

06/06/2002

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

RIGHT NUMBER: 29-4074

NAME AND ADDRESS: DOWNATA RANCH & RECREATION INC
C/O DARLENE DOUNS
PO BOX 185
DOWNEY ID 83234

SOURCE: SPRINGS

TRIBUTARY: MARSH CREEK

QUANTITY: 2.80 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.68 CFS. COMBINED RIGHT NOS.: 29-00491A,
29-00491B, 29-04074

PRIORITY DATE: 04/01/1946

POINT OF DIVERSION:

T12S R37E S11 NESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.800 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T12S R37E S10	NENE	18.0	T12S R37E S11	NWNE	7.0
T12S R37E S11	SWNE	40.0	T12S R37E S11	SENE	11.0
T12S R37E S11	NENW	9.0	T12S R37E S11	NWNW	15.0
T12S R37E S11	SWNW	15.0	T12S R37E S11	SENW	38.0
T12S R37E S11	NESW	5.0	T12S R37E S11	NESE	7.0
T12S R37E S11	NWSE	19.0			

184 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 224 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-2396, 29-00491A, 29-00491B, 29-04074

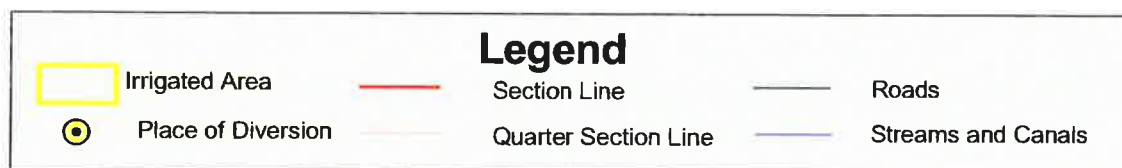
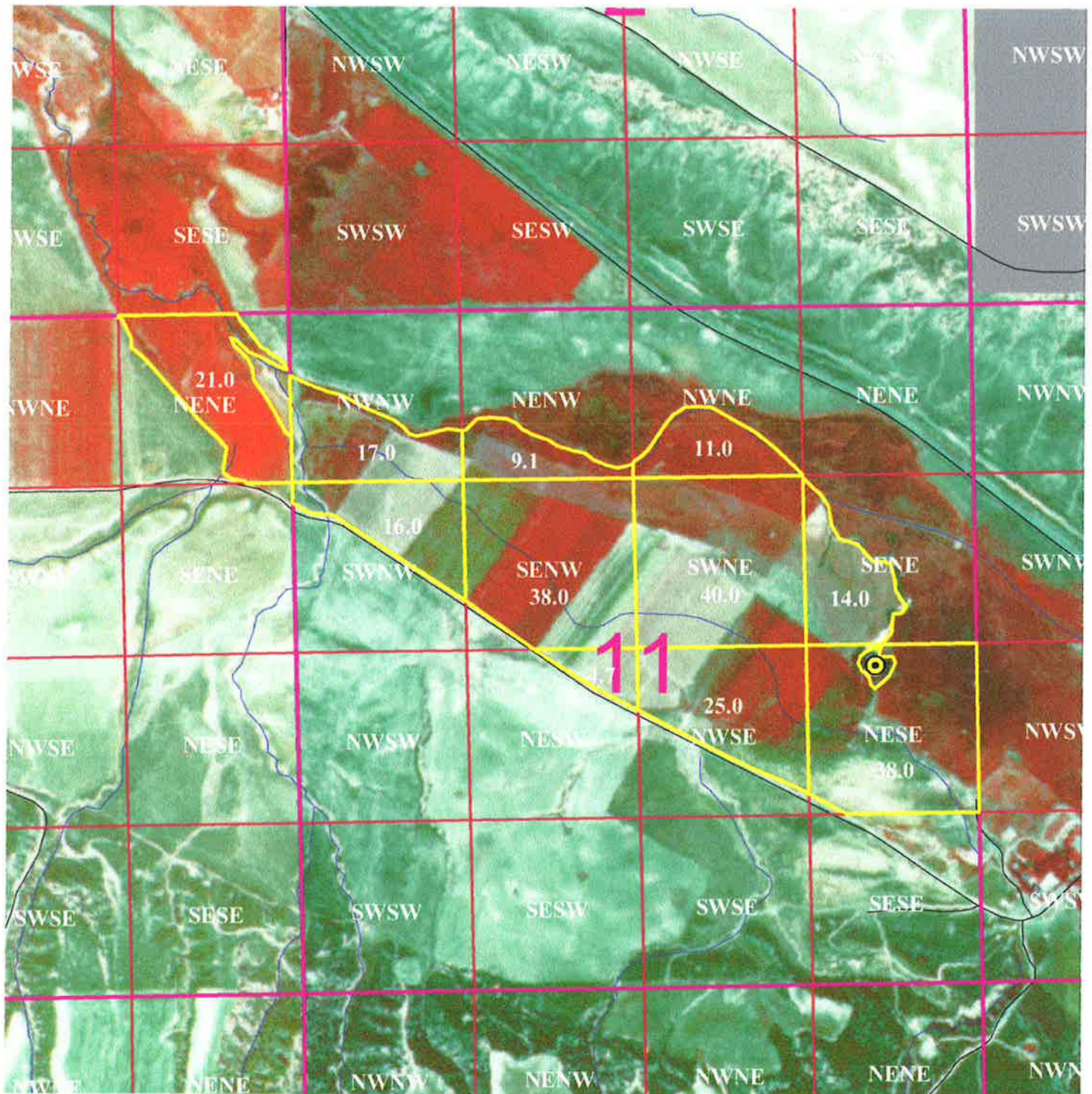
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

