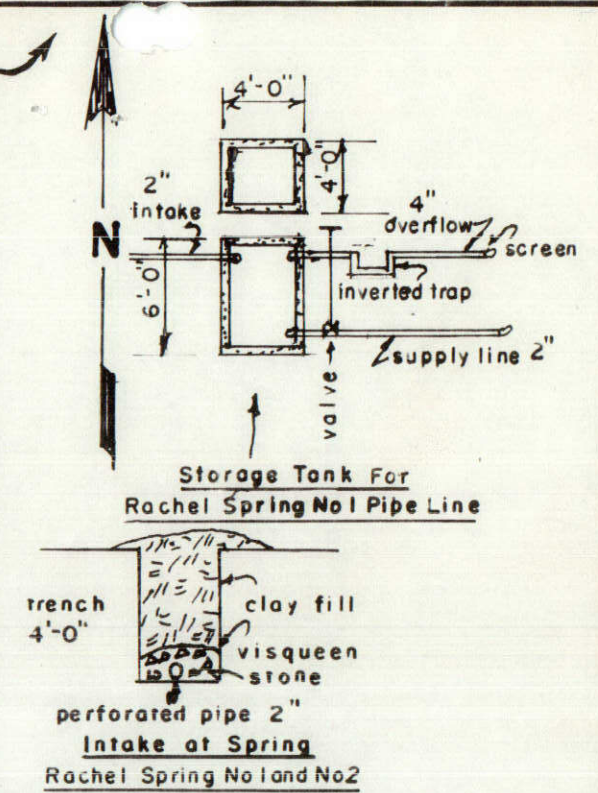
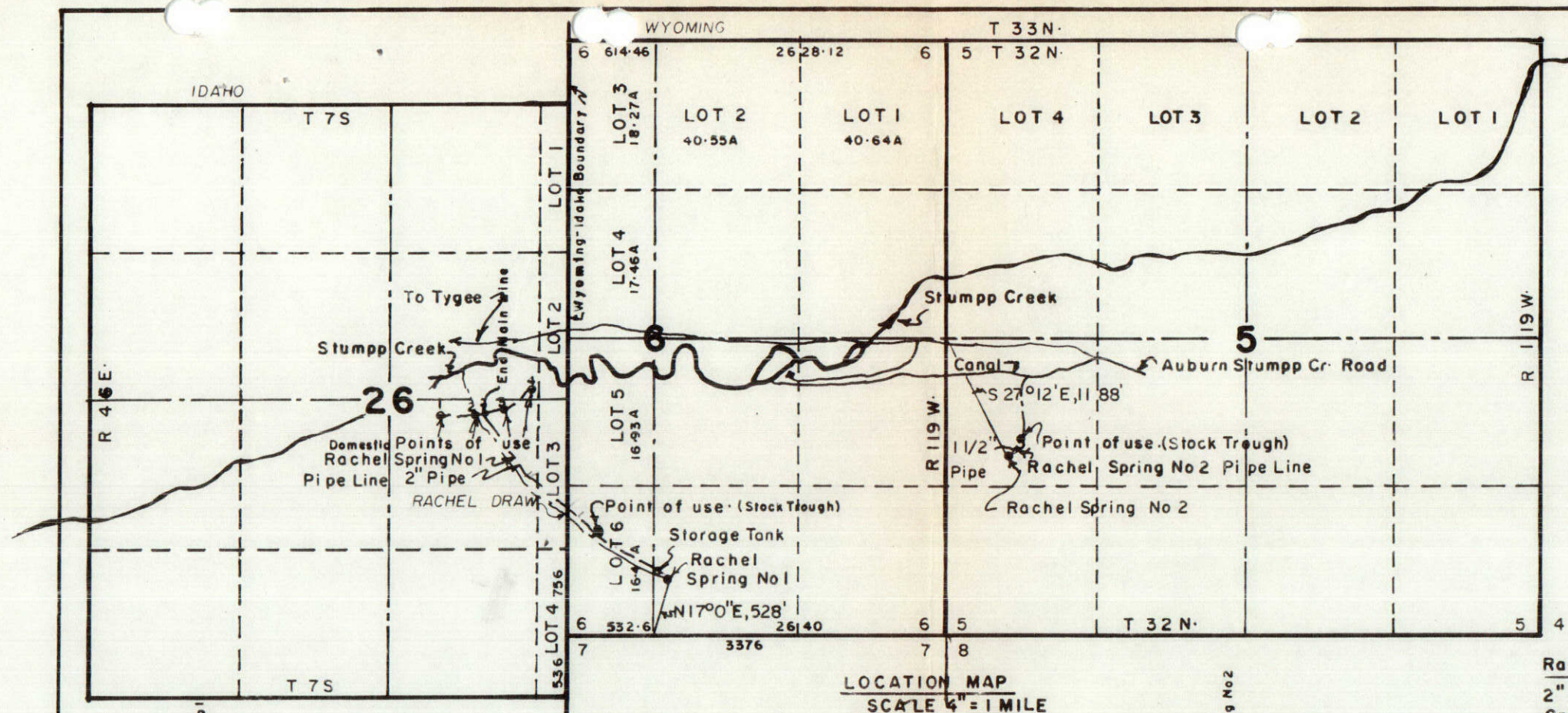




