

02/08/2002

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

RIGHT NUMBER: 29-2540
NAME AND ADDRESS: PHIL J YOST
1780 RICH RD
GRACE ID 83241

LISA J YOST
1780 RICH RD
GRACE ID 83241

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 3.14 CFS
471.0 AFY
PRIORITY DATE: 10/19/1966
POINT OF DIVERSION:

T08S R39E S34 NESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 10/15	3.140 CFS 471.00 AFY

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 OCTOBER 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 CARIBOU County

T08S R39E S34	SENE	38.0	T08S R39E S34	NESE	39.0
T08S R39E S35	SWNW	40.0	T08S R39E S35	SENE	40.0

157 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

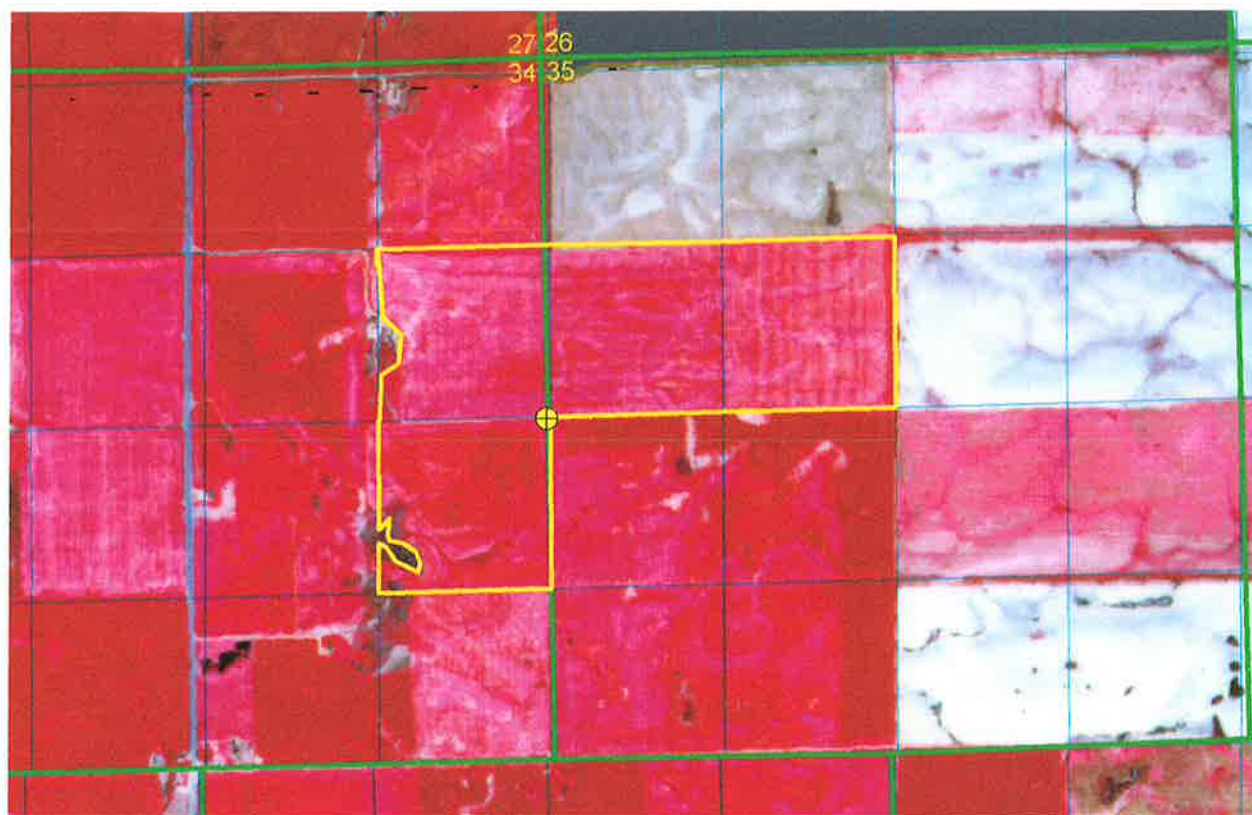


STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s) 29-2540



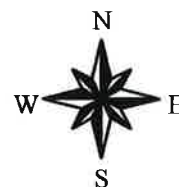
900 0 900 1800 Feet

LEGEND

-  Point of Diversion
-  Place of Use
-  Sections
-  Quater-Quaters

Place of Use: T8S, R39E
(part of) Secs. 34 & 35

Point of Dversion: T8S, R39E
Sec. 34 NESE



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: C. Bird
Date: February 2002

