

03/07/2003

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

RIGHT NUMBER: 29-11463

NAME AND ADDRESS: MERLIN S BASTIAN
685 N 5400 W
MALAD CITY ID 83252

LYNN S BASTIAN
16580 SOUTH MARSH VALLEY
ARIMO ID 83214

SOURCE: UNNAMED STREAM

TRIBUTARY: HAWKINS CREEK

QUANTITY: 0.910 CFS

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

PRIORITY DATE: 06/01/1926

POINT OF DIVERSION:

T10S R37E S30 NESWSW Lot 8 Within BANNOCK County Source: UNNAMED STREAM

T10S R37E S31 NENWNW Lot 1 Within BANNOCK County Source: UNNAMED STREAM

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.910 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T10S R36E S25	SESE	5.6	T10S R36E S36	NENE	18.0
T10S R36E S36	NWNE	16.0	T10S R36E S36	SWNE	20.0
T10S R36E S36	SENE	37.0	T10S R36E S36	NESE	41.0
T10S R36E S36	NWSE	38.0	T10S R37E S30	NENW	24.0
T10S R37E S30 Lot 1 NWNW		0.6	T10S R37E S30 Lot 4 SWNW		5.7
T10S R37E S30 Lot 6 NWSW		1.0	T10S R37E S30 Lot 7 SWSW		15.0
T10S R37E S30 Lot 8 SWSW		37.0	T10S R37E S31 Lot 1 NWNW		19.0
T10S R37E S31 Lot 2 NWNW		15.0	T10S R37E S31 Lot 3 SWNW		8.5
T10S R37E S31 Lot 4 SWNW		0.1	T10S R37E S31 Lot 6 NWSW		10.0
T10S R37E S31 Lot 7 SWSW		1.5			

STOCKWATER same as IRRIGATION

313 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 45.7 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 313.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-04302, 29-11463,
29-11465.

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

03/07/2003

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

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

02/26/2003

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

RIGHT NUMBER: 29-11463

NAME AND ADDRESS: LYNN S BASTIAN
1463 E ARIMO RD
ARIMO ID 83214

MERLIN S BASTIAN
685 N 5400 W
MALAD CITY ID 83252

SOURCE: UNNAMED STREAM

TRIBUTARY: HAWKINS CREEK

QUANTITY: 0.910 CFS

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

PRIORITY DATE: 06/01/1926

POINT OF DIVERSION:

T10S R37E S30 NESWSW Lot 8 Within BANNOCK County Source: UNNAMED STREAM
T10S R37E S31 NENWNW Lot 1 Within BANNOCK County Source: UNNAMED STREAM

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.910 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T10S R36E S25	SESE	5.6	T10S R36E S36	NENE	18.0
T10S R36E S36	NWNE	16.0	T10S R36E S36	SWNE	20.0
T10S R36E S36	SENE	37.0	T10S R36E S36	NESW	2.0
T10S R36E S36	SESW	7.8	T10S R36E S36	NESE	41.0
T10S R36E S36	NWSE	38.0	T10S R36E S36	SWSE	0.4
T10S R37E S30	NENW	24.0	T10S R37E S30 Lot 1	NWNW	0.6
T10S R37E S30 Lot 4	SWNW	5.7	T10S R37E S30 Lot 6	NWSW	1.0
T10S R37E S30 Lot 7	SWSW	15.0	T10S R37E S30 Lot 8	SWSW	37.0
T10S R37E S31 Lot 1	NWNW	19.0	T10S R37E S31 Lot 2	NWNW	15.0
T10S R37E S31 Lot 3	SWNW	8.5	T10S R37E S31 Lot 4	SWNW	0.1
T10S R37E S31 Lot 6	NWSW	10.0	T10S R37E S31 Lot 7	SWSW	1.5

STOCKWATER same as IRRIGATION

323.2 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 45.7 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 323.2 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00430, 29-11463,
29-11465.

