

IDAHO DEPARTMENT OF WATER RESOURCES 12/27/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right 29-2424B

NAME AND ADDRESS: ROBERT R TRACY
2715 S OLD HWY 91
MC CAMMON ID 83250

AVA M TRACY
2715 S OLD HWY 91
INKOM ID 83250

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 02/29/1960

POINT OF DIVERSION:

T08S R36E S14 SENWSE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.060 CFS 10.50 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T08S R36E S14 NWSE 3.0

3 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.

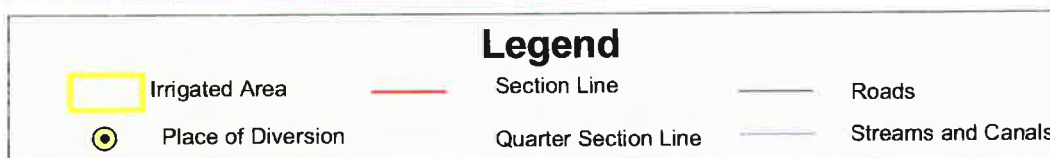
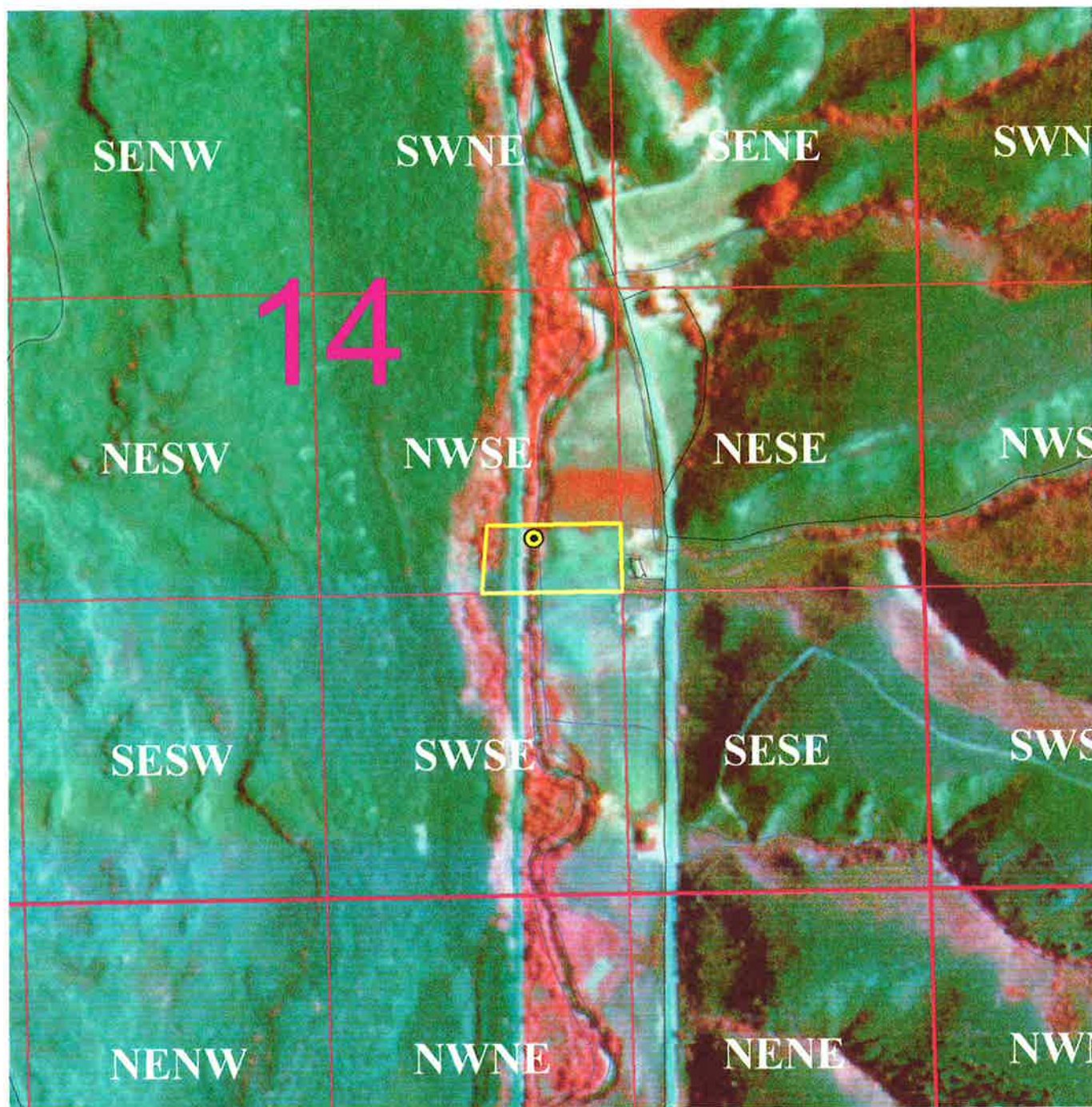
EXPLANATORY MATERIAL: License

