

10/22/2002

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

RIGHT NUMBER: 29-2374

NAME AND ADDRESS: DEAN SMITH
826 WOOD RD
BANCROFT ID 83217

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.240 CFS
430.500 AFY

PRIORITY DATE: 02/15/1956

POINT OF DIVERSION:

T07S R39E S30 NWNENE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.240 CFS 430.50 AFY

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R39E S19	SWSE	21.0	T07S R39E S19	SESE	29.0
T07S R39E S30	NENE	40.0	T07S R39E S30	NWNE	33.0

123 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.

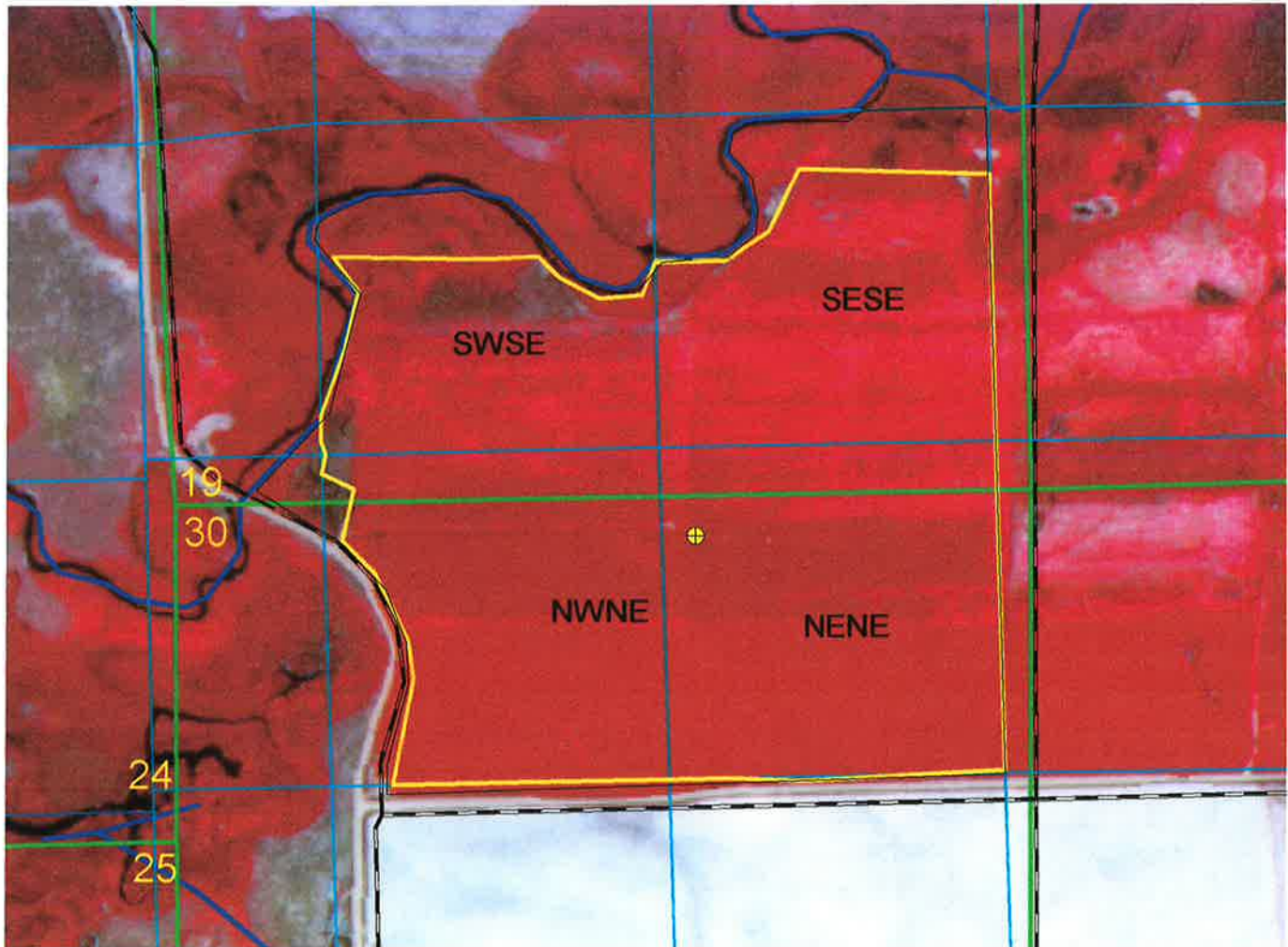
EXPLANATORY MATERIAL: License



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right 29-2374



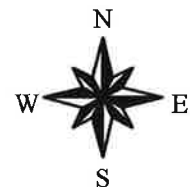
0.1 0 0.1 0.2 Miles

LEGEND

-  Point of Diversion
-  Place of Use
-  STREETS
-  SECTIONS
-  QUATER-QUATERS
-  STREAMS

