

Thomas J. Holmes
JONES, CHRISTENSEN, JORGENSEN, ROBISON,
HOLMES and ROBISON, Chartered
Attorneys at Law
P. O. Box 967
405 W. Whitman
Pocatello, Idaho 83204
(208) 232-5911

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 Drainage Basin)
Water System,)

Case No. 39576

and

_____)
The State of Idaho, ex rel.)
R. Keith Higginson in his official)
capacity as director of the Idaho)
Department of Water Resources,)

Case No. 41798

AFFIDAVIT OF
CARMA B. SMITH

Petitioner,)

vs.)

United States; State of Idaho; and)
all unknown claimants to the use)
of water from the Snake River)
Drainage Basin Water System,)

Respondents.)

_____)
THERON J. SMITH and CARMA B.)
SMITH, husband and wife,)

Plaintiffs,)

vs.)

JAY SCOFFIELD and TARA SCOFFIELD,)
husband and wife; GRACE PALMER, a)

single person; BILLIE JEANNE)
CROXALL, a single person; VIRGIL T.)
GERMER and LAURA GERMER, husband)
and wife; KEITH HIGGINSON, director)
of the Idaho Department of Water)
Resources, and JOHN DOES I, II,)
III and IV,)
)
Defendants.)
)

STATE OF IDAHO)
 :SS
County of Bannock)

Carma B. Smith, being first duly sworn states:

1. She is a resident of Bannock County, Idaho, with personal knowledge and competent to testify as to the facts set forth below.

2. That she contacted Grace Palmer in regard to water rights, and what dates water had been put to use on the property she purchased from her and her late husband, Hyrum Martin Palmer.

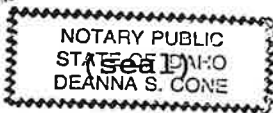
3. Attached as Exhibit "A" and incorporated herein by reference are the handwritten statements made by Grace Palmer, which to the best of her knowledge, set forth the appropriate priority dates for her property purchased from the Palmers.

DATED this 19TH day of December, 1990.

Carma B. Smith
Carma B. Smith

SUBSCRIBED AND SWORN TO, before me, the undersigned Notary Public, this 19TH day of December, 1990.

Deanna S. Cone
NOTARY PUBLIC - STATE OF IDAHO
Commission Expires: 6-8-93



CERTIFICATE OF MAILING

I HEREBY CERTIFY that a true and correct copy of the foregoing AFFIDAVIT OF CARMA B. SMITH was mailed this 20TH day of December, 1990, in an envelope with sufficient first-class postage prepaid thereon to the following:

Reed W. Larson
Attorney at Law
P. O. Box 1391
Pocatello, Idaho 83204

Isaac McDougall
Attorney at Law
P. O. Box 4048
Pocatello, Idaho 83205

Billie Jeanne Croxall
5140 Cole
Chubbuck, Idaho 83202

Grace Palmer
5140 Cole
Chubbuck, Idaho 83202

Jim Jones
Attorney General
Statehouse, Room 210
Boise, Idaho 83720

Peter C. Monson
U. S. Attorney
Land & Natural Resources Div.
Indian Resources Section
P. O. Box 44378
Washington, D. C. 20026

A. Lynne Krogh-Hampe
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Thomas J. Holmes
Thomas J. Holmes

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A29-04064A	THELON SMITH 5137 WEST PORTNEUF ROAD INNOV ID 83245	05/01/1889	IRRIGATION	04-01 11-01	0.04 CFS	STATUTORY CLAS

0.04 CFS TOTAL
0.00 AFA TOTAL

SOURCE: PAPOOSE CREEK
OTHER RIGHTS: NONE.
CONDITIONS OF APPROVAL:

TRIBUTARY: PORTNEUF RIVER

REMARKS: AC. IRR. = 1.8.

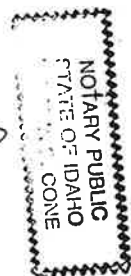
POINT OF DIVERSION:
T07S R35E S26 NWNE

PLACE OF USE: IRRIGATION
T07S R35E S23
1.8 ACRES TOTAL

SESE 1.8

This property was received as Section 1 and 05/01/1889
Water from Papoose Creek has been used for beneficial
use since that time.
We purchased this property in 1926 the water from
Papoose Creek has been used for irrigation stock
water and beneficial use from 1926 to 1990

Shane Palmer



Blaine S. Cone
NOTARY PUBLIC

Dec 15, 1990

My Commission Expires: 6.8.93

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A29-10010	THELON SMITH 5137 WEST PORTNEUF ROAD INKON ID 83245	01/02/1969	IRRIGATION	04-01 11-01	0.02 CFS	BENEFICIAL USE

0.02 CFS TOTAL
0.00 AFA TOTAL

SOURCE: PAPOOSE CREEK
OTHER RIGHTS: A29-04064A SAME P/D AND PIPELINE.
CONDITIONS OF APPROVAL:

REMARKS:

POINT OF DIVERSION:
T07S R35E S26 NWNE

PLACE OF USE: IRRIGATION
T07S R35E S23 SESE 1.0
1.0 ACRES TOTAL

Water from Papoose Creek has been used here for irrigation from 1969 to 1990

Shane Palmer

Dec 15-1990



*Deanna S Cone, Notary Public
my Commission Expires 6-8-93*

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A29-10011	THERON SMITH 5137 WEST PORTNEUF ROAD INKOM ID 83245	04/01/1945	DOMESTIC STOCKWATER	01-01 12-31 01-01 12-31	0.02 CFS 0.02 CFS	BENEFICIAL USE
					0.02 CFS TOTAL	
					0.00 AFA TOTAL	

SOURCE: SPRING
OTHER RIGHTS: NONE.
CONDITIONS OF APPROVAL:

TRIBUTARY: PAPOOSE CREEK

REMARKS:

POINT OF DIVERSION:
T07S R35E S23 SWSSE

PLACE OF USE: DOMESTIC
T07S R35E S23 SESE

PLACE OF USE: STOCKWATER
T07S R35E S23

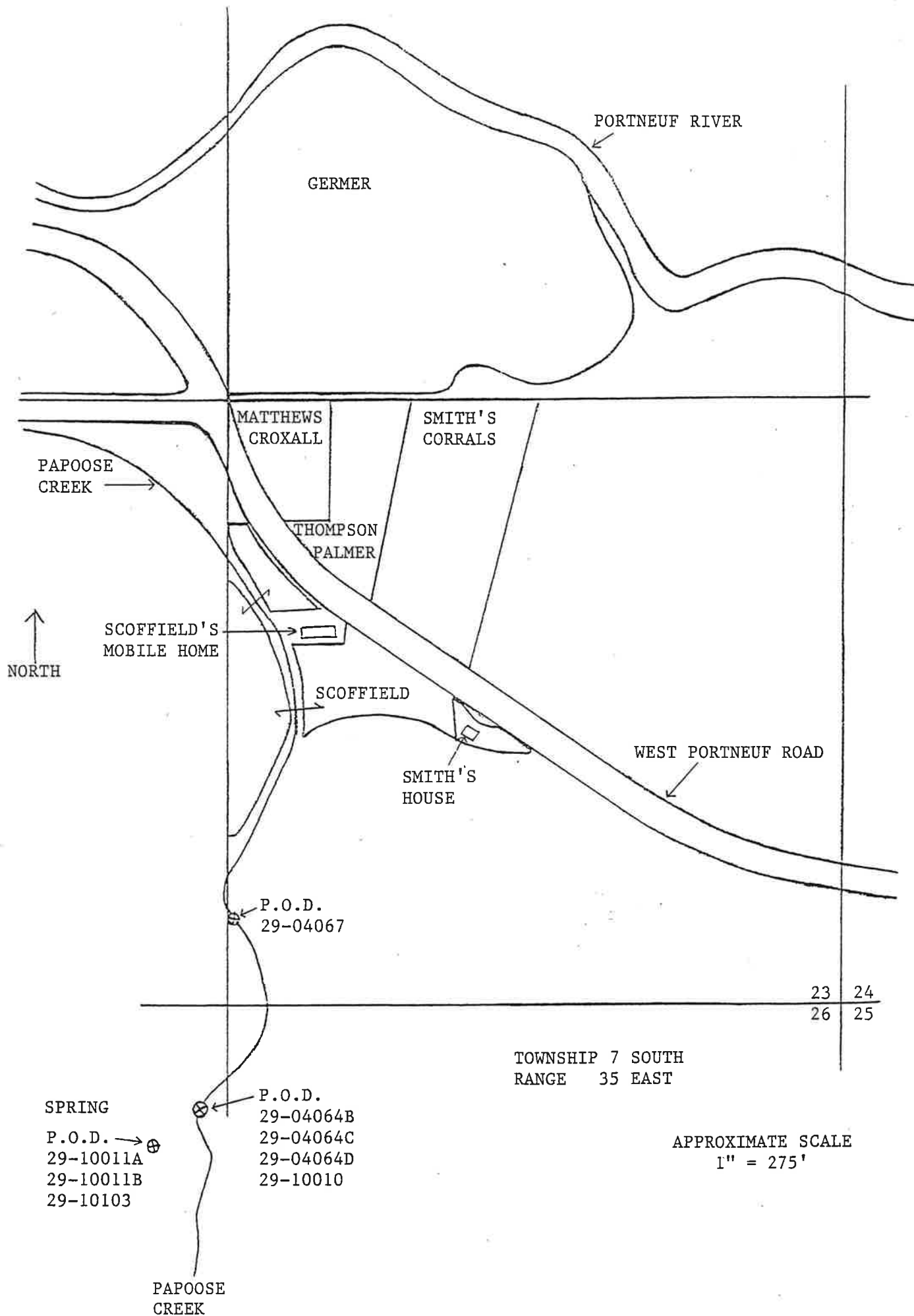
Water was piped from a spring tributary of
Papoose Creek 1945 for stock water and
beneficial use and has been used since
that time.

Grace Palmer

Dec 15-1998



Deanna S. Cone, Notary Public
My Commission Expires: 10-8-93



PORTNEUF RIVER

GERMER

MATTHEWS
CROXALL

SMITH'S
CORRALS

PAPOOSE
CREEK

THOMPSON
PALMER

NORTH
↑

SCOFFIELD'S
MOBILE HOME

SCOFFIELD

SMITH'S
HOUSE

WEST PORTNEUF ROAD

P.O.D.
29-04067

23 24
26 25

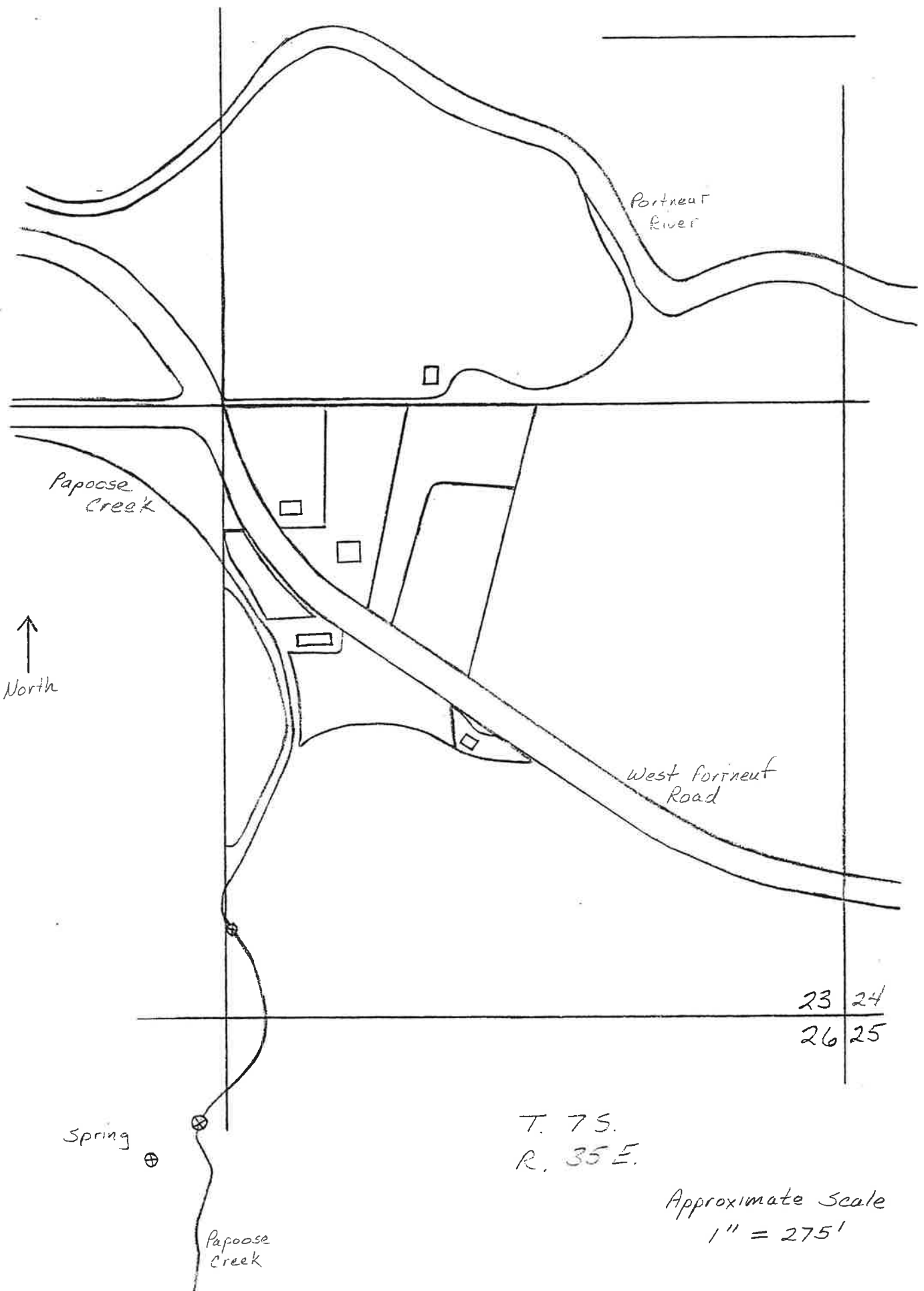
TOWNSHIP 7 SOUTH
RANGE 35 EAST

SPRING
P.O.D. → ⊗
29-10011A
29-10011B
29-10103

P.O.D.
29-04064B
29-04064C
29-04064D
29-10010

APPROXIMATE SCALE
1" = 275'

PAPOOSE
CREEK



RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
R29-10011B	THERON SMITH 5137 W PORTNEUF RD INKOM ID 83245	01/02/1969	DOMESTIC	01-01 12-31	0.01 CFS	BENEFICIAL USE

TOTAL DIVERSION RATE: 0.01 CFS
TOTAL DIVERSION VOLUME: 0.00 AFA

SOURCE: SPRING

TRIBUTARY: PAPOOSE CREEK

POINT OF DIVERSION:
T07S R35E S26 NENWNE

PLACE OF USE: DOMESTIC
T07S R35E S23 SESE

CONDITIONS OF APPROVAL:

REMARKS: RIGHT NOS. 29-10011A AND 29-10103 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE AND THROUGH A COMMON CISTERN.
THE TOTAL COMBINED RATE OF DIVERSION FOR ALL THREE RIGHTS IS
0.01 CFS.

