

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

PROFIT



STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 35-12392



0 660 1320 1980 2640 Feet

LEGEND



Point of Diversion



Place of Use



Section Line



Quarter-section line

Acres Irrigated = 134



PROFILED

SCANNED
OCT 04 2005

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: E. Carlsen
Date: October 1999



STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 35-12392



0 660 1320 1980 2640 Feet

LEGEND

-  Point of Diversion
-  Place of Use
-  Section Line
-  Quarter-section line

Acres Irrigated = 134



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: E. Carlsen
Date: October 1999

PROFILED

SCANNED
OCT 04 2005

18:38:06
05/29/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: 835-12392

LAST: SAXTON
ADDRESS: 1471 W. 300 SO.
CITY: PINGREE
PHONE NUMBER: 208-684-4351

FIRST: ELIAS
STATE: ID ZIP: 83262

LAST: SAXTON
ADDRESS: 1471 W. 300 SO.
CITY: PINGREE
PHONE NUMBER: 208-684-4351

FIRST: LORRAINE
STATE: ID ZIP: 83262

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
M

FIELD
EXAMINER

NO REMARKS IN CLAIM

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/7/92

APPOINTMENT MADE: Y() N(X)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

DRIVE BY EXAM w/ ASCS PHOTO.

A. AJ CLAIM: * A35-12392 PRIORITY DATE: 05-01-1953 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS: As of 11-10-93, CLAIMANT HAS NOT SUBMITTED EVIDENCE OF PRIORITY. Requests
WERE MADE THE LAST VIA TELECON ON 9-23-93 w/ ERIC VERDER. RECOMMEND DISADVANTAGE, No Blawie Agreed. SMOO.

9-23-98. TELECON w/ EHAS SAXTON: EXPLAINED TO HIM THE NEED TO SUBMIT DOCUMENTATION
SUPPORTING A 1953 PRIORITY DATE. HE INDICATED THE PROPERTY WAS ORIGINALLY
DEVELOPED AS A CHURCH WELFARE FARM. HE KNOWS AN INDIVIDUAL THAT
HELPED DEVELOP IRRIGATION SYSTEM. E. CARLSEN.

RECOMMENDED PRIORITY DATE:

4-1-1954 - emc 19 Oct '99

REVIEWED BY

ES

DATE

11-10-93

19-Oct-99. Dates annotated on well log indicate drilling of well was
completed on Feb 18, 1954, without a well test. Recommend
priority be April 1, 1954, the beginning of the irrigation
season for this basin. Ernest Carlsen.

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-12392	02S	33E	1	NW	NW	NW		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	Y
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	Y

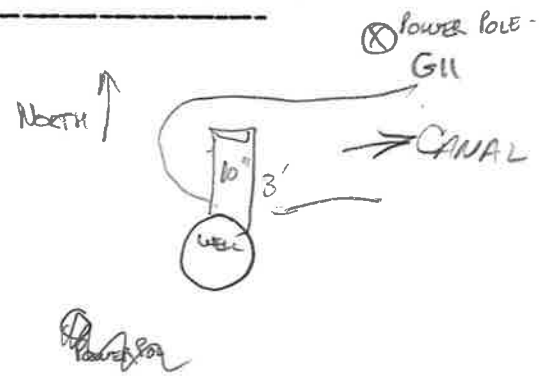
REMARKS:

ON-SITE EXAM: POD IS IN THE NW NW NW AS CLAIMED.

MOTOR: US MOTORS NO. 984341, 75 HP

PUMP: LAYNE BOWER 10" DISCHARGE.

NO ACCESS PORT. / DATE ON POWER BOX INSTALLED 6/11/1976



RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
2S	33E	1	NW	NW	NW	4	B. UG

SOURCE:

REVIEWED BY: [Signature]

TRIB:

DATE: 2/1/92

A. ROOT WATER RIGHT NUMBERS: A35-12392

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	HR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES	
02S	33E	1	NE	NW		SAXTON, ELIAS	A35-12392	/	-	/		
02S	33E	1	NW	NW		SAXTON, ELIAS	A35-12392	/	-	/	Stock	OK
02S	33E	1	SW	NW		SAXTON, ELIAS	A35-12392	/	-	/	Stock	OK
02S	33E	1	SE	NW		SAXTON, ELIAS	A35-12392	/	-	/	Stock	OK
02S	33E	1	NE	NW	(3)	SAXTON, ELIAS	A35-12392	/34.0	-	/	36	36
02S	33E	1	NW	NW	(4)	SAXTON, ELIAS	A35-12392	/40.0	-	/	32	32
02S	33E	1	SW	NW		SAXTON, ELIAS	A35-12392	/40.0	-	/	30	30
02S	33E	1	SE	NW		SAXTON, ELIAS	A35-12392	/40.0	-	/	36	36
TOTAL ACRES							A35-12392	154.00		146.00	134	134

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

PRESUMPTION FLAG:

REMARKS:

EXAMINED POU 7/7/92. VERIFIED ACRES w/ ASCS PHOTO. ASCS CREDITS THIS POU w/
131 ACRES. I AM RECOMMENDING 134. PLACE OF USE IS FLOOD IRRIGATED SO HIGH SPOT SPOTS
AND ROCK OUTCROPS ARE NOT IRRIGATED. STOCK WATER OUT OF IRRIGATION DITCHES
DURING IRRIGATION SEASON

RECOMMENDATIONS:

TOTAL ACRES:

134

REVIEWED BY:

SS

DATE: 7-7-92

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-12392 IRRIGATION	FROM 05-01 TO 12-01	3.080 CFS
A35-12392 STOCKWATER	FROM 05-01 TO 12-01	.050 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.130 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	Y
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	Y
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER? Y(☐) N(☐) EXPLAIN IN REMARKS, BELOW.

REMARKS:

• USES: USE FROM WELL INCLUDES IRRIGATION - LIVESTOCK CAN WATER FROM THESE DITCHES.

RECOMMEND USES AS CLAIMED.

• Q: THEORETICAL DIVERSION RATE. SYSTEM WAS NOT RUNNING @ TIME OF EXAM.

HP = 75 ; PSI = 3 (OPEN DISCHARGE) ; *H = 140' (FROM NEIGHBORING WELL LOGS) ; E = 70%

Q_{THEOR} = 3.15 cfs || RECOMMEND LIMITING Q TO 1" ALLE = (134)(0.02) = 2.68 cfs. - ALLOW 0.05 FOR STOCK - TOTAL Q = 2.73 cfs.

• PERIOD OF USE FOR IRRIGATION IS 4/1 TO 10/31 - RECOMMEND STOCK USE AS CLAIMED.

* H: NEARBY WELL LOGS TO EAST 1/2 BEST SHOW STATIC H₂O @ 130' TO 160' - USE 140'

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(~~X~~) N()

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

3.130

CFS
CFS

B/U RIGHT

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

*** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS ***

*** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. ***

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD THEORETICAL, SEE Pg 6, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POB AND IRRIGATION USAGE

NO RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 134 X 0.02 CFS/ACRE = 2.68 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N(N) RECOMMENDING 134 acres @ 1"/ac - MAX ALLOWABLE = 2.68 cfs.