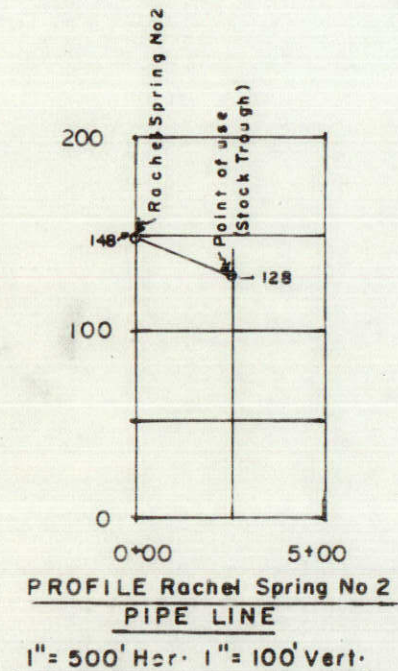
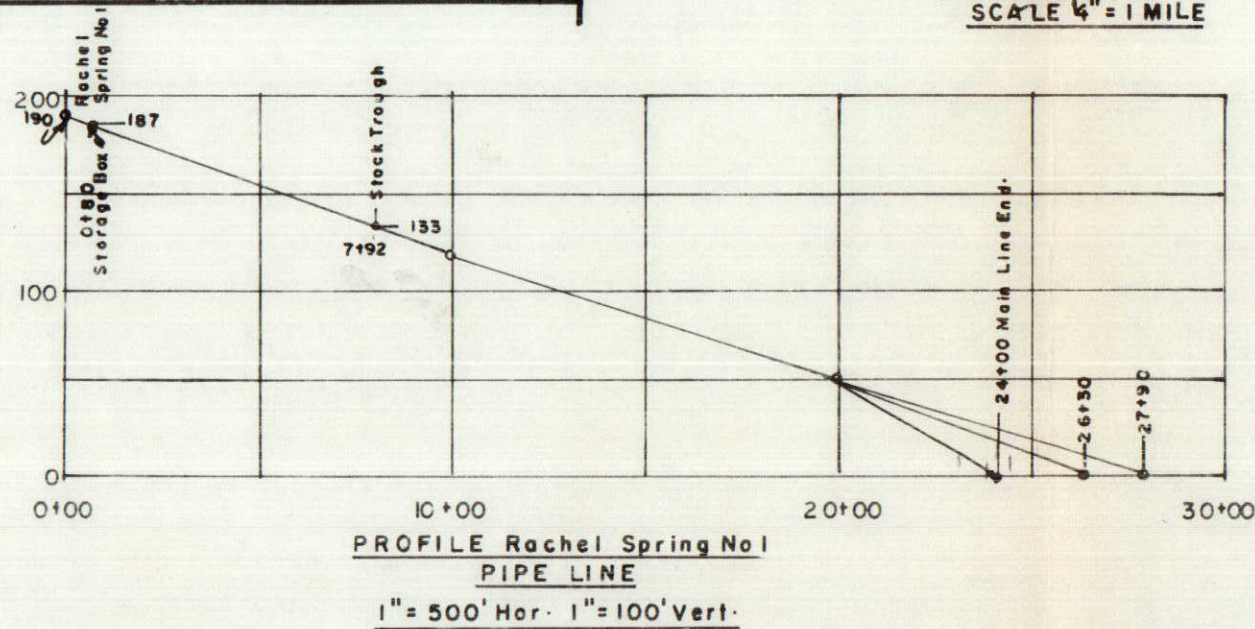
PIPE LINE DATA

Rachel Spring No 1 Pipe Line

2" Dia Pipe
 $S = .0797$ (Storage box to end Main Line)
 $r = .041$ $A = 0.218 \text{ Sq. Ft.}$
 $n = .015$ $D = .167 \text{ Ft.}$
 $v = \frac{1.486}{n} r^{2/3} s^{1/2} = 3.32 \text{ 'sec.}$
 $Q = A \cdot v = .070 \text{ C.F.S.}$

Rachel Spring No 2 Pipe Line

1 1/2" Dia Pipe
 $S = .080$ $A = 0.0123 \text{ Sq. Ft.}$
 $r = .031$ $D = .125 \text{ FT.}$
 $n = .015$
 $v = 2.76 \text{ 'sec}$
 $Q = A \cdot v = .034 \text{ C.F.S.}$



CERTIFICATE OF ENGINEER

STATE OF WYOMING)
COUNTY OF LINCOLN) ss

I, Ivan L. Call of Afton, Lincoln County, Wyoming hereby certify that this map was made from notes taken during an actual survey made by me August 15, 1970 and from maps and records in A.C.C. office, that it shows correctly the location of the proposed Pipe Lines, the points of use and other data to accompany the applications for the use of water.

