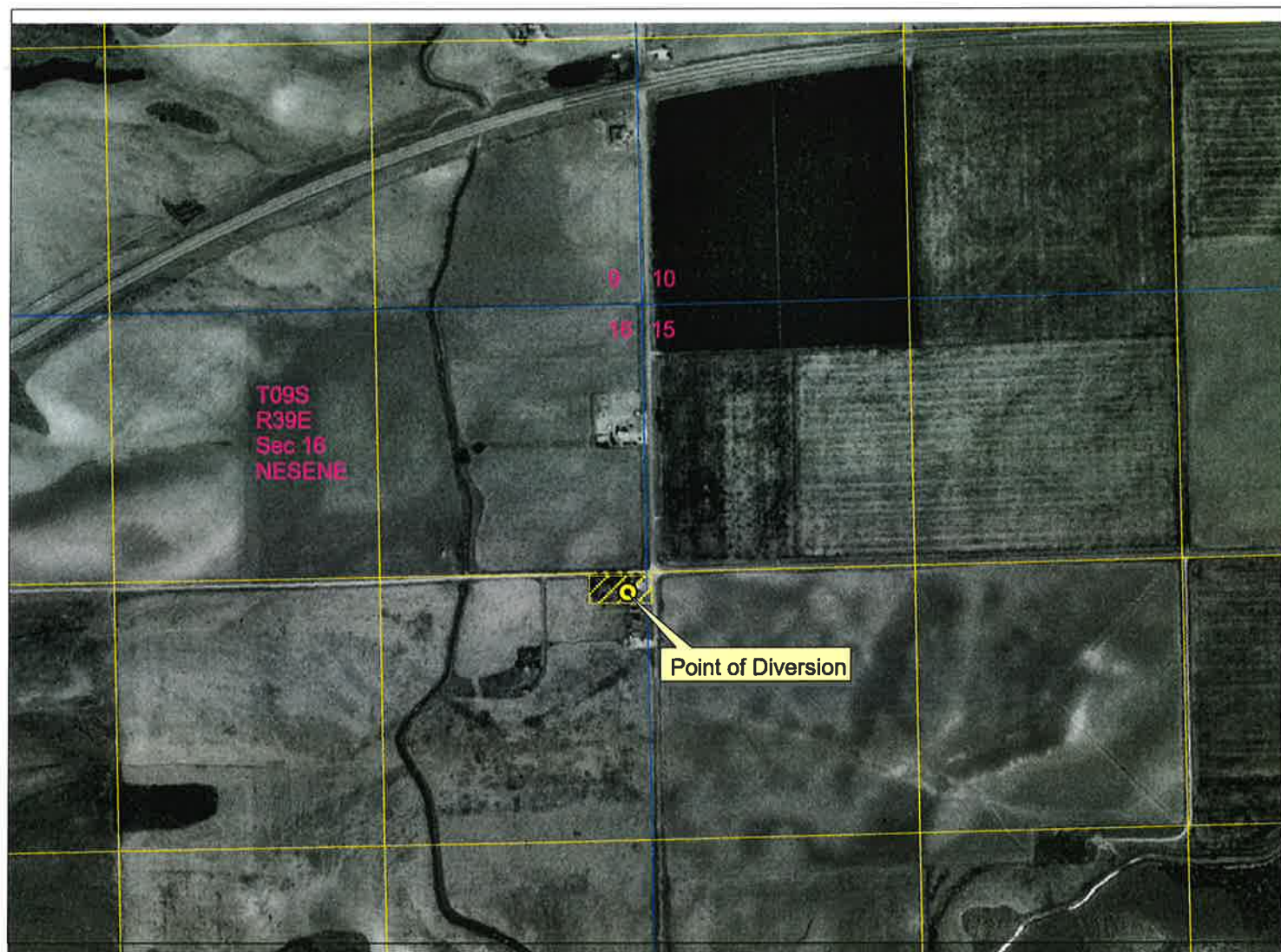


IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-574

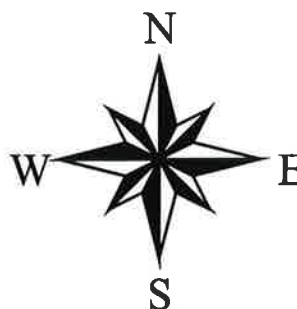


0.2 0 0.2 0.4 Miles

Irrigated Acres =

-  **Well.shp**
-  **Place of use.shp**
-  **Sections**
-  **QQ**

SCANNED
DEC 09 2005



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-574 V1

WATER RIGHT NUMBER: 29-574 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HELEN GATES PO BOX 2250 BANCROFT, ID 83217 (208)648-7711

