

03/01/2002

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

RIGHT NUMBER: 29-4099

NAME AND ADDRESS: MAREN HAZE BARRON
3438 W PORTNEUF RD
INKOM ID 83245

MARC BARRON
3438 W PORTNEUF RD
INKOM ID 83245

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.92 CFS

PRIORITY DATE: 04/01/1912

POINT OF DIVERSION:

T07S R36E S19 SESWSW Lot 4 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	1.920 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S19 Lot 4 SWSW	24.0	T07S R36E S19 SESW	16.0
T07S R36E S30 NENW	30.0	T07S R36E S30 Lot 1 NWNW	26.0

96 ACRES TOTAL

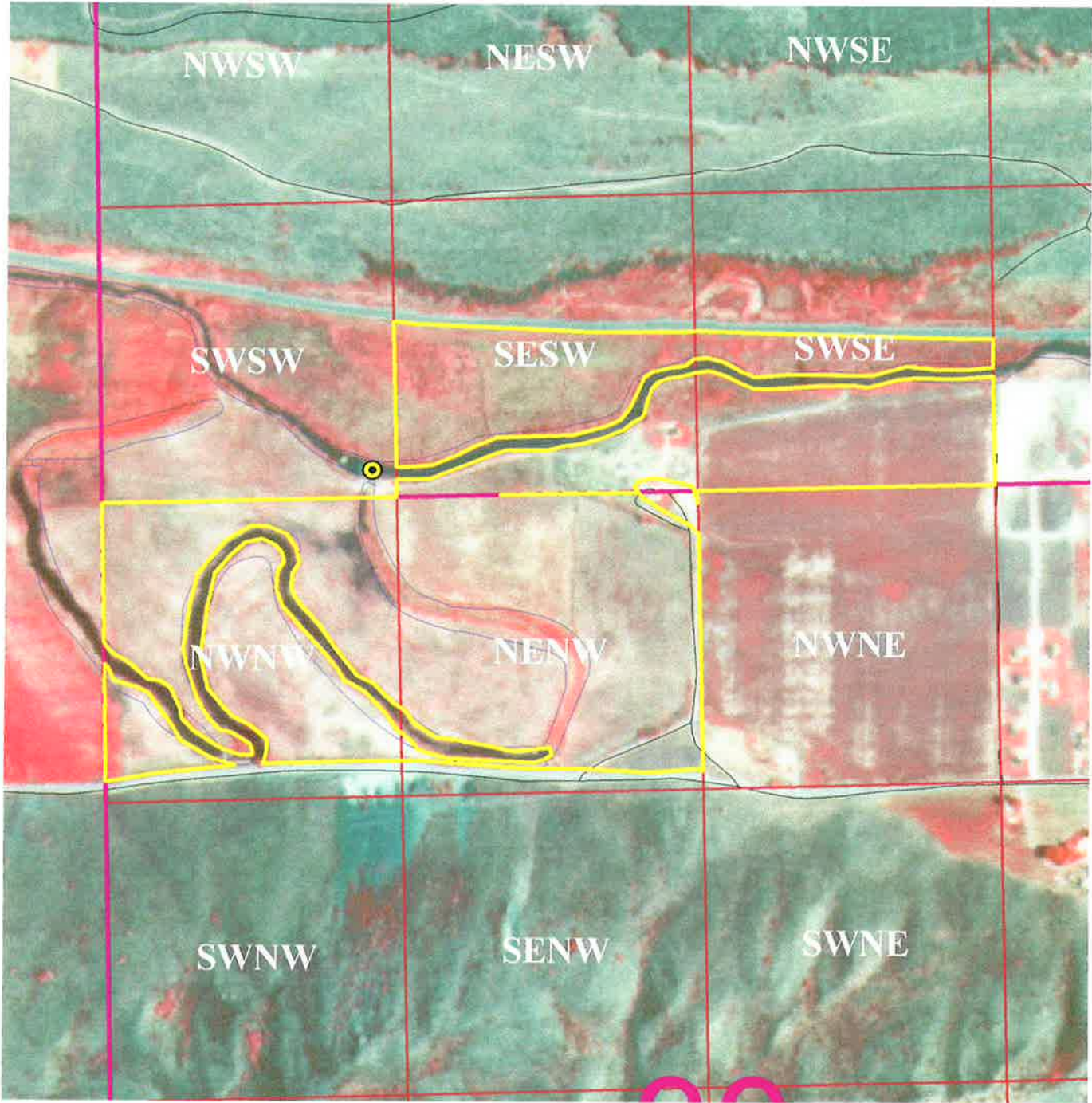
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: Beneficial Use

