IDAHO DEPARTMENT OF WATER RESOURCES 11/26/2001

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: STEVEN E FERRO
5470 W SKI VIEW DR
POCATELLO ID 83204

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.09 CFS
18.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 29-00494C IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.14 CFS.

PRIORITY DATE: 07/13/1956

POINT OF DIVERSION:

T07S R35E S23 NWSWNE Within BANNOCK County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.090 CFS 18.00 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S23	NWNE	0.5	T07S R35E S23	SWNE	2.1
T07S R35E S23	SENW	1.9			

4.5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-00494C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4.5 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 4.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

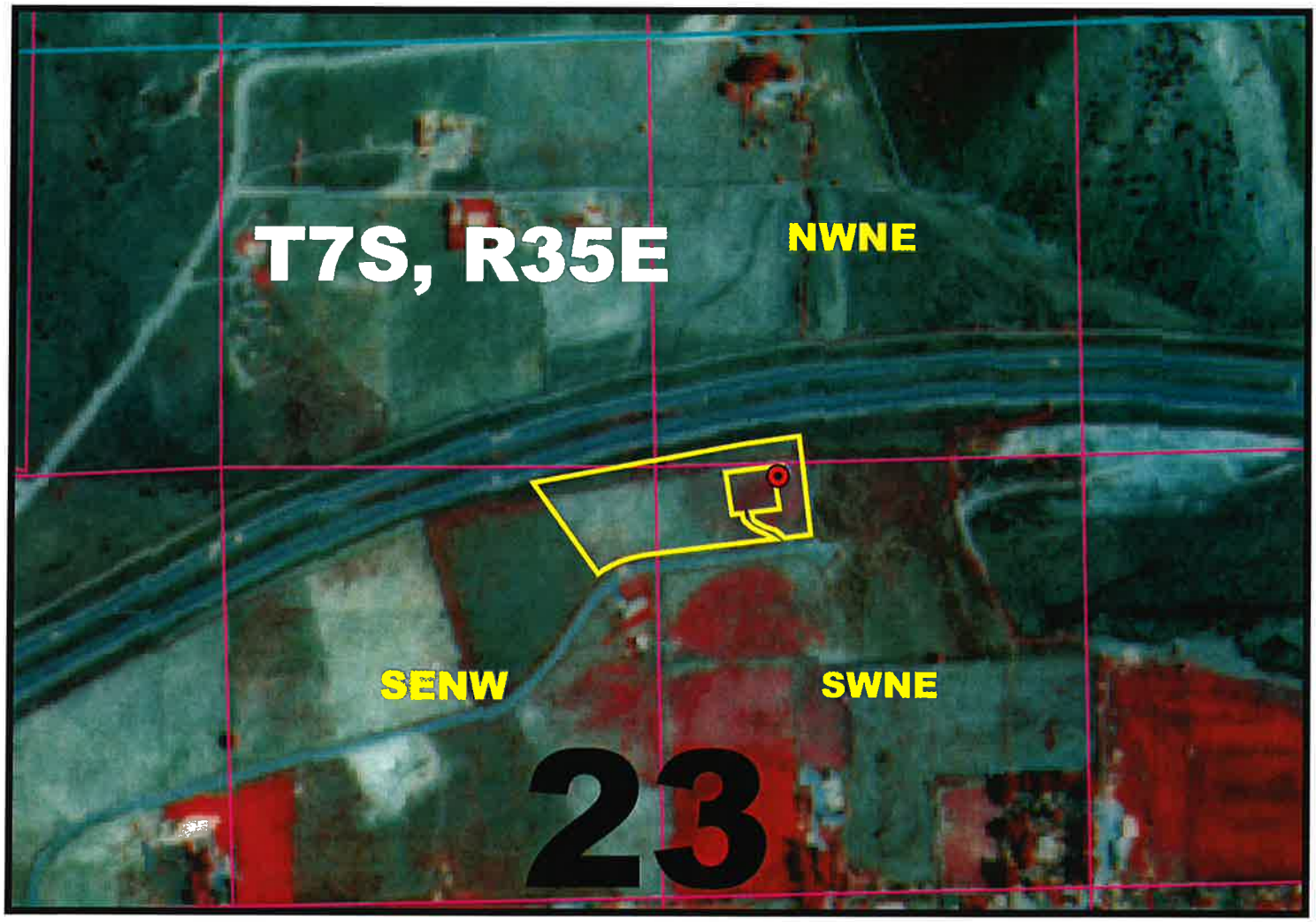
EXPLANATORY MATERIAL: Beneficial Use

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

STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-13205



1320 0 1320 Feet

Total Irrigated Acres: 4.5

- Point(s) of Diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines

N
W E
S

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: November 2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13205 V1

