

06/05/2003

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

RIGHT NUMBER: 29-4321

NAME AND ADDRESS: E D SAXTON
3527 E NEIGH AND BRAY LANE
DOWNEY ID 83234

EVA M SAXTON
3527 E NEIGH AND BRAY LANE
DOWNEY ID 83234

SOURCE: YAGO CREEK

TRIBUTARY: PECK CREEK

QUANTITY: 0.040 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-4322 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.04 CFS.

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 03/20/1913

POINT OF DIVERSION:

T11S R37E S5 SWSWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T11S R37E S05 SWNE 1.8

STOCKWATER same as IRRIGATION

1.8 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO.29-4322 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 1.8 ACRES 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PORTNEUF-MARSWH
VALLEY SHARES

01/10/2003

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

RIGHT NUMBER: 29-4321

NAME AND ADDRESS: E D SAXTON
3527 E NEIGH AND BRAY LANE
DOWNEY ID 83234

EVA M SAXTON
3527 E NEIGH AND BRAY LANE
DOWNEY ID 83234

SOURCE: UNNAMED STREAM

TRIBUTARY: PECK CREEK

QUANTITY: 0.040 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-4322 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.04 CFS.

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 03/20/1913

POINT OF DIVERSION:

T11S R37E S5 SWSWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T11S R37E S05 SWNE 1.8

STOCKWATER same as IRRIGATION

1.8 ACRES TOTAL

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OF A COMBINED TOTAL OF 1.8 ACRES IN A SINGLE IRRIGATION SEASON.

