

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4173 V1

WATER RIGHT NUMBER: 29-4173 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ADA MARIE MABEY PO BOX 130 BANCROFT, ID 83217 (208)648-7885

Priority Date: 04/22/1892
Basis: Posted Notice
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	1/01 to 12/31		9.20 AF
IRRIGATION FROM STORAGE	4/15 to 10/15		9.20 AF
	<u>Total Diversion:</u>		9.20 AF

Location of Point(s) of Diversion

UNNAMED STREAM	SE1/4NW1/4NE1/4	Sec. 33, Twp 07S, Rge 40E, B.M.
CARIBOU County		

Place of Use

IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	40E	33	2.0	3.0			11.0	18.0			1.0	11.0							46.0

Total Acres: 46

Conditions of Approval:

1. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. 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 29-4173 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>
Contacts	2/11/2003 4:23:42 PM	rwarner			Active
Priority Date	2/11/2003 4:37:10 PM	rwarner			Active
POD	2/11/2003 4:40:00 PM	rwarner			Active
Source	2/11/2003 4:44:08 PM	rwarner			Active
POU	2/11/2003 5:19:37 PM	rwarner			Active
Use	2/11/2003 5:21:24 PM	rwarner			Active
POU	2/11/2003 5:24:19 PM	rwarner			Active
Use	2/12/2003 11:07:43 AM	rwarner			Active
Season	2/12/2003 11:09:03 AM	rwarner			Active
Quantity	2/12/2003 11:09:54 AM	rwarner			Active
Summary			02/12/2003	rwarner	Active
Season	2/12/2003 11:11:58 AM	rwarner			Active
Use	2/12/2003 11:14:41 AM	rwarner			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	2/11/2003 4:23:41 PM	rwarner	(No) 1. Do you want to schedule an appointment?
			Comment for 1: desktop review
POD	2/11/2003 4:40:00 PM	rwarner	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4173 V1

Priority Date	2/11/2003 4:37:11 PM	rwarnar	(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? (Yes) 8. Is the basis of claim a posted notice? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	2/11/2003 5:16:39 PM	rwarnar	Edited point location
POU	2/11/2003 5:17:26 PM	rwarnar	Edited shape boundary
POU	2/11/2003 5:17:56 PM	rwarnar	Edited PLS
Source	2/11/2003 4:44:08 PM	rwarnar	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (Yes) 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?
POU	2/11/2003 5:19:37 PM	rwarnar	(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 - GIS ANALYSIS
Use	2/11/2003 5:21:25 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 7. Can the change be verified as an accomplished transfer? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4173 V1

POU	2/11/2003 5:24:19 PM	rwarner	(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? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - GIS ANALYSIS
Use	2/12/2003 11:07:46 AM	rwarner	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Season	2/12/2003 11:09:06 AM	rwarner	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 7. Does the claim include an enlargement in the Period of Use? (No) 9. Was an enlargement claim filed? (No) 10. Did the claimant file an enlargement claim? (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?
Quantity	2/12/2003 11:09:57 AM	rwarner	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is the basis of claim a posted notice? (No) 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 - claim is for storage

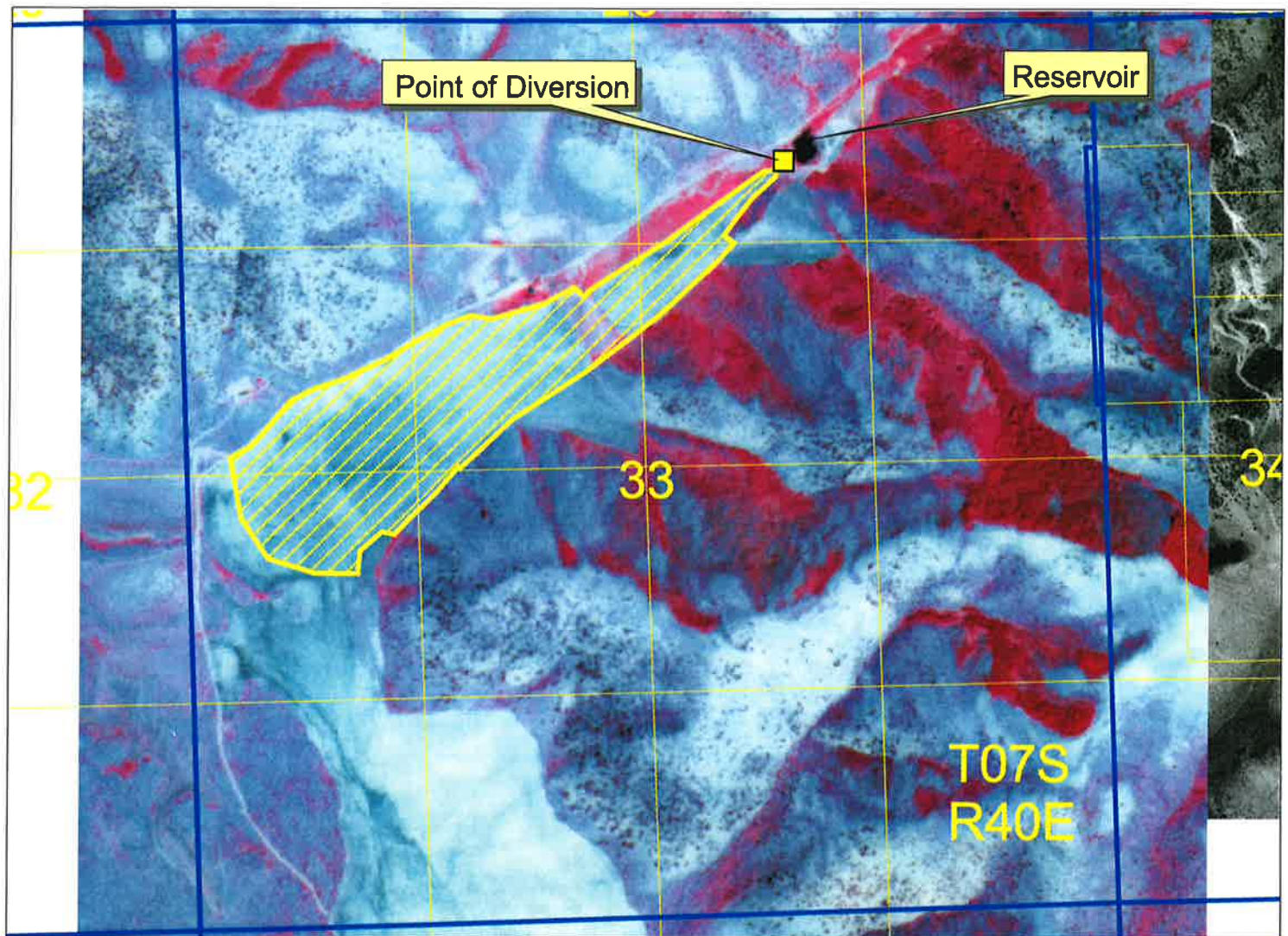
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4173 V1

Summary	2/12/2003 11:11:48 AM	rwarnar	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 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?
Season	2/12/2003 11:12:00 AM	rwarnar	(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? (No) 9. Was an enlargement claim filed? (No) 10. Did the claimant file an enlargement claim? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use?
Use	2/12/2003 11:14:43 AM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 7. Can the change be verified as an accomplished transfer? (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?



