

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

1

02/11/2003

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

RIGHT NUMBER: 29-4168

NAME AND ADDRESS: NANCY ARMSTRONG
PO BOX 1441
OLYMPIA WA 98507

SOURCE: LAWRENCE CREEK

TRIBUTARY: SINKS

QUANTITY: 0.380 CFS

PRIORITY DATE: 04/01/1905

POINT OF DIVERSION:

T09S R36E S31 NWSNW Within BANNOCK County Source: LAWRENCE CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	04/01 10/31	0.380 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R36E S32 SESE 29.0

STOCKWATER same as IRRIGATION

29 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 19 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

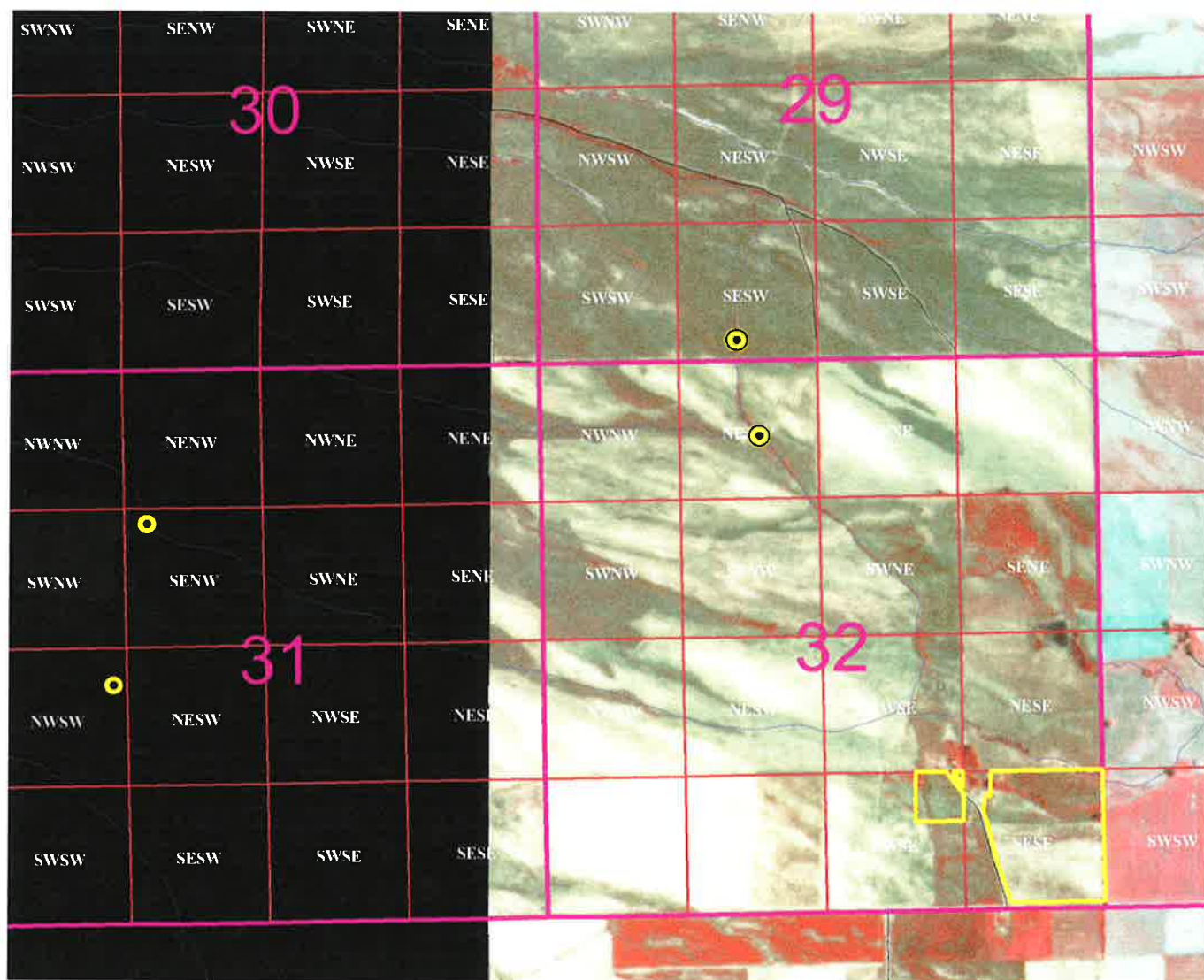
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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

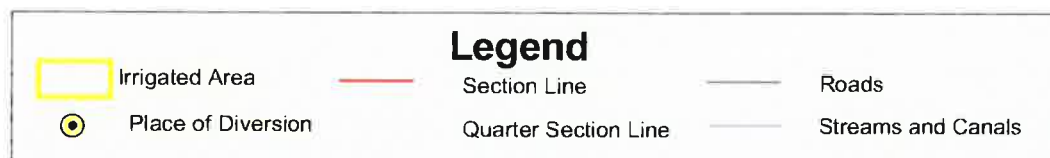
Township , 9S36E



6

5

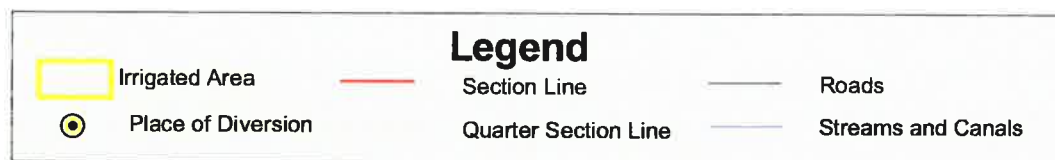
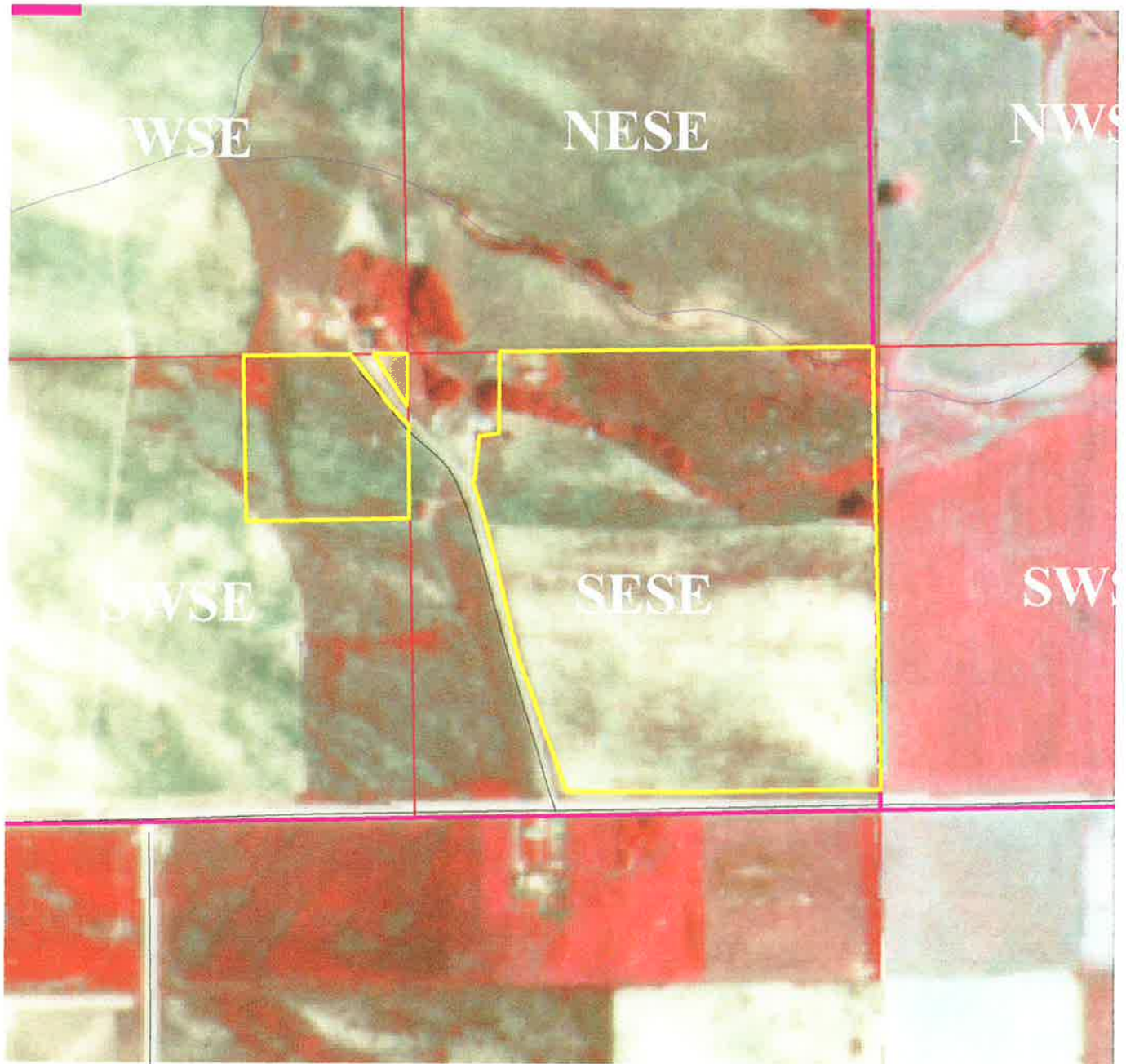
4



700 0 700 1400 Feet



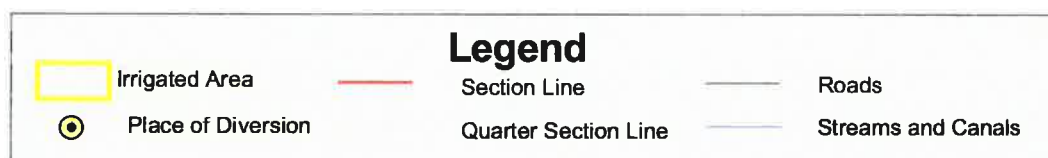
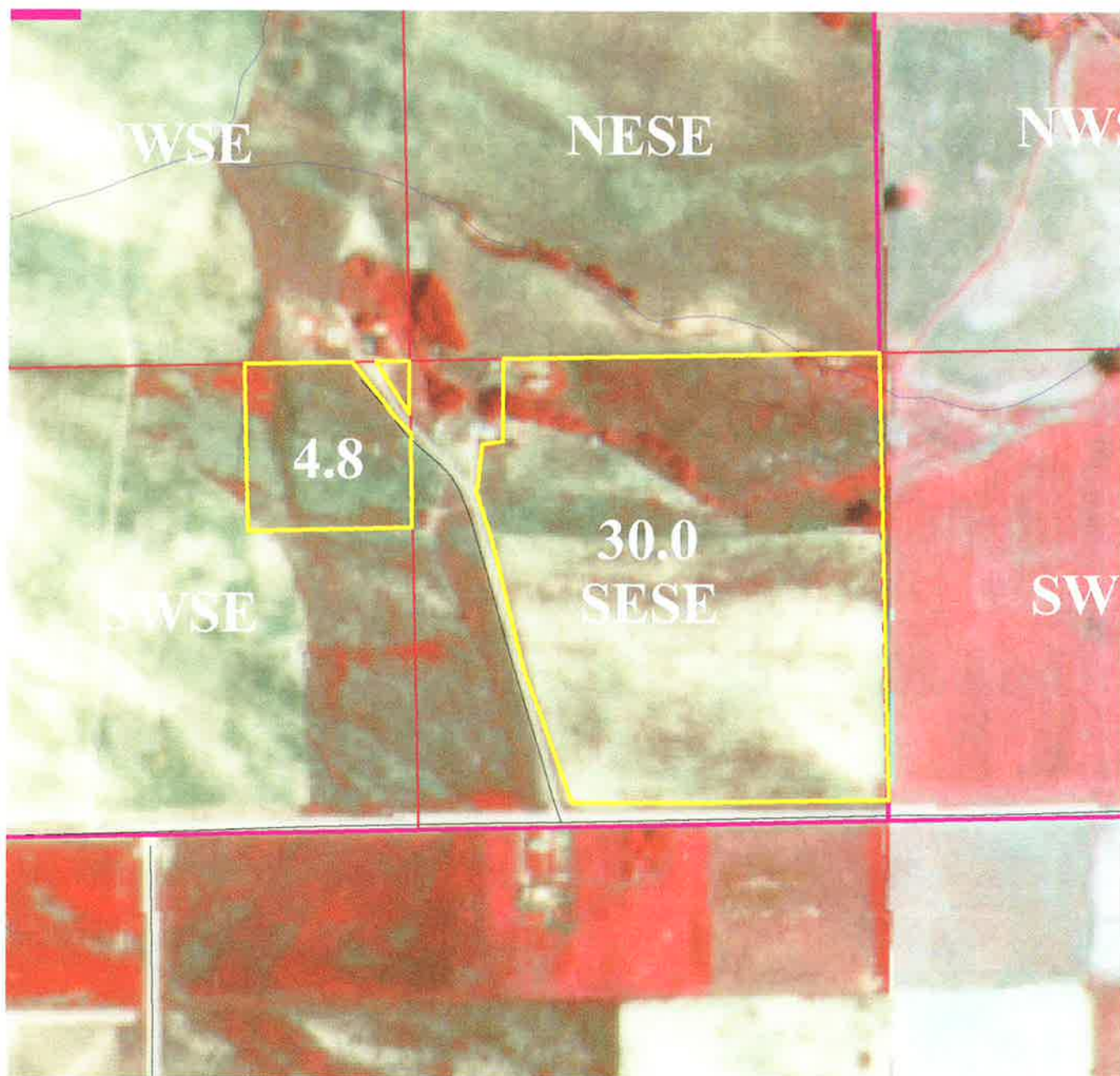
Township , 9S36E