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

Water Right Claim Number A29-02424B

08/10/2000

Township , 8S36E



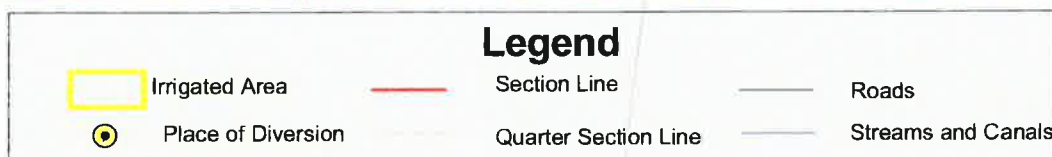
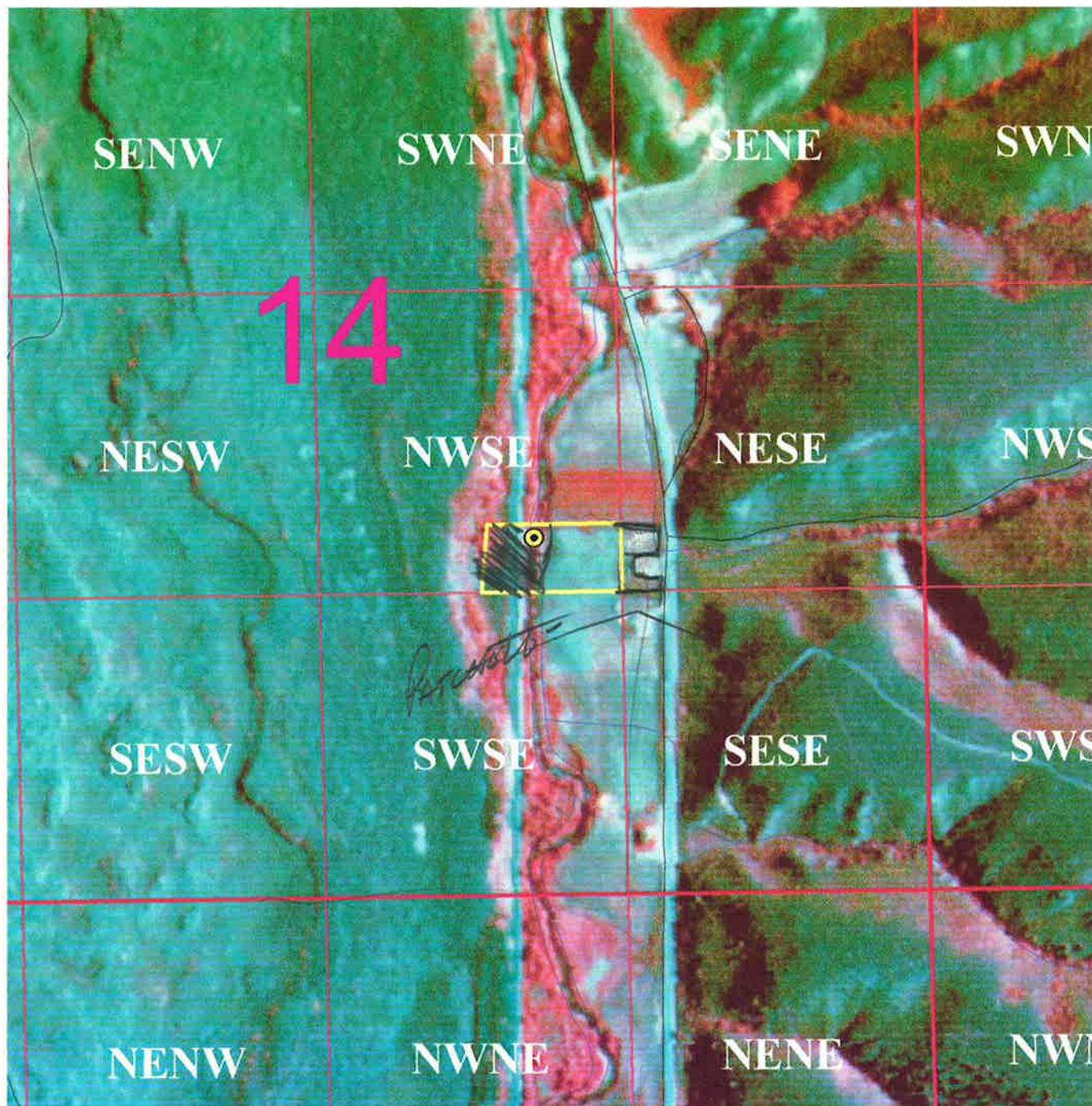
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PROFILE