State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-4173



0.2 0 0.2 0.4 Miles

Irrigated Acres = 46

- Diversion.shp
- ▨ Place of use.shp
- Sections
- QQ

SCANNED

MAR 24 2003

PROFILED

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: February, 2003

11/12/03

Documentation in the file indicates
this should be posted notice.

See claimant map attached to claim.

The original statutory claim claimed
migration. Change of purpose of
use from migration to migration
storage.

Information in the file seems to
support priority claim. Posted notice?

Land is in CRP, first went into CRP
in 1986

Look at 1987/88 XAPP Photography -
Orthoregular AAP4 (1974) looks cultivated
why claim not sure if looks migrated.

PROTECTED

SCANNED

MAR 21 2003

2/12/02.

A29-4173.

J. Emerson Mabey - Past away. 7 years ago. - 1994.

- Add Marie Mabey - would like his name taken off the claim.

PROFILED

SCANNED

MAR 21 2003

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner _____ *ada Marie Mahay* _____

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: None Time: _____

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

Reviewer:

Date: 11/10/23

PROFILED

Priority Date Data Entry Form

Claim Number: 29-4173

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ 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:

Posted Notice?Land was homesteaded prior to 1898. No other users
on stream.Reviewer: CBDate: 4/12/03

SCANNED

MAR 21 2003

Point of Diversion and Source Data Entry Form

Claim Number: 29-4173

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						

Other rights from this POD? _____

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

Ortho quad

Transfers Changing POD _____

Reviewer: CBDate: 1/12/03SCANNED
MAR 21 2006

Place Of Use Data Entry Form

Claim Number: 29-4173☒ 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

Total Acres _____

Document how the POU was verified:

Ortho quad.
CRP info
FSA Photo's

- Recommend average based on GDS shape

Transfers Changing POU _____

Reviewer: CBDate: 1/12/03

SCANNED

MAR 21 2006

Purpose of Use Data Entry Form

Claim Number: _____



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
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

Change in purpose?

- Recommend storage as claimed.

Transfers Changing Purpose of Use _____

Reviewer: CABDate: 1/12/03

BOANCHED

MAR 21 2006

Period of Use and Quantity Data Entry Form

Claim Number: 29-4173☐ 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
I. F. S.	4/1	10/31		

Overall Diversion Rate _____ Overall Diversion Volume _____

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

use dept std SOL

Reviewer: CBDate: 4/12/03

SCANNED

MAR 21 2003

Claim No.: 29-4173

Summary Data Entry Form

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

C18

Split or Combined Right Analysis:

No

Attached Field Notes or Other Documents:

None

Claim No.:

29-4173

Reviewer

21 2006

CB

Date

7/12/03

CONVERSATION MEMORANDUM

EMPLOYEE: Cindy Bird

FILE: A29-4173

RE: beneficial use claim

DATE: February 1, 2002

NAME OF PARTY

Ada Marie and Adam Mabey

Office visit

Ada Marie and her son Adam came into the office to discuss her adjudication claims. The irrigated acres claimed under this right have been in CRP since September of 1986. The pond is also used for range cattle and sheep in the NWE and the NW1/4 of section 33, township 7 south, range 40 east. They have stock there year round. The source is springs that sink, not Mabey Canyon.

We also discussed that Ada Marie's daughter has developed the spring for a domestic source and hasn't filed on it in the SRBA. I suggested she file on the spring for domestic purposes. Also Adam explained that they have a back up domestic/stock watering well. I explained that they didn't need to file on it in adjudication but they might want to think out it. So, they were going to gather some information and get back with me.

Adam's phone number is 648-7700.

PROFILED

SCANNED
MAR 21 2003

H 8

279D

D 7
78

22E

5.3 F

7.4

6B

I 26

J 11.7

4.7 K

D336

L 97.7

M

23.5

2

0.4.6

.6

76.0



GOALS: Quality in the Resource Base, Quality in the Environment, and Quality in the Standard of Living by promoting the Proper Development, Wise Use and Conservation of all Natural Resources within the Caribou Soil Conservation District

CONSERVATION AGREEMENT
between
CARIBOU SOIL CONSERVATION DISTRICT
and
J. Emerson Mabey, COOPERATOR

I understand the purpose of the Caribou Soil Conservation District, its objectives and program. Therefore, I apply for technical assistance to help me develop a resource conservation plan and to apply the needed soil and water conservation practices on my land.

THE DISTRICT AGREES:

To provide technical assistance and supervision in making natural resource inventories, evaluations and interpretations necessary to aid the cooperator in making decisions to develop a resource conservation plan for his land.

To provide the cooperator with assistance in the development and implementation of a resource conservation plan by furnishing a copy of a soil survey and land capability map, conservation plan map, and narrative statements interpreting and outlining the proper development, wise use, and conservation of the natural resources.

When requested, the District will provide technical assistance and information in helping to apply the soil and water conservation practices and making any necessary revisions of the resource conservation plan.

THE LANDOWNER/OPERATOR AGREES:

To use his land within its capabilities and treat his land in keeping within its needs.

To develop as rapidly as feasible, with the assistance of the local District, a resource conservation plan for the Landowner/Operator that will be mutually acceptable to him and the District.

To carry out his plan to the best of his ability.

To apply the necessary soil and water conservation practices as rapidly as his resources will permit.

To maintain all conservation practices and structures in an effective condition which the District helped put into effect on the operating unit.

IT IS FURTHER AGREED:

The provisions of this agreement are understood by the Landowner/Operator and the District and neither the District nor the cooperator will be liable for the damage to the other in connection with the installation of structures or other conservation measures unless such damage is caused by negligence or misconduct.

