 E.* and thereafter conduct same to the above described land through the *To be pumped* ditch, as per map appended. *from Mink Creek*

That his reasons for desiring to make such change are as follows: *Proposed change will result in less water loss and greater overall efficiency of operation.*

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Mr. F. E. McKee

Applicant.

Subscribed and sworn to before me this *1st* day of *June*, 19*61*

George F. Phillips

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? *Mink Creek and Campbell Creek*

Where is the diversion point located? *N.W. 1/4 NW 1/4 Sec. 32, T. 7 S., R. 35 E.*

Through what ditch is it now conducted? *Mink Creek Ditch*

How much land is now irrigated by the water sought to be transferred? *7.06 acres*

Give the description: *See description on attached map*

RECEIVED

JUN 6 1961

333914

Department of Reclamation

THIS INDENTURE, made this seventeenth day of June, 1958,
between Troy L. Lacey and Fay R. Lacey husband and wife

of Pocatello, County of Bannock, State of Idaho
the parties of the first part and Mrs. H.E. McKee, also known as Mary Lee McKee

County of Bannock, State of Idaho, of Pocatello, the part Y of the second part,
WITNESSETH, that the said part of the first part, for and in consideration of the sum of
Ten Dollars and other valuable consideration - - - - - Dollars
lawful money of the United States of America
to them in hand paid by the part Y of the second part, the receipt whereof is hereby acknowledged,
he granted, bargained, sold, and by these presents, do grant, bargain, sell and convey and confirm unto
the said part Y of the second part, and to her heirs and assigns, forever, all the following described
real estate, situated in Pocatello, County of Bannock,
State of Idaho, to-wit:

Beginning at the East 1/16 corner on the latitudinal center line of Sec. 30, T7S, R35E, B.M.; thence East along the latitudinal centerline of said Sec. 30, 304.48 feet, more or less, to the easterly right of way line of the Mink Creek Road the TRUE POINT OF BEGINNING; thence continuing East 1006.0 feet, more or less, to the East line of said Sec. 30; thence N.0°-19'W. along said East line of Sec. 30, 303.56 feet; thence N.89°-40'W. 987.82 feet, more or less, to the easterly right of way line of said Mink Creek Road; thence southwesterly along said right of way line 315.2 feet, more or less, to the TRUE POINT OF BEGINNING, containing 7.06 acres, more or less.

Also, including any and all water rights appertaining thereto.



TOGETHER with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity of the said part of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together with the appurtenances unto the part Y of the second part, and to her heirs and assigns forever. And the said part Y of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said part Y of the second part, her heirs and assigns, against the said part Y of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said part Y of the first part have hereunto set their hand and seals the day and year first above written.

Executed and Delivered in the Presence of

Troy L. Lacey [SEAL]
Fay R. Lacey [SEAL]
[SEAL]
[SEAL]

TITLE
OF
CASE

See B. Smith et al

VS.