Water Right Claim Number A29-04099
Township , 7S36E

08/31/2000



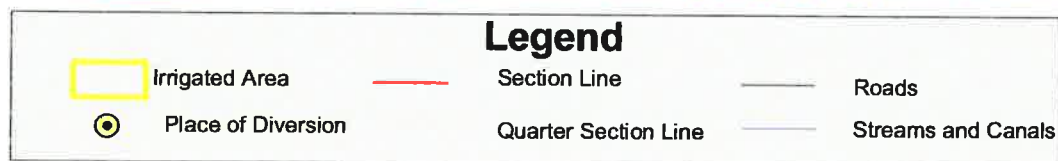
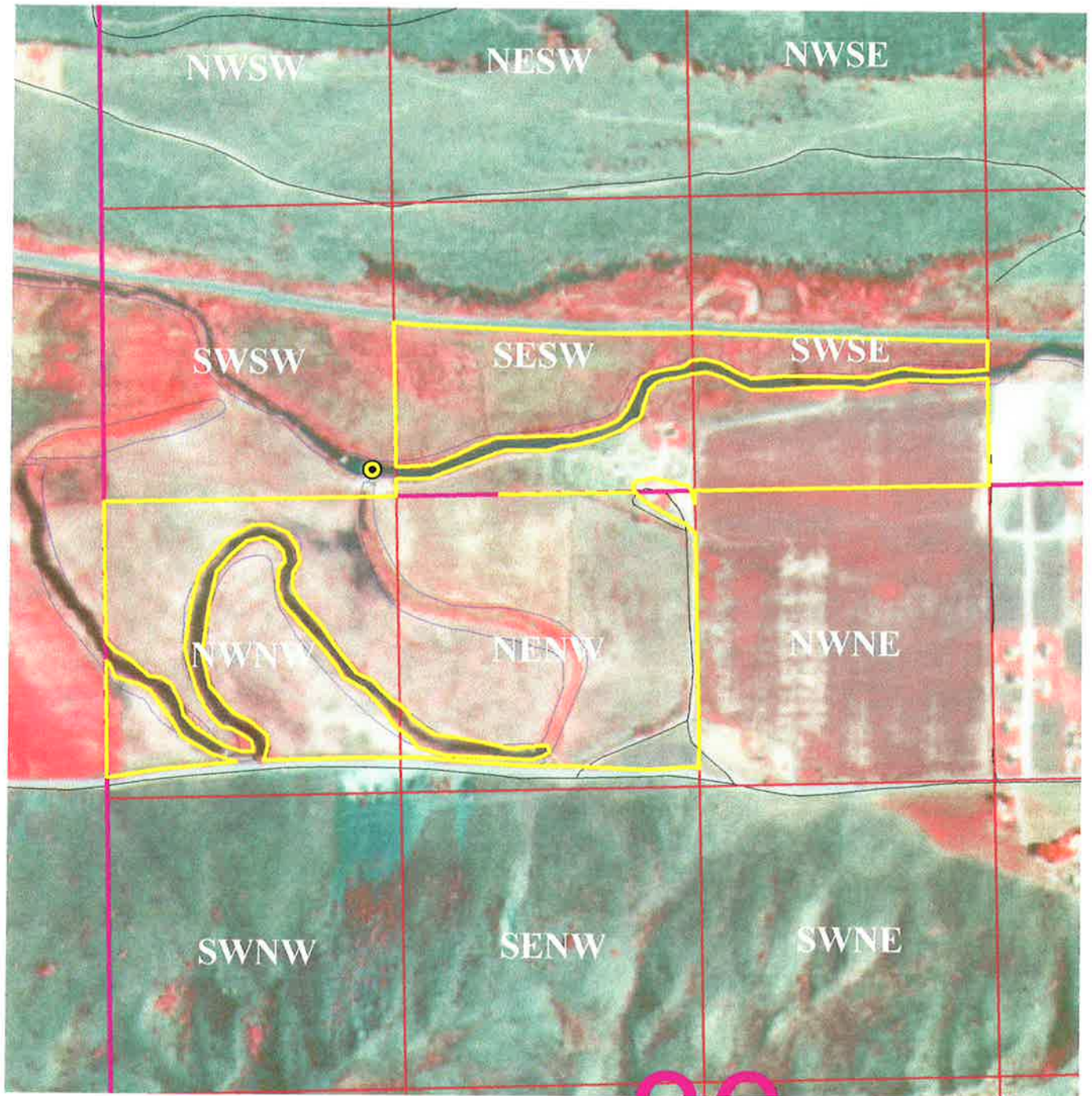
Legend

Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals



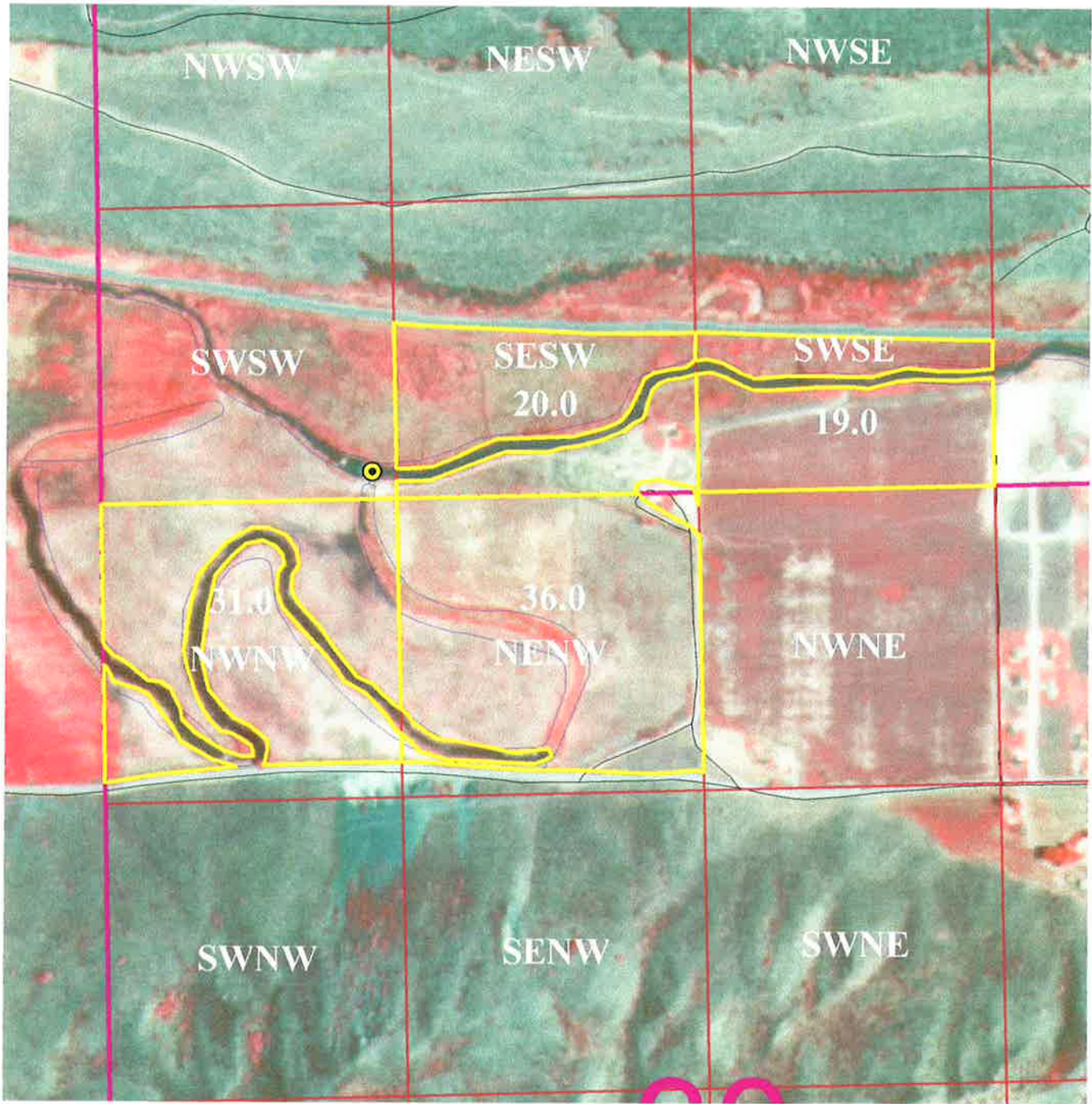
Water Right Claim Number A29-04099
Township , 7S36E