OTHER RIGHTS: DOMESTIC WELL

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
R29-10011A	THERON SMITH 5137 W PORTNEUF RD INKOM ID 83245	04/01/1945	STOCKWATER	01-01 12-31	0.01 CFS	BENEFICIAL USE

TOTAL DIVERSION RATE: 0.01 CFS
TOTAL DIVERSION VOLUME: 0.00 AFA

SOURCE: SPRING
TRIBUTARY: PAPOOSE CREEK

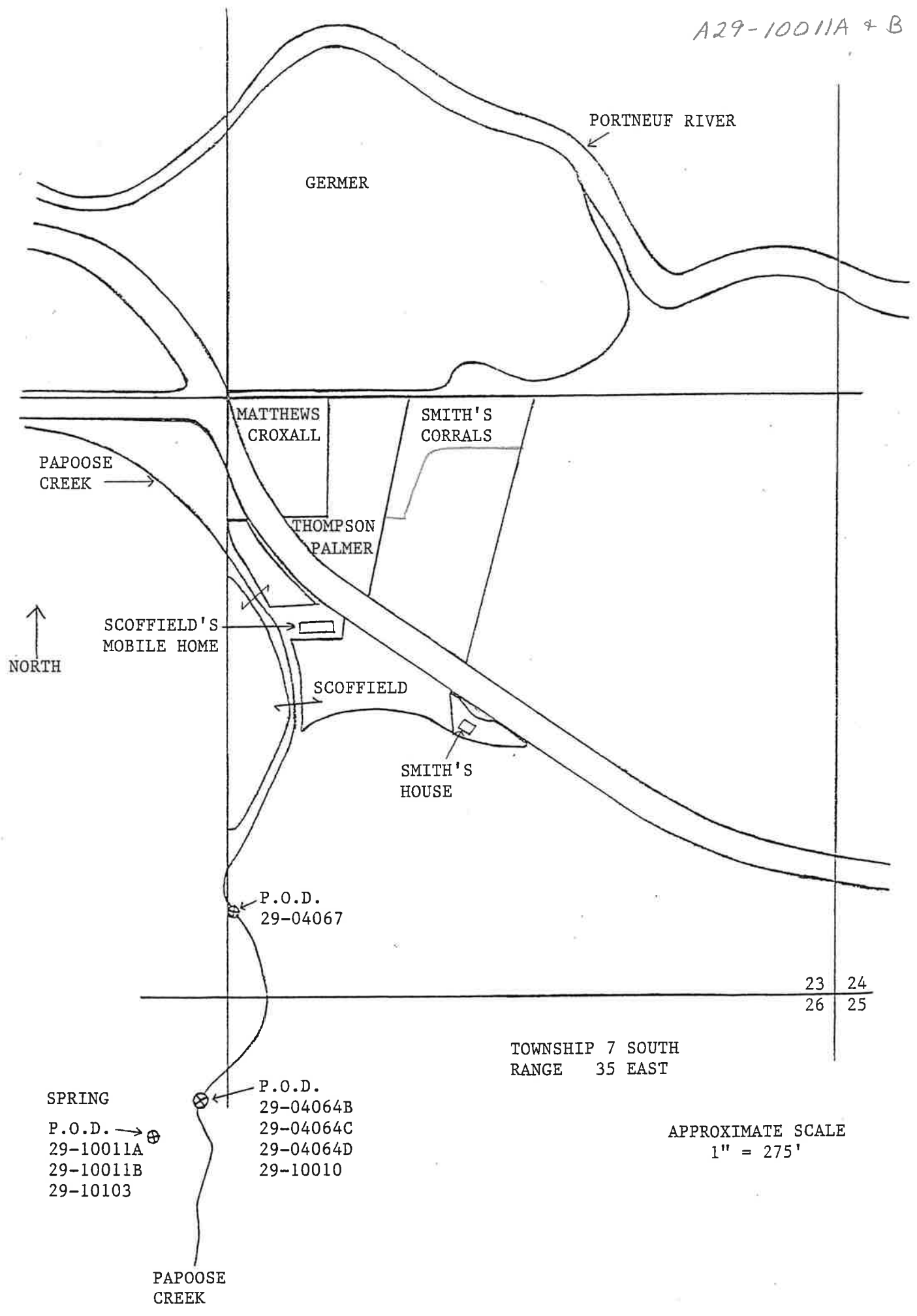
POINT OF DIVERSION:
T07S R35E S26
NENWNE

PLACE OF USE: STOCKWATER
T07S R35E S23
SESE

CONDITIONS OF APPROVAL:

REMARKS: RIGHT NOS. 29-10011B AND 29-10103 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE AND THROUGH A COMMON CISTERN.
THE TOTAL COMBINED RATE OF DIVERSION FOR ALL THREE RIGHTS IS
0.01 CFS.

OTHER RIGHTS: NONE



A23-04000	A29-1001F	A29-10103	A78-02076	A78-02077	A78-02078	A78-07162	A78-07269
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TOTAL RECORDS IN SELECTION FILE: 8

Total Acres:

ready to verify
Ct 12-10-91

Prefix Translation: RESEARCH

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-	39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-	
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-	
Claim Received Date	- 06/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	-	P
		Receipt Number	- E000563	Water District	-	
		POU Ownership Flag	- Y	Federal/State Indicator	-	S
		Name Connector	-	Presumption Flag	-	
			-	Notice of Error Flag	-	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0728NP
(0D-124)

Water Right Number - R29-10011A, Prefix Translation: RESEARCH, Old (D) Number -

*** C - CURRENT OWNER ***
SMITH, THERON, 1 - 5137 W PORTNEUF RD, State- ID Zip- 83245, City- INKOM, Phone - 208-775-3604

*** A - ATTORNEY ***
HOLMES, THOMAS J., 1 - PO BOX 1641, State- ID Zip- 83204, City- POCATELLO, Phone - 208-000-0000

Priority Date - 04/01/1945, Region - ERROR IN REGION, Point of Diversion - SPRING, Stage - BENEFICIAL USE, Status -

Tract - 35E 26 NE NW NE, Rng - 07S, Lot - (5) BANNOCK, County - BANNOCK, Diversion Rate - 0.010, Diversion Volume -

Code - 04 - STOCKWATER, Period From - 01/01, Period To - 12/31, Water Use - 0.010, Total Div. Rate - 0.010, Total Div. Volume -

Tract - 35E 23 SE SE, Rng - 07S, Lot - 04 STOCKWATER, County - (5) BANNOCK, Place of Use - 04 STOCKWATER, Description -

Diversion Means - SPRING, PIPE TO CISTERN, PIPE TO BARN AND CORRALS, Non-Irrigation Use - STOCKWATER, 100 CATTLE, Other Rights for Same Use - NONE, Total Acres:

RIGHT NOS. 29-10011B AND 29-10103 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 0.01 CFS.

Ready to verify
12-10-91

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0728NP
(OD-124)

Water right number - R29-10011A	Prefix Translation: RESEARCH	
+ - - - - -	- - - - - Old Water Right Numbers - - - - -	- - - - -
+ - - - - -	- - - - - Old Water Right Numbers - - - - -	- - - - -
	No Old Water Right Numbers Found	
+ - - - - -	- - - - - Conditions of Approval - - - - -	- - - - -
	No Conditions of Approval found.	
+ - - - - -	+ - - - - Decree Defendant - - - - -	+ - - - - Decree Date - - - - -
		00/00/0000
+ - - - - -	- - - - - Comments - - - - -	- - - - -
	No Comments Found	
+ - - - - -	- - - - -	- - - - -
	Audit Fields - - - - -	
	12/10/91 FRITSCHL	
+ - - - - -	- - - - - Adjudication Rights Dates and Flags Area - - - - -	- - - - -
	Court Report Filing - 00/00/0000	Civil Case Number - 39576
	Objection Filed Date - 00/00/0000	Old Case Number -
	Response Filed Date - 00/00/0000	Old Judicial District -
	Claim Received Date - 06/29/1988	Temporary Right - P
		Water District -
		Federal/State Indicator - S
		Presumption Flag -
		Notice of Error Flag -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0728NP
(OD-124)

Old (D) Number -

Prefix Translation: RESEARCH

Water Right Number - R29-10011B

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SMITH

1 - 5137 W PORTNEUF RD
2 -
3 -
City- INKOM
Phone - 208-775-3604

State- ID Zip- 83245

*** A - ATTORNEY ***
HOLMES

1 - PO BOX 1641
2 -
3 -
City- POCATELLO
Phone - 208-000-0000

State- ID Zip- 83204

+ - - Priority Date - - + + - - - Region - - - +
01/02/1969 ERROR IN REGION

+ - - - - Source - - - - +
SPRING

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 35E 26 NE NW NE (5) BANNOCK

+ - - - - Description - - - - - Water Use
Code Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.010
+ - Total Div. Rate - + + - Total Div. Volume - +
0.010

+ - - - - Rng Sec Tract Lot Acres Code Description County
07S 35E 23 SE SE 43 DOMESTIC (5) BANNOCK

Total Acres:

+ - - Diversion Means - SPRING, PIPE TO CISTERN, PIPE TO HOME.
+ - - Non-Irrigation Use - DOMESTIC, 1 HOME
+ - - Other Rights for Same Use - DOMESTIC WELL
+ - - - - - - - - - - - Remarks - - - - - +

RIGHT NOS. 29-10011A AND 29-10103 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF
DIVERSION OF THESE RIGHTS IS LIMITED TO 0.01 CFS.

ready to verify
07 12-10-91

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0728NP
(OD-124)

Prefix Translation: RESEARCH

Water right number - R29-10011B

+ - - - - - - - - - - Old Water Right Numbers - - - - - +
+ - - - - - - - - - - Old Water Right Numbers - - - - - +
+ - - - - - - - - - - No Old Water Right Numbers Found - - - - - +
+ - - - - - - - - - - - Conditions of Approval - - - - - +
+ - - - - - - - - - - No Conditions of Approval found. - - - - - +

+ - - - - Decree Plaintiff - - - + + - Decree Date - +
00/00/0000

+ - - - - - - - - - - -Comments- - - - - +
+ - - - - - - - - - - No Comments Found - - - - - +

+ - - - - Audit Fields - - +
12/10/91 FRITSCHL

+ - - - - - - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 03/15/1990 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 06/29/1988 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - E000563 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag -
Notice of Error Flag -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJ. LISTING OF WATER RIGHTS

AJ5807NP
(OD-117)

| RIGHT
NUMBER | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD | | MAXIMUM
DIVERSION | STAGE |
|-----------------|---|------------------|------------------------|------------|-------|----------------------|----------------|
| | | | | FROM | TO | | |
| A29-10011 | THERON SMITH
5137 WEST PORTNEUF ROAD
INKOM ID 83245 | 04/01/1945 | DOMESTIC
STOCKWATER | 01-01 | 12-31 | 0.02 CFS | BENEFICIAL USE |
| | | | | 01-01 | 12-31 | 0.02 CFS | |
| | | | | | | 0.02 CFS TOTAL | |
| | | | | | | 0.00 AFA TOTAL | |

TRIBUTARY: PAPOOSE CREEK

SOURCE: SPRING
OTHER RIGHTS: NONE.
CONDITIONS OF APPROVAL:

REMARKS:

POINT OF DIVERSION:
T07S R35E S23 SWSSE

PLACE OF USE: DOMESTIC
T07S R35E S23 SESE

PLACE OF USE: STOCKWATER
T07S R35E S23

Should probably
be stockwater
only

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:24:37
11/29/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A29-10011

| 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 | | CA 3-15-90 | N Part A
Y Part B | 6 | CA 12-9-91 | CA 12-10-91 | |
| POINT OF DIV | Y | | CA 3-15-90 | Y | 5 | | | |
| SOURCE | Y | | CA 3-15-90 | N | 5 | | | |
| PLACE OF USE | Y | | CA 3-15-90 | N | 5 | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | CA 4-9-91 | Y | 5 | | | |
| CONSUMPTIVE USE | - | | CA 3-15-90 | N.A. | 5 | | | |
| PURPOSES | Y | | CA 3-15-90 | N | 5 | | | |
| PERIOD OF USE | Y | | CA 3-15-90 | N | 5 | | | |
| BASIS OF CLAIM | Y | | CA 3-15-90 | N | 6 | | | |
| REMARKS | | | | | | | | |

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP 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.

14:24:37
11/29/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A29-10011

LAST: SMITH
ADDRESS: 5137 WEST PORTNEUF ROAD
CITY: INKOM
PHONE NUMBER: 208-775-3604
FIRST: THERON
STATE: ID ZIP: 83245
Add Thomas Holmes

OWNER CODE: C
FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM
DATABASE N
FIELD EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Thomas Holmes
DATE OF FIELD EXAM: 3/15/90
ACCOMPANIED BY: Tuck Smith
RELATIONSHIP TO CLAIMANT:
DIRECTIONS TO PROPERTY / REMARKS:

PHONE NUMBER: () -
TIME: 9:00 A(M) P()
PHONE NUMBER: () -

Also 10-18-90
4-9-91

See A29-04064 or A29-10010

A. AJ CLAIM: # A29-10011 PRIORITY DATE: 04-01-1945 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 CA

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

REMARKS:

Evidence supports a 1945 priority date for the stockwater use. A priority of 1-2-1969 is recommended for the domestic use (to match A29-10010's priority date). See statement of D. Grace Palmer 12-15-1990 attached to affidavit of Carma B. Smith. (Page 3 of Exhibit "A") This statement supports the 1945 priority date for stockwater only. The recommendation for the domestic use is based on the statement of Grace Palmer on page 2 of Exhibit "A" attached to the same affidavit (Carma B. Smith) that indicates lawn irrigation commenced in 1969.

RECOMMENDED PRIORITY DATE:

4-1-1945

for Portion A (Stockwater)

1-2-1969 for Portion B (Domestic)

REVIEWED BY

CA

DATE

12-9-91

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A29-10011 | 07S | 35E | 23 | SW | SE | SE | | BANNOCK |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE
WR RECORDS IN SAME 40 ACRE TRACT
29-04067

SOURCE: SPRING

TRIB: PAPOOSE CREEK

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?

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

REMARKS:

Claimed p.d. appears to be the location of the cistern. p.d. changed to the location of the spring.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | LOT | COUNTY |
|------|------|------|-----|-----|-----|---------|
| 07S | 35E | 26 | NE | NW | NE | Bannock |

SOURCE: Spring
REVIEWED BY: [Signature]