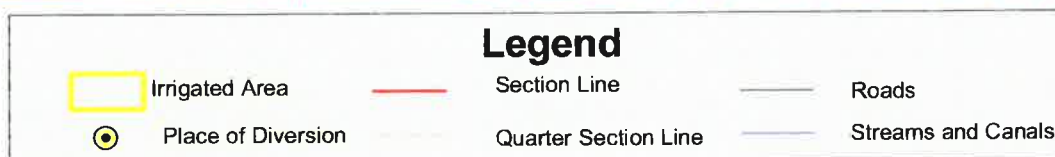
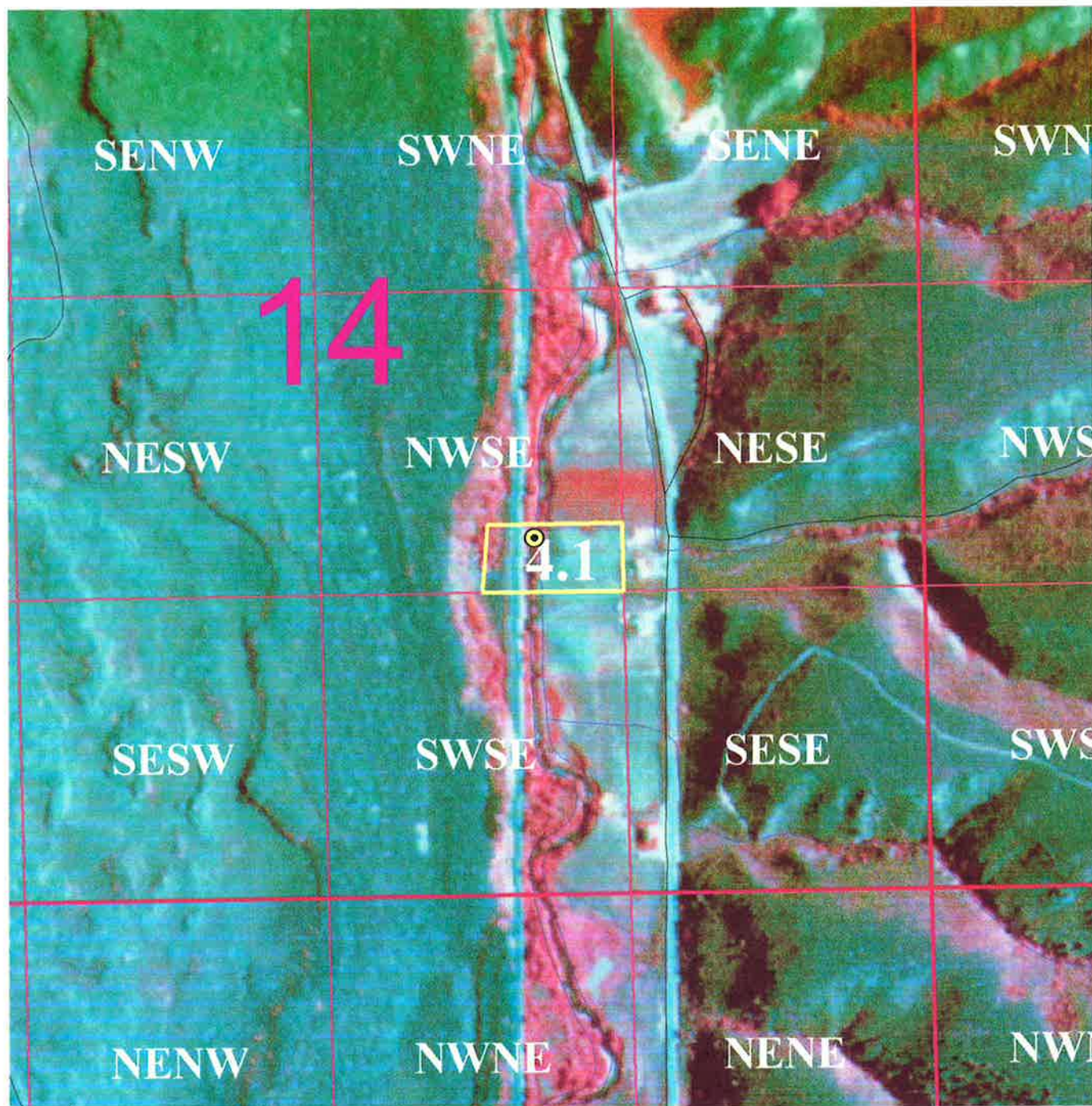
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FEB 07 2006