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

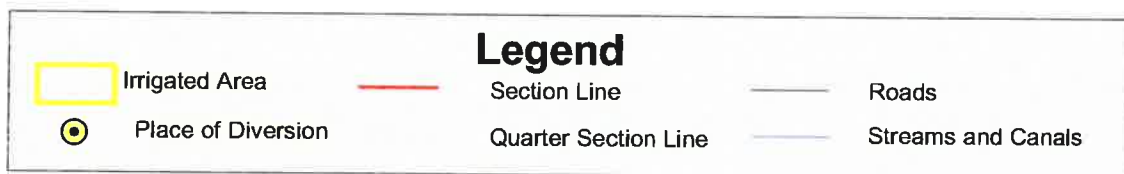
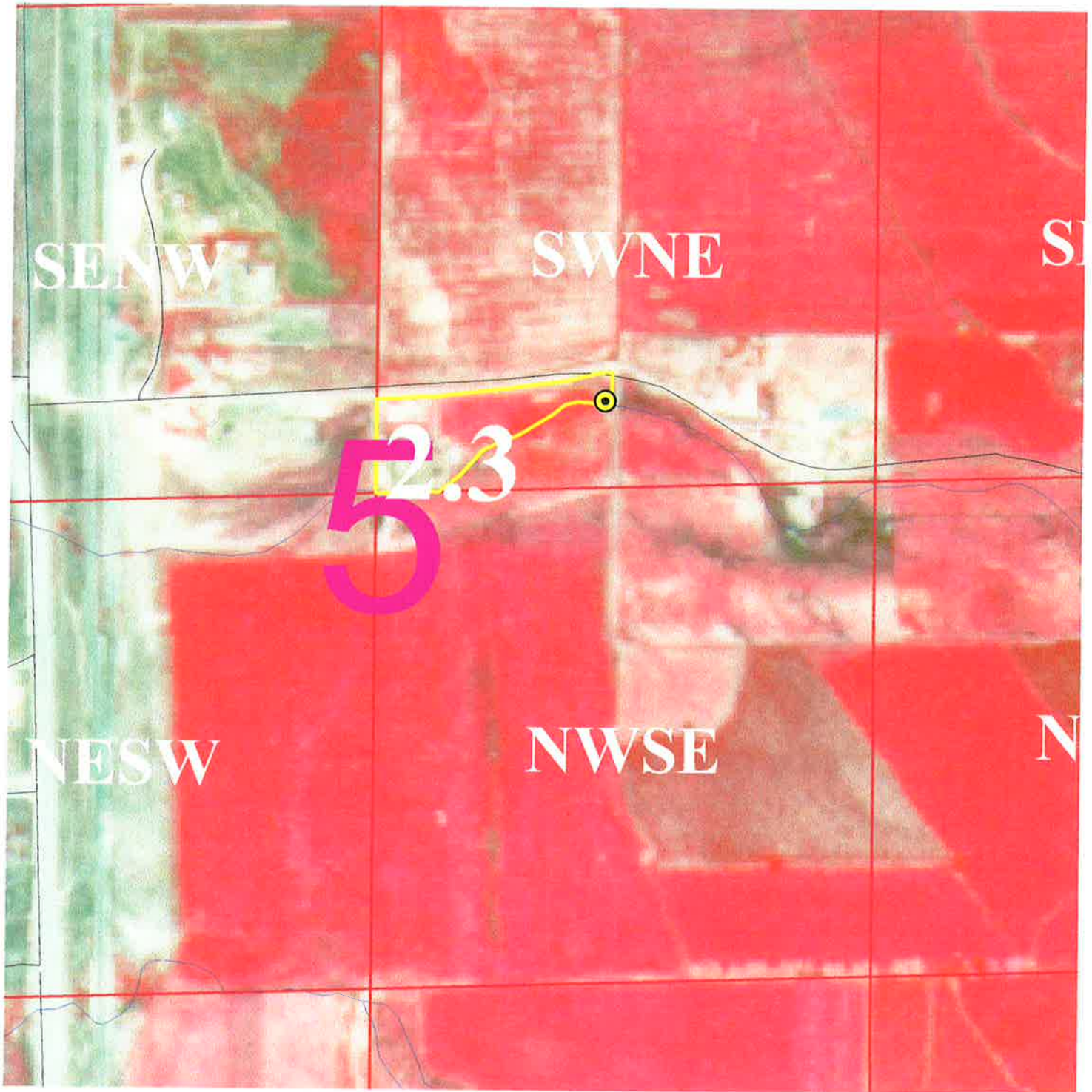
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the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