200 0 200 400 Feet



Township , 9S36E



200 0 200 400 Feet



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)

A. Subcase 29-04168
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Nancy Armstrong

Address: P.O. Box 1441; Olympia, WA. 98507

Name:

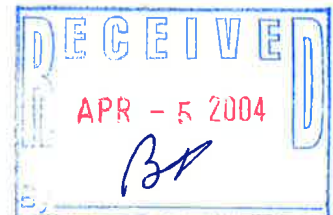
Address: ;

Name:

Address: ;

Name:

Address: ;



D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: See attached.
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. I object because:

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which the POD is claimed. The POD recommended appears to be abandoned due to non-use.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 11/05/03

Casey R. O'Brien
Notary Public in and for the State of Idaho
Residing at: Nampa, ID.
My Commission Expires: 10-31-2009



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on Nov. 13, 2003, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

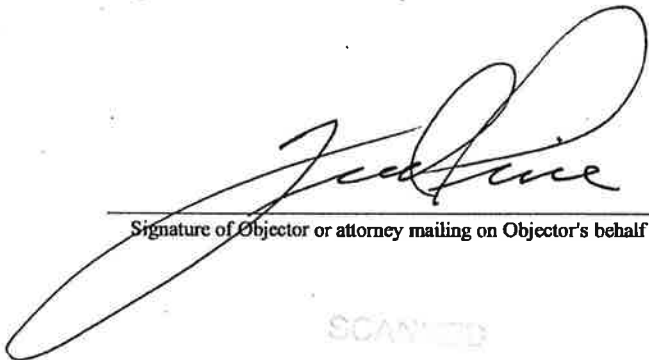
Name: Nancy Armstrong
Address: P.O. Box 1441; Olympia, WA. 98507
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

07/10/2003

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

RIGHT NUMBER: 29-4168

NAME AND ADDRESS: NANCY ARMSTRONG
PO BOX 1441
OLYMPIA WA 98507

SOURCE: LAWRENCE CREEK

TRIBUTARY: SINKS

QUANTITY: 0.380 CFS

PRIORITY DATE: 04/01/1905

POINT OF
DIVERSION: T09S R36E S31 NWSENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	04/01 10/31	0.380 CFS

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

POD ON BLM

-THE POINT OF DIVERSION LISTED BELOW IS ON FEDERAL PUBLIC LAND.

-THE POINT OF DIVERSION APPEARS TO BE ABANDONED

-THIS WATER RIGHT SHOULD NOT EXIST

T09S R36E S31 NWSENW

SCANNED

MAR 21 2006

1148

All pictures taken on BLM Land

T9S R36E S31
NWSE NW



9/2/2003 1:57:21 PM

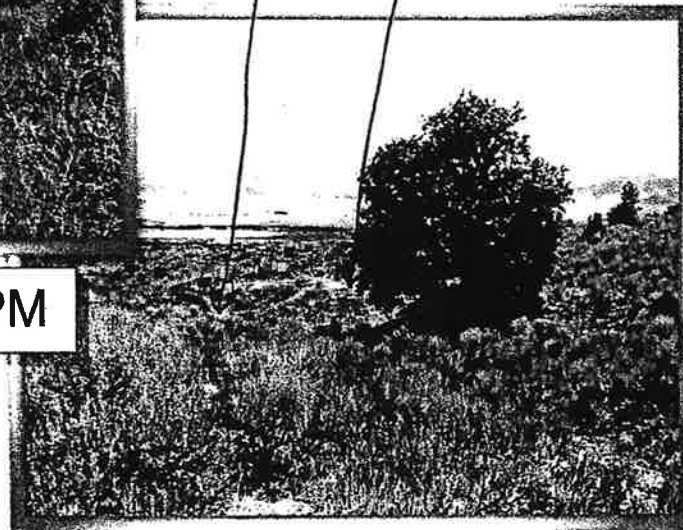
original
Creek
bed

#94

ditch

original
creek bed

ditch



9/2/2003 1:58:29 PM

#95



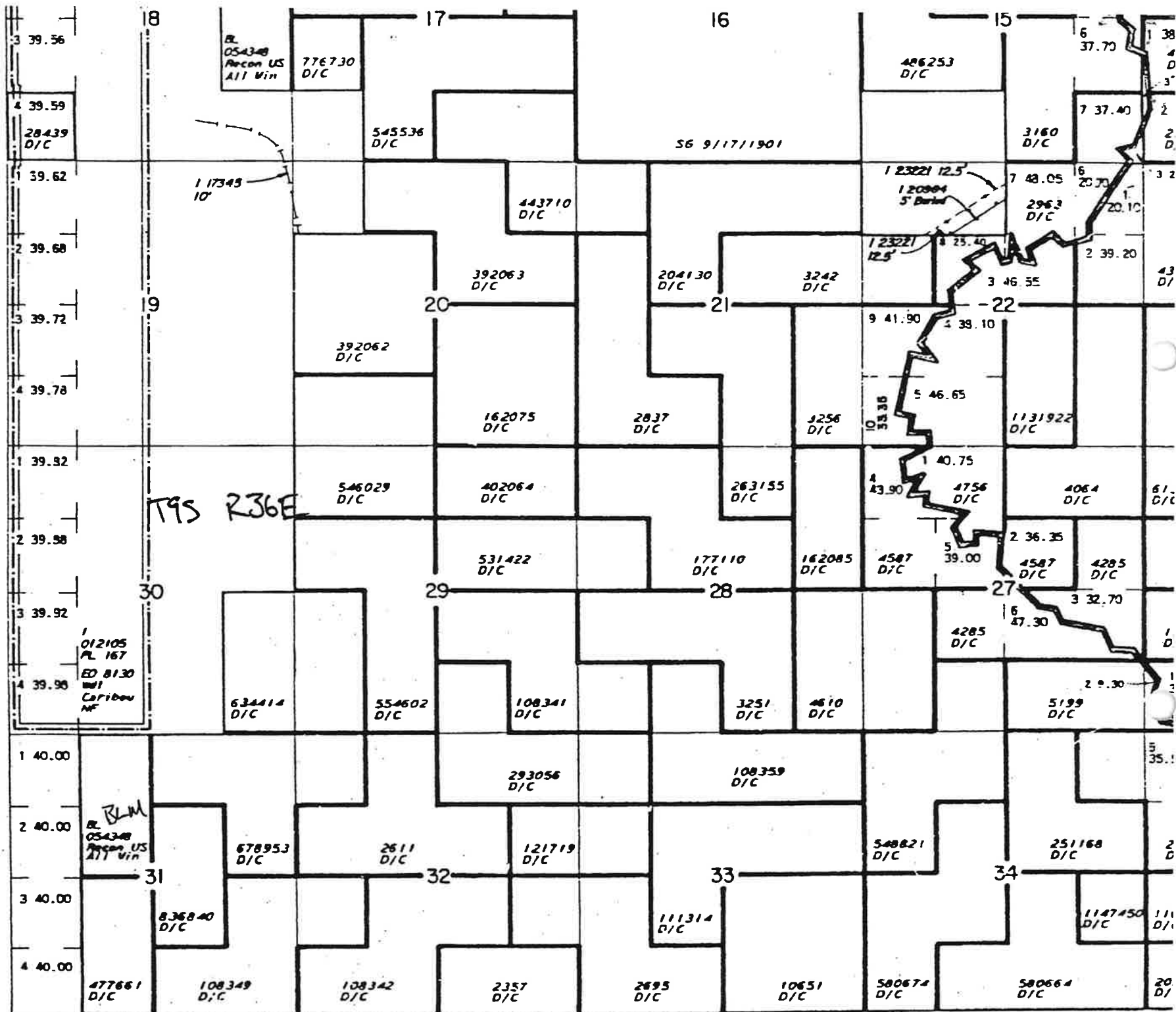
9/2/2003 1:59:12 PM

#96

ditch

original
creek
bed

1
MAR 21 2003
SCANNED



STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

1 012105 Det PL 167 (Act of Cong 7/23/1955)
completed 6/28/1961. All NF surface cont by USFS

1 19479 S/kes Def 1/7/1982

See 2: ME1/4SE1/4

Sec 3: Lot 1

Sec 5: M1/2M1/2

Sec 7: ME1/4, BI/2SE1/4

Sec 8: SM1/4M1/4

Sec. 10, ET/2001/4

See 15, 51/2501/4
See 22, 51/2501/4

See 22: W1/2011/4

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

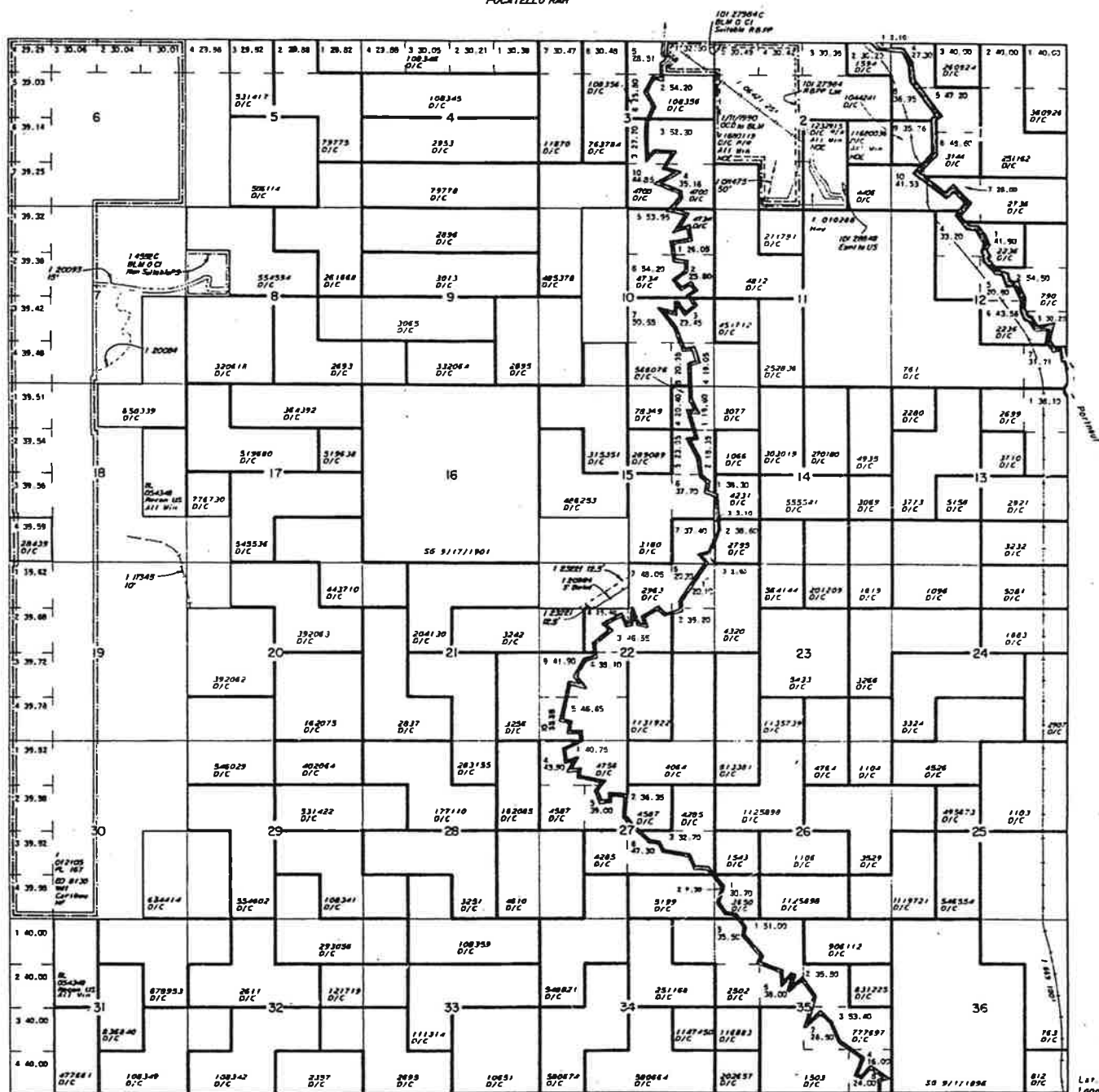
CURRENT TO	CURRENT TO
JUL 27 1999	

USE PLATS:

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE MEMORANDUM DATED MAY 1964 FOR THE DATE OF THE ORIGINAL WITH-

Boise M

I.