Place of Use: T7S, R39E,
(part of) Section 19 and 30

Points of Diversion: T7S, R39E
Sec. 30 NENENE



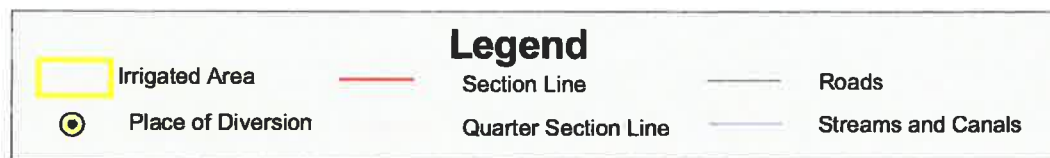
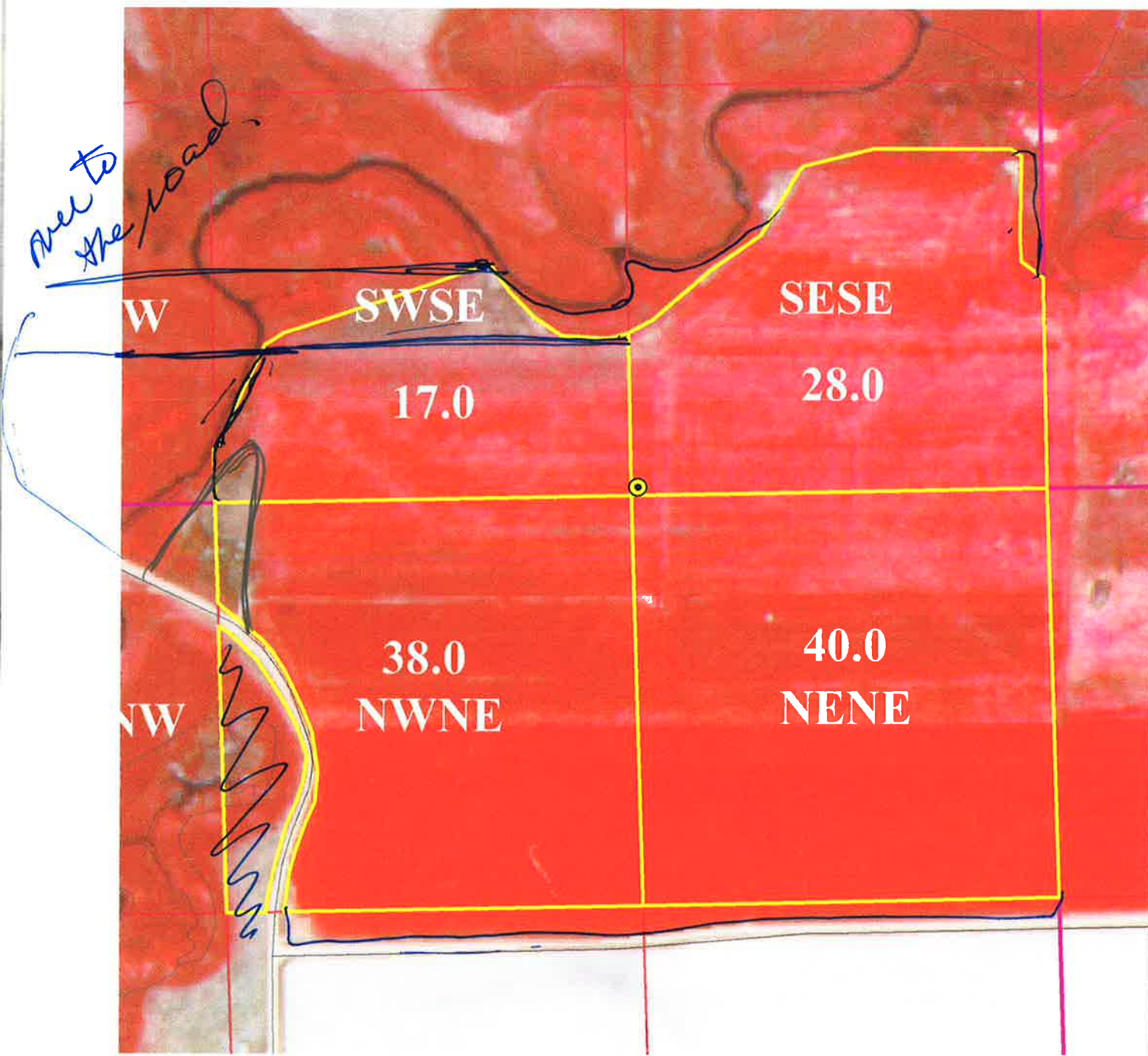
GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: October, 2002

PROFILED

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FEB 02 2006

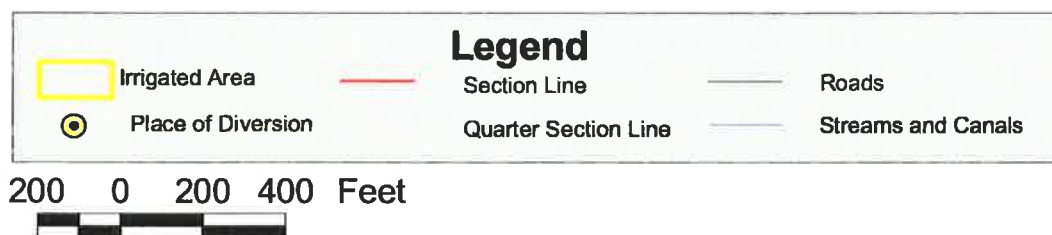
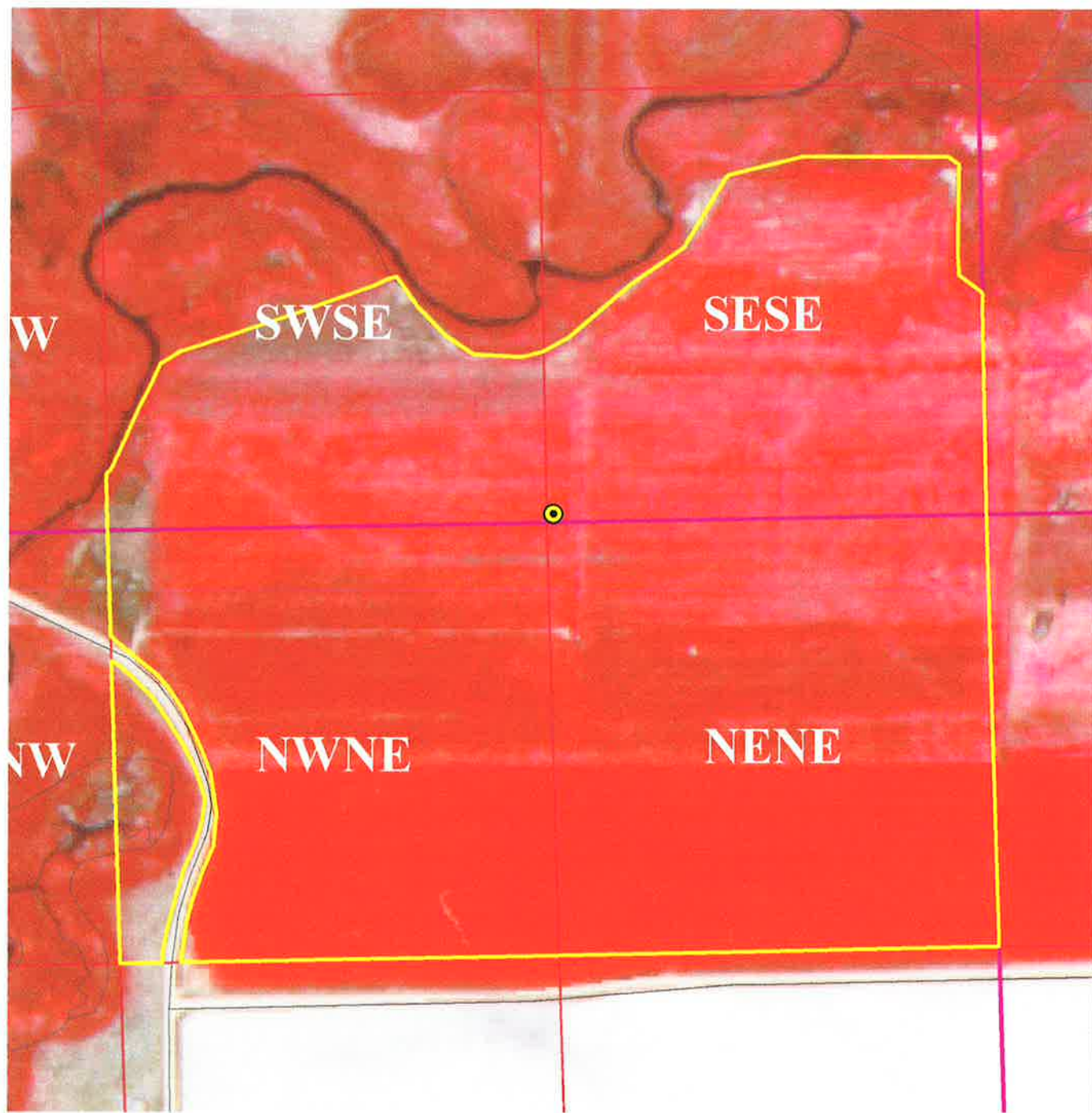
Township , 7S39E