Registration No 274

Ivan L. Call.
Engineer

20 3/368

APPROVED: _____

R. KEITH HIGGINSON, IDAHO STATE ENGINEER

APPROVED: _____

FLOYD A. BISHOP, STATE ENGINEER

MAP

TO ACCOMPANY APPLICATIONS FOR

Rachel Spring No 1 Pipe Line
Rachel Spring No 2 Pipe Line

APPLICANT= Rachel W. Mabey
6397 Orchard Drive
Bountiful 16, Utah
Scale 4" = 1 Mile

24 7005

20 3-4/368

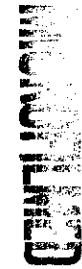
NOTE: This permit was issued by the STATE OF WYOMING with a part of the place of use being in IDAHO.

No follow up action is taken by us, however, it is made a part of our records.

Shelton

Note! This rt. has been licensed in the state of Wyoming.
SEE correspondence dated 9-9-85

Jim
9-19-85



THE STATE OF WYOMING
Certificate of Appropriation of Water

Proof No. 60048
Certificate Record No. 70
Page 174

WHEREAS, Rachel W. Mabey
Rachel Spring, Sec. 1, tributary Rachel Draw, trib. Stamp Creek, trib. Snake River
Rachel Spring, Sec. 1 Pipe Line
has presented to the Board of Control of the State of Wyoming proof of the appropriation

for irrigation of the lands herein described; and being in
Lincoln County, Wyoming.
NOW KNOW YE, That the State Board of Control, under the provisions of the Statutes of Wyoming, has, by an order duly made and entered on the 14th day of
January, A. D. 1972, in Order Record No. 13, determined and established the priority and amount of such appropriation as follows:
Name of Appropriator Rachel W. Mabey
Postoffice Address Box 338, Auburn, Wyoming;
Date of Appropriation November 23, 1970
Total Acreage None
Amount of Appropriation 0.056 cu. ft. per sec.; Description of land to be irrigated and for which this appropriation is determined and established:

TWP.	RANGE	SEC.	NE 1/4			NW 1/4			SW 1/4			SE 1/4			TOTAL
			NE 1/4	NW 1/4	SE 1/4	NE 1/4	NW 1/4	SE 1/4	NE 1/4	NW 1/4	SE 1/4	NE 1/4	NW 1/4	SE 1/4	
32	1	6	WATER USED FOR STOCK PURPOSES IN THE STATE OF WYOMING ONLY AT THIS POINT: This appropriation is limited to a maximum diversion of 0.056 cubic foot per second for stock purposes at the location described above. If the balance of the system under this permit for proposed domestic use at points in Idaho is completed within the terms of the permit and proof submitted, the combined total appropriations for both stock and domestic purposes shall not exceed 0.056 cubic foot per second.												

The right to water hereby confirmed and established is limited to irrigation stock use and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed one cubic foot of water per second for each section of land for which the appropriation is herein determined and established, except when there is surplus water in the stream as provided by Sections 41-481 to 41-489, Wyoming Statutes, 1957.

IN TESTIMONY WHEREOF, I,
LLOYD A. BISHOP
President of the State Board of Control, have hereunto set my
hand this 17th day of January, A. D. 1972, and caused the seal of said Board to be hereunto affixed.
Attest: *Diary of the Secretary* Ex-officio Secretary. *Lloyd A. Bishop* President.

NOTE: "DO NOT FOLD THIS FORM.—ONLY FORMS COMPLETED WITH TYPEWRITER OR NEATLY LETTERED WITH WATERPROOF INK WILL BE ACCEPTED."

Do Not Use Ball Point Pen

Form A-1

Temp. Filing No. 20 3/368

PERMIT NO. 23535

NAME OF FACILITY Rachel Spring No 1. Pipe Line

APPLICATION FOR A PERMIT TO DIVERT AND APPROPRIATE THE WATER OF THE
STATE OF WYOMING

WATER DIVISION NO. Four

DISTRICT NO. Eight

I, Ivan L Call

of Afton

County of Lincoln

State of Wyoming

for myself or in behalf of the applicant or applicants named in Item 1, do say:

1. The name(s) of the applicant is are ~~Bar M Ranch, Inc~~ BAR M RANCH, INC
To Rendell N. Mabey, President

2. The post-office address(es) of the applicant is are 2341
~~6397~~ Orchard Drive
Bountiful 16, Utah

3. The use to which the water is to be applied is Domestic and stock watering

4. The name of the ditch, canal, pipe line or other facility is Rachel Spring No 1 Pipe Line

5. The source of the proposed appropriation is Rachel Spring No 1, Tributary of Stump Creek

which is a tributary of

6. The point of diversion of the proposed works is located N 17° 0' E, 528 feet distant from the SE corner of Section 6 T 32 N. R. 119 W. and is in the SW 1/4 of Section 6 T 32 N. R. 119 W Resurvey.