TRIB: Papoose Creek
DATE: 12-9-91

A. ROOT WATER RIGHT NUMBERS: A29-10011

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|------------------------------|-------------------|---------------|-----------------|----------------|------------------|
| 07S | 35E | 23 | | | | SMITH , THERON | A29-10011 / | - | | | |
| | | | SE | SE | | SMITH , THERON | A29-04064A / 1.8 | - | | | |
| | | | NE | SE | | SMITH , THERON | A29-04065 / 5.0 | - | | | |
| | | | NE | SE | | SMITH , THERON J. | A29-04156 / 8.0 | - | | | |
| | | | SE | SE | | SMITH , THERON | A29-10010 / 1.0 | - | | | |
| | | | SE | NE | | PHILLIPS , BRENT | A29-11505 / | - | | | |
| | | | SE | NW | | WRIGHT , KENNETH E. | A29-11387 / | - | | | |
| | | | SE | NW | | LARSEN , ERNEST J. | A29-11706 / | - | | | |
| | | | SW | NW | | MATHEWS , HOWARD L. | A29-12144 / | - | | | |
| | | | NW | SE | | NEWMAN , EVANGELINE | A29-12175 / | - | | | |
| | | | NE | SW | | CHRISTENSEN , THOMAS G. | A29-00494B / 7.0 | - | | | |
| | | | SW | NW | | AGUILAR (DECEASED) , LUIS E. | A29-10094 / | - | | | |
| | | | SE | SE | | SCOFFIELD, JR. , RONALD J. | A29-04064B / 8.2 | - | | | |
| | | | SE | SE | | SCOFFIELD, JR. , RONALD J. | A29-10103 / | - | | | |
| | | | SE | SE | | CROXALL , BILLIE J. | A29-10101 / | - | | | |
| | | | SE | SE | | PALMER , GRACE | A29-10102 / | - | | | |
| | | | NE | NE | | PENROD , JERRY D. | A29-07103 / | - | | | |
| | | | SE | SE | | MATHEWS , JOSEPH | A29-04064C / 1.1 | - | | | |
| | | | NE | SE | | GERMER , VIRGIL T. | A29-04067 / 13.0 | - | | | |
| | | | SW | NE | | BRANSON , LYNN S. | A29-00494A / 12.0 | - | | | |
| | | | NW | SE | | WESKERNA , ANNA M. | A29-10673 / | - | | | |
| | | | NE | SE | | BRINGMAN , JOHN M. | A29-10677 / | - | | | |
| | | | NE | NW | | BLACKROCK IRRIGATION PROJECT | A29-04425 / 12.4 | - | | | |
| | | | NE | SW | | BOWMAN , DON | A29-10446 / | - | | | |
| | | | NE | SW | | HAGER , EDWARD | A29-10447 / 4.0 | - | | | |
| | | | NE | SW | | SMITH , S. WAYNE | A29-10604 / | - | | | |
| | | | NW | SE | | DAVIS , RUSSELL F. | A29-04207B / 3.0 | - | | | |
| | | | NE | SE | | GERMER , VIRGIL | A29-07658 / 13.0 | - | | | |
| | | | NE | SE | | GERMER , VIRGIL | A29-07659 / | - | | | |
| | | | NE | SE | | DAVIS , RUSSELL F. | A29-10694 / | - | | | |
| | | | NE | SE | | PATTERSON , WILLIAM A. | A29-10696 / 2.6 | - | | | |
| | | | NE | SE | | GERMER , VIRGIL | A29-10698 / 13.0 | - | | | |
| | | | SW | NW | | WESLING , JACK L. | A29-02342A / 5.5 | - | | | |
| | | | SW | NW | | WESLING , JACK L. | A29-10979 / | - | | | |
| | | | SW | SW | | BULL , L.M. | A29-02149 / 3.0 | - | | | |
| | | | NE | SW | | BULL , L.M. | A29-04207A / 13.4 | - | | | |
| | | | SW | SW | | BULL , L.M. | A29-10595 / | - | | | |
| | | | SW | SW | | BULL , L.M. | A29-10597 / | - | | | |
| | | | NW | SW | | BULL , L.M. | A29-07127 / 7.0 | - | | | |
| | | | NW | NE | | JACOBS , SAMUEL D. | A29-10901 / | - | | | |
| | | | SW | NE | | BISHOP , EDDIE D. | A29-11157 / | - | | | |
| | | | SW | NW | | CORNWALL , HERMAN RAY | A29-04468 / 2.0 | - | | | |
| | | | NE | SW | | ERICKSON , LEROY H. | A29-00495C / 14.0 | - | | | |
| | | | SW | NE | | DUDUNAKE , JOHN M. | A29-02409 / 8.5 | - | | | |
| | | | SW | NE | | DUDUNAKE , JOHN M. | | - | | | |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|------------------------------|------------------|---------------|-----------------|----------------|------------------|
| SE | NE | | | | | DUDUNAKE , JOHN M. | A29-07094 / 2.0 | - | | | |
| NW | SE | | | | | DUDUNAKE , JOHN | A29-11280 / | - | | | |
| SE | NW | | | | | SOUTHWORTH , GEORGE | A29-11555 / | - | | | |
| NW | SE | | | | | WALC , LEO E. | A29-10802 / | - | | | |
| NW | SE | | | | | CHRISTENSEN , THOMAS G. | A29-04066 / 7.0 | - | | | |
| NW | SE | | | | | CHRISTENSEN , THOMAS G. | A29-11619 / | - | | | |
| NW | NE | | | | | HIGLEY , ALFRED ERVIN | A29-11633 / 10.0 | - | | | |
| NW | NE | | | | | PENROD , JERRY D. | A29-00495B / 6.5 | - | | | |
| SW | NW | | | | | LARSEN , ERNEST J. | A29-02342B / 8.0 | - | | | |
| NE | SW | | | | | PAYNE , KENNETH G. | A29-04207C / 1.0 | - | | | |
| NE | SE | | | | | PAYNE , KENNETH G. | A29-11726 / | - | | | |
| SW | NE | | | | | FERRO , STEVEN E. | A29-00494C / 4.0 | - | | | |
| NW | SE | | | | | MATHEWS , HENRY I. | A29-11454 / | - | | | |
| SE | NW | | | | | WANNER , DAVID | A29-10872 / | - | | | |
| SE | NW | | | | | SOUTHWORTH , CRAIG | A29-00494D / 5.0 | - | | | |
| NW | NE | | | | | FLEMING , RICHARD L. | A29-00495A / 3.0 | - | | | |
| NW | SE | | | | | GONZALES , ANTONIO I. | A29-11273 / | - | | | |
| SE | NE | | | | | ENGSTROM , KURT | A29-12199 / | - | | | |
| SE | SE | | | | | THOMPSON , TRACY R | A29-04064D / 1.5 | - | | | |
| SE | NW | | | | | HIGGINS , LEONARD | A29-12501 / | - | | | |
| SW | NE | | | | | TERRELL , THOS. F. | | 29-00494 | | | |
| NW | NE | | | | | CIBULKA , ANDREW | | 29-00495 | | | |
| SW | SW | | | | | THOMAS , JOHN K. | | 29-02149 | | | |
| SW | NW | | | | | KING , EARL J. | | 29-02342 | | | |
| SW | NE | | | | | OLSEN , W. L. | | 29-02392 | | | |
| SW | NE | | | | | DUDENAKE , JOHN M. | | 29-02409 | | | |
| SE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04064A | | | |
| SE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04064B | | | |
| SE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04064C | | | |
| SE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04064D | | | |
| SE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04064E | | | |
| SE | SE | | | | | PALMER , KENT S. | | 29-04065 | | | |
| NE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04066 | | | |
| NE | SE | | | | | PALMER , HYRUM MARTIN | | 29-04067 | | | |
| NE | SE | | | | | SMITH , THERON J. | | 29-04156 | | | |
| NE | SW | | | | | DAVIS , RUSSELL F. | | 29-04207 | | | |
| NE | SW | | | | | BLACKROCK IRRIGATION PROJECT | | 29-04425 | | | |
| NE | SW | | | | | ERICKSON , LEROY H. | | 29-04468 | | | |
| NE | SW | | | | | HAGER , EDWARD MARTIN | | 29-04469 | | | |
| NE | NW | | | | | BRINGMAN , JOHN M. | | 29-07049 | | | |
| NE | NW | | | | | DUDANAKE , JOHN M. | | 29-07094 | | | |
| NW | NE | | | | | RODRIGUEZ , JR. , JOE | | 29-07103 | | | |
| NW | NE | | | | | JACOBS , SAMUEL D. | | 29-07127 | | | |
| SW | NE | | | | | GABRIELSON , MYRLD F. | | 29-07286 | | | |
| SW | NE | | | | | SATTERFIELD , CHARLES Y. | | 29-07548 | | | |
| NE | SE | | | | | GERMER , VIRGIL | | 29-07658 | | | |
| NE | SE | | | | | GERMER , VIRGIL | | 29-07659 | | | |
| SW | SW | | | | | BULL , L. M. | | 29-07798 | | | |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|---------------------------|------------------|-----------------|-----------------|----------------|------------------|
| | | | SE | SW | | BULL, L. M. | | 29-07799 / 35.0 | | | |
| | | | SW | NE | | SOUTHWORTH, GEORGE | | 29-07919 / 4.0 | | | |
| | | | SE | NW | | WHITWORTH, WILMA | | 29-07973 / 5.0 | | | |
| 07S | 35E | 23 | SE | SE | | SMITH, THERON | A29-10011 / | - | 13.0 | | |
| | | | SE | SE | | SMITH, THERON | A29-04064A / 1.8 | 29-04064A / 2.0 | | | |
| | | | SE | SE | | THERON, SMITH | A29-04065 / 15.0 | 29-04065 / 25.0 | | | |
| | | | SE | SE | | SMITH, THERON | A29-10010 / 1.0 | - | | | |
| | | | SE | SE | | SCOFFIELD, JR., RONALD J. | A29-04064B / 8.2 | 29-04064B / 8.0 | | | |
| | | | SE | SE | | SCOFFIELD, JR., RONALD J. | A29-10103 / | - | | | |
| | | | SE | SE | | CROXALL, BILLIE J. | A29-10101 / | - | | | |
| | | | SE | SE | | PALMER, GRACE | A29-10102 / | - | | | |
| | | | SE | SE | | MATTHEWS, JOSEPH | A29-04064C / 1.1 | 29-04064C / 1.0 | | | |
| | | | SE | SE | | THOMPSON, TRACY R | A29-04064D / 1.5 | 29-04064D / 2.0 | | | |
| | | | SE | SE | | PALMER, HYRUM MARTIN | | 29-04064E / 2.0 | | | |
| TOTAL ACRES | | | | | | | A29-10011 | | 13.00 | | |

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

C. FIELD EXAM REQUIRED?

DATABASE Y
FIELD EXAMINER Y C A

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

REMARKS:

P.O. for both domestic and stockwater is in SE SE of Sec. 23

RECOMMENDATIONS:

TOTAL ACRES: D & S only

REVIEWED BY: C A

DATE: 12-9-91

A. AJ CLAIMED USES:

PURPOSES
A29-10011 *B* DOMESTIC
A29-10011 *A* STOCKWATER

MONTH/DAY
FROM 01-01 TO 12-31
FROM 01-01 TO 12-31

DIVERSION QUANTITY
.020 CFS
.020 CFS
.020 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

FIELD
DATABASE EXAMINER
Y
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y(*X*) N()
Y() N()

Explain in remarks, below.

REMARKS:

Year - round use

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N(X)

AJ TOTAL CLAIMED DIVERSION RATE: 0.020 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** 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?

FIELD
DATABASE EXAMINER
Y

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

FLOW MEASUREMENT

MEASUREMENT METHOD 5 gal bucket and stop watch., SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE. Not claimed

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DIV. RATE | RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|------------------|---------------------------|-----------|-----------|-----------|----------------|
| A29-00494A | BLACK ROCK CREEK | BRANSON, LYNN S. | 0.380 | 0.020 | | |
| A29-00494B | TERRELL CREEK | CHRISTENSEN, THOMAS G. | 0.300 | 0.020 | | |
| A29-00494C | TERRELL CREEK | FERRO, STEVEN E. | 0.150 | 0.030 | | |
| A29-00494D | BLACK ROCK CREEK | SOUTHWORTH, CRAIG | 0.100 | 0.020 | | |
| A29-00495A | TERRELL CREEK | FLEMMING, RICHARD L. | 0.090 | 0.030 | | |
| A29-00495B | TERRELL CREEK | PENROD, JERRY D. | 0.260 | 0.021 | | |
| A29-00495C | TERRELL CREEK | DUDUNAKE, JOHN M. | 0.280 | 0.020 | | |
| A29-02149 | SPRING | BULL, L.M. | 0.060 | 0.020 | | |
| A29-02342A | GROUNDWATER | WESLING, JACK L. | 0.120 | 0.020 | | |
| A29-02342B | GROUNDWATER | LARSEN, ERNEST J. | 0.135 | 0.016 | | |
| A29-02409 | GROUNDWATER | DUDUNAKE, JOHN M. | 0.260 | 0.024 | | |
| A29-04064A | PAPOOSE CREEK | SMITH, THERON | 0.040 | 0.022 | | |
| A29-04064B | PAPOOSE CREEK | SCOFFIELD, JR., RONALD J. | 0.164 | 0.020 | | |
| A29-04064C | PAPOOSE CREEK | MATTHEWS, JOSEPH | 0.022 | 0.020 | | |
| A29-04064D | PAPOOSE CREEK | THOMPSON, TRACY R | 0.031 | 0.020 | | |
| A29-04065 | PORTNEUF RIVER | THORON, SMITH | 1.460 | 0.020 | | |
| A29-04066 | PORTNEUF RIVER | CHRISTENSEN, THOMAS G. | 0.140 | 0.020 | | |
| A29-04067 | PAPOOSE CREEK | GERMER, VIRGIL T. | 0.260 | 0.020 | | |

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|-----------------|------------------------------|-----------|-----------|----------------|-----------|----------------|
| A29-04156 | PORTNEUF RIVER | SMITH , THERON J. | 0.400 | | 0.026 | | |
| A29-04207A | PORTNEUF RIVER | BULL , L.M. | 0.190 | | 0.014 | | |
| A29-04207B | PORTNEUF RIVER | DAVIS , RUSSELL F. | 0.060 | | 0.020 | | |
| A29-04207C | PORTNEUF RIVER | PAYNE , KENNETH G. | 0.060 | | 0.030 | | |
| A29-04425 | PORTNEUF RIVER | BLACKROCK IRRIGATION PROJECT | 2.000 | | 0.057 | | |
| A29-04468 | GROUNDWATER | ERICKSON , LEROY H. | 0.120 | | 0.060 | 224.70 | 3.51 |
| A29-07094 | GROUNDWATER | DUDUNAKE , JOHN M. | 0.680 | | 0.010 | | |
| A29-07127 | GROUNDWATER | JACOBS , SAMUEL D. | 0.140 | | 0.007 | | |
| A29-07658 | GROUNDWATER | GERMER , VIRGIL | 0.150 | | 0.011 | 45.50 | 3.50 |
| A29-10010 | GROUNDWATER | SMITH , THERON | 0.020 | | 0.020 | | |
| A29-10447 | GROUNDWATER | HAGER , EDWARD | 0.080 | | 0.020 | | |
| A29-10597 | GROUNDWATER | BULL , L.M. | 0.030 | | | | |
| A29-10696 | GROUNDWATER | PATTERSON , WILLIAM A. | 0.080 | | 0.030 | | |
| A29-10698 | PORTNEUF RIVER | GERMER , VIRGIL | 0.260 | | 0.020 | | |
| A29-10802 | GROUNDWATER | WALC , LEO E. | 0.120 | | 0.052 | | |
| A29-11387 | GROUNDWATER | WRIGHT , KENNETH E. | 0.060 | | | | |
| A29-11633 | BLACKROCK CREEK | HIGLEY , ALFRED ERVIN | 0.200 | | 0.020 | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|------------------|---------------------|----------|--------|
| A29-11505 | STOCKWATER | PHILLIPS , BRENT | FROM 05-01 TO 09-30 | .200 CFS | |
| A29-11505 | DOMESTIC | PHILLIPS , BRENT | FROM 01-01 TO 12-31 | .040 CFS | |

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE _____ x 0.02 CFS/ACRE = _____ CFS
ACRES _____ (Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ = _____

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ = _____

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

D & S only

System measured at
5 gals per 3.73 min
or 1.34 gal/min

1.34 gpm $\frac{1 \text{ cfs}}{448.8 \text{ gpm}} = 0.003 \text{ cfs}$

recommend 0.01 cfs

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|----------------------|-----------------------|-------------------|
| | | DATABASE | EXAMINER | DATABASE |
| Portion A Stockwater | 1-1 12-31 | 0.01 | N.A. | N.A. |
| Portion B Domestic | 1-1 12-31 | 0.01 | N.A. | N.A. |
| TOTAL FOR THIS RIGHT | | 0.01 | | |

REVIEWED BY: CF

DATE: 12-9-91

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED (X)
NEEDS REVIEW ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 29-10011

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | DATABASE | EXAMINER | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|----------|----------|---------------|------------------|----------------|
| - | A29-10011 | 0.020 | | N.A. | | - | |

TOTAL CFS 0.020

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 N.A.

REMARKS:

A = Standard Remark E07 Right Nos. 29-10011 B and 29-10103 ---
0.01 cfs.

B = Right Nos. 29-10011 A and 29-10103 --- 0.01 cfs

AUTHENTICATION:

SIGNATURE: Carter Fritschle DATE: 12-9-91
NAME OF FIELD EXAMINER: Carter Fritschle TITLE: Sr. W.R. Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:35:11
11/29/91

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A29-10011

| | | | | | | |
|------------|--|---------------|------------------------|----------------------------|----------------------|------------------|
| OWNER CODE | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
| C | TERON SMITH
5137 WEST PORTNEUF ROAD
INKOM ID 83245
(208) 775-3604 | 04/01/1945 | STOCKWATER
DOMESTIC | 01-01 12-31
01-01 12-31 | 0.02 CFS
0.02 CFS | |

Water Source: SPRING
Tributary to: PAPOOSE CREEK
Stage: BENEFICIAL USE
BANNOCK County

Point(s) of Diversion: T07S R35E S23 SWSESE

Place of use Legal Description for: STOCKWATER

| | | | | | | | | | | | | | | | | | | | |
|-----|-----|-----|-----|------|------|------|------|-----|------|------|------|-----|------|------|------|-----|------|------|------|
| T | R | S | NE | NENE | NWNE | SWNE | SENE | NE | NWNW | SWNW | SENW | NE | NWSW | SWSW | SESW | NE | NWSE | SWSE | SESE |
| --- | --- | --- | --- | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |

Place of use Legal Description for: DOMESTIC

| | | | | | | | | | | | | | | | | | | | |
|-----|-----|-----|-----|------|------|------|------|-----|------|------|------|-----|------|------|------|-----|------|------|------|
| T | R | S | NE | NENE | NWNE | SWNE | SENE | NE | NWNW | SWNW | SENW | NE | NWSW | SWSW | SESW | NE | NWSE | SWSE | SESE |
| --- | --- | --- | --- | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |

Other Rights: NONE.