WATER RIGHT NUMBER: 29-13205 V1

Owner Type	Name and Address
Current Owner	STEVEN E FERRO 5470 W SKI VIEW DR POCATELLO, ID 83204 (208)775-3631

Priority Date: 07/13/1956

Basis: Beneficial Use

Status: Active

Source: GROUND WATER

Tributary:

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	04/01	10/31	0.090 CFS	18.00 AF
		Total Diversion:	0.090 CFS	18.00 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4SW1/4NE1/4 Sec. 23, Twp 07S, Rge 35E, B.M.
BANNOCK County

Place of Use

IRRIGATION Within BANNOCK County

T07S R35E S23	NWNE	0.5	T07S R35E S23	SWNE	2.1
T07S R35E S23	SENW	1.9			

Total Acres: 4.5

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation: USE OF THIS RIGHT WITH RIGHT NO. 29-00494C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4.5 ACRES IN A SINGLE IRRIGATION SEASON.
2. Place of Use - Irrigation: THIS RIGHT IS LIMITED TO THE IRRIGATION OF 4.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. Quantity: USE OF THIS RIGHT WITH RIGHT NO. 29-00494C IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.14 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13205 V1

Comments:

1. csaxton 11/26/2001 CO3
Comment: New well drilled in 1986. POU historically irrigated from Mr. Larsens well. Transfer not needed.

2. csaxton 11/26/2001 Diversion Rate
Comment: Diversion Rate for both surface water and ground water recommended at 1 inch per acre for consistency with other splits. However since POU is under 5 acres, combine limitation is set at 1.5 in per acre.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	11/26/2001 11:56:07 AM	csaxton			Active
POD	11/26/2001 11:56:55 AM	csaxton			Active
Source	11/26/2001 11:59:46 AM	csaxton			Active
POU	11/26/2001 12:00:46 PM	csaxton			Active
Use	11/26/2001 12:04:04 PM	csaxton			Active
Season	11/26/2001 12:05:32 PM	csaxton			Active
Quantity	11/26/2001 1:18:33 PM	csaxton			Active
Summary	11/26/2001 1:25:15 PM	csaxton	11/26/2001 1:25:15 PM	csaxton	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
Contacts	11/26/2001 11:51:59 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field exam 5/21/01 and 6/12/01
POD	11/26/2001 11:57:32 AM	csaxton	Edited point location
POD	11/26/2001 11:57:56 AM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13205 V1

Priority Date	11/26/2001 11:56:08 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Licensing exam for m for 29-02342 indicates irrigation of claimed pou, but not licensed because not permitted. Priority date is date of licensing exam.
POD	11/26/2001 11:56:55 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 8. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - New well drilled in 1986. POU historically irrigated from Mr. Larsens well. Transfer not needed.
Source	11/26/2001 11:59:46 AM	csaxton	(No) 1. Is the basis of claim decree or license? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam 6/12/01
POU	11/26/2001 12:00:46 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Field Exam 6/12/01
POU	11/26/2001 12:01:45 PM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13205 V1

Use	11/26/2001 12:04:03 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam 6/12/01
Season	11/26/2001 12:05:31 PM	csaxton	(No) 1. Is the basis of claim decree or license? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administrativly determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	11/26/2001 1:18:34 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Per David Tuthill - claims under 0.20 cfs do not require measurement. Description for Question 10 - IDWR standard of 4af/acre
Summary	11/26/2001 1:25:16 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

29-02342

	Claim			Recommend	
L. POU	A) Wesling				Disallow ?
	0.12		0.02	0.09	
	6.0			4.6	
L. POU	B) Larsen				
	0.14		0.02	0.12	
	6.1			6.1	
B. POU	C) Hull →	29-13229			TR-69369
	0.10	0.10	0.02	0.10	
	4.7ac	4.7		4.7	
L. POU	D) Porter				TR-69313
	0.25		0.02	0.25	
	12.4			12.4	
B. POU	29-13205 (Ferro)				
	0.14		0.02	0.09	
	4.5			4.5	
B. POU	29-13226 (Bailey)		0.03		TR-69368
	0.07			0.07	
	2.3			2.3	