City of Pocatello et al

SOURCE Mink Creek & Campbell Creek

WATER DIST 17-D

COUNTY Bannock

PAGE

JUDICIAL DIST. 5

JUDGE O. R. Pann

DATE OF DECREE 6-5-26

RECORDED

IN BOOK NO. 5

AT PAGE NO. 78

FILE NO. 172-1

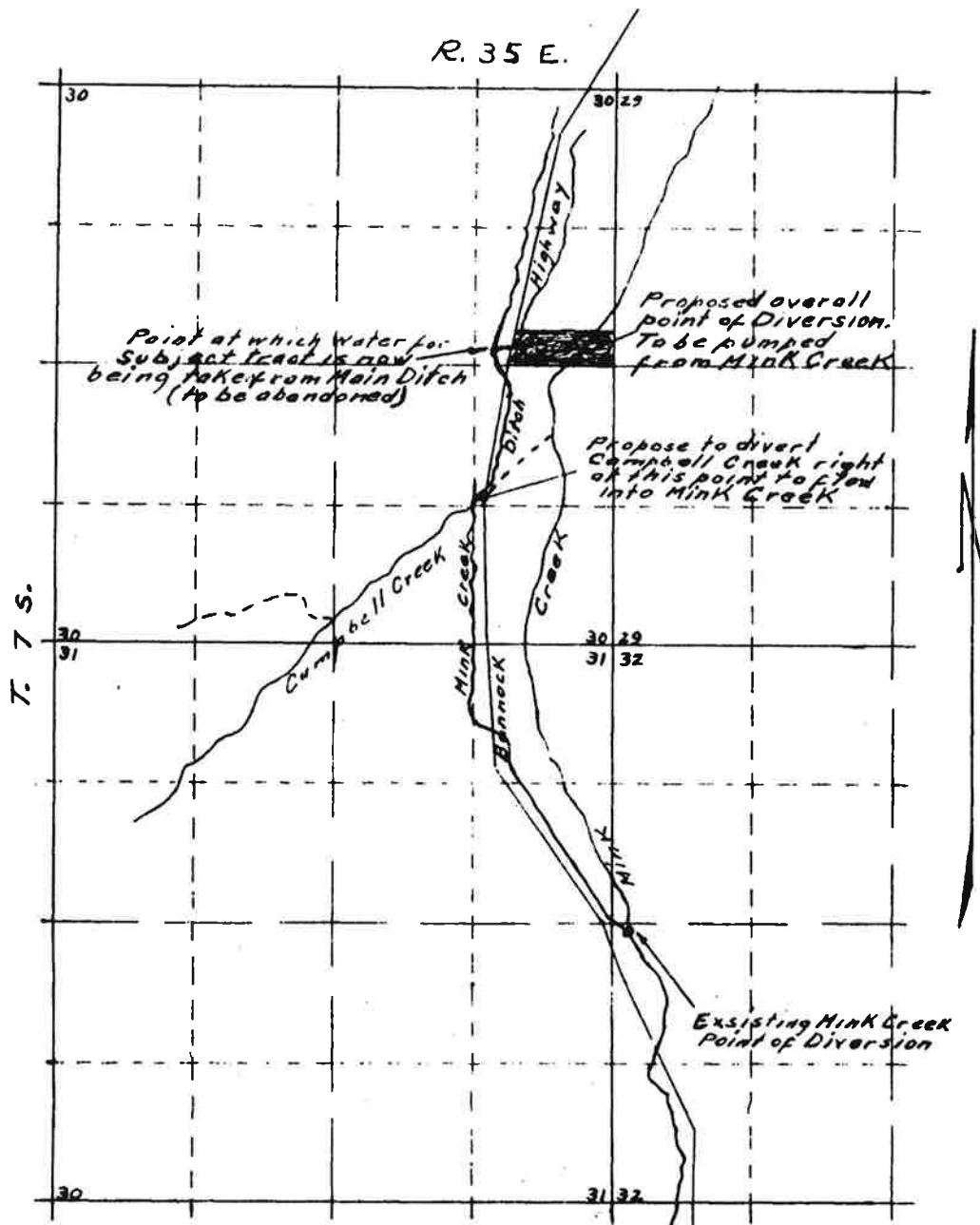
P.N.	D.M.	DECEASED OWNER	NAME	PRESENT OWNER	AMT. INCHES	PRIORITY	DIVERSION				REMARKS, LAND TO BE IRRIGATED, ETC.	C.T.
							SUBDIV.	SEC.	TWP.	R.G.		
1		T. B. Smith Est.			10.	2-26-69	center	20	7 S.	35E	NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, 17, SW $\frac{1}{4}$ SW $\frac{1}{4}$ 8 T 7S-R35 E	
1		Elkhorn Dairy & Livestock Co.			15.	"	"	"	"	"	SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ 17	10.
1		Joseph Munn			5.	"	"	"	"	"	SE $\frac{1}{4}$ NW $\frac{1}{4}$ 18, N 18 A. of SW $\frac{1}{4}$ NW $\frac{1}{4}$ 17	25.
1		Wm. H. Edwards			20.	"	"	"	"	"	N $\frac{1}{2}$ NE $\frac{1}{4}$ 18	50.
1		City of Pocatello			161.1	"	At a point 30383 W. 728.348 from E. corner S. 18-28-34 E.				Municipal purposes	50.
1		Big Elk Indian Allotment			58.71	"					Plus one additional inch of water for each additional acre added to the present irrigated area which is 97.17 acres.	211. 1
1		Tosma			37.46	"						269. 8
2		City of Pocatello			28.	10-1-01	See Above.				See Above.	507. 26
3		James S. Campbell			70.	6-17-02	Mink Creek and Campbell Cr. (P.D. in NW $\frac{1}{4}$ NE $\frac{1}{4}$, S. 31-73-.35 E.)				SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ 30, NE $\frac{1}{4}$ Sec. 31-T. 73.-R. 35 E.	335. 26
4		T. B. Smith Est.			44.65	7-21-02	Center	20	7 S.	35E.	See above.	415. 26
4		Elkhorn Dairy and Livestock Co.			47.22	"	"	"	"	"	"	459. 91
4		Joseph Munn			26.98	"	"	"	"	"	See above.	507. 13
4		Wm H. Edwards			51.53	"	"	"	"	"	"	534. 11
5		Arthur Say (SAY)			75.	9-7-04	SE $\frac{1}{4}$ SE $\frac{1}{4}$	19	"	"	SE $\frac{1}{4}$ SE $\frac{1}{4}$ 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30, NW $\frac{1}{4}$ NW $\frac{1}{4}$ 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$ 20.	565. 64
6		H. F. Calloway			20.	8-7-07	SW $\frac{1}{4}$	20	"	"	NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, 20	640. 64
7		J. H. McKinnon			12.	7-10-10	SW $\frac{1}{4}$ NW $\frac{1}{4}$	31	"	"	S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, 31	660. 64
8		City of Pocatello			60.9	10-1-17	See Above.				See above.	672. 64
												735. 54

CONSENT TO CHANGE OF
POINT OF DIVERSION

We, the undersigned, being owners of a water right in the
water of Mink Creek in Bannock County, State of Idaho, do hereby
consent to the change of point of diversion of the water belonging
to Wm H E McKee in Mink Creek in Bannock County, Idaho.