This agreement will become effective on the date of the last signature and will remain in effect until either party gives written notice of cancellation or there is a change in ownership. However, the cooperator agrees to inform the new owner of the existing conservation farm plan for the farm and to advise him of assistance he may receive from the District as a cooperator in connection with the resource conservation plan.

Location Hatch

Acres _____

Signature of Cooperator Emerson Mabey

Date 9/18/86

Mailing Address _____

Witness John H. Kendrick

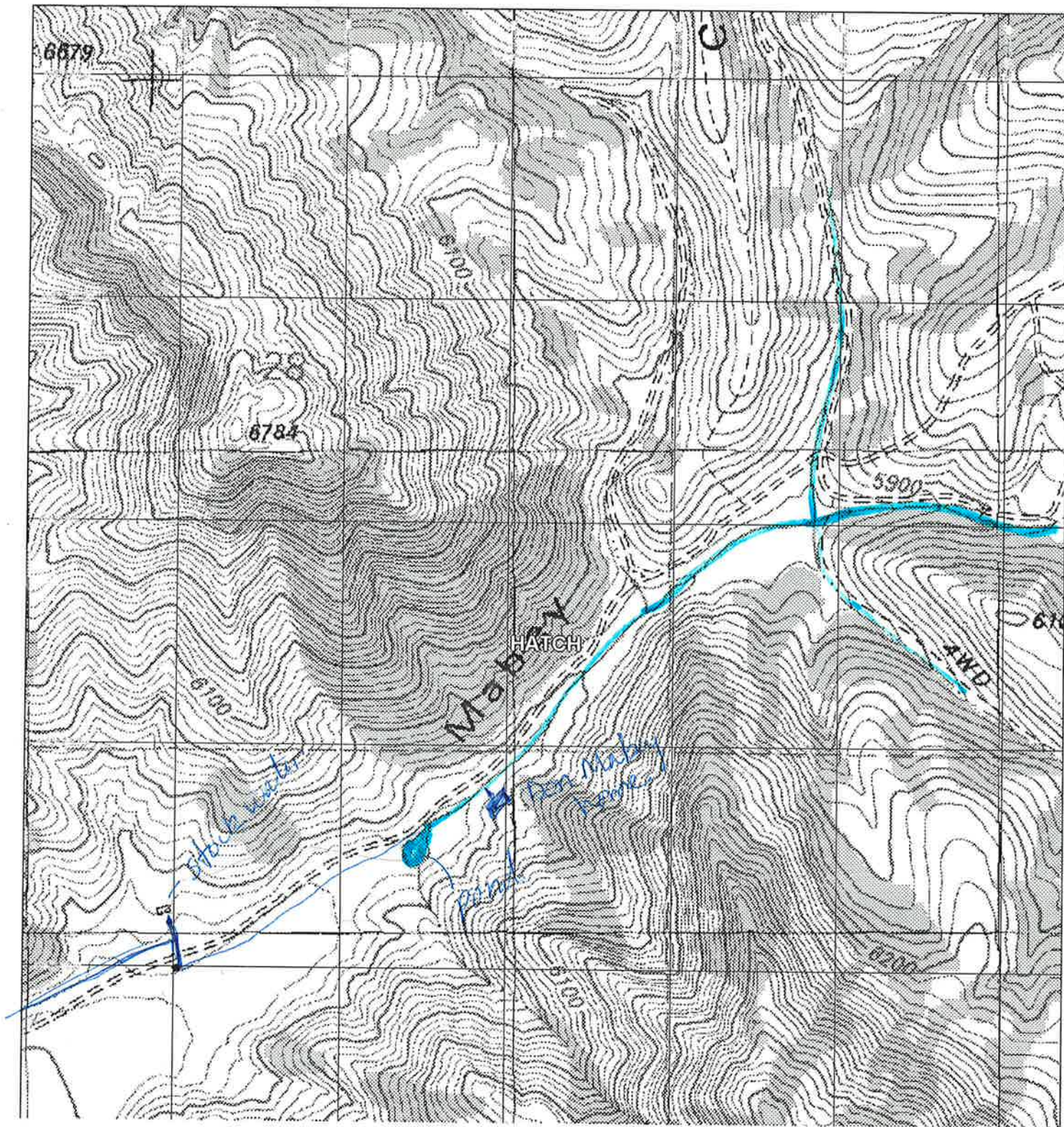
Date 9/29/86

Signature of Caribou Soil Conservation
Board of District Supervisors [Signature]