Priority Date: 04/01/1920

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	1.80 AF
	<u>Total Diversion:</u>	0.040 CFS	1.80 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4NE1/4	Sec. 16, Twp 09S, Rge 39E, B.M.
CARIBOU County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	39E	16				X													

Conditions of Approval:

1. 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.
2. x01 Domestic use is for 2 homes.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-574 V1

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: NONE RECEIVED
 State or Federal: S
 Owner Name Connector:
 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>
Contacts	10/24/2002 9:17:08 AM	rwarner			Active
Priority Date	10/24/2002 9:18:16 AM	rwarner			Active
POD	10/24/2002 9:18:56 AM	rwarner			Active
Source	10/24/2002 9:20:04 AM	rwarner			Active
POU	10/24/2002 9:39:18 AM	rwarner			Active
Use	10/24/2002 10:39:49 AM	rwarner			Active
Season	10/24/2002 11:44:10 AM	rwarner			Active
Quantity	10/24/2002 11:44:12 AM	rwarner			Active
Summary			10/24/2002	rwarner	Active
Use	10/24/2002 1:41:25 PM	rwarner			Active
Season	10/24/2002 1:42:13 PM	rwarner			Active
Quantity	10/24/2002 1:43:51 PM	rwarner			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/24/2002 9:17:08 AM	rwarner	(No) 1. Do you want to schedule an appointment?
			Comment for 1: desktop review
POU	10/24/2002 9:39:18 AM	rwarner	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-574 V1

Priority Date	10/24/2002 9:18:16 AM	rwarnar	(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?
POD	10/24/2002 9:18:56 AM	rwarnar	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	10/24/2002 9:20:04 AM	rwarnar	(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	10/24/2002 9:25:32 AM	rwarnar	Edited shape boundary
Use	10/24/2002 10:39:49 AM	rwarnar	(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? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Season	10/24/2002 11:44:11 AM	rwarnar	(Yes) 1. Is the basis of claim Decree or License?
Quantity	10/24/2002 11:44:13 AM	rwarnar	(Yes) 1. Is the basis of this claim a Decree or License?
Summary	10/24/2002 1:39:18 PM	rwarnar	(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? (No) 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-574 V1

Use	10/24/2002 1:41:26 PM	rwarnar	(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	10/24/2002 1:42:14 PM	rwarnar	(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? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/24/2002 1:43:52 PM	rwarnar	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - calculated for Bancroft-lund decree



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 24, 2001

A29-574
Helen Gates
P.O. Box 2250
Bancroft, ID 83217

REF: Snake River Basin Adjudication (SRBA)

SUBJECT: CRP Contract

Dear Claimant(s);

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown **above in the "address" label** has been filed in the Snake River Basin Adjudication (SRBA).

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. A field examination to verify items in the Notice will be conducted by Department personnel as soon as the weather permits. I was able to visit some of you this year before the snow arrived. While waiting for the weather to cooperate again I would like to collect some of the necessary documentation needed to recommend your claim to the SRBA court. The statute (42-104) requires the water be put to beneficial use to have a valid water right. One exception to the statute is if the land has been put into CRP. But evidence must be submitted to the Department of Water Resources to retain the water right otherwise the water right will not be recommended to the SRBA court.

If you have previously irrigated land that has been put into CRP, I would appreciate it if you could send me a copy of the contract when the land was put into CRP for my records, **by March 1, 2002. If you do not have any land in CRP please disregard this notice.** With no response from you, we will assume that you do not have any land in CRP. You may contact either the Farm Service Agency (FSA) or Natural Resource Conservation Service (NRCS) in Soda Springs at 547-4396 for a copy of the contract.