7. The said ditch, canal, pipe line or other facility is to be .454 miles long.

8. (a) The carrying capacity of the ditch, canal, pipe line or other facility at the point of diversion is .270 cu. ft. per sec.

(b) If pipe line, size of pipe 2 inches.

9. (a) The nature of the material to be moved is loam

(b) Number, length and size of tunnels none

(c) Number, length and size of flumes none

10. The estimated cost of said work is \$ 6000.00 Dollars

11. Construction work will begin within one year from date of approval of this application.

12. The time required for completion of the works is one year from December 31, 19 70

13. The time required to complete the application of water to the beneficial uses stated in this application is year 1 from December 31, 19 70

14. The accompanying map is prepared in accordance with the Manual of Regulations and Instructions for Filing applications in the State Engineer's Office and is hereby declared a part of this application

Permit No. 23535

Page No

140
(Leave Blank)

Township	Range	Sec.	NEX				NWK				SWK				SEK				TOTALS
			NEX	NWK	SWK	SEK	NEX	NWK	SWK	SEK	NEX	NWK	SWK	SEK	NEX	NWK	SWK	SEK	
~~STOCK AND DOMESTIC USE AT THE LOCATIONS DESCRIBED (Rachel H., Mabey Owner)~~ ~~Lot 6~~																			
32N	119W	6	(Wyoming)																Stock Watering
35S	46E	26	(Idaho)																X Domestic Points 1,2,3.
7S	46E	26	(Idaho)																X Domestic Point No 4.
~~ABOVE USES NOT TO EXCEED 0.011 cubic feet per second.~~ ~~Note all lands over which the pipe line is to be placed and used belong to the applicant.~~ ~~DOMESTIC AND STOCK USE AT THE LOCATIONS DESCRIBED ABOVE~~ ~~WILL BE EXCEEDED 0.036 C.F.S. AT ANY ONE POINT OF USE AT ANY TIME AND NOT TO EXCEED A TOTAL OF 0.170 C.F.S. AS A FURTHER PROTECTION OF USE.~~ ~~Owner: Rachel H. Mabey~~																			

~~Not to be used~~

-0-0111-01P181

Total number of acres to be irrigated

The stock watering trough and the points No.1,2,3,4. will be taken from main line by short branch lines.

Ivan L. Call
Signature of Applicant or Agent

Date _____

THIS SECTION IS NOT TO BE FILLED IN BY APPLICANT

THE STATE OF WYOMING, }
STATE ENGINEER'S OFFICE } SS.

This instrument was received and filed for record on the _____ day of _____, A. D.

19____ at _____ o'clock _____ M.

Recorded in Book **84** of Applications, on Page **140**

Fee Paid \$ _____ Map filed _____

THE STATE OF WYOMING, }
STATE ENGINEER'S OFFICE } SS.

THIS IS TO CERTIFY that I have examined the foregoing application and have rejected same for the following reason _____

Witness my hand this _____ day of _____, A. D. 19____

State Engineer.

THE STATE OF WYOMING, }
STATE ENGINEER'S OFFICE } SS. 23535

THIS IS TO CERTIFY that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:

This permit grants only the right to use the water available in the stream after all prior rights are satisfied.

The amount of appropriation shall be limited to the amount beneficially used for stock and domestic purposes not to exceed 0.056 cubic feet of water per second of time, before December 31, 1972.

This permit is granted subject to the terms of the Snake River Compact, Article VII.

Construction of proposed work shall begin within one year from the date of approval.

The time for completing the work shall terminate on December 31, 1972.

The time for completing the application of water to beneficial use shall terminate on December 31, 1972, and final proof of appropriation shall be made within five years thereafter.

~~The amount of appropriation shall be limited to one cubic foot per second of time for each seventy acres of land reclaimed on or before December 31, 19____, except as provided in Section 41-184, Wyoming Statutes, 1957, and the additional volume used for _____ purposes on or before said date.~~

Witness my hand this **22nd** day of **April**, A. D. 19 **71**.

R. Keith Higginson, Director
State Department of Water Administration
Permit No. **23535**

Floyd A. Bishop
State Engineer.