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

02/26/2003

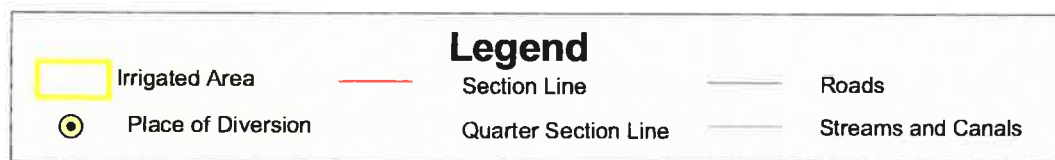
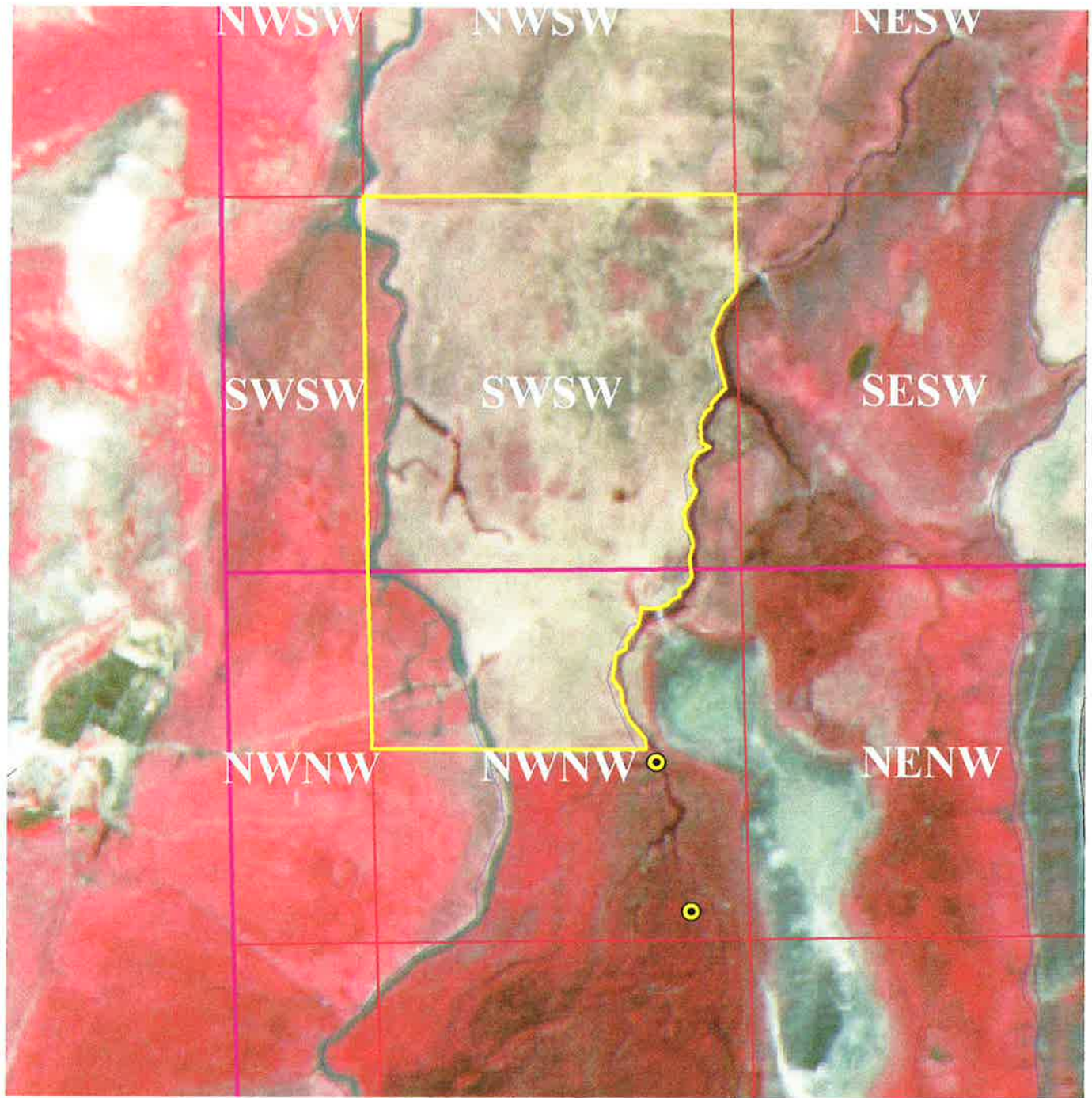
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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.

