

01/02/2003

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

RIGHT NUMBER: 29-10176

NAME AND ADDRESS: DEAN SMITH
826 WOOD RD
BANCROFT ID 83217

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS
350.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 29-2429 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.04 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1114 AF.

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION:

T07S R39E S9 SESWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.000 CFS 350.00 AFY

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R39E S09	SWNE	40.0	T07S R39E S09	SENE	40.0
T07S R39E S09	SENW	20.0			

100 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-2429 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 331 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.

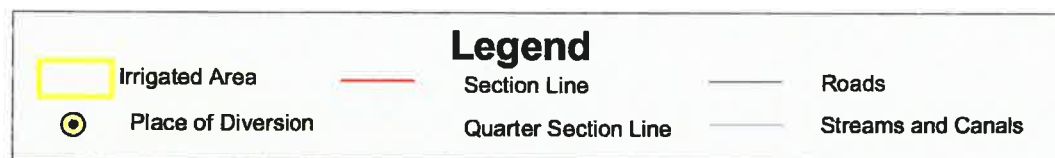
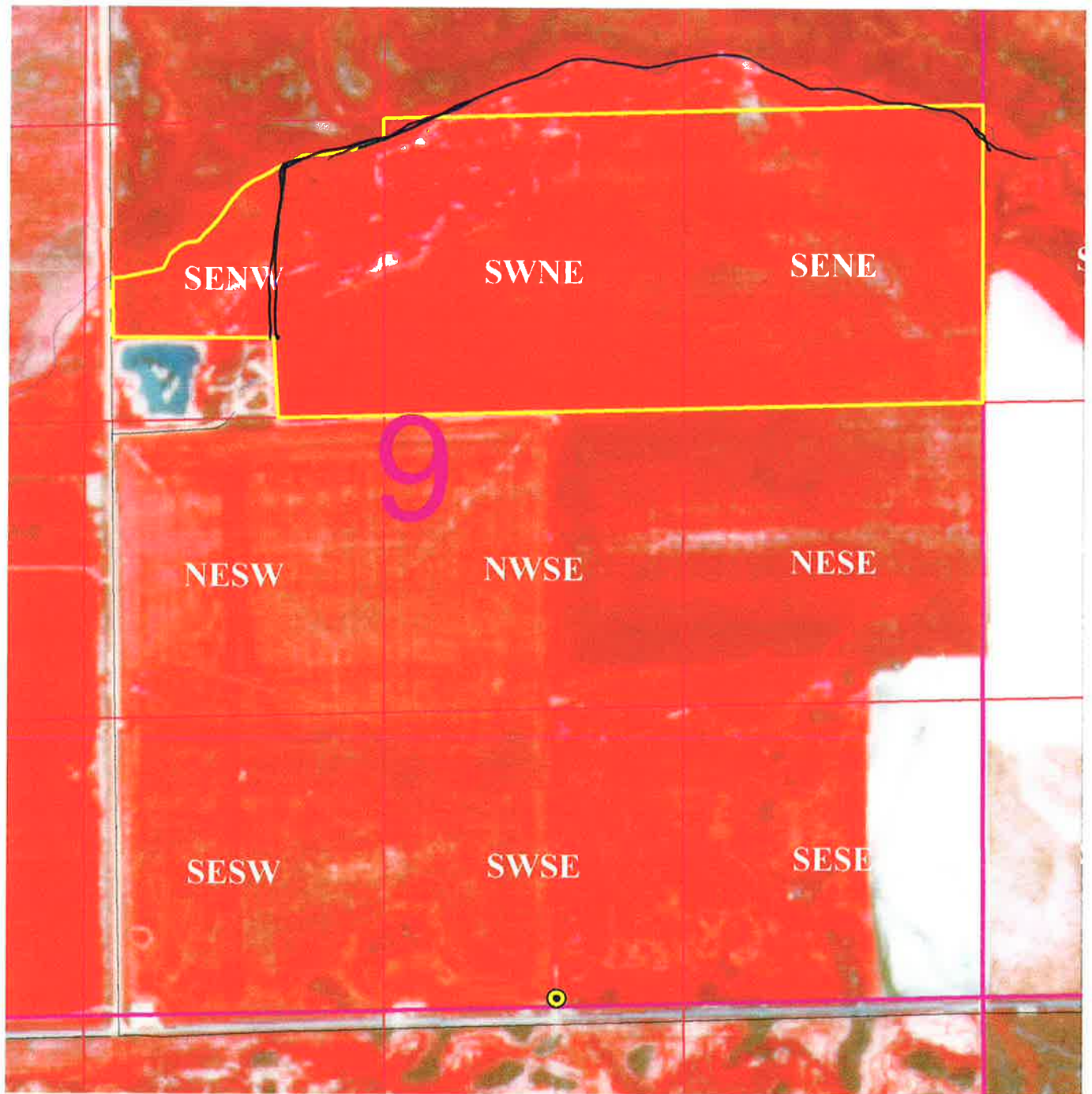
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 29-2429
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

RIGHT NO. 29-2429 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

THIS RIGHT IS FOR AN ENLARGEMENT OF 100 ACRES WITHIN THE PLACE
OF USE DESCRIBED FOR THIS RIGHT.