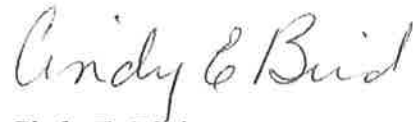
PROFILED

SCANNED

DEC 09 2005

Please feel free to contact me in Soda at (208) 547-3993 if you have any additional questions. Have a safe and happy holiday.

Sincerely;

A handwritten signature in cursive script that reads "Cindy E. Bird".

Cindy E. Bird
Adjudication Bureau

SCANNED
DEC 01 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-574

WATER RIGHT NUMBER: 29-574

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HELEN GATES 1345 LUNDGREN CANYON BANCROFT, ID 83217

Priority Date: 04/01/1920

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	1.80 AF
	<u>Total Diversion:</u>	0.040 CFS	1.80 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 16, Twp 09S, Rge 39E, B.M.
CARIBOU County		

Place of UseDOMESTIC Within CARIBOU County

T09S R39E S16 SENE

Total Acres: 0

Conditions of Approval:Remarks:

1. General DOMESTIC, 2 HOMES

Comments:Dates and Other Information:

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
29-00574	HELEN GATES 1345 LUNDGREN CANYON BANCROFT ID 83217	04/01/1920	DOMESTIC	01-01 12-31	.04 1.8	CFS AFY BENEFICIAL USE
				TOTAL QUANTITY:	.04 1.8	CFS AFY
	NON-IRRIGATION-USES: DOMESTIC, 2 HOMES POINT OF DIVERSION: T09S R39E S16 PLACE OF USE: DOMESTIC	SENE				
	T09S R39E S16	SENE				
13-00511	ROSS W. JORGENSEN JR. 1526 TURNER RD. GRACE ID 83241	04/05/1920	DOMESTIC	01-01 12-31	.04 1.2	CFS AFY BENEFICIAL USE
				TOTAL QUANTITY:	.04 1.2	CFS AFY
	NON-IRRIGATION-USES: DOMESTIC, 1 HOME POINT OF DIVERSION: T10S R40E S06 PLACE OF USE: DOMESTIC	SESW				
	T10S R40E S06	SESW				
13-00416	KIM WELCH 1632 CENTRAL RD. BANCROFT ID 83217	05/01/1920	DOMESTIC	01-01 12-31	.04 1.2	CFS AFY BENEFICIAL USE
				TOTAL QUANTITY:	.04 1.2	CFS AFY
	NON-IRRIGATION-USES: DOMESTIC, 1 HOME POINT OF DIVERSION: T09S R40E S19 PLACE OF USE: DOMESTIC	SESW				
	T09S R40E S19	SESW				

SCANNED

MAY 4 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: A29-00574
Date Received: 1/16/1990
Receipt No: 0005528
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HELEN GATES ✓
Address: P.O. BOX 2250
BANCROFT, ID

208-648-7711

2. Date of Priority: APR 01, 1920 ✓

83217

3. Source: GROUNDWATER ✓

Trib. to:

4. Point of Diversion:

Township Range Section 1/4 of 1/4 of 1/4 Lot
09S 39E 16 NE SE NE

County
CARIBOU

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose
DOMESTIC ✓

From To C.F.S. (or) A.F.A.
01/01 12/31 ✓ 0.040

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

8. Total consumptive use is

A.F.A.

9. Non-irrigation uses:
D/2 HOMES, SINGLE OWNERSHIP ✓

Acre Feet Per Annum.

10. Place of Use:

Township Range Section 1/4 of 1/4 Lot Use Acres
09S 39E 16 SE NE DOMEST

11. Place of use in counties: CARIBOU

A29-00574

Page 1

Date: 01/16/90

MICROFILMED

NOV 13 1992

A2900574



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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE ✓

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.