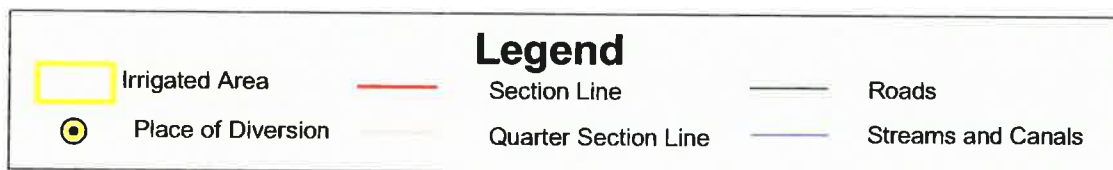
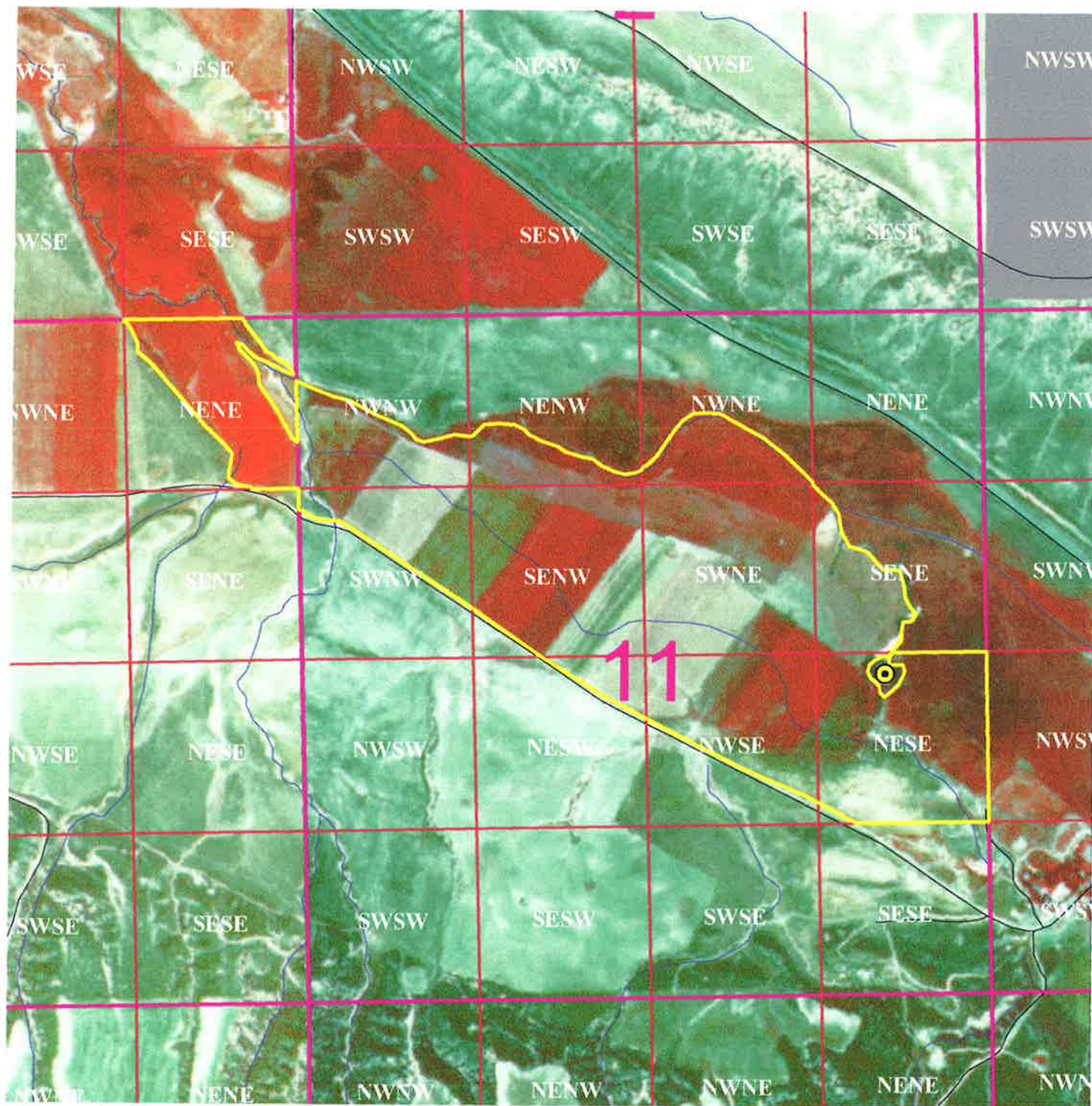
EXPLANATORY MATERIAL: Beneficial Use

SOURCE IS ALSO KNOWN AS BIG SPRING.