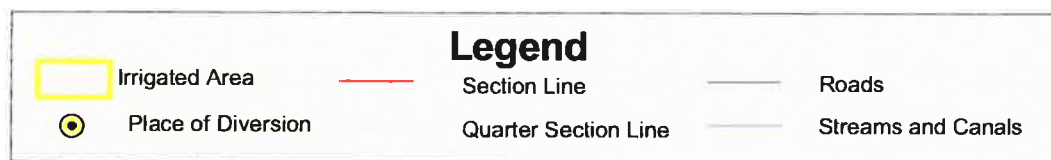
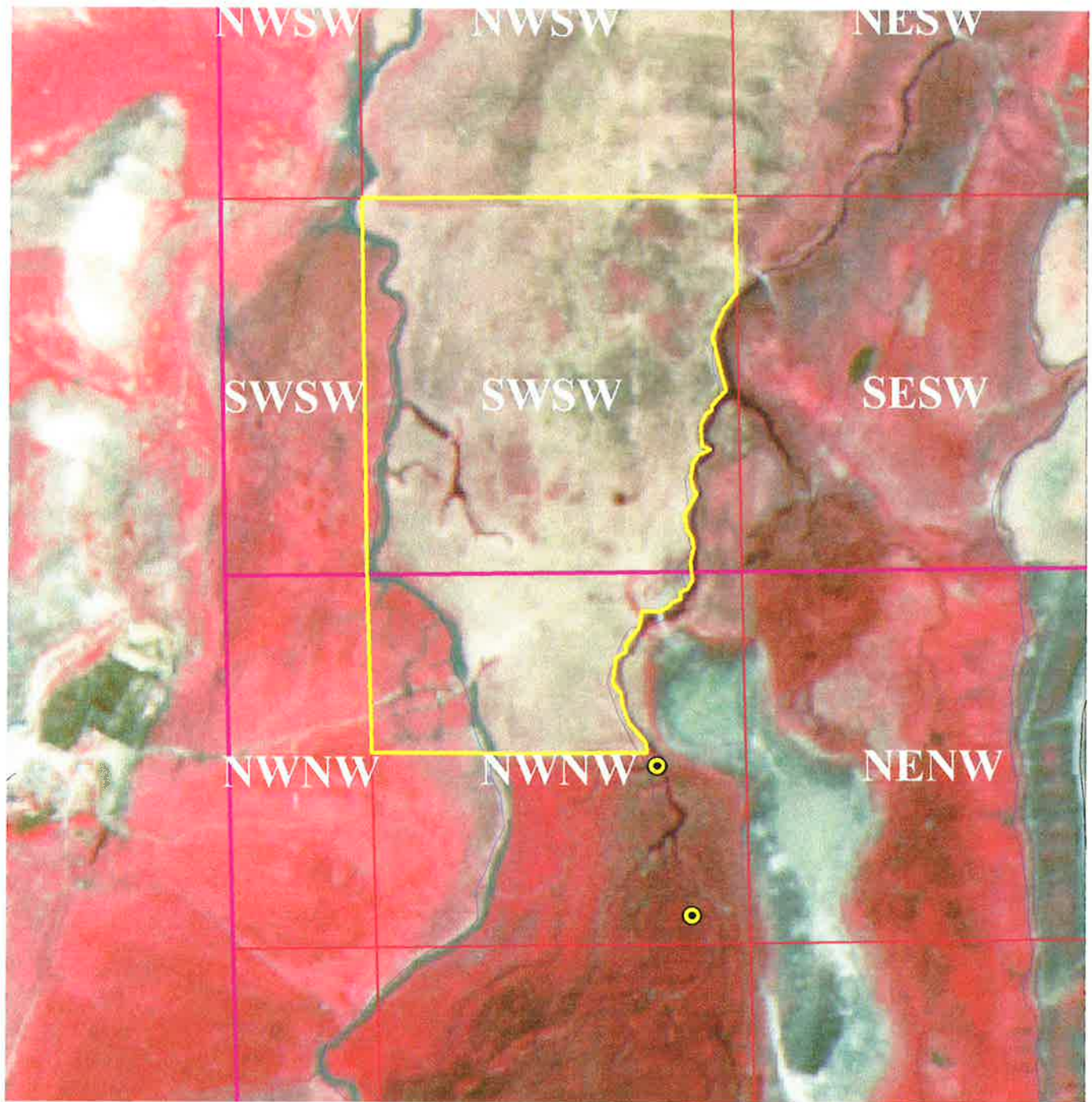
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