Township , 8S36E



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FEB 07 2006

Township , 8S36E



400 0 400 800 Feet



SCANNEL

FEB 07 2006

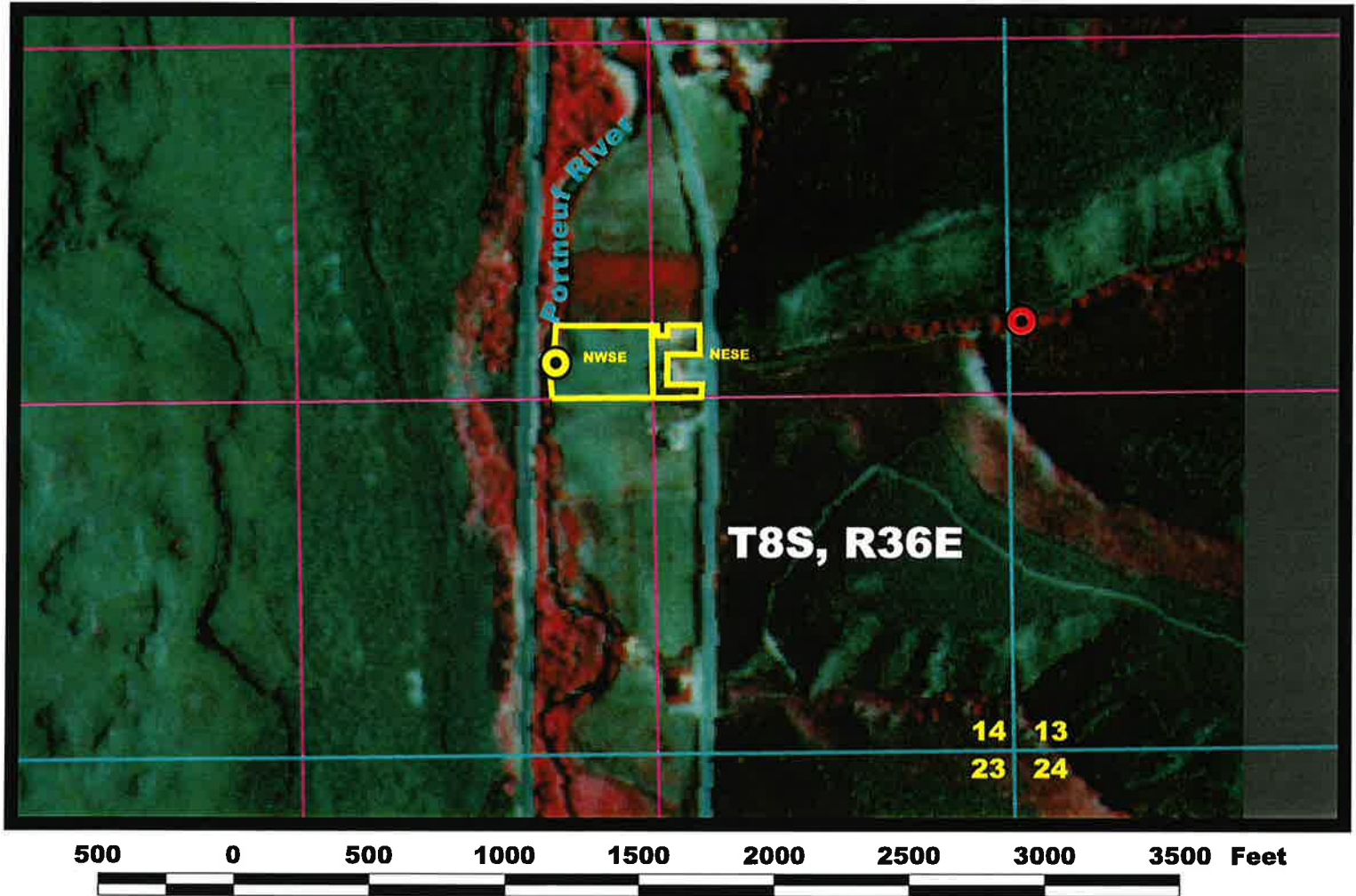


STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 29-02424B



LEGEND

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

Place of Use: T8S, R36E
(parts of) Sec. 14
NESE, NWSE

Point(s) of Diversion: T8S, R36E
Sec. 14 SENWSE



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: December 2001

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FEB 07 2006

NOTICE OF ERROR
REPLY

02/18/2003

allen
RECEIVED
APR 09 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: 29-2424B

ROBERT R TRACY
2715 S OLD HWY 91
MC CAMMON ID 83250
Telephone Number: (208) 775-3756

AVA M TRACY
2715 S OLD HWY 91
MC CAMMON ID 83250
Telephone Number: (208) 775-3756

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

(place of use) Since 1985 I have been irrigating at least portions of my 5 acres. on the preliminary recommendation it states 3.2 acres total.

Describe the changes you wish to make in the proposed recommendation:

change to reach 5 acres

3. Give a brief explanation as to why you disagree with these portions:

because 3 acres is not correct.

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

DATE: April 2-03

SIGNATURE:

Robert R. Tracy

Please print your name:

Robert R. Tracy

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

GPS shows 3.02 ac POU - Mr Tracy may own 5 ac but not this irrigator.

4/21/03

ABR

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FEB 07 2006

29-02424 B

License

I. SEE NOTES IN 29-02424A

Prob. => II.

APPROXIMATELY LINDA TERRY IS NO LONGER PARTOWNER. ∴ A % IS RECD w/ CC OF DIVORCE DECREE AND NEW OWNERS LISTING. % RECEIVED 11/9/01 w/ Docs.