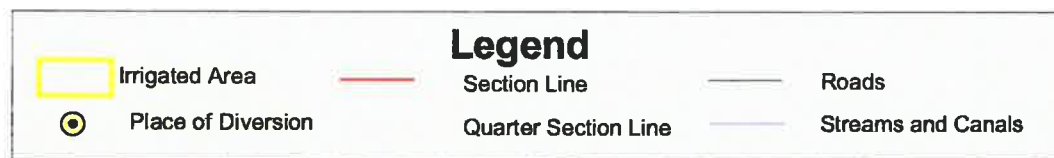
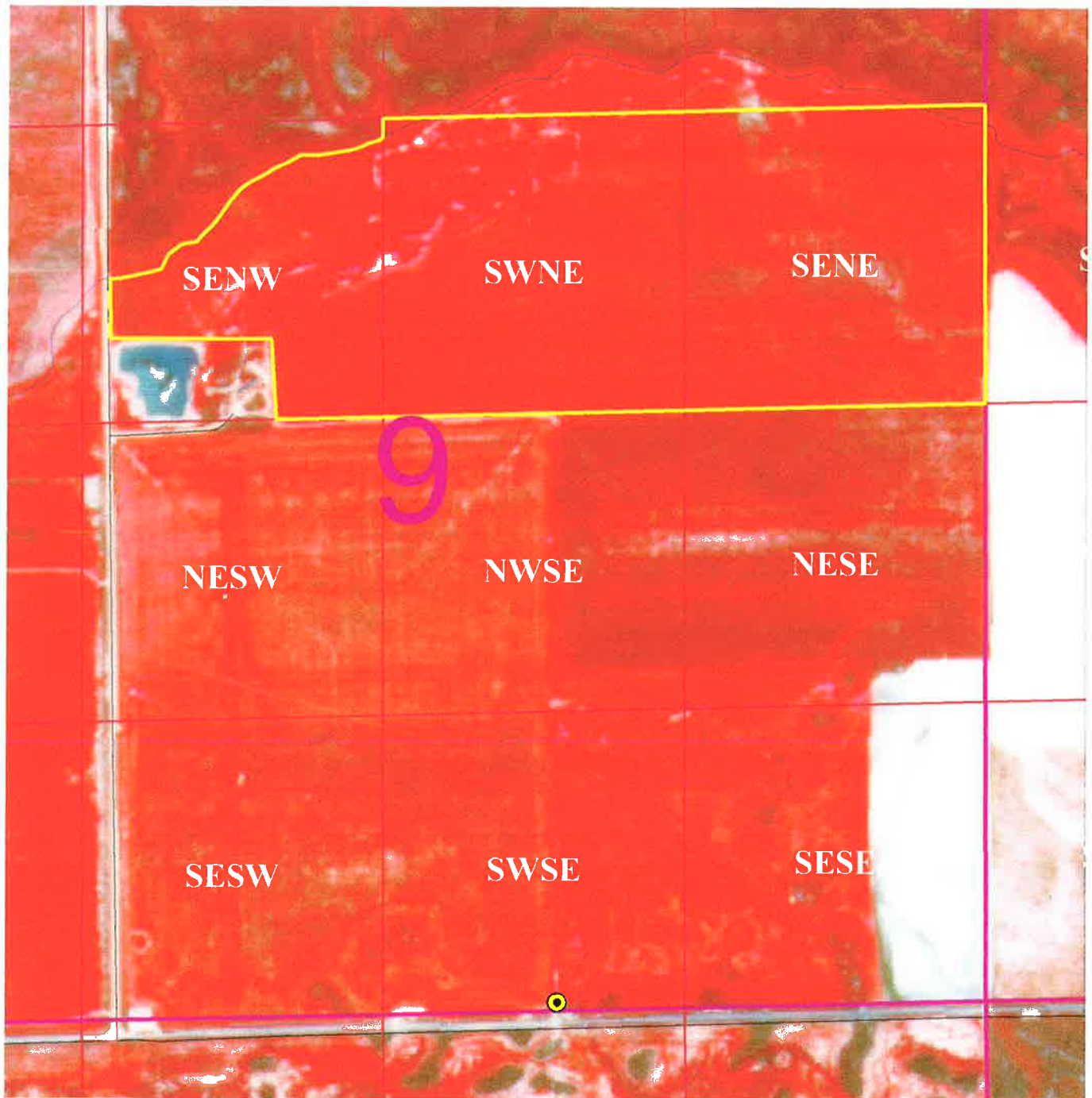
Township , 7S39E



300 0 300 600 Feet



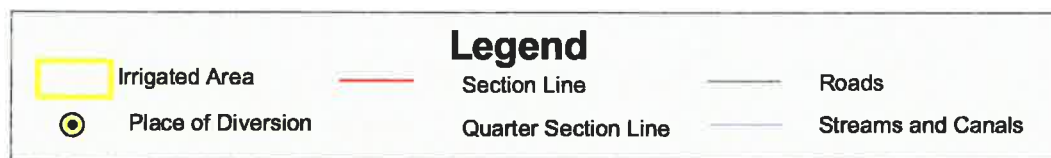
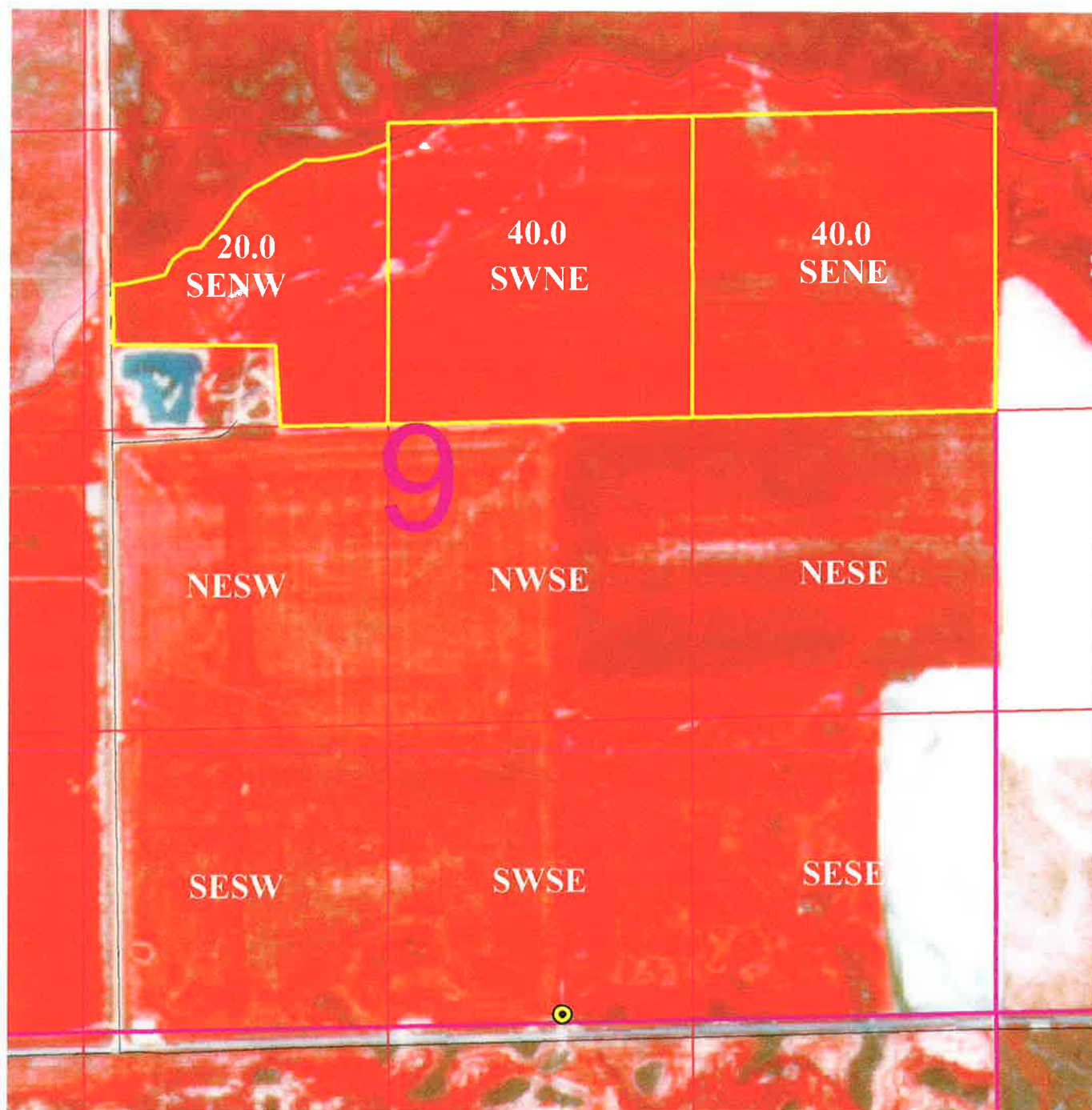
Township , 7S39E



300 0 300 600 Feet



Township , 7S39E



300 0 300 600 Feet



MAY - 7 2001

#150

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: A29-10176

Date Received: 1/18/1990

Receipt No: _____

Received By: _____

29-2429

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN SMITH
Address: WOOD RD.
BANCROFT, ID

208-648-7330

83217

2. Date of Priority: JUN 21, 1960

3. Source: GROUNDWATER

Trib. to: *Same as*

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	39E	9	SW	SE			CARIBOU

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

A.F.A.