Township , 10S37E



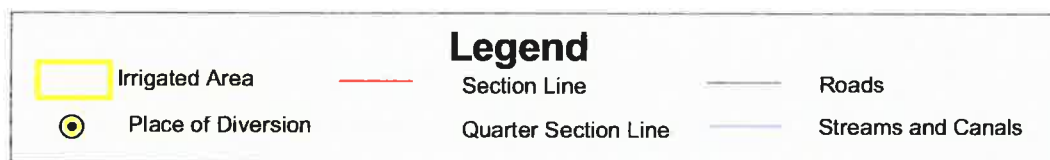
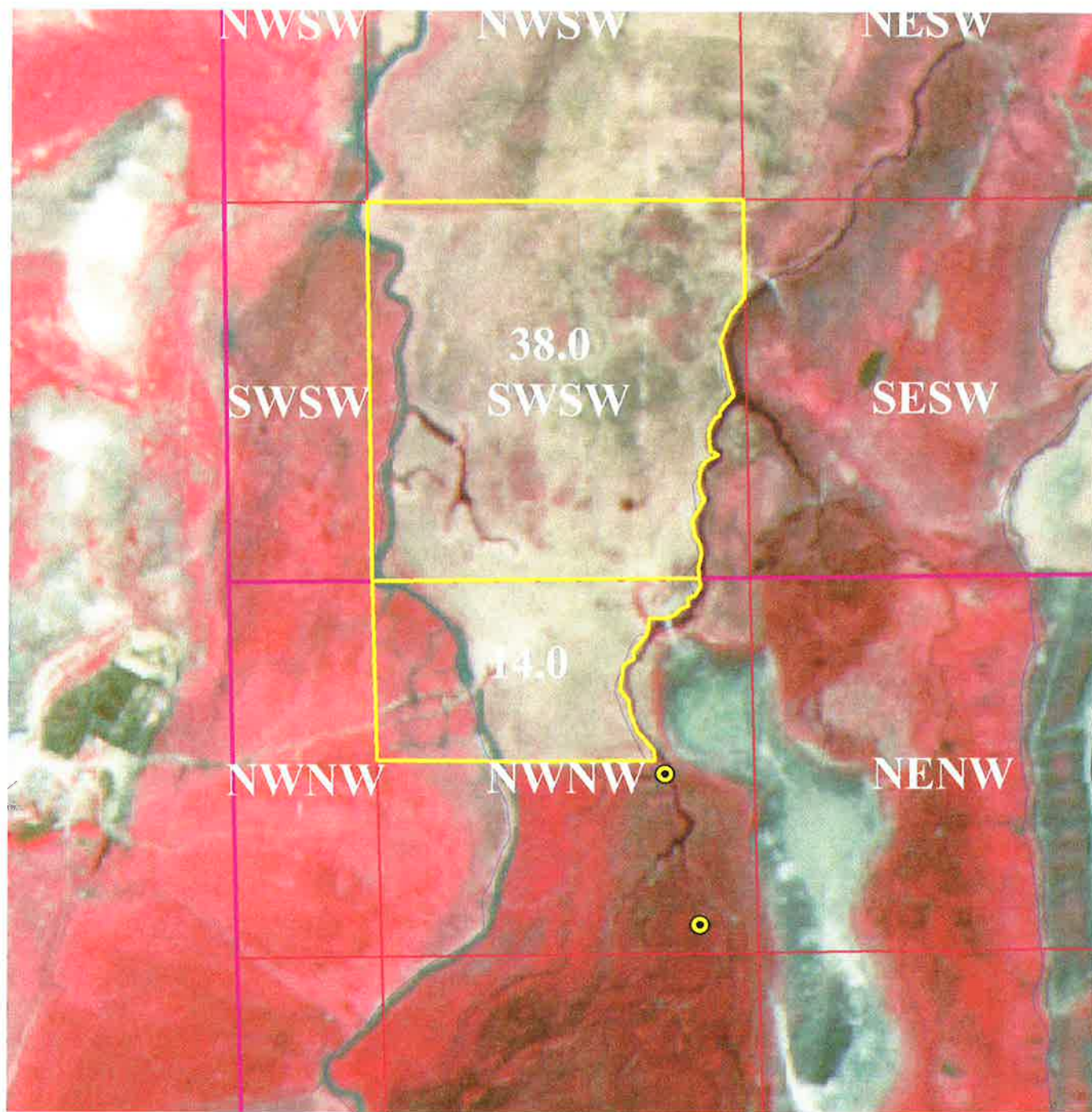
Township , 10S37E