10/31/01

Met Mr. Terry - gave him % - Request cc of Divorce Decree AND cc of Deed. Suggesting that BECAUSE OF A PROBABLE ERROR IN GCD B THAT THE LYM BAS

Answered to ADD 1st in NISSE. Long discussion of

This problem that he wants to purchase the WIL so

Answered to ADD 1st in NISSE.

11/01/01

Apparently, THE ABOVE RETURNED "PROBABLE ERROR" IS NOT

AN ERROR. GCD B IS ACCURATE (Finally). HOWEVER THE BARNACK Co Assessors Office Plat shows 2 parcels - see GDS Plat.

III. Some changes to WIL as Linc. Since Property was purchased out (area 1985) INDIVIDUALS HAVE USED PORTABLE PUMPS from the River to Sprinkler irrigation systems
Placed on WIL as 3/15 to 11/15 - Changed as 4/1 to 11/1 - Returned the sonson (P. L. L. L.)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DECOR
AR 11/9/01

RECEIVED

NOV 09 2001

Department of Water Resources
Eastern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A29-02424B</u>					
<u>29-11509</u>	<u>AD-155444D</u>	<u>FEB 25 00 DUG</u>			

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

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

OR

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

3. Name and Address of Former
Owner/Claimant(s)

Linda TRACY

4. New Owner/Claimant(s)

AVA M. TRACY & Robert R. Tracy
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

() _____

5. Date you acquired the property

PROFILED

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FEB 07 2006

743755

WARRANTY DEED

FOR VALUE RECEIVED DON NOBLE and NORMA L. NOBLE
Husband and wife

The Grantors do hereby grant, bargain, sell and convey unto

ROBERT R. TRACY and LINDA D. TRACY
Husband and wife

The Grantee, whose address is 1728 N. 750 W.
Harrisville, Utah

the following described premises, to-wit:

A tract of land situated in the N1/2 SE1/4 Section 14, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho and more particularly described as follows:

Commencing at the SW corner (CS 1/16) of said N1/2 SE1/4, thence S. 89°44' E., along the South boundary of said N1/2 SE1/4 a distance of 1454.34 ft. to the POINT OF BEGINNING.

thence N. 1°28' E., along the Westerly right of way of the Bannock County Highway a distance of 300.84 ft.; thence N. 89°27'12" W., a distance of 709.78 ft. to the centerline of the Portneuf River; thence S. 5°15' W., along the centerline of said Portneuf river a distance of 305.40 ft.; thence S 89°44' E., along the South boundary of said N1/2 SE1/4 a distance of 730.00 ft. to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that said premises are free from all encumbrances except matters of public record

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 1, 1985

Don Noble

Norma R. Noble

STATE OF IDAHO, COUNTY OF Bannock

On this 5th day of February, 1985, before me, a notary public in and for said State, personally appeared

Don Noble and Norma R. Noble

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Residing at Pocatello

Comm. Expires life

NOTARY SEAL

at the

NO 743755

PIONEER TITLE CO.
85 FEB -6 P4:38

of

420

2.00 DCPU

ty,

Mail to:

grantee

PIONEER TITLE COMPANY
OF BANNOCK COUNTY
Pocatello, Idaho - 208-233-9595

REAL ESTATE PURCHASE AND SALE AGREEMENT

(with Earnest Money Provision)

RE-21
Rev. 11-81

THIS CONTRACT CONTROLS THE TERMS OF SALE OF THE PROPERTY. READ CAREFULLY BEFORE SIGN. IF ANY QUESTION, CONSULT YOUR ATTORNEY.
This offer supercedes all other offers.

Robert R. Tracy, a married man of Pocatello, Idaho, January 6, 19 84
(hereinafter called "Buyer") agrees to purchase, and the undersigned Seller agrees to sell the following described real estate hereinafter referred to as "premises" located in
Inkom, County of Bannock
State of Idaho, commonly known as 6 miles South of Inkom
legally described as: 5 acre portion of Section 14 Township 8 Range 36 as per survey

(A FULL AND COMPLETE LEGAL DESCRIPTION MUST BE INSERTED, ATTACHED OR WRITTEN ON THE REVERSE HEREOF PRIOR TO EXECUTION BY SELLER. Buyer hereby authorizes broker to insert over his signature the correct legal description of the premises if unavailable at the time of signing, or to correct the legal description previously entered if erroneous or incomplete.)

1. TOTAL PURCHASE PRICE IS Twenty Five Thousand and no/100 DOLLARS (\$ 25,000.00) payable as follows:

A. Earnest Money Transferred from offer of Sept. 27, 1984
(a) Buyer hereby deposits and a receipt is hereby acknowledged of One Hundred Dollars (\$ 100.00)

evidenced by ☒ Cash, ☐ Personal Check, ☐ Cashiers Check, ☐ Note Due, or
paid or delivered as earnest money in part payment of the purchase price for the premises.

(b) Earnest Money to be deposited in trust account upon acceptance by all parties.

(c) All Earnest Money shall be held by Act one Trust Account for the benefit of the parties hereto,
and James Cooper (Broker) shall hold the completely executed broker's copy of this agreement.