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

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	39E	9	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SE	NW		IRR	20.0

Section Acres 100.0

A29-10176

Page 1

Date: 01/18/90

MICROFILMED

NOV 16 1992



10. Place of Use: Continued

Total Acres 100.0

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:

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): Alan Smith Date: 1-18-90

Date: _____

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of January 19 90

Seal

Anthony S. Olmsted
Notary Public

Residing at Shabo Falls

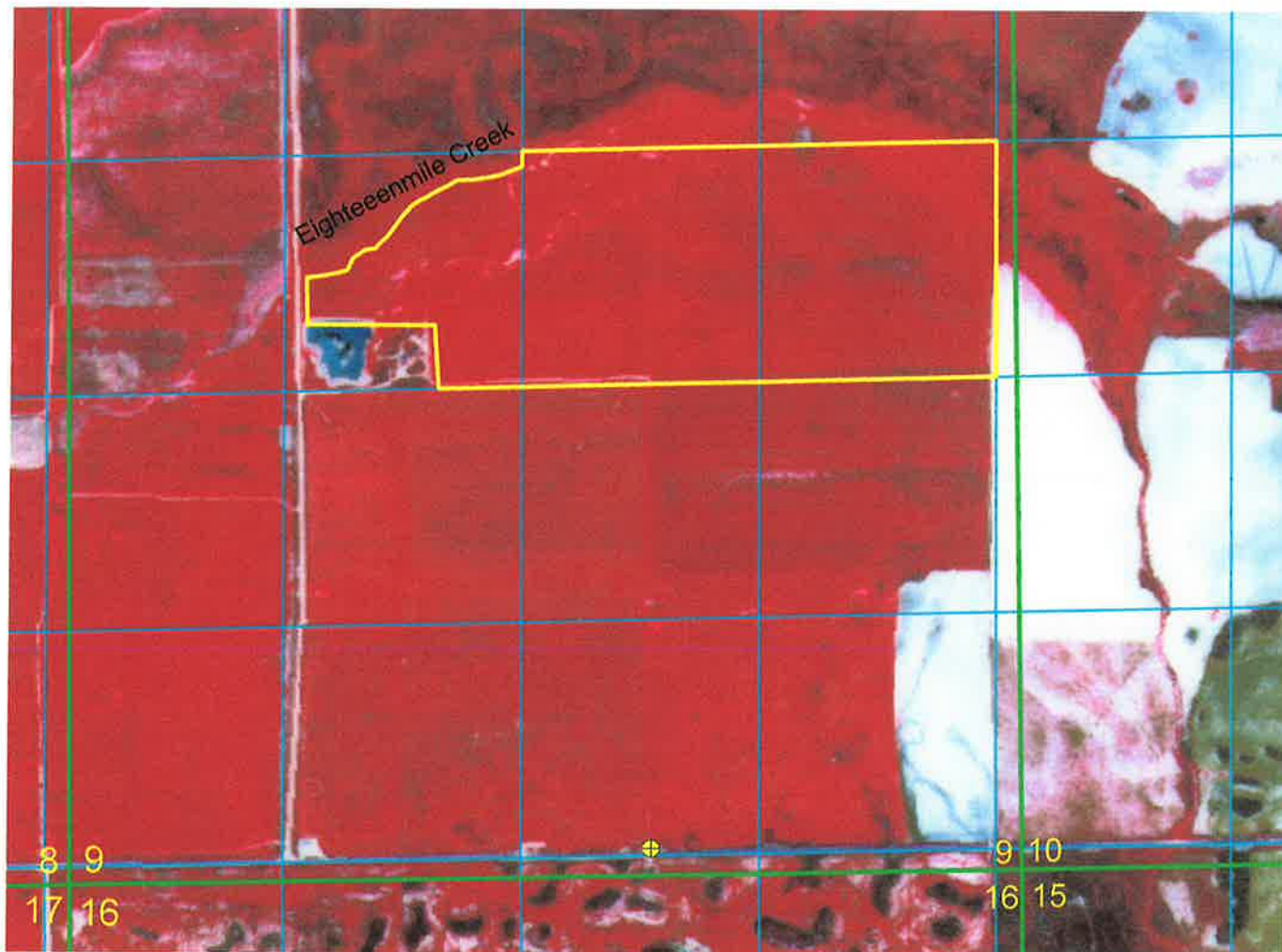
My Commission Expires 9/12/1990



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right 29-10176



0.2 0 0.2 0.4 Miles

IRRIGATED ACRES 100



LEGEND

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

Place of Use: T7S, R39E,
(part of) Section 9

Points of Diversion: T7S, R39E,
Sec. 9, SESWSE,

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

RECEIVED

JAN 16 2004

Department of Water Resources

Cindy
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED AM

2004 JAN 15 PM 2 35

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

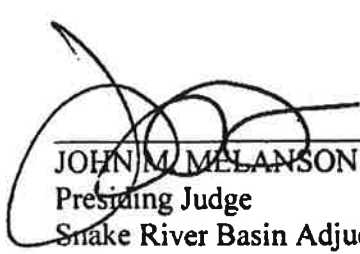
) SUBCASE: See Exhibit A
)
)
)

) ORDER SETTING OBJECTION &
) RESPONSE DEADLINE
)
)
)

On January 14, 2004, the Idaho Department of Water Resources filed an *Amended Director's Report* for water rights listed on attached Exhibit A, to include a subordination remark pertaining to enlargement claims. Notice of the filing of the *Amended Director's Report* was served on the claimants for the above captioned claims and shall appear on the docket sheet for January 2004, served on February 8, 2004.

IT IS SO ORDERED that all *Objections* to the *Amended Director's Report* are due **no later than 5:00 p.m. on February 27, 2004**. *Responses* to the *Objections* are due **no later than 5:00 p.m. on March 15, 2004**. All *Objections* and *Responses* are limited to issues pertaining to the amendments to the *Director's Report*.

Dated January 15, 2004.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication



EXHIBIT A

Subcase Nos:

29-10065
~~29-10176~~
29-10449
29-11775
29-13213
29-13251
29-13327
29-13406
29-13408
29-13421
29-13428
29-13429
29-13482
29-13553
29-13554
29-13618
29-13619
29-13620
29-13621
29-13622

CERTIFICATE OF MAILING

I certify that a true and correct copy of the Order was mailed on 1/15/04 with sufficient first-class postage to the following:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449


Deputy Clerk

PUBLIC NOTICE

First Time Published

**NOTICE OF
ENLARGEMENT OF
WATER RIGHT**

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Caribou County are shown to the nearest section--more specific locations are available upon request.

Water Right 29-10065

NAME & ADDRESS: NORMAN W. & WANDA J. FRANK, 835 West 100 South, Blackfoot, ID 83221

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER
PRIORITY DATE: 04/01/1974
POINT OF DIVERSION: T06S, R39E, S19, SWSW
PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R39E, S29, SWNW, NWSW, S30, SENE, NESE

This right is for an enlargement of 56.0 acres within the total 133.0 acres recommended.

Water Right: 29-10171

NAME & ADDRESS: DON C & VIRGINIA E. RIGBY, P.O. BOX 187, BANCROFT, ID 83217
SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T08S, R40E, S16, SENWSE, S21, NENESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R40E, S27, SWNW, NWSW, SWSW, S28, NENE, SENE, NESE, SESE

This right is for an enlargement of 280.0 acres within the total 280.0 acres recommended.