Page No. **140**
(Leave Blank)

PERMIT NO. 13535
PERMIT STATUS

Priority Date

Approval Date 3/8/72

September 2, 1971 - Notice of Completion of Construction, September 4, 1971, received.
September 3, 1971 - Notice of Completion of Beneficial Use, September 4, 1971 received.

PERMIT NO. 13535, PROOF NO. 30048

NOTE: An appropriation for the stock use under this permit has been appropriated under Proof No. 30048 in Order Record 19 on Page 198, Certificate Record 79 on Page 174. If the balance of the system under this same permit for proposed domestic use at points in Idaho is completed within the terms of the permit and proof submitted, the combined total appropriation for both stock and domestic purposes shall not exceed 0.054 c.f.s.

January 11, 1972.

Ord. 11 70-74 0.054 SK

June 6, 1972 - EXTENSION GRANTED, IN RESPONSE TO REQUEST RECEIVED June 5, 1972. Time for completion of construction and completion of beneficial use for domestic use has been extended to December 31, 1973.

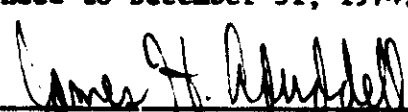

JAMES H. ADUDELL
Assistant State Engineer

for completion of construction and

September 28, 1973 - Notice of expiration of time/for completion of beneficial use for domestic use mailed.

October 5, 1973 - EXTENSION GRANTED, IN RESPONSE TO REQUEST RECEIVED October 5, 1973. Time for completion of construction and completion of beneficial use for domestic use has been extended to December 31, 1974.

MAILED
EILMER
OCT 15 1973


JAMES H. ADUDELL
Assistant State Engineer

NOTICE

A Manual of Regulations and Instructions for Filing Applications will be furnished by the State Engineer's Office upon request. By carefully complying with the instructions contained in the Manual, much trouble and delay will be saved the applicant, the surveyor and the State Engineer's Office.

This application must be accompanied by maps in duplicate, prepared in accordance with the Manual, and by a filing fee of two dollars.

Applications returned for corrections must be resubmitted to the State Engineer within ninety days with the corrections properly made, otherwise the filing will be canceled.

This application when approved does not constitute a complete water right. It is your authority to begin construction work, which must be commenced within one year from the date of approval of this application.

Notice of commencement of work, completion of the work, and of application of the water to the beneficial uses described in the permit, should be filed in the State Engineer's Office before the expiration of the time allowed in the permit.

If extensions of time beyond the time limits set forth in the permit are required, requests for same must be made, stating why the additional time is required, and must be received in the State Engineer's Office before the expiration of the time allowed in the permit.

To perfect your water right, notify your Division Superintendent that you are ready to submit final proof. This should be sent to the Superintendent as soon as possible after you apply the water to the beneficial uses described in the permit. When you have submitted your proof before the Superintendent it will be considered by the State Board of Control, and, if found to be satisfactory, the Board will issue to you a Certificate of Appropriation which will constitute a completed water right.

The granting of a permit does not constitute the granting of right of way. If any right of way is necessary in connection with the application it should be understood that this responsibility is the applicant's.

PERMIT NO. _____

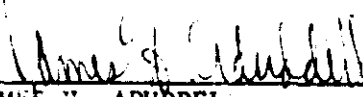
PERMIT STATUS

Priority Date _____

Approval Date _____

October 10, 1974 - Notice of Completion of Construction, for domestic use only, October 10, 1974 received.

October 15, 1974 - EXTENSION GRANTED, IN RESPONSE TO REQUEST RECEIVED October 15, 1974. Time for completion of beneficial use, for domestic use only, has been extended to December 31, 1975.


JAMES H. ADUDDE
Assistant State Engineer

October 11, 1974 - Rachel W. Mabey does hereby transfer and assign all her right, title and interest of whatsoever nature in and to Permit No. 23535, to Bar M Ranch, Inc., Wendell N. Mabey, President of Bonifant, Utah, their heirs, successors, or assigns, forever. See Miscellaneous Notices, Permit No. 23535.

RECEIVED

24-7005

NOTE: "DO NOT FOLD THIS FORM.—ONLY FORMS COMPLETED WITH TYPEWRITER OR NEATLY LETTERED WITH WATERPROOF INK WILL BE ACCEPTED."