SCALE in CHOIR

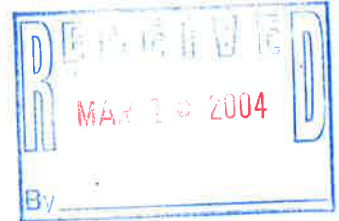
10	5	0	10	20	30	40
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WARNING STATEMENT

This plan is the Bureau's *Standard of Title*, and should be used only as a graphic display of the township survey data. Rec-

Lat. 42° 36' N
Long 112° 09' W

SCANNED
MAR 21 2006



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA)

A. Subcase 29-04168

(Insert water right number)

Case No. 39576)

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General Litigation Section
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Name: Nancy Armstrong

Address: P.O. Box 1441; Olympia, WA. 98507

Name:

Address: ;

Name:

Address: ;

Name:

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6. ☐ **Instream Flow Description**
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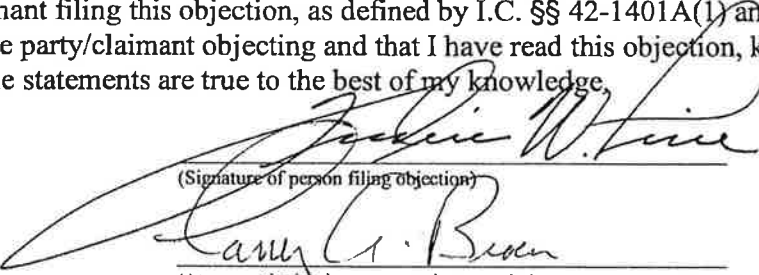
F.

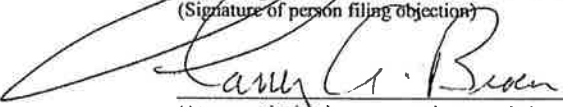
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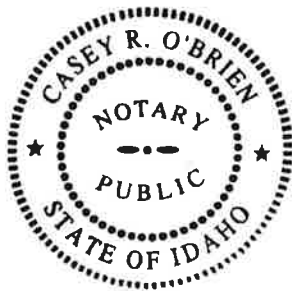
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(Signature of person filing objection)


(Attorney signing in representative capacity)

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Residing at: Nampa, ID.
My Commission Expires: 10-31-2009

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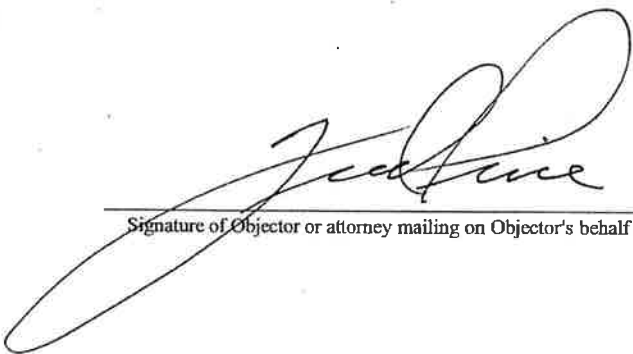
Name: Nancy Armstrong
Address: P.O. Box 1441; Olympia, WA. 98507
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

07/10/2003

IDAHO DEPARTMENT OF WATER RESOURCES
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TRIBUTARY: SINKS

QUANTITY: 0.380 CFS

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-THE POINT OF DIVERSION APPEARS TO BE ABANDONED

-THIS WATER RIGHT SHOULD NOT EXIST

T09S R36E S31 NWSEW

All pictures taken on BLM Land

T9S R36E S31
NWSE NW



9/2/2003 1:57:21 PM

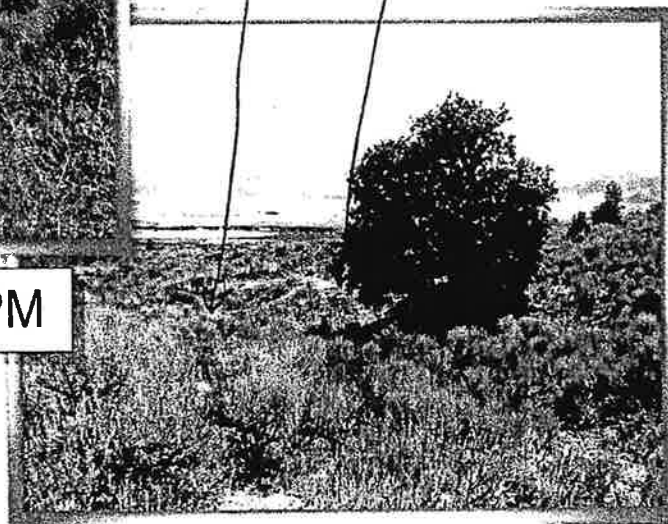
Original
Creek
bed

#94

ditch

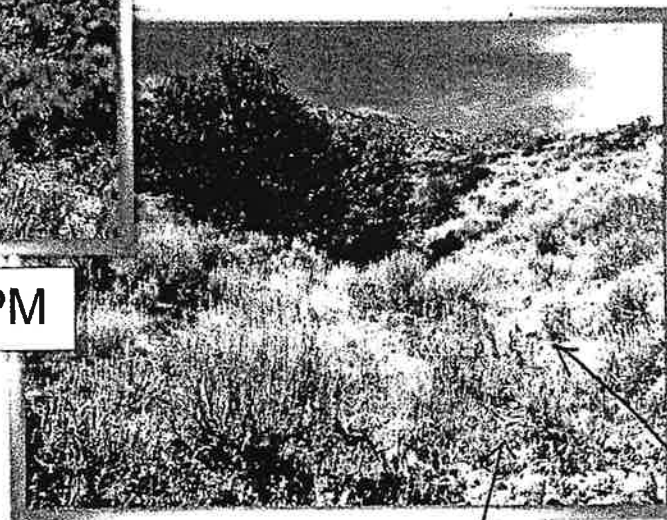
Original
Creek bed

Ditch



9/2/2003 1:58:29 PM

#95

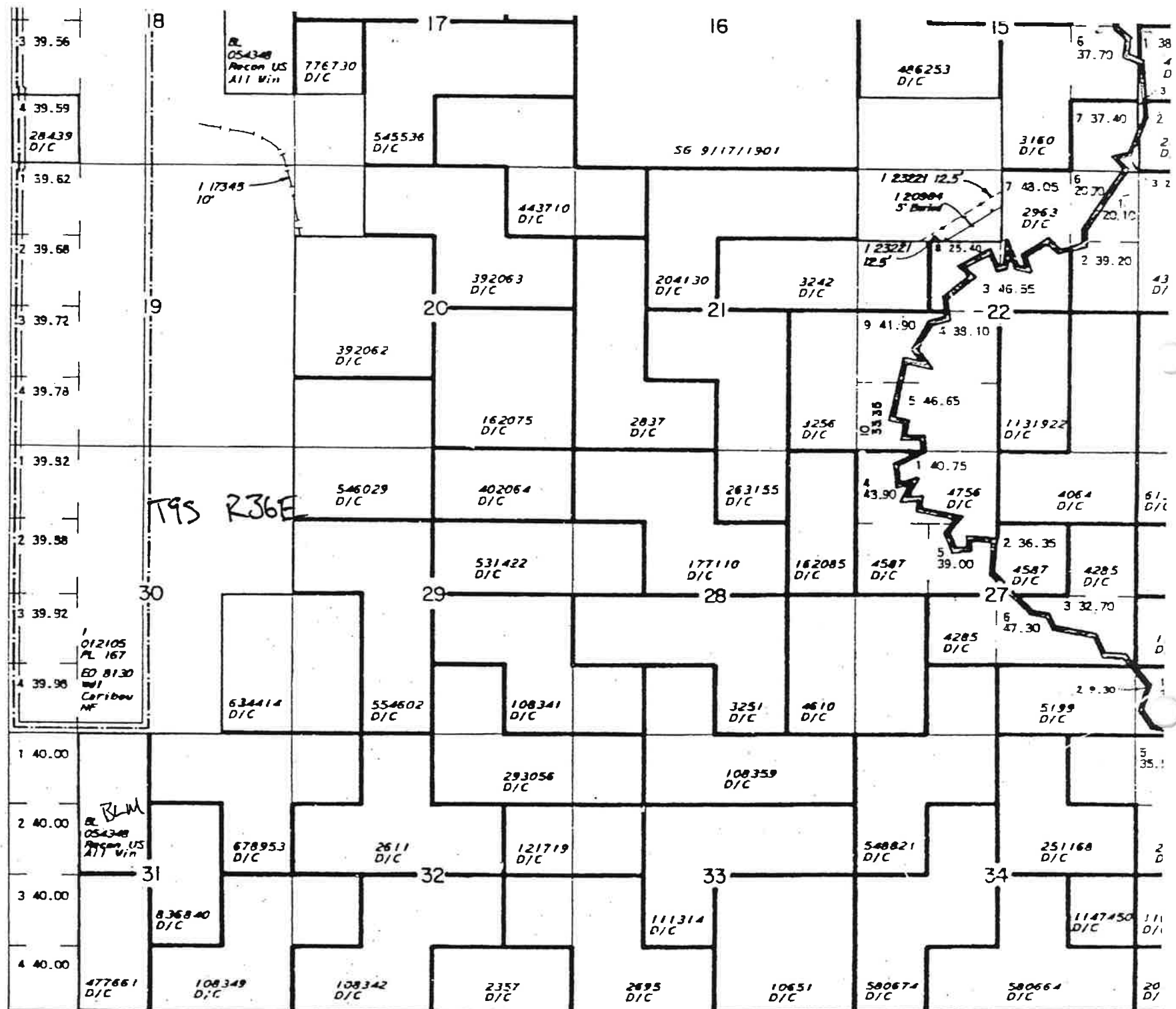


9/2/2003 1:59:12 PM

#96

Ditch

Creek



POCATELLO RAY

MT PLAT

[illegible]

1 012105 Det PL 167 (Act of Cong 7/23/1955)
completed 6/28/1961. All NF surface Wmt by USFS