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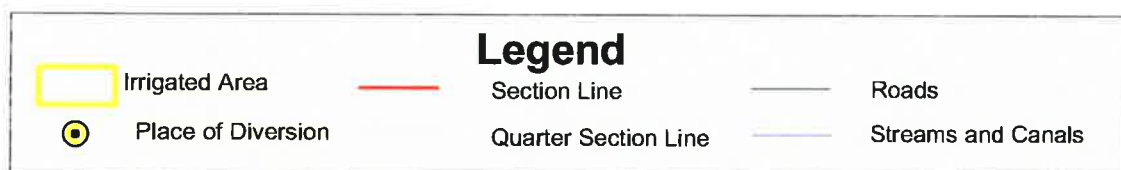
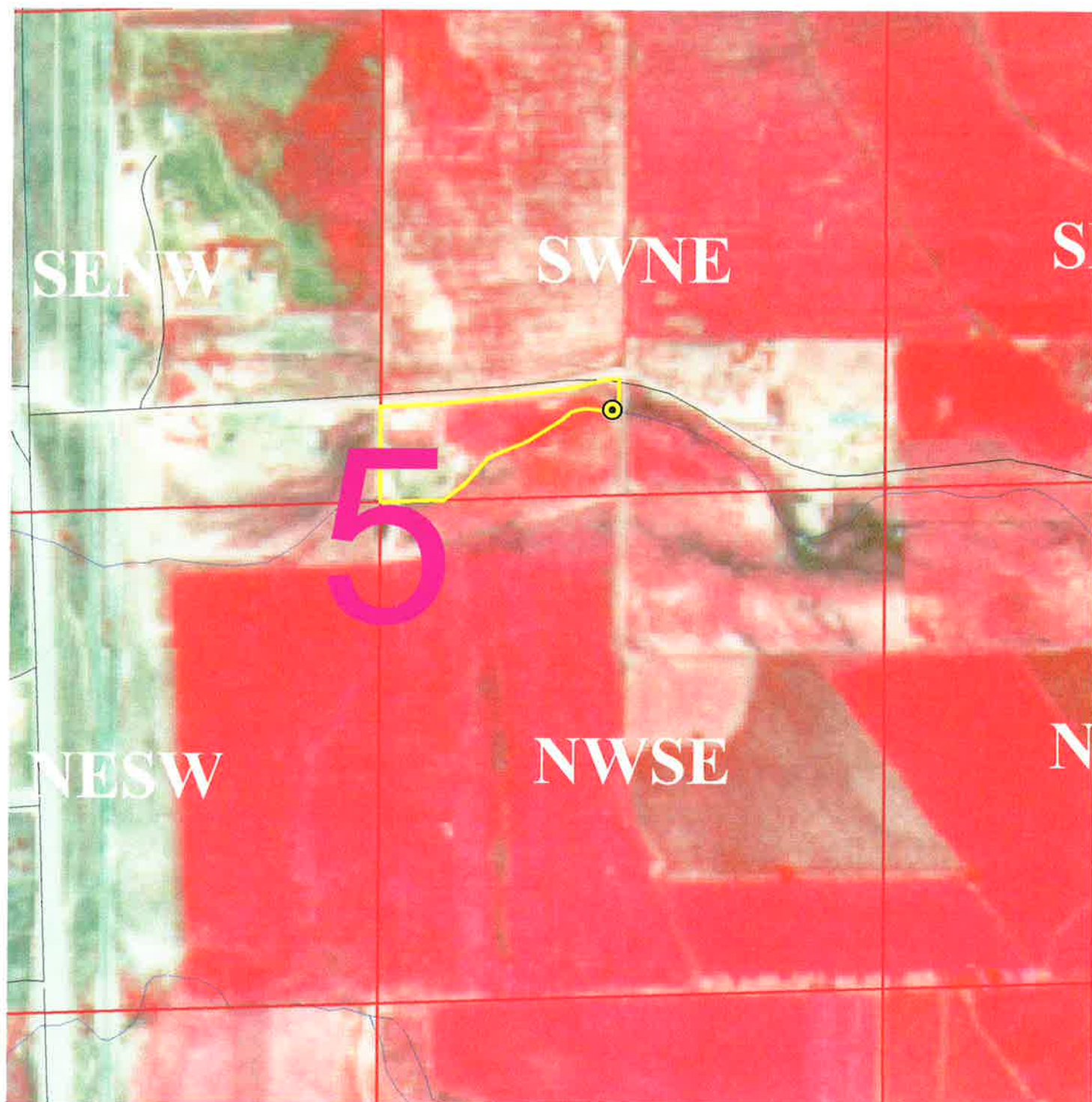
EXPLANATORY MATERIAL: Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PORTNEUF-MARSWH
VALLEY SHARES