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): X Helen Bates Date: 1-16-90

Date: _____

State of Idaho)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of January 19 90

Seal

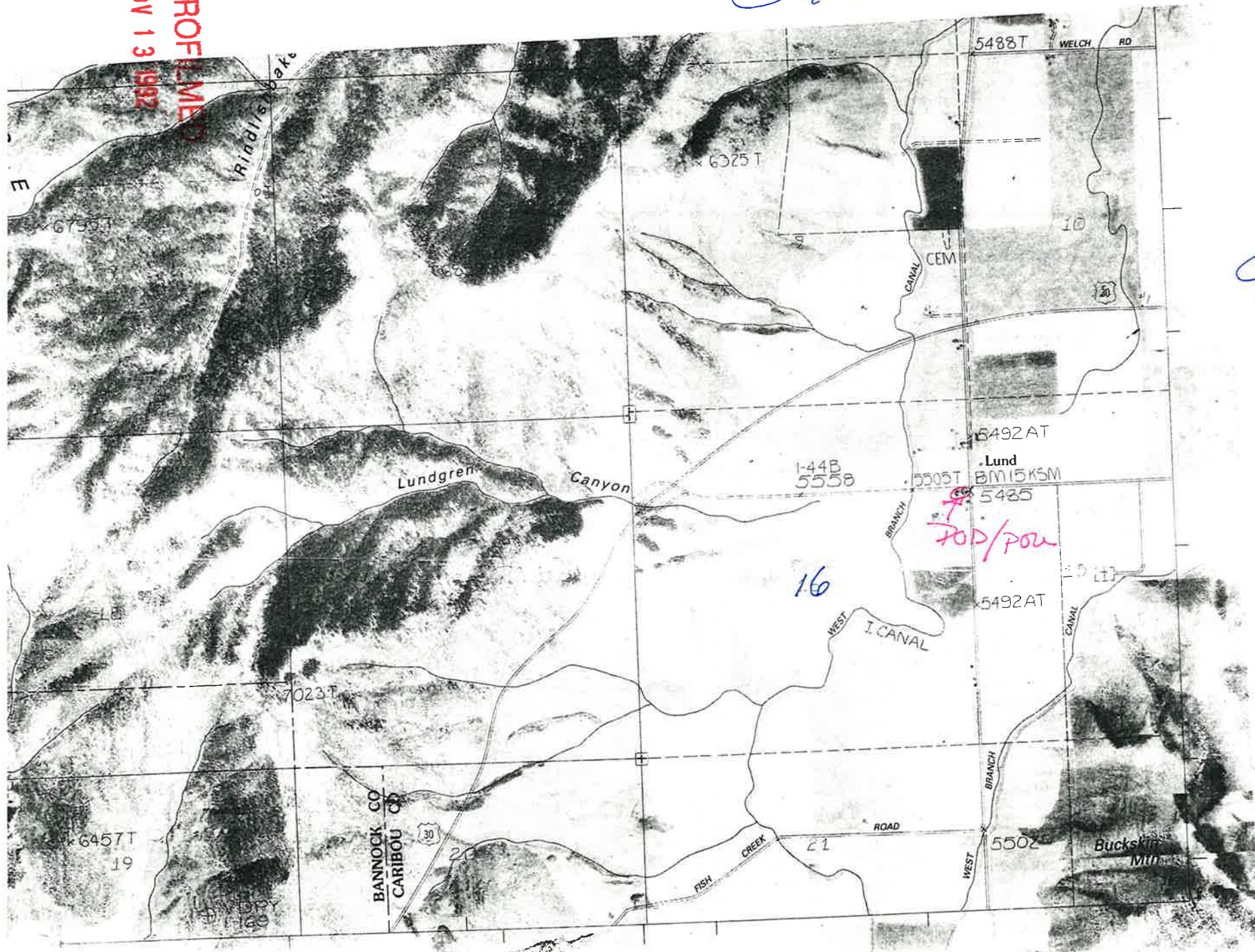
Anna Baunhoff
Notary Public

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

MICROFILMED
NOV 13 1992

39E

9S



NOV-14-1997
0008

1

RIGHT NUMBER: 29-00574
NAME AND ADDRESS: HELEN GATES
PO BOX 2250
BANCROFT ID 83217

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
1.8 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1920

POINT OF DIVERSION: T09S R39E S16 NESENE Within CARIBOU County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC (1 HOME)	01-01 12-31	0.04 CFS
	2 homes		<u>1.8</u> AFY