B. Balance of purchase price to be paid as follows: \$5000 Down Pmt. Purchaser to execute a note secured by a First Deed of Trust on the property in favor of the Seller for the balance of \$20,000., payable at \$286.96 or more per mo. including interest at 12% per annum with balance due 5 years from date of note or upon sale or transfer of property. Buyer and Seller to each pay 1/4 of escrow set up fee. Buyer to pay check disbursement. Buyer and Seller to pay remaining respective closing costs.

2. Buyer's offer is made subject to the acceptance of Seller on or before 12:00 o'clock midnight of January 9, 1985
If Seller does not accept this agreement within the time specified, the entire Earnest Money shall be refunded to Buyer on demand.

3. Title of Seller is to be conveyed by warranty deed, unless otherwise provided, and is to be marketable and insurable except for rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, and rights of way and easements established or of record. Liens, encumbrances or defects to be discharged by Seller may be paid out of purchase money at date of closing. Any liens, encumbrances or defects which are to be discharged or assumed by Buyer or to which title is taken subject to (not otherwise set forth above) are:
N/A

4. The Seller shall, within a reasonable time after closing, furnish to the Buyer a title insurance policy in the amount of the purchase price of the premises from a title insurance company showing marketable and insurable title subject to the liens, encumbrances and defects elsewhere set out in this agreement to be discharged or assumed by the Buyer. Prior to closing the transaction, the Seller shall furnish to the Buyer a preliminary report or commitment made by a title insurance company showing the condition of the title to said premises. The parties agree that Pioneer Title Company shall provide said title policy and preliminary report or commitment. It is agreed that if the title to said premises is not marketable, or cannot be made so within thirty (30) days after notice containing a written statement of defects is delivered or mailed to the Seller, or if the Seller, having approved said sale fails to consummate the same as herein agreed, such failure shall constitute a default and the Earnest Money shall be returned to the Buyer and Seller shall pay for the cost of title insurance, escrow and legal fees, if any. Buyer's acceptance of the Earnest Money does not constitute a waiver of other remedies available.

5. It is hereby agreed that the "closing agent" for this agreement shall be Pioneer Title Company
James Cooper is the broker responsible for the closing.

Where not otherwise provided by law, the parties shall each pay one-half of said closing agent's fees. The closing date shall be Feb. 1, 1985

6. On or before the closing date, Buyer and Seller shall deposit with the closing agent all funds and instruments necessary to complete the sale.

7. Seller shall deliver possession to Buyer on or before Closing, and taxes and water assessments (using the last available assessment as a basis), rents, insurance premiums, interest and reserves on liens, loans or obligations assumed or taken subject to, and utilities shall be prorated as of closing except as follows:

N/A

Buyer shall pay for fuel in fuel tank, the amount to be determined by the supplier at Seller's expense.

8. The parties agree that this agreement contains the following additional terms and conditions: Seller to provide and pay for survey and legal description. Water rights and shares to remain with said property. Subject to buyer being able to obtain building permit. 20.8 acre feet of irrigation water rights from the Portneuf River.

9. The following items of property now on the premises are specifically excluded from the sale: N/A

The following items of personal property are specifically included in the sale: N/A

10. IMPORTANT: THE REVERSE OF THIS AGREEMENT CONTAINS IMPORTANT PROVISIONS WHICH ALSO CONSTITUTE PART OF THE AGREEMENT. Each of the parties acknowledges reading this agreement in full.

Listing Agency: - .

Selling Agency:

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FEB 07 2006

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

MINUTE ENTRY

SCANNED
FEB 07 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 24, 2001

ROBERT R TRACY
2715 S OLD HWY 91
MCCAMMON ID 83250

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR WATER RIGHT NUMBERS
A29-02424B AND A29-11509

Dear Mr. Tracy:

I am returning the above-mentioned Change in Water Right Ownership form for the correct fees.

Water right number 29-11509 has been partially decreed by the Snake River Basin Adjudication Court and requires a \$25.00 filing fee.

Water right number 29-02424B has been changed to show you as the current owner.

Please complete the enclosed copy of the Notice of Change of Water Right Ownership form and mail with a check for \$25.00 made payable to IDWR to:

Id Dept of Water Resources
Attn: Kari Lynn Townsend
1301 N Orchard St
Boise ID 83706

If you have any questions regarding this matter feel free to contact this office at 208-525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

PROFILED

SCANNED
FEB 07 2006

Portneut River



NESE
0.7

NWSE
2.3

T8S, R36E

14 13

23 24

T8S, R36E
14

**Bannock County
Ownership Plat**

Portneuf River

Robert Tracy
29-02424B

R. F.

Alan Broadhurst

Preston

(A) D. NOBLE
A 29-02424A

0.20 cfs 3/15 TO 11/15

POD: NENESE SEC. 14 8S36E

POU: N²SE SEC. 14
(10²AC)

CLAIM WITHDRAWN BY
MR. BROADHURST 11/06/01

DON NOBLE
29-02424 Lic.

