

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: A27-00056
Date Received: 5/22/1989
Receipt No: E007752
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ELDRO B PRATT
Address: 225 N 4000 E
BLACKFOOT ID 83221
AND/OR
Name: BONNIE J PRATT
Address: 225 N 4000 E
BLACKFOOT ID 83221
208-785-2044
208-785-2044
2. Date of Priority: MAY 1, 1888
3. Source: BRUSH CREEK, EAST FORK Trib. to: BLACKFOOT RIVER
GARDEN CREEK BRUSH CREEK, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	39E	26		SW	SE		BINGHAM
		34		NE	NE		BINGHAM
				SE	SE		BINGHAM
5. Description of diverting works:
WOODEN HEADGATES WITH FLASH BOARDS, OPEN DITCH.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	07/01	2.500		
7. Total Quantity Appropriated is:
2.500 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 203.0 Acre Feet Per Annum.
9. Non-irrigation uses:

NOV 13 1995

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03S	39E	26	SW		SW		IRR	3.2
			SE		SW		IRR	4.0
							Section Acres	7.2
		27	SE		SE		IRR	5.2
							Section Acres	5.2
		34	NE		NE		IRR	13.6
			NW		NE		IRR	6.4
			SW		NE		IRR	13.6
			NE		SW		IRR	10.0
			NW		SE		IRR	22.8
			SW		SE		IRR	2.4
							Section Acres	68.8
							Total Acres	81.2

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
A27-10728

14. Remarks:
THE HEADGATE IN THE SE1/4SE1/4 SEC. 34 DIVERTS WATER FROM
GARDEN CREEK INTO A DITCH THAT RUNS INTO ONE OF THE DITCHES
CARRYING WATER FROM BRUSH CREEK.
CHANGED OWNERSHIP 1/23/95/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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: A27-00056
Date Received: 5/22/1989
Receipt No: E007752
Received By: EXC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOYCE W. RISHEL 208-357-3086
Address: 1053 N. 500 E.
FIRTH, ID 83236

2. Date of Priority: MAY 01, 1888

3. Source: BRUSH CREEK, EAST FORK Trib. to: BLACKFOOT RIVER
GARDEN CREEK BRUSH CREEK, EAST F

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	39E	26	SW	SE			BINGHAM
		34	NE	NE			BINGHAM
			SE	SE			BINGHAM

5. Description of diverting works:
WOODEN HEADGATES WITH FLASH BOARDS, OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	07/01	2.500		

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

8. Total consumptive use is 203.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	39E	26	SW	SW		IRR	3.2

A27-00056

Page 1

Date: 05/22/89

MICROFILMED

NOV 12 1992

A2700056

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	39E	26	SE	SW		IRR	4.0
						Section Acres	7.2
		27	SE	SE		IRR	5.2
						Section Acres	5.2
		34	NE	NE		IRR	13.6
			NW	NE		IRR	6.4
			SW	NE		IRR	13.6
			NE	SW		IRR	10.0
			NW	SE		IRR	22.8
			SW	SE		IRR	2.4
						Section Acres	68.8
						Total Acres	81.2

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
A27-10728

14. Remarks:
THE HEADGATE IN THE SE1/4SE1/4 SEC. 34 DIVERTS WATER FROM GARDEN CREEK INTO A DITCH THAT RUNS INTO ONE OF THE DITCHES CARRYING WATER FROM BRUSH CREEK.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not 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): Joyce W. Riskel Date: 5-22-89
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22 day

of May 19 89

Ernest Carlson
Notary Public

Seal

Residing at Blaho Falls, N.

My Commission Expires 6-14-1994

R39E

111°52'30"

430000m. E.

Twp 35. R9c 39E.



A27-00056

A27-10728

NOV 12 1992

Log for claim 27-00056

Spatial Dynamics LTD

11/28/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s39e	26	SWSW	3	7	
03s39e	26	SESW	4	5.2	
03s39e	27	SESE	5	10	
03s39e	34	NENE	13	12	
03s39e	34	NWNE	6	8.8	
03s39e	34	SWNE	13	15	
03s39e	34	NESW	10	12	
03s39e	34	NWSE	22	19	
03s39e	34	SWSE	2	1.9	
Totals:			78	90.9	

 SPATIAL
DYNAMICS

AJ5809NP
No. A27-00056

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 21

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELDRO B PRATT	05/01/1888	IRRIGATION	04-01 07-01	2.500 CFS	
C	BONNIE J PRATT					
	225 N 4000 E					
	BLACKFOOT ID 83221			TOTAL DIVERSION:	2.500 CFS	
	(208) 785-2044			CONSUMPTIVE USE:		203.00 AFA

Water Source: BRUSH CREEK, EAST FORK
GARDEN CREEK

Tributary to: BLACKFOOT RIVER
BRUSH CREEK, EAST FORK

Stage: DECREED

Point(s) of Diversion:	T03S R39E S26	SWSE		BINGHAM County
	S34	NENE	SESE	BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
03S	39E	26	:														03	04													7.2	
03S	39E	27	:																									05			5.2	
03S	39E	34	:	13	06	13	:						10										22	02						68.8		
																												TOTAL ACRES		81.2		