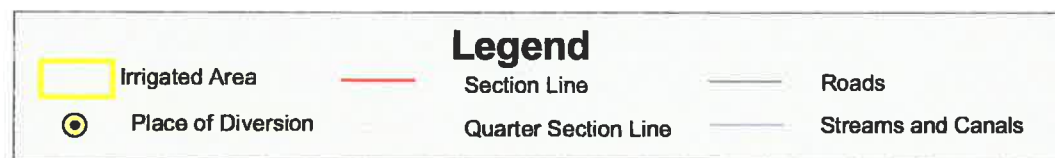
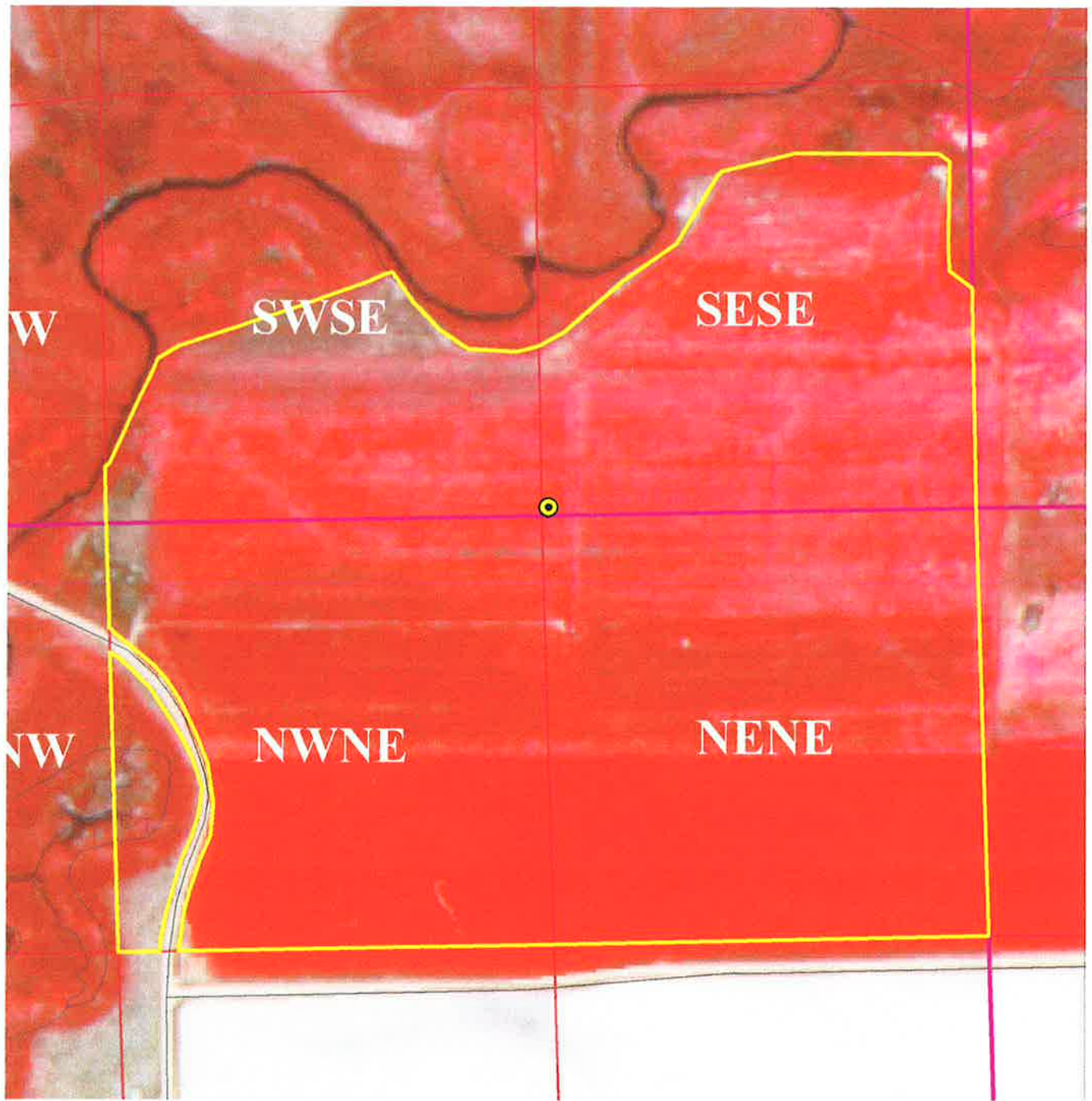
200 0 200 400 Feet



Township , 7S39E



Township , 7S39E



200 0 200 400 Feet



NOTICE OF ERROR
REPLY

02/18/2003

Cindy
RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region

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: 29-2374

DEAN SMITH
826 WOOD RD
BANCROFT ID 83217
Telephone Number: (208) 648-7330

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: 4-11-2003 SIGNATURE: Dean Smith

Please print your name: Dean Smith

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

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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

October 4, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dean Smith
826 Wood Road
Bancroft, ID 83217

REF: Snake River Basin Adjudication Claim
29-7374

Subject: Irrigated place of use.
T7S, R39E sections 19 and 30.

RESPONSE DATE: October 24, 2002

Dear Dean,

Last year when we spoke about this property I understood you to say that you own and irrigate 150 acres. The original license was for irrigation of 190 acres, 40 of which haven't been irrigated since the 60's. Your SRBA claim claimed only 128 acres? When I mapped out the irrigated acres on our 1987/88 NAPP and the 1964 photography I found 123 acres. The information I got from Caribou county assessors office indicates that you own the land to the Portneuf-Marsh Valley Canal, in section 19, down to where it goes under the road and then it follows the road in section 30.