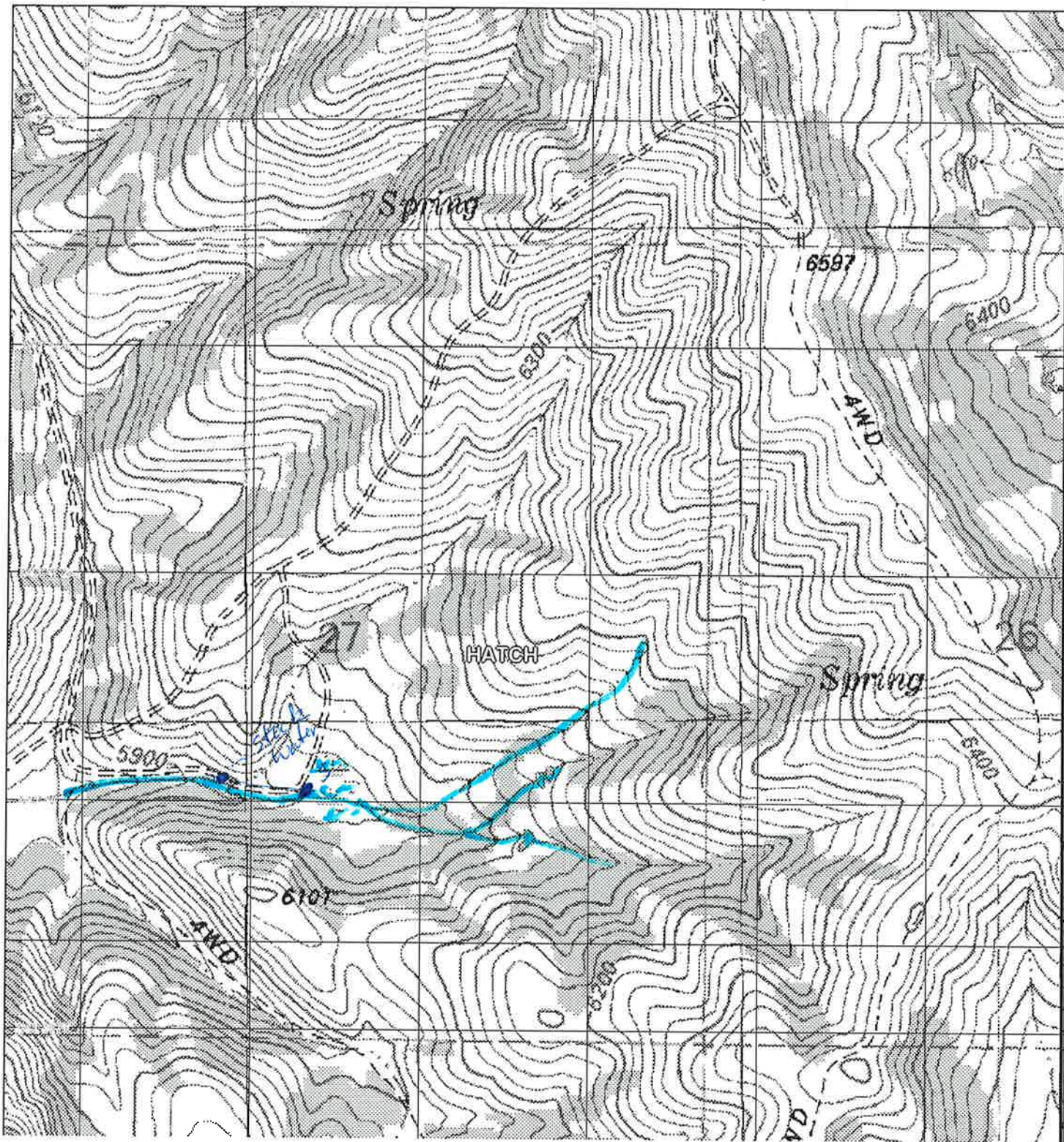
Date 9/29/86

PROFILED

SOIL CONSERVATION DISTRICT
MAR 27 2003



SCANNED
MAR 21 2006



WR5809NP
No. 29-04173

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J. EMERSON MABEY BANCROFT ID 83217	04/22/1892	IRRIGATION	04/01 11/01	1.200 CFS	
TOTAL DIVERSION:					1.200 CFS	

Water Source: MONROW SPRINGS

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T07S R40E S33

NWNE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07S	40E	33	:		10	20		:	10			20	:					:						60.0
																							TOTAL ACRES	60.0

Pou County: CARIBOU

Dates: App. Received: Priority Date: 04/22/1892
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Audit: 03/12/85 05/22/88 CONVERT

no div. rate.
on stream or off stream.
needs diversion rate (cfs)

INT 21233
SCANNED

IDAHO
CARIBOU
Report ID: FSA-156EZ-R001

U.S. Dept. of Agriculture
Farm Service Agency
Abbreviated 156 Farm Record

FARM 1230
Prepared: 01/24/2002
Crop Year: 2002
Page: 1

OPERATOR: Name & Address	FARMLAND	CROPLAND	AG USE LAND	EFF AG USE LAND	FARM DESCRIPTION	STATUS
J EMERSON & ADA MARIE FAMILY TRUS PO BOX 130 BANCROFT	1071.0	336.9	336.9	23.8	NONE	ACTIVE
ID 83217 0130						

FARMS ASSOC. WITH OP: 1229

OTHER PRODUCERS ASSOCIATED WITH FARM:
NONE

CRP Cropland: 313.1 CRP MPL: .0
CRP Contract No.: 415
RECON. REF. NO.: A00339 FAV HISTORY: N

CROP	CONTRACT ACREAGE	DBL.CROP AVG.	CRP REDUCTION	CRP PENDING	PYMT YLD
WHEAT	23.8	.0	.0	.0	30

No. of Tracts: 1 Year: 2002

TRACT NO.	FARMLAND	CROPLAND	AG USE LAND	CRP CROPLAND ACRES	WBP ACRES	EFF AG USE	CRP MPL ACRES
1856	1071.0	336.9	336.9	313.1	.0	23.8	.0

CROP NAME	PFC ACRES	PFC TRACT YIELD	CRP-15 REDUCTION ACRES	CRP TRACT YIELD	CRP PENDING ACRES	AVG DBL-CROPPED ACRES
WHEAT	23.8	30	0.0	0	0.0	0.0

Photo Grid Descr: T 765 7-40-22,27,31,32,33,34 Map E8B, D9B, E9A, E10A HEL 027 A027 WL CW FW PC AW MW PCW MG RW CWTE CWNA
Y Y Y N N N N N N N N N N N N N
OWNER 1 - J EMERSON & ADA MARIE FAMILY TRUS

T7S R40E Sec. 22, 27, 31, 32, 33, 34

SCANNED
MAR 21 2005

CRP-1
(01-30-97)U.S. DEPARTMENT OF AGRICULTURE
Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

7. COUNTY OFFICE ADDRESS AND PHONE NO. (area code)

Caribou County FSA
159 E 2 S, #1
Soda Springs ID 83276

1. ST. & CO. CODE & C/D

16 029

2. SIGN-UP NUMBER

15

3. CONTRACT NUMBER

150 415

4. ACRES FOR ENROLLMENT

313.1

5. FARM NUMBER

1230

6. TRACT NUMBER(S)

1856

8. OFFER (Select one)

STANDARD

9. CONTRACT PERIOD

ENVIRONMENTAL PRIORITY

FROM (M/D/Y) TO (M/D/Y)

10-1-97 9-30-2007

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "Owner", "Operator", and "Tenant", respectively) on the farm identified above. The undersigned person or persons may hereafter collectively be referred to as "the Participant." The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") for the stipulated contract period from the date the Contract is executed by the CCC or other use set by CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2; and if applicable, CRP-15 and CRP-1 Continuation.

10. OFFER FOR PERMISSION TO ALLEY CROP

In order to participate in CRP under CP19, Alley Cropping, I/we submit an offer of \$ _____ per acre reduction, from the amount specified in item 11A, in the annual rental payments for permission to produce agricultural commodities on eligible acres in accordance with the provisions for alley cropping set out in the applicable regulations. I/we understand that for each year of the CRP contract the annual rental payment will be reduced by the amount agreed to above, which reduction must be a reduction of at least 50 percent in the annual rental payment.

