

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13396 V1

WATER RIGHT NUMBER: 29-13396 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY ALENE TREASURE 2888 CHESTERFIELD RD BANCROFT, ID 83217 (208)648-7897
Current Owner	WILLIAM JEAN TREASURE 2888 CHESTERFIELD RD BANCROFT, ID 83217 (208)648-7897

Priority Date: 04/15/1975

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
TWENTYFOUR MILE CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 09/15	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

TWENTYFOUR MILE CREEK	NW1/4NW1/4SE1/4	Sec. 33, Twp 06S, Rge 39E, B.M.
CARIBOU County		

Place of UseIRRIGATION Within CARIBOU County

T06S R39E S33	NWNW	7.0	T06S R39E S33	SWNW	38.0
T06S R39E S33	NESW	33.0	T06S R39E S33	NWSW	37.0
T06S R39E S33	SESW	16.0			
Total Acres: 131					

Conditions of Approval:

1. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
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.
3. E29 Use of this right is combined with water from Chesterfield Canal & Reservoir Company.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-73C IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.8 CFS.

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2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 131 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-2538 AND 29-73C.
3. General THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 29-73C PURSUANT TO SECTION 42-1426, IDAHO CODE.
4. Explanatory THIS RIGHT IS FOR AN ENLARGEMENT OF 91 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

Comments:

1. cbird 10/3/2002 INJECTION WELL
Comment: ADDING 24 MILE CREEK TO THE WELL ENLARGED THE POU.

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:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	10/3/2002 12:38:57 PM	cbird			Active
POD	10/3/2002 12:39:43 PM	cbird			Active
Source	10/3/2002 12:40:12 PM	cbird			Active
POU	10/3/2002 12:44:01 PM	cbird			Active
Use	10/3/2002 12:45:55 PM	cbird			Active
Season	10/3/2002 12:47:21 PM	cbird			Active
Quantity	10/3/2002 12:48:17 PM	cbird			Active
Summary			10/03/2002	cbird	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/3/2002 12:36:54 PM	cbird	(No) 1. Do you want to schedule an appointment?
Comment for 1: FIELD EXAM 6-13-02			

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POD	10/3/2002 12:39:05 PM	cbird	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Priority Date	10/3/2002 12:38:19 PM	cbird	(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? (Yes) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? (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 - FIELD EXAM
Source	10/3/2002 12:39:34 PM	cbird	(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
POU	10/3/2002 12:43:24 PM	cbird	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - ENLARGEMENT CLAIM Description for Question 13 - FIELD EXAM

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Use	10/3/2002 12:45:18 PM	cbird	(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
Season	10/3/2002 12:46:44 PM	cbird	(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? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	10/3/2002 12:47:40 PM	cbird	(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? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?
Summary	10/3/2002 12:57:14 PM	cbird	(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?
POD	10/16/2002 1:51:07 PM	ecarlson	Edited point location