Σ of Recommended cfs = 0.72
Σ of Recommended AC = 34.6

Licensed cfs = 0.88
AC = 52.3

Recommended Div Rate + Ac < Licensed

WR #: Historical Riser **DATE: 6/12/01**

GPS File: N/A OR Northing: _____
Easting: _____

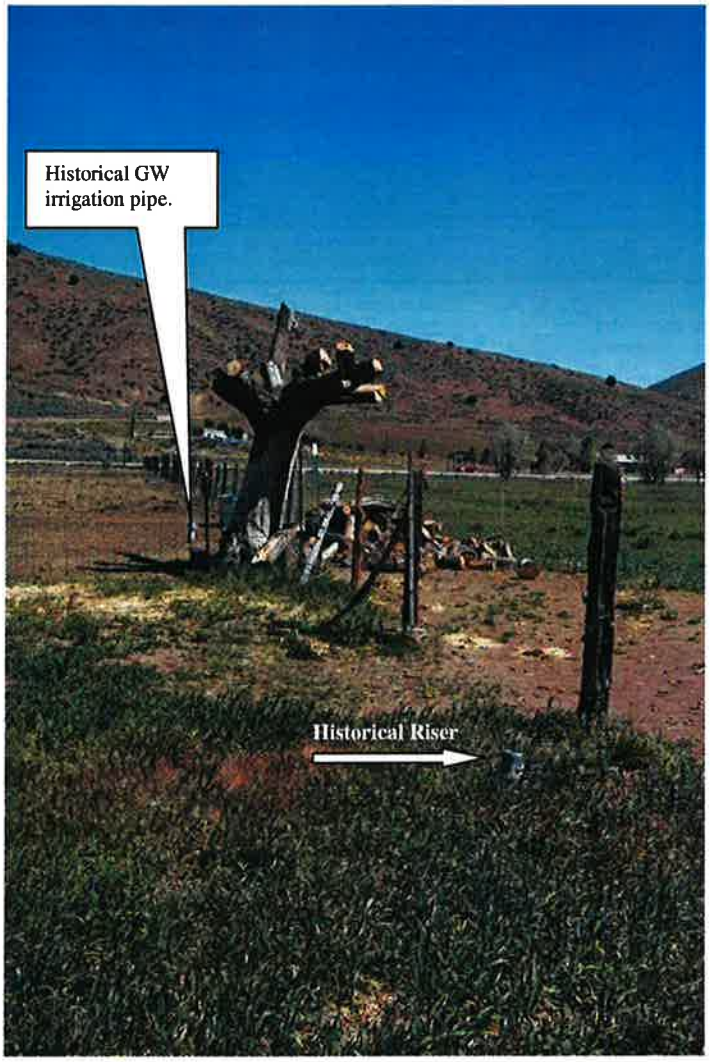
Looking North. Historical Riser on the north of Steve Ferro's property. This riser and others in the field show that this area has been historically irrigated. Field examiner report done on July 13, 1956 indicates Steve Ferro's property was irrigated at that time from well now owned by Mr. Larsen. Picture taken by Craig Saxton.