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 462.0 AF/A

ACRES 134 X CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 402 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 134 X DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 536 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

None

DIVERSION VOLUME FOR STOCK: (150 HEAD) (12g/d/head) (215 days/yr) / 1325,850 gal/af = 1.20 acre ft.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV TOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
<u>IRRIGATION</u>	<u>4/1</u>	<u>10/31</u>		<u>2.68</u>		<u>536</u>		<u>402</u>
<u>STOCK</u>	<u>5/1</u>	<u>12/1</u>		<u>0.05</u>		<u>1.20</u>		<u>402</u>
	<u>4/1</u>			<u>2.73</u>		<u>537.2</u>		<u>402</u>
TOTAL FOR THIS RIGHT								

TOTAL FOR THIS RIGHT

REVIEWED BY: EA

DATE: 7-8-92

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-12392

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
-----------------------------------	----------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
----------------------	--------------------------	-------------------	---------------------------	------------------	---------------------	-------------------

-	A35-12392	3.130	-	-	-	-
---	-----------	-------	---	---	---	---

TOTAL CFS	3.130
-----------	-------

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

B/U CLAIM

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

7/8/92

SWA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:38:06
05/29/91

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-12392

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y					EA 7-8-92		
POINT OF DIV	Y		EA 7-7-92	N	5,2			
SOURCE	Y		EA 7-7-92	N	5			
PLACE OF USE	Y		EA 7-7-92	Y	5,2			
DIV. AMOUNT CFS/VOLUME	Y		EA 7-7-92	Y	5,6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES	Y			N	6			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAIP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

RECEIVED

APR 30 1999

Department of Water Resources
Eastern Region

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)

A: Subcase 35-12392

(insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B: NAME AND ADDRESS OF PERSON OBJECTING

Name: Saxton, Elias and/or Lorraine

Address: 1471 W 300S

PINGREE RD - 83262

Daytime Phone: 684-4351

Name & Address of Attorney, if any:

C: CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: SAWE

Address: _____

PROFILED

SCANNED
JCT 04 2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on _____, 199__, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: _____

Address: _____

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

PROFILED

Signature of Objector or attorney
mailing on Objector's behalf

SCANNED
OCT 04 2005

25 33E 1 NW1/4

BENEFICIAL USE RIGHT

- MEASURE Q ✓
- VERIFY POD w/ ASCS PHOTO ✓
- VERIFY POD ✓
- VERIFY STOCK USE ✓
- E.P. - 2ND NOTICE SENT 12/18 - ALREADY SENT ✓



- 7/8/92 2ND NOTICE SENT -
NEED EOP.

- REQUESTED BY PHONE, 9-23-93
MR. SANTON SAID PROPERTY WAS
DEVELOPED BY MORELAND WARD.
HE REMEMBERS WHEN PROPERTY
WAS DEVELOPED WILL SEND IN
A STATEMENT.

More -

785-4868

ASS-12372

DISALLOWED.



A3511392

A3512392

SCANNED
OCT 04 2005

POU 676.

POD 1316

PROMISED

To: File A35-12392
Fr: Bryce A. Contor
Date: 10/5/1999

Bryce A. Contor

Re: Flow Measurement

Today I went to the well at 02S 33E Section 1 NWNW with the new owner, James Evans. I used the Polysonic Tyme Flyte sonic flowmeter and obtained a 10-minute average flow of 1249 gallons per minute, or 2.78 cfs. This was a good, steady reading on a fair to good location. The pump open-discharges into a ditch for surface irrigation.

Using actual input kilowatts from timing the power meter disk and static water level from the well log, I calculated a theoretical flow of 1150 to 1340 gallons per minute, assuming a pumping plant efficiency of 60% to 70%.

A notation inside the meter can indicates that PCC measurements were performed on this pump in July by the Bingham Ground Water District. The site tag number is A0007024. I tried to call Bingham's secretary Becky at 684-5413 to find out what their technician had measured, but was not able to reach her.

Because this is surface irrigation on rolling ground, I propose recommending the full 2.78 cfs even though Eric Verner's findings indicate only 134 acres irrigated, which ordinarily would correspond to a recommendation of 2.68 cfs.

Attached are field notes, including a tape from the sonic instrument. Also attached are additional documents given to me by Mr. Evans.

PROFILED

SCANNED
OCT 04 2005

JAMES J. EVANS
13 S 600 W
BLACKFOOT, IDAHO 83221
Phone: (208)684-4514

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

ATTN: ERNEST CARLSEN

STATE OF IDAHO

COUNTY OF Bingham

On this 5th. day of October 1999, James J. Evans,
who is personally known to me to be the signer of the above
document, and he acknowledged that he signed it. "This Notary
Certificate is prepared on a separate page and is attached to
the Document entitled Claim No. 35-12392, containing one
page and is attached to that document by means of staple."


Notary Public

Residing at Blackfoot, Idaho

My Commission expires 11/25/00

PROFILED

SCANNED
OCT 04 2005

Jim Evans 10/5/99 9:15 AM
 Site by ADD-024

Idaho River Sangano 33035336
 $K_u = 4.8$ $M = 40$

$N = 4$

$T = (40.6 + 40.6 + 40.5) / 3 = 40.57$

Note in power per 7/14/99 RH

Motor US 75hp SN. 984341

Pump Layout Bowler open disc. VT 27802

Depth per owner (cfs with log) 284 ft

Power $(3.6 \times 4.8 \times 40 \times 4) / 40.57 = 68.1 \text{ kW}$

water demand $1.73 \times 40 = 69.2$

Theoretical GPM = $\frac{\text{Water HP} \times 3960}{TOD}$

$= \frac{68.1 \times 1.34 \times 60\% \times 3960}{(294 + 25 \text{ ft} + 42)} = 777.1$