08/31/2000



Water Right Claim Number A29-04099
Township , 7S36E

08/31/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals

Legend



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4099 V1

WATER RIGHT NUMBER: 29-4099 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAREN HAZE BARRON 3438 W PORTNEUF RD INKOM, ID 83245 (208)775-3688
Current Owner	MARC BARRON 3438 W PORTNEUF RD INKOM, ID 83245 (208)775-3562

Priority Date: 04/01/1912

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PORTNEUF RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.920 CFS	
	<u>Total Diversion:</u>	1.920 CFS	

Location of Point(s) of Diversion

PORTNEUF RIVER	L4 SE1/4SW1/4SW1/4	Sec. 19, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T07S R36E S19 Lot 4 SWSW	24.0	T07S R36E S19	SESW	16.0
T07S R36E S30	NENW	30.0	T07S R36E S30 Lot 1 NWNW	26.0
Total Acres: 96				

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4099 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	2/6/2002 10:24:28 AM	csaxton			Active
POD	2/7/2002 8:52:28 AM	csaxton			Active
Source	2/7/2002 8:55:15 AM	csaxton			Active
POU	2/7/2002 8:57:18 AM	csaxton			Active
Use	2/7/2002 9:05:41 AM	csaxton			Active
Season	2/7/2002 9:06:32 AM	csaxton			Active
Quantity	2/7/2002 9:09:30 AM	csaxton			Active
Summary	3/1/2002 2:47:13 PM	csaxton	3/1/2002 2:47:13 PM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	2/6/2002 10:24:29 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Statement form claimants Father supporting 1912 water use on the north and south side of the Portneuf.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4099 V1

POD	2/7/2002 8:52:29 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	2/7/2002 8:53:21 AM	csaxton	Edited point location
POD	2/7/2002 8:53:54 AM	csaxton	Edited PLS
Source	2/7/2002 8:55:16 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Intrepid field exam 10/5/01
POU	2/7/2002 8:57:19 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - NAPP Photography, Field Exam 8-22-01
POU	2/7/2002 9:01:57 AM	csaxton	Edited shape boundary
POU	2/7/2002 9:02:23 AM	csaxton	Edited PLS
POU	2/7/2002 9:03:06 AM	csaxton	Edited PLS
Use	2/7/2002 9:05:42 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam 8/22/01

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4099 V1

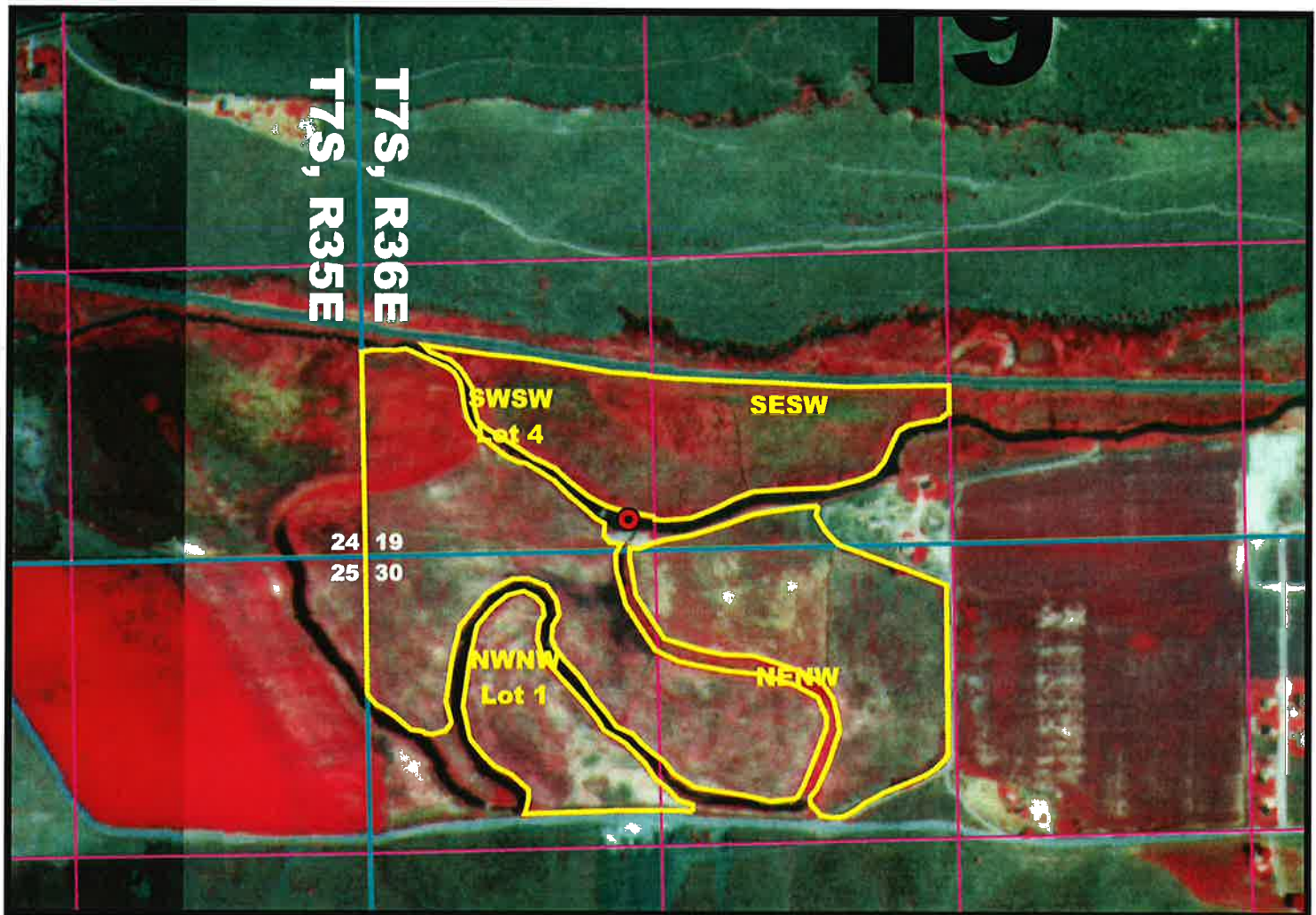
Season	2/7/2002 9:06:33 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	2/7/2002 9:09:30 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Intrepid Engineering
Contacts	2/6/2002 10:22:33 AM	csaxton	(No) 1. Do you want to schedule an appointment?
Summary	3/1/2002 2:47:13 PM	csaxton	Comment for 1: Claimant contact 11/20/01 (No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-04099