Water Right: 29-10176

NAME & ADDRESS: DEAN SMITH, 826 WOOD ROAD, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T07S, R39E, S09, SESWSW
PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S, R39E, S09, SWNE, SENE, SENW

This right is for an enlargement of 100.0 acres within the total 100.0 acres recommended.

Water Right: 29-10247

NAME & ADDRESS: MAX D. & BONNIE K. RIGBY, P.O. BOX 12, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T08S, R39E, 16, SENESW
PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R39E, 16, NWNW, SWNW, SENW, NESW, NWSW

This right is for an enlargement of 12.0 acres within the total 107.0 acres recommended.

Water Right: 29-10310

NAME & ADDRESS: JON L. JONSSON, 2040 IVINS ROAD, BANCROFT, ID 83217

SOURCE: TEN MILE SPRING
TRIBUTARY: SINKS
PRIORITY DATE: 04/01/1980
POINT OF DIVERSION: T08S, R40E, S22

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R40E, S22, NESW, NWSW, SWSW, SESW, NWSE, SWSE

This right is for an enlargement of 200.0 acres within the total 240.0 acres recommended.

**Affidavit of
Publication**

County of Caribou } ss.
State of Idaho }

Mark Steele

being first duly sworn on his oath, states:

That he is publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for

two

successive weekly issues thereof, the date of the first publication being the

18th day of

December, 2003

The date of the last publication

being the 25th day of

December, 2003

On this 30th day of December

in the year of 2003, before me, a Notary Public, personally appeared

[Signature]

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]

Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006



Water Right: 29-13396

NAME & ADDRESS:
WILLIAM JEAN & MARY
ARLENE TREASURE, 2888
CHESTERFIELD ROAD, BANCROFT, ID 83217

SOURCE: TWENTY FOUR
MILE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/15/1975

POINT OF DIVERSION:
T06S, R39E, S33, NWNWSE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R39E,
S33, NWNW, SWNW, NESW,
NWSW, SESW

This right is for an enlargement
of 91.0 acres within the total 131.0
acres recommended.

Water Right: 29-13408

NAME & ADDRESS: ALAN
& ADA K. SMITH, 2620 KELLY
TOPONCE ROAD, BANCROFT,
ID 83217

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION: T07S,

R38E, S24, SWSWNE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S, R38E,
S23, SWNE, SENE, NESE,
NWSE, S24, SWNW, SENW,
NESW, NWSW

This right is for an enlargement
of 145.0 acres within the total
297.0 acres recommended.

Water Right: 29-13421

NAME & ADDRESS: STOD-
DARD FARMS OF GRACE, 2004
TWO MILE ROAD, GRACE, ID
83241

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION: T09S,

R39E, S14, NENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T09S, R39E,
S11, NENW, NWNW, SWNW,
SESW, SWSW, SESE, SWSE,
SESE, S14, NENE, NWNE,
NENW, NWNW

This right is for an enlargement
of 23.0 acres within the total 330.0
acres recommended.

Water Right: 29-13428

NAME & ADDRESS: CRAN-
DALL FARMS, INC., 2919
HANSEN ROAD, BANCROFT,
ID 83217

SOURCE: TWENTY FOUR
MILE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION:
T06S, R39E, S33, SWSW, T07S,
R39E, S04, LOT 4(SWNW), S05,
SESWSE, S08, NESWNE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R39E,
S33, SWSW, T07S, R39E, S03,
NWSW, S04, LOT 2(SWNE), LOT
2(SENE), LOT 3(SENW), NESW,
NWSW, NESE, NWSE, S05,
NESE, NWSE, SWSE, S08,
NWNE, SWNE, NENW, SENW

This right is for an enlargement
of 223.5 acres within the total
572.0 acres recommended.

Water Right: 29-13429

NAME & ADDRESS: CRAN-
DALL FARMS, INC., 2919
HANSEN ROAD, BANCROFT,
ID 83217

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION:
T06S, R39E, S31, NWSE, T07S,
R39E, S05, LOT 4(NWNW)

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R39E,
S31, NESE, NWSE, SWSE, SESE,
S32, NWNE, SWNE, NWSE,

SWSE, NENW, NWNW, SWNW,
SESW, NESW, NWSW, SWSW,
SESW, S33, SWSW, T07S, R39E,
S03, NWSW, S04, LOT 2(SWNE),
LOT 1(SENE), LOT 4(SWNW),
LOT 3(SENW), NESW, NWSW,
NESE, NWSE, S05, LOT
2(SWNE), LOT 1(SENE), LOT
4(SWNW), LOT 3(SENW),
NESW, NWSW, SWSW, SESW,
NESE, NWSE, SWSE, S08,
NENW, NWNW, SENW

This right is for an enlargement
of 373.0 acres within the total
1400.7 acres recommended.

Water Right: 29-13482

NAME & ADDRESS: WAYNE
C. PERKINS, 13825 NORTH 7TH
STREET, STE. M, PHOENIX, AZ
85022

SOURCE: TOPONCE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/15/1946

POINT OF DIVERSION:
T06S, R38E, S33, SWSESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R38E,
S26, NESW, SESW

This right is for an enlargement
of 9.0 acres within the total 60.0
acres recommended.

Water Right: 29-13499

NAME & ADDRESS: C V
CATTLE INC., 3124 NIPPER
ROAD, BANCROFT, ID 83217

SOURCE: TOPONCE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1975

POINT OF DIVERSION:
T06S, R38E, S33, SWSESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R38E,
S25, NWNW, SWNW, NESW,
NWSW, SWSW, SESW, LOT
19(NESE), NWSE, SWSE, LOT
20(SESE), S26, NENE, SENE,
NESE, SESE

This right is for an enlargement
of 202.5 acres within the total
437.5 acres recommended.

Water Right: 29-13532

NAME & ADDRESS: C V
RANCHES, 3124 NIPPER ROAD,

BANCROFT, ID 83217

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER
PRIORITY DATE: 04/01/1975
POINT OF DIVERSION: T06S,
R39E, S30, LOT 2(NESWNW)
PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S25, LOT 3(NESE), NWSE, LOT
4(SESE), S36, LOT 1(NENE),
LOT 2(SENE), R39E, S30, NESW,
LOT 3(NWSW), LOT 4(SWSW),
SESW, NWSE, SWSE, S31,
NENE, NWNE, SWNE, SENE,
NENW, LOT 1(NWNW), LOT
2(SWNW), SENW, NESW, LOT
3(NWSW), NESE, NWSE

This right is for an enlargement
of 545.3 acres within the total
759.7 acres recommended.

Water Right: 29-13556

NAME & ADDRESS: C V
CATTLE, INC., 3124 NIPPER
ROAD, BANCROFT, ID 83217
SOURCE: TOPONCE CREEK
TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1970
POINT OF DIVERSION: T06S,
R38E, S35, NWNESW, S36,
SESW

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S35, NESE, SESE, S36, NESW,
NWSW, SWSW, SESW, SWSE,
LOT 20(SESE)

This right is for an enlargement
of 35.5 acres within the total 169.5
acres recommended.

Water Right: 29-13621

NAME & ADDRESS: LARRY
& LANA NAEF, 5513 EAST OLD
OREGON TRAIL ROAD, LAVA
HOT SPRINGS, ID 83246

SOURCE: WEST BOB SMITH
CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 07/15/1976
POINT OF DIVERSION: T09S,
R37E, S15, SENENW, SESE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T09S, R37E,
S22, NENE, NENW

This right is for an enlargement
of 2.0 acres within the total 6.2
acres recommended.