300 0 300 600 Feet



Township , 10S37E



300 0 300 600 Feet



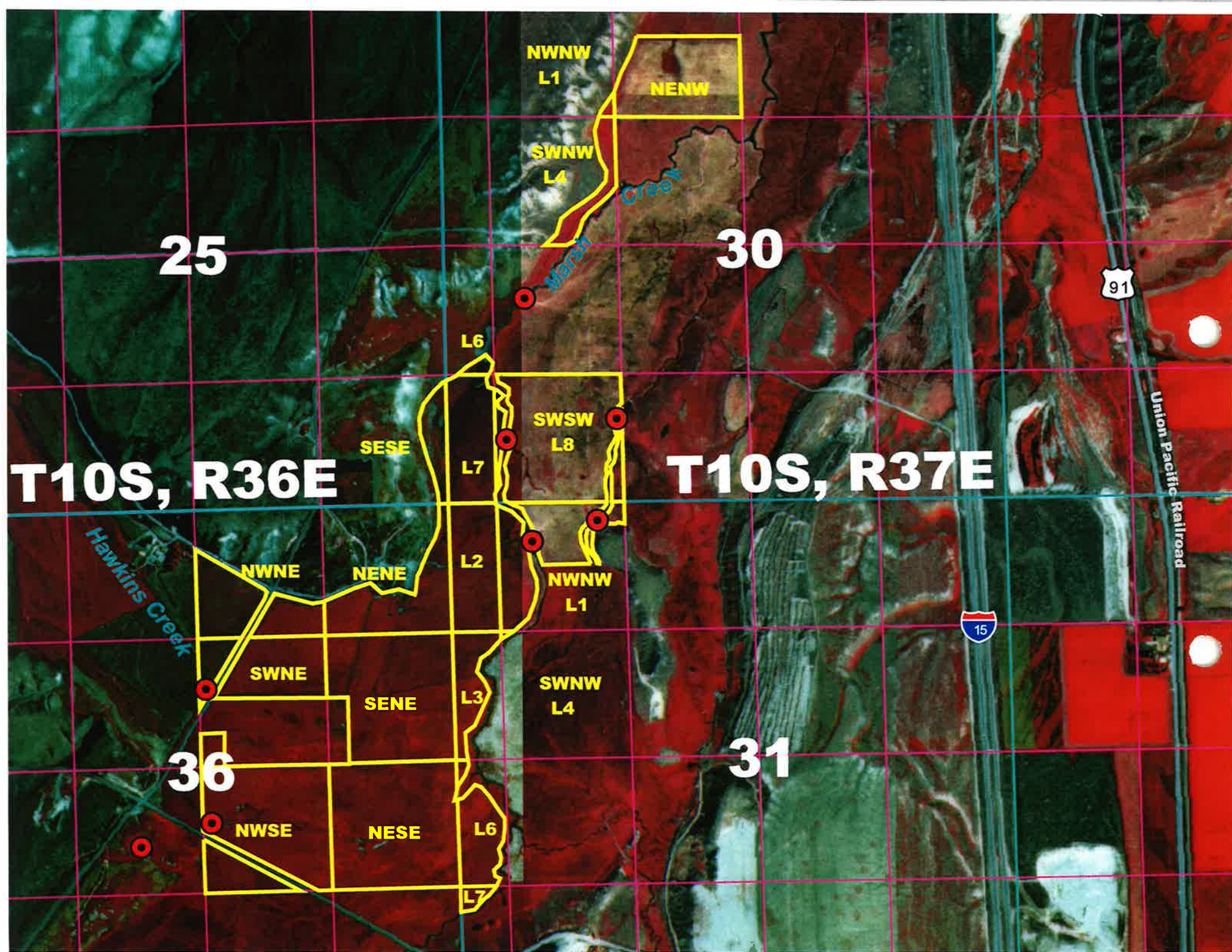
29-D4302 29-11463 AND 29-11465

I. PLACE OF USE: REFER TO COPIES OF ORIGINAL PLAT.

THERE EXISTS POTENTIAL FOR CONSIDERABLE CONFUSION WHEN DEFINING PLACE OF USE DESCRIPTIONS. SECTIONS 30 AND 31 OF T.105. R37E. ARE SOMEWHAT UNIQUE IN THAT THERE EXISTS AN EXTRA AREA ALONG THE WEST (NORTH TO SOUTH) EDGE OF THIS TOWNSHIP. THIS EXTRA AREA IN EACH SECTION IS DEFINED BY LOT NUMBERS W/O ASSOCIATED QQ REFERENCES. THEN THAT AREA DEFINED (AS W2W2) ALL 40AC TRACTS ALSO HAVE LOT NUMBERS BUT ALSO HAVE ASSOCIATED QQ REFERENCES.

CARE MUST BE TAKEN WHEN DEFINING PLACE OF USE TO CORRELATE THE CORRECT POU DESCRIPTION TO THE ASSOCIATED ACRES, EITHER LOTS ONLY OR LOTS WITH QQ DESIGNATIONS.

REFER TO GIS POU BY QQ/LOT# MAP ATTACHED.



**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:**

Water right number:

29-11463
Lynn S. Bastian
16580 S. Marsh Valley
Armo, Idaho 83214

Done
3/7/03

Daytime Telephone Number:

Evening Telephone Number:

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

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

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

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

DATE: 3/4/03

SIGNATURE: _____

Please print your name: Lynn S. Bastian

02/08/2003

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: 29-11463

LYNN S BASTIAN
1463 E ARIMO RD
ARIMO ID 83214
Telephone Number: (208)254-3193

MERLIN S BASTIAN
685 N 5400 W
MALAD CITY ID 83252
Telephone Number: (208)766-2566

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

*amend 29-11463 to show priority to 1926
as evidence showne stockwater for 700 head.*

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

*also amend place of use to add east boundary
Fence.*

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.