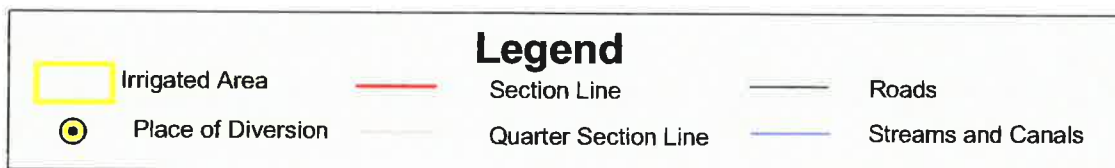
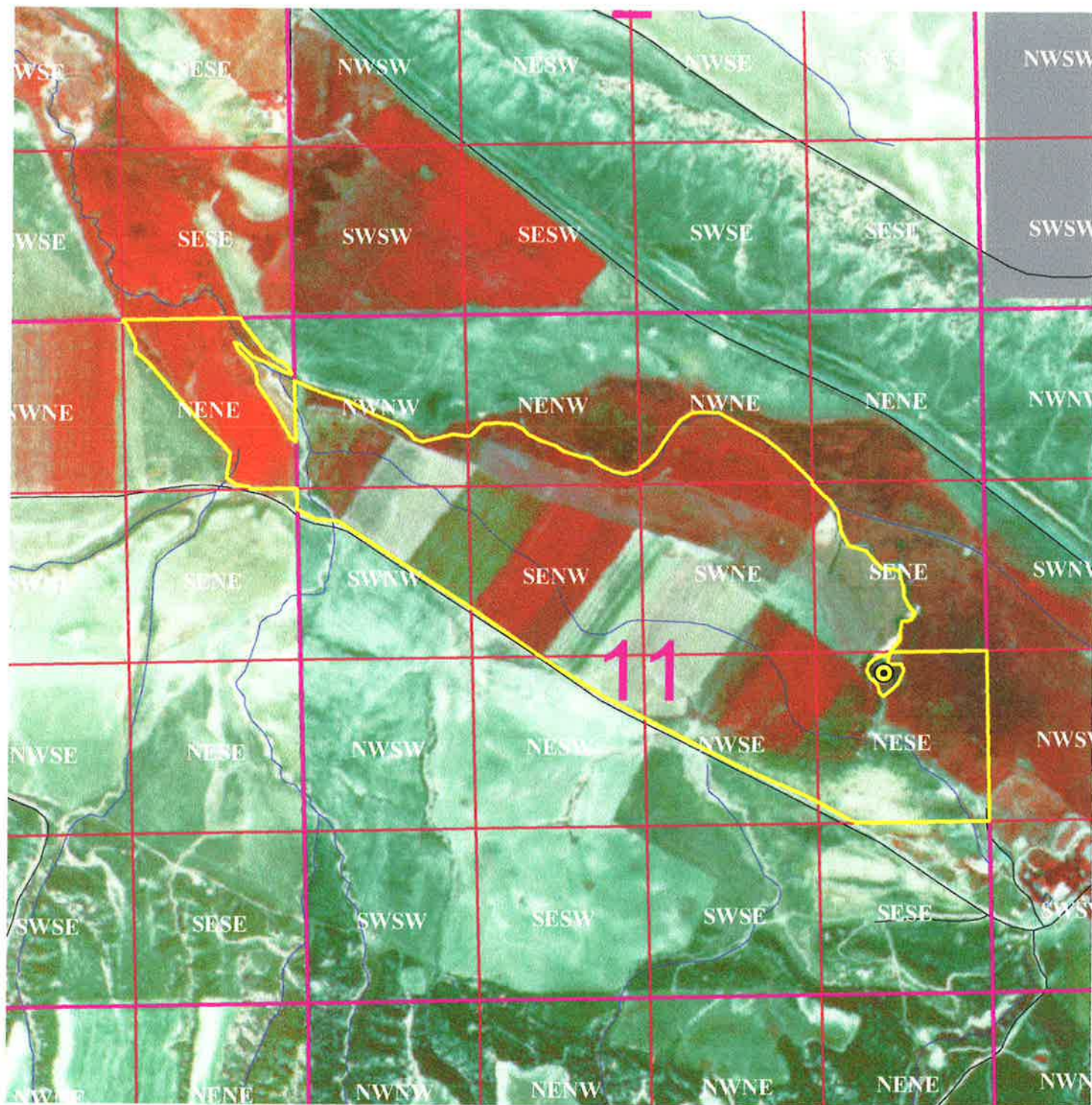
Township , 12S37E