If you irrigate more than the 128 acres claimed in your SRBA claim we will need to amend the claim and there may be a small fee required (\$1.00 an acre). The enclosed layout outlines the 123 acres within the yellow boundary that I found using the field exam information and the counties assessors' information. Would you please take a look at it and let me know if it correct by the above listed response date? Please feel free to contract me if you have any questions. If I don't hear from you by the response date I'll assume the layout is correct and recommend it as outlined.

Respectfully,

Cindy E. Bird

Cindy E. Bird
Adjudication Bureau

Enclosure: Layout
Copy of the claim.

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FEB 02 2006

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*10/15/02
Dean came
into the office
and confirmed the
acreage
CB*

Warranty Deed

THIS INDENTURE, Made this 2nd day of February
in the year of our Lord One Thousand Nine Hundred and Eighty-two, between
DELMO SMITH and MADA SMITH, husband and wife,
of Bancroft, County of Caribou, State of Idaho,
the parties of the first part, and

DEAN SMITH and SHERRY SMITH, husband and wife,
of Bancroft, County of Caribou, State of Idaho,
the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of
SEVENTY THOUSAND AND NO/100----- DOLLARS,
lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt
whereof is hereby acknowledged

, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties
of the second part, and to their heirs and assigns forever: All that certain lot,
piece or parcel of land situate, lying and being in the County of Caribou, State of Idaho, bounded
and more particularly described as follows, to-wit:

Township 7 South, Range 39 East of the Boise Meridian:

A tract of land located in the S $\frac{1}{2}$ SE $\frac{1}{4}$, and Lot 4, of Section 19; and the N $\frac{1}{2}$ NE $\frac{1}{4}$,
and Lot 1 of Section 30, more particularly described as follows, to-wit: -

Sections 19 Beginning at a fence corner which is the accepted Northeast corner
and 30: of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 19, Township and Range aforesaid,
and running

thence South 89°36' West 678.48 feet;

thence South 40°21' West 531.03 feet;

thence South 53°22' West 543.3 feet;

thence North 89°44' West 1892.22 feet to the Easterly right of
way line of a county road;

thence following said right of way South 2°59' East 407.19 feet;

thence following said right of way to a point South 30° East
1543.07 feet, said right of way line consists of a series of
irregular curves:

thence along said right of way South 1°44' West 164.87 feet to
the intersection of the north line of another county road
right of way;

thence North 88°38' East along said right of way 2569.87 feet to
the East line of said Section 30, Township and Range aforesaid:

thence North along said east line 2575.18 feet,
to the point of beginning.

TOGETHER with the water under State License No. G-26192 and all irrigation equipment
of every kind and character, used in the irrigation of the above described premises.

SUBJECT to existing easements for roads, highways, ditches, canals, laterals and
power and transmission lines.

SUBJECT to exceptions and reservations contained in patents from the United States.

SUBJECT to the burdens incident to the inclusion of the land within the boundaries of
Caribou County, Idaho.

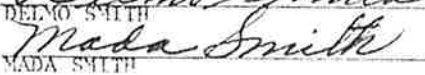
Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and
the rents, issues and profits thereof.

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

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

Signed, Sealed and Delivered in the Presence of

FILED


 DELMO SMITH [Seal]

 MADA SMITH [Seal]



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FEB 02 2006

Warranty Deed

THIS INDENTURE, Made this 23rd day of May,
in the year of our Lord One Thousand Nine Hundred and EIGHTY-EIGHT, between

LADELL HASLAM AND AMARYLIS B. HASLAM, husband and wife,
of Bancroft, County of Caribou, State of Idaho,
the parties of the first part, and

CARL L. PHILLIPS AND NOLA R. PHILLIPS, husband and wife, 2884 West 1400 South,
of Aberdeen, County of Bingham, State of Idaho,
the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of
ONE HUNDRED TWENTY-SEVEN THOUSAND FIVE HUNDRED AND NO/100 - - - - - DOLLARS,
lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt
whereof is hereby acknowledged

, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties
of the second part, and to their heirs and assigns forever: All that certain lot
piece or parcel of land situate, lying and being in the County of Caribou State of Idaho, bounded
and more particularly described as follows, to-wit:

Township 7 South, Range 39 East of the Boise Meridian:

Section 17: W $\frac{1}{2}$ SW $\frac{1}{4}$.

Section 18: All that portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of the
Portneuf Marsh Valley Irrigation Company Canal.

Section 19: All that portion of Section 19 lying East of the
Portneuf Marsh Valley Irrigation Company Canal and
ALSO, Beginning at a point 1300 feet South of the
Northwest corner of Section 19 and running
thence East 500 feet;
thence South approximately 500 feet to the Portneuf
Marsh Valley Irrigation Company Canal;
thence Southwest along the North side of the Portneuf
Marsh Valley Irrigation Company Canal to County Road;
thence North along East side of County Road,
to the point of beginning.

EXCEPT, any portion of the following described tract
lying within Section 19, to-wit:

Beginning at a fence corner which is the accepted
Northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, and running
thence South 89°36' West 678.48 feet;
thence South 40°21' West 531.03 feet;
thence South 53°22' West 543.3 feet;
thence North 89°44' West 1892.22 feet to the Easterly
right of way of County Road;
thence following said right of way South 2°59' East
407.19 feet;
thence following said right of way to a point South 30°
East 1543.07 feet, said right of way consists of a
series of irregular curves;

(CONTINUED OVER)

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and
the rents, issues and profits thereof.

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

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

Signed, Sealed and Delivered in the Presence of

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La dell Haslam [Seal]
LADELL HASLAM

Amarylis B. Haslam [Seal]
AMARYLIS B. HASLAM

[Seal]

STATE OF IDAHO,
County of CARIBOU.

ss.

On this

23rd

day of

May

in the year 1988, before me

the undersigned,

a

Notary Public

in and for said County and State, personally appeared

LaDell Haslam and Amarylis B. Haslam, husband and wife,

known to me to

be the persons 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, the day and year in this certificate first above written.

Rona Jean Larson

Notary Public.

Residence and P. O. Address: Soda Springs, Idaho.
My commission expires: August 15, 1991.

134386
WARRANTY DEED

LADELL HASLAM AND AMARYLIS B.