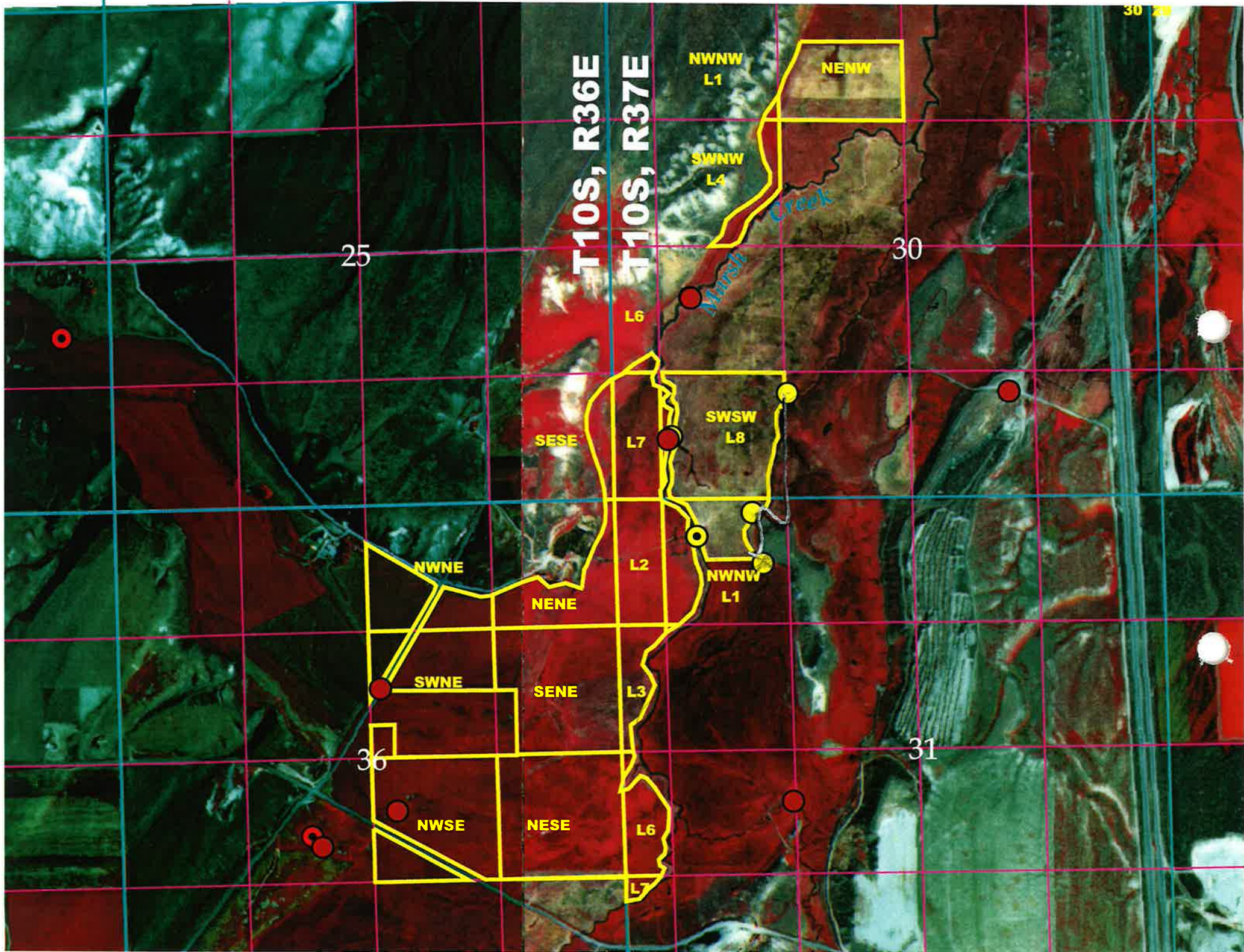
DATE: 2/23/03

SIGNATURE: *Lynn S. Bastian*

Please print your name: Lynn S. Bastian

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

Done 2/26/03 ASB



Priority Date Data Entry Form

Claim Number: 29-11463

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/1/1955 Claimed Basis: BURecommended Priority Date: 6/1/1955 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:

AFFIDANT BY J. ROYAL COLE DISCUSSES 1926.CLAIMS 1955. GUESSES 1955 NIM WORK.FB REDD: POU, POD* SUB AG Letter AND Notes IN 29-4302.INTRODUCING - NO FLOW RECORDS

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

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
105	37E	31		NENWNW	BANN	Spring 9
GPS Coordinates: _____						
		31		SENWNW	BANN	Spring
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

As claimed

Other rights from this POD? _____

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

POINTS OF DIVERSION CLAIMED ARE REFERENCED BY
J. R. COLB'S AFFIDAVIT.

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
105	37E	30	SWSW		Barn		40	irrig
		31	NWNW		Barn		20	irrig

Total Acres 60

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
		30	SWSW			7	33 ²	
		31	NWNW			1	8 ⁸	

Total Acres 42.5

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

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
<i>irrig</i>	_____	_____	<i>60</i>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
<i>irrig</i>	_____	_____	<i>425</i>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

Ac Recomm BY GPS = 425 ac

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ 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
irrig	1/1	12/31	1.20	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate 1.20 Overall Diversion Volume _____**Recommended Period of Use and Diversion Rate**

Water Use	Start	End	Rate	Volume
irrig	1/1	10/31	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

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

SOIL BY DEPT. STD is 4/1 to 10/31 SORECOMMENDED.

Reviewer: _____

Date: _____

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	MERLIN BASTIAN					
Name connector: and _____, or ☒ , and/or _____						
Current Owner	LYNN BASTIAN					
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

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

RE-ROAD POOL

Several Attempts to contact claimant - No Response

AG letter sent 10/16/02 - No Response

Reviewer: _____

Date: _____



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

DIVERSION DAM OLD CHANNEL OF PECK CREEK COLLECTS SPRINGS FOR IRR. No dam located. Pasture appears to be irrigated by groundwater from sub-irrigation. Tag placed on fenceline. No evidence of diverted flow to measure.