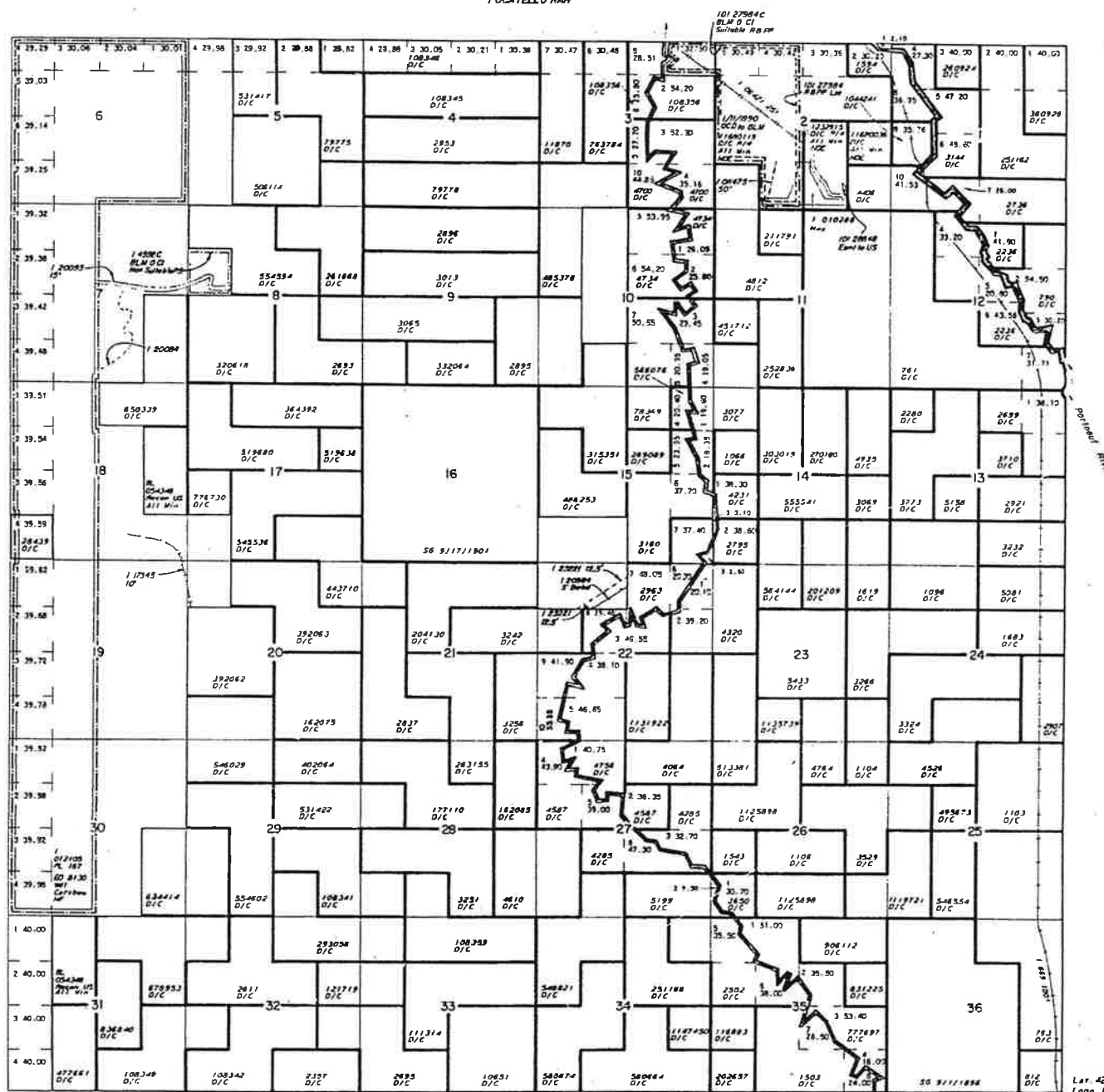
1 19479 S/hea Ant 1/7/1982
 Sea 2: NE1/4SE1/4
 Sea 3: Lot 1
 Sea 5: N1/2N1/2
 Sea 7: NE1/4, N1/2SE1/4
 Sea 8: SW1/4NW1/4
 Sea 10: E1/2NW1/4, NE1/4SW1/4
 Sea 15: S1/2SW1/4
 Sea 22: N1/2NW1/4

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
JUL 27 1995	

USE PLAYS:

Boise N



Lat. $42^{\circ}35' N$
Long $112^{\circ}09'$

Morgan Creek

SCALE in Chains

10 5 0 10 20 30 40

WARNING STATEMENT

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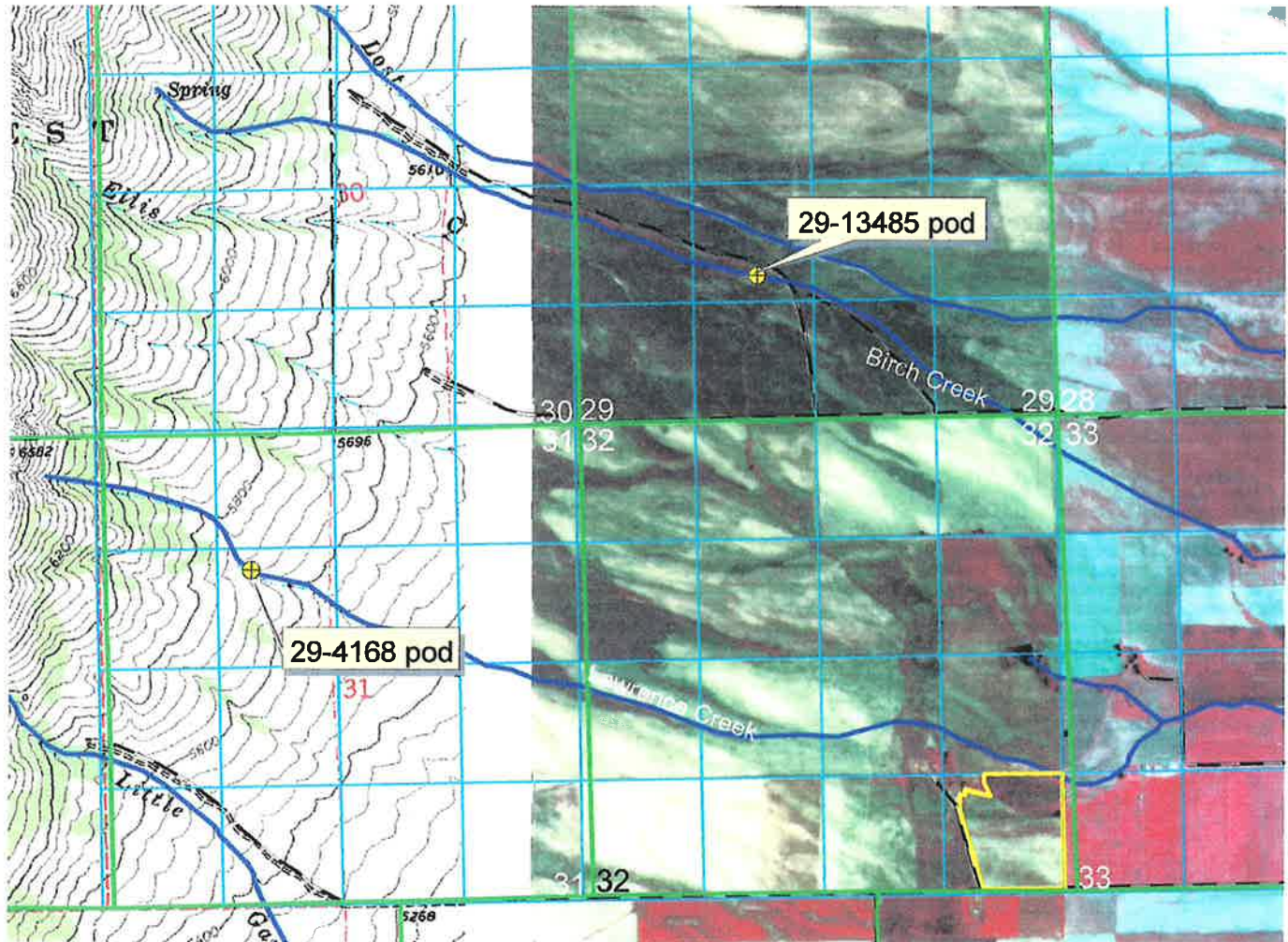
THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE WITHDRAWAL INDEX FOR THE DATE OF THE ORIGINAL WITH-



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Rights: 29-4168 & 29-13485



0.3 0 0.3 0.6 Miles

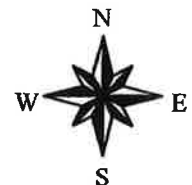
IRRIGATED ACRES 29

LEGEND

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

Place of Use: T9S, R36E,
(part of) Section 32.

Points of Diversion: T9S, R36E,
Sec. 29 and 31



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: FEBRUARY 2003

PROFILED

SCANNED

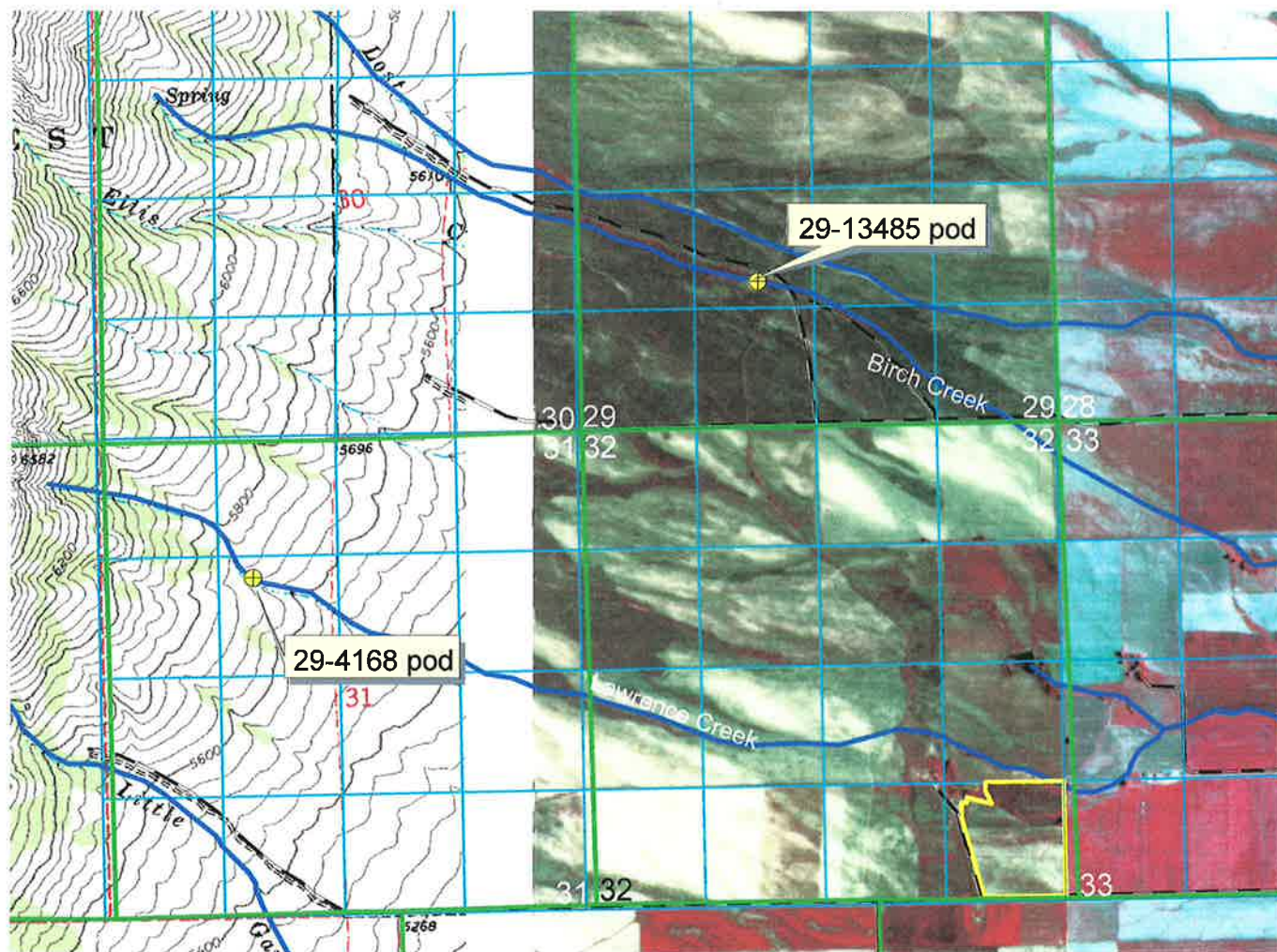
MAR 21 2006



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Rights: 29-4168 & 29-13485



0.3 0 0.3 0.6 Miles

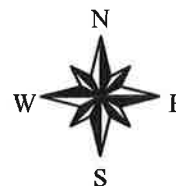
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- Place of Use
- STREETS
- SECTIONS
- QUATER-QUATERS
- STREAMS

Place of Use: T9S, R36E,
(part of) Section 32.