POU County: BINGHAM

Other Rights: A27-10728

Remarks: GEN THE HEADGATE IN THE SE1/4SE1/4 SEC. 34 DIVERTS WATER FROM
GARDEN CREEK INTO A DITCH THAT RUNS INTO ONE OF THE DITCHES
CARRYING WATER FROM BRUSH CREEK.
CHANGED OWNERSHIP 1/23/95/JT/GT

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

JANUARY 23, 1995

ELDRO B PRATT
225 N 400 E
BLACKFOOT ID 83221

RE: CHANGE IN OWNERSHIP FOR A27-00056 AND A27-10728

Dear Mr. Pratt:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,


Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

RECEIVED
NOV 13 1995



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 15 Dec 1994

LEGAL DESCRIPTION OF PROPERTY: Township 3 S Range 39 E
Section 26, 27, 34, 35 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

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

☐ Water Right Number(s)
Assigned by IDWR: ~~A27-10038~~ A27-10728 *OK BY*

☐ Name and Address of Former Owner/Claimant(s)(Seller): Jeff C Nauman & Brenda S Nauman

☐ New Owner/Claimant (Purchaser): Edna L. & Bonnie J Hatt

☐ New Mailing Address: 225 N. 400E
Blackfoot Idaho 83221

☐ New Telephone Number: (208) 785-2044

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

☐ Attach proof of ownership, describe proof attached: Warranty Deed

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

☐ Signature of New Owner/Claimant(s) Edna L. Hatt Date 11/13/94

☐ Signature of Former Owner/Claimant(s) Brenda S. Nauman Date 11/13/94

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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

NOV 13 1994

and all other provisions shall remain in full force and effect.

12. PAYMENT OF LOSS

(a) No payment shall be made without production of this policy for endorsement of the payment unless the policy has been lost or destroyed, in which case proof of loss or destruction shall be furnished to the satisfaction of the Company.

17. NOTICES, WHERE

All notices required to be given the Company and any statement in writing required to be furnished the Company shall include the number of this policy and shall be addressed to the Company at the issuing office or to:

Security Union Title Insurance Company
Claims Department
P.O. Box 2233

431179

Warranty Deed

For Value Received

JEFF C. NAUMAN AND BRENDA S. NAUMAN, HUSBAND AND WIFE.

the grantor, do hereby grant, bargain, sell and convey unto

ELDRO B. PRATT AND BONNIE J. PRATT, HUSBAND AND WIFE.

whose current address is

225 N. 400 E., BLACKFOOT, ID 83221

the grantee, the following described premises, in BINGHAM County Idaho, to wit:

Township 3 South, Range 39 East, Boise Meridian, Bingham County, Idaho;

Section 26: S $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 27: SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 34: NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 35: W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Including all pertinent water, oil, gas and mineral rights.

6007752

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances except matters of public record

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 15, 1994

Jeff C. Nauman
JEFF C. NAUMAN

Brenda S. Nauman
BRENDA S. NAUMAN

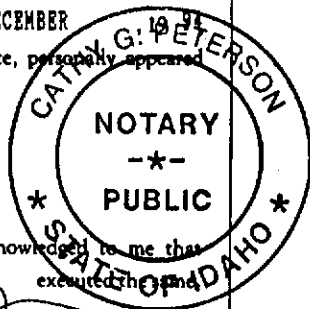
STATE OF IDAHO, COUNTY OF BINGHAM
On this 15th day of DECEMBER

before me, a notary public in and for said State, personally appeared

JEFF C. NAUMAN
BRENDA S. NAUMAN

known to me to be the person whose name

subscribed to the within instrument, and acknowledged to me that he executed the same



Notary Public
, Idaho

Residing at BLACKFOOT
Comm. Expires 03/02/00

American Land Title Co.

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE \$200
DEC 16 PM 4 23
RECORDED AT THE REQUEST OF

431179



ROCKY MOUNTAIN ACCOMMODATORS, INC.

725 SOUTH WOODRUFF • P.O. BOX 1895 • IDAHO FALLS, ID 83403-1895 • OFFICE (208) 524-1949 • FAX (208) 523-1406
124 EAST MAIN STREET • REXBURG, ID 83440-1997 • OFFICE (208) 356-3685 • FAX (208) 356-3689

NOTICE OF ASSIGNMENT OF REAL ESTATE PURCHASE AND SALE AGREEMENT

December 14, 1994

Eldro B. and Bonnie J. Pratt
225 North 400 East
Blackfoot, ID 83221

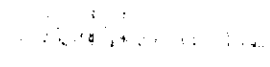
Dear Mr. and Mrs. Pratt:

You are hereby notified that the Seller under the Real Estate Purchase and Sale Agreement, between Eldro B. and Bonnie J. Pratt, Purchaser and Jeffrey C. and Brenda S. Nauman, Seller has assigned to the undersigned all of Seller's rights, obligations and duties under said agreement, and the undersigned, as Assignee, has accepted said assignment and agrees to be bound by all of Seller's obligations thereunder.

ROCKY MOUNTAIN ACCOMMODATORS, INC.


Grace H. Ruiz, Secretary

ACKNOWLEDGED BY:


Nov 13 1994

I HEREBY CERTIFY that I delivered a copy of this Notice of Assignment to the Purchaser on _____, 19____.

Cathy Peterson
American Land Title Company