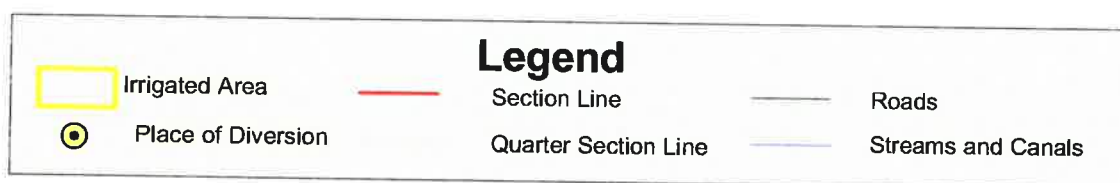
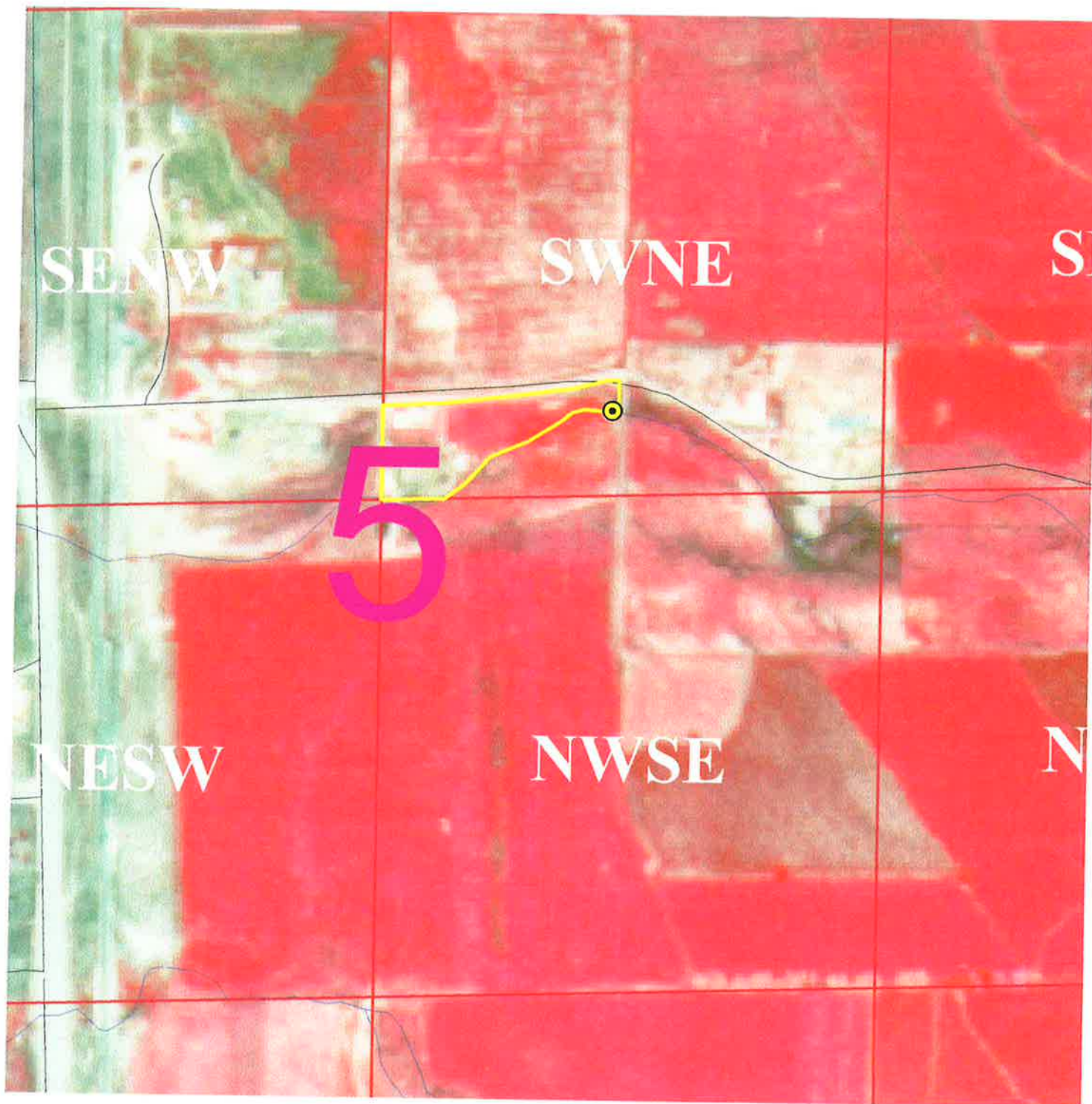
Township , 11S37E