Theoretical with 169' of well log

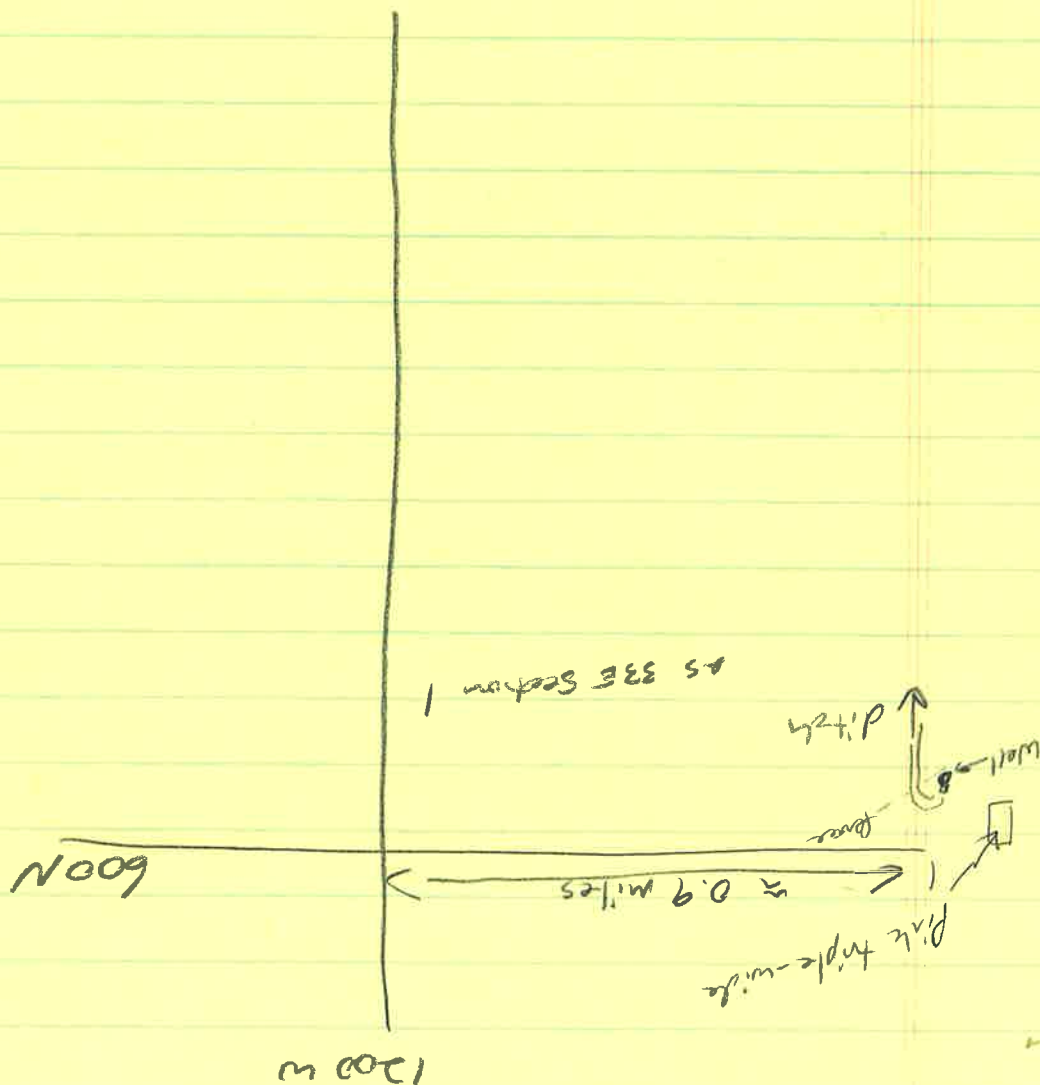
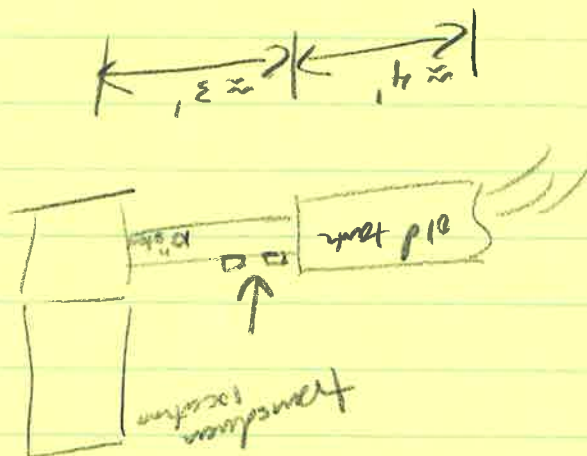
$= \frac{68.1 \times 1.34 \times 60 \times 3960}{(169 + 20)} = 1147 \text{ gpm}$

Theoretical with 702' = $\frac{68.1 \times 1.34 \times 70 \times 3960}{(169 + 20)} = 1338 \text{ gpm}$

SCANNED
 OCT 04 2005
 PROTECTED

SCANNED
OCT 04 2005

PROFILED



JAMES J. EVANS
13 S 600 W
BLACKFOOT, IDAHO 83221
Phone: (208) 684-4514

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

REF: SNAKE RIVER
ADJUDICATION CLAIM
NO. 35-12392

ATTN: ERNEST CARLSEN

Dear Sir:

The purpose of this letter is to submit supporting evidence for our application to obtain a SF5 (or any other supporting document) that will eliminate the Court Hearing on the above described Water Claim, and remove the Disallowed Disposition.

In reviewing the history of the Water Resource in question, we have found the following information.

The water right is on land that was owned by C. L. Williams in 1952. In that year the land was gifted to the Latter Day Saint Church. In February of 1953 Mr. Williams drilled a well on the property for irrigation purposes. This well was recorded in November of 1955 with the Bureau of Reclamation. The Church Farm raised Potatoes and Grain which were under irrigation. Upon sale of the farm to Dennis Lake, he continued to raise irrigated crops of Hay, Grain and Pasture. The next sale was to the Saxtons who raised irrigated crops of Grain and Potatoes until the time of the sale of the land to us, (Evans), which at the present time will be raising Hay and Grain under irrigation.

ATTACHMENTS added to this letter, are as follows:

- (1) Letter from Dept. of Water Resources covering Claim Disposition - Disallowd.
- (2) Letter from District Court Notification from Deputy Attorney General Idaho Dept. of Water Resources.
- (3) Form 42-1409(7) - New Property Owner Notice of Change of Water Right Ownership.
- (4) Well Log and Report to the State of Reclamation Engineer of Idaho Dated Nov. 15, 1955.

Please contact us for any questions or information that might be required to clear this Water Claim on this property.

Thanking you in advance, for your attention to this claim,
We remain,

Sincerely,


James J. Evans

PROFILED

OCT 04 2005

into possession of this well log this spring, a fellow
buying a lot of ground around it, had the log, he
ay how he got it. I turned it into The Water Resource
Idaho Falls, and they gave me 3 address's to send
e courts, which I have done. According to the well
well was drilled in 1954.

on't know what you people want of me. I have given
ng that I know. You don't seem to believe anything
ay. You have access to all the records, those that
even know that exist.

m a world War 11 veteran, I served under both General's
d Patton in the 3rd and 7th armies.. I was a machine
n the Infantry and spent 3 months in Dachau Prison.
een fighting for Freedom ever since and feel like I
t every battle. Some of these water rights date back
s. I feel that they should be honored.

Elias Saxton

Elias Saxton

1471 W. 300 S.
Pingree, Idaho 83262

tel. 208-684-4351

PROFILED

SCANNED
OCT 04 2005

AUG 23 1999

August 18, 1999

Dear Sirs:

Department of Water Resources

C.L. Williams to my understanding bought about 30,000
acres of desert ground North and West of Moreland, right after
the war (1945?). I moved to Riverside in 1947 and started to
farm. I don't remember when I first met him, but before this
time, we were in the same church in 1947.

Many of the service men were renting ground from him
and I rented ground from him in 1952. He gave the LDS church
this 160 acre farm, and about 30 of the male members, went to
look at it, and I was one of them. One member was diskking the
ground at the time we went to look at it. All the ones that
I remember that went to look at it are dead. I know one fellow
that said that he was the farm manager, and helped to develop
it. He said, that they put water on it the year that it was
developed, the same year that the well was drilled. He was a
local farmer, and had his own farm. He said that the church
hired someone to irrigate the ground. He is in his 80's and
didn't remember the exact year.

The wards and stakes have divided several times now.
I moved to Pingree and wasn't part of it anymore.

When I bought it in 1967, no one could give me any in-
formation on it. I gave the water Resource Board all the
knowledge that I had about it, and to my knowledge everything
was in order.