0.44 cfs 02/29/1960

PORTNEUF RIVER

POD: NWSE SEC 14
8S/36E

POU: S²NE, N²SE
SEC. 14 8S/36E
(23²AC)

(B) R. TRACY
A 29-02424B

0.15 cfs 4/1 TO 11/1

POD: NWSE SEC. 14 8S36E

POU: NWSE SEC. 14 8S36E
(5²AC)

(C) UNCLAIMED
29-02424C

0.09 cfs

SCANNED
FEB 07 2006

PROTECTED

Water right number - 29-02424

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

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

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - - - -Comments- - - - - +
No Comments Found

+ - - Audit Fields - 03/12/85 05/22/88 CONVERT

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 03/12/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 29
Licensed Date	- 08/21/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

Page 1

Old (D) Number - 28479

State- ID Zip- 83250

State- Zip-

GEN AC. IRR. = 23.7.

SPLIT:
KANOON SMOOTHER
ALLEN BRONKHORST
ROBT. TRACY

AJ5809NP
No. A29-02424B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 127

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT R TRACY	02/29/1960	IRRIGATION	04-01 11-01	0.150 CFS	
C	LINDA D TRACY					
	2715 S OLD HWY 91					
	MC CAMMON ID 83250					
	(208) 775-3756					
				TOTAL DIVERSION:	0.150 CFS	
				CONSUMPTIVE USE:		12.50 AFA

Water Source: PORTNEUF RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T08S R36E S14

NWSE

BANNOCK 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	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
08S	36E	14	:								:								:						:	5.0
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4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Tracy

CLAIM

IDENT. NO.

A29-02424B

DATE RECEIVED

CK #

AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code? YES ☐ NO ☐ *
2. Is a priority date entered? YES ☐ NO ☐ *
- Is the priority date acceptable in view of mandatory filing dates? YES ☐ NO ☐ *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. YES ☐ NO ☐ *
3. (a) Is a source entered? YES ☐ NO ☐ *
- (b) Is a tributary to entered? (if required) N/A ☐ YES ☐ NO ☐ *
4. Is the legal description of the p.d. sufficient? YES ☐ NO ☐ *
5. Is there a description of the diverting works? YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES ☐ NO ☐ *
- Is the period of use included? YES ☐ NO ☐ *
- Is a quantity claimed for each use? YES ☐ NO ☐ *
7. Is a total quantity claimed entered? YES ☐ NO ☐ *
8. If required is a consumptive use entered? N/A ☐ YES ☐ NO ☐ *
- Is the consumptive use correct? N/A ☐ YES ☐ NO ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. YES ☐ NO ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) YES ☐ NO ☐ *
15. Is the basis of the claim indicated? YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) YES ☐ NO ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? YES ☐ NO ☐ *
20. Is the fee enclosed correct? Exempt ☐ YES ☐ NO ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? YES ☐ NO ☐ *
22. Should this claim be data entered? YES ☒ NO ☐ *

Claim checked by:

DC

Date:

5/23/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☐ (No) ☐

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date: 5/23/90

Date:

Checked by:

Date:

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Comments:

Problem - P/U description and map location

NOV 13 1992

JUN 08 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.

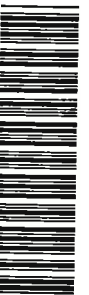
CIVIL CASE NUMBER: 39576

Ident. Number: A29-02424B
Date Received: 4/19/1990
Receipt No: E013405
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT R. TRACY 208-775-3756
Address: 2715 S. OLD HWY 91
MC CAMMON, ID 83250
AND/OR
Name: LINDA D. TRACY 208-775-3756
Address: 2715 S. OLD HWY 91
MC CAMMON, ID 83250

A2902424B



2. Date of Priority: FEB 29, 1960

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	36E	14	NW	SE			BANNOCK

5. Description of diverting works:
PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.150		

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

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

9. Non-irrigation uses:
S/ 2 HORSES

A29-02424B

Page 1

Date: 05/23/90

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PROFILE

SCANNED
FEB 07 2006

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	36E	14	NW SE		IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 28479

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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:

Ident. Number

Date Received

Receipt Number

39576

A29-02-424 B

4-19-90

ED 3405

RECEIVED

APR 19 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Robert R. and/or Linda D. Tracy Phone (208) 775-3756Mailing Address 2715 So. Old Hwy 91 McCammon Idaho Zip 832502. Date of Priority (Only one (1) per claim) February 29th 19603. Source of water supply (a) Portneuf River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 8 south Range 36 east Section 14,
N.W. 1/4 of S.E. 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

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

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

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

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

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

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

5 horse power pump
with four inch hand lines to sprinkling system
on five acres

SCANNED

FEB 07 2006

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PROFIT ED

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 1st to Nov 1st amount 0.15 or 20.8

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.15 (cfs) and/or (b) 20.8 (acre feet)

8. Total consumptive use claimed is 12.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) stock water 2 horses

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
850.	36E.	14										5A.							