Township , 12S37E



Township , 12S37E



Adjudication Recommendation Report 29-4074 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HANSEN BEARD MARTIN & ST CLAIR CHARTERED C/O D GARY PETERSON PO BOX 51718 IDAHO FALLS, ID 834051718
Attorney	DOWNATA RANCH & RECREATION INC C/O D GARY PETERSON BEARD ST CLAIR GAFFNEY MCNAMARA CALDER 2105 CORONADO IDAHO FALLS, ID 83404
Attorney	DOWNATA RANCH & RECREATION INC C/O ROGER H THOMPSON THOMPSON MICHIE ASSOCIATES INC 111 E BROADWAY STE 1200 SALT LAKE CITY, UT 84111
Representative	DOWNATA RANCH & RECREATION INC C/O MARILYN GUNNELL 1740 MELWOOD DR GLENDALE, CA 91207
Original Owner	ROLAND G ALLEN DOWNEY, ID 83234
Current Owner	DOWNATA RANCH & RECREATION INC C/O DARLENE DOUNS PO BOX 185 DOWNEY, ID 83234 (208) 897-5736

Basis: Beneficial Use
Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	2.800 CFS	
	Total Diversion:	2.800 CFS	

SPRINGS NE1/4SE1/4 Sec. 11, Twp 12S, Rge 37E, B.M.
BANNOCK County

[illegible]

Adjudication Recommendation Report 29-4074 V1

[illegible]

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-4074

WATER RIGHT NUMBER: 29-4074

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HANSEN BEARD MARTIN & ST CLAIR CHARTERED C/O D GARY PETERSON PO BOX 51718 IDAHO FALLS, ID 834051718
Attorney	DOWNATA RANCH & RECREATION INC C/O D GARY PETERSON BEARD ST CLAIR GAFFNEY MCNAMARA CALDER 2105 CORONADO IDAHO FALLS, ID 83404
Attorney	DOWNATA RANCH & RECREATION INC C/O ROGER H THOMPSON THOMPSON MICHIE ASSOCIATES INC 111 E BROADWAY STE 1200 SALT LAKE CITY, UT 84111
Representative	DOWNATA RANCH & RECREATION INC C/O MARILYN GUNNELL 1740 MELWOOD DR GLENDALE, CA 91207
Original Owner	ROLAND G ALLEN DOWNEY, ID 83234
Current Owner	DOWNATA RANCH & RECREATION INC C/O DARLENE DOUNS PO BOX 185 DOWNEY, ID 83234 (208) 897-5736

Priority Date: 04/01/1946

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG SPRINGS	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	3.900 CFS	
	<u>Total Diversion:</u>	3.900 CFS	

Location of Point(s) of Diversion

BIG SPRINGS	NE1/4SE1/4	Sec. 11, Twp 12S, Rge 37E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T12S R37E S10	NENE	20.0	T12S R37E S11	NWNE	12.0
T12S R37E S11	SWNE	40.0	T12S R37E S11	SENE	15.0
T12S R37E S11	NENW	12.0	T12S R37E S11	NWNW	17.0
T12S R37E S11	SWNW	18.0	T12S R37E S11	SENW	38.0
T12S R37E S11	NESW	6.0	T12S R37E S11	NESE	32.0

T12S R37E S11 NWSE 25.0



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

IRRIGATION PUMP & MAINLINE AS SHOWN ON MAP PG 3. US Electric 50 Horse power motor in pond fed by Marsh Creek and springs.

Assumptions

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

OD ID 334364 01.JPG

Invoice #

EPE (ft)

20 (LH)

Date (M/D/Y)

10/22/01

Time

Flow Rate (CFS)