HASLAM, husband and wife,

TO

CARL L. PHILLIPS AND NOLA R. PHILLIPS,
husband and wife,

Dated

May 23rd 88

STATE OF IDAHO,

County of Caribou.

ss.

I hereby certify that this instrument was filed for
record at the request of

CARIBOU TITLE

at 50 minutes past 4

o'clock P. M., this 23rd

day

of May, A. D. 1988

in my office and duly recorded in Book

of Deeds at page

MYRNA W. ARCHIBALD

Ex-Officio Recorder.

Becky Jenkins

Deputy.

Fee, \$

6.00

610 PRINCE ST., INC., POCAHONTO, IDAHO

thence along said right of way South 1°44' West 164.87
feet to the intersection of the North line of
another County Road right of way;
thence North 88°38' East along said right of way 2569.87
feet to East line of Section 30;
thence North along East line of Section 30, 2575.18 feet,
to the point of beginning.
W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.
EXCEPT ANY PORTION THEREOF lying within right of way of
County Road.

Section 20:



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FEB 02 2006

RECEIVED
SEP 12 2002
BY _____

0	5	4	3	2	1
7	6	9	10	11	12
16	17	18	19	20	21
22	23	24	25	26	27
28	29	30	31	32	33
34	35	36	37	38	39

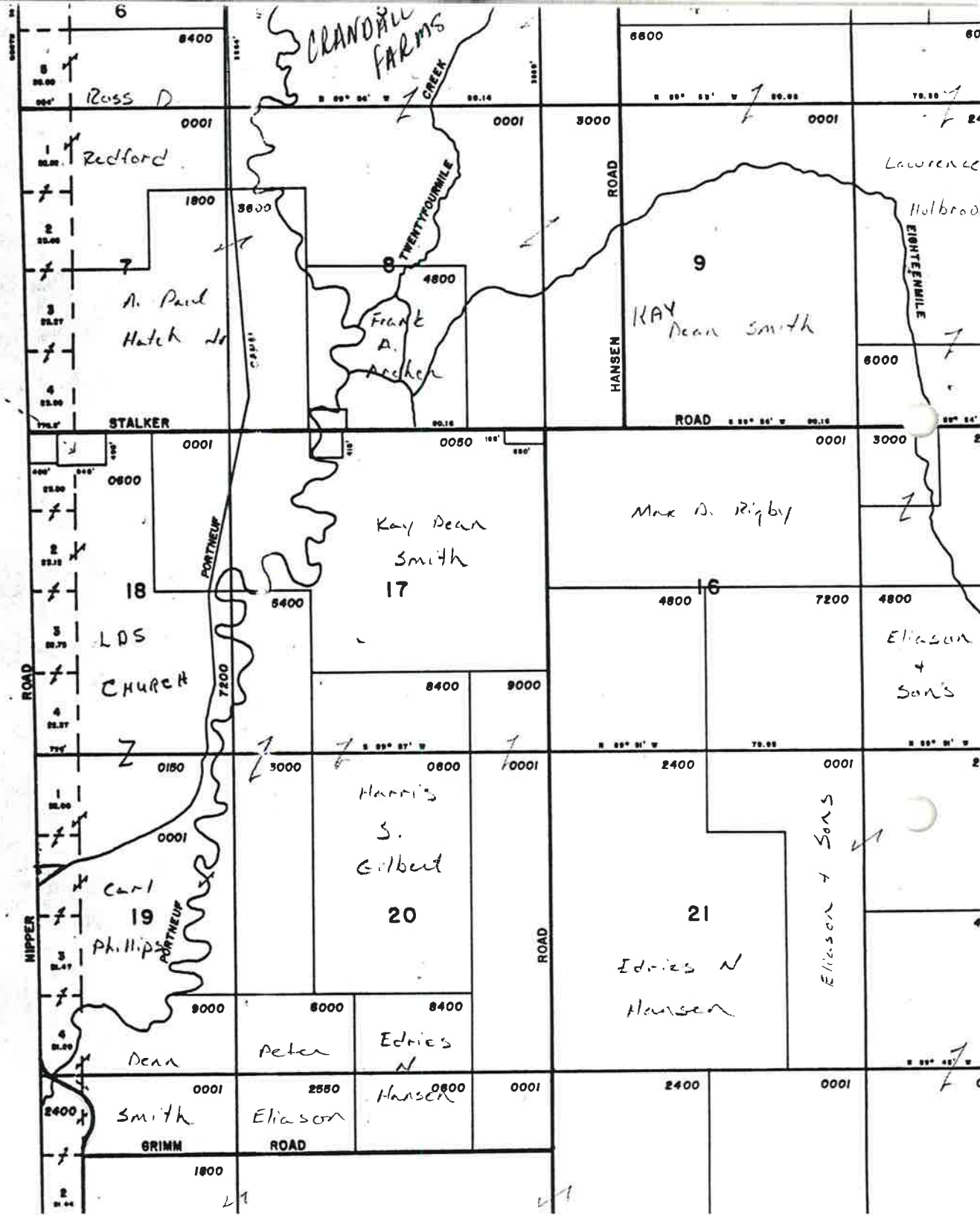
CARIBOU COUNTY

SCANNED

2	1	NW	SE
3	4	SW	SE
	3-6		40Ac
2 1 1	3 1 4	SW	SE

NOTE:

THE LAYOUT OF THIS DRAWING WAS MADE FROM THE ORIGINAL OLD TOWNSHIP PLAT OF T T S, A 30 E.S.M. SURVEYED IN 1878 BY GEORGE W. NEWMAN. RESURVEY OF NORTH BOUNDARY IN 1890 BY SAM E. RHOADES &



Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Dean Smith Phone Number: 648-7330

Relationship to Claimant: self

Date of Field Exam: 10/9/02 Time: 8:30 AM

Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears slightly aged or off-white. There is no handwriting or other markings on the page.

Reviewer: UB

Date: 10/14/02

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Priority Date Data Entry Form

Claim Number: 29-2374
Water Right Priority Date: 2-15-1956 Water Right Basis: license
Claimed Priority Date: 2-15-1956 Claimed Basis: license
Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

license

Reviewer: CB

Date: 10/16/02

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FEB 02 2006

Claim Number: 29-2374

Source: G.W. Tributary: -

Source: G.W. Tributary: —

Source: G.W. Tributary: _____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
75	39E	30		NENE	Caribou	G.W.
GPS Coordinates:		42.793485'		-111.9399917		

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

- field exam
- license -

Transfers Changing POD _____

Reviewer: CB

Date: 10/4/02

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Place Of Use Data Entry Form

Claim Number: 29-2374☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
7S	39E	19	SWSE		Caribou		20	Irrigation
			SESE				28	"
		30	NENE		Caribou		40	Irrigation
			NWNE				40	"
Total Acres							128	

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
7S	39E	19	SWSE		Caribou		21	Irrigation
7S	39E	19	SESE				29	
7S	39E	30	NWNE				33	
7S	39E	30	NENE				40	
Total Acres							123	

Document how the POU was verified:

- field exam - Dean claimed 128 acres in SRBA but during the field exam said he irrigates 150 acres.