Points of Diversion: T9S, R36E,
Sec. 29 and 31



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: FEBRUARY 2003

02/25/2003

Cindy

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: 29-4168

NANCY ARMSTRONG

PO BOX 1441

OLYMPIA WA 98507

Telephone Number: (360) 705-1559

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:

3/9/03

SIGNATURE:

Nancy Armstrong
NANCY ARMSTRONG

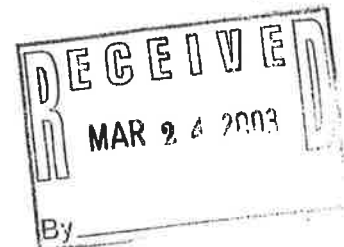
Please print your name:

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

PROFILED

SCANNED

MAR 21 2003



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

OK JC 10-28-02
RECEIVED
AUG 12 2002
Department of Water Resources
Eastern Region

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
RE-29-04168	29-00335		29-00338		

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)

Bernice ARMSTRONG

555 S. Grant

4. New Owner/Claimant(s)

Pocatello ID 83204

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

NANCY ARMSTRONG

City, State and ZIP Code

P.O. Box 1441 OLYMPIA, WA 98507

New Telephone Number

360, 705-1559

5. Date you acquired the property

AUG 9, 2001

PROFILED

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MAR 21 2006

36E

HAWKINS ORTHOPHOTOQUAD
IDAHO

17' 30"

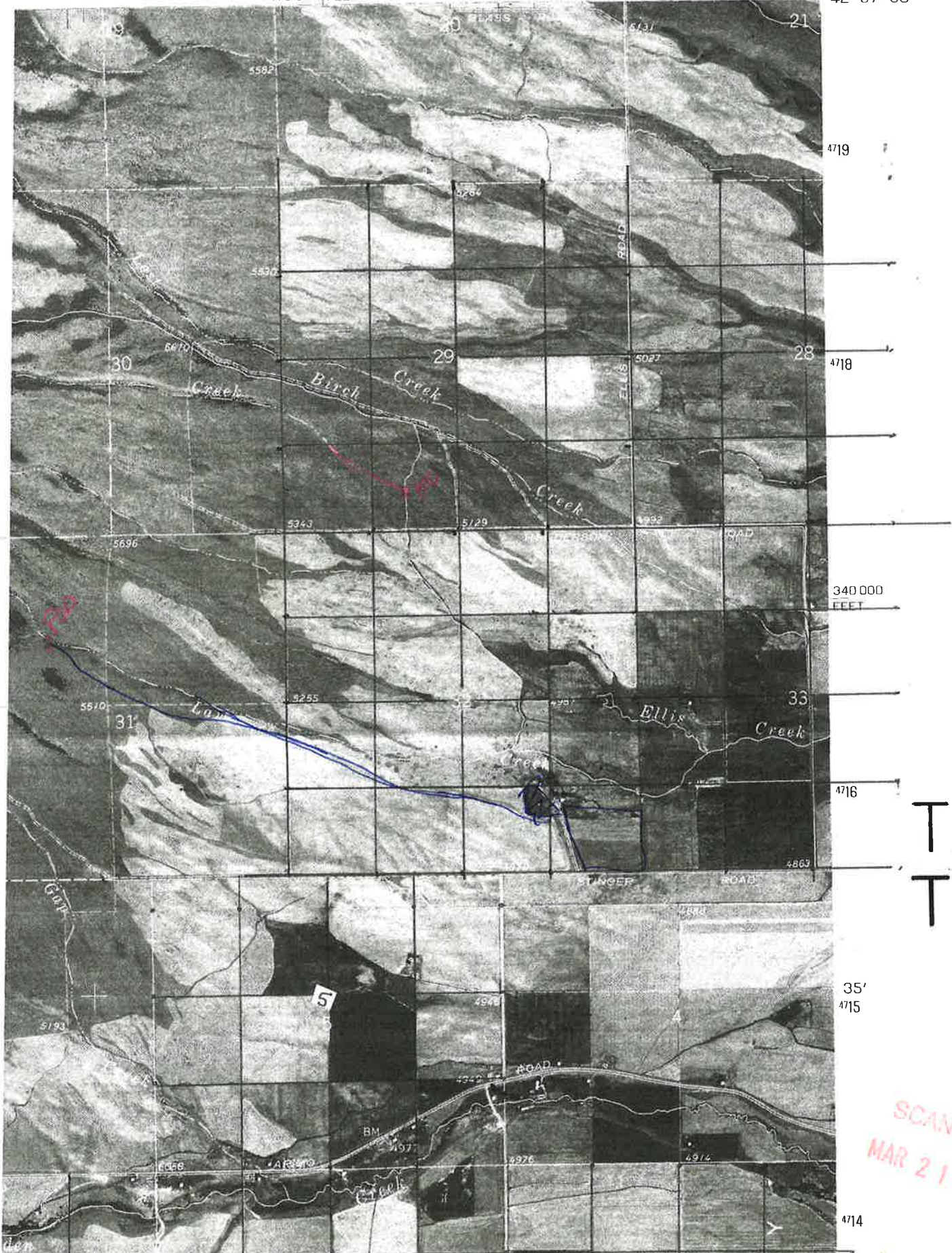
470 000 FEET

396

397

112° 15'

42° 37' 30"



T9S
T10S

SCANNED
MAR 21 2005



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

July 2, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

NANCY ARMSTRONG
PO BOX 1441
OLYMPIA WA 98507

RE: CHANGE IN OWNERSHIP FOR 29-04168, 29-00335 & 29-00338

Dear Mrs. Armstrong:

It has come to our attention that you may have recently purchased a tract of land in Bannock County. The property to which I am referring was most recently owned by Bernice Armstrong. The legal description is as follows:

T09S, R36E, SEC 31 NE/NW/SW AND T09S, R36E SEC 29 SE/NE/SW

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

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

Respectfully submitted,

Jennifer Crabtree

Technical Records Specialist

SCANNED
MAR 21 2008

Claim No.: 29-4168

Summary Data Entry Form

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

C18
C05
K06 19 acre limit.

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.:

SCANNED
MAR 21 2006

Reviewer

CB
PROFILED

Date

2/11/03

91
94
98
02
Bruce
Wheatly
farming now.

Leland
Armstrong - farming
1987.

Saturday

EXAM INFORMATION

Exam Date Oct 5th.

Exam Time _____

CLAIM(S) _____

NAME Nancy Armstrong

ADDRESS _____

PHONE (____) _____ HOME

WORK

CELL

DOMESTIC____ STOCKWATER____ IRRIGATION____ OTHER____

OTHER RIGHTS _____

DIRECTIONS _____

land in CRP: 18.5 acres in the SESE didn't go
into CRP until 1997-2007 contract season.

Tom - FSA will get back to me on the 4 acres SESE
and the balance in the SESE.

DOGS _____

DATE 8/28/02 APPOINTMENT Nancy Armstrong

1989- Johnny Evans
reported the ground as
nonirrigated

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MAR 21 2006

Nancy Armstrong & Mary.

10/5/02. Looking east at pasture (not in
CRP) in front and east of the house.

looking south easterly at 18.5 acres
put into CRP in 1997.

→ water is ditched to the upper piece.
Culvert under the road.

Lawrence Ck water

GPS tag - on rock above diversion

A0012623 - Oct 5 - 02.

ARMSTG 12:35 pm.

N $42^{\circ} 35.871'$

W $112^{\circ} 17.563'$

Lawrence Ck.

Accompanied by Nancy Armstrong & Mary.

Birch Creek water is diverted at the same
concrete box as Don Petersen's and
added into the ditch (same as Lawrence
Creek water).

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MAR 21 2006

29-4/68 Questions.

Lawrence Creek POD: See 1976 Hawkins Ortho Quad.

POD claimed in the NWSE NW of section 31.

Lawrence Creek continues through the NE & SE Quarters of section 31 and the SW & SE of section 32. across the top of the POA.

Harley home was originally from the Armstrong home and the neighbors horse trailer.

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MAR 21 2006

29-4168.

POD is located in Section 31 NWSENW.
A ditch runs down to the driveway, a culvert goes under the driveway. And some signs of ditches are on the east side of the driveway.

This land hasn't be irrigated for sometime. Claimant stated it was irrigated in 1987 and prior.

Attached Orthophotoquad shows ditch and irrigated POU.

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MAR 21 2006

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____
Current Owner: Nancy Armstrong PO Box 1441 Olympia, WA 98507
Name connector: and _____, or _____, and/or _____
Current Owner: _____
Current Owner: _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Nancy Armstrong Phone Number: 1-360-705-1557

Relationship to Claimant: self

Date of Field Exam: 10/5/02 Time: 10 am

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

meet at the Chevron Station in McCommon
property located south of Don Petersen's
property.

Reviewer: CB

Date: 10/23/02

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MAR 21 2006

Priority Date Data Entry Form

Claim Number: A29-04168
Water Right Priority Date: 06-21-1902 Water Right Basis: S.C.
Claimed Priority Date: 6-21-1902 Claimed Basis: Statutory Claim
Recommended Priority Date: 4-1-1905 Recommended Basis: Beneficial Use

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

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

- An agreement between Gwendolin Marley &
David Armstrong & Dudley Armstrong.
IT appears from the documentation that in 1905
David & Dudley split the property. Dudley got the
piece in the S $\frac{1}{2}$ SE along with 10" of buck creek and
 $\frac{1}{2}$ Marley Creek (Laurence Creek).

Aug 17, 1905 recorded $\frac{1}{2}$ of water in Laurence
creek started it at the beginning of
flood season 4/1/1905.

Reviewer: CB

Date: 10/23/02

SCANNED

MAR 21 2000

Point of Diversion and Source Data Entry Form

Claim Number: A29-04168Water Right Point of Diversion: T 9S, R 36E, Sec. 31, SE, NW, County: BannockSource: Lawrence Ck Tributary: Sinks

Claimed Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T 9S, R 36E, Sec. 31, SE, NW, County: BannockSource: Lawrence Ck Tributary: Birch Creek☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>9S</u>	<u>36E</u>	<u>31</u>		<u>NWSE NW</u>	<u>Bannock</u>	<u>Lawrence Ck</u>
GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

Other rights from this POD? 29-

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

field exam - GPS'd POD
topo map BB90
Hawkins Ortho photoquad

Transfers Changing POD _____

Reviewer: CBDate: 10/23/02

MAR 21 2006

Place Of Use Data Entry Form

Claim Number: A29-04168☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
9S	36E	32	SESE		Pennock		29	Irrigation

Total Acres 29.

Document how the POU was verified:

- field exam - nothing is irrigated west of the road
- Hawkins Orthophotograph

Transfers Changing POU _____

Reviewer: CBDate: 10/23/02

SCANNED

MAR 21 2006

Purpose of Use Data Entry FormClaim Number: A29-04168☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

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

Claimed Purpose of Use

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

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			19	

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 2/11/03

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MAR 21 2005

Period of Use and Quantity Data Entry Form

Claim Number: A29-04168☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	0.38	
stock	7/1	12/31	0.03	

Overall Diversion Rate 0.38 Overall Diversion Volume _____

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

10 inches of Buck Creek water
under 29-33519 inches of Lawrence Creek waterReviewer: CBDate: 2/11/03

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MAR 21 2003



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DAMS TO DITCHES. FLOOD IRRIGATION. Diversion Ditch is 12" wide x 4" deep. Very rocky, weedy. (natural channel appearance).

Assumptions

Slope.

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

POD ID 206043 01.JPG POD ID 206043 03.JPG POD ID 206043 05.JPG
POD ID 206043 02.JPG POD ID 206043 04.JPG POD ID 206043 06.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

15

0.167392853014065

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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MAR 21 2006



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

Diversion Description

Concrete diversion. Develops up to 18" head on 10" pipe. Pipe to ditches to pond.

RIGHT ID 29 4168
POD ID 206045
Quad Hawkins
Claim Type L
Easting 641624
Northing 168880
GPSID A0012622

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

POD ID 206045 01.JPG POD ID 206045 03.JPG POD ID 206045 05.JPG

Photos

POD ID 206045 02.JPG POD ID 206045 04.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

EPE=18 ft. (4

10/15/01

10.15

3.13593040809015

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 0.83

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

0

☒ Orifice

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

Depth of Water above orifice centerline

1.5

☐ 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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MAR 21 2006



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DAMS TO DITCHES. FLOOD IRRIGATION
No diversion or ditch within 1/2 mile of point shown. Claim may refer to overland sheet flow draining small basin, but flow does not channelize, and can not be measured.

Assumptions

POD does not exist.

Invoice #

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

Linked
Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0

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

Contact phone #'s disconnected

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

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MAR 21 2006



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DAMS TO DITCHES. FLOOD IRRIGATION Hiked extent of drainage. No diversion located. Minimal flow. Found old dump site dating from 1958 that was undisturbed by flows.

Assumptions

POD does not exist.

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

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0

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

Claimant phones disconnected. Tried to contact Paul Armstrong, an relative in the area.