Do Not Use Ball Point Pen

Form A-1

Temp. Filing No. 20 3/368

PERMIT NO. _____ NAME OF FACILITY Rachel Spring No 1. Pipe Line

SUBSTITUTE

/ APPLICATION FOR A PERMIT TO DIVERT AND APPROPRIATE THE WATER OF THE STATE OF WYOMING

WATER DIVISION NO. Four

DISTRICT NO. Eight

I, Ivan L. Call
of Afton, County of Lincoln
(City or Town)
State of Wyoming, for myself, or in behalf of the applicant or applicants named in Item 1, do say:

1. The name(s) of the applicant is/are Rachel W. Mabey
2. The postoffice address(es) of the applicant is/are 6397 Orchard Drive
Bountiful 16, Utah
3. The use to which the water is to be applied is Domestic and Stock Watering
4. The name of the ditch, canal, pipe line or other facility is Rachel Spring No 1 Pipe Line
5. The source of the proposed appropriation is Rachel Spring No 1, Tributary of Stumpp-Creek-
Rachel Draw, Tributary of Stumpp Creek
which is a tributary of Salt River
6. The point of diversion of the proposed works is located N 17° 0'E, 528 feet distant from the S 1/4 corner of Section 6 T. 32 N., R. 119 W., and is in the SW 1/4 SE 1/4 of Section 6 T. 32 N., R. 119 W. Resurvey.
7. The said ditch, canal, pipe line or other facility is to be .454 miles long.
8. (a) The carrying capacity of the ditch, canal, pipe line or other facility at the point of diversion is .070 cu. ft. per sec.
(b) If pipe line, size of pipe 2 inches.
9. (a) The nature of the material to be moved is loam
(b) Number, length and size of tunnels none
(c) Number, length and size of flumes none
10. The estimated cost of said work is \$ 6000.00 Dollars.
11. Construction work will begin within one year from date of approval of this application. //
12. The time required for completion of the works is one year from December 31, 19 70.
13. The time required to complete the application of water to the beneficial uses stated in this application is year 1 from December 31, 19 70.
14. The accompanying map is prepared in accordance with the Manual of Regulations and Instructions for Filing Applications in the State Engineer's Office and is hereby declared a part of this application.

Permit No.

Page No. _____
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24 7005

PERMIT NO. _____

PERMIT STATUS

Priority Date _____

Approval Date _____

NOTICE

A Manual of Regulations and Instructions for Filing Applications will be furnished by the State Engineer's Office upon request. By carefully complying with the instructions contained in the Manual, much trouble and delay will be saved the applicant, the surveyor, and the State Engineer's Office.

This application must be accompanied by maps in duplicate, prepared in accordance with the Manual, and by a filing fee of two dollars.

Applications returned for corrections must be resubmitted to the State Engineer within ninety days with the corrections properly made; otherwise the filing will be canceled.

This application when approved does not constitute a complete water right. It is your authority to begin construction work, which must be commenced within one year from the date of approval of this application.

Notice of commencement of work, completion of the work, and of application of the water to the beneficial uses described in the permit, should be filed in the State Engineer's Office before the expiration of the time allowed in the permit.

If extensions of time beyond the time limits set forth in the permit are required, requests for same must be in writing, stating why the additional time is required, and must be received in the State Engineer's Office before the expiration of the time allowed in the permit.

To perfect your water right, notify your Division Superintendent that you are ready to submit final proof. This notice should be sent to the Superintendent as soon as possible after you apply the water to the beneficial uses described in your permit. When you have submitted your proof before the Superintendent it will be considered by the State Board of Control, and, if found to be satisfactory, the Board will issue to you a Certificate of Appropriation which will constitute a completed water right.

The granting of a permit does not constitute the granting of right of way. If any right of way is necessary in connection with the application it should be understood that this responsibility is the applicant's.

Township	Range	Sec.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			~~- STOCK AND DOMESTIC USE AT THE LOCATIONS DESCRIBED (Rachel W. Mabey Owner) -~~																
32N	119W	6	(Wyoming)														X Lot 6 Stock Watering		
75E	46E	26	(Idaho)														X Domestic Points 1,2,3.		
75	46E	26	(Idaho)	X													xx Domestic Point No 4.		
ABOVE USES NOT TO EXCEED 0.0111 cubic feet per second.																			
Note all lands over which the pipe line is to be placed and used belong to the applicant.																			
DOMESTIC AND STOCK USE AT THE LOCATIONS DESCRIBED ABOVE																			
NOT TO EXCEED 0.056 C.F.S. AT ANY ONE POINT OF USE AT ANY																			
TIME AND NOT TO EXCEED A TOTAL OF 0.070 C.F.S. AT ANY																			
TIME FOR ALL POINTS OF USE.																			
Owner: Rachel W. Mabey																			

Number of acres to receive original supply -0.0+11-6.7-7-
 Number of acres to receive supplemental supply _____
 Total number of acres to be irrigated _____

The stock watering trough and the points Nos.1,2,3,4. will be taken from main line by short branch lines .

Ivan L. Call
Signature of Applicant or Agent

November 18, 1970
Date

24 7005



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

September 19, 1985

Rendell N. Mabey
2341 S. Orchard Dr.
Bountiful, UT 84010

Re: Permit No. 24-7005

Dear Mr. Mabey:

This office has received and reviewed your correspondence dated September 9, 1985, relative to my September 1, 1985 letter.