WR #: Blackrock Historical Irrigation

DATE: 5/21/01

GPS File: N/A OR

Northing: _____
Easting: _____

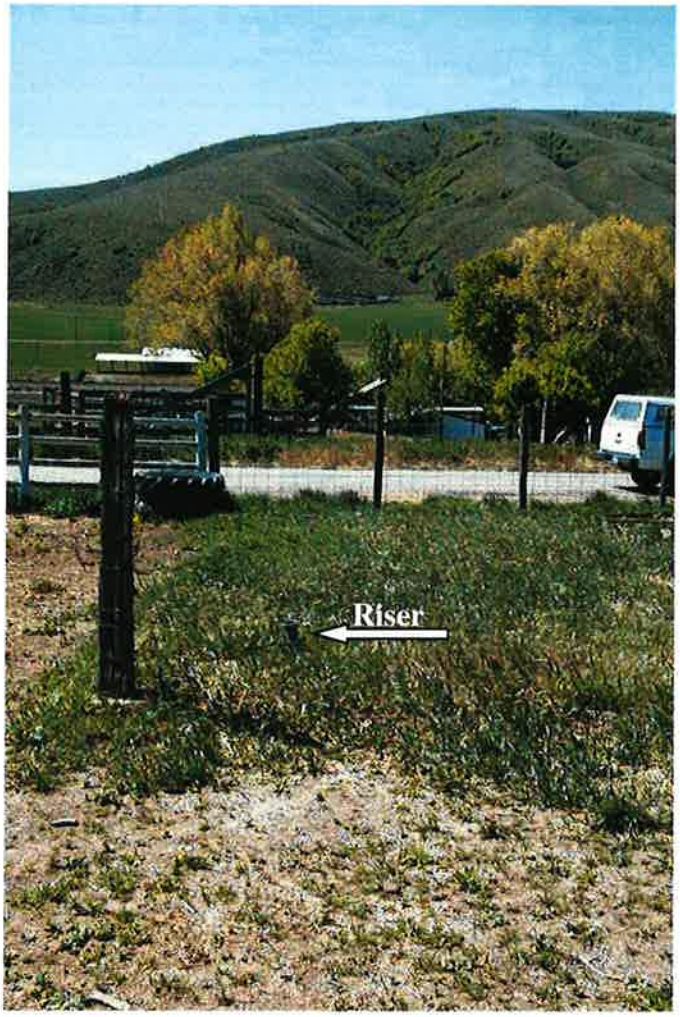


Looking North. Picture shows historical risers from buried pipe that was used to irrigate field originally from well located on Larsen's land. Larsens Property located south of Picture.

I-15 in background of the picture.

WR #: Blackrock Historical Irrigation **DATE: 5/21/01**

GPS File: N/A Or Northing: _____
Easting: _____



Looking South at Mr. Larsen' property. Picture taken from Mr. Scott's property. Picture shows histoical riser used to irrigate land from well on Mr. Larsen's land. Road in back ground is Ski View Drive. I-15 behind me in picture.

5275

State of Idaho
License and Certificate of Water Right

Water License No. 0-24591 Amount .88 second foot

Water District No. Priority November 28, 1953

THIS IS TO CERTIFY that EARL J. KING

of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 28, 19 53; that Permit No. 0-24591 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .88 second feet, was issued thereunder on August 23, 19 56, showing that said works were completed on the 29th day of November, 19 55, and that on the 29th day of November, 19 55,

EARL J. KING

of Pocatello State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well (subterranean flow), for the purpose of irrigation, under Use Permit No. 0-24591 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses at page 5775, on the 23rd day of August, 1956;

The right hereby confirmed dates from November 28, 19 53;

The Point of Diversion is located

in the SW ¼ NW ¼ Sec. 23, Tp. 7 S., R. 35 E., B. M. Bannock County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .88 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	35 E.	23	SW¼ NW¼	35	38
			NW¼ SW¼	15	14.32
			Total Number of Acres Actually Irrigated - -		52.32

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 23rd day of August, 19 56.

MARK R. KULP
State Reclamation Engineer

(SEAL)

29 2342

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-[illegible]591

This proof is for Completion of Works & Beneficial Use in Water District No.

1. Name of applicant Earl J. King, Route 1, South, Pocatello, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: It is in the NW¼ SW¼ of Section 23

T. 7 S., R. 35 E. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Well is 722 deep by 16" diameter cased 350, H=221, H+S=591. Westinghouse 30 hp Motor. Fairbanks Morse Turbine, Serial No. PS 2169. Deliver through a 6" pipe into an 8" main to the fields by sprinkler system.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW¼ SW¼ and SW¼ NW¼ Section 23,

Twp. 7 South, Range 35 East, B. M.