The water rights will be subject
to all prior water rights. Those
asserting injury from the enlarge-
ments may file petitions with the
Director, Idaho Department of
Water Resources, Eastern Region,
900 North Skyline Drive, Ste. A,
Idaho Falls, ID 83402-3653 on or
before March 25, 2004.

Published Dec. 18 and 25, 2003
in the Caribou County Sun.

PUBLIC NOTICE

First Time Published

**NOTICE OF
ENLARGEMENT OF
WATER RIGHT**

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Caribou County are shown to the nearest section--more specific locations are available upon request.

Water Right 29-10065

NAME & ADDRESS: NORMAN W. & WANDA J. FRANK,
835 West 100 South, Blackfoot, ID 83221

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER
PRIORITY DATE: 04/01/1974
POINT OF DIVERSION: T06S,
R39E, S19, SWSW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R39E,
S29, SWNW, NWSW, S30, SENE,
NESE

This right is for an enlargement of 56.0 acres within the total 133.0 acres recommended.

Water Right: 29-10171

NAME & ADDRESS: DON C & VIRGINIA E. RIGBY, P.O.
BOX 187, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T08S,
R40E, S16, SENWSE, S21,
NENESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R40E,
S27, SWNW, NWSW, SWSW,
S28, NENE, SENE, NESE, SESE

This right is for an enlargement of 280.0 acres within the total 280.0 acres recommended.

Water Right: 29-10176

NAME & ADDRESS: DEAN SMITH, 826 WOOD ROAD,
BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T07S,
R39E, S09, SESWSW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S, R39E,
S09, SWNE, SENE, SENW

This right is for an enlargement of 100.0 acres within the total 100.0 acres recommended.

Water Right: 29-10247

NAME & ADDRESS: MAX D. & BONNIE K. RIGBY, P.O. BOX
12, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION:
T08S, R39E, 16, SENESW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R39E,
16, NWNW, SWNW, SENW,
NESW, NWSW

This right is for an enlargement of 12.0 acres within the total 107.0 acres recommended.

Water Right: 29-10310

NAME & ADDRESS: JON L. JONSSON, 2040 IVINS ROAD,
BANCROFT, ID 83217

SOURCE: TEN MILE SPRING
TRIBUTARY: SINKS
PRIORITY DATE: 04/01/1980
POINT OF DIVERSION: T08S,
R40E, S22

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R40E,
S22, NESW, NWSW, SWSW,
SESW, NWSE, SWSE

This right is for an enlargement of 200.0 acres within the total 240.0 acres recommended.

**Affidavit of
Publication**

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for

two

successive weekly issues thereof, the date of the first publication being the

18th day of

December, 2003

The date of the last publication

being the 25th day of

December, 2003

On this 30th day of December

in the year of 2003, before me, a Notary Public, personally appeared

Mark Steele

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Cal Judson
Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006



Water Right: 29-13396

NAME & ADDRESS:
WILLIAM JEAN & MARY
ARLENE TREASURE, 2888
CHESTERFIELD ROAD, BANCROFT, ID 83217

SOURCE: TWENTY FOUR
MILE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/15/1975
POINT OF DIVERSION:
T06S, R39E, S33, NWNWSE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R39E,
S33, NWNW, SWNW, NESW,
NWSW, SESW

This right is for an enlargement
of 91.0 acres within the total 131.0
acres recommended.

Water Right: 29-13408

NAME & ADDRESS: ALAN
& ADA K. SMITH, 2620 KELLY
TOPONCE ROAD, BANCROFT,
ID 83217

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION: T07S,

R38E, S24, SWSWNE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T07S, R38E,
S23, SWNE, SENE, NESE,
NWSE, S24, SWNW, SENW,
NESW, NWSW

This right is for an enlargement
of 145.0 acres within the total
297.0 acres recommended.

Water Right: 29-13421

NAME & ADDRESS: STOD-
DARD FARMS OF GRACE, 2004
TWO MILE ROAD, GRACE, ID
83241

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION: T09S,
R39E, S14, NENE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T09S, R39E,
S11, NENW, NWNW, SWNW,
SESW, SWSW, SESE, SWSE,
SESE, S14, NENE, NWNE,
NENW, NWNW

This right is for an enlargement
of 23.0 acres within the total 330.0
acres recommended.

Water Right: 29-13428

NAME & ADDRESS: CRAN-
DALL FARMS, INC., 2919
HANSEN ROAD, BANCROFT,
ID 83217

SOURCE: TWENTY FOUR
MILE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION:
T06S, R39E, S33, SWSW, T07S,
R39E, S04, LOT 4(SWNW), S05,
SESWSE, S08, NESWNE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R39E,
S33, SWSW, T07S, R39E, S03,
NWSW, S04, LOT 2(SWNE), LOT
2(SENE), LOT 3(SENW), NESW,
NWSW, NESE, NWSE, S05,
NESE, NWSE, SWSE, S08,
NWNE, SWNE, NENW, SENW

This right is for an enlargement
of 223.5 acres within the total
572.0 acres recommended.

Water Right: 29-13429

NAME & ADDRESS: CRAN-
DALL FARMS, INC., 2919
HANSEN ROAD, BANCROFT,
ID 83217

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION:
T06S, R39E, S31, NWSE, T07S,
R39E, S05, LOT 4(NWNW)

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R39E,
S31, NESE, NWSE, SWSE, SESE,
S32, NWNE, SWNE, NWSE,

SWSE, NENW, NWNW, SWNW,
SESW, NESW, NWSW, SWSW,
SESW, S33, SWSW, T07S, R39E,
S03, NWSW, S04, LOT 2(SWNE),
LOT 1(SENE), LOT 4(SWNW),
LOT 3(SENW), NESW, NWSW,
NESE, NWSE, S05, LOT
2(SWNE), LOT 1(SENE), LOT
4(SWNW), LOT 3(SENW),
NESW, NWSW, SWSW, SESE,
NESE, NWSE, SWSE, S08,
NENW, NWNW, SENW

This right is for an enlargement
of 373.0 acres within the total
1400.7 acres recommended.

Water Right: 29-13482

NAME & ADDRESS: WAYNE
C. PERKINS, 13825 NORTH 7TH
STREET, STE. M, PHOENIX, AZ
85022

SOURCE: TOPONCE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/15/1946

POINT OF DIVERSION:
T06S, R38E, S33, SWSESE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S26, NESW, SESW

This right is for an enlargement
of 9.0 acres within the total 60.0
acres recommended.

Water Right: 29-13499

NAME & ADDRESS: C V
CATTLE INC., 3124 NIPPER
ROAD, BANCROFT, ID 83217

SOURCE: TOPONCE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1975

POINT OF DIVERSION:
T06S, R38E, S33, SWSESE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S25, NWNW, SWNW, NESW,
NWSW, SWSW, SESW, LOT
19(NESE), NWSE, SWSE, LOT
20(SESE), S26, NENE, SENE,
NESE, SESE

This right is for an enlargement
of 202.5 acres within the total
437.5 acres recommended.