You are correct that there is nothing further you need to do or nothing you need to submit to the State of Idaho in connection with the permit. The permit is unusual in that two states are involved in the point of diversion and place of use.

Because we requested a listing of permit holders from our computer records and because our computer records show your water use as a permit, you received the September 1, 1985 letter.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

1s

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

RECEIVED

1985

Department of Water Resources

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

SEPTEMBER 1, 1985

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

Sept. 14, 1985. It was our understanding that this filing was completed - see attached certificate of Wyoming. The spring in question originates in Wyoming and merely crosses into Idaho a few feet where it is used for domestic purposes. Please correct your records and so advise.

Thank you

Bar M Ranch, Inc., a Wyoming corporation

and

Randee N. Moley

2341 ORCHARD DR
BEAUTIFUL, UTAH 84010

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. Glen Saxton

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

THE STATE



OF WYOMING

ED HERSCHLER
GOVERNOR

Board of Control

BARRETT BUILDING

CHEYENNE, WYOMING 82002

July 17, 1978

Bar M. Ranch, Inc.
c/o Rendell N. Mabey, President
2341 South Orchard Drive
Bountiful, Utah 84010

Dear Mr. Mabey:

Re: Permit No. 23535
Rachel Spring No. 1
Rachel Spring No. 1 Pipe Line

Enclosed is your recorded certificate of appropriation for the subject water right which was inadvertently returned to our office by the county clerk.

This is your adjudication for the domestic use in Caribou County, Idaho. This is as valuable as your warranty deed and we suggest you keep it with your legal documents.

Very truly yours

A handwritten signature in cursive script, appearing to read "Francis A. Carr".

Francis A. Carr
Adjudication Officer

FAC:SH
Enclosure: C. R. 72, P. 476
Certified Mail

MICROFILMED

THE STATE OF WYOMING
Certificate of Appropriation of Water

Proof No. 32129
Certificate Record No. 72, Page 476
Water Division No. 4, District No. 8

Bar M Ranch, Inc.;
U. S. Department of the Interior,
Bureau of Land Management

WHEREAS, Bar M Ranch, Inc. have been presented to the Board of Control of the State of Wyoming proof of the appropriation of water from Rachel Spring No. 1, tributary Rachel Draw, tributary Stump Creek, tributary Salt River, tributary Snake River through the Rachel Spring No. 1 Pipe Line for domestic purposes under Permit No. 23535 Caribou Idaho

NOW KNOW YE, That the State Board of Control, under the provisions of the Statutes of Wyoming, has, by an order duly made and entered on the 28th day of December, 1977, Wyoming Idaho determined and established the priority and amount of such appropriation as follows:
Name of Appropriator Bar M Ranch, Inc., c/o Rendell N. Mabey, President, 841 South Orchard Drive, Boise, Idaho 83726
Date of Appropriation November 23, 1970; Postoffice Address P.O. Box 855, Soda Springs, Idaho 83276

Amount of Appropriation * None; Total Acreage None cu. ft. per sec.; Description of land to be irrigated and for which this appropriation is determined and established:

TWP.	RANGE	SEC.	NE 1/4			NW 1/4			SW 1/4			SE 1/4			TOTAL
			NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	
			Water is used for domestic purposes at the following points of use:												
			Land owned by Bar M Ranch, Inc.												
			Points 1, 2 and 3 in NE 1/4 SW 1/4 for 3 trailers												
			Land owned by U. S. Department of the Interior, Bureau of Land Management under grazing lease to Bar M Ranch, Inc.												
			Point 4 in SE 1/4 NW 1/4 for 1 trailer												

Head Gate: SW 1/4 SE 1/4 Section 6-32-119, Being in, Lincoln County, Wyoming.

The right to water hereby confirmed and established is limited to irrigation domestic purposes. The use is restricted to the place where acquired and to the purpose for which acquired; rights of appropriation not to exceed one cubic foot per second for each seventy acres of land for which the appropriation is herein determined and established except when there is surplus water in the stream as provided by Sections 44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100 of the Wyoming Statutes.

IN TESTIMONY WHEREOF, I, GEORGE L. CHRISTOPULOS

hand this 28th day of December, 1977, and caused the seal of said Board to be hereunto affixed.

Attest: William Long Ex-officio Secretary.

George L. Christophoulos President.