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POU

10/16/2002 1:52:22 PM

ecarlson

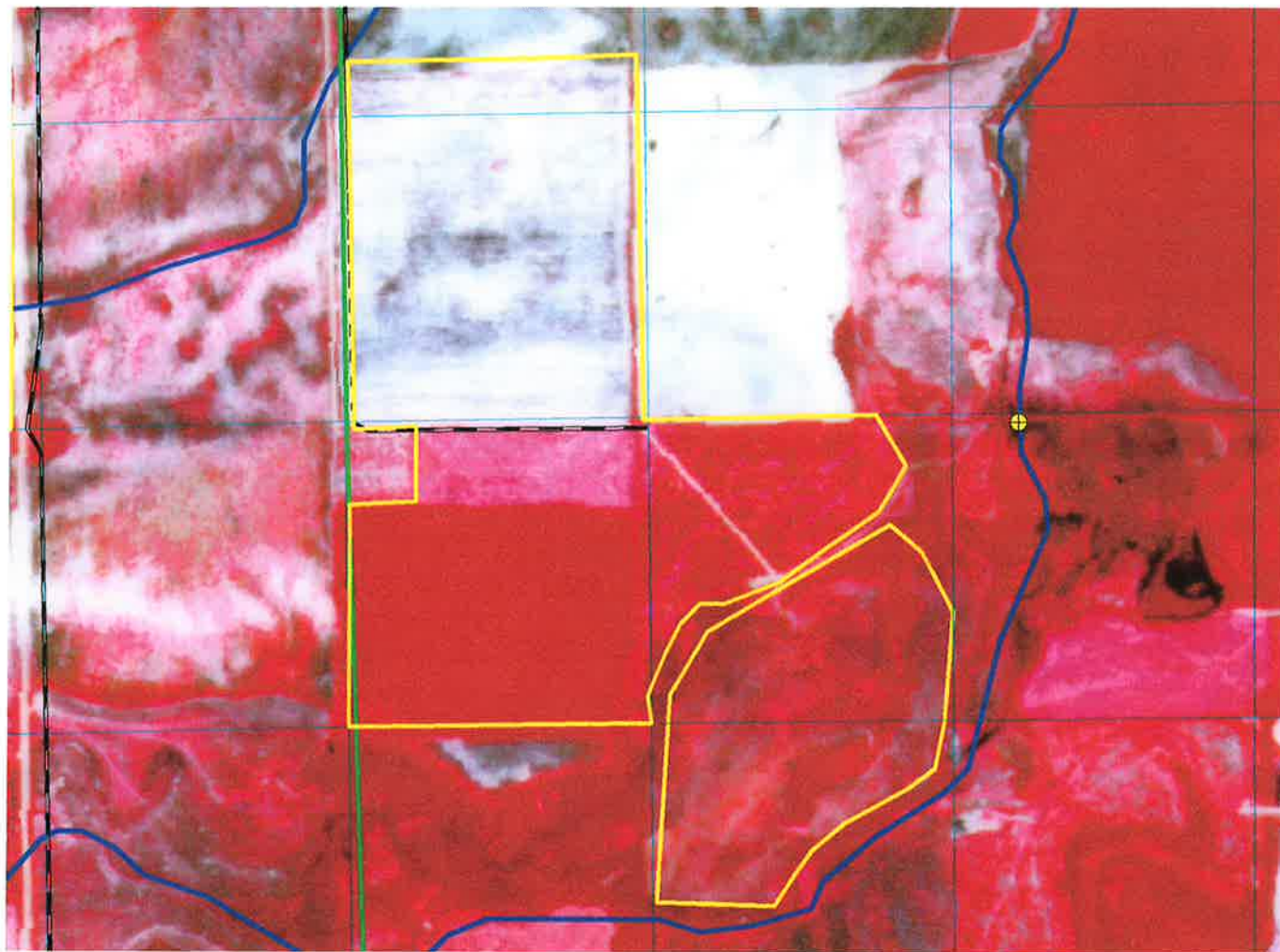
Edited shape boundary



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right 29-13396



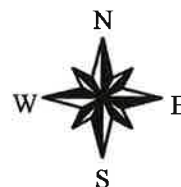
0.2 0 0.2 0.4 Miles

LEGEND

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

Place of Use: T6S, R39E,
(part of) Section 33

Points of Diversion: T6S, R39E
Sec. 33 NWNWSE



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: October, 2002

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



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.


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,
SESWE, 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, 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: 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: 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, SESENW
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.

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: 29-13396

MARY ALENE TREASURE
2888 CHESTERFIELD RD
BANCROFT ID 83217
Telephone Number: (208)648-7897

WILLIAM JEAN TREASURE
2888 CHESTERFIELD RD
BANCROFT ID 83217
Telephone Number: (208)648-7897

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: 3-14-03 SIGNATURE: William Jean Treasure

Please print your name: _____

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

Contacts Data Entry Form

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

Current Owner: No Change

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

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Jason Hatch Phone Number: _____

Relationship to Claimant: operates the property for Ralph Killinger

Date of Field Exam: 6/13/02 Time: 2pm.

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

by Chesterfield Cornitany.

Reviewer: CB

Date: 10/3/02

Priority Date Data Entry Form

Claim Number: 29-13396

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5-1-1881 Claimed Basis: B.U.Recommended Priority Date: 4/15/1975 Recommended 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:

field exam:

Enlargement occurred after the well was drilled in 10/5/1966. They didn't get enough water from the G.W. source so they began adding the S.W. to the system. The licensing exam was done Aug. 5, 1974 and he found no co-mingling of sources.