<u>Odell J. Maden</u>	<u>A. K. Mathis</u>
<u>Willard D. Ellison</u>	<u>J. O. Anderson</u>
<u>Wm. Chaney</u>	<u>E. B. Chaney</u>
<u>Naomi Stanger</u>	
<u>Red P. Freckleton</u>	
<u>A. H. H. H.</u>	
<u>C. G. Meyer</u>	
<u>J. W. Frazier</u>	

MICROFILMED



Scale: 4" = 1 mile
Subject Tract in Red

Michigan

What is the total amount of water in inches, or second feet, dedicated to said land? 1 inch per acre

What kind of crops are being raised? Hay and pasture

How much water per acre is now required to irrigate said land? 1 inch per acre

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

Not to be discontinued (change in point of diversion only)

Give location of new point of diversion, if change is to be made Approximately 300 ft. West and 30 ft. North of S.E. Cor. of SE 1/4 NE 1/4 Sec. 30, T. 7S, R. 35E.

Through what ditch will it be conducted after transfer? To be pumped from Mink Creek

How much water will be required per acre to irrigate the land to which this water is transferred?

Not to be transferred

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source None

Is there any other water right for the land to which you seek to make this transfer? If so, give amount, date and source None

Signed Mrs. H. E. McKee
Applicant.

STATE OF IDAHO,

County of Bannock } ss.

I, Alma J. Tolman, Watermaster of Mink Creek

Water District No. 17-D, County of Bannock, State of Idaho, whose postoffice address is Pocatello, Idaho, have read or heard read the foregoing affidavit and petition

of Mrs. H. E. McKee, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster, District No. 17D

Alma J. Tolman

Dated at * June 19, Idaho, this 1st day of June, 19 61
Pocatello

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 29-274J
Date Received: 11/25/2002
Receipt No: W029888
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARDYS L HOLTE
1506 N MINK CK RD
POCATELLO ID USA 83204

Phone: (208) 232-6563

KARL E HOLTE
1506 N MINK CK RD
POCATELLO ID USA 83204

Phone: (208) 232-6563

2. Date of Priority: 06/17/1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
07S	35E	30	SE	SE	NE	BANNOCK	
07S	35E	30	NE	NE	SE	BANNOCK	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/01	0.04	

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

8. Total consumptive use:

SCANNED

JUL 14 2005

PROFILE

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	30	NE	SE	IRRIGATION	2
Section Acres						2
Total Acres						2

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:

Two points of diversion. One being on GK Matkins property.

This claim is for a portion of decreed right 29-00274.

Fees paid under receipt number W029888.

15. Basis of Claim: Decreed

SCANNED
JUL 14 2005

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

RECEIVED

NOV 25 2002

WATER RESOURCES
WESTERN REGION

Ident. Number
Date Received:
Receipt No:
Received By:

A29-00274J
11-25-02
W029888

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KARL E HOLTE Phone: (208) ~~233-2441~~ 232-6563

1506 N MINK CK RD
POCATELLO ID USA 83204

ARDYS L HOLTE Phone: (208) ~~233-2441~~ 232-6563

1506 N MINK CREEK RD
POCATELLO ID USA 83204

2. Date of Priority: 06/17/1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	30	SE SE NE	BANNOCK	
07S	35E	30	NE NE SE	BANNOCK	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	5/01	10/01	0.04	

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

8. Total consumptive use:

SCANNED

JUL 14 2005

FILED

10/30/2002

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	30	NE	SE	IRRIGATION	2.0
Section Acres						2.0
Total Acres						2.0

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:

14. Remarks:

TWO POINTS OF DIVERSION. ONE BEING ON GK MATKINS PROPERTY.

THIS CLAIM IS FOR A PORTION OF DECREED RIGHT 29-00274.

15. Basis of Claim: Decreed

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

PROFILED
10/30/2002

SCANNED
JUL 14 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):

Karl E. Holte
Arden L. Holte

Date: 11/19/02

Date: 11/19/02

State of Idaho

County of

BANNOCK

) SS.
)

Subscribed and sworn (or affirmed) before me this 19TH

of NOVEMBER 2002

Nancy J. Smith

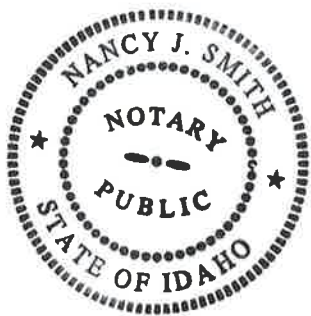
Notary Public

Residing at

Pocatello, IDAHO

My commission Expires

8/15/2003



PROFILED

10/30/2002

SCANNED

JUL 14 2005