STATE OF IDAHO
County of Caribou

SS

97029

I Herby certify that this instrument was filed
at the request of Board of Control
at 4:30 o'clock P M this 14 day of
July, 19 78 In my office and duly
recorded in Microfilm Records
Elaine S. Johnson

1-10-4/1-10 Michael Peterson

MICROFILMED

Rendell N. Mabey

2341 So. Orchard Drive
Bountiful, UT 84010



State of Idaho
Dept. of Water Resources
State Office
450 W. State Street
Boise
Idaho 83720

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

OK
WATER RIGHT NUMBER 24-7005

OWNER LAST NAME - BAR M RANCH INC. FIRST NAME - ORIG OWNER -
ADDRESS LINE 1 - 2341 ORCHARD DR. ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BOUNTIFUL STATE - UT ZIP CODE - 84010
SOURCE - RACHEL SPRING TRIBUTARY OF - STUMP CREEK
STAGE - PERMIT STATUS - PRIORITY - 11-23-1970 COUNTY - TOTAL DIV. RATE - .0600 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT -
FROM - 01-01 TO - 12-31 USE - STOCKWATER USE DIV. RATE - .0600 CFS USE DIV. VOLUME - .00 AFA
FROM - TO - USE - DOMESTIC USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - DOMESTIC PLACE OF USE - TWN 07S RNG 46E SEC 26 TRACT SWNE LOT AC TRACT NWSE LOT AC
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS - THIS FILE FOR RECORD ONLY, FILED SUBJECT TO SNAKE R. COMPACT,
ART. 7.
NOT TO EXCEED .056 CFS.
P/D AND STOCKWATER P/D IN LINCOLN CNTY: WYOMING LOT 6 (SESW), S6,
T32N, R119W.
NON IRRIG USE - S/WYOMING ONLY D/IDAHO ONLY.
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. -
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

3/79

IDENT. NO. 24-7005

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
	12-29-79	Key punched by State Office G G APR 4 1984 VERIFIED
CW	9-25-8	charged to license

THE STATE



OF WYOMING

ED HERSCHLER
GOVERNOR

State Engineer's Office

STATE OFFICE BUILDING EAST

CHEYENNE, WYOMING 82002

July 8, 1975

State of Idaho
Department of Water Resources
c/o D. Darlene Reich
State House
Boise, Idaho 83720

Department of Water Resources

Dear Ms. Reich:

Enclosed are copies of Permit No. 23535, Rachel Spring No. 1 Pipe Line, the certificate of appropriation, and the map filed with the permit.

In the final recording of this permit, the copies for your office were overlooked completely. We apologize for this oversight and hope you have not been inconvenienced by our mistake.

If you need anything further to complete your records, please let us know.

Very truly yours,

A handwritten signature in dark ink, appearing to read "James H. Aduddell".

James H. Aduddell
Assistant State Engineer

JHA/ssb

Enclosures

July 1, 1975

Re: Temp. Filing No. 20 3/368
Rachel W. Mabey

Mr. George L. Christopulos
State Engineer
Capitol Bldg.
Cheyenne, Wyoming 82002

Dear Mr. Christopulos:

In April, 1971, the above referenced application was forwarded to this office for approval by our Director since the application proposed to divert water from Wyoming for use in Idaho.

Could you please advise us if this application was approved and, if so, we would very much appreciate a copy of the permit for our records.

Thank you for your cooperation in this matter.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

bc: Eastern District Office
ATTN: Colleen
Re: 24-7005

RECEIVED
JUL 1 1975
EASTERN DISTRICT OFFICE

April 15, 1971

Mr. Floyd A. Bishop
State Engineer
State Office Building
Cheyenne, Wyoming

Dear Mr. Bishop:

Here is the application to appropriate water from Rachel Springs' No. 1 pipe line that you sent to us on April 12. This application has been approved by Mr. R. Keith Higginson, Director of the Department of Water Administration.

It would be appreciated if you would send us a copy of the permit after you have approved it.

Thank you for your cooperation in notifying us of this application.

Very truly yours,

Bobby D. Fleenor
Assistant Director

BDF:cm

Enclosures

THE STATE



OF WYOMING

State Engineer's Office

STATE OFFICE BUILDING

CHEYENNE, WYOMING 82001

Department of Water Administration

April 12, 1971

R. Keith Higginson
Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Rachel Spring No. 1 Pipe Line,
Temporary File No. 20 3/368.

Dear Sir:

Enclosed you will find an application and accompanying map to Mr. Floyd A. Bishop, Wyoming State Engineer, for an appropriation for domestic purposes. The enclosed application proposes the diversion in Wyoming from Rachel Spring No. 1 for a domestic use in Idaho.

According to our interpretation of Article VII of the Snake River Compact, before the State of Wyoming can grant an appropriation which is diverted in Wyoming for use in Idaho, it must have the approval of the Idaho officer responsible for such records.

We would appreciate it if you would review the enclosed application and take whatever action you feel would be appropriate.

If you have any questions or if you feel that our interpretation of the Compact warrants further discussion, we would be pleased to hear from you.

Very truly yours,

JAMES H. ADUDELL
Assistant State Engineer

JHA/mt
Enclosures
CERTIFIED MAIL

24 7005