11A. Rental Rate Per Acre

\$ 40.00

12. Identification of CRP Land

B. Annual Contract Payment

\$ 12,524.00

A. Tract No.

B. Field No.

C. Practice

D. Acres

E. Total C/S

C. First Year Payment

\$ n/a

1856

1

CP-10

91.5

0

(Item 11C applicable only to continuous signup when the first year payment is prorated.)

1856

2

CP-10

22.1

0

1856

3

CP-10

12.6

0

13. OWNERS, OPERATORS, AND TENANTS

A. OPERATOR NAME AND ADDRESS

Ada Marie Mabey

PO Box 130

Bancroft, ID 83217

B. OWNER NAME AND ADDRESS

C. NAME AND ADDRESS

SOCIAL SECURITY NUMBER

520 07 6861

SIGNATURE

DATE

100%

Ada Marie Mabey

3/19/97

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

%

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

%

14. CCC USE ONLY - Payments according to the shares are approved.

SIGNATURE OF CCC REPRESENTATIVE

DATE

NOTE:

The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985, (Pub. L. 99-198), as amended, and regulations promulgated at 7 CFR PART 1410 and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 651, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.

Federal Agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information is estimated to average 4 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, (OMB No. 0560-0125), STOP 7630, Washington, D.C. 20250-7630. RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, age, sex, marital status, or disability.

☐ Original - County Office Copy ☐ Owner's Copy ☐ Operator's Copy ☐ NRCS Copy

MAR 21 2006

U.S. DEPARTMENT OF AGRICULTURE
Soil Conservation ServiceSCS-CPA-11
(3-86)

PAGE

1 of 2

CONSERVATION PLAN
SCHEDULE OF OPERATIONS

1. NAME 2. COUNTY 3. STATE 4. CONTRACT OR AGREEMENT NO. 5. TOTAL ACRES UNDER CONTRACT

Emerson MABey

Caribou

Idaho

141.4 ac

ITEM NO.	FIELD	PLANNED CONSERVATION TREATMENT (Record of Decisions)	ESTIMATED AMOUNT (UNITS)	COST BASIS \$	COST-SHARE RATE %	COMPLETION SCHEDULE AND ESTIMATED COST-SHARE BY YEAR (For Noncost-Share Items Show Units)					REF. NO.
						19 87	19 through	19	19 96		
6	7	8	9	10	11	12	13	14	15	16	17
		Conservation Treatment				\$	\$	\$	\$	\$	
		Unit #1: Fields									
1	CTU # 1	CP1 - Pasture & Hayland									
		Planting									
		Seeding or	148.8	\$ 6.00	FR					Contract period October 1, 1987	
		Seedbed Preparation	141.4	\$16.00	FR	\$2262 ⁰⁰				through September 30, 1996	
		& Seeding									
		Seed	141.4	\$60.00	50 AM	\$4242 ⁰⁰					
2	CTU # 1	Upland Wildlife Habitat									
		Management	141.4	N/C	N/C	1989				Through September 30, 1996	
		These fields will not be harvested or grazed for the duration of the contract. All fences will be maintained annually if livestock are present.									

MR. 21220

FOOTNOTES

U.S. DEPARTMENT OF AGRICULTURE
Soil Conservation ServiceSCS-CPA-11B
(3-86)

PAGE

2 OF 2CONSERVATION PLAN
SCHEDULE OF OPERATIONS

NOTE

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 522a). The authorities for requesting the information to be supplied on this form are: 16 U.S.C. 590a-f (Soil and Water Conservation); 16 U.S.C. 590h(b) (Agriculture Conservation); 16 U.S.C. 590p(b) (Great Plains); 30 U.S.C. 1236 et seq. (Rural Abandoned Mine Reclamation); 33 U.S.C. 1288 et seq. (Rural Clean Water); The Food Security Act of 1985, Public Law 99-198; and the regulations promulgated thereunder. The information requested is necessary for the development and implementation of a conservation, reclamation or water quality plan as the basis for satisfying program eligibility and compliance requirements, and for providing technical assistance and/or cost-sharing under the previously mentioned authorities. Furnishing this information is voluntary; however, failure to furnish correct, complete information will result in the withholding or withdrawal of such technical or financial assistance. The information may be furnished to other USDA agencies, the Internal Revenue Service, the Department of Justice, or other State or Federal law enforcement agencies, or in response to orders of a court, magistrate, or administrative tribunal.

1. NAME <i>Emerson Mabe</i>		2. COUNTY <i>CARIBOU</i>		3. STATE <i>Idaho</i>		4. CONTRACT OR AGREEMENT NO.		5. TOTAL ACRES UNDER CONTRACT <i>141.4 ac</i>			
ITEM NO.	FIELD	PLANNED CONSERVATION TREATMENT (Record of Decisions)	ESTIMATED AMOUNT (UNITS)	COST BASIS	COST-SHARE RATE %	COMPLETION SCHEDULE AND ESTIMATED COST-SHARE BY YEAR (For Noncost-Share Items Show Units)					REF. NO.
						19	19	19	19	19	
6	7	8	9	10	11	12	13	14	15	16	17
		Total Cost-Share by Year:				\$ 6504 ⁴³		\$	\$	\$	
		Total Contract Cost-Share: \$ 6504 ⁴⁰									

- NOTES:
- A. All items numbered in column 6 must be carried out as a part of this contract to prevent violation.
 - B. When established, the conservation practices listed in column 8 must be maintained by the participant at no cost to the government.
 - C. Enter total cost per unit in column 10 unless the method of cost-share is flat rate. When flat rate, enter the amount per unit to be paid to the participant.
 - D. All cost share rates in column 11 are based on average cost with the following exceptions:
 AA = Actual costs not to exceed average cost.
 FR = Flat rate.
 NC = Non cost-shared.
 AM = Actual cost not to exceed a specified maximum.
 - E. Modifications will be referenced by number in column 17.
 - F. By signing, the participant acknowledges receipt of this conservation plan including the SCS-CPA-11 and SCS-CPA-11B and agrees to comply with the terms and conditions hereof.