2.80318326512051

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

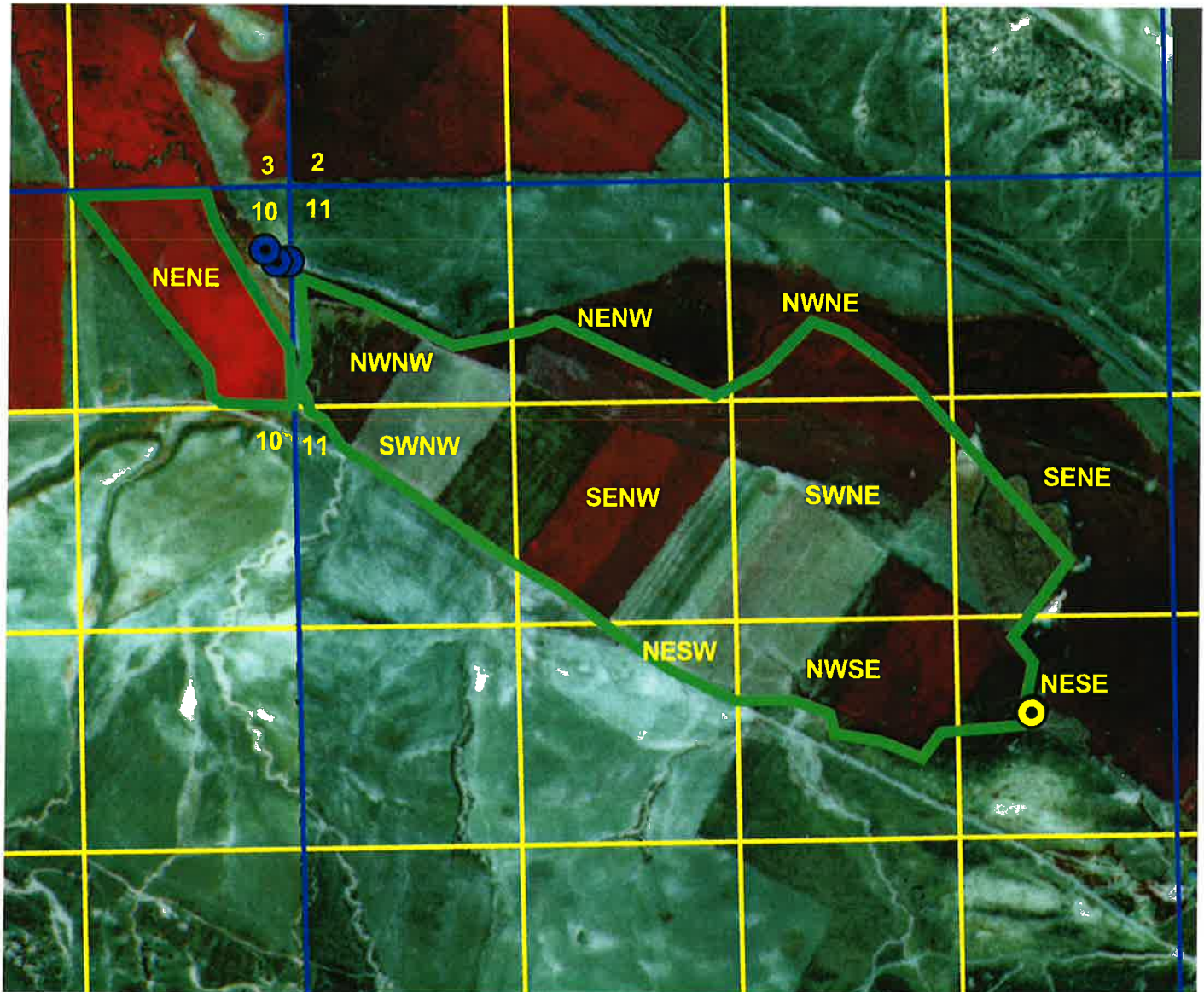
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IDAHO DEPARTMENT OF WATER RESOURCES

29-04074

T12S, R37E SEC. 10, 11



ACRES IRRIGATED- 184



POINT OF DIVERSION



PLACE OF USE

PROFILED

SCANNED

MAR 10 2006

GIS: PLACE OF USE

POINT OF DIVERSION

1987/1988 NAPP PHOTOS

DAVE CARLSON

02/20/2003

NOTICE OF ERROR
REPLY

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: 29-4074

DOWNATA RANCH & RECREATION INC

C/O DARLENE DOWNS

PO BOX 185

DOWNEY ID 83234

Telephone Number: (208) 897-5736

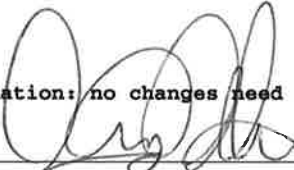
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

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: 21 APR 2003

SIGNATURE: 

Please print your name: D. GARY PETERSON ATTY FOR DOWNATA RANCH +
RECREATION, INC.

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

SCANNED

MAR 10 2003

PROFILED

RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region



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

May 28, 2002

GARY PETERSON
BEARD ST CLAIR GAFFNEY MCNAMARA CALDER
2105 CORONADO
IDAHO FALLS ID 83404

RE: WATER RIGHTS 29-491A, 29-491B, 29-2293, 29-2396, 29-2491, 29-2549,
29-4074, 29-7406, 29-13338

Dear Mr. Peterson:

On May 8, 2002, our office received your letter requesting we add D. Gary Peterson, Roger H. Thompson and Marilyn Gunnell to the above referenced water rights. I have made the change and copies of the claims are enclosed for your files

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Roger H. Thompson
Marilyn Gunnell

PROFILED

SCANNED

MAR 10 2006



THOMPSON
MICHIE
ASSOCIATES,
INC.

May 6, 2002

Mr. Dave Carlson
Idaho Department of Water Resources
Eastern District Office
900 North Skyline Drive
Idaho Falls, ID 83402

RECEIVED
MAY 08 2002
Department of Water Resources
Eastern Region

Re: Downata Ranch & Recreation Company
Water Rights

Dear Mr. Carlson:

I was advised by Mr. Gary Peterson, Esquire, to increase the number of persons who should be receiving notices with respect to the water rights of Downata Ranch & Recreation Company.

Consequently, with respect to SRBA water rights nos. **29-13338**, **29-2491**, **29-02549**, **29-00491**, **29-07406**, **29-02396**, **29-04074**, **29-02293**, and any other water rights appearing in the name of Downata Ranch and Recreation Company, please add the following names (and addresses) of people to receive notices, to the extent they do not already appear:

D. Gary Peterson, Esquire
Beard St. Clair Gaffney McNamara Calder
2105 Coronado
Idaho Falls, Idaho 83404-7495

Roger H. Thompson, Esquire
Thompson Michie Associates Inc.
111 East Broadway, Suite 1200
Salt Lake City, UT 84111

Marilyn Gunnell
1740 Melwood Drive
Glendale, CA 91207

Sincerely,


Roger H. Thompson

cc. Gary Peterson, Esquire

111 EAST
BROADWAY
SUITE 1200
SALT LAKE CITY
UTAH 84111
801 532-6143
FAX 801 532-6159
TRUSTEES
OF
AMERICA'S
REAL
ESTATE
MANAGEMENT
CONSULTING
MARKETING

SCANNED

MAR 10 2006

ROGER H. THOMPSON
EXECUTIVE VICE PRESIDENT
AND GENERAL COUNSEL

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adiudication claim.