Other Water Rights Listing Overlapping Place(s) of use:
A29-04064A A29-04064B A29-04064C A29-04064D A29-04065 A29-10010

Non-Irrigation Use: STOCKWATER - 100 CATTLE/ DOMESTIC - 1 HOME.

| | | |
|--------|------------------------|------------------------|
| Dates: | Exam Made Date: | Verified Date: |
| Misc: | Water District Number: | Field Inspection Flag: |
| | | Presumption Flag: |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Claim
Permit No. A29-10011 A4 B

1. Owner: Theron Smith Phone No. 775-3604
Current Address: 5137 W. Portneuf Rd. Inkom, ID 83245

2. Accompanied by: Theron "Tuck" Smith EXAM. DATE: 3-15-90

Address: _____ Phone No. _____

Relationship to Permit Holder: Claimant

3. Source: Spring tributary to Papoose Creek

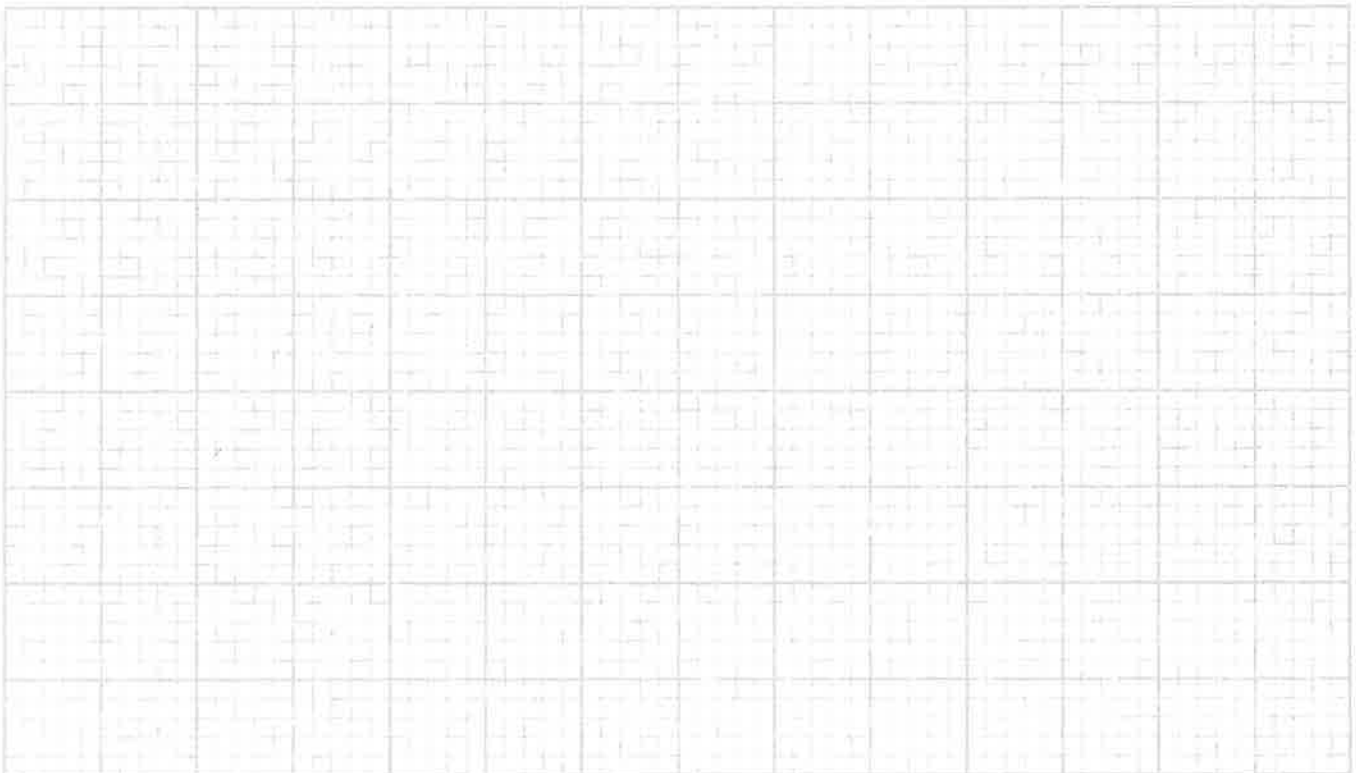
B. OVERLAP REVIEW

1. Other water rights with same place of use: A29-10010, Domestic well
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: A29-10103
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

2. Measurements:

No measurements were made.
Flow from the spring was measured 4-9-91 as 0.003 cfs. *CD*
4-15-91

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

has a well for in-house use, however if the well should fail, a valve can be opened and the water from the spring can be used in the house. There are 8 hydrants in the corral and pasture area on the north side of the road for stock water. There ^{USE 18} ~~was~~ approximately 60 head of cattle in the corral at the time of inspection. There ^{USE 20} ~~was~~ approx 45 head of horses in the field to the east of the corral. * 100 or more head of cattle is normal according to Mr. Smith. * Additional information obtained 10-18-90. A ^{PIPE} ~~tree~~ from the pipe line to the Smith's home & corral and runs to Scofield's mobile home. 10-24-90 CA home.

1. RECOMMENDATIONS

1. Recommended Amounts

| Beneficial Use | Period of Use
From To | Rate of Diversion
Q (cfs) | Annual Volume
V (ata) |
|----------------|--------------------------|------------------------------|--------------------------|
| Domestic | 1-1 12-31 | 0.003 | |
| Stockwater | 1-1 12-31 | 0.003 | |
| Totals: | | 0.003 | |

2. Recommended Amendments

- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other ☐ None

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

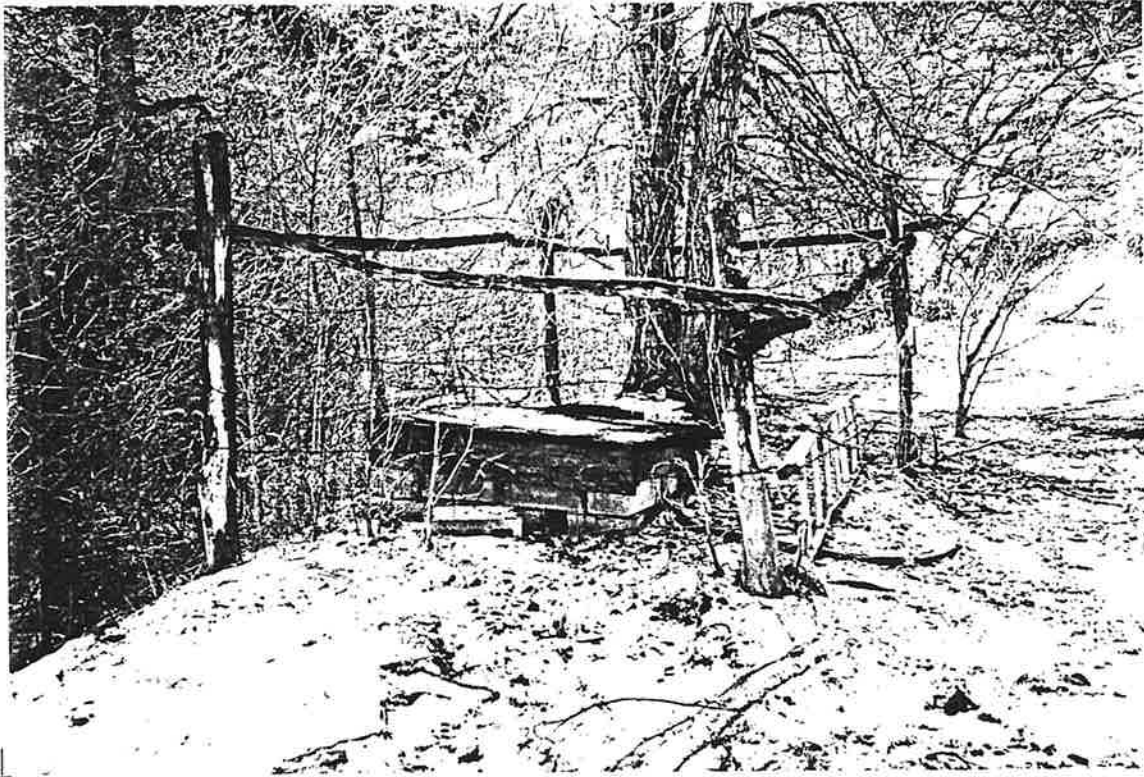
CONSULTANT SEAL

CLAIMANT(S): Theron Smith

ANALYSIS OF THE WATER USE

Mr. Smith uses the system from the spring as a backup for his domestic well for in-house use, and to supply stockwater to his corrals. He stated he quit using the water for culinary purposes when he found a dead animal in the cistern.

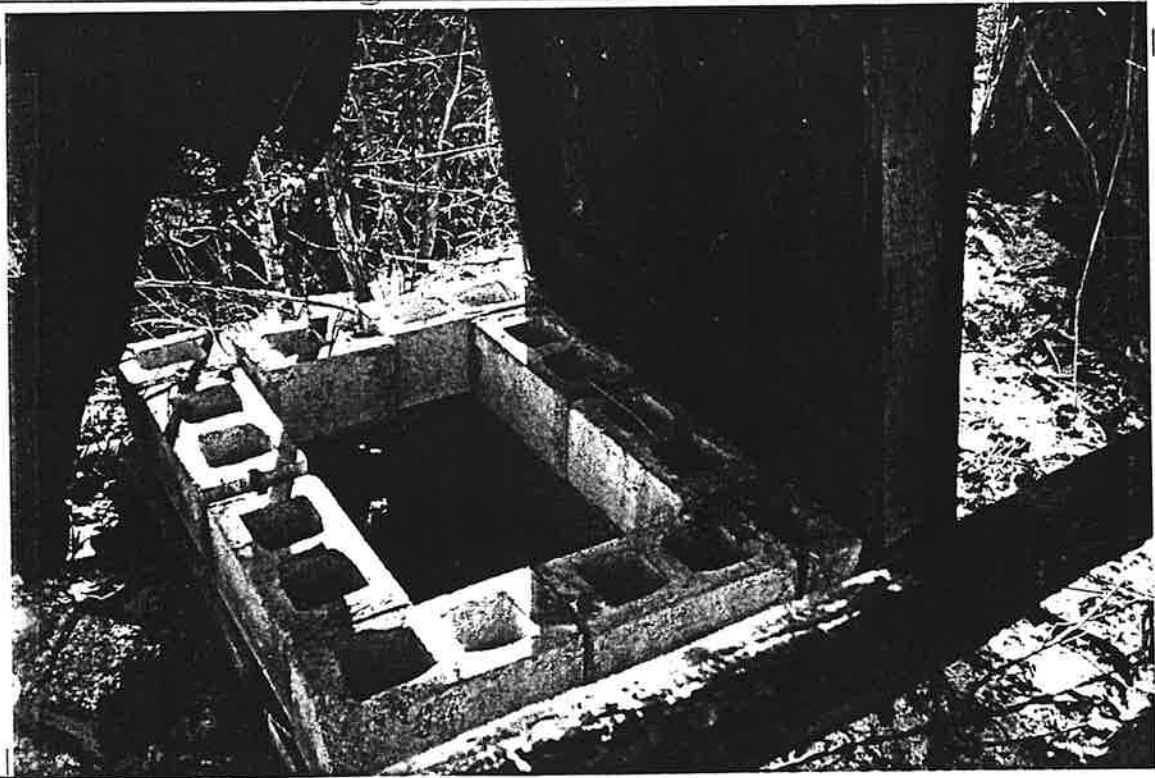
Because most of the pipelines are underground, I had to rely on Mr. Smith for the information on how the systems were connected.