Assumptions

Pature appears to be irrigated by groundwater from sub-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

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

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

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

☐

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

☐

New Contact Comments

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IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID

POD ID

Quad

Claim Type

Easting

Northing

GPSID

Diversion Description

DIVERSION DAM OLD CHANNEL OF PECK CREEK COLLECTS SPRINGS FOR IRR. Plastic dam on submerged culvert

Assumptions

Invoice #

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

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

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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SCANNED

MAY 22 2001

Log for claim A29-11463

Spatial Dynamics LTD

7/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s37e	30	NESW	0	0	
10s37e	30	SWSW	40	38	
10s37e	31	NWNW	20	14	
Totals:			60	52	

AJ5809NP
No. A29-11463

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 235

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MERLIN S BASTIAN RT 1 MALAD ID 83252 (208) 766-2566	06/01/1955	IRRIGATION	01-01 12-31	1.200 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.200 CFS	150.00 AFA

C LYNN S BASTIAN
1463 E ARIMO RD
ARIMO ID 83214
(208) 254-3193

Water Source: SPRINGS

Tributary to: PECK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R37E S31 NENWNW SENWNW BANNOCK 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
10S	37E	30	:																	:	40.0
10S	37E	31	:																	:	20.0
																				TOTAL ACRES	60.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: A29-04302

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-04302

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	
Audit:	04/18/90 WILSON	09/07/94 JTHOMPSO	03/29/95 POST-STD

A29-11463

I, J. Royal Cole of Arimo, Idaho, remember in 1926 when I was a young man of 16 years of age, that George Morrison, running the ranch of Tom Woodland, was diverting water from the Springs at the location commonly referred to as point of the hill. The point of diversion being:

T105 R37E S31 (NENMNW) (SENNMW)

I have been a life long neighbor to this ranch which is now owned by Merlin S. Bastian and Lynn S. Bastian.

I attest to the fact that this is a true statement.

J. Royal Cole
signed

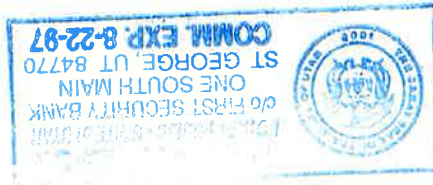
3-29-1995
dated

STATE OF IDAHO Utah)
COUNTY OF Washington)

On this 29 day of March, 1995, personally

appeared before me, a Notary Public, J. Royal Cole

who acknowledged that he executed the foregoing statement.



Juan V. Stilian
NOTARY PUBLIC for: Utah
Residing at: St. George
My commission expires: 8-22-97
NOV 14 1996

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 29-11463
Date Received: 4/18/1990
Receipt No: E013318
Received By:

AMENDED

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

AMENDED

1. Name of Claimant(s)

LYNN S BASTIAN Phone: (208)254-3193
1463 E ARIMO RD
ARIMO ID USA 83214

MERLIN S BASTIAN Phone: (208)766-2566
685 N 5400 W
MALAD CITY ID USA 83252

2. Date of Priority: 06/01/1926

3. Source: UNNAMED STREAM , UNNAMED STREAM Trib. to: MARSH CREEK , MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
10S	37E	30	NE	SW	SW 8	BANNOCK	
10S	37E	31	NE	NW	NW 1	BANNOCK	

5. Description of diverting works:

DIVERSION DAM OLD CHANNEL OF UNNAMED STREAM COLLECTS SPRINGS FOR IRR. NEIGHBOR
ALSO USES LOWER POD.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.2	
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 600

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
10S	37E	30	SW	SW	IRRIGATION	40
					Section Acres	40
10S	37E	31	NW	NW	IRRIGATION	20
					Section Acres	20
					Total Acres	60

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:

AMENDED TO ADD STOCKWATER AND CORRECT POU AND PRIORITY DATE.

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): *[Signature]* Date: 3/4/03

Date: _____

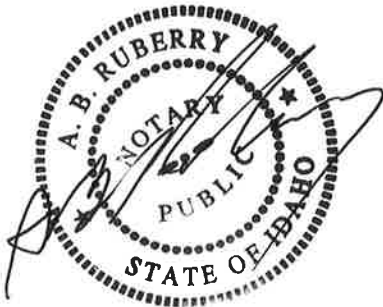
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 4th
of March 2003 *[Signature]*