PROFILED

SCANNED
OCT 04 2005

F:

VERIFICATION (Must be Completed)

State of Idaho)
County of Bonneville)ss.

Elias Saxton

(Name of person filing objection)

duly sworn, upon oath, deposes and says:

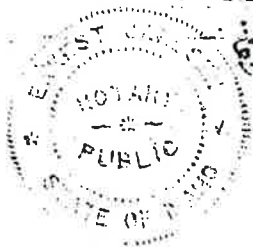
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Elias Saxton

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 16, 1999



Ernest Carlson
Notary Public for
Residing at: Idaho Falls
My Commission Expires: 6-14-2000

ection
16/97

Page 3

Department of Water Resources

AUG 23 1999

RECEIVED

PROFILED

SCANNED
OCT 04 2005



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

RECEIVED
AUG 23 1999

Department of Water Resources

July 20, 1999

Elias and Lorraine Saxton
1471 W 3005
Pingree, ID 83262

RE: Snake River Basin Adjudication Claim No. 35-12392

Dear Mr. and Ms. Saxton

I am writing in regard to the objection to filed on the Department of Water Resource's recommendation on the above named claim. You objected to the Department's recommendation that this water right be disallowed.

You claimed a beneficial use water right with a priority date of May 1, 1953. Before the Department can recommend a beneficial use water right, it must receive some evidence that the water was put to use as of the claimed priority date. Our records show that Department staff requested evidence of your priority date on several occasions, but the Department has never received the requested evidence. Unless you can provide evidence of your priority, the Department will not change its recommendation.

If you have any questions, please contact me at 327-5404.

Sincerely,


Sara C. Denniston
Deputy Attorney General
Idaho Department of Water Resources

PROFILED

SCANNED
OCT 04 2005



RECEIVED

AUG 23 1999

Department of Water Resources

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

July 20, 1999

Elias and Lorraine Saxton
1471 W 3005
Pingree, ID 83262

RE: Snake River Basin Adjudication Claim No. 35-12392

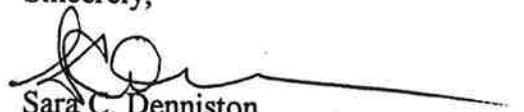
Dear Mr. and Ms. Saxton

I am writing in regard to the objection to filed on the Department of Water Resource's recommendation on the above named claim. You objected to the Department's recommendation that this water right be disallowed.

You claimed a beneficial use water right with a priority date of May 1, 1953. Before the Department can recommend a beneficial use water right, it must receive some evidence that the water was put to use as of the claimed priority date. Our records show that Department staff requested evidence of your priority date on several occasions, but the Department has never received the requested evidence. Unless you can provide evidence of your priority, the Department will not change its recommendation.

If you have any questions, please contact me at 327-5404.

Sincerely,


Sara C. Denniston
Deputy Attorney General
Idaho Department of Water Resources

PROFILED

SCANNED
OCT 04 2005

RECEIVED

August 18, 1999

AUG 23 1999

STATE OF IDAHO)

Department of Water Resources

COUNTY OF BINGHAM)

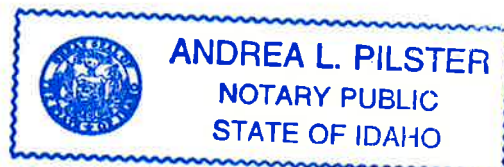
On this 18th day of August before me, the undersigned, a Notary of Public, in and for the State, personally appeared ANGLO ELIAS SAXTON and LORRAINE SAXTON, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledge to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this Certificate above written.

Elias Saxton
ELIAS SAXTON

Lorraine Saxton
LORRAINE SAXTON

Andrea L. Pilster
NOTARY PUBLIC OF IDAHO



Blackfoot, Idaho
Commission Expires 10/30/2002

PROFILED

SCANNED
OCT 04 2005

RECEIVED

AUG 23 1999

Department of Water Resources

WELL LOG AND REPORT TO THE
STATE RECLAMATION ENGINEER OF IDAHO

Log No. 19
Well No. 19
Permit No. 19
NOV 15 1955
BUREAU OF RECLAMATION
DO NOT FILL IN

Owner L.D. Church
Driller C. J. McAllister
Location of Well NW 1/4 Sec. 1, T. 2 N., R. 33 E., Blaine County
and 1/4 Sec. 1
Size of Drilled Hole 16"
Give depth of standing water from surface 169
On pumping test delivery was 51.2 g.p.m. or 51.2 c.f.s. Drawdown was 51.2 feet.
Size of pump and motor used to make the test
Length of time pumped during check was hr. minutes.
If flowing well, give flow in c.f.s. or g.p.m. and shut in pressure
If flowing well, describe control works
Water will be used for irrigation
Thickness of casing
Diameter, length and location of casing
(Casing 12" in diameter and under give inside diameter, casing over 12" in diameter give outside diameter.)
Number and size of perforations
from surface of ground.
Other perforations
Date of commencement of well July 6, 1954 Date of completion of well July 18, 1954
Type of well rig

CASING RECORD

DIAM	FROM	TO	LENGTH	REMARKS
12"	168 ft	180 ft		Seals, grouting, etc.

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

This well was not tested

SCANNED
OCT 04 2005

PROTECTED
NW NW 3.1 33E

SCANNED
OCT 04 2005

PROFIT

License No. 4

By

Signed C. E. Williams

and belief

This well was drilled under my jurisdiction and the above information is true and correct to the best of my knowledge

WELL DRILLERS STATEMENT

From	To	Type of Material	Drilling Time	Remarks	Cost of Drilling	Cost of Material	Cost of Labor	Cost of Other	Cost of Total
0	18	Reddish clay	11						
18	30	Red clay	12						
30	42	Red clay	12						
42	47	Red clay	5						
47	64	Red clay	17						
64	85	Red clay	21						
85	110	Red clay	25						
110	123	Red clay	13						
123	132	Red clay	9						
132	137	Red clay	5						
137	144	Red clay	7						
144	152	Red clay	8						
152	174	Red clay	22						
174	190	Red clay	16						
190	224	Red clay	34						
224	227	Red clay	3						
227	230	Red clay	3						
230	240	Red clay	10						
240	250	Red clay	10						

WELL LOG



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

August 3, 1999

James and Saundra Evans
12 S 600 W
Blackfoot, ID 83221

RE: Snake River Basin Adjudication Claim No. 35-12392

Dear Mr. and Ms. Evans

I am writing in regard to the above named water right claim you purchased from Elias and Lorraine Saxton. The Saxtons filed an objection to the Department of Water Resource's recommendation on this claim.

This is a beneficial use claim which was filed for 3.13 cfs on 154 acres with a priority date of May 1, 1953. The Department recommended this claim for disallowal because despite the Department's requests, the Saxtons have not submitted any evidence of the claimed priority date. If you have evidence that water was put to use on this land as of the claimed priority date, please submit it to me at the address below and the Department will consider amending its recommendation. The enclosed brochure will give you guidelines on what types of evidence you can use to establish priority date.

If you have any questions, please contact me at 327-5404.

Sincerely,

A handwritten signature in black ink, appearing to read "Sara C. Denniston".