- imagery shows 123 ac. Correct mapping 1987/88 XIAPP PHOTOGRAPHY

Transfers Changing POU _____

Reviewer: CBDate: 10/15/02

SCANNED

FEB 02 2006

Purpose of Use Data Entry Form

Claim Number: 29-2374☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			190	
Stock				
Domestic	1			

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			128	

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			123	

Document how the Purpose of Use was verified:

field exam.
10/15/02 Dean came into my office in response to
letter. The 123 acres are correct.

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 10/15/02SCANNED
FEB 02 2006

Period of Use and Quantity Data Entry Form

Claim Number: 29-2374☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation				
Domestic			1.24	
Stock				

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	11/1	1.24	

Overall Diversion Rate 1.24

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	11/1	1.24	

Overall Diversion Rate 1.24

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

field exam

Reviewer: CBDate: 10/4/02SCANNED
FEB 02 2006

Claim No.: _____

Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

Split or Combined Right Analysis:

none

Attached Field Notes or Other Documents:

Claim No.:

Reviewer Cindy Bush **SCANNED** Date 10/16/02
FEB 02 2006

A29-2374
September 11, 2002
Narrative by Cindy Bird



Photo 1. Looking northwesterly at the POD and POU.

Irrigation of 150 acres, site tag A0004524. Site tag was applied to the pole above the pump. Photo was taken 9:27 am, October 9, 2001.

Owns and irrigates 150 of the 190 original acres under the license. The other 40 acres under the license is not irrigated and hasn't been irrigated since the late 1960's.

Mr. Smith rotates his crop between alfalfa and barley. In 2001 the crop was barley.

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310 - Barley-alfalfa.
130 - Meadow-grass.

29-2373
29-110A

29-2374-

owns 150 of the 190 original.
Well caved in before Dean Smith (1981). Domestic
well - caved in - Not the irrigation well.

The other 40 acres is not irrigated and
hasn't been irrigated since the late
60's.

Barley - alfalfa -
This year it's barley.

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FEB 02 2006

10/9/01

G. P.S. Point

GPS tag A 000 4524

Well 29-2374. Irrigation 150 acres.

9:20 AM

GPS file 29 2374.

9:27. 1-Photo. taken looking N.W. at well.
and POD. IMG-0181.JPG

9:43 AM. A 0004525 Meadow.

also recorded right 110. 29-2373

N 420 49.153'

W 1110 55.00'

Model 5K505XC024A. General Electric.
H.P. 125.

9:50 2 photo

IMG-D182.JPG

IMG-D183.JPG

POD, POD - perpendicular to road.

Parallel to road.

Coffman Rd.

Stalker.

29-2429/ 29-16176

Serial No. 0121664.
Holtoshaft

1100 h.

prior tag A0004597
Dean said they were measuring
the water table

SCANNED
FEB 02 2006

WR5809NP
No. 29-02374

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/23/01
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILFORD W. LUNDBERG	02/15/1956	IRRIGATION STOCKWATER DOMESTIC	00/00 00/00 00/00 00/00 00/00 00/00	1.240 CFS	

TOTAL DIVERSION:

1.240 CFS

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion:

T07S R39E S30

NENE

Stage: LICENSE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07S	39E	19	:																	95.0
07S	39E	30	:	40		40				15								40	40	95.0
																			TOTAL ACRES	190.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CARIBOU

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 08/14/1979

Priority Date: 02/15/1956
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number:

Field Exam Fee:

Audit: 03/12/85 05/22/88 CONVERT

SCANNED
FEB 02 2006

MAY 4 2001

Log for claim A29-02374

Spatial Dynamics LTD

6/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	19	SWSE	20	17	
07s39e	19	SESE	28	28	
07s39e	30	NENE	40	40	
07s39e	30	NWNE	40	38	
Totals:			128	123	

AJ5809NP
No. A29-02374

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 61

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DEAN SMITH WOOD RD BANCROFT ID 83217 (208) 648-7330	02/15/1956	IRRIGATION	04-01 11-01	1.240 CFS	
TOTAL DIVERSION:					1.240 CFS	
CONSUMPTIVE USE:						320.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R39E S19

SWSESE

CARIBOU County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07S	39E 19	:														20	28	48.0
07S	39E 30	:	40		40													80.0
TOTAL ACRES																	128.0	

POU County: CARIBOU

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 01/18/90 OLENICHA 06/23/94 COX 03/29/95 POST-STD

State of Idaho License and Certificate of Water Right

Water License No. G-26192 Amount 1.24 c.f.s.
Water District No. _____ Priority Feb. 15, 1956

THIS IS TO CERTIFY that WILFORD W. LUNDBERG
of Bancroft, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 15, 19 56; that Permit No. G-26192
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.24 second feet, was issued thereunder on November 18, 19 59, showing that said works
were completed on the 6 day of February, 19 59; and that on the 6
day of February, 19 59,

WILFORD W. LUNDBERG
of Logan, State of Utah, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation, stock water
, under Use Permit No. G-26192 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6825, on the 18 day of November, 19 59;
The right hereby confirmed dates from February 15, 19 56;
The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 30, Tp. 7 S., R. 39 E., B. M. Caribou County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.24 cubic feet per second.

Description and location of use:

Twsp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	39 E.	19	SE 1/4 SE 1/4	40	40 - 28
			SW 1/4 SE 1/4	40	40 - 20
			SE 1/4 SW 1/4	15	15
			NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	15	15
		30	Total number of acres to be irrigated:		190 (128)

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

18 day of November, 19 59

(SEAL)

s/ GEO. N. CARTER
State Reclamation Engineer.

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34079
Permit No. G- 26192
District No.

Wilford W. Lundberg
119 West 3 North
Logan, Utah

1. Name of Applicant: WILFORD W. LUNDBERG
Postoffice address: Bancroft County: Caribou State: Idaho
2. Quantity of water claimed: Four cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. or Idaho
Miners' inches 200 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Underground (Well)
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30
Twp. 7 S. , Rge. 39 E. , B.M., County of Caribou
5. Water is to be used for: Irrigation, Livestock and Domestic Use
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Pump and Sprinkling System
8. Estimated cost of works: \$ 7500.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is three years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

By

Agent.