18. CERTIFICATION OF PARTICIPANTS

SIGNATURE <i>E. Mabe</i>	DATE <i>6 May 87</i>	SIGNATURE	DATE	SIGNATURE	DATE
-----------------------------	-------------------------	-----------	------	-----------	------

19. REVIEWING OFFICIALS SIGNATURES

DISTRICT CONSERVATIONIST-TECHNICAL ADEQUACY CERTIFICATION <i>Robert S Clark</i>	DATE <i>6 May 87</i>	APPROVED BY (Signature of Conservation District Representative) <i>[Signature]</i>	DATE <i>6-5-87</i>
--	-------------------------	---	-----------------------

SSS-CPA-11
(3-86)

PAGE

1 OF 2

CONSERVATION PLAN SCHEDULE OF OPERATIONS

1. NAME		2. COUNTY		3. STATE		4. CONTRACT OR AGREEMENT NO.		5. TOTAL ACRES UNDER CONTRACT			
Emerson Mabey		Caribou		Idaho		87-13		281.5 Ac			
ITEM NO.	FIELD	PLANNED CONSERVATION TREATMENT (Record of Decisions)	ESTIMATED AMOUNT (UNITS)	COST BASIS \$	COST-SHARE RATE %	COMPLETION SCHEDULE AND ESTIMATED COST-SHARE BY YEAR (For Noncost Share Items Show Units)					REF. NO.
						19 87- 12	19 88-96 13	19 14	19 15	19 16	
6	7	8	9	10	11						17
T 689D T 279D		CP-1 (* FIELDS A, B, N, M, D, C)				\$	\$	\$	\$	\$	
1	*	Establishment of Permanent Introduced Grasses and Legumes.	281.5	11-5-86							
		a) seedbed preparation & seeding	281.5 Ac	\$16.00	100% AM	\$4,504.00	N/C				
		b) seed	281.5 Ac	\$60.00	50% AM	\$8,445.00	N/C				
		(See Attached Pasture and Hayland Planting Specification)									
2	*	Wildlife Upland Habitat Management (See Attached Wildlife Upland Habitat Management Specification)	281.5 Ac	N/C	N/C	281.5 Ac	281.5 Ac				

CONSERVATION PL/
SCHEDULE OF OPERATIONS

2 OF 2

NOTE

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 522a). The authorities for requesting the information to be supplied on this form are: 16 U.S.C. 590a-f (Soil and Water Conservation); 16 U.S.C. 590h(h) (Agriculture Conservation); 16 U.S.C. 590p(b) (Great Plains); 30 U.S.C. 1236 et seq. (Rural Abandoned Mine Reclamation); 33 U.S.C. 1208 et seq. (Rural Clean Water); The Food Security Act of 1985, Public Law 99-198; and the regulations promulgated thereunder. The information requested is necessary for the development and implementation of a conservation, reclamation or water quality plan as the basis for satisfying program eligibility and compliance requirements, and for providing technical assistance and/or cost-sharing under the previously mentioned authorities. Furnishing this information is voluntary; however, failure to furnish correct, complete information will result in the withholding or withdrawal of such technical or financial assistance. The information may be furnished to other USDA agencies, the Internal Revenue Service, the Department of Justice, or other State or Federal law enforcement agencies, or in response to orders of a court, magistrate, or administrative tribunal.

1. NAME		2. COUNTY		3. STATE		4. CONTRACT OR AGREEMENT NO.		5. TOTAL ACRES UNDER CONTRACT			
Emerson Mabey		Caribou		Idaho		87-13		281.5 Ac			
ITEM NO.	FIELD	PLANNED CONSERVATION TREATMENT (Record of Decisions)	ESTIMATED AMOUNT (UNITS)	COST BASIS	COST-SHARE RATE %	COMPLETION SCHEDULE AND ESTIMATED COST-SHARE BY YEAR (For Noncost-Share Items Show Units)					REF. NO.
						1987	19 88-96	19	19	19	
6	7	8	9	10	11	12	13	14	15	16	17
		Total Cost-Share by Year:				\$ 12,949.00	\$	\$	\$	\$	
		Total Contract Cost-Share: \$ 12,949.00									

- NOTES:**
- A. All items numbered in column 6 must be carried out as a part of this contract to prevent violation.
 - B. When established, the conservation practices listed in column 8 must be maintained by the participant at no cost to the government.
 - C. Enter total cost per unit in column 10 unless the method of cost-share is flat rate. When flat rate, enter the amount per unit to be paid to the participant.
 - D. All cost share rates in column 11 are based on average cost with the following exceptions:
 - AA = Actual costs not to exceed average cost.
 - FR = Flat rate.
 - NC = Non cost-shared.
 - AM = Actual cost not to exceed a specified maximum.
 - E. Modifications will be referenced by number in column 17.
 - F. By signing, the participant acknowledges receipt of this conservation plan including the SCS-CPA-11 and SCS-CPA-11B and agrees to comply with the terms and conditions hereof.

18. CERTIFICATION OF PARTICIPANTS

SIGNATURE	DATE	SIGNATURE	DATE	SIGNATURE	DATE
Emerson Mabey	9/15/86				

19. REVIEWING OFFICIALS SIGNATURES

DISTRICT CONSERVATIONIST-TECHNICAL ADEQUACY CERTIFICATION	DATE	APPROVED BY (Signature of Conservation District Representative)	DATE
John H. Hendricks	9/15/86	David Madorsky	9-18-86

NS 40E

+

25730
3631

1230
T. 1856

T. 766
1227

1227
T. 1859

20.8
3
H
E
V
4

148.1

137.5

1233

SCANNED
MAR 21 2008



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

December 28, 2001

A29-4173
Ada Marie Mabey
P.O. Box 130
Bancroft, ID 83217

REF: Snake River Basin Adjudication (SRBA)

SUBJECT: CRP Contract

Dear Claimant(s);

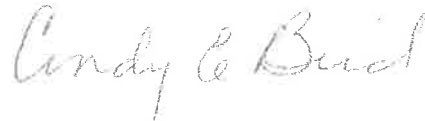
The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label has been filed in the Snake River Basin Adjudication (SRBA).

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. A field examination to verify items in the Notice will be conducted by Department personnel as soon as the weather permits. I was able to visit some of you this year before the snow arrived. While waiting for the weather to cooperate again I would like to collect some of the necessary documentation needed to recommend your claim to the SRBA court. The statute (42-104) requires the water be put to beneficial use to have a valid water right. One exception to the statute is if the land has been put into CRP. But evidence must be submitted to the Department of Water Resources to retain the water right otherwise the water right will not be recommended to the SRBA court.

If you have previously irrigated land that has been put into CRP, I would appreciate it if you could send me a copy of the contract when the land was put into CRP for my records, **by March 1, 2002. If you do not have any land in CRP please disregard this notice.** With no response from you, we will assume that you do not have any land in CRP. You may contact either the Farm Service Agency (FSA) or Natural Resource Conservation Service (NRCS) in Soda Springs at 547-4396 for a copy of the contract.