Water Right: 29-13532

NAME & ADDRESS: C V
RANCHES, 3124 NIPPER ROAD,

BANCROFT, ID 83217

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER
PRIORITY DATE: 04/01/1975
POINT OF DIVERSION: T06S,
R39E, S30, LOT 2(NESWNW)
PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R38E,
S25, LOT 3(NESE), NWSE, LOT
4(SESE), S36, LOT 1(NENE),
LOT 2(SENE), R39E, S30, NESW,
LOT 3(NWSW), LOT 4(SWSW),
SESW, NWSE, SWSE, S31,
NENE, NWNE, SWNE, SENE,
NENW, LOT 1(NWNW), LOT
2(SWNW), SENW, NESW, LOT
3(NWSW), NESE, NWSE

This right is for an enlargement
of 545.3 acres within the total
759.7 acres recommended.

Water Right: 29-13556

NAME & ADDRESS: C V
CATTLE, INC., 3124 NIPPER
ROAD, BANCROFT, ID 83217
SOURCE: TOPONCE CREEK
TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1970
POINT OF DIVERSION: T06S,
R38E, S35, NWNESW, S36,
SESW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R38E,
S35, NESE, SESE, S36, NESW,
NWSW, SWSW, SESW, SWSE,
LOT 20(SESE)

This right is for an enlargement
of 35.5 acres within the total 169.5
acres recommended.

Water Right: 29-13621

NAME & ADDRESS: LARRY
& LANA NAEF, 5513 EAST OLD
OREGON TRAIL ROAD, LAVA
HOT SPRINGS, ID 83246

SOURCE: WEST BOB SMITH
CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 07/15/1976
POINT OF DIVERSION: T09S,
R37E, S15, SENENW, SESENW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T09S, R37E,
S22, NENE, NENW

This right is for an enlargement
of 2.0 acres within the total 6.2
acres recommended.

The water rights will be subject
to all prior water rights. Those
asserting injury from the enlarge-
ments may file petitions with the
Director, Idaho Department of
Water Resources, Eastern Region,
900 North Skyline Drive, Ste. A,
Idaho Falls, ID 83402-3653 on or
before March 25, 2004.

Published Dec. 18 and 25, 2003
in the Caribou County Sun.

1/2/03 ~~29-10776~~ Dean Smith.

Recommended this right as an enlargement claim to 29-2429.

The 1964 imagery didn't support the 1960 claimed date and the engineer's report under 29-2429 didn't indicate the land was irrigated from the well.

W. L. Hatch leased the property in the early 1970's. Will provide affidavit later.

Recommended 4-1-1987 date because of 1987 NAPP PHOTOGRAPHS indicates irrigation.



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

Dean Smith
826 Wood Road
Bancroft, Idaho 83217

May 29, 2003

Re: Evidence of Priority

Claim No. A29-10176

Dear Dean;

In response to your request to change the priority date from 04/01/1987 to 04/01/1974, this can be changed if you provide us with evidence to support the date change.

Evidence of priority affidavits should be a notarized statement of someone's personal knowledge of when beneficial use was first made. Personal knowledge means someone who observed the use, not someone who was told of the use by someone else.

If you have any questions please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script that reads "Cindy E. Bird". The signature is written in dark ink and is positioned above the printed name and title.

Cindy E. Bird
Adjudication Bureau

02/18/2003

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-10176

DEAN SMITH
826 WOOD RD
BANCROFT ID 83217
Telephone Number: (208) 648-7330

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

Priority Date - 04/01/1987

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

I would like the priority date changed
From 04/01/1987 to 04/01/1974

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

I purchased this property (231 acres + 100 acres) in 1986 and I have irrigated the total 331 acres since that time. The prior owner stated he irrigated the additional 100 acres ten years prior to 1986 which would be 1974.

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

DATE: 4-11-2003

SIGNATURE:

Dean Smith

Please print your name:

DEAN Smith

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

Cindy
RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region

1/2/03 29-10176

Engineers report from the well dated 1964 does not indicate that this land was irrigated from the well when he visited the property.

The 1964 imagery doesn't show irrigation of this property.

1974 orthoquad doesn't show irrigation.

1987 Napp photography definitely shows irrigation.

12/31/02 I had a conversation with W.C. Hatch which was leasing the property in the early 70's when he got out of the air force. He wasn't sure which year, so, he was going to check his records and get back to me.

until I can verify otherwise, I'm recommending 4/1/1987.



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

September 24, 2002

Dean Smith
826 Wood Road
Bancroft, ID 83217

Ref: Snake River Basin Adjudication Claim 29-10176

Subject: Evidence of Priority

RESPONSE DATE: October 21, 2002

Dear Dean,

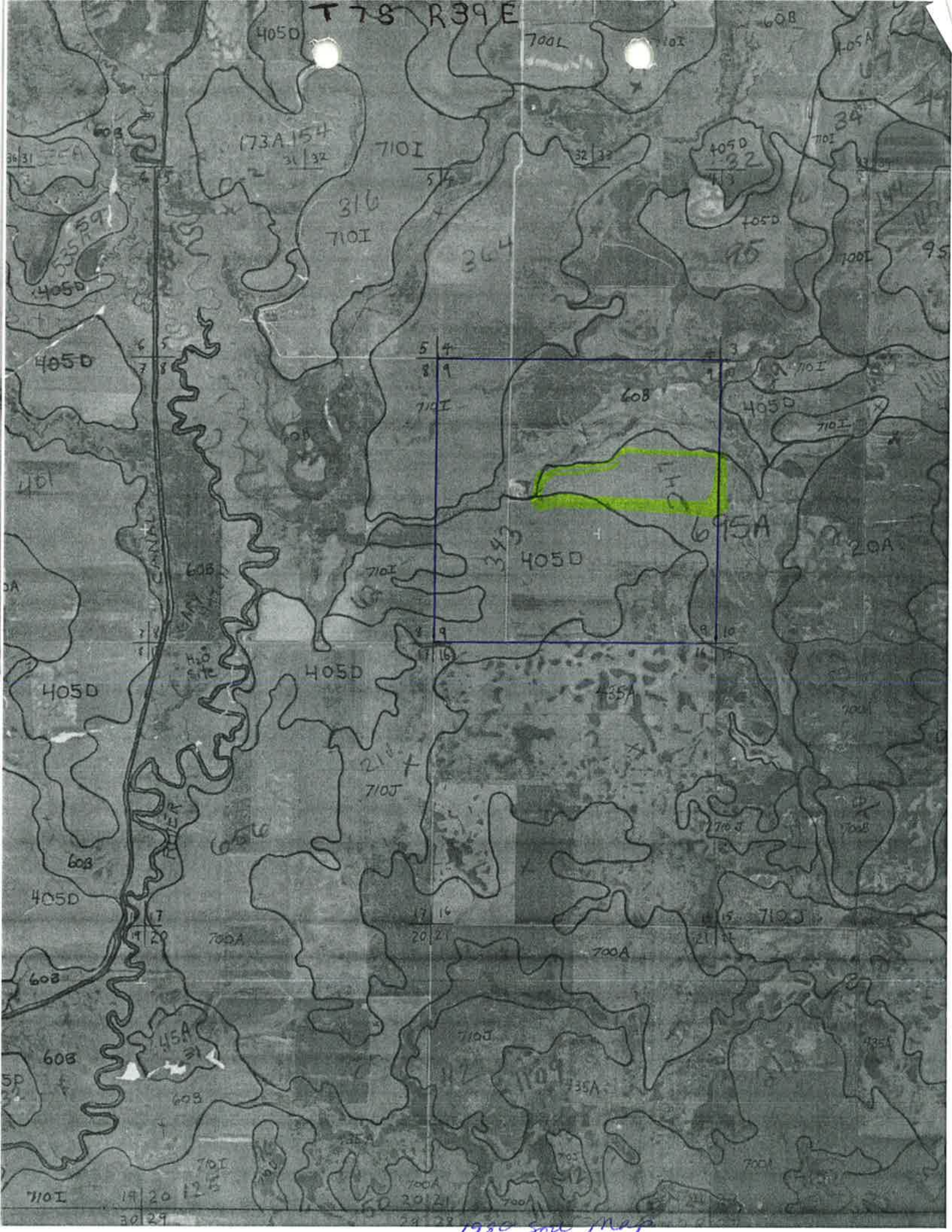
I've enclosed a photo from our 1964 imagery for the property claimed under your 29-10176 adjudication claim. The 1964 imagery doesn't appear to support your claim for a June 21, 1960 priority date. I'll need some additional supporting evidence to determine a priority date. Possibly some tax information or some crop reports around the time claimed.