[] Water Right Number(s): A29-00491A A29-04074
A29-00491B A29-07406
A29-00492A A29-02396
A29-02293 A29-2549

[] Old Mailing Address: ~~A29-02396~~ Downata Ranch & Res
PO Box 51718, IIT, 83405-1718
PO Box 185
Downey Idaho 83234

[] New Mailing Address: PO Box 185
Downey Idaho 83234

[] Telephone Number: (208) 897 5736

[] Signature of Claimant: Darlene Downey, Manager

[] Date: 5/31/01

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

PROFILED

SCANNED

MAR 10 2006

JUNE 1, 2001

DEAR MS. DOUNS;

WATER RIGHT NUMBERS A29-00491A, A29-00491B, A29-00492A,
A29-02293, A29-02549, A29-04074, A29-02396 AND A29-07406
HAVE BEEN CHANGED TO REFLECT THE ADDRESS ON THE FRONT OF
THIS CARD.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



DOWNATA RANCH & RECREATION INC
C/O DARLEN DOUNS
PO BOX 185
DOWNEY ID 83234

SCANNED

MAR 10 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 8, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DOWNATA RANCH & RECREATION INC
PO BOX 185
DOWNEY ID 83234

RE: CHANGE OF ADDRESS FOR A29-00491A, A29-00491B,
A29-00492A, A29-02293, A29-02396, A29-02549, A29-04074,
A29-07406

Dear Sir or Madam:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Downata Ranch & Recreation Inc
C/O D Gary Peterson ESQ
Hansen Beard Law Firm
Po Box 51718
Idaho Falls ID 83405-1718

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

PROFILED

SCANNED
MAR 10 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

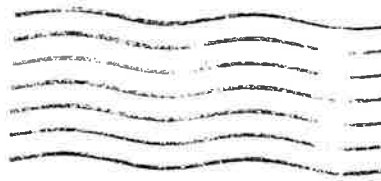
RETURN SERVICE REQUESTED

29-491A-dcm.
29-491B
29-492A
29-2293
29-2396
29-2549
29-4074
29-7406



NOT DELIVERABLE
NO ADDRESSES
UNABLE TO FORWARD

WAA
SD



DOWNATA RANCH & RECREATION INC
C/O D GARY PETERSON ESQ
HANSEN BEARD LAW FIRM
PO BOX 51718
IDAHO FALLS ID 834051718

83234

Downey

PO BOX 105

83405+1718



SCANNED

MAR 10 2006



p6d in spring / pond

29-4074



29-4074

JUN 04 2001

Log for claim A29-04074

Spatial Dynamics TWB

5/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	10	NENE	20	21	
12s37e	11	NWNE	12	11	
12s37e	11	SWNE	40	40	
12s37e	11	SENE	15	14	
12s37e	11	NENW	12	9.1	
12s37e	11	NWNW	17	17	
12s37e	11	SWNW	18	16	
12s37e	11	SENW	38	38	
12s37e	11	NESW	6	4.7	
12s37e	11	NESE	32	38	
12s37e	11	NWSE	25	25	
Totals:			235	233.8	

60hp

US Electrical

Johnston pump

JS-1046

$$\frac{(60)(6.13)}{10' + 2.31(50)} = \frac{367.8}{125.5} = 2.93$$

AJ5809NP
No. A29-04074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 98

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOWNATA RANCH & RECREATION INC C/O D GARY PETERSON ESQ HANSEN BEARD LAW FIRM PO BOX 51718 IDAHO FALLS ID 834051718 (208) 523-5171	04/01/1946	IRRIGATION	04-01 11-01	3.900 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	3.900 CFS	587.50 AFA

Water Source: BIG SPRING

Tributary to: MARSH CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T12S R37E S11 NESE

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
12S	37E	10	:	20								:									:							:	20.0
12S	37E	11	:			12		40		15		:	12		17		18		38		:	06						:	215.0
																													235.0

POU County: BANNOCK

Other Rights: 29-00491A 29-00491B 29-00492

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00491A A29-00491B A29-00492A A29-02396

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 08/19/93 COX 03/29/95 POST-STD 04/13/00 CVANDERM

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Dunnata R. + Recreation, Inc CLAIM T. NO. A29-04074