1320 0 1320 Feet

Total Irrigated Acres: 96.0

● Point(s) of Diversion

□ Place of Use

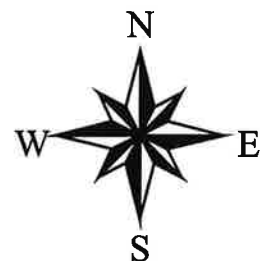
□ Quarter Quarter Lines

□ Section Lines

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MAR 15 2006



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: March 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 7, 2002

MARC BARRON
3438 W PORTNEUF RD
INKOM ID 83245

RE: Amendment of Snake River Basin Adjudication (SRBA) Claim 29-04099

Dear Marc,

I appreciate all of the help you have given me while reviewing the history of your and your neighbors water rights.

While reviewing your claim, I have a couple of other questions.

Enclosed, is a map that shows what I see as the potential recommended irrigated place of use. There is a section to the south of the property that I don't know how you get water to the land by flood irrigation. Aerial photography doesn't indicate a pipe over the Portneuf slough. **In order to recommend that piece of property as irrigated land, I need to know how water gets to the property.**

In addition, look over the map and if you think left out some irrigated land, or included some land that isn't irrigated, make those changes on the map and explain to me how you get Portneuf river water to the property and return it to this office.

Secondly, if you irrigate all of the land indicated on the enclosed map, I feel I can support a greater diversion rate than you claimed. You claimed 1.82 cfs for 100 acres. The enclosed map shows 96 acres. If I can support 96 acres of irrigated land, I can recommend a diversion rate of 1.92 cfs. I feel it would be to your benefit to amend the claim for a greater diversion rate.

Enclosed is an amended claim for a diversion rate of 2.0 cfs. Please look over the claim and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office as soon as possible.

Please understand that my recommendation to the SRBA court may not be exactly as described on the amended claim or the map. The amended claim most likely describes a greater diversion rate and acreage than I will recommend. However, amending the claim for more than I can recommend gives us some flexibility.

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MAR 15 2006

I apologize for the inconvenience. Please feel free to contact me at (208) 334-2190 if you have any questions.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