CLF

Cistern, looking south

3-15-90

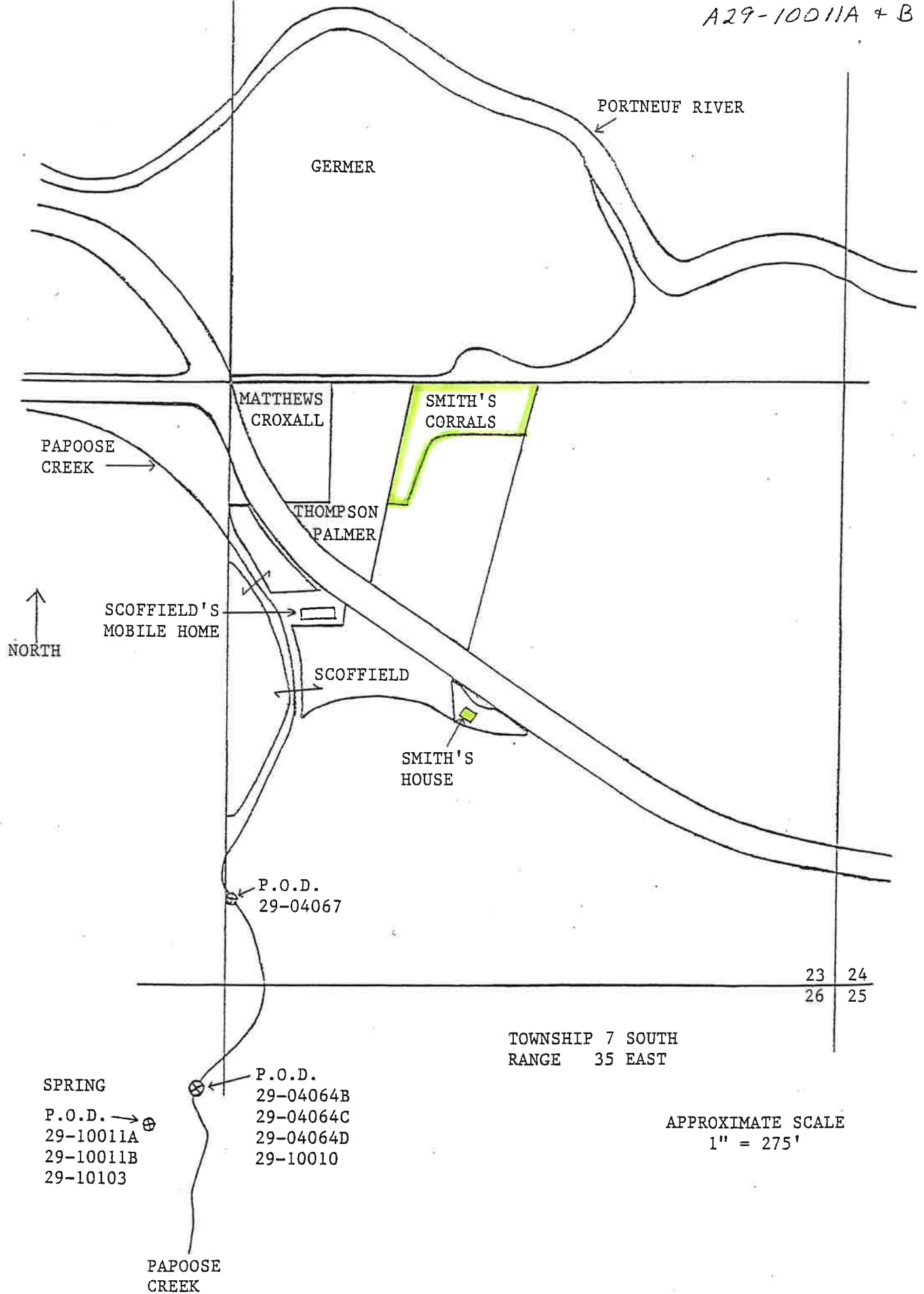


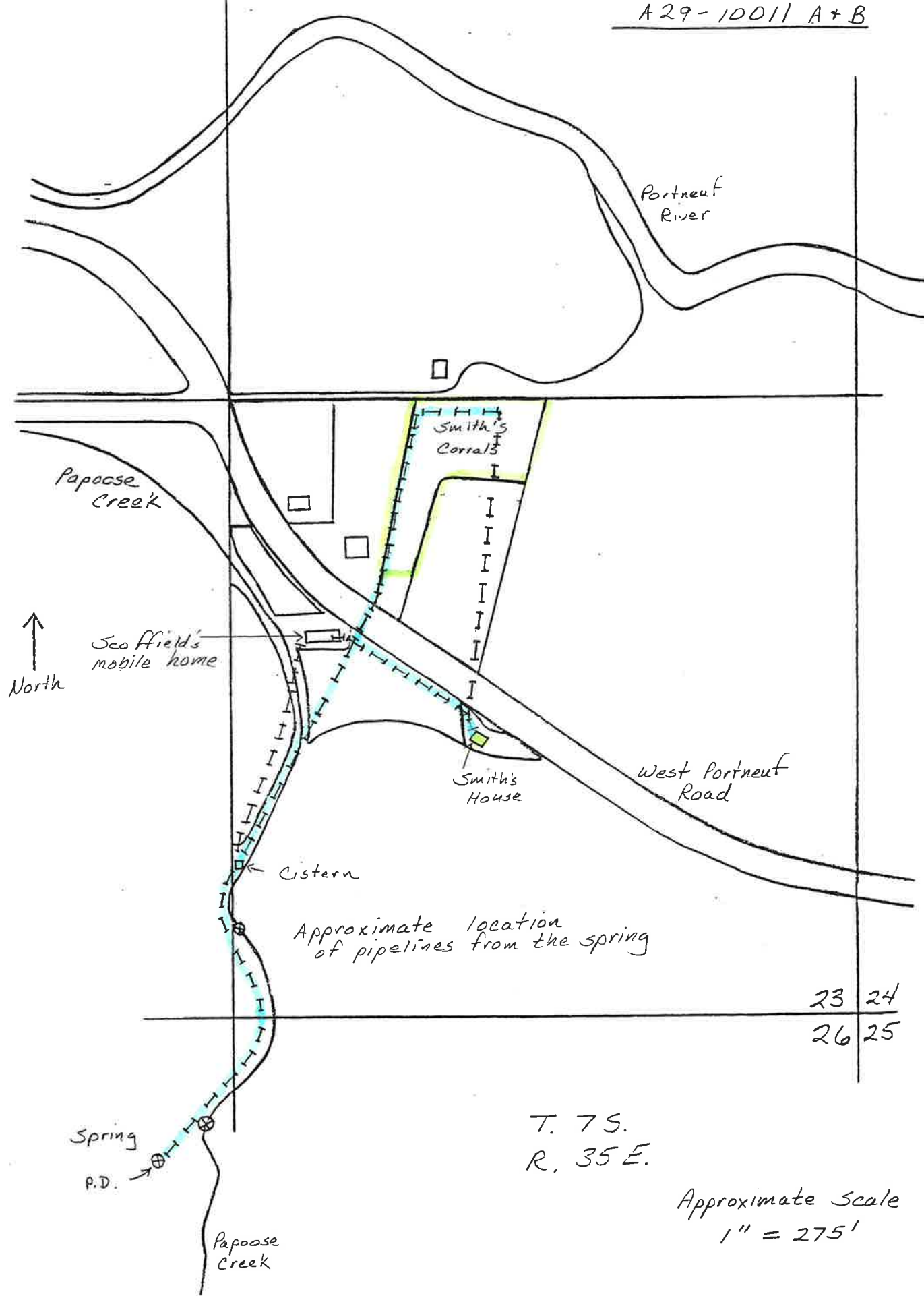
CLF

Interior of cistern

3-15-90







T. 7 S.
R. 35 E.

Approximate Scale
1" = 275'

Measurements made for Smith v. Scofield

4-9-91

5 gallons in 3:45 — 1st measurement

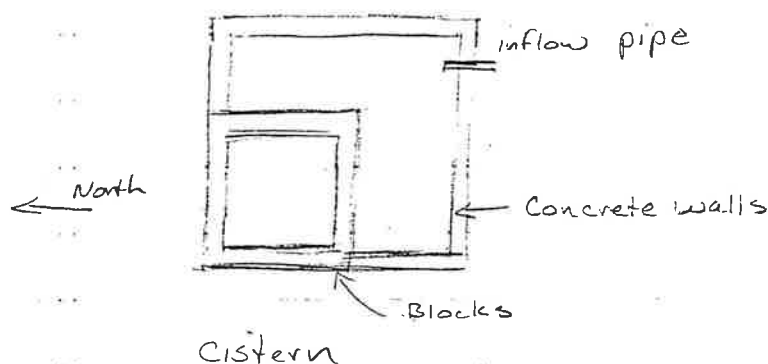
5 gallons in 3:43 — 2nd measurement

3:44 Ave

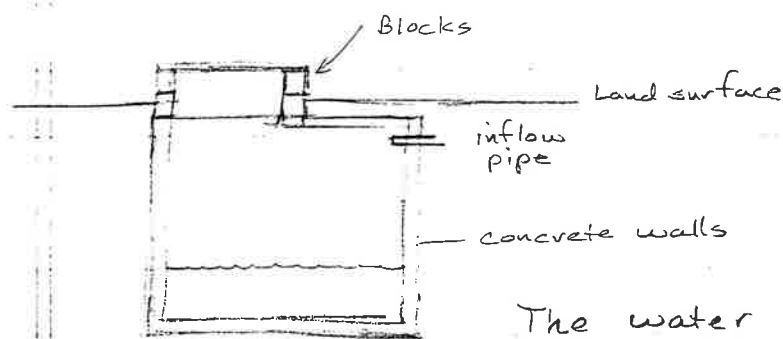
$$\frac{5 \text{ gallon}}{3:44} = \frac{5 \text{ gallon}}{3 \text{ min} + (\frac{44}{60} \text{ min})} = \frac{5 \text{ gal}}{3.73 \text{ min}} = 1.34 \frac{\text{gal}}{\text{min}}$$

$$1.34 \text{ gpm} \times \frac{1 \text{ cfs}}{448.8 \text{ gpm}} = 0.003 \text{ cfs}$$

The cistern was drained to allow the filling of a 5 gallon bucket from the inflow pipe



Plan view



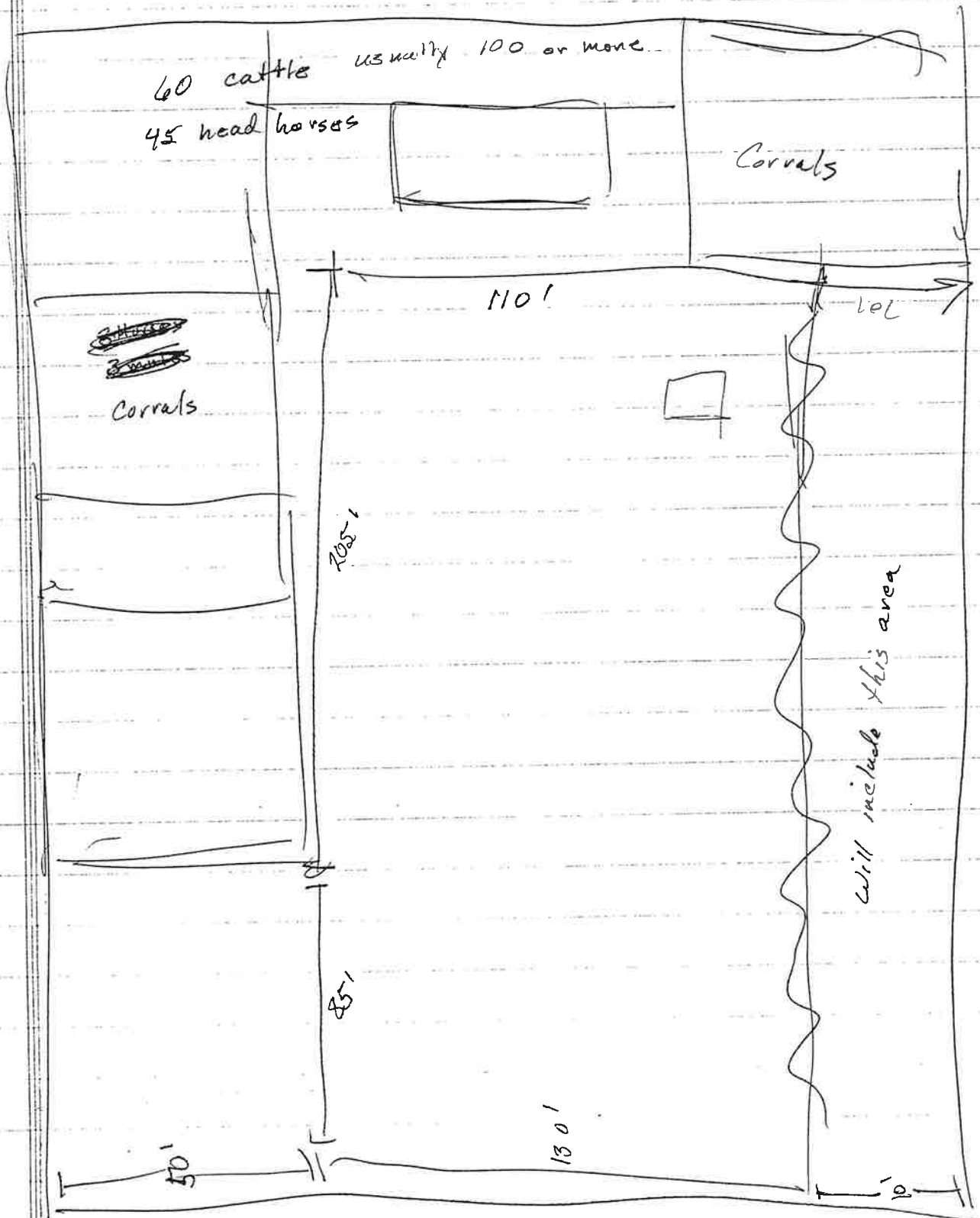
cross section (looking east)

The water in the cistern was approximately 18" deep.

The inflow pipe is accessed by using a ladder to go down into the cistern.

Smith
A29-04064A

8 hydrants - from spring for stock water.
A29-10011A



Approx. 1 acre

3-15-90

Smith & Scofield

Spring

A29-10103

A29-10011 A & B

Spring

50 gal
drum (buried)

18 paces to
this point

Path parallel stream (Papoose Creek) from
this point to the cistern.

North
↓

*Fence

140 paces
to this point

North
↓

Approx. 600'
From the spring
to the cistern

254 paces
5' x 4'

Total

cistern

6' x 6' x 8'-10'
deep

9 paces

100 paces

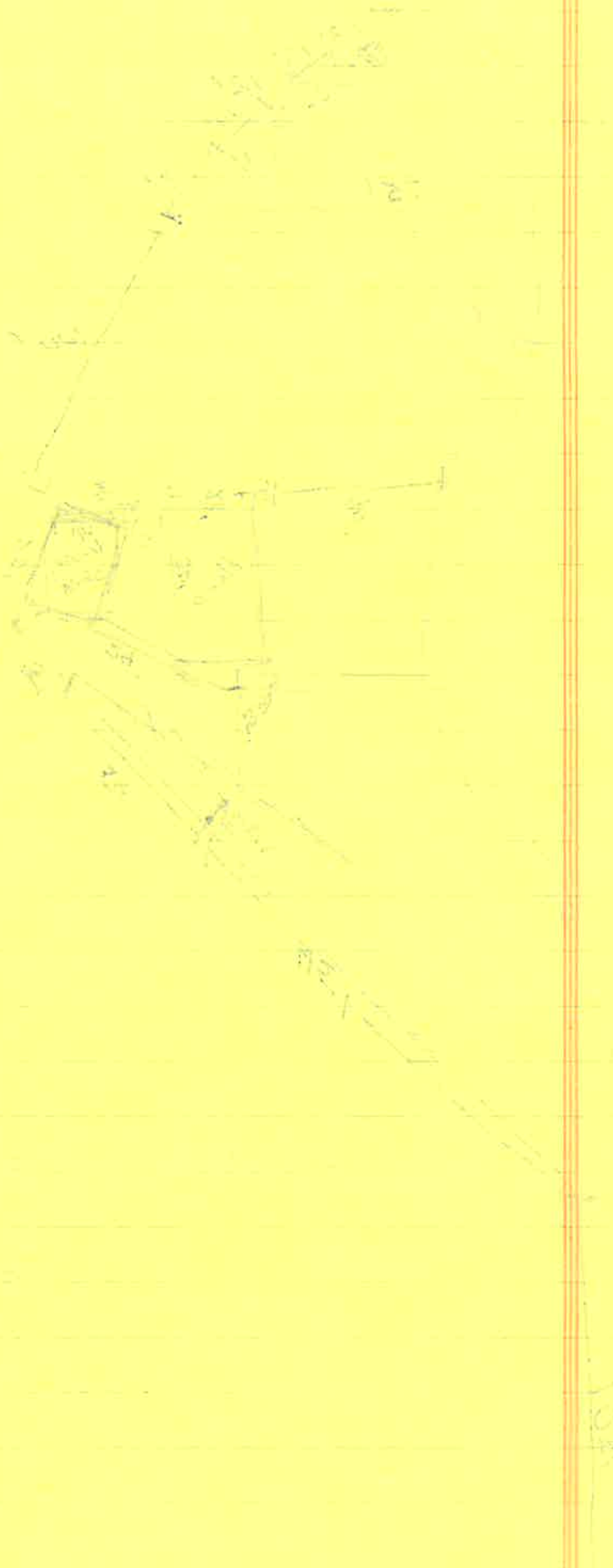
Porter Road

grass

3-15-90

North

North
16



100

3-12-90 Theron Smith

A29-04064A

A29-10011A&B

A29-10010

Appt. 9:00 A.M. Thursday 3-15-90

Directions Exit 63, Turn left 2 miles east along R.R. track. Take first public crossing (there are 2 private crossings before the public crossing) turning right across R.R. tracks. Go .4 miles Brick house on right-hand side of road (5137 W. Portneuf Rd.). 2 steel graneries on opposite side of road.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 20, 1990

Thomas J. Holmes
Attorney at Law
P.O. Box 1641
Pocatello, Idaho 83204

RE: Evidence of priority date for Notices of Claim to a Water Right filed in the Snake River Basin Adjudication (SRBA); claim numbers A29-10010, A29-10011, and A29-104064A

Dear Mr. Holmes:

The Notices of Claim to a Water Right referenced above have been filed in the SRBA in the name of your client, Theron Smith. The claims indicate the water usage is based on beneficial use. Beneficial use rights are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date the water was first put to use, known as the priority date, has not been confirmed by a license, decree or permit. Please note that certain beneficial use rights are identified as "Statutory Claims". A Statutory Claim is a beneficial use right that was recorded with the Department, but was not confirmed. Since the priority date of a beneficial use water right cannot be confirmed by a field examination, proof must be provided supporting the priority date.

Printouts of your client's claims are enclosed for your reference, as well as 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 the goal of the Department to recommend the historical water rights within the Snake River Basin as accurately as possible. A field examination to verify other items of the claims has been conducted. Since the Department cannot confirm the priority date the way other elements of the water right are confirmed by field examination we are asking for evidence of the priority shown on the Notice to make the record complete before recommending a beneficial use water right to the court.