DATE RECEIVED	CK #	AMOUNT \$	YES	NO	Required Info?
1. Is the name and address complete with zip code?			☐	☐	*
2. Is a priority date entered?			☐	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.					
3. (a) Is a source entered?			☐	☐	*
(b) Is a tributary to entered? (if required)		N/A	☐	☐	
4. Is the legal description of the p.d. sufficient?			☐	☐	*
5. Is there a description of the diverting works?			☐	☐	
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.			☐	☐	*
Is the period of use included?			☐	☐	
Is a quantity claimed for each use?			☐	☐	*
7. Is a total quantity claimed entered?			☐	☐	
8. If required is a consumptive use entered?		N/A	☐	☐	
Is the consumptive use correct?		N/A	☐	☐	
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.		N/A	☐	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?			☐	☐	*
11. Is (are) the county(ies) entered?			☐	☐	
12. Is the ownership of p.u. checked?			☐	☐	
13. Are other water rights listed or "none" indicated?			☐	☐	
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.)		N/A	☐	☐	
15. Is the basis of the claim indicated?			☐	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)		N/A	☐	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.			☐	☐	*
18. Has the claim been signed, sealed, and dated by a notary?			☐	☐	*
19. Was this claim filed on time, or was an extension granted?			☐	☐	*
20. Is the fee enclosed correct?		Exempt	☐	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?		N/A	☐	☐	
22. Should this claim be data entered?			☐	☐	

Claim checked by: _____ Date: _____

Claim must be returned to claimant: _____ (Yes) _____ (No)

Claimant must be notified of modifications: _____ (Yes) _____ (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Checked by: _____ Date: _____

Comments: _____
MICROFILMED
APR 12 1994

SCANNED

JUN 04 2001

205

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: A29-04074
Date Received: 8/12/1993
Receipt No: EO14030
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOWNATA RANCH & RECREATION INC 208-523-5171
Address: C/O D GARY PETERSON ESQ
HANSEN BEARD LAW FIRM
PO BOX 51718
IDAHO FALLS ID 83405-1718

2. Date of Priority: APR 1, 1946

3. Source: BIG SPRING Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	11	NE	SE			BANNOCK

5. Description of diverting works:
IRRIGATION PUMP & MAINLINE AS SHOWN ON MAP PG 3.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.900		

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

8. Total consumptive use is 587.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	10	NE	NE		IRR	20.0

A2904074



MICROFILMED

APR 12 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
		11	NW	NE	IRR	12.0
			SW	NE	IRR	40.0
			SE	NE	IRR	15.0
			NE	NW	IRR	12.0
			NW	NW	IRR	17.0
			SW	NW	IRR	18.0
			SE	NW	IRR	38.0
			NE	SW	IRR	6.0
			NE	SE	IRR	32.0
			NW	SE	IRR	25.0
					Section Acres	215.0
					Total Acres	235.0

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:
29-00491A 29-00491B 29-00492

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: _____

MICROFILMED
APR 12 1994

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

129-04074

Date Received

5-1-90.

Receipt Number

EO 14030/90

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 6 1 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Downata Ranch & Recreation, Inc. Phone (208) 523-5171
c/o D. Gary Peterson, Esq. - Hansen Beard Law Firm
Mailing Address P.O. Box 51718, Idaho Falls, Idaho Zip 83405-1718

2. Date of Priority (Only one (1) per claim) April 1, 1946

3. Source of water supply (a) Big Spring (aka Cold Spring)
which is tributary to (b) Marsh Creek

4. a. Location of existing point of diversion is: Township 12S Range 37E Section 11,
1/4 of NE 1/4 of SE 1/4, Govt. Lot, B.M., County of Bannock

Additional points of diversion if any: None

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. Irrigation pump and mainline as
shown on map, page 3.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 3.9 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.9 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is $(2.5 \times 235) = 587.50$ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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	
12S	37E	10	20																20
12S	37E	11		12	40	15	12	17	18	38	6				32	25			215

Total number of acres irrigated 235

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

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

29-00491A 29-00491B 29-00492 or None ()

14. Remarks:

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APR 17 1984

Last Name Downata Ranch Ident No. _____
& Recreation, Inc.

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____ Statutory Claim X
If applicable provide IDWR Water Right Number 29-04074
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 None

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

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

For Organizations: I do solemnly swear or affirm that I am assistant secretary
Title
of Downata Ranch & Recreation, Inc. , that I have signed the foregoing
Organization
document in the space below as assistant secretary of Downata Ranch & Recreation, Inc.
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

D. Gary Peterson

Title and Organization Assistant Secretary - Downata Date 4-26-90
Ranch & Recreation, Inc.

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 26th day of April May 19 90

SEAL

Notary Public

Ernest Carlson

Residing at Idaho Falls, Idaho

My Commission Expires

6-14-1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, D. Gary Peterson 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

D. Gary Peterson

Address Hansen, Beard, Martin & St. Clair, Chartered, P.O. Box 51718, Idaho Falls,
Idaho 83405-1718