Sara C. Denniston
Deputy Attorney General
Idaho Department of Water Resources

PROFILED

SCANNED
OCT 04 2005

1999 AUG 19 PM 01:43
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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) NOTICE SETTING SUBCASE(S)
FOR INITIAL HEARING
)
SUBCASE NO: 35-12392

The Initial Hearing for this subcase will be held as follows:

TUESDAY, OCTOBER 26, 1999 at 10:00 AM
BINGHAM COUNTY COURTHOUSE
501 N MAPLE
BLACKFOOT, ID

Settlement documents must be filed with the court by
OCTOBER 21, 1999 or hearing will not be vacated.

All parties are required to attend and must have full
settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Dated: AUGUST 19, 1999

/S/ DEBBIE LASH
Deputy Clerk
Snake River Basin Adjudication

JAMES J EVANS
SAUNDRA L EVANS
13 S 600 W
BLACKFOOT, ID 83221

PROFILED

SCANNED
OCT 04 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

**NOTICE OF PRESENTATION TO THE SNAKE
RIVER BASIN ADJUDICATION DISTRICT COURT,
THE PUBLIC AND INTERESTED WATER USERS**

At 7:00 P.M. on Wednesday, August 25, 1999, Karl Dreher, Director of the Idaho Department of Water Resources, will make a general presentation to the Snake River Basin District Court and the public, including interested water users, regarding technical investigations and planning to further implement conjunctive management in the Eastern Snake River Plain. The presentation will be held in the Aberdeen High School Auditorium at the following address:

268 South 4 West (Rear Entrance)
Aberdeen, ID 83210

This presentation is open to the public and all parties to the Snake River Basin Adjudication. For further information call IDWR at 1-800-451-4129.

PROFILE

SCANNED
OCT 04 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES & SAUNDRA EVANS
13 S 600 W
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for 35-12392
and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Evans:

On May 17, 1999, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: Elias & Lorraine Saxton

PROFILED

SCANNED
OCT 04 2005

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
<u> </u>	)	SUB CASE NO. 35-12392

Page 1

CERTIFICATE OF MAILING

I certify that on 5/28, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
ELIAS & LORRAINE SAXTON
1471 W 300 S
PINGREE ID 83262
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
JAMES J & SAUNDRA L EVANS
13 S 600 W
BLACKFOOT ID 83221
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Jennifer Hogland
Signature of person or attorney mailing the form

PROFILED

SCANNED
OCT 04 2005

AJ5857NP

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS/RIGHTS NOT RECOMMENDED

DATE: MAY-25-1999
PAGE: B-1

W.R. NUMBER	NAME & ADDRESS	CLAIM DISPOSITION	REASON
-------------	----------------	-------------------	--------

35-12392	EVANS, JAMES J EVANS, SAUNDRA L 13 S 600 W BLACKFOOT ID 83221	DISALLOWED	NO LAWFUL APPROPRIATION SHOWN.
----------	--	------------	--------------------------------

PROFILED

SCANNED
OCT 04 2005



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 5-17-99

LEGAL DESCRIPTION OF PROPERTY: Township T2S Range R33E
Section 1, NW 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block, , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: Case No 39576 35-12392
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Saxton, Elias and/or Lorraine
1471 W 300S
Pingree, ID 83562
- ☐ New Owner/Claimant (Purchaser): Evans, James J. and Sandra L
- ☐ New Mailing Address: 135 600 W
BLACKFOOT, ID 83221
- ☐ New Telephone Number: (208) 684-4514
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) James J. Evans Date 5-17-99
Sandra L. Evans Date 5-17-99
- ☐ Signature of Former Owner/Claimant(s): Elias Saxton Date 5-17-99
Lorraine Saxton Date 5-17-99

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

PROFILED
SCANNED
OCT 04 2005



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 5-17-99

LEGAL DESCRIPTION OF PROPERTY: Township T2S Range R33E
Section 1, NW 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: Case No 39576 35-12392

☐ Name and Address of Former Owner/Claimant(s)(Seller): Saxton, Elias and/or Lorraine
1471 W 300S

☐ New Owner/Claimant (Purchaser): Pingree, ID 83362
Evans, James J. and Sandra L

☐ New Mailing Address: 135 600 W
BLACKFOOT, ID 83221

☐ New Telephone Number: (208) 684 - 4514

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): James J. Evans Date 5-17-99
Sandra L. Evans Date 5-17-99

☐ Signature of Former Owner/Claimant(s): Elias Saxton Date 5-17-99
Lorraine Saxton Date 5-17-99

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

PROFILE

SCANNED
OCT 04 2005

WARRANTY DEED

For Value Received ELIAS SAXTON and LORRAINE SAXTON, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
JAMES J. EVANS and SAUNDRA L. EVANS, husband and wife
whose address is: _____

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

NW¼, Section 1, Township 2 South, Range 33 E.B.M., Bingham County, Idaho, excepting the following described parcel, A parcel of land in the NW¼NW¼ of Section 1, Township 2 South, Range 33 E.B.M., Bingham County, Idaho, described as: Beginning at a point 320 feet S. of the NW corner of Section 1; thence N. to said NW corner; thence E. 533 feet; thence S. 80 feet; thence SW to the point of beginning.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: MAY 17, 1999

Elias Saxton
ELIAS SAXTON

Lorraine Saxton
LORRAINE SAXTON

STATE OF IDAHO)
 : ss.
COUNTY OF BINGHAM)

On this 17TH day of MAY, 1999, before me the undersigned, a Notary Public in and for the said county and state, personally appeared ELIAS SAXTON AND LORRAINE SAXTON, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.

Notary Public for Idaho
Residing at: BLACKFOOT IDAHO
My Commission Expires: 4-11-2000

PROFILED

SCANNED
OCT 04 2005

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 35-12392

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

TO: Claimant/Purchaser(s):
Name and Address of Claimant/Purchaser(s):

JAMES J & SAUNDRA L EVANS
13 S 600 W
BLACKFOOT ID 83221

Phone: (208) 684-4514

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

DATED: May 25, 1999

Ernest Carlson.
Signature of IDWR Representative

PROFILED

SCANNED
OCT 04 2005
Page 1

CERTIFICATE OF MAILING

I certify that on 5/28, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. One Copy to:

Claimant/Seller for Substitution of Party or attorney of record:
ELIAS & LORRAINE SAXTON
1471 W 300 S
PINGREE ID 83262

3. One Copy to:

Claimant/Purchaser for Substitution of Party or attorney of record:
JAMES J & SAUNDRA L EVANS
13 S 600 W
BLACKFOOT ID 83221

4. One Copy to:

Each party in the subcase or attorney of record:
N/A

5. One Copy to:

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

6. One Copy to:

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Jennifer Hogland
Signature of person or attorney mailing the form

AJ5857NP

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS/RIGHTS NOT RECOMMENDED

DATE: MAY-25-1999
PAGE: B-1

W.R. NUMBER	NAME & ADDRESS	CLAIM DISPOSITION	REASON
-------------	----------------	-------------------	--------

35-12392	EVANS, JAMES J EVANS, SAUNDRA L 13 S 600 W BLACKFOOT ID 83221	DISALLOWED	NO LAWFUL APPROPRIATION SHOWN.
----------	--	------------	--------------------------------