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MAR 15 2006



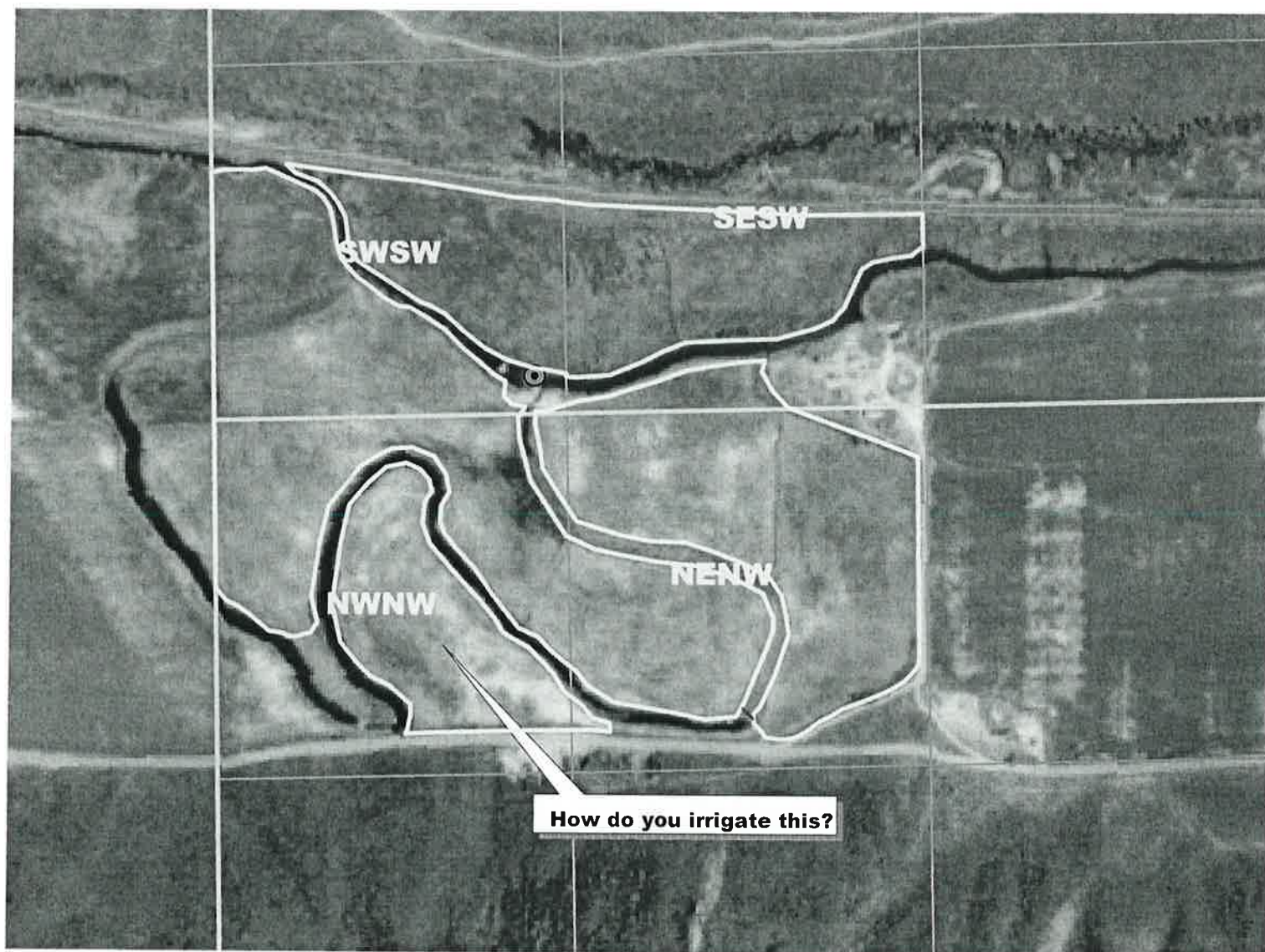
- 11-19-01 : Called Marc but the phone # on the claim is his Mother's #. Mark's # is 775-3562
- : He works for the RR and Gets home around 4:30. Called to try to leave message but no answering machine.
- : My concern is the land North of the river. How was it irrigated.
- : 1976 USGS orthoquad indicates Irrigation.
- 11-20-01 : Mark Barron Returned call. He gave me verbal confirmation over the phone to change his phone # to 775-3562 and add WK # 236-5484
- : Says N. side of Portneuf Irrigated from concrete Flum-diversion at the same time the 1912 ditch was being used. Diversion about 50 yards west of the Home.
- : Marc is sending Marc statements regarding this and Gerald's Place
- : In Addition - Says he knows Browns Place Irrigated by sprinkles in Early 1960's
- 2/6/02 : Recommend 1912 Priority date based on Rixdon Barron Statement.
- 2/7/02 : Correspondence Sent
- 2/12/02 : Mark called and said he has Gates every so often within the slough that backs up the water and floods the lower piece in question.