See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

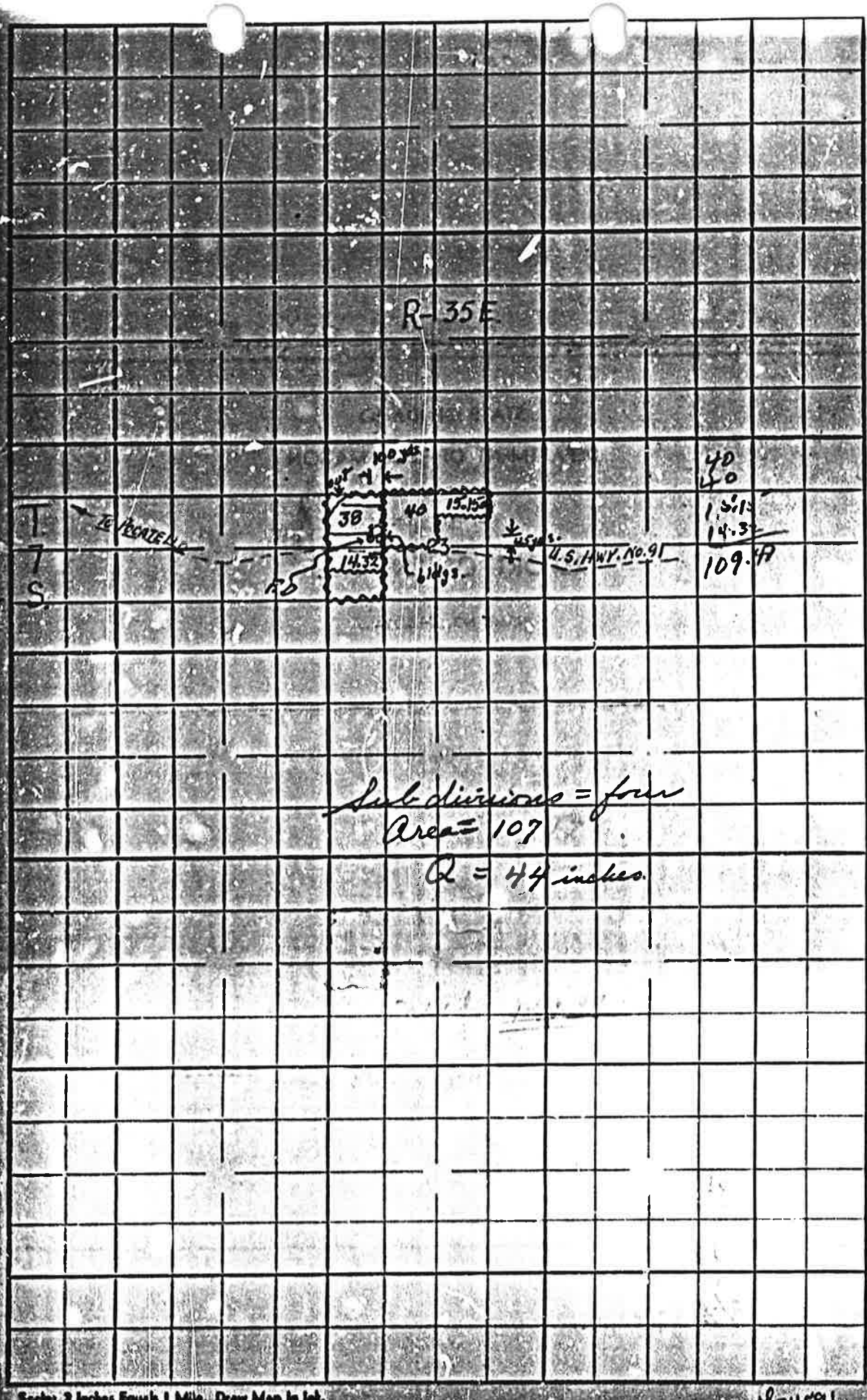
Remarks: 50 sprinkler heads operating today. Nozzle sizes are all mixed up, may have 2 3/16 nozzles on one head.

This examination was made on the 17 day of July 1946

H-24591

(Signed) E. N. Humphreys

Examiner



Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

L-21591

August 7, 1956

Re: Permit No. 24391

Mr. Earl F. King
[illegible]
Porterville, California

Dear Mr. King:

Inspection in connection with your Permit No. 24391 showed the well is to be in the SW¼SW¼ instead of the E½SW¼ Section 23, Township 2 South, Range 25 East, S.B., as described in the original Permit.