PROFILED

SCANNED
FEB 23 2006

IDAHO DEPARTMENT OF WATER RESOURCES

02/06/2002

ADJUDICATION CLAIM POD REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 29-2540

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
29-7352A	Claim	08S	39E	34	NE	SE		GROUND WATER	JAY DELL JENKINS
29-7352C	Claim	08S	39E	34	NE	SE		GROUND WATER	MONTE YOST
29-7419A	Claim	08S	39E	34	NE	SE		GROUND WATER	SHAUNA YOST
29-2540	Claim	08S	39E	34	NE	SE		GROUND WATER	LISA J YOST
29-7352B	Claim	08S	39E	34	NE	SE		GROUND WATER	
29-7419	Claim	08S	39E	34	NE	SE		GROUND WATER	
29-2540	Water Right	08S	39E	34	NE	SE		GROUND WATER	DATE G YOST
29-7352A	Water Right	08S	39E	34	NE	SE		GROUND WATER	JAY DELL JENKINS
29-7419A	Water Right	08S	39E	34	NE	SE		GROUND WATER	PARLEY L SCHENK & SONS FARMS INC
29-7352C	Water Right	08S	39E	34	NE	SE		GROUND WATER	PARLEY L SCHENK & SONS FARMS INC

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-12-1991
PAGE: A-46

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
29-02540	DATE G. YOST HC 72 BOX 2070 BANCROFT ID 83217	10/19/1966	IRRIGATION	04-15 10-15	3.14 471.0	CFS AFY LICENSE
					TOTAL QUANTITY:	3.14 CFS
					CONSUMPTIVE USE:	471.0 AFY
					392.5	AFY
POINT OF DIVERSION: T08S R39E S34						
PLACE OF USE: IRRIGATION						
T08S R39E S34 SENE 38.0 NESE 39.0						
S35 SWNW 40.0 SENW 40.0						
157.0 ACRES TOTAL						
29-02562	ELIASON AND SONS, INC. P.O. BOX 67 BANCROFT ID 83217	12/19/1966	DOMESTIC	01-01 12-31	.02 .73	CFS AFY LICENSE
					TOTAL QUANTITY:	.02 CFS
					.73	AFY
NON-IRRIGATION-USES: DOMESTIC, 1 HOME						
POINT OF DIVERSION: T08S R39E S08						
PLACE OF USE: DOMESTIC						
T08S R39E S08 SWNW						
29-02548	DON C. RIGBY P.O. BOX 187 BANCROFT ID 83217	02/13/1967	IRRIGATION	04-15 10-15	3.12 468.0	CFS AFY LICENSE
					TOTAL QUANTITY:	3.12 CFS
					CONSUMPTIVE USE:	468.0 AFY
					390.0	AFY
POINT OF DIVERSION: T08S R39E S10						
PLACE OF USE: IRRIGATION						
T08S R39E S10 NENE 39.0 NWNE 38.0 SWNE 39.0 SENE 40.0						
156.0 ACRES TOTAL						
REMARKS: THE MAXIMUM COMBINED RATE OF DIVERSION UNDER THIS RIGHT AND RIGHT 29-07061 SHALL NOT EXCEED 5.86 CFS.						