Date 4/26/90

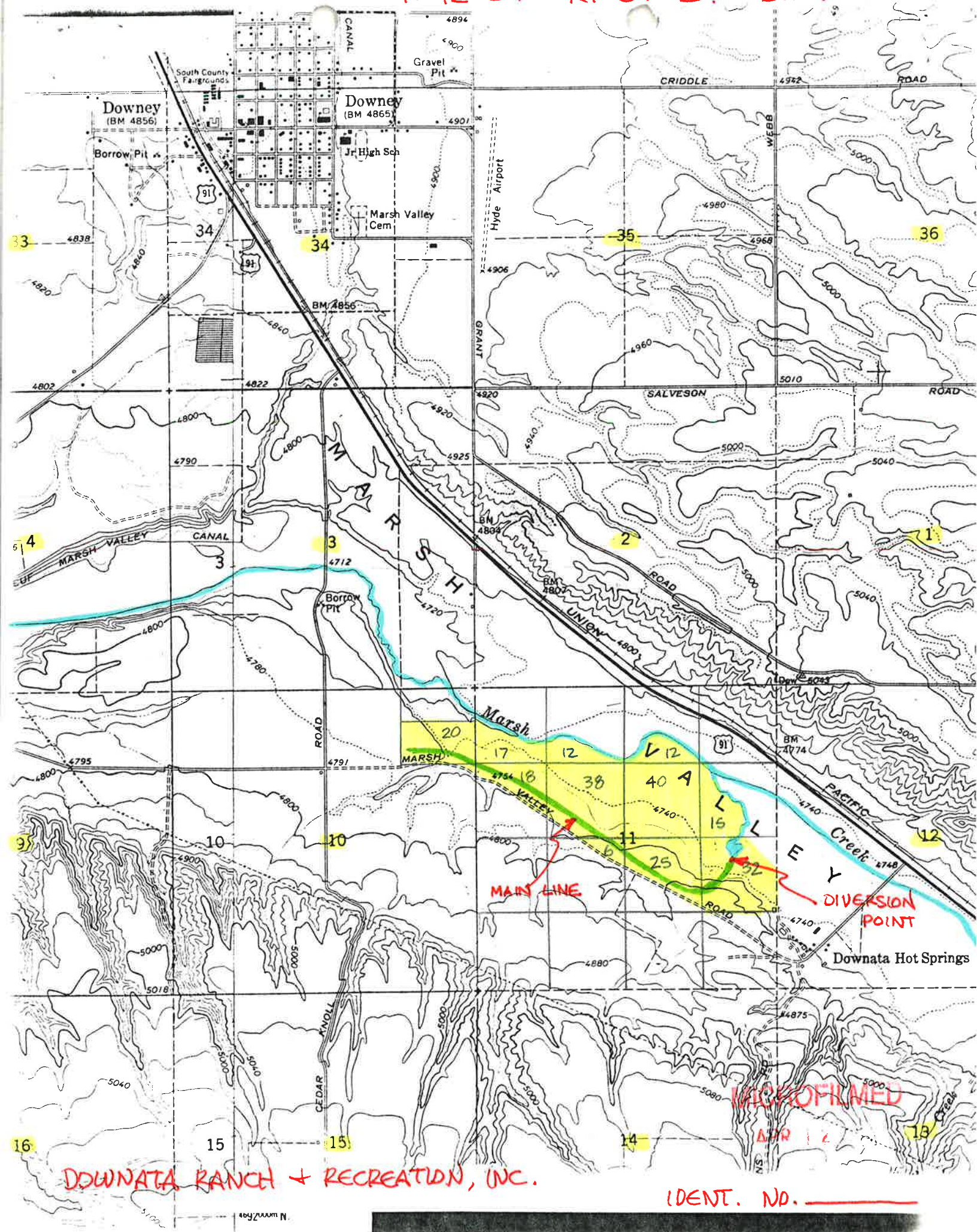
MICROFILMED

APR 12 1994

Last Name Downata Ranch Ident. Number _____
& Recreation, Inc.

Copies White-State, Yellow-Claimant

T. 12 S. R. 37 E. B.M.



IN THE MATTER OF:

ROLAND C. SENSEN

State of Idaho

County of BANNOCK

AFFIDAVIT

T. DAB SENSEN

being first duly sworn,

deposes and says:

On or about 1942 my
FATHER, W.H. SENSEN, purchased
THE RANCH known as THE HOT SPRINGS
RANCH. About 1946 development
OF THE SO CALLED BIG SPRINGS WAS
undertaken. An 1800 GPM GAS DRIVEN
PUMP WAS INSTALLED. In 1947
THIS SYSTEM WAS UPDATED TO AN
ELECTRICAL DRIVE. THE LAND WE
IRRIGATED WAS THE SAME AS IS
PRESENTLY BEING UTILIZED. TO MY
KNOWLEDGE THIS SYSTEM HAS BEEN
IN CONTINUOUS OPERATION SINCE THE
ORIGINAL INSTALLATION.

Way Sensen
(signature)

Subscribed and sworn to before me this 17th day of January, 1977.

Russell D. Sensen
(notary public)

Residing at Arden, Idaho
My commission expires May 4, 1978

IN THE MATTER OF
Rolland G. Allen

AFFIDAVIT

State of Idaho
County of Bannock

John B. Bowen

being first duly sworn,

deposes and says: That on or about March 1966 myself, my brother, and my
father purchased a ranch at the time was known as the Hot Springs Ranch located
three miles south of Downey, Idaho. At the time we purchased the ranch, the
water from the big spring was being used for irrigation purposes; and we used
these waters for the same purpose. We sold the ranch in the spring of 1970
to another party.

John Bowen

Subscribed and sworn to before me this 19 day of Nov. 19 76

Residing at Downey, Idaho

My commission expires March 1978

(signature)
Notary public