Reviewer: CBDate: 10/3/02

Point of Diversion and Source Data Entry Form

Claim Number: 29-13396

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
6S	39E	33		NW NW SE	Caribou	24 mi - Creek
GPS Coordinates: 42.8545840				-111.8934078		
GPS Coordinates: _____				_____		
GPS Coordinates: _____				_____		
GPS Coordinates: _____				_____		
GPS Coordinates: _____				_____		
GPS Coordinates: _____				_____		
GPS Coordinates: _____				_____		

Other rights from this POD? 29-73C, 73A, 73B

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

field exam

Transfers Changing POD _____

Reviewer: CBDate: 10/3/02

Place Of Use Data Entry Form

Claim Number: 29-13396☒ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

field exam enlargement claim to 29-13396Transfers Changing POU 760Reviewer: CBDate: 10/3/02

Purpose of Use Data Entry Form

Claim Number: _____



Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

field exam

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 10/3/02

Period of Use and Quantity Data Entry Form

Claim Number: 29-13396☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/15	9/15	0.8	

Overall Diversion Rate 0.8

Overall Diversion Volume _____

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

field exam.Reviewer: CBDate: 10/3/02

Claim No.: _____

Summary Data Entry Form

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

- C18 -
- Enlargement claim
 - This right when combined with 29-73C, not to exceed 0.80.

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.:

Reviewer

CB

Date

10/3/02

Notes

- 10/3/02 - 24 mi is being injected into the G.W. system and the piped over additional land. This claim was filed as an enlargement claim to 29-73C.
- Claimant has been notified that the injection of 24 mi into the G.W. must not continue because the bacteria levels are too high.
- Claimant; Jason Hatch was in my office in Sept, 2002 when they filed this claim and has agreed to move the pond away from the well. They can still Co-mingle the source but it has to be done away from the well.

CB 10/3/02

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 29-13396
Date Received: 9/19/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARY ALENE TREASURE Phone: (208) 648-7897

2888 CHESTERFIELD RD
BANCROFT ID USA 83217

WILLIAM JEAN TREASURE Phone: (208) 648-7897

2888 CHESTERFIELD RD
BANCROFT ID USA 83217

2. Date of Priority: 05/01/1881

3. Source: TWENTYFOUR MILE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	39E	33	NW NW SE	CARIBOU	

5. Description of diverting works:

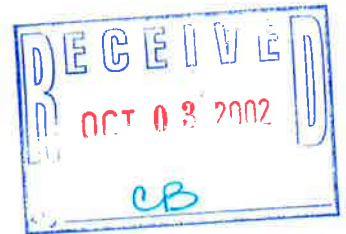
CEMENT WIER IN CREEK, DITCHES, HEADGATE, POND 30HP PUMP, SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	09/15	0.8	340

7. Total Quantity Appropriated is:
0.8 C.F.S. and/or 340 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
06S	39E	33	NW	NW	IRRIGATION	7
			SW	NW	IRRIGATION	38
			NE	SW	IRRIGATION	30
			SE	SW	IRRIGATION	16
Section Acres						91
Total Acres						91

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:

RALPH KILLINGER IS PURCHASING THE PROPERTY ON CONTRACT. TREASURE DOESNT WANT TO RELEASE THE W/R UNTIL THE CONTRACT IS PAID IN FULL. ENLARGEMENT CLAIM TO 29-73C. WATER IS INJECTED INTO THE GW & PUMPED ONTO LAND ALSO COVERED BY LICENSE AS WELL AS SOME FLOOD IRRIGATION. 29-73C IS 40 INCHES OF WATER. STARTED ADDING TO GW AFER WELL WAS DRILLED."OTHER RIGHTS USED 29-73C & 29-2538.

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): _____ Date: _____

Date:

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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

29-13396

Date Received

9-19-02

Receipt Number

E028168

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
SEP 19 2002
Department of Water Resources
Eastern Region

Please type or print clearly

1. Name of Claimant (s) William Jean or Mary Alene Phone (208) 648-7897Mailing Address 2888 Chesterfield Rd Bancroft, ID Zip 832172. Date of Priority (Only one (1) per claim) 10/5/1966 5/1/18813. Source of water supply (a) Twenty four mile
which is tributary to (b) Portneuf River4. a. Location of existing point of diversion is: Township 6S Range 39E Section 33,
NW 1/4 of NW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Caribou

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. cement wier in creek, ditches,
headgate, pond, 30hp pump, sprinklers

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/15 to 9/15 amount 0.80 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.80 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 340.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>6S</u>	<u>39E</u>	<u>33</u>					<u>7</u>	<u>38</u>			<u>30</u>	<u>38</u>		<u>16</u>					<u>91</u>

Total number of acres irrigated 91

11. In which county (ies) are lands listed above as place of use located? Caribou.

12. Do you own the property listed above as place of use? Yes X No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
29-73C, 29-2538. or None ()

14. Remarks:
Ralph Killinger is purchasing the property on contract from Jean Treasures. Mr. Treasure doesn't want to release the w/e's until the contract is paid in full.
Enlargement claim to 29-73C. Water is injected into the G.W. and pumped on to land also covered by license as well as some flood irrigation. 29-73C is for 40 inches of water. Started adding to G-W after well was drilled.