Thomas J. Holmes
Page 2

The Department will not recommend the claims be decreed by the court as claimed if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date to the address shown below by December 20, 1990, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,



Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

Please submit documents to:

Idaho Department of Water Resources
Adjudication Bureau
1301 N. Orchard
Boise, ID 83706-2237

Enclosures:

"Evidence of Priority"
"Adj. Listing of Water Rights"



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Date: March 7, 1990

Thomas J. Holmes
Attorney at Law
P.O. Box 1641
Pocatello, ID 83204

Identification no. A29-04177, A29-10010, A29-10011, & A29-04064A

RE: Field examination of a water right claimed in the Snake
River Basin Adjudication

Dear Mr. Holmes:

We are planning to conduct water right field examinations in the vicinity of your client's water right claim on March 14 and 15, 1990. A field examination is needed to verify the water use. The field examiner will be visiting your client's property to obtain information necessary for the verification process.

A copy of the letter sent to your client is enclosed. If you wish to be present with your client at the time of the field examination, or if you have any questions regarding the field examination, you may contact this office at (208) 327-7862.

Sincerely,

Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

Enclosure:

Copy of letter to client



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

Date: March 7, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Theron Smith
5137 W. Portneuf Highway
Inkom, ID 83245

Identification no. A29-10010, A29-10011 & A29-04064A

RE: Field examination of a water right claimed in the Snake River
Basin Adjudication

Dear Claimant:

We are planning to conduct water right field examinations in the vicinity of your water right claim on March 14 and 15, 1990. A field examination is needed to verify your water use.

The field examiner will be visiting your property to obtain information necessary for the verification process. If you, or someone with knowledge of your water system could be available at the time of the field examination, it would be appreciated.

You will be contacted by telephone to schedule a time for the field examination. If you have any questions regarding the field examination, you may contact this office at (208) 327-7862.

Sincerely,

Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

MEMO

TO: File
FROM: Lynne Krogh-Hampe
DATE: February 12, 1990
RE: Smith v. Scoffield

I. CLAIMS (to Papoose Creek or spring trib to Papoose Creek)

A. Smith

A29-4064A* 1889, .04 cfs to irr 1.8 A (shows lot N of rd.)
A29-10011 1945, .02 cfs for D/1, S/100 (shows same lot, source
spring)
A29-10010 1969, .02 cfs to irr 1 A (shows lot S of rd.)
Also has two claims (A29-4156 and A29-4215) from Portneuf River
for irr of lands in different section.
Also has one claim (A29-4065) from Portneuf River for irr of same
lands as A29-4064A.

B. Scoffield

A29-4064B* 1889, .164 cfs for irr of 8.2 A, plus incidental
stock
A29-10103 1927, .02 cfs for D/1 (source spring)

C. Croxall

A29-4064C* 1889, .022 cfs for irr of 1.1 A
Also has one claim (A29-10101) from GW for D/1

D. Palmer

A29-4064D* 1889, .031 cfs for irr of 1.5 A
Also has one claim (A29-10102) from GW for D/1

E. Germer

A29-4067 1945, .260 cfs for irr of 13 A

*These claims are all part of one statutory claim for which there
are assignments in IDWR files.

II. Notes

The report on these parties claims will include only the claims to Papoose Creek and the spring tributary to Papoose Creek.

The first step is to do the field work to review the claims, and to provide a fairly detailed report of the results of the field work, including a diagram (from which a map can later be made if necessary) of the diversion works and uses of water.

We also need to get some supporting information on the priority dates claimed, since they all have a basis of beneficial use or statutory claim. A29-10010 and 10103 qualify as small D&S which would normally come under the proposed policy that no supporting information is required for the priority date, but here, all the claims are small and we know there is a current dispute so we probably ought to seek supporting information as to all of them. Note that the statutory claim is evidence of the priority date only as of the date the claim was filed (8/30/76 for 29-4067, and 5/3/76 for 29-4064).

A29-4064A, A29-4064B, A29-4064C and A29-4064D are portions of A29-4064 that are claimed consistent with the assignments in IDWR files. A29-4064E, which is the remainder that was not conveyed away, was not claimed, and this should be checked out. A29-4067 is claimed consistent with the statutory claim, except that a later priority date is claimed in the adj claim.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-10011
Date Received: 6/29/1988
Receipt No: E000563
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THERON SMITH 208-775-3604
Address: 5137 WEST PORTNEUF ROAD
INKOM, ID 83245

2. Date of Priority: APR 01, 1945

3. Source: SPRING Trib. to: PAPOOSE CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S | 35E | 23 | SW | SE | SE | | BANNOCK |

5. Description of diverting works:
HEADBOX AND CISTERN TO PIPELINE TO BARN & HOME.

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.020 | | |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 100 CATTLE/ DOMESTIC - 1 HOME.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----------------|-------|
| 07S | 35E | 23 | SE | SE | | STOCK
DOMEST | |

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Theron J. Smith Date: 29 June 88

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 29 day

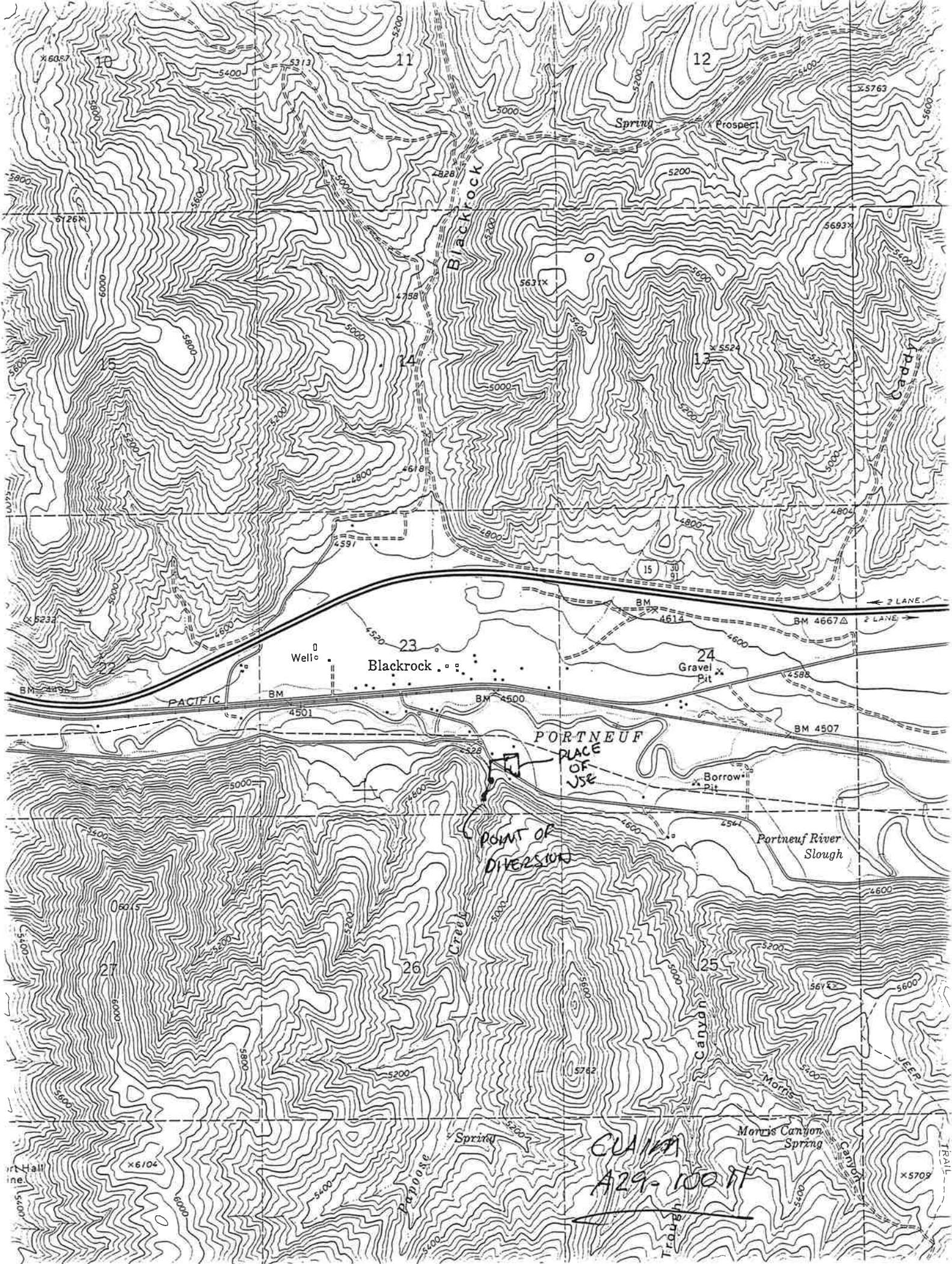
of June 19 88

Deana Green
Notary Public

Seal

Residing at Rghy

My Commission Expires 3/22/1994



MEASUREMENTS FOR SMITH V. SCOFFIELD

A flow meter measurement was made on Papoose Creek on October 18, 1990. The measurement was made above the point of diversion for the pipeline used by Smith (A29-04064A and A29-10010), Scoffield (A29-04064B), Croxall (A29-04064C) and Palmer (A29-04064D). The entire flow of the creek was being diverted into the pipeline. However, much of the flow was leaking back into the creek, so the distribution system (in its present state of repair) is unable to deliver all of the water being diverted.

Another flow meter measurement was made of April 9, 1991. This measurement was also made above the point of diversion of the previously described pipeline. Water was still leaking from the pipeline back into the creek, but some the leaks had been stop or reduced in size so that more water appeared to be going into the distribution system.

Also on April 9, 1991, the flow into the cistern from the spring was measured with a 5 gallon bucket. This system is used by Smith (A29-10011) and Scoffield (A29-10103).

| Source | Date | Measured flow |
|---------------|----------|---------------|
| Papoose Creek | 10-18-90 | 0.16 cfs |
| Papoose Creek | 04-09-91 | 0.18 cfs |
| Spring | 04-09-91 | 0.003 cfs |

from Cistern
9/13/91

Measurements made for Smith v. Scofield

4-9-91

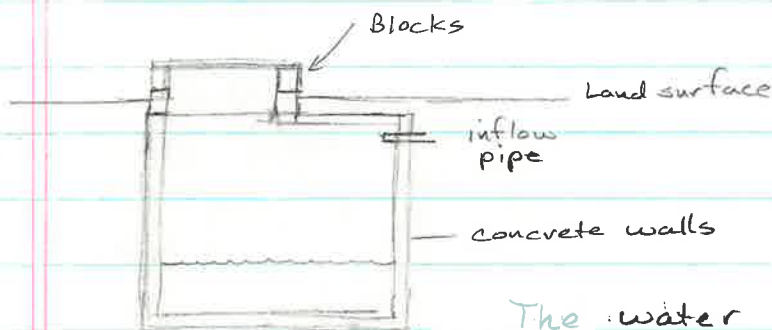
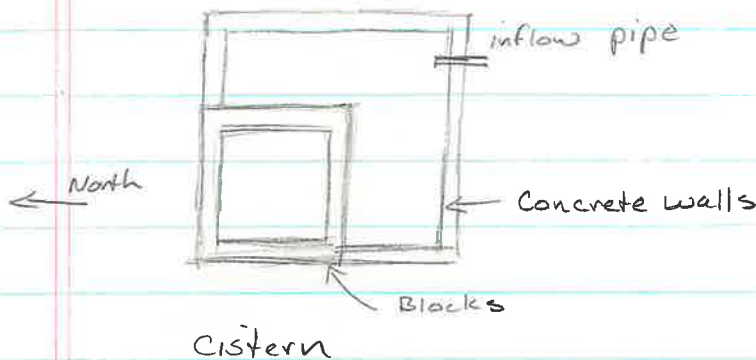
5 gallons in 3:45 ~~min~~ 1st measurement

5 gallons in 3:43 ~~min~~ 2nd measurement
3:44 Ave

$$\frac{5 \text{ gallon}}{3:44} = \frac{5 \text{ gallon}}{3 \text{ min} + (\frac{44}{60} \text{ min})} = \frac{5 \text{ gal}}{3.73 \text{ min}} = 1.34 \frac{\text{gal}}{\text{min}}$$

$$1.34 \text{ gpm} \times \frac{1 \text{ cfs}}{448.8 \text{ gpm}} = 0.003 \text{ cfs}$$

The cistern was drained to allow the filling of a 5 gallon bucket from the inflow pipe



The water in the cistern was approximately 18" deep.

The inflow pipe is accessed by using a ladder to go down into the cistern.

Open Channel Discharge Measurement Notes

Water Right No.
(if applicable)

Claim Nos.
A29-04064A A29-04064B
A29-04064C A29-04064D
A29-10010

127-10010

1. Name of stream or ditch: Papoose Creek .92

2. Location: Above diversion pipe .93

3. Person conducting measurement: Greg Taylor & Carter Fritschle .94

4. Date and time of measurement: 4-9-91 2:15 P.M. .95

5. Accompanied by: _____ .96

6. Measuring device size and ID no.: Pygmy Meter #090177 .97

7. Spin test before measurement OK? OK after measurement OK? OK .97

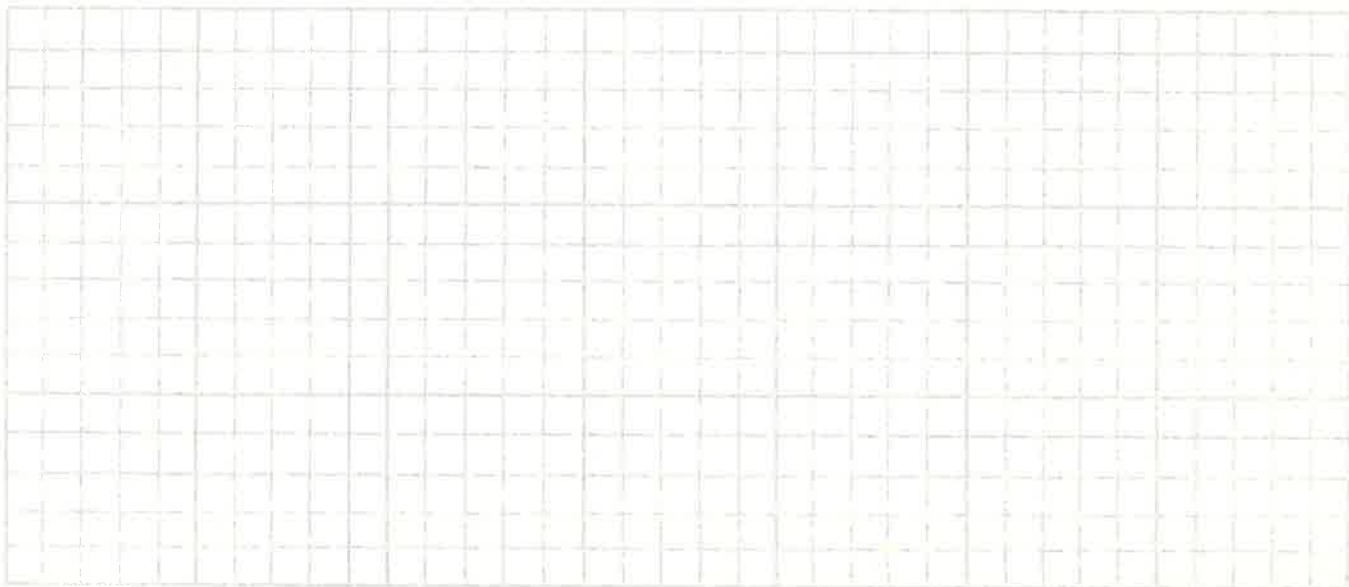
8. Purpose of measurement: Determine flow in Papoose Creek .98