Enclosed find regular form for amendment. As soon as same is properly executed and returned to this office along with the $5.00 fee for Certificate of Completion of Works and $4.00 License fee, same will be issued and sent you, in the amount of .88 second foot.

I wish to call attention to the fact that the license is only for the two forties on the west (E½SW¼ and W½SW¼). If you wish the water appurtenant to all the farm it will be necessary to make a transfer so as to include it. Also enclosed is blank for same.

Very truly yours,

MARK E. HULP
State Reclamation Engineer
By

Chief Clerk

RshlA
Encl.

24391

Remarks:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

EARL J. KING *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 9:00 a.m. November 28, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-24591

Recorded in Book 87 Page 24591 Approved December 3, 1953

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of $ to be filed on or before

Work to begin on or before February 3, 1954 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before December 3, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 3, 19

Witness my hand this 3rd day of December, 1953

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 3rd day of December, 19 53

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By LEN JORDAN
Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
7 S.	35 E.	23		35	15		50 acres

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24591

Comes now Earl J. King and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-24591.

That the point of diversion is described in said permit as being located in the NW¼SW¼ Section 23, Township 7 South, Range 35 East, B. M.

That he now requests that the point of diversion be changed to a point located in the SW¼NW¼ Section 23, Township 7 South, Range 35 East, B. M.

That his reasons for desiring to make such change are as follows: That the well is actually located in the SW¼NW¼, Section 23, Township 7 South, Range 35 East, Boise Meridian. That point of diversion described in permit was made by mistake.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Pocatello, Idaho, this 10 day of August, 1956.

EARL J. KING

Date of receipt at Department of Reclamation August 14, 1956.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application f amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24591. This approval constitutes a new permit [illegible] amendment to the original permit, to which it refers and of which it becomes a part, and

JACK CUSHMAN DRILLING & PUMP CO.

1405 SOUTH BROADWAY

PHONE 785-1588 BLACKFOOT, IDAHO 83221

23 234 7929

7929

Name Steve Ferro

Address 4101 Old Hwy 91 Space #10 Pocatello, Idaho

Date: August 5, 1986

W.L. 70'

Quan.	Description	Unit Price	Amount
124'	6" Drilling & Casing	12.50	1550.00
1	6" Driveshoe		75.00
10'	Perforating 6" Casing	2.00	20.00
	5 & 5 30		
	Less Land		
	Sales Tax		40.95
	TOTAL		$1685.95

In consideration of being given such credit now or at any other time, in the event I fail to pay and collection is made by suit or otherwise, I agree to pay all collection costs, including a reasonable attorney's fee for its collection with or without suit.

Buyer: _____ Seller: _____

No 1537

P.W. 1324

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 29-13205
Date Received: 7/16/2001
Receipt No: E027287
Received By: CG

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A2913205

1. Name of Claimant(s)

STEVEN E FERRO Phone: (208)775-3631

5470 W SKI VIEW DR
POCATELLO ID USA 83204

2. Date of Priority: 07/13/1956

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	23	NW SW NE	BANNOCK	

5. Description of diverting works:

WELL IN PUMPHOUSE TO SPRINKLER LINE FOR YARD AND PASTURE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.14	18

7. Total Quantity Appropriated is:
0.14 C.F.S. and/or 18 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
07S	35E	23	NW	NE		IRRIGATION	0.5
			SW	NE		IRRIGATION	2.1
			SE	NW		IRRIGATION	1.9
						Section Acres	4.5
						Total Acres	4.5

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:

THIS CLAIM IS BASED ON THE FIELD EXAM FOR LICENSE 29-02342, WHICH SHOWED HISTORICAL IRRIGATION OF THE SWNE AND SESW OF SECTION 23, T7S, R35E. THE LICENSE DIDN'T INCLUDE THESE TWO 40 ACRE TRACTS BECAUSE THEY WERE NOT PERMITTED.

CLAIM SET TO TEMPORARY STATUS UNTIL SIGNED AND RETURNED WITH THE APPROPRIATE FILING FEES (CSAXTON 7/18/01).

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): Steven E Funo Date: 11-19-01

_____ Date: _____

State of Idaho)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 19th

of November 2001

Jennifer Crabtree

Notary Public

Residing at Idaho Falls, ID

My commission Expires 9-23-01

STATE OF IDAHO NOTARY PUBLIC JENNIFER CRABTREE