PLACE OF USE: DOMESTIC Within CARIBOU County
T09S R39E S16 SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
PARCEL NO. 000000029860

2 HOMES DECREED 1992
CLAIM FILED 1990

DC

00000000
(00-00)

WATER DEPARTMENT OF AGRICULTURE
WATER RIGHT CLAIM FILING REPORT

09/14/91 00:25:43
PAGE 1

WATER RIGHT NUMBER = 000-00000

WATER TRANSACTION: DUPLICATION CLAIM

OLD (C) NUMBER =

***** LAST NAME *****

***** FIRST NAME *****

***** ADDRESS *****

SEC 0 - CURRENT OWNER NAME
GRIDS

WATER

1 - F.D. BOX 2750

2 -

3 -

WATER BANDS

STATE- ID ZIP- 00000

PHONE- 000-000-7777

***** EXPIRATION DATE *****

***** FILING DATE *****

***** STAGE *****

***** STATUS *****

00/00/0000

00/00/00

***** BENEFICIAL USE *****

***** SOURCE *****
***** INFORMATION *****

***** TRIBUTARY *****

***** POINT OF DIVERSION *****
TRACT LUT AREA COUNTY STREET INDEX (BLANK IF NO INDEX CODE)

000 000 00 00 00 00 (00) 000000

***** WATER USE *****
SOURCE DISTANCE FROM POINT TO DIVERSION RATE DIVERSION VOLUME

000 000000

00/00

00/00

0.000

***** TOTAL DIV. RATE *****
***** TOTAL DIV. VOLUME *****
***** TOTAL DIV. CAPACITY *****
***** TOTAL CONSUMPTIVE USE *****
***** KW USAGE *****

0.000

0.0

***** PLACE OF USE *****
TRACT LUT AREA COUNTY DESCRIPTION

000 000 00 00 00

000 000

00 00

00 00

NO DIVERSION

(00) 000000

***** DIVERSION POINT *****

***** DISTANCE FROM *****

***** OTHER RIGHTS FOR SAME USE *****

***** NO. OF *****
***** NO. OF *****

***** ALL WATER RIGHT NUMBERS *****
***** NO. OF WATER RIGHT NUMBERS *****

***** CONDITIONS OF APPROVAL *****
***** NO. OF CONDITIONS OF APPROVAL *****

***** NO. OF *****

***** NO. OF *****

***** DEGREE DATE *****
00/00/0000

***** NO. OF *****

MICROFILMED

APR 12 1994

4040000P
(00-26)

USDA DEPARTMENT OF NATURAL RESOURCES
ADJUDICATION CLAIMS PHONE RECORDING REPORT

09/24/91 00:23:4
PAGE 2

WATER RIGHT NUMBER = 425-0074

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COUPE REPORT FILING	= 00/00/0000	FIELD INSPECTION MADE	= 00/00/0000	CIVIL CASE NUMBER	= 39576
ADJUDICATION FILED DATE	= 00/00/0000	FIELD INSPECTION FLAG	=	OLD CASE NUMBER	=
RESPONSE FILED DATE	= 00/00/0000	VERIFICATION DATE	= 00/00/0000	OLD JUDICIAL DISTRICT	=
CLAIM RECEIVED DATE	= 00/00/0000	LAST AMENDED DATE	= 00/00/0000	TEMPORARY RIGHT	= 0
PROOF FILE DATE	= 00/00/0000	PROOF MADE DATE	= 00/00/0000	WATER DISTRICT	=
LICENSING DATE	= 00/00/0000	DEED NUMBER	= 00000000	FEDERAL/STATE INDICATOR	= S
CLAIMS TAPES BACK FLAG	=	OLD OWNERSHIP FLAG	=	PRESUMPTION FLAG	=
PRO EXEMPT FLAG	=	WATER CONNECTION	=	NOTICE OF ERROR FLAG	=

000000029860

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
OCT 16 1991

DATA ENTRY

ENTERED
CHECKED

9-10-92 [Signature]
10/26/92 [Signature]

CERTIFIED
OCT 16 1991
WATER EXAMINER