PROFILED

SCANNED
OCT 04 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES & SAUNDRA EVANS
13 S 600 W
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for 35-12392
and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Evans:

On May 17, 1999, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: Elias & Lorraine Saxton

PROFILED

SCANNED
OCT 04 2005

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

A: Subcase 35-12392
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B: NAME AND ADDRESS OF PERSON OBJECTING

Name: Saxton, Elias and/or Lorraine

Address: 1471 W 300S

PINGREE ID - 85262

Daytime Phone: 684-4351

Name & Address of Attorney, if any:

C: CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: SABLE

Address: _____

PROFILED

SCANNED
OCT 04 2005

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address
Should be: _____
2. ☐ Source
Should be: _____
3. ☒ Quantity
Should be: as claimed 3.03 CFS
4. ☒ Priority Date
Should be: as claimed
5. ☐ Point(s) of Diversion
Should be: _____
6. ☐ Instream Flow Description
Should be: _____
7. ☒ Purpose(s) of Use
Should be: IRR
8. ☐ Period of Year
Should be: _____
9. ☒ Place of Use
Should be: 154 ACRES

11. I object because:

☐ This water right should not exist.

☒ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): _____

Well logs indicate the well was drilled
in 1954. Irrigation in place. It is a
valid claim

PROFILED
OCT 04 2005
SCANNED

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on _____, 199__, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: _____

Address: _____

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney
mailing on Objector's behalf

SCANNED
OCT 04 2005

RECEIVED

19 April, 1999

APR 23 1999

Department of Water Resources

Dear Sir:

C. L. Williams gave this $\frac{1}{4}$ section of ground to the Moreland and Riverside wards for a welfare farm.

I was a member of the Riverside ward, and Wallace Anderson had access to a School bus. He took a group of us out to look at the ground. The Moreland ward developed the ground. I was farming some of Les Williams land at the time.

Glen Larsen was the Elders Quorum President of the Moreland Ward, He used some of his equipment to build a levy across the North end of the property, so it could be gravity irrigated. He is about 80 years old now. He said, he couldn't remember the exact year that they recieved the ground. He is the only one that I know of that is still alive. Mr. Carlson called me and ask me if I knew when the well was drilled. I told him what I knew about it. He wanted me to get more clarification on it. (The date) the well was drilled. I looked all over and could not find anything.

I called him before the deadline, and I understood that he had accepted what I had given him. It wasn't until last Thursday that I found out that it wasn't accepted.

I purchased the property about 1967 from Dennis Lake. The paperwork on it was not done on it at the time. The Riverside ward had divided the ward at the time, the Moreland Ward had divided two or three times, it became two or three wards. This property was several Miles from Dennis Lakes and I had some property next to him, so we traded property. His Lawyer couldn't tell me anything about the well, the depth or anything. All the Bishops of the different wards, that I knew of, had past on (died).

Mr. Williams passed away about 15 years ago.

We still use gravity irrigation, it works best for our purposes.

I went to Idaho Falls and met with Mr. Carlson last friday. I had come into possession of Mr. Williams well logs on this well and I am forewarding a copy to you.

Thank You.

Yours Truly,
Elias Saxton

1471 W. 300 S.

Pingree, Idaho 83262

PROFILED

SCANNED
OCT 04 2005

F. VERIFICATION (Must be Completed)

State of Idaho)
County of Benneville)ss.

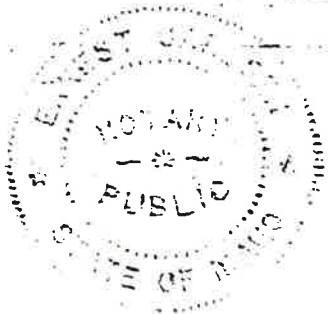
Elias Saxton, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Elias Saxton
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 16, 1999



Ernest Cailor
Notary Public for Idaho
Residing at: Idaho Falls
My Commission Expires: 6-14-2000

PROFILED

SCANNED
OCT 04 2005

**WELL LOG AND REPORT TO THE
STATE RECLAMATION ENGINEER OF IDAHO**

Log No. 10-10-10-10
 Rec. RECEIVED
 NOV 13 1955
 Well No. 10-10-10-10
 Permit No. 10-10-10-10

(DO NOT FILL IN)

Owner L. D. Church Address Moreland
 Driller C. L. Williams Address Blackfoot, ID Lic. No. 4
 Location of Well: NW 1/4 NW 1/4 Sec 1 T. 2 S. R. 33 E. Bingham County,
 and 16 feet N/S, and 16 feet E/W from Corner of 1/4 Sec.
 Size of Drilled Hole 16" Total depth of Well 254
 Give depth of standing water from surface 169 Water Temp. 51 °Fahrenheit
 On pumping test delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.
 Size of pump and motor used to make the test _____
 Length of time pumped during check was _____ hr., _____ minutes.
 If flowing well, give flow in c.f.s. _____ or g.p.m. _____ and shut in pressure _____
 If flowing well, describe control works _____ (TYPE AND SIZE OF VALVE, ETC.)
 Water will be used for irrigation Weight of casing per linear foot _____
 Thickness of casing _____ Casing material _____ E.G., PIPE, CONCRETE, WOOD.
 Diameter, length and location of casing _____
 (CASING 12" IN DIAMETER AND UNDER GIVE INSIDE DIAMETER;
 CASING OVER 12" IN DIAMETER GIVE OUTSIDE DIAMETER.)
 Number and size of perforations _____ located _____ feet to _____ feet
 from surface of ground.
 Other perforations _____
 Date of commencement of well Feb 6, 1954 Date of completion of well Feb 18, 1954
 Type of well rig _____

CASING RECORD

DIAM. CASING	FROM FEET	TO FEET	LENGTH	REMARKS	SEALS, GROUTING, ETC.
-----------------	--------------	------------	--------	---------	-----------------------

16"
180'
to block

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

This Well was not tested

NW NW S. 1 33 E

SCANNED
 OCT 04 2005
 PROFILED

WELL LOG

From Foot	To Foot	Type of Material	Drilling Time		Water-bearing formations Am. Yes or No	Casing Perforated Am. Yes or No
			Min.	Sec.		
0	8	clay				
8	30	gray lava				
30	42	dark cinders				
42	47	soft red lava				
47	64	red cinders				
64	95	red lava				
95	110	hard gray lava				
110	123	red lava				
123	132	red cinders				
132	137	hard lava				
137	144	brown clay & cinders				
144	152	porous gray lava				
152	174	hard gray lava				
174	190	hard red lava 1st water in crevasse				
190	224	hard gray lava				
224	237	dark clay & cinders				
237	230	hard red lava				
230	240	soft red lava				
240	250	red more space required use Sheet No. 2				

WELL DRILLERS STATEMENT

This well was drilled under my jurisdiction and the above information is true and correct to the best of my knowledge and belief.

Signed C. I. Williams

By

License No. 4

Dated

10-2-10

PROFILED

SCANNED
OCT 04 2005

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

Log No. 1000000
Rec. NOV 15 1955
Well No. Department of Reclamation
Permit No.