Notary Public

Residing at *[Signature]*

My commission Expires 9/27/07

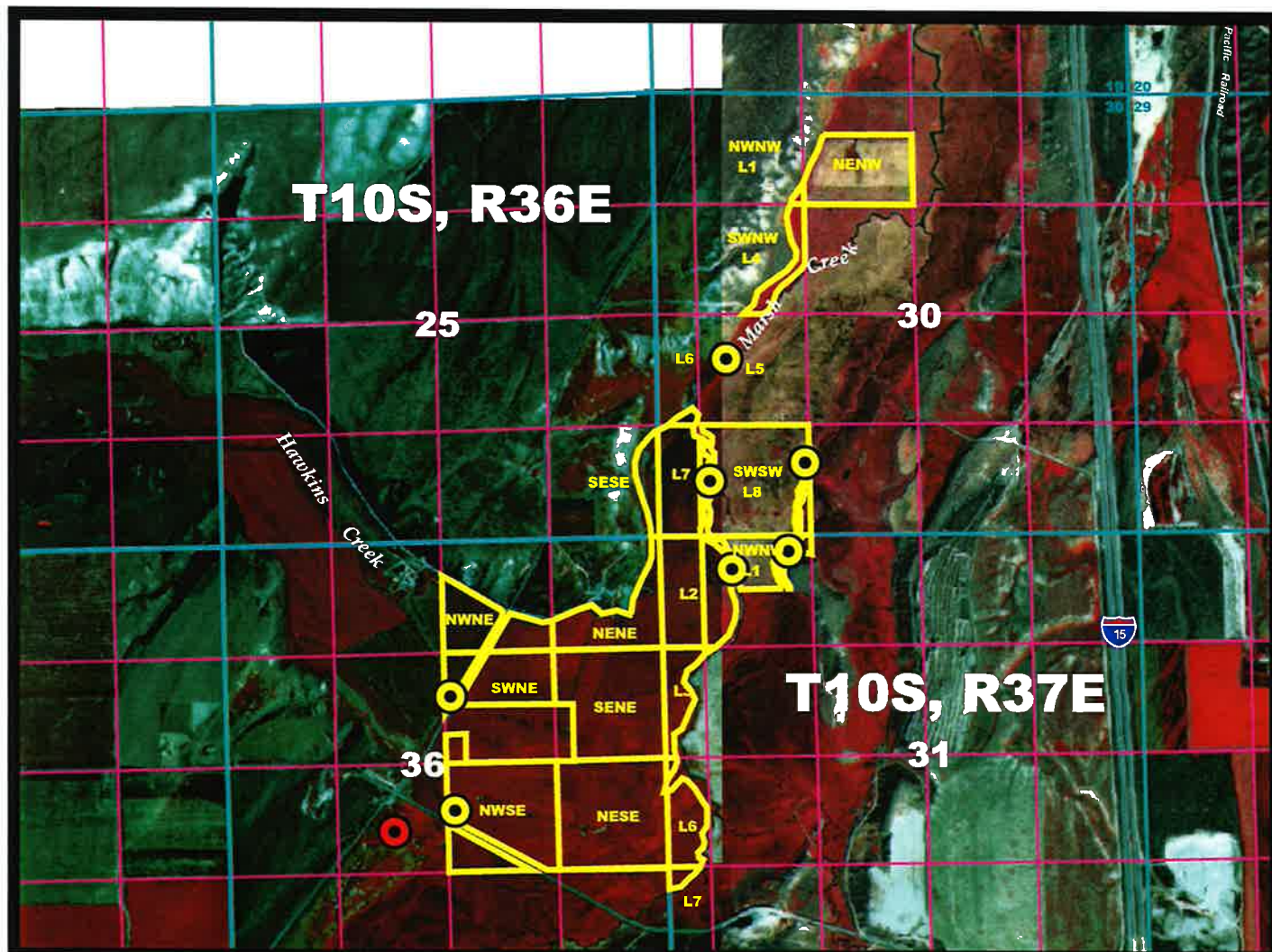




State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

29-04302,
29-11463,
29-11465

Place of Use: (parts of): T11S, R36E
Sec. 25 S2, Sec. 35 NE, Sec. 36 N2

Point(s) of Diversion: Hawkins Ck

T10S, R36E Sec. 36 NWSWNE

NWNWSE (Rediv)

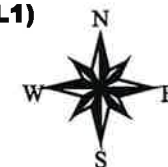
Marsh Creek:

T10S, R37E Sec. 30 NWNWSW (L5),

NWSWSW (L8), Sec. 31 NWNWNW (L1)

Unnamed Stream: NESWSW (L8),

NENWNW (L1)



LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter

750 0 750 1500 2250 3000 3750 4500 5250 6000 6750 7500 8250 9000 9750 10500 11250 12000 12750 Feet

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2003

MAY 22 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: A29-11463
Date Received: 4/18/1990
Receipt No: E013318
Received By: KW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERLIN S. BASTIAN 208-766-2566
Address: RT. 1 83252
MALAD, ID
OR
Name: LYNN S. BASIAN 208-254-3193
Address: 1463 EAST ARIMO ROAD 83214
ARIMO, ID

A2911463



2. Date of Priority: JUN 01, 1955

3. Source: SPRINGS Trib. to: PECK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	37E	31	NE	NW	NW		BANNOCK
			SE	NW	NW		BANNOCK

5. Description of diverting works:

DIVERSION DAM OLD CHANNEL OF PECK CREEK COLLECTS SPRINGS FOR IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	1.200		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is 150.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A29-11463

Page

1

Date: 04/18/90

MICROFILMED

NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	37E	30	SW	SW		IRR	40.0
						Section Acres	40.0
		31	NW	NW		IRR	20.0
						Section Acres	20.0
						Total Acres	60.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
A29-04302

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):

John Bastian

Date:

4/18/90

Date:

State of Idaho)

County of

Bonneville

) SS.

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

of

April

19

90

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC

My Commission Expires

RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94

MICROFILMED

NOV 16 1992

A29-11465
MICROFILMED
NOV 9 1992



T 10 S

SPRINGS

Place of Use

R37E

30

31

Creek

36

ALLEY

REDUCTIONS

50-1

R36E