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MAR 15 2006

Barron - Potential Recommendation

29-04099

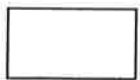


Point of Diversion

Total Irrigated Acreage: 96



Irrigated Place of Use - N/A



Tax Lot Boundary - N/A



Irrigated Place of Use



Section Lines

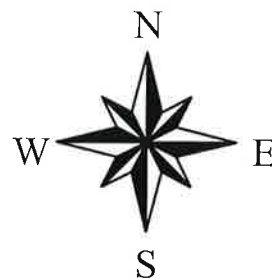


Quarter Quarter Lines

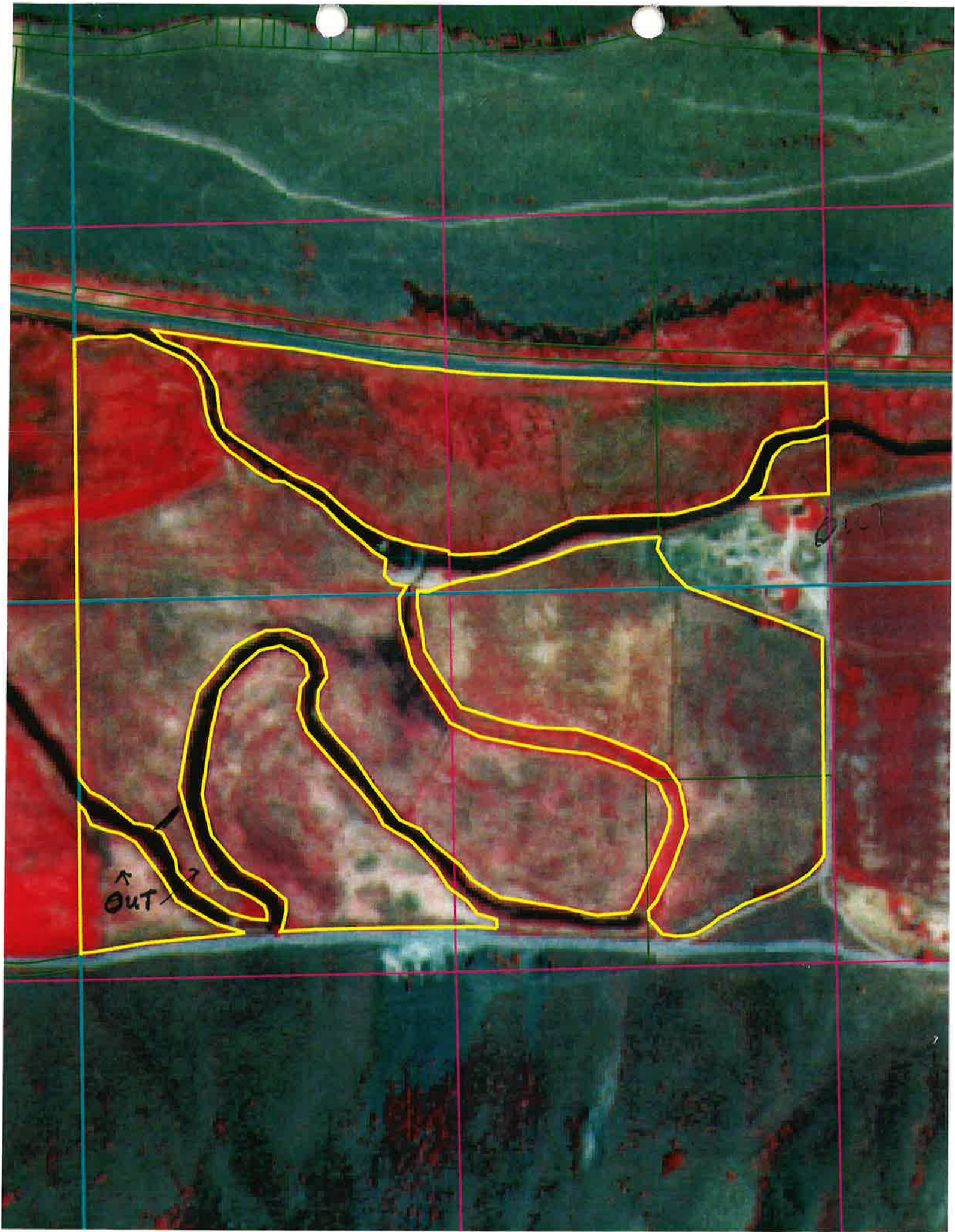
PROFILED

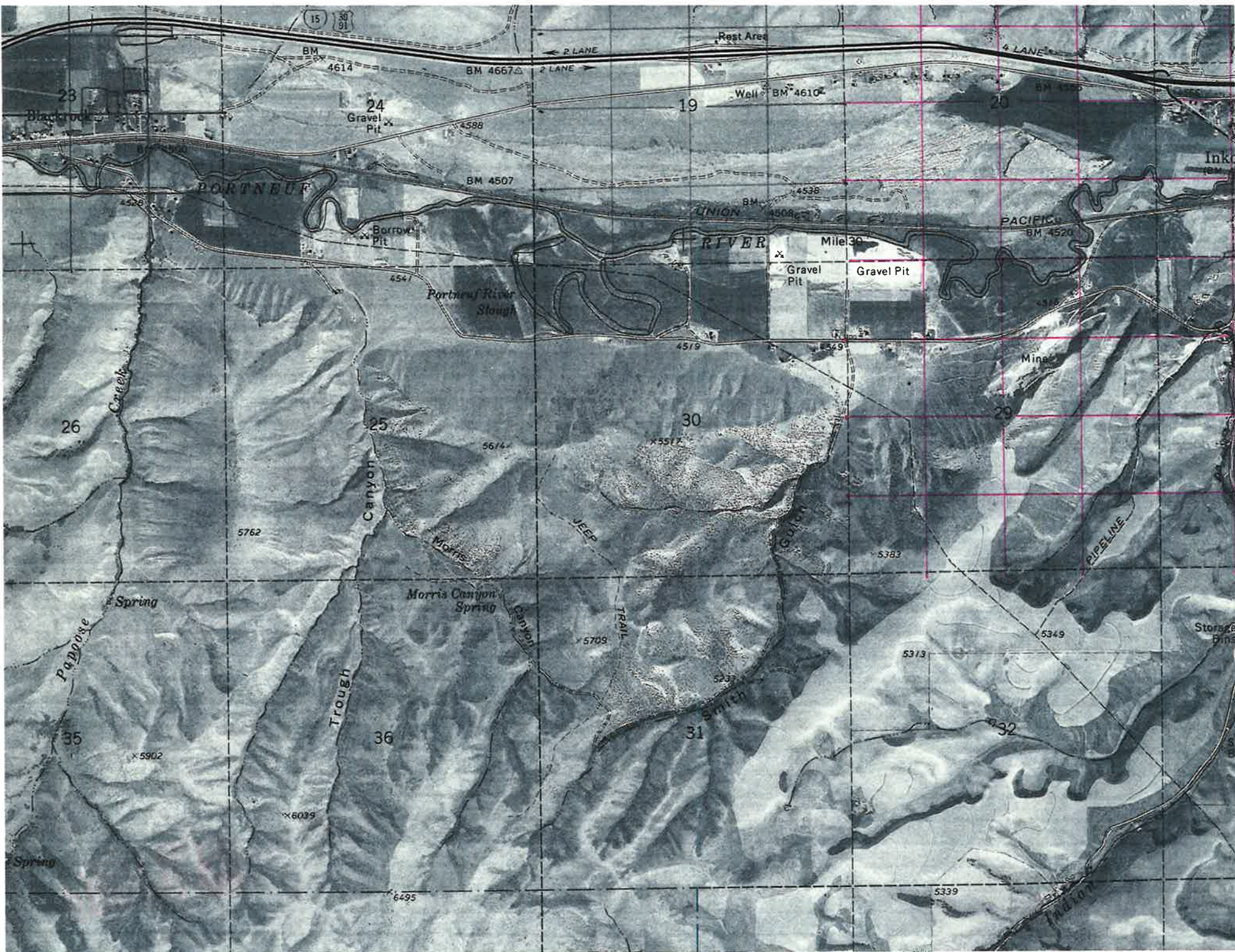
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MAR 15 2006