(DO NOT FILL IN)

Owner L. D. S. Church Address Moreland
Driller C. I. Williams Address Blackfoot Lic. No. 4
Location of Well: NW 1/4 NW 1/4 Sec. 1, T. 2 N. 33 E. Bingham County,
and feet N/S, and feet E/W from Corner of 1/4 Sec.
Size of Drilled Hole 16" Total depth of Well 254
Give depth of standing water from surface 169 Water Temp. 53 °F
On pumping test delivery was g.p.m. or c.f.s. Drawdown was feet.
Size of pump and motor used to make the test
Length of time pumped during check was hr., minutes.
If flowing well, give flow in c.f.s. or g.p.m. and shut in pressure
If flowing well, describe control works (TYPE AND SIZE OF VALVE, ETC.)
Water will be used for irrigation Weight of casing per linear foot
Thickness of casing Casing material E.G., PIPE, CONCRETE, WOOD.
Diameter, length and location of casing (CASING 12" IN DIAMETER AND UNDER GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER GIVE OUTSIDE DIAMETER.)
Number and size of perforations located feet to feet
from surface of ground.
Other perforations
Date of commencement of well Feb 6, 1954 Date of completion of well Feb 18, 1954
Type of well rig

CASING RECORD

DIAM. CASING	FROM FEET	TO FEET	LENGTH	REMARKS - SEALS, GROUTING, ETC.
16"	10 ft to rock			

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

This Well was not tested

NW NW 1/4 25 33E

SCANNED
OCT 04 2005

WELL LOG

From Foot	To Foot	Type of Material	Drilling Time		Water-bearing Formation Ass. Yes or No	Casing Perforated Ass. Yes or No
			Hrs.	Mins.		
0	8	Volcanic Ash		11		
8	30	Gray lava		11:41		
30	42	dry cinders				
42	47	soft red lava				
47	64	red cinders				
64	95	red lava				
95	110	hard grey lava				
110	123	red lava				
123	132	red cinders				
132	137	hard lava				
137	144	brown clay & cinders				
144	152	porous grey lava				
152	174	hard grey lava				
174	190	hard red lava 1st water in crevas				
190	224	hard grey lava				
224	227	chalk clay & cinders				
227	230	hard red lava				
230	240	soft red lava				
240	254	red cinders 2nd water				

WELL DRILLERS STATEMENT

This well was drilled under my jurisdiction and the above information is true and correct to the best of my knowledge and belief.

Signed C. I. Wilbains

By

Dated

Nov 10

License No. 4

PROFILED

SCANNED
OCT 04 2005

JULY 9, 1992

ELIAS AND LORRAINE SAXTON
1471 W 300 S
PINGREE ID 83262

RE: EVIDENCE OF PRIORITY

Dear Mr. and Mrs. Saxton:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". 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 at the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the 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 all of the 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.

But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

EVIDENCE OF PRIORITY

Page - 2 -

Please submit the required evidence supporting the priority date by August 6, 1992, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within **20 days of the date of this letter.**

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

TIS
HEL

T2S

R 33
E

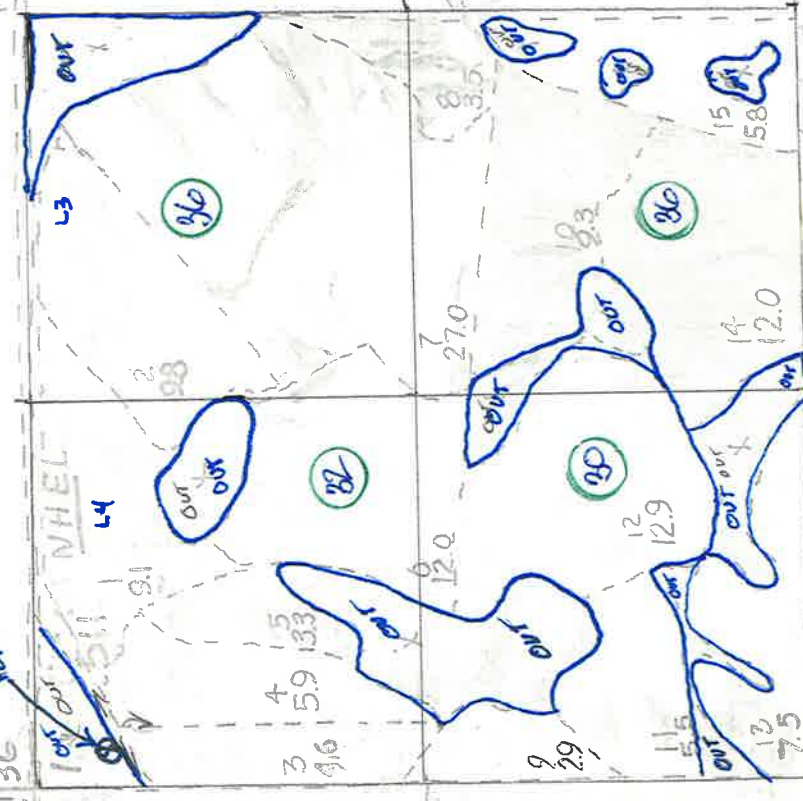
EXAM MAP
A35-12392
Eric Slemec 7/7/92

HEL
156.4

NHEL
2
35.0

SCANNED
OCT 04 2005

513671.7
SOUTH OF ENCLAVE



134 - EXAM
181 - AGES

HEL
276.3

PROVIDED
NHEL
15
5.7

21
11/12
HEL
3
4
5

28-Jun-1991

ELIAS SAXTON
1471 W 300 S
PINGREE, ID 83262

RE: **Evidence of Priority** A35-12392

Dear Claimant:

The Notice of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". 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.

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 all of the 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 this 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. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by JULY 29, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

PROFILED

SCANNED
OCT 04 2005

MICROFILMED

DEC 11 1992

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

PROFILED

MICROFILMED
DEC 11 1992
SCANNED
OCT 04 2005

CLAIMANT'S NAME:

Eljain/Lorraine Saxon

DATE:

8/15/89

EMPLOYEE:

B. Schur

RE:

Reassigned Claim number as it has been used
for another claim. Claim is now number 8512392
was A35-11651

Send for verification of S/ POU.

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: June 5, 1989

Elias and Lorraine Saxton
1471 W. 300 S.
Pingree, ID 83262

Licenses 35-2122
35-7417
35-7357B

RE: Water Right Claim Returned

Dear Claimants:

The Idaho Department of Water Resources (IDWR) is returning your check #862 (\$704.00) and Notices of Claim to a Water Right because of insufficient information and/or fees. All items on the claim forms must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected claim within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each claim.

Irrigation Claims

- The IDWR records indicate there are three Licenses that cover the property you are claiming. However, the licensed information didn't precisely match the information submitted on the Notice of Claims. Please refer to the attached water right licenses and complete new Notices of Claim for each license.
- If you are claiming a portion of a license, you must also claim a portion of the amount. For example, if you are claiming 80% of the licensed acreage, you should also claim 80% of the total licensed amount.
- If you currently irrigate acres not covered by the licenses, you must submit an additional Notice of Claim for each expansion of acreage. The priority date for the additional claim(s) should be the date the expanded acreage was added.
- The consumptive use in Item #8 can be calculated by multiplying the total acreage in Item #10 by 3. For example, the total consumptive use for 200 acres is 600 acre feet per annum.