Total number of acres irrigated 5

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
well- 6" dia. 15' d 290' deep Domestic & stock water only or None ()

14. Remarks: water right claimed on Form 42-1409 (2) b 6/89
is for Domestic & stock water

Last Name

TRACY

Ident No.

FEB 07 2006

Copies: White-State, Yellow-Claimant

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15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License 29-2424 Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Robert L. Tracy

Date April 18th 1990

Date _____

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

Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 18 day of April 19 90

SEAL

Notary Public Sherry Helmandollar

Residing at Idaho

My Commission Expires October 23 1993

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

SCANNED

FEB 07 2006

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NOV 13 1992

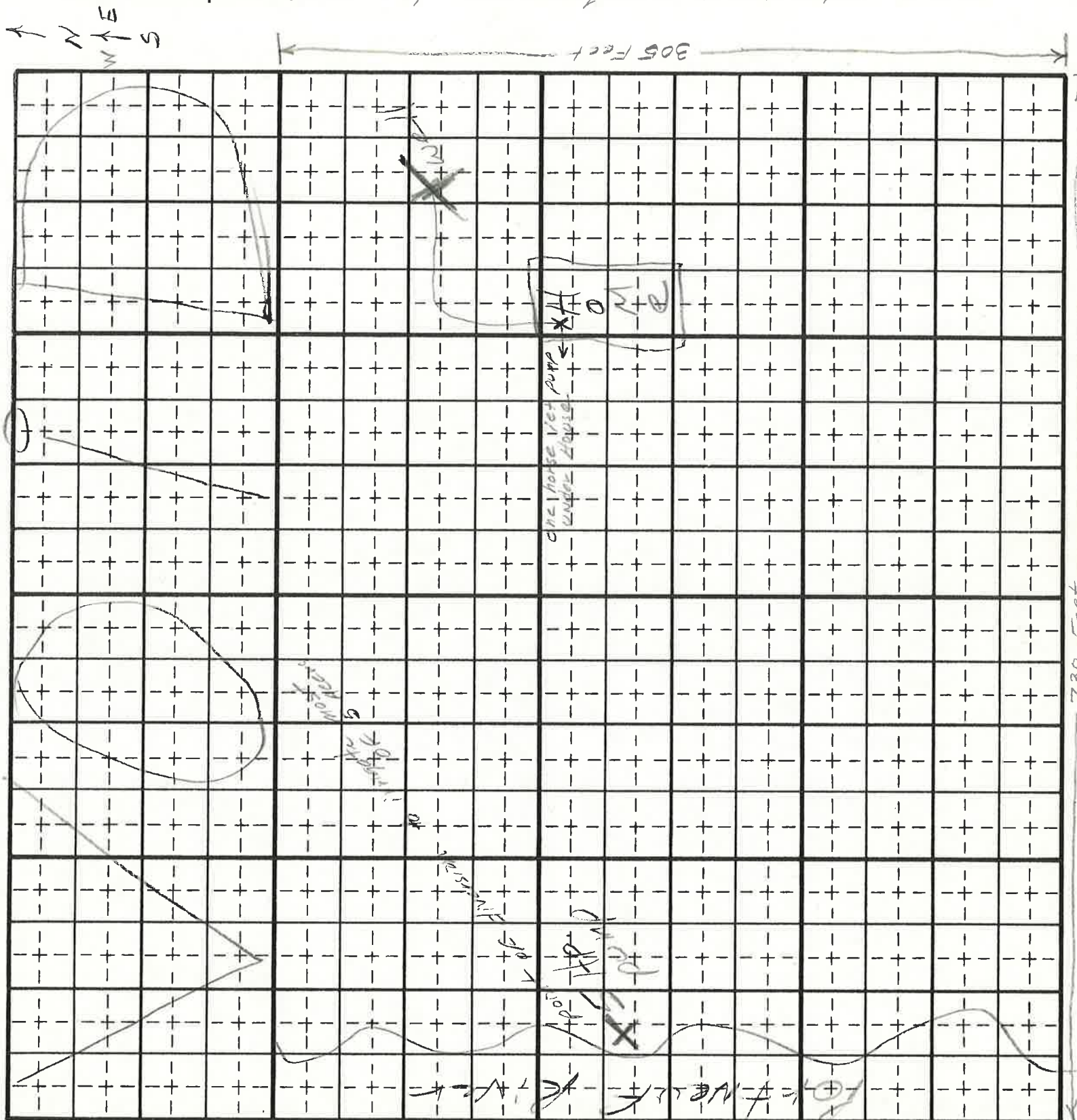
Last Name TRACY Ident. Number _____

Copies White State, Yellow-Claimant

Scale: ~~2-inches equals 1-mile~~

• Entire right side three quarters of MAP depict 2 acres

Scale: ~~2-inches equals 1-mile~~



MICROFILMED

NOV 13 1992

SCANNED

FEB 07 2006

Copies: White-State, Yellow-Claimant

Last Name

Ident No.

Trace