Corrected application received:

Witness my hand this 17th day of February, 1956

and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th day of February, 19 56.

STATE OF IDAHO

(SEAL)

By PAULA L. FLEENOR
Acting Secretary of State.

By ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
7 S	39 E	30	40	40			80
7 S	39 E	30		15			15
7 S	39 E	19					80
7 S	39 E	19			15	40 40	15
Total Number of Acres to be Irrigated							190
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-26192							
Comes now WILFORD W. LUNDBERG, and represents to the State Reclamation Engineer of the State of Idaho							
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26192							
That the point of diversion is described in said permit as being located: NW¼NE¼, Sec. 30, T. 7 S., R. 39 E.							
That he now requests that the point of diversion be changed to a point located: NE¼NE¼, Sec. 30, T. 7 S., R. 39							
That the reason for desiring to make such change is as follows That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.							
Signed at Logan, Utah, this 5th day of October, 1959							
Wilford W. Lundberg							
Date of Receipt at Department of Reclamation Nov. 10, 1959							
APPROVAL OF STATE RECLAMATION ENGINEER							
I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26192. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.							
s/ GEO. N. CARTER State Reclamation Engineer							

Permit No. G-26192
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that WILFORD W. LUNDBERG, of Bancroft, County of Caribou, and State of Idaho, the holder of Permit No. G-26192, issued upon Application No. G-34079, bearing date of priority of February 15, 1956, authorizing the diversion of 4.0 second feet of the waters of a well, County of Caribou, State of Idaho, for irrigation livestock and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.24 second feet of the waters of a well from subterranean flow, that the point of diversion of said waters is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 39 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

190 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 7 S., R. 39 E., B. M.

Witness my hand this 18 day of November, A. D., 1959

s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: February 6, 1959

LICENSE ISSUED FOR 1.24 SEC. FT.
Page 6825

WATER RIGHT NUMBER 29-2374 ✓

OWNER LAST NAME - LUNDBERG
ADDRESS LINE 1 - 349 N. MAIN ✓
ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - NENE 30 07S 39E LOT REDIV -

FROM - TO - USE - IRRIGATION

FROM - TO - USE - STOCKWATER

FROM - TO - USE - DOMESTIC

USE - IRRIGATION

USE - IRRIGATION

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - WILFORD W.

ADDRESS LINE 2 -

CITY - LOGAN ✓

TRIBUTARY OF -

PRIORITY - 02-15-1956

WATER DIST. -

0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE -

USE DIV. RATE -

USE DIV. RATE -

PLACE OF USE - TWN 07S RNG 39E SEC 30 TRACT NENE LOT AC 40 TRACT NWNE LOT AC 40

TRACT NENW LOT AC 15

PLACE OF USE - TWN 07S RNG 39E SEC 19 TRACT SESH LOT AC 15 TRACT SWSE LOT AC 40

TRACT SESE LOT AC 40

DATE - TOTAL ACRES 190

ORIG OWNER -

STATE - UT ✓ ZIP CODE - 84321

TOTAL DIV. RATE - 1.2400 -CFS

RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. VOLUME - .00 AFA

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HEARING -

OLD NO. - 26192

WRD 417

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26192

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Wilford W. Lundberg
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 30
T. 7 S. R. 39 E. B. M. County of Caribou 1160 ft
4. Describe works as they exist, giving dimensions and capacities of same: 160 x 18" - 16" P = 25 1/2"
F. Morse 30 hp #F 258850 2.2 demand
PV 271.7 F. Morse Roman Turb
Well house 8' x 8' x 7' 1/2 sheet metal P. B. controls - 6" d. to vent
into closed sprinkler line. Two 1/2 in. lines operating
std. 60' x 40' sprinkling system. Cap = 6 cfs
5. Water is used for: Irrigation, livestock and domestic use
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N 1/2 NE 1/4, NE 1/4 NW 1/4 Section 30, SE 1/4 SW 1/4, S 1/2 SE 1/4 Section 19, Township 7 South,
Range 39 East, B. M.

Mr. Lundberg has sold farm to 30 x 110 x 70 x 533
Pyman Mason of Idaho Falls and 138
Wm. Burtenshaw, Bancroft. 26 x 62 1/2
764 = 62

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

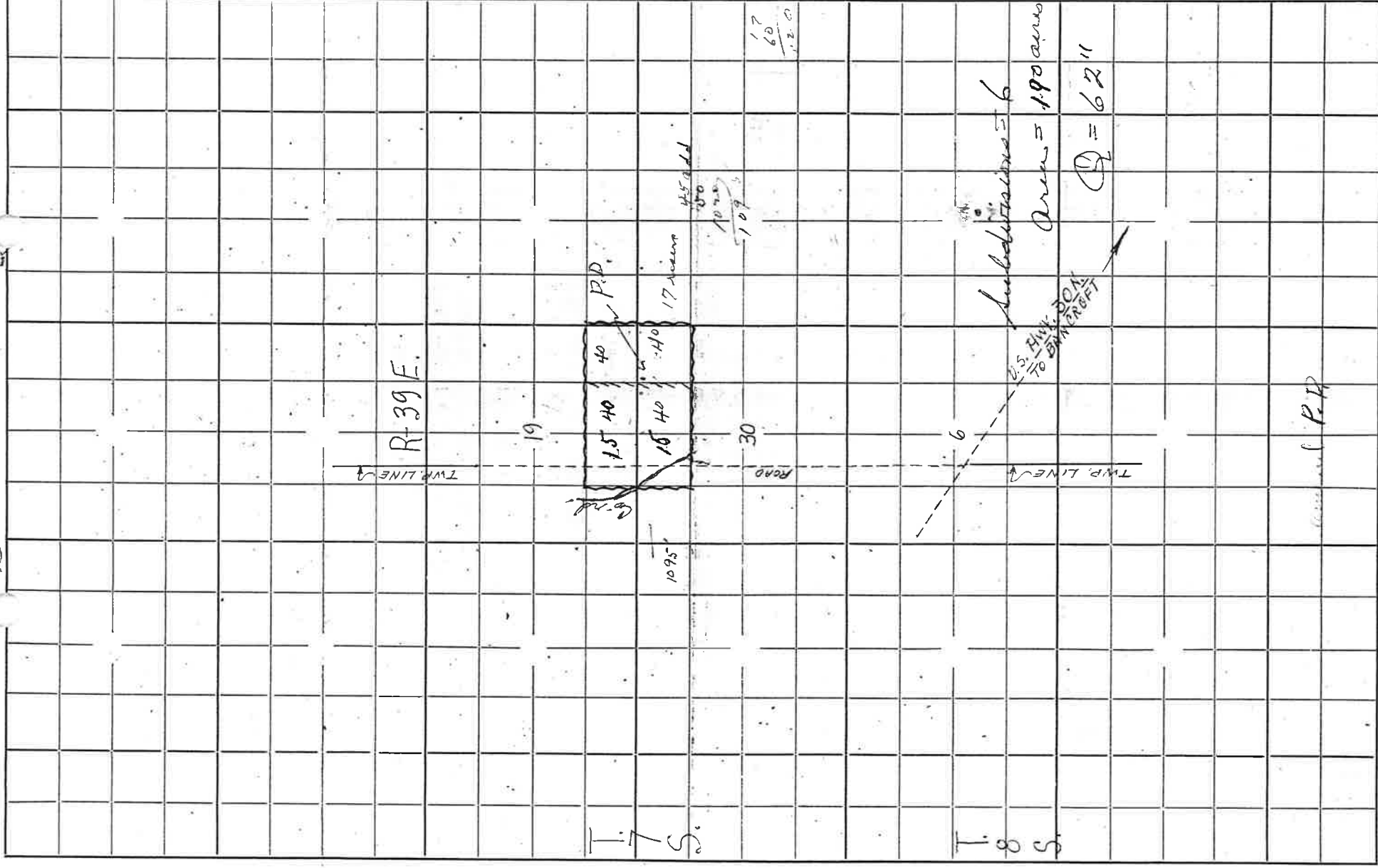
Mr. Lundberg and Mr. A. Borty driller along
Q = by calculation