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MAR 21 2006

Photos taken by Intrepid Engineering
October 15, 2001



POD ID 206045_02



POD ID 206045_03

PROFILED

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MAR 21 2006



POD ID 206045_04



POD ID 206045_05

SCANNED
MAR 21 2006

Bird, Cindy

From: Robinidaho@aol.com
Sent: Monday, September 30, 2002 4:27 PM
To: CindyBird@idwr.state.id.us
Subject: RE: pictures

These pictures are the Birch creek point of deiversion. I'll call you wed or thursday about where and when to meet on Saturday. Thanks, Nancy

SCANNED

MAR 21 2006

Bird, Cindy

From: Bird, Cindy
Sent: Monday, September 16, 2002 9:34 AM
To: 'robinidaho@aol.com'
Subject: FW: POD ID 206045_02.JPG;POD ID 206045_05.JPG;POD ID 206045_03.JPG;POD ID 206045_04



POD ID
206045_02.JPG



POD ID
206045_05.JPG



POD ID
206045_03.JPG



POD ID
206045_04.JPG

a c ,
Here are the photos that the contractor took. Would you take a look at them and let me know if they are Birch Creek or Lawrence Creek?

Thanks,
Cindy

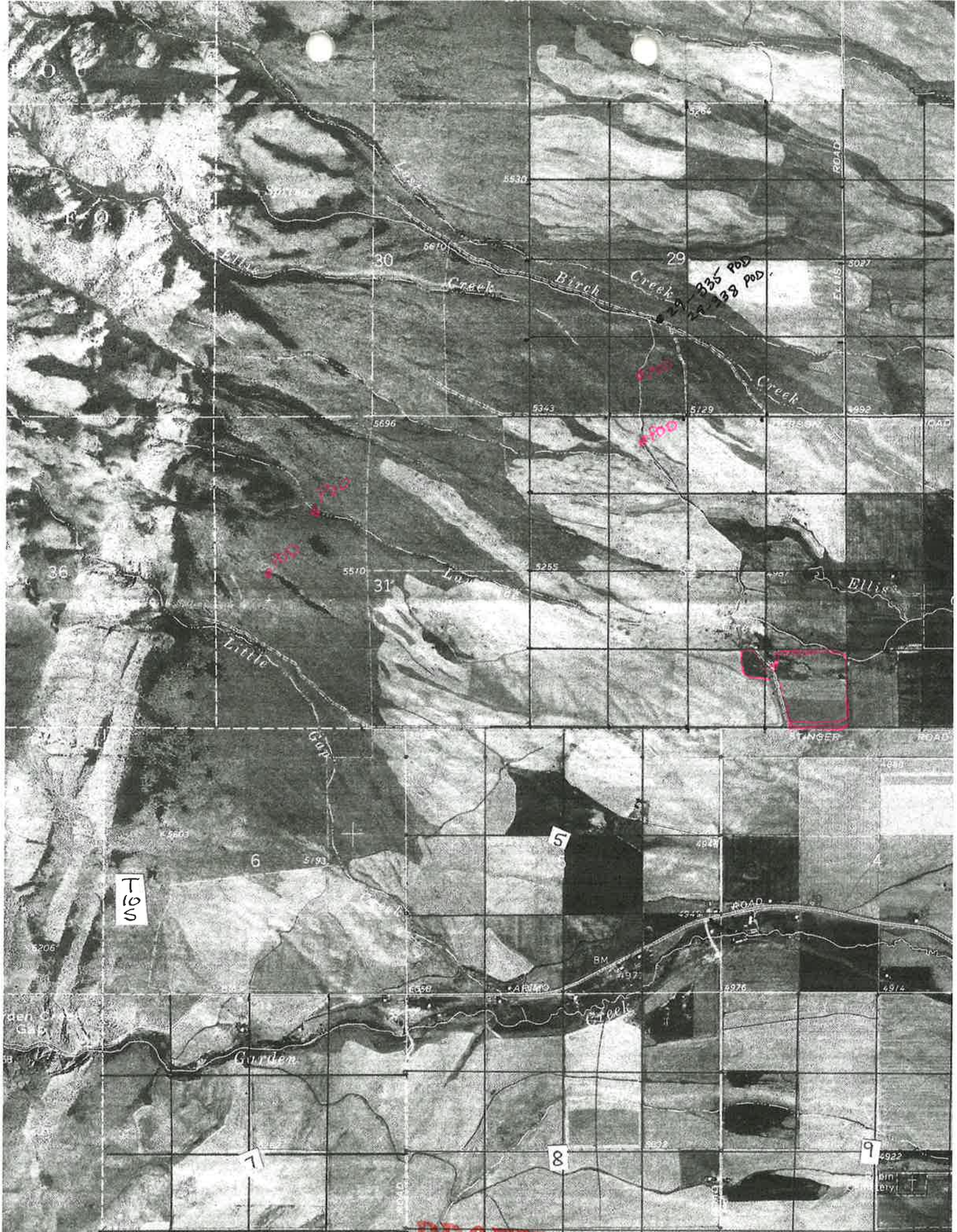
-----Original Message-----

From: Meyer, Paul
Sent: Monday, September 16, 2002 8:44 AM
To: Bird, Cindy
Subject: POD ID 206045_02.JPG;POD ID 206045_05.JPG;POD ID 206045_03.JPG;POD ID 206045_04

POD ID 206045_02.JPG;POD ID 206045_05.JPG;POD ID 206045_03.JPG;POD ID 206045_04.JPG

SCANNED

MAR 21 2006



PROFILED

SCANNED

MAR 26 2003

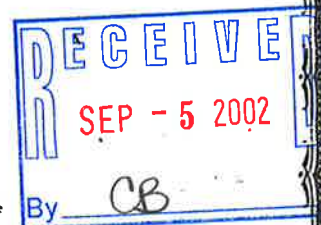
NO 303.

ABSTRACT OF TITLE

TO

The South half of the Southeast quarter of Section thirty-two (32), Township nine (9) South, Range thirty-six (36) East of the Boise Meridian in Idaho, containing eighty (80) acres, according to the official plat of the survey of the said lands returned to the General Land Office by the Surveyor General.

Together with any and all water, water rights, ditches and canals used, had and enjoyed in connection with said premises, and particularly ten (10) inches of the waters of Birch Creek, and one-half of the waters of Marley Creek.



PROFILED

Prepared for Dudley P. Armstrong,
August 17, 1905.

SCANNED

MAR 21 2006

Where is Marley Creek?
Lawrence Creek.

4

MORTGAGE.

Mortgagor, -- Dudley P. Armstrong and Ada R. Armstrong, his wife.
Mortgagee, -- The Bannock Abstract, Deposit & Trust Company, a corporation.
Date, -- June 1, 1911.
Consideration, -- Three Hundred Fifty (\$350.00) Dollars.
Recorded, -- July 14, 1911, 9:54 A. M., in Book "15" of Mortgages at page 415, of the Records of Bannock County, Idaho.
Acknowledged, -- Before Edward Murphy, a Notary Public in and for Bannock County, Idaho, July 11, 1911. (Seal)
Witness, -- Edw. Murphy, Harry Hanson.

DESCRIPTION AND REMARKS.

The South half of the Southeast quarter of Section 32, Township 9 South, of Range 36 East of the Boise Meridian, in Idaho, containing 80 acres, according to the official plat of the survey of the said lands returned to the General Land Office by the Surveyor General.

Together with any and all water, water rights, ditches, canals and aqueducts used, had and enjoyed in connection with said premises and particularly 10 inches of the waters of Birch Creek and one half of the waters of Marley Creek.

This Grant is intended as a Mortgage to secure the payment of one certain promissory note for \$350.00, due five years after date with interest thereon at the rate therein specified.

SCANNED

MAR 21 2006 FEB 14

AGREEMENT.

1902

This Agreement, Made and entered into the twelfth day of April

in the year of our Lord one thousand eight hundred and ninety- nine hundred and two,

BETWEEN Gwendolin Marley, widow, of Robin, County of Bannock
and State of Idaho, the party of the first part, and David Armstrong and
Dudley P. Armstrong of the same place,

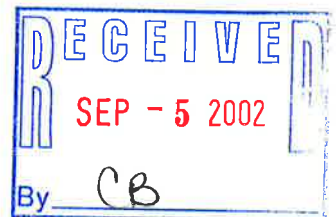
the parties of the second part.

WITNESSETH, that the said party of the first part, in consideration of the covenants and agreements on the part of the said parties of the second part, hereinafter contained, agrees to sell and convey unto the said parties of the second part, and the second parties agree to buy all the at certain lot piece or parcel of land, situate, lying and being in personal property in the
County of Bannock and State of Idaho, and bounded and particularly described as follows, to-wit:

One four-room log house with shingle roof; one log stable with dirt roof, one log granary with dirt roof; 200 rods of wire fence, and all other improvements situate on the south half of the southeast quarter and the south half of the southwest quarter of section 32, township 9 south of Range 36 east, together with all the right, title and interest of the party of the first part, of, in, or to the waters of Birch Creek, the same being about twenty inches, as shown by the water location made by said Gwendolin Marley and recorded in the office of the Recorder of said Bannock County. Together with all the right, title and interest of the said party of the first part in and to the waters of Marley Creek in said Bannock County.

S $\frac{1}{2}$ SE Sec. 32
S $\frac{1}{2}$ SW "

owned by Bernice Armstrong



SCANNED

MAR 21 2006

INSTRUMENT NO. 2.

To Melvin Henderson; one cubic foot of water per second of the waters of Birch Creek dating from July 1st 1879.

To the intervenor, Gwenlion Marley; two-fifths of a cubic ^{20 inches?} foot per second of the water of Birch Creek dating from July 1st 1879. (0.4 cfs)

To Mary Davis; three-tenths of a cubic foot per second of the water of Birch Creek dating from April 1st 1881.

To Mark R. Lawrence; one-tenth of a cubic foot per second of the water of Birch Creek dating from July 1st 1888.

To Thomas Marley; three-tenths of a cubic foot per second of the water of Birch Creek dating from July 1st 1889.

That William Stinger is not entitled to any of the waters of said Birch Creek.

That the several amounts of water above decreed be measured and distributed to the said parties at their several points of diversion from the natural channel of the said Birch Creek except the right decreed in the said Lost Creek.

That the said waters of Birch Creek be measured under the Weir system in cubic feet per second of time. It is further ordered that each of the said parties to this suit construct and maintain at their several points of diversion respectively, substantial and uniform boxes, headgates and weirs for the measurement of their said water.

It is further ordered, adjudged and decreed that each and every of the said parties to this suit, their agents, attorneys, assignees and grantees, be and they are hereby restrained and perpetually enjoined from in any manner interfering with the waters of the said Birch Creek and of the said Lost Creek or exercising any other or greater rights with reference to the said waters than as herein decreed to the said parties respectively.

It is further ordered that each party to this suit pay his own costs.

Dated this 13th day of March, 1902.

Joseph C. Rich.

Judge of District Court.

SCANNED

MAR 21 2000

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK.

James Henderson, Benjamine)
W. Henderson and James Hen-)
derson, Jr., partners un-)
der the firm name and style)
of James Henderson and Sons,)
and Melvin Henderson,)
Plaintiffs,)

VS.

Thomas Marley, Mark R. Law-)
rence, William Stinger, Mary)
Davis, and Gwenlion Marley)
(intervenor),)
Defendants.)

This cause having been commenced on May 7, 1901, and thereafter all the parties having duly entered their appearance, W. T. Reeves, Esq. and F. S. Dietrich, Esq., appearing for the plaintiffs, S. C. Winters, Esq. appearing for Thomas Marley, William Stinger and the intervenor, Gwenlion Marley, and Messrs. Terrill & Guheen appearing for the defendants, Mark R. Lawrence and Mary Davis; And thereafter it was stipulated by the counsel for the respective parties that the cross complaints and the complaint in intervention should be deemed and treated as duly denied with the same force and effect as if verified answers thereto were duly filed.

And thereafter the Court having heard the evidence adduced by the several parties in support of their respective claims and the counsel for the respective parties having made their arguments and the Court being fully advised in the premises and having made and filed herein its findings of fact and conclusions of law.

Now, therefore, in accordance with its findings and conclusions, it is ordered, adjudged and decreed that the waters of Birch Creek and Lost Creek, both of which said creeks are situated in Bannock County, State of Idaho, be and the same are hereby distributed and decreed to the several parties to this suit for beneficial purposes and uses in amounts and of the dates with priority of rights as follows, to-wit:--

To James Henderson, Benjamine W. Henderson and James Henderson, Jr., partners under the firm name and style of James Henderson and Sons; all of the waters of the said Lost Creek and one and one-tenth cubic feet per second of the waters of Birch Creek dating from July 1st 1879.