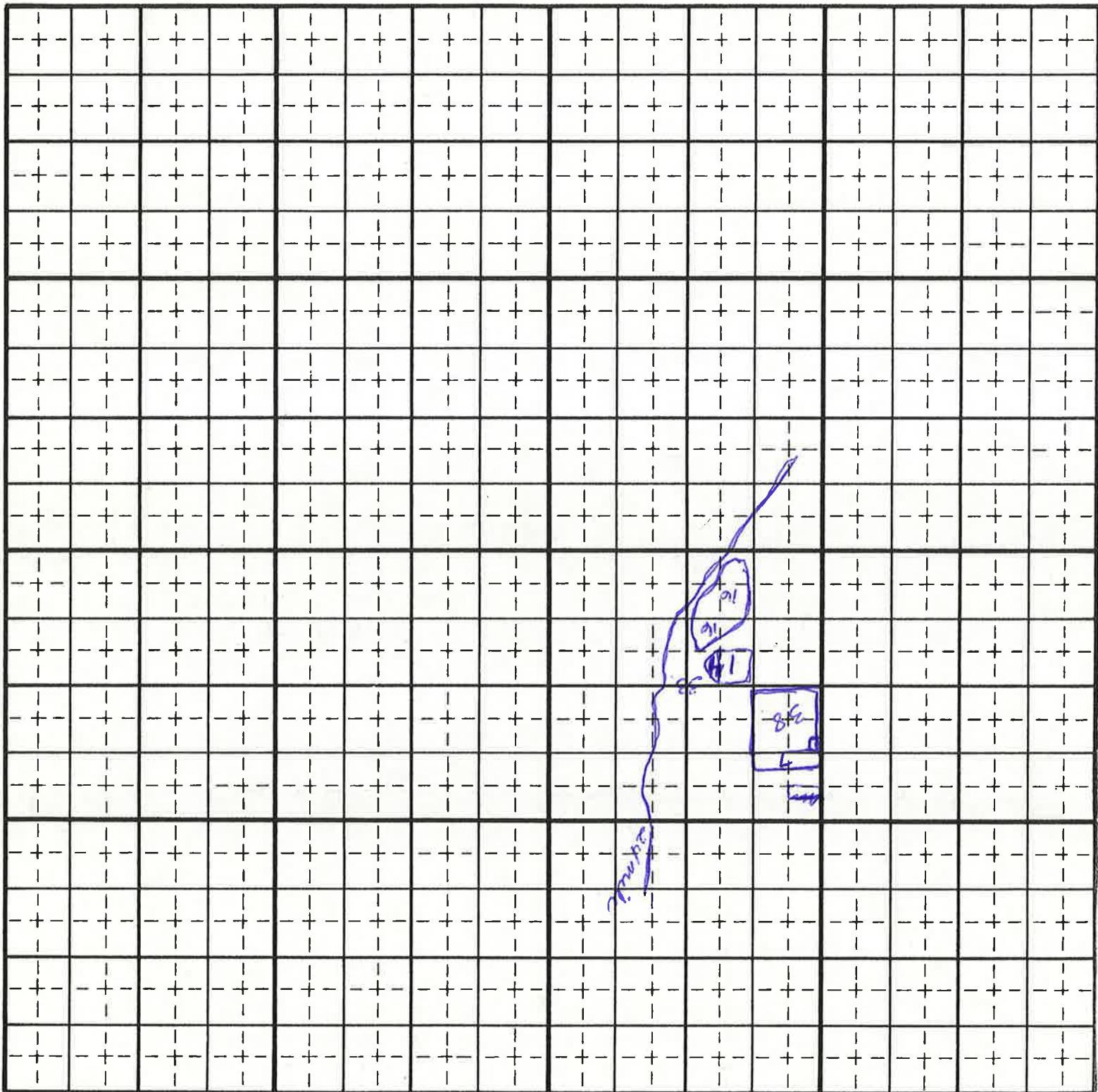
Last Name Treasure Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

65 39E Sec. 33



Last Name

Treasure

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) William Jean Treasure Date 9.17.02

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____
Organization _____, that I have signed the foregoing

document in the space below as _____ of _____
Title _____ Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 17th day of September 19 2002

SEAL

Notary Public Cindy C Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Treasure Ident. Number _____