[illegible]
$$V = \frac{.18}{.252} = .71$$

C. DIAGRAMS

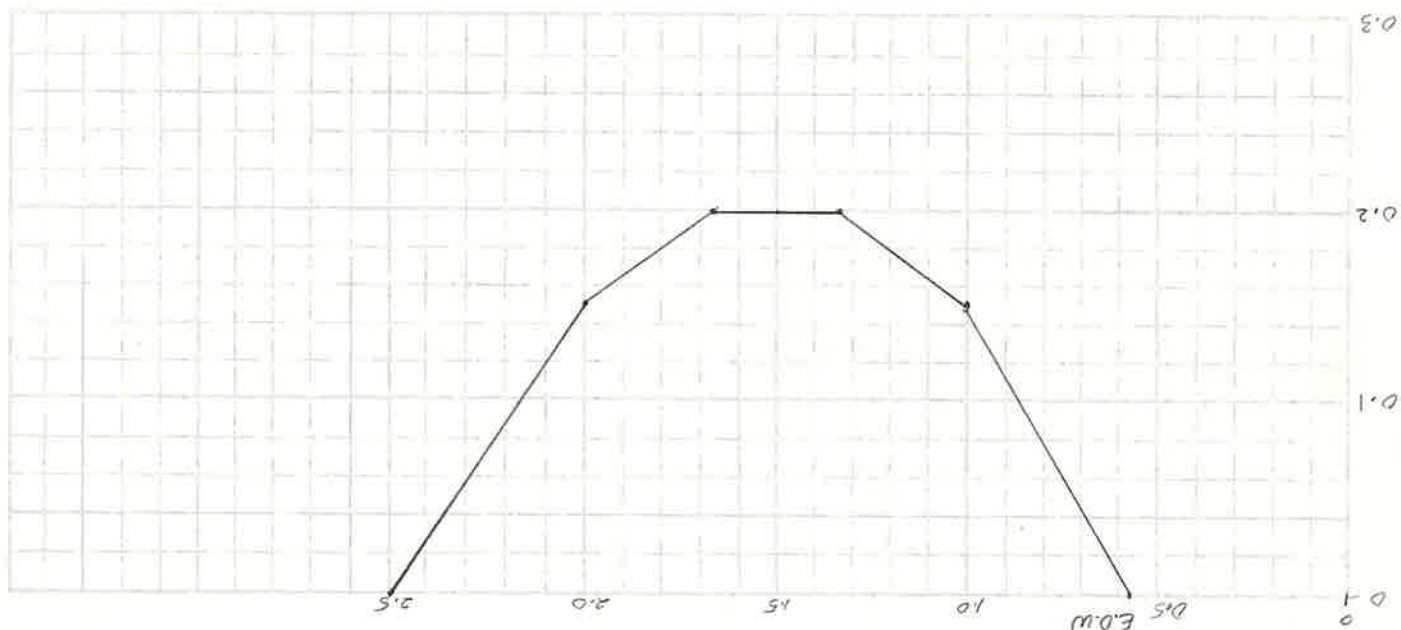
1. Measurement Location

Scale: _____ = _____



2. Cross-Section of Measurement

Scale: _____ = _____



D. SUMMARY INFORMATION

1. Measurement rated

_____ excellent _____ good ☒ fair _____ poor

2. Remarks: _____

3. Width: 1.92' Area: .252 ft² Discharge in cubic feet per second: 0.18 cfs

DATE April 9, 1991 SIGNATURE OF PERSON CONDUCTING MEASUREMENT _____

Open Channel Discharge Measurement Notes

~~Water Right No.~~
(if applicable)

Claim Nos.
A29-04064A, A29-04064B
A29-04064C, A29-04064D
A29-10010

1. Name of stream or ditch: Papoose Creek A29-1001D

2. Location: Approx. 9' above P.D. for A29-04064 A, B, C & D

3. Person conducting measurement: Carter Fritschle

4. Date and time of measurement: 5:00 pm 10-18-90

5. Accompanied by: No one at time of measurement, Mr. Scofield afterwards.

6. Measuring device size and ID no.: Pygmy meter #090177

7. Spin test before measurement OK? yes after measurement OK? yes

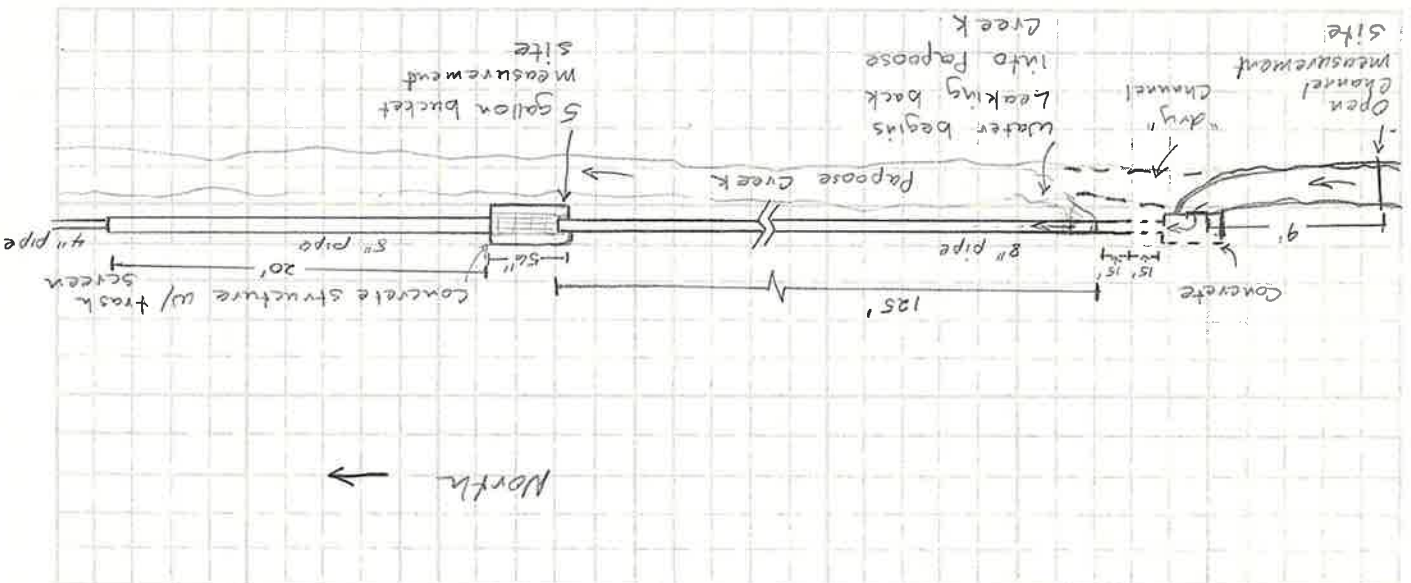
8. Purpose of measurement: Determine flow in Papoose Creek

[illegible]

C. DIAGRAMS

1. Measurement Location

Scale: 1" = 10'



2. Cross-Section of Measurement

Horizontal Scale 1" = 0.5'



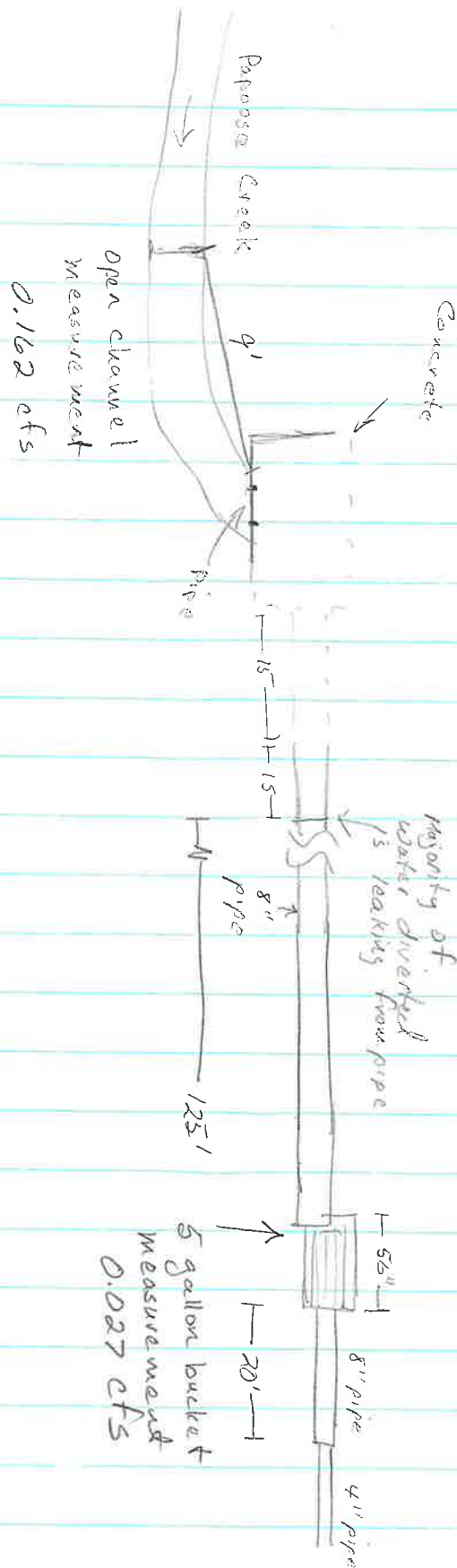
D. SUMMARY INFORMATION

1. Measurement rated
 excellent _____ good _____ fair _____ poor _____
2. Remarks: Channel measurement site had turbulent flow

3. Width: 1.50 ft Area: 0.325 ft² Discharge in cubic feet per second: 0.102 0.14

DATE October 18 - 1990 SIGNATURE OF PERSON CONDUCTING MEASUREMENT

10-18-90



5 gal bucket filled in

24 sec.

25 sec.

25 sec.

24.7 sec. Avg

5 gallon bucket
measurement
0.027 cfs

$$\frac{5 \text{ gal}}{24.7 \text{ sec}} \times \frac{60 \text{ sec}}{1 \text{ min}} = 12.2 \text{ gpm}$$

$$\frac{12.2 \text{ gpm}}{448.8 \text{ gpm/cfs}} = 0.027 \text{ cfs} \approx 0.03 \text{ cfs}$$

Scoffield Smith

domestic and
stockwater

Portneuf
River

Papoose
Creek

North
↑

Scoffield's
mobile home

Smith's
Corrals

Smith's house

West Portneuf
Road

Cistern

Pipelines - locations are
approximate, exact
pathways were not
determined

Spring
P.D. →

Papoose
Creek

| | |
|----|----|
| 23 | 24 |
| 26 | 25 |

T. 7 S.
R. 35 E.

Approximate Scale
1" = 275'

SMITH V. SCOFFIELD, ET. AL.

SUMMARY OF THE FIELD INSPECTIONS

Field inspections were conducted on March 15, 1990 and October 18, 1990. There are two diversion/delivery systems from Papoose Creek. Both systems consist of gravity pressurized pipelines for sprinkler irrigation.

Claims A29-04064A (Smith), A29-04064B (Scofield), A29-04064C (Croxall), A29-04064D (Palmer) and A29-10010 (Smith) share the uppermost diversion/delivery system. The system was not diverting any water on March 15, 1990. On October 18, 1990 water was being diverted, however the mainline was not pressurized. An open channel measurement of the flow in Papoose Creek was made above the point of diversion. The measured flow was 0.16 cfs. The entire flow was being diverted into Papoose Creek, and it appeared the system was capable of diverting additional water. The pipeline from the point of diversion to the concrete structure supporting the trash screen is approximately 155 feet long and has numerous ruptures, misaligned joints and rusted-out spots that leaked water back into Papoose Creek. The flow discharged into the concrete structure was measured as 0.03 cfs with a 5 gallon bucket. Until this pipeline is repaired (which isn't likely until the dispute over the water is settled) it will be impossible to get an accurate measurement of the actual diversion rate for this system.

Claim A29-04067 (Germer) has its point of diversion downstream from the system described above. This system also consists of a gravity pressurized pipeline to sprinklers. This system appeared to be better maintained than the other one. The system was not operating at the time of either inspection. The sprinklers on this system can also be operated with water pumped from the Portneuf River (A29-10698) or from a groundwater source (A29-07658). The field exam for 29-07658 found 13 acres irrigated. However, the ASCS map shows the field as being 10.9 acres. I added 0.2 acres for the lawn around the house to arrive at 11.1 acres of irrigation.

Claims A29-10011 (Smith) and A29-10103 (Scofield) are for water diverted from a spring. There is a single pipe from the spring to a cistern, and two pipes from the cistern. One of the pipes from the cistern runs to the Scofield's mobile home, the other runs to a point just south of Portneuf Road where it branches into three lines. One of the three lines run to Smith's house, a second line runs to Smith's corrals and the third line runs to Scofield's mobile home. The line running to the mobile home had been excavated sometime between March 15, 1990 and October 15, 1990. Mr. Scofield stated that Mr. Smith had attempted to hammer shut the line running to the mobile home. A portion of the pipe did appear to be recently flattened.

| Claim No. | claimed | | found | priority dates
per Dept. records | dates
of use |
|--|---------------------------------|-------|-------|-------------------------------------|-----------------|
| | cfs | acres | acres | | |
| <i>Papoose Creek</i>
A29-04064A <i>Smith</i> | 0.040 | 1.8 | 1.0 | May 1, 1889 irr. | 4-1 - 11-1 |
| A29-04064B <i>Scofield</i> | 0.164 | 8.2 | 2.0 | " 1889 irr. | 4-1 - 11-1 |
| A29-04064C <i>Croxall / property purchased by Matthews</i> | 0.022 | 1.1 | 0.7 | " 1889 irr. | 4-1 - 11-1 |
| A29-04064D <i>Palmer</i> | 0.031 | 1.5 | 1.3 | " 1889 irr. | 4-1 - 11-1 |
| A29-04067 <i>Burner</i> | 0.260 | 13.0 | 11.1 | April 1, 1945 irr. | 4-1 - 11-1 |
| A29-10010 <i>Smith</i> | 0.0 ~~2~~ ² 0 | 1.0 | <0.5 | Jan. 1, 1969 irr. | 4-1 - 11-1 |

different point of division ←
Claim A29-10011 was found to have both domestic and stockwater use. The domestic use is for one home, however this spring is a secondary source of water for the home. The primary source is supplied by a groundwater source, and the spring is a standby supply at the times the well is inoperable (power outages primarily). The stockwater use is in the corrals on the north side of Portneuf Road.

Spring
Claim A29-10103 was found to have a domestic use, and is the only source of water for one mobile home.

*Croxall - consider forfeiture poss. per Carter's report
Schofield's right - confusing (see Carter's report)
no irrig shown for certain areas*

Smith - farm machinery, etc. on place of use

*Soundly like
we are back
to the on-
suffering
will have*

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DEC 20 1991

Department of Water Resources

Thomas J. Holmes
JONES, CHRISTENSEN, JORGENSEN, ROBISON,
HOLMES and ROBISON, Chartered
Attorneys at Law
P. O. Box 967
405 W. Whitman
Pocatello, Idaho 83204
(208) 232-5911

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 Drainage Basin
Water System,

Case No. 39576

and

Case No. 41798

The State of Idaho, ex rel.
R. Keith Higginson in his official
capacity as director of the Idaho
Department of Water Resources,

AFFIDAVIT OF
THERON J. SMITH

Petitioner,

vs.

United States; State of Idaho; and
all unknown claimants to the use
of water from the Snake River
Drainage Basin Water System,

Respondents.

THERON J. SMITH and CARMA B.
SMITH, husband and wife,

Plaintiffs,

vs.

JAY SCOFFIELD and TARA SCOFFIELD,
husband and wife; GRACE PALMER, a

100-443886-100

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

Defendants.

AFFIDAVIT OF THERON J. SMITH- Page 2
dsc smith12.041

5. In 1968, water also ran to the Palmer house from point D and from the cinder block barn and point Z to the Croxall home and then under the road from Croxall's home to what is now the Scoffield trailer, but which, at that time, was owned by Sheryl Wheeler and later sold to her sister Cindy Mumme. In 1976 there was a break in the line between the Croxall home and Cindy Mumme's trailer at point X on the map.

7. It is my understanding that at that time the Mumme trailer was being supplied water from the Croxall well and also had the ability to be supplied with water from the cistern.

8. As a result of the 1976 incident, the cistern water was shut off at point Z, outside of the barn and no cistern water ran from the point Z to the Croxall home or to the Scoffield trailer. The sole source of water at that point for the Scoffield trailer, then owned by Cindy Mumme, was the Croxall well.

9. After the pipe break in 1976 and shutting off of the water to the Croxall home at point Z, I was still able to get water from the cistern for domestic use and for the corrals.

10. After the 1976 incident, the water still ran the same as set out in paragraph 4 above, except that no water ran from the cinder block barn and point Z through the Croxall home to the trailer.