This office must receive your response by the above response date. If you have any further questions please feel free to contact me at 547-3993.

Respectfully,

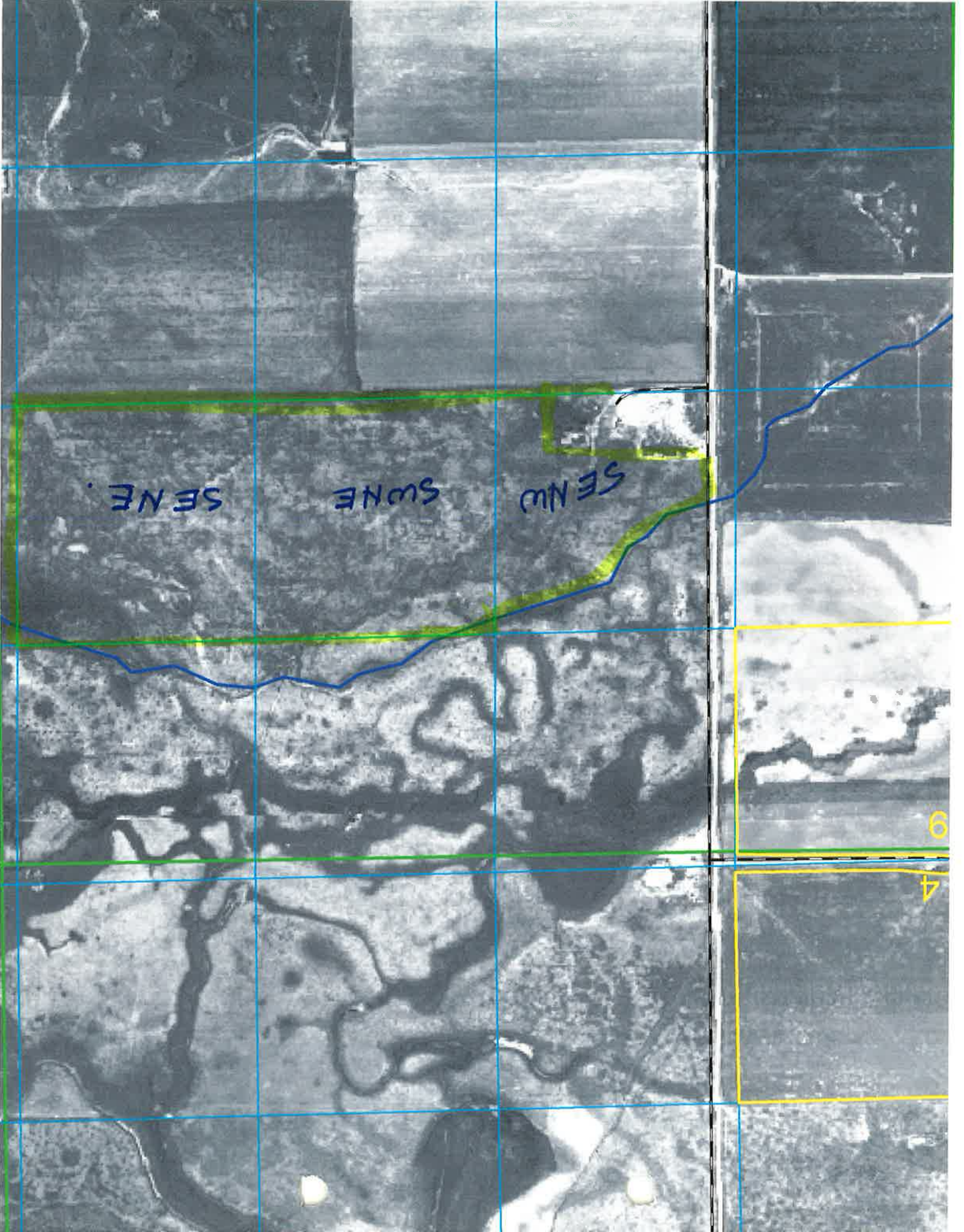
Cindy E. Bird
Adjudication Bureau

Enclosure: 1964 photo



7S 39E Sect. 9

1964 Imagery



Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Dean Smith	826 Wood Rd	Bancroft	ID	83217	
Name connector: and _____, or _____, and/or _____						
Current Owner						648-7330
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: Dean Smith Phone Number: 648-7330Relationship to Claimant: claimantDate of Field Exam: 10-9-01 Time: 10:14 AM

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

- Kelly Toponce Crk Rd to Wood Road after
you cross the Portneuf River.

Reviewer: CBDate: 9/16/02

Priority Date Data Entry Form

Claim Number: 29-10176

Water Right Priority Date: _____

Water Right Basis: _____

Claimed Priority Date: 6-21-1960Claimed Basis: B.U.Recommended Priority Date: 4-1-1987Recommended Basis: B.U.☐ 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:

- 1964 imagery doesn't show irrigation, same
POD AS 29-2429.

- recommending 4-1-1987 until other
evidence is submitted.

Reviewer: CBDate: 1/2/03

Point of Diversion and Source Data Entry Form

Claim Number: A29-10176Water Right Point of Diversion: T 7S, R 39E, Sec. 9, SW, SE, County: CaribouSource: G.W. Tributary: —Claimed Point of Diversion: T 7S, R 39E, Sec. 9, SW, SE, County: CaribouSource: G.W. Tributary: —Recommended Point of Diversion: T 7S, R 39E, Sec. 9, SW, SE, County: CaribouSource: G.W. Tributary: —☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>7S</u>	<u>39E</u>	<u>9</u>		<u>SESWSE</u>	<u>Caribou</u>	<u>G.W.</u>
GPS Coordinates: <u>N42°49.389'</u>					<u>W111°54.214'</u>	
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? 29-2429

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

lic. 29-2429 (Same POD as license)
Serial No. 0121664 Holloshaft 100hp
layne NO. 36951 D
GPS tag A0004597 (prior tag)
field exam. 10/9/01

Transfers Changing POD _____

Reviewer: CBDate: 9/11/02

Place Of Use Data Entry Form

Claim Number: 29-10176☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
7S	39E	9	SWNE		Caribou		40	Irrigation
			SENE				40	
			SENE				20	

Total Acres 100

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
7S	39E	9	SWNE		Caribou		40	Irrigation
			SENE				40	
			SENE				20	

Total Acres 100

Document how the POU was verified:

1964 Imagery doesn't show irrigation - see attached imagery photo.

-enlargement claim to 29-2429

Transfers Changing POU _____

Reviewer: CBDate: 9/16/02

Purpose of Use Data Entry Form

Claim Number: 29-10176-☐ 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
Irrigation			100	

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			100	

Document how the Purpose of Use was verified:

1987/88 NAPP Photography shows irrigation.
- 1964 Imagery doesn't show irrigation -

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 9/16/02

Period of Use and Quantity Data Entry Form

Claim Number: 29-10176☐ 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
Irrigation	4/1	11/1	2.0	350.0

Overall Diversion Rate 2.0 Overall Diversion Volume 250 ac-ft

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	2.0	350.