Please feel free to contact me in Soda at (208) 547-3993 if you have any additional questions. Have a safe and happy holiday.

Sincerely;

A handwritten signature in cursive script that reads "Cindy E. Bird".

Cindy E. Bird
Adjudication Bureau

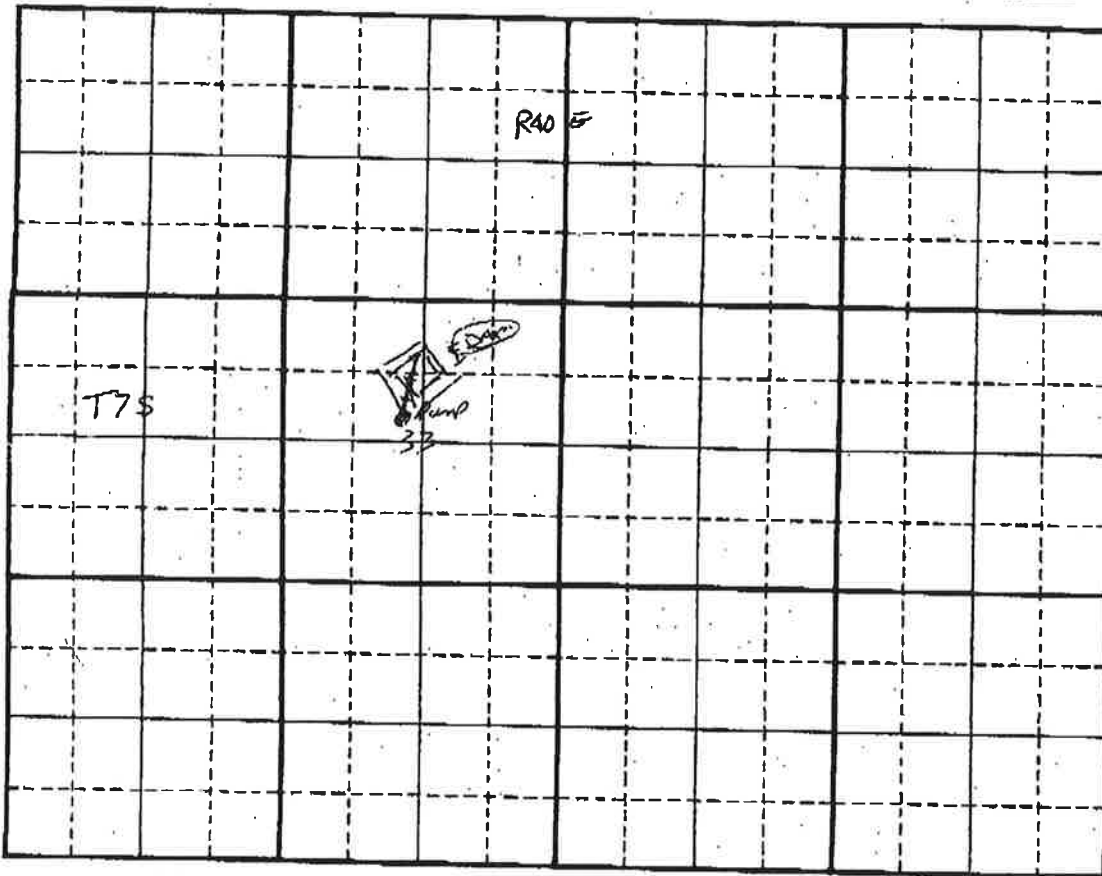
CLAIM TO A WATER RIGHT



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

Post-it [®] Fax Note	7671	Date	2/1/02	# of pages	2
To	Cindy Bird	From	Sunny Stealey		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #	547-3939	Fax #			

(8) Remarks 7 1/2 Hp Pump. Is located in SE NW 1/4 Sec. 33 Twp. 7S Rge. 40E



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 Bonn) 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 4 day of June, 19 80

Notary Public
Residing at Edna H. Fuller

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by BE Date 6/19/80
Prelim. check by SM Date 6/19/80
Published in Caribou County Sun Date 6/19 & 6/26/80
Exception filed by: 14863

Forwarded to
claimant by:

Date

SCANNED

MAY 7 2001

Ada Marie Mabey
PO Box 130
Bancroft, Idaho 83217
March 1, 1995

RECEIVED

MAR 03 1995

Department of Water Resources
Eastern District Office

Dave Carlson, Water Right Agent
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83402-1718

A29-04173 Documentation of 1992 priority of claim irrigation water in Monroe Canyon (Mabey Canyon), Caribou County

Most of the documents suggested in the pamphlet *Evidence of Priority* to substantiate the priority of a water claim cannot be produced for a priority such as that for the irrigation water in Monroe Canyon which is over one hundred years old.

The only document I am aware of dating back to 1893 relating to the claim to the water in Monroe Canyon is the NOTICE OF WATER LOCATION filed on April 22, 1892 by John Griffiths, the original owner of the first homestead in Monroe Canyon. A certified copy of that document filed in Bingham County and now on file in Caribou County is enclosed. Note that Griffiths certified that the water in Monroe Creek is diverted.

The earliest published reference to agricultural development in Monroe Canyon I am aware of is in a book *Our Fathers House* written by Charles R. Mabey, Governor of Utah from 1921 to 1925. His father, Joseph T. Mabey, purchased the homestead and water right from Griffiths in 1898. This book was published in 1947. Charles R. Mabey worked in the Monroe Canyon area in the 1890s and thus had first-hand knowledge of the development on his father's land.

Referring to the purchase he wrote on page 229: "It must also be remembered that the owner had broken up about a hundred acres of the land in the lower canyon and most of this was planted into alfalfa." (Copy of title page and page 229 enclosed)

The oldest living person I know of who has first-hand knowledge of the early use of the surface water in Monroe Canyon is Cora Mabey Barnett. A notarized affidavit from her is enclosed.

MICROFILMED

NOV 13 1990

I have ledger and journal entries by Judson A. Mabey for the period 1900 to 1910 relating to the use of the surface water in Monroe Canyon for irrigation and other documents relating to the use of the surface water in Monroe Canyon after 1910.

I believe the material enclosed is the best information available on the early development of water in Monroe Canyon and that it substantiates the 1892 priority. If you need additional information, please contact me.