GRANTOR:

Mrs. Gwendolin Marley, Single.
(Signed, Mrs. Gwendelin Marley.)

GRANTEE:

Dudley P. Armstrong.

Kind of Instrument, - - - - - Quit Claim Deed.

Date of Instrument, - - - - - April 14, 1903.

Consideration, - - - - - Five Hundred (\$500.00) Dollars.

Recorded, - - - - - June 24, 1905, at 3.57 P.M. in

Book "15" of Deeds at Page "302" Records of

Bannock County, State of Idaho.

Acknowledged before F.M.Larson, Justice of the Peace in and for Robin
Precinct, Bannock County, Idaho, April 14, 1903.

Witness, - - - - - F.M.Larson.

DESCRIPTION AND REMARKS:

All the certain right, title and interest of the party of the first
part, of, in, or to the waters of Birch Creek, the same being about
twenty inches as shown by the water location made by said Gwendolin
Marley and recorded in the office of the Recorder of said Bannock County.

Together with all the right, title and interest of the said party
of the first part, in, and to the waters of Marley Creek in said Ban-
nock County.

SCANNER

FILE

3

MAR 21 2006

7



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 30, 2002

A29-04168

Nancy Armstrong

P.O. Box 1441

Olympia, Washington 98507

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

SCANNED

MAR 21 2003

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. **Field exams to verify other items of the Notice need to be conducted by the Department personnel.**

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by September 20, 2002, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 547-3993.

Respectfully,



Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Copy of Claim(s) A29-04168

SCANNED

MAR 21 2003



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

December 13, 2001

NANCY ARMSTRONG
PO BOX 1441
OLMPIA WA 98507

RE: CHANGE IN OWNERSHIP FOR A29-00335, A29-00338, A29-00369, A29-00370, A29-00423, A29-00424 AND A29-04168

Dear Ms. Armstrong:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

SCANNED

MAR 21 2006

PROFILED

De 12/2001

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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
A29-369			A29-335		
A29-370			A29-338		
A29-423			A29-4168		
A29-424					

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)

Bernice Armstrong
 Enoch Armstrong
 Mc Cammon, Id

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

Nancy Armstrong 325277
 PO BOX 1441 Olympia, WA
 Home (360) 705-1559 98507

5. Date you acquired the property

Aug 2001

SCANNED

MAR 21 2003

PROFILED

MAY 31 2001

Log for claim A29-04168

Spatial Dynamics LTD

6/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s36e	32	SWSE	4	4.8	
09s36e	32	SESE	30	30	
Totals:			34	34.8	

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 Enoch Armstrong &/or Bernice Armstrong
(Name of Claimant)

McCammon, ID 83250 (Mailing Address) Telephone No. 254-3517
(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) June 21, 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)
Lawrence Creek tributary to sinks

(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)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>1.0 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity	<u>.03 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 1.03 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NW ¼, Sec. 31 Twp. 9S 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. Ditches to property, flood irrigated

(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.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
9S	36E	32															10	10	20

No. of acres 20

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

SCANNED

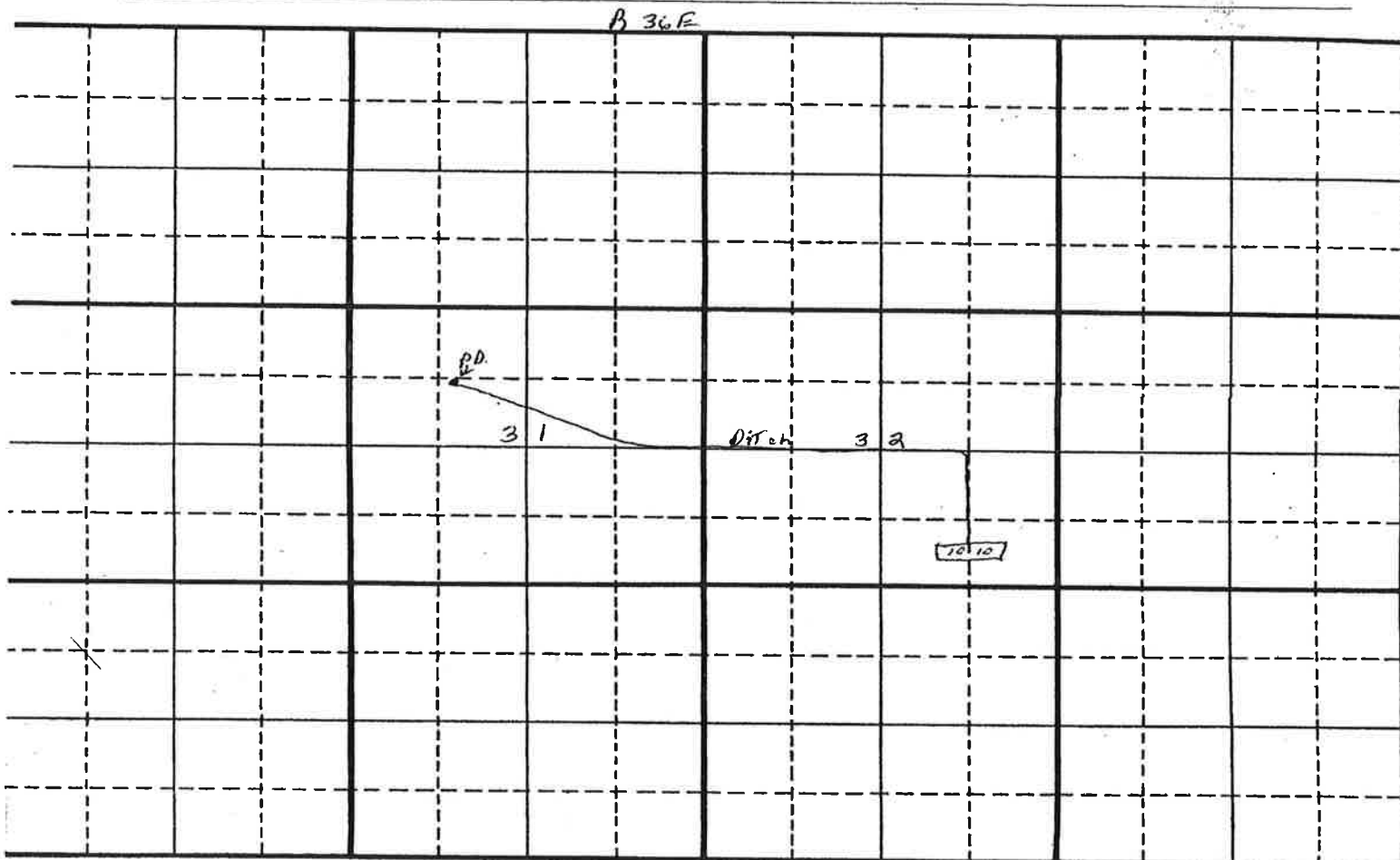
MAY 31 2001

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: _____

RECORDED

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bonneville) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 10 day of April, 19 80

Enoch Armstrong
(Claimant)

Kathlynn Walker
Notary Public
Residing at Idaho Falls

My commission expires 2/15/1983

FOR DEPARTMENT USE ONLY

Received by <u>JC</u>	Date <u>4/10/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>ARK</u>	Date <u>2/11/82</u>		claimant by:	
\$20.00 fee received by <u>EW</u>	Date <u>4/10/80</u>	#13931		
Published in <u>Idaho State Journal</u>				
Dates <u>4/27 & 5/1/80</u>				

DATE: 04/27/00
PAGE: 124

Audit: 04/20/90 VERNER 04/26/90 VERNER 07/19/94 THOMPSON 01/09/95 DCARLSON

AJ5809NP
No. A29-04168

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 125

=====

Audit: 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 Enoch Armstrong &/or Bernice Armstrong
(Name of Claimant)

McCammon, ID 83250

(Mailing Address)

(Zip Code)

Telephone No. 254-3517

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:

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

Lawrence Creek tributary to sinks

- (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) (Mo., Day)	
Quantity	<u>1.0 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity	<u>.03 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 1.03 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SE ¼ NW ¼, Sec. 31 Twp. 9S 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. Ditches to property, flood irrigated

- (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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	36E	32															10	10	20

No. of acres 20

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:

RECORDED



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

April 26, 1990

Mr. Enoch Nolan Armstrong
1780 West Stinger Rd.
McCammon, Idaho 83250

RE: Notice of claim A29-04168

Dear Mr. Armstrong:

Please find enclosed an amended notice of claim for your water right A29-04168. As you requested, this copy adds Marly Creek and Ellis Creek as sources of water for this right. Please review the amendment and when satisfied, sign it in the presence of a Notary Public and return it to my attention.

There is no filing fee for submitting the amended notice. You may keep the notice marked "copy" for your records.

As always, feel free to contact our office if you have any questions regarding this matter.

Sincerely,

Eric Verner,
Sr. Water Agent

Enclosure

MICROFILMED

NOV 13 1992

On the copy for the spring. The one
phone number is wrong it should be 208-254-3517.

Enoch Nolan Armstrong

To Eric Verner.

Mar. 13, 1995

Dave Carlson,

Re: to Lawrence Creek,

Here are two copies of
mortgage papers that
show the original dates
of Lawrence Creek. When
the mortgages were paid
off. Before they would loan
me the money I had to have
title insurance to get a clear
title. I hope these will be
sufficient for the
information you need. If
not let me know.

Sincerely

Nolan + Bernice Armstrong

555 So. Grant

83204 Pocatello, Idaho

APR 30 1995

Department of Water Resources
Eastern District Office

A29-04168

Quitclaim Deed.

This Indenture, Made the 14th day of April in the year of our Lord one thousand nine hundred and Three between Mrs. Gwendolin Marley, widow of Robin of the County of Bannock and State of Idaho the party of the first part, and Ondrey P. Armstrong of Idaho of the County of Bannock and State of Idaho the party of the second part,

Witnesseth, that the said party of the first part, for and in consideration of the sum of Five Hundred DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents demise, release and forever Quitclaim unto the said party of the second part, and to his and assigns all the certain rights, situated in County of the State of Idaho, particularly described as follows, to wit:

title and interest of the party of the first part, of, in, or to the waters of Birch Creek, the same being about twenty inches as shown by the water location made by said Gwendolin Marley and recorded in the office of the Recorder of said Bannock County. Together with all the rights title and interest of the said party of the first part, in, and to the waters of Marley Creek in said Bannock County.

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

To Have and to Hold all and singular the said waters premises, together with the appurtenances unto said party of the second part, and to his heirs and assigns forever.

In Witness Whereof, The said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, Sealed and Delivered in the presence of Mrs. Gwendolin Marley [SEAL]

P. M. Carson [SEAL]

[SEAL]

Quitclaim Deed.

This Indenture, Made the 14 day of April in the year of our Lord one thousand nine hundred and Three between Thomas Marley and Mrs M. E. Marley his wife of Robins County of Bannock and State of Idaho the parties of the first part, and Dudley P. Armstrong of Robins of the County of Bannock and State of Idaho the party of the second part,

Witnesseth, that the said parties of the first part, for and in consideration of the sum of Two Hundred 00 DOLLARS, lawful money of the United States of America, to us in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do — by these presents demise, release and forever Quitclaim unto the said party of the second part, and to his heirs and assigns all the certain right situated in County of the State of Idaho,

particularly described as follows, to-wit:

title, and interest of the said parties of the first, in or to the waters of Birch Creek, the same being about fifteen inches, as shown by the water location made by the said Thomas Marley and recorded in the office of the recorder of its said Bannock County.
Together with all the rights, title and interest of the said parties of the first in and to the waters of Marley Creek in said Bannock County.

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

To have and to hold all and singular the said waters ~~premises~~, together with the appurtenances unto said party of the second part, and to his and assigns forever.

In Witness Whereof, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the presence of

R. M. Larson

Witness

Thomas Marley [SEAL]

Mrs M. E. Marley [SEAL]

[SEAL]

FEDERAL FARM LOAN AMORTIZATION MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That on this: 27th day of July, 1945,

E. Nolan Armstrong, same person as Nolan Armstrong, and Bernice Armstrong, husband and wife,

hereinafter called the Mortgagors, hereby grant, bargain, sell and convey to THE FEDERAL LAND BANK OF SPOKANE, a corporation organized and existing under the Federal Farm Loan Act as amended, with its principal place of business in the city of Spokane, County of Spokane, State of Washington, hereinafter called the Mortgagee,

the following described real estate situate in the County of Bannock, State of Idaho, to-wit:

Tract 1: The South Half of the South Half of Section Thirty-two, Township Nine South, Range Thirty-six East of the Boise Meridian.