Overall Diversion Rate 2.0 Overall Diversion Volume 350 ac-ft

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

- administrative. SOU.
when combined w/29-2429 diversion rate
can't exceed 4.04 cfs.

Reviewer: CBDate: 9/16/02

Dean Smith



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID

POD ID

Quad

Claim Type

Easting

Northing

GPSID

Diversion Description

WELL/PUMP. U.S. Electric Motor Hollow Shaft vertical turbine pump motor, 120 HP, 1800 rpm, 440 volt, 60 cyc, 3 phase.

Assumptions

Pressure head and elevation head.

Invoice #

2000-037-01-0

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 194260 01.JPG

POD ID 194260 03.JPG

Photos

POD ID 194260 02.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

3.92207847295864

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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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

November 6, 2001

Lee Crockett
928 Rockyford Road
Bancroft, ID 83217

REF: Evidence Letter for claim A29-10176

Dear Lee,

I received your evidence letter for the Smith property. Your affidavit needs to include specific details about the property. The letter should include the legal description. How the property was irrigated and how you know this. Remember that affidavits must clearly identify "first person" knowledge (I did..., I saw...) and clearly state when the use of water was first seen by the person.

This information is needed to make an accurate recommendation to the court in the Snake River Basin Adjudication. Because this right was never confirmed by a court decree or a department investigation, we need documentation that the water uses were developed prior to March 25, 1963 (ground water source) or May 20, 1970 (surface water source).

Feel free to contact me at our new satellite office in Soda Springs at 547-3993 if you have any questions.

Sincerely;

Cindy E. Bird
Adjudication Bureau

10/30/01

I, A. Lee Crockett, the undersigned, rented 80 acres of the above-mentioned property from the owner (Lafe Holbrook) now owned by Klean Smith. It was all under irrigation at the time. (Early 1960's)

I raised sugar beets and the owner raised irrigated barley.

A. Lee Crockett
928 Rockyford Rd
Bancroft Ida 83217

ACKNOWLEDGMENT

State of Idaho
County of Caribou

On this 30th day of October, 2001, Lee Crockett personally appeared before me,
☒ who is personally known to me,
____ whose identity I verified on the basis of _____,
____ whose identity I verified on the oath/affirmation of _____,
a credible witness,
be the signer of the foregoing document, and he/she acknowledged that he/she signed it.



Linda L. Godfrey Notary Public
My Commission Expires: 10/23/06

tribution Clause: This Certificate is prepared for, and exclusively belongs to, the accompanying document entitled
Verification, which consists of 1 page(s) and is dated 10/30/01.
is Certificate is appropriated to any document other than the one described herein, it shall be deemed null and void.



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

September 25, 2001

A29-10176
DEAN SMITH
826 WOOD ROAD
BANCROFT, ID 83217

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 provided a printout of your Notice 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".

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 have been or soon will be conducted by Department personnel.

.....
The Department can not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by **October 25, 2001, 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 submitted,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim 29-10176

MAY 7 2001

Log for claim A29-10176

Spatial Dynamics LTD

6/16/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s39e	9	SWNE	40	40	
07s39e	9	SENE	40	40	
07s39e	9	SENE	20	20	
Totals:			100	100	



State of Idaho
 County of Carbon
 On this 21st day of December, 2001,
 A Joe Carbutt personally appeared
 before me, who is personally known
 to be the owner of the foregoing document
 and he acknowledged the he signed it
 Caryl & Brook
 Commission Expires 5/1/07

Dec. 21, 2001

A Joe Carbutt
 929 Rocky Ford Rd
 Bannock, Ida
 83217

175 Range 29 E Sec 9 E 1/4 SW is the
 80 Acres that I leased from Lake Holbrook
 and watered it with Hand lines, and it was
 in 1966 - and it had been irrigated prior to this
 time - where they Rained A Barkey.

10/30/01

I, A. Lee Crockett, the undersigned, rented 80 acres of the above-mentioned property from the owner (Lafe Holbrook) now owned by Weldon Smith. It was all under irrigation at the time. (Early 1960's)

I raised sugar beets and the owner raised irrigated barley.

A. Lee Crockett
928 Rockyford Rd
Bancroft Ida 83217



ACKNOWLEDGMENT

State of Idaho
County of Caribou

On this 30th day of October, 2001, Lee Crockett personally appeared before me,
X who is personally known to me,
_____ whose identity I verified on the basis of _____,
_____ whose identity I verified on the oath/affirmation of _____,
a credible witness,
to be the signer of the foregoing document, and he/she acknowledged that he/she signed it.



Linda L. Godfrey Notary Public
My Commission Expires: 10/23/06

Attribution Clause: This Certificate is prepared for, and exclusively belongs to, the accompanying document entitled

Verification, which consists of 1 page(s) and is dated 10/30/01.
If this Certificate is appropriated to any document other than the one described herein, it shall be deemed null and void.

AJ5809NP
No. A29-10176

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 135

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DEAN SMITH WOOD RD BANCROFT ID 83217 (208) 648-7330	06/21/1960	IRRIGATION	04-01 11-01	2.000 CFS	
					TOTAL DIVERSION:	2.000 CFS
					CONSUMPTIVE USE:	250.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R39E S09 SWSE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	39E	9	:					40		40	:					20	:				
																				TOTAL ACRES	100.0
																					100.0

POU County: CARIBOU

Other Rights: -

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-02429

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00094

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/18/90 OLENICHA 08/01/94 THOMPSON 03/29/95 POST-STD

March 17, 1995

State of Idaho
Department of Water Resources
900 North, Skyline Drive
Idaho Falls, Idaho 83402-1718

RECEIVED

MAR 27 1995

Ref: Evidence of Priority
Dean Smith
No. A29-10176

Department of Water Resources
Eastern District Office

Idaho Department Water Resources:

I testify that the water identified by Water Right number A29-10176 has been used based on Beneficial Use on the 100 acres of land, described as, Township 7 South, Range 38 East, Section 9, NE SWNE SENE, NW SENW since 1960.

David Modersitzki

David Modersitzki
2526 Kelly Toponce Road
Bancroft, Idaho 83217

Notary Agnes Knowles
Caribou County
Expiration Date 8/26/99

MICROFILMED

NOV 13 1990

AJ5809NP
No. A29-10176

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/28/94
PAGE: 16

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DEAN SMITH WOOD RD BANCROFT ID 83217 (208) 648-7330	06/21/1960	IRRIGATION	04-01 11-01	2.00 CFS	
TOTAL DIVERSION:					2.00 CFS	
CONSUMPTIVE USE:						250.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07S R39E S09

SWSE

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	39E	9	:			40	40	:			20		:					:					:	100.0
TOTAL ACRES																							100.0	

POU County: CARIBOU

Other Rights: -

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
NOV 13 1990