11. In 1984, I put in a new one inch plastic pipe from point B down through points C, D, E, and over to F. When I put

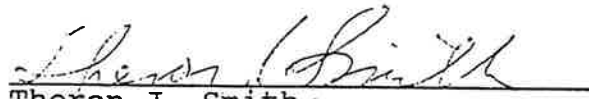
in this new pipe, it completely eliminated water running to Palmer's home from point D and it also eliminated water running over to my house from point C to point I.

12. I still had cistern water to my house, however, because of the loop, and so in 1984 the cistern water ran from the cistern through point B, C, D, E and over to F and then back up to G, H and I. There was no water running from point I to point C.

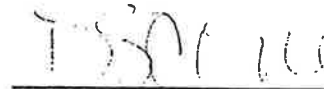
13. I drilled my domestic well in 1974.

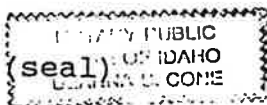
14. In 1983, I installed a pipe at point Y between the cistern line and Cindy Mumme's trailer, which is now referred to as the Scoffield trailer.

DATED this 16 day of December, 1991.


Theron J. Smith

SUBSCRIBED AND SWORN TO, before me, the undersigned Notary Public, this 16th day of December, 1991.


NOTARY PUBLIC - STATE OF IDAHO
Commission Expires: 11-8-93



CERTIFICATE OF MAILING

I HEREBY CERTIFY that a true and correct copy of the foregoing AFFIDAVIT OF THERON J. SMITH was mailed this ____ day of December, 1991, in an envelope with sufficient first-class postage prepaid thereon to the following:

Reed W. Larson
Attorney at Law
P. O. Box 1391
Pocatello, Idaho 83204

Isaac McDougall
Attorney at Law
P. O. Box 4048
Pocatello, Idaho 83205

Billie Jeanne Croxall
5140 Cole
Chubbuck, Idaho 83202

Grace Palmer
5140 Cole
Chubbuck, Idaho 83202

Jim Jones
Attorney General
Statehouse, Room 210
Boise, Idaho 83720

Peter C. Monson
U. S. Attorney
Land & Natural Resources Div.
Indian Resources Section
P. O. Box 44378
Washington, D. C. 20026

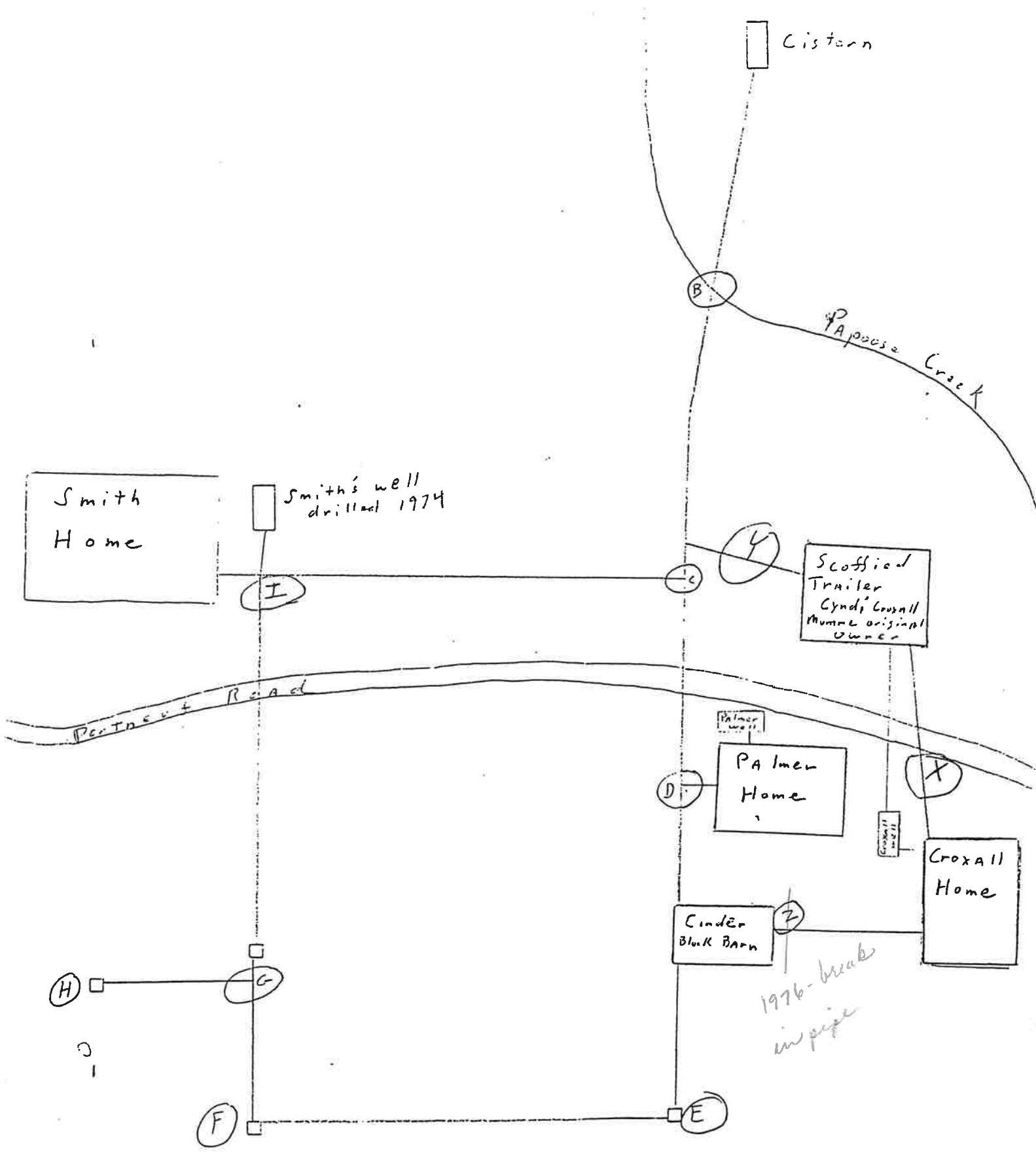
A. Lynne Krogh-Hampe
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Jay and Tara Scoffield
5195 West Portneuf Road
Inkom, ID 83245

Thomas J. Holmes

MAP KEY

- B - Start of new plastic pipe put in by Smith in 1984 and which ran from point B to point C, D, E and F. This plastic pipe completely cut Palmers off from the cistern water and also eliminated the line running from point C to point I. From this time on, Smith's water ran from point B through C, D, E, F, G, H and I, making a loop, but not running between points C and I.
- C - Point where Smith hooked on to the cistern line in 1968 to get cistern water.
- D - Connection from the cistern line to Palmer's home. Point E, F, G and H water troughs originally used by Palmer, but purchased by Smith with the ground in 1978.
- E - Water troughs originally used by Palmer but purchased by Smith with the ground in 1978.
- I - Point of connection into Smith's home in 1968. In 1974 a well was drilled for Smith and tied into the same line so that cistern water could supply Smith's home and Smith's well pump could also supply well water to cistern and Palmer's home.
- X - Break in line from Croxall's house to Scoffield's trailer (then owned by Cindy Mumme) - 1976.
- Y - Line from cistern to Scoffield's trailer put in 1983 by Smith for Cindy Mumme.
- Z - Cistern water disconnected from barn to Croxall's home - 1976.



□ = Troughs used by Smith

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DEC 13 1990

Reed W. Larsen
RACINE, OLSON, NYE, COOPER
& BUDGE, CHARTERED
P.O. Box 1391 - Center Plaza
Pocatello, ID 83204-1391
Telephone: (208) 232-6101

Department of Water Resources

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 Drainage Basin
Water System,

Case Nos. 39576
41798

The State of Idaho, ex rel.
R. Keith Higginson in his official
capacity as director of the Idaho
Department of Water Resources,

Petitioner,

vs.

United States; State of Idaho; and
all unknown claimants to the use
of water from the Snake River
Drainage Basin Water System,

Respondents.

AFFIDAVIT OF
D. GRACE PALMER

THERON J. SMITH and CARMA B.
SMITH, husband and wife,

Plaintiffs,

vs.

JAY SCOFFIELD and TARA SCOFFIELD,
husband and wife; GRACE PALMER, a
single person; BILLIE JEANNE
CROXALL, a single person; VIRGIL T.)

AFFIDAVIT OF D. GRACE PALMER - 1

Carter -
Please keep in
your Smith file
for Lynne -
The State

GERMER and LAURA GERMER, husband)
and wife; KEITH HIGGINSON, director)
of the Idaho Department of Water)
Resources, and JOHN DOES I, II,)
III and IV,)
Defendants.)

STATE OF IDAHO)
County of Bannock :ss)

D. GRACE PALMER being first duly sworn deposes on oath and states as follows:

1. That I am a resident of Bannock County, Idaho, with personal knowledge and competent to testify as to the facts set forth below.

2. That I was contacted by Virgil Germer in regard to water rights, and what dates water had been put to beneficial use on property my late husband and I sold to Mr. Germer.

3. Attached as Exhibit "A" and incorporated herein by reference is my handwritten statement which accurately sets forth the appropriate priority dates for Mr. Germer's property. There has been water used on the 13 acres since 1940. Water from Papoose Creek has been used on the property now owned by Mr. Germer since 1960. Mr. Germer's property has had the right to use excess water from Papoose Creek from 1960 to the present.

FURTHER SAITH YOUR AFFIANT NAUGHT.

DATED this 11 day of December, 1990.

D. Grace Palmer
D. GRACE PALMER

SUBSCRIBED AND SWORN to before me on this 11 day of
December, 1990.

(SEAL)

[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello, Idaho
My Commission Expires: 4-17-93

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 12 day of December, 1990, a
true, correct and complete copy of the foregoing was mailed,
postage prepaid, to the following:

Thomas J. Holmes
P.O. Box 967
Pocatello, ID 83204

Isaac McDougall
P.O. Box 4048
Pocatello, ID 83205

Billie Jeanne Croxall
5230 W. Portneuf Road
Inkom, ID 83245

Grace Palmer
5208 W. Portneuf Road
Inkom, ID 83245

Jim Jones
Attorney General
Statehouse, Room 210
Boise, ID 83720

Peter C. Monson
U.S. Attorney
Land & Natural Resources Div.
Indian Resources Section
P.O. Box 44378
Washington, D.C. 20026

A. Lynne Krogh-Hampe
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

[Signature]

| RIGHT NUMBER | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM TO | MAXIMUM DIVERSION | STAGE |
|--------------|--|---------------|------------|--------------------|-------------------|-----------------|
| A29-04067 | VINGIL T. GERBER
5268 W. PORTNEUF RD.
INCOM ID 83245 | 04/01/1945 | IRRIGATION | 04-01 11-01 | 0.26 CFS | STATUTORY CLAIM |
| | | | | | 0.26 CFS TOTAL | |
| | | | | | 0.00 AFA TOTAL | |

SOURCE: PAPOOSE CREEK
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

TRIBUTARY: PORTNEUF RIVER

REMARKS:

POINT OF DIVERSION:
T07S R35E S23 SESE

PLACE OF USE: IRRIGATION
T07S R35E S23 NESE 13.0
13.0 ACRES TOTAL

We purchased the above described 13 acres in 1940. Water has been pumped from Portneuf River to irrigate this land since that time. We also owned land joining on the south which was original American land where we used the water from Papoose Creek. In the year 1960 we installed a gravity flow irrigation pipe to carry the water from Papoose Creek thru connecting the water. Any excess water was let run on down to the 13 acres. All excess water has been used here from 1960 to 1990.

R. A. Moore (P) 11/07/90

Dec 4, 1993

Noted Public
State of Idaho
Cannonsville
1/17/93

LAW OFFICES

JONES, CHRISTENSEN, JORGENSEN, ROBISON,
HOLMES and ROBISON, Chartered

LAMONT JONES
CRAIG W. CHRISTENSEN
CRAIG R. JORGENSEN
JACK H. ROBISON
THOMAS J. HOLMES
JESSE C. ROBISON
KELLY KUMM

405 WEST WHITMAN
POCATELLO, IDAHO 83204-0967

P. O. BOX 967
TELEPHONE: (208) 232-5911
FAX: (208) 232-5962

December 19, 1990



Clerk of the Court
Twin Falls County Courthouse
Twin Falls, Idaho 83303

Department of Water Resources

RE: Smith v. Scoffield, et al.
Case No. 89-41798

Dear Clerk:

Enclosed for filing in the above-referenced matter, please
find Affidavit of Carma B. Smith.

Sincerely,

Thomas J. Holmes

TJH/dsc
smith12.192

Enclosure

cc: Reed Larsen, Esq.
Isaac McDougall, Esq.
Billie Jean Croxall
Grace Palmer
Jim Jones
Peter C. Monson
Theron Smith
Idaho Department of Water Resources

Carter,

I took a look over your Smith v. Safffield files this weekend, and it all looks very ~~thorough~~ thorough. I only had one question, and that was whether the system for 10011 and 10103 was capable of diverting the total amount claimed under both rights, or whether the system imposed some ~~less~~ limit on either the rate or volume of diversion ~~to~~ below what we would normally recommend for those uses.

It would appear that the only action remaining is to send the claimant contact letters seeking evidence of priority date. The generic letter is sufficient - there's no need to say anything ~~about~~ further.

Lynne.

RIGHT NUMBER NAME & ADDRESS

A29-10011

THELON SMITH
5137 WEST PORTNEUF ROAD
INKOM ID 83245

PRIORITY DATE

04/01/1945 DOMESTIC STOCKWATER

USE PERIOD FROM TO

01-01 12-31
01-01 12-31

MAXIMUM DIVERSION

0.02 CFS
0.02 CFS

STAGE

0.02 CFS TOTAL
0.00 AFA TOTAL

BENEFICIAL USE

Split into A & B use 1969 priority date for Domestic use. et

SOURCE: SPRING
OTHER RIGHTS: NONE.
CONDITIONS OF APPROVAL:

TRIBUTARY: PAPOOSE CREEK

REMARKS:

POINT OF DIVERSION: SWSESE

don't think we section 26?

should be NE 1/4 NW 1/4
Section 26 (per letter)

PLACE OF USE: DOMESTIC SESE

PLACE OF USE: STOCKWATER NE SE
T07S R35E S23 - should be

SESE is correct

maybe
1945 is correct.

- 1945 priority date / correct for stockwater / correct domestic?
- P6D may not be right
- P6U stockwater - should be 1.8 acre parcel
- .02 cfs OK
- P6U domestic OK
- source - spring

note: someone says he was only entitled to third of water he should have well (I think about 1976 - need to check)

Date 10-18-90
2 of 2



CLF

Concrete structure/trash screen on Papoose Creek

Date 10-18-90
1 of 2



CLF

Measurement site above P.D. on Papoose Creek



CLF

Water leaking back into Papoose Creek

Date 4-9-91
2 of 3

Left - Location is
approximately 100'
downstream from the
p.o.d looking north.

Below - Leaking pipe "joint"
between the 2nd to last
and last pipe before
the concrete box with
the trash screen.

CLF



CLF

Date 4-9-91
1 of 3

Claim Nos.
A29-04064A
A29-04064B
A29-04064C
A29-04064D
A29-10010



CLF

Above - P.O.D. from Papoose
Creek, looking downstream
(north)

Left - Location is
approximately 30'
downstream from the
p.o.d., looking north.



CLF



CLF

Point of diversion, area of the spring is fenced 3-15-90



CLF

Mr. Smith's house, the domestic well casing is visible near the power pole. The cap covers the valve that is used to interconnect the spring to the groundwater system 3-15-90



CLF

Concrete box with trash screen - looking upstream (south)



CLF

Measurement site above the p.o.d. - looking north.

Date 4-9-91



CLF

Cistern - looking east. Used for claims

A29-10011 and A29-10103

LAW OFFICES
JONES, CHRISTENSEN, JORGENSEN, ROBISON,
HOLMES, and ROBISON, Chartered
P. O. BOX 967 — 405 WEST WHITMAN
POCATELLO, IDAHO 83204-0967



A. Lynne Krogh-Hampe
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720