See G-26601 also

This examination was made on the 9 day of Sept, 19 59

(Signed) E. N. Humphrey Examiner.

G26192



MAY 4 2001

#178

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: A29-02374
Date Received: 1/18/1990
Receipt No: E011778
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN SMITH 208-648-7330
Address: WOOD RD.
BANCROFT, ID 83217

2. Date of Priority: FEB 15, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	39E	19	SW	SE	SE		CARIBOU

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.240		

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

8. Total consumptive use is 320.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	39E	19	SW	SE		IRR	20.0
			SE	SE		IRR	28.0

Section Acres 48.0

A2902374



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	39E	30	NE	NE		IRR	40.0 ✓
			NW	NE		IRR	40.0 ✓
Section Acres							80.0
Total Acres							128.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 26192

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.

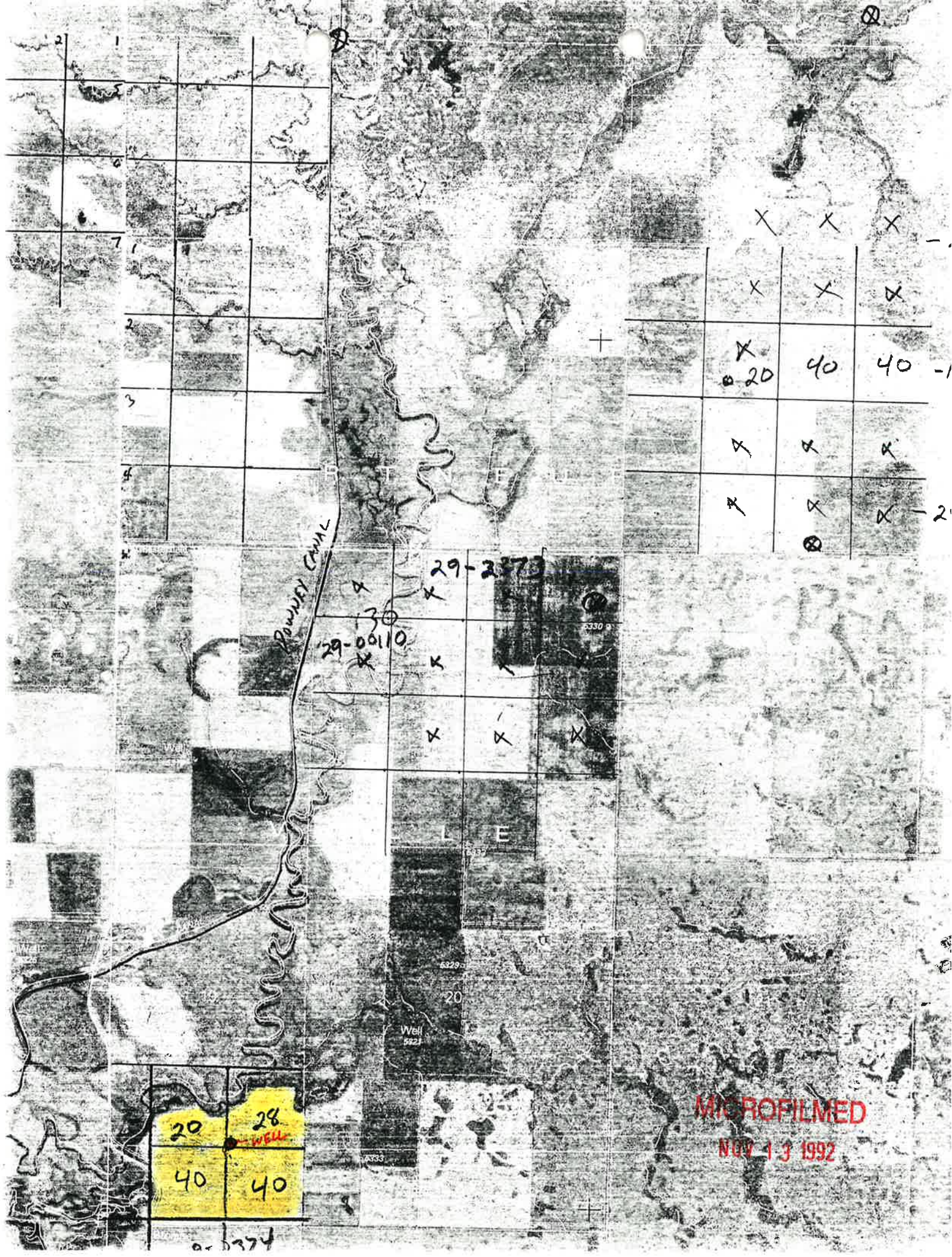
Signature of Claimant(s): Heidi Smith Date: 1-18-90

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of January 19 90 Anthony S. Obenack
Notary Public
Seal

Residing at Bob Falls
My Commission Expires 9/12/1994



MICROFILMED
NOV 13 1992