Township , 11S37E



Township , 11S37E



02/18/2003

allen

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: 29-4322

E D SAXTON
3527 E NEIGH AND BRAY LANE
DOWNEY ID 83234
Telephone Number: (208)897-5007

EVA M SAXTON
3527 E NEIGH AND BRAY LANE
DOWNEY ID 83234
Telephone Number: (208) 897-5007

RECEIVED
MAY 19 2003
Department of Water Resources
Eastern Region

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

Priority Date 03/20/1913
Period of use irrigation 04/01-10/31 0.040
stockwater 01/01-12/31 0.020 (source) yaso creek

2. Describe the changes you wish to make in the proposed recommendation:

change Unnamed stream to yaso creek a tributary to peck creek

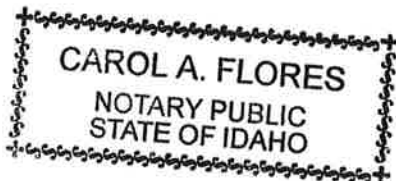
3. Give a brief explanation as to why you disagree with these portions:

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 5-12-03 SIGNATURE: E D Saxton
Please print your name: _____

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

Carol A. Flores



This is THE NOB
FOR Filing SPANISH.
DO NOT Change
Anything
APR 6/05/03
THESE ABOVE REMARKS
Apply to 29-4321
NOT 29-4322 AS
INDICATED.
Source changed to
29-4321 (only)
6/05/03 APB



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

June 4, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Mr. and Mrs. E. Saxton
3527 E. Neigh and Bray Lane
Downey ID 83234

Dear Mr. & Mrs. Saxton

I received your letter of complaint about water availability in Yago Creek. I also checked all of the Snake River Basin recommendations for rights on Yago Creek. Those recommendations are included for your information.

As you can see, you are not listed as a claimant of water on Yago Creek. I have advised you before that if you feel you have a valid claim you must take steps to come in and correct any errors on that claim.

As it is there is approximately 9.00 cfs already recommended to other users. In this short water year, there may not be enough water in Yago Creek for existing users.

If you do not take steps to file a notice of error and/or correct existing claims you have, then no recommendation will be made on Yago Creek in your name.

Sincerely,

A handwritten signature in black ink, appearing to read 'Harold W. Jones'.

Harold W Jones
Water Right Supervisor

HWJ:sc



State of Idaho

Department of Water Resources

Eastern Region



500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 Feet

Water Right(s):
29-04321, 29-4322

Place of Use: (part of): T11S, R37E
Sec. 5 SWNE

Point(s) of Diversion: T11S, R37E
Sec. 5 SWSWNE (spring)
Sec. 5 SWSWNE (unnamed stream)



LEGEND

- Point of Diversion
- SESE Place of Use
- Section
- Quarter-Quarter

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 29-10808 (PD ISSUED)
29-04321
29-04322

[] Name(s): E.D. AND EVA M. SAXTON

[] Old Mailing Address: 4692 BURROE DR
CHUBBUCK ID 83202

[] New Mailing Address: 3527 E NEIGH AND BRAY LN
DOWNNEY ID 83234

Telephone Number: (208) 897 - 5007

[] Signature(s) of Owner(s) Elmer D. Saxton

(Include your title if on behalf of company or organization)

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JAN 07 2003

Department of Water Resources
Eastern Region

Date:

SCANNED

MAR 24 2006

PROFILED

20 December 2002

Mrs Eva Saxton
3527 E Neigh and Bray Lane
Downey ID 83234

Re: Required documents for 29-10808, 29-04321 & 29-04322

Dear Mrs. Saxton;

I have enclosed several documents that require completion. I will explain each here.

First: The **Change in Address**..... Please sign and date as flagged.

Second: The **Notice of Change of Water Right Ownership form** ... sign and date as flagged. **You must attach a copy of the property deed to this document.** Please note the highlighted areas only.

Third: You must **provide documentation supporting the claimed 1913 priority date for 29-04321 and 29-04322.** Supporting documents can be in the form of a statement, an affidavit, homestead documents, deeds (that reference water rights). The statement or affidavit must specifically reference personal knowledge of the water use on the lands, the earliest date known, and the source of the water. Any person making testimony of a statement or affidavit must sign the document and any affidavit must be signed before a Notary Public.

I have also enclosed an unofficial copy of the Partial Decree (29-10808) issued for your house well. Please keep this for your records.