Water Right Number - 29-02540

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
YOST

DATE G

1 - HC 72 BOX 2070

2 -

3 -

City- BANCROFT

State- ID Zip- 83217

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
YOST

DATE E

1 -

2 -

3 -

City-

State- ID Zip-

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/19/1966 15 EASTERN D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

08S 39E 34 NE SE / (29) CARIBOU /

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION / 04/15 10/15 3.140 / 471.00 /+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.140 / 471.00 / 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code
08S 39E 34 SE NE 38.0 / 01 I
08S 39E 34 NE SE 39.0 / 01 I
08S 39E 35 SW NW 40.0 / 01 I
08S 39E 35 SE NW 40.0 / 01 I

Total Acres: 157.0 /

+ - - Diversion Means - 20" DIAM. WELL, 165' DEEP, STATIC WATER LEVEL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks
No Remarks fo

claimed 4-1 to 10/31 decreed 4/15 - 10/15

Consumptive use 392.5 AFY

Phil Yost

1-169F some in 27.

29-7446

29-2540-

2919

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

07/23/01 08:32:25
Page 2

Water right number - 29-02540

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 - +

STATE OF IDAHO GERALD J. ACKERMAN, ET AL 07/28/1992

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

+ - - Audit Fields - 03/12/85 05/22/88 CONVERT 03/12/96 PRODMGR 03/15/96 SCURTIS

+ - - - - 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	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	- X999999	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	- Y
SRBA Decreed Flag	-				

State of Idaho

WATER LICENSE

Water License No. G-33292 Priority October 19, 1966 Amount 3.14 c.f.s. 24-2540

THIS IS TO CERTIFY, that DAVE E. YOST
 of Bancroft, Idaho, made application for a permit to appropriate the public waters of
 the State of Idaho, dated October 19, 1966; that Permit G-33292 was issued pursuant
 to said application; that the proposed works were completed on or about May 15, 1967
 with a storage/or carrying capacity of 3.42 c.f.s., said works consisting of
well, pump, and motor; and that on January 15, 1968
 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 471
 acre feet per season, with a maximum rate of diversion of 3.14 cubic feet per second of the waters
 of ground water, tributary of
 for the purpose of Irrigation from April 1 to October 31
 and for from to; and for
 from to; and that the use
 of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
 mation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is
 located in NE SE Sec. 34 T. 8 S. R. 30 E. B.M., and
 other additional points in the County of
Caribou; and that the amount of water to which such right is
 entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
 used for said purposes and shall not exceed 471 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8 S	30 E	31				38									39				77
		35							40	40									80

Total number of acres irrigated .. 157 ..

The right to the use of the water 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, Afforded at Boise, Idaho, this

13th day of August, 1968

David H. Hays
 State Reclamation Engineer

33292
 24-2540

MAY 7 2007

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: A29-02540
Date Received: 1/24/1990
Receipt No: M005586
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHIL J. YOST 208-425-3875
Address: 1760 RICH ROAD
GRACE, ID 83241
OR
Name: LISA J. YOST 208-425-3875
Address: 1760 RICH ROAD
GRACE, ID 83241
2. Date of Priority: OCT 19, 1966
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|--------|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
| 08S | 39E | 34 | NE | NE | SE | | CARIBOU |
5. Description of diverting works:
WELL, 100 HP PUMP
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|--------|------|--------|
| Purpose | From | To | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 10/31 | 3.140 | | |
7. Total Quantity Appropriated is:
3.140 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 392.5 Acre Feet Per Annum.
9. Non-irrigation uses:

A2902540



A29-02540

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Date: 01/24/90

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	39E	34	SE		NE		IRR	38.0
			NE		SE		IRR	39.0
							Section Acres	77.0
		35	SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	80.0
							Total Acres	157.0

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 33292

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: 1

For Individuals:

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

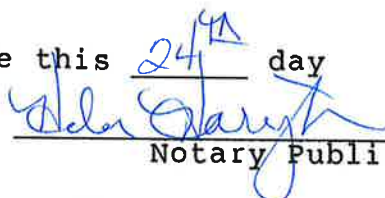
Signature of Claimant(s): X  Date: X 1/24/90
_____ Date: _____

State of Idaho)
County of Carbon) SS.

Subscribed and sworn (or affirmed) before me this 24th day

of January 19 90

Seal


Notary Public

Helen Harrington, Notary Public
Residing at Residing at Boise, Idaho
My Commission Expires December 1, 1994
My Commission Expires _____

MICROFILMED
JUN 19 1981