Sincerely yours,

Ada Marie Mabey
Ada Marie Mabey

Enclosures:

Certified copy of Notice of Water Location

Copies of pages from *Our Fathers House*

Affidavit from Cora Mabey Barnett

MICROFILMED
NOV 13 1966

OUR FATHER'S HOUSE

JOSEPH THOMAS MABEY
FAMILY HISTORY



CHARLES RENDELL MABEY
AUTHOR

251

1947
BEVERLY CRAFTSMEN
SALT LAKE CITY

RECEIVED

MAR 03 1995

Department of Water Resources
Eastern District Office

MONOPOLIZED

NOV 13 1994

Lake, the upland slopes near Chalk Creek in Utah, the very top of the Caribou Mountain between Idaho and Wyoming, and a thousand other spots, high and low, had lured his flocks to good feed and lush pasturages. The dark days of 1893 and 1894, when ewes sold as low as \$1.00 per head and wool for 7 cents per pound, and a double bed wagon load of fruits and vegetables brought less than \$5.00 on the Salt Lake market, had passed by. The long uphill climb had been accomplished and the weary family found itself able to get out of debt, providing it disposed of its herds. This decision was made and two things grew out of it.

In a narrow mountain valley about eight miles to the northeast of Bancroft lay a beautiful plot of ground. Hemmed in on three sides by low ranges on which grew a plentiful supply of quaking aspen and sage brush, while in depressions at the head of two small canyons flourished bunch grass, other types of sage and grasses dear to the palate of the sheep, this was an ideal spot for a modern live stock ranch. A number of springs of clear cool water added to the attractiveness of the place. Father had a chance to buy a quarter section of land and the practical control of the canyon for \$1000.00, and it is needless to say that he jumped at the opportunity. He was very anxious that the two older boys, Judson and Will, who had been with him in all of the ups and downs of the sheep business should have an interest in building up a good "spread" in this place. It must also be remembered that the owner had broken up about a hundred acres of the land in the lower canyon and most of this was planted into alfalfa.

The Mabey Ranch for more than forty years has held a unique place in the industry in this part of Idaho. For it was here, after father had sold his sheep, that Judson and Will entered into a partnership, which continued for nearly a quarter of a century. Their summer range was on the Haystack Mountain out of which Pebble Creek runs; their winter quarters were on the Bancroft flats and the low hills and the valleys at the ranch. In addition to this, they also fed the sheep when the

RECORDED
NOV 13 1900

**Affidavit from Cora Mabey Barnett
505 South 1100 East
Bountiful, Utah 84010**

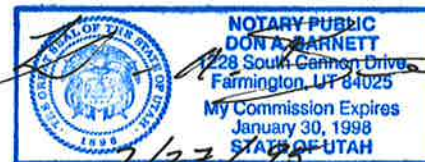
RECEIVED

MAR 03 1995

Department

I was born in 1905 and spent all or part of the summer months through 1930 at my family's ranch or on my homestead in Monroe Canyon, Caribou County, Idaho. From the time I can remember, which is about 1910, my father Judson A. Mabey used the water in the creek in Monroe Canyon to irrigate alfalfa, potatoes, and in some years other crops. Approximately 60 acres of land were irrigated.

Cora M. Barnett



REPROFILMED

NOV 13 1990

Notice is hereby given that I John Griffiths, a citizen of the United States and over the age of twenty one years do claim and appropriate 300 inches of water flowing in what is known as Monro Creek, Bingham County, Idaho. Said waters is diverted by means of a ditch about 3 ft on the bottom and 18 inches deep and is taken out of said stream about three quarters of a mile above the narrows of a canyon in which said stream flows therefrom and running in a westerly direction to the land of the undersigned about 5/8 miles. And further that I claim all the above named stream for mining, domestic and agricultural purposes, and that a notice of location has been posted on the ground of the diversion of said stream

Dated this 22nd day of April 1892

John Griffiths

Recorded at the request of John Griffiths April 22nd 1892 at 8.35 A.M. M. Patrie
Recorded
Transcribed from Book D of Water Locations page 39 Records of Bingham County Idaho.
Transcribed from Bannock County Records, Water Location Record No. 1, page 452

STATE OF IDAHO }
COUNTY OF CARIBOU }

I, Sanise Hawley, Clerk, Auditor and Recorder of Caribou County, Idaho, do hereby certify that the within and foregoing is a full, true and correct copy of the original Water Location as the same appears on file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of this office at Soda Springs, Idaho this 27th day of Feb 1895.

Sanise Hawley

Clerk, Auditor & Recorder, Caribou
County, Idaho.

RECEIVED
MAR 03 1895
Department of Water Resources
Eastern District Office

MAY 7 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: A29-04173
Date Received: 1-16-90
Receipt No: MOSS 24
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. EMERSON MABEY 208-648-7885
Address: P.O. BOX 130
BANCROFT, ID 83217
OR
Name: ADA MARIE MABEY 208-648-7885
Address: P.O. BOX 130
BANCROFT, ID 83217

2. Date of Priority: APR 22, 1892
3. Source: MABEY CANYON *USGS stream* Trib. to: SINKS
unnamed

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	40E	33	SE	NW	NE		CARIBOU

5. Description of diverting works:
DAM 9' HIGH, 200' WIDE, 400' LONG RESEVOIR, GRAVITY FEED PRESSURE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			9.20
IRRIGATION FROM STORAGE	04/15	10/15			9.20

7. Total Quantity Appropriated is:
C.F.S. (and/or) 9.20 A.F.A.

8. Total consumptive use is 92.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A29-04173

Page 1

Date: 01/16/90

MICROFILMED
NOV 13 1992

A2904173



1). Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	40E	33	NW	NE		IRR FS	12.0
			NW	NE		IRR S	
			SW	NE		IRR FS	1.5
			NE	NW		IRR FS	2.5
			SW	NW		IRR FS	10.0
			SE	NW		IRR FS	20.0

Section Acres 46.0

Total Acres	46.0
-------------	------

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
NONE

11. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

NOV 13 1992

15. 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): *[Signature]* Date: 1/16/90
_____ Date: _____

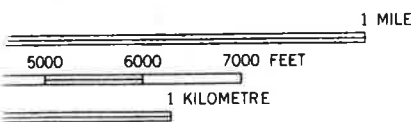
State of Idaho)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of January 19 90

[Signature]
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 7, 1994



40 E

38000m. E.

111°45'

A29-04173

MICROFILMED

NOV 13 1992

PORTNEUF SE, IDAHO
N4245-W11145/7.5
1974

ADVANCE PRINT