Prepared By: Craig Saxton
February 2002





1976

SD-4103
INQUIRY

Idaho Department of Water Resources
Adjudication Names Screen

Date: 02/07/02
Time: 09:48:18

Water Right Number: A29-04099

FIRST PAGE

Owner Codes: O Original Owner P Present Owner L Lien Holder T Trustee
 C Current Owner R Representative S Lessee
 K Also Known As A Attorney of Record D Dir Rpt Owner

Last: BARRON

First: MAREN HAZE

Address: 3438 W PORTNEUF RD

State: ID Zip: 83245-
Owner Code: C

City: INKOM
Phone: (208) 775-3688

Name Connector: OR

Last: BARRON

First: MARC

Address: 3438 W PORTNEUF RD

State: ID Zip: 83245-
Owner Code: C

City: INKOM
Phone: (208) 775-3688

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cancel)



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SCANLINE

MAR 15 2006



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MAR 15 2006



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SCANNED
MAR 15 2006



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MAR 15 2006

November 26, 2001

To whom it may concern:

In regards to the land north of the Portneuf River at 3438 W. Portneuf Rd. The property of Maren Haze Barron and Marc Barron that was watered out of the same ditch and diversion as the rest of the land since at least 1912. The water came out of the ditch and crossed the Portneuf River in a flue just west of my present house. The cement butments are still at that location

Mar J. Barron
3440 W. Portneuf Rd.
Inkom ID 83245

Marc J. Barron

STATE OF IDAHO, COUNTY OF

Bannock
Nov., 19*2001*

On this *29th* day of *Nov.*, 19*2001*
before me, a notary public in and for said State, personally
appeared

Marc J. Barron

known to me to be the person whose name *is*
subscribed to the within instrument, and acknowledged to
me that *he* executed the same.

Gary E. Brown
Notary Public
, Idaho

Residing at *Poc.*
Comm. Expires *7-15-05*

GARY E. BROWN
Notary Public
State of Idaho

INSTRUMENT No.

PROFILE

SCANNED
MAR 15 2006



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID 29 4099
POD ID 203982
Quad Inkorn
Claim Type L
Easting 638293
Northing 189211
GPSID A0012676

Diversion Description

Dam across Portneuf River to 42" pipe runing 35" full @ .75 fps. Tag placed on downstream end of concrete pipe 50 feet south of dam.

Assumptions

Invoice #

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 203982 01.JPG OD ID 203982 03.JPG

OD ID 203982 02.JPG OD ID 203982 04.JPG

EPE (ft)

18 (LH)

Date (M/D/Y)

10/5/01

Time

10.14

Flow Rate (CFS)

6.42780501578608

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 3.5

Depth 2.92

☐ Rectangular Channel

Width

Depth 2.92

Flow Calculation

☒ Continuity

Velocity 0.75

☐ 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 0

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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INTREPID
Engineering Services, Inc. (IESI)
Enabling People and Solutions

SCANNED

JUN 13 2001

Log for claim A29-04099

Spatial Dynamics LTD

8/31/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	19	SESW	20	20	
07s36e	19	SWSE	20	19	
07s36e	30	NENW	30	36	
07s36e	30	NWNW	30	31	
Totals:			100	106	

DATE: 05/18/00
PAGE: 178

Audit: 04/11/90 DCARLSON 07/19/94 THOMPSON 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Maren Haze Barron
(Name of Claimant)
Route 2, Box 42, Inkom, Idaho 83245 Telephone No. 775-3688
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 1, 1902

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Portneuf River tributary to Snake River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
Quantity	1.82 cfs	Use	Irrigation	(Mo., Day)	(Mo., Day)
Quantity		Use		4/1	11/1
Quantity		Use			
Quantity		Use			
Quantity		Use			
Quantity		Use			

- (4) 1.82 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SW ¼ SW ¼, Sec. 19 Twp. 7S Rge. 36E B.M., County of Bannock

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Diversion dam, headgate to slough, to flood irrigation.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 100

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: _____

MICROFILMED

March 27, 1995

To whom it may concern:

I have farmed (township 07S. range 36E. section 19 and township 07S. range 36E. section 30),), Maren Haze Barron and Marc Barron 3438 W. Portneuf Rd., Inkom, Idaho). since 1967. I have continued to use the water right (A29-0499).

I hope this information will assist you in verifying the water right as valid.

Marc Barron

Marc Barron
3440 W. Portneuf Rd.
Inkom ID 83245

MARC BARRON CANNOT
BEFORE ME THIS 27TH
DAY OF MARCH, 1995.

AT: ZIG W. WHITMAN
POCAHELLO, IDAHO 83204


NOTARY PUBLIC

MY COMMISSION EXPIRES:
JUNE 18, 1999

ABSTRACTED

NOV 13 1995

March 27, 1995

To whom it may concern:

Regarding the water right (A29-04099) on property, (township 07S. range 36E. section 19 and township 07S. range 36E. section 30), Maren Haze Barron and Marc Barron 3438 W. Portneuf Rd., Inkom, Idaho).

I Rizdon Barron a life long resident of Inkom, 95 years, and former owner of the property witnessed use of water from the Portneuf on this property with my own eyes in the year 1912. The water was used by Joshua Munn. The water may have been used prior but I have no clear knowledge of it

Rizdon Barron
Rizdon Barron
3231 W. Portneuf Rd.
Inkom ID 83245

RIZDON BARRON CAME
before me THIS 27TH
DAY OF MARCH, 1995
at: 216 W. WHITMAN
POCAHELLO, IDAHO
83204


NOTARY PUBLIC
MY COMMISSION EXPIRES
JUNE 18, 1999

MICROFILMED

NOV 13 1995

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **BLACKFOOT, IDAHO,** has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of **JOSHUA R. MUNN** has been established and duly consummated, in conformity to law, for the **SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER AND THE LOT FOUR OF SECTION NINETEEN AND THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE LOT ONE OF SECTION THIRTY IN TOWNSHIP SEVEN SOUTH OF RANGE THIRTY-SIX EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED FIFTY-EIGHT AND FORTY-FIVE-HUNDREDTHS ACRES,**

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I,

WILLIAM H. TAFT

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **FOURTH**

day of **JANUARY** In the year of our Lord one thousand nine hundred and **TWELVE** and of the Independence of the United States the one hundred and **THIRTY-SIXTH.**

By the President:

By

Wm. H. Taft
H. O. LeRoy

Secretary,

H. O. LeRoy
Recorder of the General Land Office.

(SEAL)

CERTIFIED

to be a true copy of a document on file in the Idaho State Office

Chris Catherman

BUREAU OF LAND MANAGEMENT

JAN 6 1995
RECORD OF PATENTS: Patent Number 240828

DEPARTMENT OF JUSTICE
UNITED STATES ATTORNEY
DISTRICT OF IDAHO

Boise, Idaho,
Mar. 29, '28.