PROFILED

SCANNED
MAR 24 2006

If you have any questions please do not hesitate to contact me. We are nearing completion of our work in your area and required documentation must be in the file for a favorable recommendation.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

Cc; file

Enclosures; Change of address form
Change of water right ownership form
Unofficial Partial Decree 29-10808

SCANNED
MAR 24 2006

20 September 2002

**E D SAXTON
4692 BURLEY DR
CHUBBUCK ID 83202**

Re: Disallowed Recommendation to Water Right 29-04321 Claim

Dear Mr Saxton;

On June 25, 2002, you were sent a letter (copy enclosed) requesting evidence of priority for the above referenced water right claim. To date, there has been no response; therefore, the above referenced claim is being recommended as Disallowed to the SRBA court.

Please contact this office if you have any questions regarding this matter.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

Cc; file

Enclosures; Letter (copy) dated June 25, 2002, Requesting Evidence of Priority
Copy 29-04321 claim

PROFILED

SCANNED
MAR 24 2005

29-04321 Stat. Claim BY

I. IS THERE A PLACE CALLED CHUBBICK OR IS IT CHUBBUCK
PER TELEPHONE BOOK - NO LISTING OF A PLACE CALLED
CHUBBICK $\Rightarrow$ CHUBBUCK

$\rightarrow$ II. NO MEASURES REQ'D $\Rightarrow$ < 0.20 (CLAIMS 0.04) ALTHOUGH,
ENTROPID DID DO A MEASURE OF SOME TYPE.

2. ENTROPID'S DOC TALKS OF STOCKWATER - HOWEVER,
CLAIM DOES NOT INDICATE STOCK USE.

III. LIKELY, IF THIS IS A VALID CLAIM THE SOURCE
NAME IS YAGO CREEK NOT UMANNO STREAM
SEE USGS QUART CC-41 - YAGO CR BECOMES AN
INTERMITTENT STREAM AFTER THE INTERSECTION W/ PONTREAU
MANSU VALLEY CANAL.

PROFILED

SCANNED

MAY 24 2006

GPS TAG #AD012564 PLACED BY
INTREPID ENGINEERING FOR THE
UNNAMED STREAM UNDER CLAIM #
29-04321.



29-04322. FILED BY BENNETT FARMS,
4/9/1990, FOR SPRING (SHOWN ABOVE).

BENNETT FARMS NO LONGER OWNS
THE LANDS. A CO IS NEEDED FROM
THE SALTON'S. NO GPS TAG

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SCANNED
MAR 24 2006

FIELD BY AM AND
DISCUSSION w/ MRS
SALTON 11/14/02
PBR



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID 29 4321
POD ID 202926
Quad Downey West
Claim Type S-1
Easting 651508
Northing 156812
GPSID A0012564

Diversion Description

Timber bridge over stream for stockwater.

Assumptions

Slope, and water could be backed up with plastic dam for pump, but probably not flood irrigation.

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 202926 01.JPG POD ID 202926 03.JPG

POD ID 202926 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

18

10/24/01

9.07

0.890416987748046

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 1

Depth 0.25

☐ Rectangular Channel

Width

Depth 0.25

Flow Calculation

☐ Continuity

Velocity

0

☐ Orifice

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

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☒ Manning

(If used, include photo of representative channel section)

Channel Slope 0.05

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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June 25, 2002

E.D. SAXTON
4692 BURLEY DR
CHUBBUCK ID 83202

RE: EVIDENCE OF PRIORITY FOR 29-04321

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 29. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim 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 Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by 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.**

This water right claim shows a Priority Date of March 20, 1913. The source is an unnamed stream tributary to Peck Creek.

It is important that each element of the Notice of Claim be verified. 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 provided a printout of your Notice of Claim and 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**".

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SCANNED
MAR 24 2006

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding Claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim 29-04321

SCANNED

MAR 24 2006

MAY 24 2001

Log for claim A29-04321

Spatial Dynamics TWB

5/26/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	5	SWNE	1	2.3	
Totals:			1	2.3	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

CLAIM TO A WATER RIGHT

AMENDED



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 E. D. or Eva M. Saxton

(Name of Claimant)

Rt. #1, Box 77, Downey, ID 83234

(Mailing Address)

Telephone No. 897-5190

(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) March 20, 1913

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)

Stream tributary to Peck Creek

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) 0.04 cfs TOTAL QUANTITY USED.