PROFILED

SCANNED
OCT 04 2005

MICROFILMED

DEC 11 1992

- The filing fee for each irrigation Notice of Claim is \$50.00 plus \$1.00 per acre. However, if the same acreage is overlapped by two claims, you only must pay the \$1.00 per acre fee once for the overlapped acreage.

Domestic/Stock Claims

- The day and month water was first used must be entered for priority date. If you do not know the precise date, you must estimate the day and month, or apply the last day of the known year (December 31). Please check Item #2 on all claims for completeness.
- The location of the well and place of use must be defined to at least the 1/4 of 1/4 Section (40-acre tract). If you do not know the precise legal description, you may enclose a map illustrating the locations. Please check Items #4 and #10 on all claims for completeness.
- The amounts claimed must be entered. The amount guideline for one house with up to 1/2 acre irrigation is 0.04 cfs. The guidelines for various numbers and types of stock can be found in the enclosed table. Please check Items #6 and #7 on all claims for completeness.

If you have any questions, please call Tony Olenichak, Water Rights Agent, at (208)-525-7161.

Sincerely,

Tony Olenichak
for Ernest Carlsen

Ernest Carlsen
Adjudication Supervisor

Enclosure

PROFILE

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME SAXTONCLAIM NO. A35-4451

12392

DATE RECEIVED 6/1/89

CK # _____

AMOUNT \$ _____

YES

NO

Required Info?

1. Is the name and address complete with zip code? X
2. Is a priority date entered? X
- Is the priority date acceptable in view of mandatory filing dates? X
- See Adjudication Memos #1 and #4 to determine if a Permit is required. X

3. (a) Is a source entered? X

- x (b) Is a tributary to entered? (if required) N/A X

4. Is the legal description of the p.d. sufficient? X

5. Is there a description of the diverting works? X

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. X

Is the period of use included? X

Is a quantity claimed for each use? X

7. Is a total quantity claimed entered? X

- x 8. If required is a consumptive use entered? N/A X

- x Is the consumptive use correct? N/A X

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A X

10. Is (are) the place(s) of use and purpose(s) indicated? X

11. Is (are) the county(ies) entered? X

12. Is the ownership of p.u. checked? X

- x 13. Are other water rights listed or "none" indicated? X

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A X

15. Is the basis of the claim indicated? X

- x 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X

17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. X

18. Has the claim been signed, sealed, and dated by a notary? X

19. Was this claim filed on time, or was an extension granted? X

20. Is the fee enclosed correct? Exempt X

- x 21. If this claim is based on an existing water right, has the identification number been entered? N/A X

22. Should this claim be data entered? X

Claim checked by: TODate: 7/24/89Claim must be returned to claimant: (Yes) X (No)Claimant must be notified of modifications: (Yes) X (No)

Receipt Prepared by: _____

Claim data entered by: SS-8-10-89

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: _____

Date: _____

Comments: _____

SCANNED
OCT 04 2005
PROFILE

MICROFILMED

DEC 11 1992

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: **A35-12392**
Date Received: 6/26/1989
Receipt No: E009255
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ELIAS SAXTON 208-684-4351
Address: 1471 W 300 SO
PINGREE ID 83262
AND/OR
Name: LORRAINE SAXTON 208-684-4351
Address: 1471 W 300 SO
PINGREE ID 83262
2. Date of Priority: MAY 1, 1953
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 02S | 33E | 1 | NW | NW | NW | | BINGHAM |
5. Description of diverting works:
WELL W/16" CASING 75 HP PUMP, 200' DEEP 160' LIFT
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 05/01 | 12/01 | 3.080 | | |
| STOCKWATER | 05/01 | 12/01 | 0.050 | | |
7. Total Quantity Appropriated is:
3.130 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 462.0 Acre Feet Per Annum.
9. Non-irrigation uses:
150 LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	33E	1	NE		NW		STOCK	
			NE		NW		IRR	34.0
			NW		NW		STOCK	
			NW		NW		IRR	40.0
			SW		NW		STOCK	
			SW		NW		IRR	40.0
			SE		NW		STOCK	
			SE		NW		IRR	40.0
							Section Acres	154.0
							Total Acres	154.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

EP mailed 1-8-92

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: A35-12392
Date Received: 8/15/1989
Receipt No: E009255
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELIAS SAXTON 208-684-4351
Address: 1471 W. 300 SO.
PINGREE, ID 83262

AND/OR

Name: LORRAINE SAXTON 208-684-4351
Address: 1471 W. 300 SO.
PINGREE, ID 83262

2. Date of Priority: MAY 01, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	33E	1	NW	NW	NW		BINGHAM

5. Description of diverting works:
WELL W/16" CASING 75 HP PUMP, 200' DEEP 160' LIFT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	12/01	3.080		
STOCKWATER	05/01	12/01	0.050		

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

8. Total consumptive use is 462.0 Acre Feet Per Annum.

9. Non-irrigation uses:
150 LIVESTOCK

A35-12392

Page 1

Date: 08/15/89

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	33E	1	NE		NW		STOCK	
			NE		NW		IRR	34.0
			NW		NW		STOCK	
			NW		NW		IRR	40.0
			SW		NW		STOCK	
			SW		NW		IRR	40.0
			SE		NW		STOCK	
			SE		NW		IRR	40.0
							Section Acres	154.0
							Total Acres	154.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

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 _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

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: 12392
Ident. Number 39576 PA
Date Received 6/1/89 partially 8.01
Receipt Number E009255

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUN - 2 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

- Name of Claimant (s) Elias Saxton and Phone 209 684-4351
Mailing Address Lorraine Saxton
1471 W. 30051 Pingree, Idaho Zip 83262
- Date of Priority (Only one (1) per claim) May 1 1953
- Source of water supply (a) Ground water
which is tributary to (b) _____
- a. Location of existing point of diversion is: Township 25 Range 33 E Section 1,
NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of _____
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 _____
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 _____
- 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. Well 16" casing
75 HP electric pump 300 feet deep
160' off gravelly bottom

A3512392



PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from May 1 to Dec 1 amount 3.08 or _____
 For stock purposes from May 1 to Dec 1 amount 4.05 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.13 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 462 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 150 livestock 0.08 cfs

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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>25</u>	<u>33E</u>	<u>1</u>					<u>34</u>	<u>40</u>	<u>40</u>	<u>40</u>									

Total number of acres irrigated 154

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐
 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.

or None (☒)

14. Remarks:

Last Name Sapton Ident No. _____

PROFILED

SCANNED
OCT 04 2005

MICROFILMED
DEC 11 1992

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

T 25 R 33 E - Sec. 41

Lapton

Ident No.

10/4/2005

MICROFILMED

DEC 11 1992

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ 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 _____

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

Signature of Claimant (s) Elias Sexton Date June 1 1989

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 Bonanza) SS.

Subscribed and sworn (or affirmed) before me this 1st day of June 19 89

SEAL

Notary Public Anita B. Jensen

Residing at Blackfoot

My Commission Expires 3/5/93

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 _____ Ident. Number _____

MICROFILMED

DEC 11 1992

Copies White-State, Yellow-Claimant