Mrs. Alice McDonald, Cashier
Bannock Hotel,
Pocatello, Idaho,

My dear Mrs. McDonald:

I am returning herewith water right permit #589 approved May 14th, 1904 by Wayne Darlington, State Engineer.

I am advised by Mr. Carter, the commissioner of reclamation, who telephoned this morning, that this permit was cancelled some four or five years ago for failure to make proof of beneficial use of the water. This means that the permit has been cancelled and cannot be restored. The result is that your daughter's family should stand on the original appropriation right and not get excited until someone attacks it in the court.

In other words, as I understand the facts, the point of diversion has remained unchanged thru the years, but the ditch thru which the water has been conveyed to the ranch has been changed two or three times. I think the water right has not been lost so long as the point of diversion remains unchanged, and the water has been actually used, no matter what ditch it is conveyed through to the ranch from the point of diversion.

This is a very old water right, relatively speaking, and very valuable, and I think will not be successfully contested. To repeat, the appropriator has his right of appropriation from the date of the actual use of the water upon the lands, and this was at least in 1904, which would give a 24-year old water right.

Trusting that this will be of some assistance, altho I am sorry the permit was permitted to lapse because of negligence of the predecessors in interest of the lands, I am

Very truly yours,

H. E. Ray
H. E. RAY,

United States Attorney

Encl.
HER/Mc

RECEIVED
NOV 13 1928

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 29-4099
Date Received: 4/10/1990
Receipt No: E013028
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MAREN HAZE BARRON Phone: (208)775-3688

3438 W PORTNEUF RD
INKOM ID USA 83245

MARC BARRON Phone: (208)775-3562

3438 W PORTNEUF RD
INKOM ID USA 83245

RECEIVED

FEB 25 2002

WATER RESOURCES
WESTERN REGION

2. Date of Priority: 05/01/1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	36E	19	SW SW	BANNOCK	

5. Description of diverting works:

DAM & HEADGATE/ DITCHES TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	2.00	

7. Total Quantity Appropriated is:
2.00 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	19	SW	SW	IRRIGATION	20
			SE	SW	IRRIGATION	20
					Section Acres	40
07S	36E	30	NE	NW	IRRIGATION	30
			NW	NW	IRRIGATION	30
					Section Acres	60
					Total Acres	100

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:

14. Remarks:

PHONE NUMBER FOR MARC BARRON CHANGED PER VERBAL APPROVAL FROM MARC ON 11/20/01 (CSAXTON).

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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): + Marc J Barron Date: + 2/20/02

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 20th

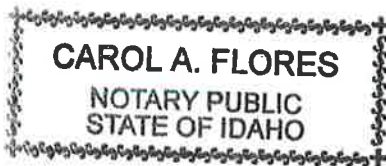
of February 2002

Carol A. Flores

Notary Public

Residing at Pocatello, Idaho

My commission Expires 7-17-2004



SCANNED

MAR 15 2006

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 29-4099
Date Received: 4/10/1990
Receipt No: E013028
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MAREN HAZE BARRON Phone: (208)775-3688

3438 W PORTNEUF RD
INKOM ID USA 83245

MARC BARRON Phone: (208)775-3562

3438 W PORTNEUF RD
INKOM ID USA 83245

2. Date of Priority: 05/01/1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	36E	19	SW SW	BANNOCK	

5. Description of diverting works:

DAM & HEADGATE/ DITCHES TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.82	

7. Total Quantity Appropriated is:

1.82 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres		
07S	36E	19	SW	SW	IRRIGATION	20		
			SE	SW	IRRIGATION	20		
			Section Acres					40
			07S	36E	30	NE	NW	IRRIGATION
NW	NW	IRRIGATION				30		
Section Acres						60		
Total Acres						100		

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:

14. Remarks:

PHONE NUMBER FOR MARC BARRON CHANGED PER VERBAL APPROVAL FROM MARC ON 11/20/01 (CSAXTON).

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

JUN 13 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: A29-04099

Date Received: 4/10/1990

Receipt No: E013028Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAREN HAZE BARRON 208-775-3688
Address: 3438 W. PORTNEUF RD
INKOM, ID 83245

OR

Name: MARC BARRON
Address: 3438 W. PORTNEUF RD
INKOM, ID 83245

83245

83245

562-3562

208-775-3688

A2904099



2. Date of Priority: MAY 01, 1902

3. Source: PORTNEUF RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	36E	19	SW	SW			BANNOCK

5. Description of diverting works:

DAM & HEADGATE/ DITCHES TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.820		

7. Total Quantity Appropriated is:

1.820 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A29-04099

Page

1

Date: 04/10/90

MICROFILMED
NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	36E	19	SW		SW		IRR	20.0
			SE		SW		IRR	20.0
							Section Acres	40.0
		30	NE		NW		IRR	30.0
			NW		NW		IRR	30.0
							Section Acres	60.0
							Total Acres	100.0

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: 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): Maren Barron Date: 4/10/90
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 10 day
of April 19 90 Dave Calk
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/20/90

MICROFILMED
NOV 13 1992