(cfs, af)

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

SW ¼ NE ¼, Sec. 5 Twp. 11S Rge. 37E 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. Headgate to ditch for flood irrigation, 1978 developed sprinkler system from ditch and stream

- (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	
11S	37E	5			1.5														1.5

No. of acres 1.5

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

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

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

MICROFILMED

Amended Copy

AJ5809NP
No. A29-04321

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 116

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	E D SAXTON	03/20/1913	IRRIGATION	04-01 11-01	0.040 CFS	
C	EVA M SAXTON					
	4692 BURLEY DR					
	CHUBBUCK ID 83202			TOTAL DIVERSION:	0.040 CFS	
	(208) 237-4314			CONSUMPTIVE USE:		4.50 AFA

Water Source: UNNAMED STREAM

Tributary to: PECK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11S R37E S05

SWSWNE

BANNOCK 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		
11S	37E	5	:				01	:					:					:						
																							TOTAL ACRES	1.8

POU County: BANNOCK

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10808 A29-04322 A29-10808

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00052 A29-00053 A29-00589 A29-04060 A29-04322

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 03/28/90 BAUMHOFF 07/20/94 THOMPSON 03/29/95 POST-STD

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 29-4321
Date Received: 3/28/1990
Receipt No: M006393
Received By:
AMENDED

AMENDED

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

1. Name of Claimant(s)

EVA M SAXTON Phone: (208)237-4314

4692 BURLEY DR
CHUBBUCK ID USA 83202

E D SAXTON Phone: (208)237-4314

4692 BURLEY DR
CHUBBUCK ID USA 83202

2. Date of Priority: 03/20/1913

3. Source: UNNAMED STREAM Trib. to: PECK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	37E	5	SW SW NE	BANNOCK	

5. Description of diverting works:

DAM, DITCHES, SPRINKLERS & 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	0.04	
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

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Department of Water Resources
Eastern Region

9. Non-irrigation uses:
Number of other uses: 4

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	37E	5	SW	NE	IRRIGATION	1.8
Section Acres						1.8
Total Acres						1.8

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:

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Edward D. Saylor Date: 1-6-03

Date:

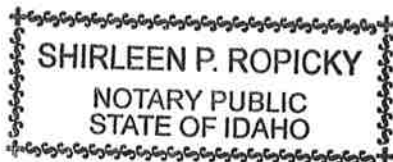
State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 6th
of January 20 03 Shirleen P. Ropicky

Notary Public

Residing at Paatele

My commission Expires 12-17-06



MAY 24 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: A29-04321
Date Received: 3/28/1990
Receipt No: 1006393
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: E. D. SAXTON
Address: 4692 BURLEY DR.
CHUBBICK, ID

208-237-4314

OR

Name: EVA M. SAXTON
Address: 4692 BURLEY DR.
CHUBBICK, ID

83202

208-237-4314

83202

2. Date of Priority: MAR 20, 1913

3. Source: UNNAMED STREAM

Trib. to: PECK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	5	SW	SW	NE		BANNOCK

5. Description of diverting works:
DAM, DITCHES, SPRINKLERS & 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	0.040		

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

A.F.A.

8. Total consumptive use is

4.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A29-04321

Page 1

Date: 03/28/90

A2904321



MICROFILMED
NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	5	SW	NE		IRR	1.8
Section Acres							1.8
Total Acres							1.8

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): E.D. Sauton Date: March 28
Eva M. Sauton Date: 3-28-90

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of March 19 90

Anna Baumhoff
Notary Public

Seal

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

EAS FILE CORP. IRVINE, CA

EFH 24

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A29-04321

1.8 Acres

R36E

R37E

T11S

POD

DOWNEY WEST ORTHOPHOTOQUAD
IDAHO

510,000 FEET 112° 7'