Tract 2: The North Half of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of Section Thirty-one, and the Northwest Quarter of the Northwest Quarter of Section Thirty-two, Township Nine South, Range Thirty-six East of the Boise Meridian.

Tract 3: The Southwest Quarter of the Northeast Quarter of Section Thirty-one, Township Nine South, Range Thirty-six East of the Boise Meridian.

Tract 4: The Southwest Quarter of the Northeast Quarter, and the East Half of the Northwest Quarter, and the Southwest Quarter of the Northwest Quarter of Section Thirty-two, Township Nine South, Range Thirty-six East of the Boise Meridian.

Together with all water rights, and rights in ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time during the existence of this mortgage, including (but not limited to) the following:

30 miner's inches of the waters of Birch Creek with priority of June 21, 1902, and 50 miner's inches of the waters of Lawrence Creek with priority of June 21, 1902,

together with the tenements, hereditaments, rights, privileges and appurtenances, including private roads, now or hereafter belonging to or used in connection with the above described premises; and all plumbing, lighting, heating, cooking, cooling, ventilating, elevating, watering and irrigating apparatus and other fixtures, now or hereafter belonging to or used in connection with the above described premises, all of which are hereby declared to be appurtenant to said land; and together with all waters and water rights of every kind and description and however evidenced or manifested, and all ditches or other conduits, rights therein and rights of way therefor, which now are or hereafter may be appurtenant to said premises or any part thereof, or used in connection therewith; and together with all of the rents, issues and profits of the mortgaged property.

To have and to hold the same with the appurtenances unto the mortgagee, its successors and assigns forever.

DELIVERED
9/4/44
OF SPOKANE

RECORDED
DEC 25 1945
F. M. J. AR-
THOMAS
m m

11/1/45
11/1/45

POOR ORIGINAL

FEDERAL LAND BANK ASSOCIATION OF PRESTON

OFFICE NO. 9-D

\$63,000

AMOUNT APPLIED FOR

147655

F. L. B. NO.

3456-D

ASS. N. APPL. N. NO.

O: E. Nolan Armstrong
McCammon, Idaho 83250

WE ARE PLEASED TO ADVISE THAT THE LOAN COMMITTEE OF THE ABOVE FEDERAL LAND BANK ASSOCIATION HAS CONSIDERED YOUR APPLICATION AND HAS APPROVED A FEDERAL LAND BANK LOAN, TO BE SECURED BY A FIRST MORTGAGE, AS FOLLOWS:

AMOUNT	F. L. B. A.		TERM	RATE	REPAYMENT		ACRES	INSURANCE			
	STOCK				PLAN			HOUSE	BARN	GRANARY	OTHER
\$52,000	\$3,150		35 Yr.	7%	Level		800	#1 - #2	- \$5,000	on each home	

Private Water Rights: 7% of flow of Birch Creek evidenced by Decree of 7-1-1879
100% of flow of Lawrence Creek evidenced by Filing of 6-21-1890
100% of flow of Marley Creek evidenced by use.
Loan proceeds to be disbursed for the purposes shown in the application, including
payoff of FLB #94414

Level Payment: 35 Year - annual payments - fully amortized.

The loan will be closed under the Bank's variable interest rate plan, and the interest rate will be subject to change (variable) after the second interest installment date.

SUBJECT TO APPROVAL AS TO AMOUNT AND TERMS BY THE FEDERAL LAND BANK OF SPOKANE AND CLOSING WITHIN sixty DAYS
DATE OF APPROVAL BY FLB.

May 16, 1972
DATE

Stephen A. Mink
Asst. Manager

1007 13

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 29-4168
Date Received: 4/20/1990
Receipt No: E013411
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

NANCY ARMSTRONG Phone: (360) 705-1559

PO BOX 1441
OLYMPIA WA USA 98507

2. Date of Priority: ~~06/21/1902~~ *Aug 17, 1905*

3. Source: , LAWRENCE CREEK , , Trib. to: , SINKS , ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
09S	36E	29	SW	SE	SW	BANNOCK	
09S	36E	31	NW	SE	NW	BANNOCK	
09S	36E	32	NW	NE	NW	BANNOCK	
09S	36E	31	NE	NW	SW	BANNOCK	

Lawrence creek.

5. Description of diverting works:

DIVERSION DAMS TO DITCHES. 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	
STOCKWATER	1/01	12/31	0.03	

7. Total Quantity Appropriated is:
1.03 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
09S	36E	32	SW	SE	IRRIGATION	4
			SE	SE	IRRIGATION	30 ₇
					Section Acres	34
					Total Acres	34

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:

SOUTHERN UNNAMED STREAM IS LOCALLY KNOWN AS MARLY CREEK.
ADDED MINOR SOURCES TO CORRECTLY REFLECT WATER SUPPLY FOR THIS WATER RIGHT.

15. Basis of Claim: Statutory Claim

BB 90

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: A29-04168
Date Received: 4/20/1990
Receipt No: E013411
Received By:

APR 30 1990

Department of Water Resources
Eastern District Office
AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

1. Name: ENOCH ARMSTRONG
Address: 1780 WEST STINGER RD.
MC CAMMON, ID 83250 208-254-3517

OR

Name: BERNICE ARMSTRONG
Address: 1780 WEST STINGER RD.
MC CAMMON, ID 83250 208-254-3517

2. Date of Priority: JUN 21, 1902

3. Source: LAWRENCE CREEK Trib. to: SINKS
UNNAMED STREAM SINKS
ELLIS CREEK SINKS
UNNAMED STREAM SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	36E	29	SW	SE	SW		BANNOCK
		31	NW	SE	NW		BANNOCK
			NE	NW	SW		BANNOCK
		32	NW	NE	NW		BANNOCK

5. Description of diverting works:
DIVERSION DAMS TO DITCHES. 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	1.000		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 85.0 Acre Feet Per Annum.

A29-04168

Page 1

Date: 04/26/90

PROFILED

SCANNED
MAR 21 2000

MICROFILMED
NOV 13 1992

9. Non-irrigation uses:
10 HEAD OF RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	36E	32	SW	SE		IRR	4.0
			SE	SE		IRR	30.0
Section Acres							34.0
Total Acres							34.0

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:
29-00338, 00335

14. Remarks:

SOUTHERN UNNAMED STREAM IS LOCALLY KNOWN AS MARLY CREEK.
ADDED MINOR SOURCES TO CORRECTLY REFLECT WATER SUPPLY FOR THIS
WATER RIGHT.

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):

Enoch Armstrong
Bernice Armstrong

Date: 4/27/90

Date: 4/27/90

State of Idaho

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 27 day

of April 19 90

Belva Olsen
Notary Public

Seal

Residing at McCammon, Id

My Commission Expires 10-95



SCA
MAIR 2

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: A29-04168
Date Received: 4/20/1990
Receipt No: 6013411
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ENOCH ARMSTRONG 208-254-3517
Address: 1780 WEST STINGER RD.
MC CAMMON, ID 83250

OR

Name: BERNICE ARMSTRONG 208-254-3517
Address: 1780 WEST STINGER RD.
MC CAMMON, ID 83250

2. Date of Priority: JUN 21, 1902

3. Source: LAWRENCE CREEK Trib. to: SINKS
UNNAMED STREAM SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	36E	31	NW	SE	NW		BANNOCK
		32	NW	NE	NW		BANNOCK

5. Description of diverting works:
DIVERSION DAMS TO DITCHES. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
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9. Non-irrigation uses:
10 HEAD OF RANGE CATTLE

A29-04168

Page 1

Date: 04/20/90

PROFILED

MAR 21 2006

MICROFILMED

NOV 13 1992

A2904168



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
69S	36E	32	SW	SE		IRR	4.0
			SE	SE		IRR	30.0

Section Acres 34.0

Total Acres 34.0

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:
29-00338, 00335

14. Remarks:

UNNAMED STREAM IS LOCALLY KNOWN AS DRY CREEK. ADDED THIS
DIVERSION TO CORRECTLY REFLECT USE OF WATER FROM THIS WATERSHED.

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) Enoch Armstrong Date: 4/20/90
Bernice Armstrong Date: 4/20/90

State of Idaho)
County of Blaine) SS.

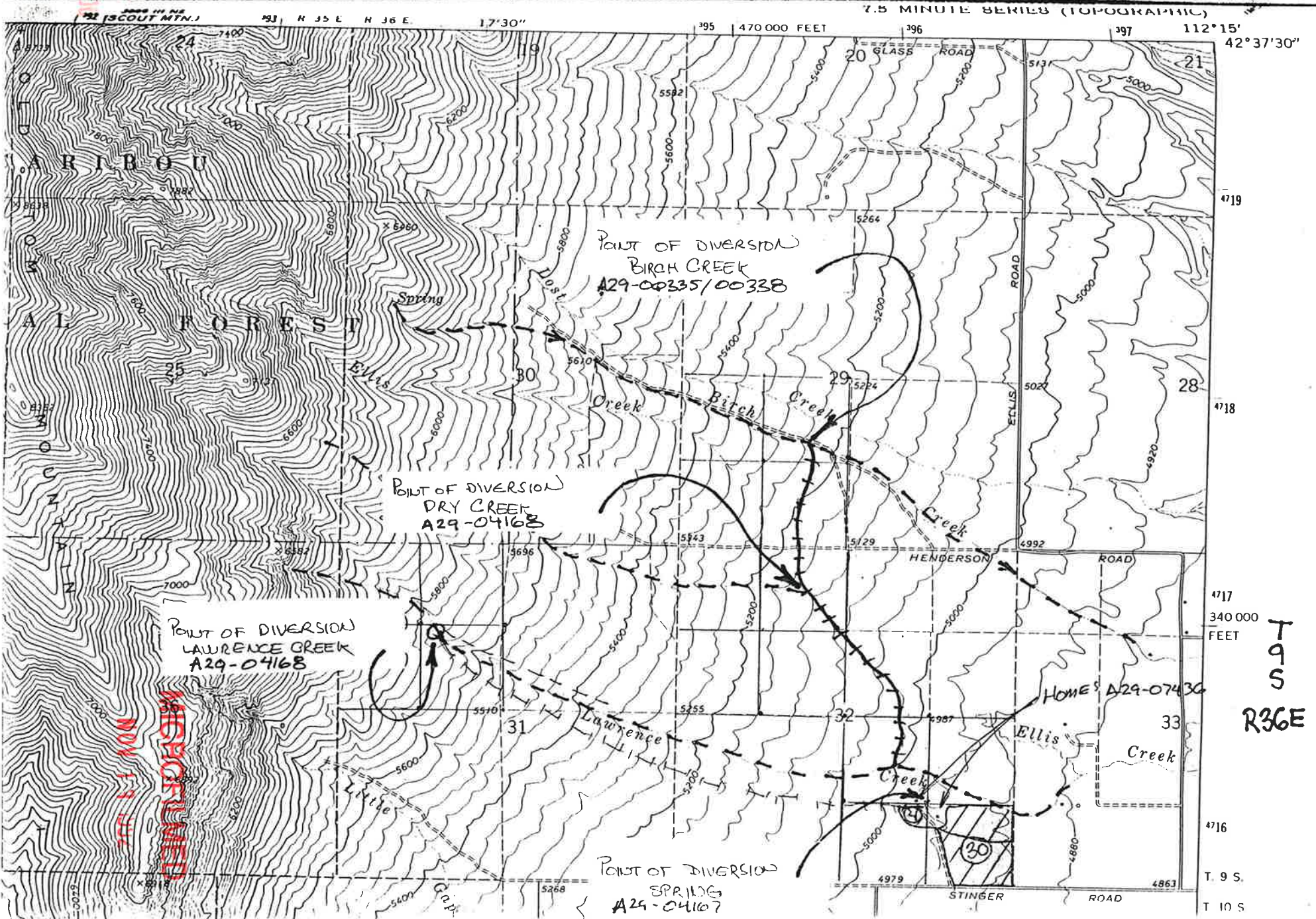
Subscribed and sworn (or affirmed) before me this 20 day
of April 19 90

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID.
My Commission Expires 22 Aug 1994

MAR 2



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