

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: A27-07120
Date Received: 3/31/1989
Receipt No: 6006622
Received By: CSJ

W.P.
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. WOODROW PETERSEN 208-346-6090
Address: 691 E. 600 N.
FIRTH, ID 83236

OR
Name: W. DEE PETERSEN 208-346-6770
Address: 659 E 600 N.
FIRTH, ID 83236

2. Date of Priority: JAN 02, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	37E	6	SE	NW	NE		BINGHAM
			SE	NW	SE		BINGHAM

5. Description of diverting works:

2 WELLS - 40HP PUMP TO CENTERPIVOT/ 60HP TO CENTERPIVOT-90' WELLS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.760		

7. Total Quantity Appropriated is:

3.760 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 470.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A27-07120

Page 1

Date: 03/31/89

MICROFILMED

NOV 12 1992



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	37E	6	NE		NE		IRR	18.0
			NW		NE		IRR	3.0
			SW		NE		IRR	29.0
			SE		NE		IRR	26.0
			SE		SW		IRR	6.0
			NE		SE		IRR	36.0
			NW		SE		IRR	10.0
			SW		SE		IRR	38.0
			SE		SE		IRR	22.0

Section Acres 188.0

Total Acres 188.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
SNAKE R. VALLEY IRR. CANAL.

14. Remarks:
CLAIMANT IS REQUESTING RE-EXAM OF THIS RIGHT. CLAIMS THE
TOTAL ACRES ARE INCORRECT. IS IRRIGATING 195 ACRES. ADDITIONAL
ACRES FROM END GUNS ON CENTER PIVOTS.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *A. Hudson Peterson* Date: Mar 31, 1989
W. Dan Peterson Date: 3/31/1989

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 31 day
of March 19 89

E. J. [Signature]
Notary Public

Seal

Residing at Idaho Falls, ID
My Commission Expires 22 Aug 1994

R37E

A27-10152

A27-10154

R37E

TAS

27-736

07120
A27-~~07120~~

188 ACRES
TOTAL

NOT MICROFILMED
NOV 12 1992

AJ0749NP
No. A27-07120

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/15/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAY TOMINAGA	01/02/1978	IRRIGATION	04-01 11-01	3.76 CFS	
C	ROSEMARY TOMINAGA 1420 WAGON WHEEL DR BLACKFOOT ID 83221 (208) 785-2017					
				TOTAL DIVERSION:	3.76 CFS	
				CONSUMPTIVE USE:		470.00 AFA

C RICHARD TOMINAGA
C JOANN TOMINAGA
702 W 100 N
BLACKFOOT ID 83221
(208) 684-4068

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R37E S06 SENWNE SENWSE

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
02S	37E	6	:	18		03		29		26						06		36		10	38	22	188.0
																				TOTAL ACRES	188.0		

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: SNAKE R. VALLEY IRR. CANAL.

Conditions of Approval:

- R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for the
- lands above.

Remarks: GEN CLAIMANT IS REQUESTING RE-EXAM OF THIS RIGHT. CLAIMS THE
TOTAL ACRES ARE INCORRECT. IS IRRIGATING 195 ACRES. ADDITIONAL
ACRES FROM END GUNS ON CENTER PIVOTS.

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

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

COPY

Log for claim 27-07120

Spatial Dynamics BTD

11/21/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s37e	6	NENE	18	22	
02s37e	6	NWNE	3	2.4	
02s37e	6	SWNE	29	29	
02s37e	6	SENE	26	29	
02s37e	6	SESW	6	6.4	
02s37e	6	NESE	36	38	
02s37e	6	NWSE	10	12	
02s37e	6	SWSE	38	39	
02s37e	6	SESE	22	27	
Totals:			188	204.8	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAY TOMINAGA	01/02/1978	IRRIGATION	04-01 11-01	3.760 CFS	
C	ROSEMARY TOMINAGA 1420 WAGON WHEEL DR BLACKFOOT ID 83221 (208) 785-2017					
				TOTAL DIVERSION:	3.760 CFS	
				CONSUMPTIVE USE:		470.00 AFA

C RICHARD TOMINAGA
C JOANN TOMINAGA
702 W 100 N
BLACKFOOT ID 83221
(208) 684-4068

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R37E S06 SENWNE SENWSE BINGHAM County

Place of Use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM					
02S	37E	6	:	18		03		29		26				06	:	36		10		38		22	:	188.0
																			TOTAL ACRES	188.0				

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: SNAKE R. VALLEY IRR. CANAL.

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00038 A01-00039 A01-00171 A01-00172 A01-00250 A01-00328 A01-10247 A27-07261 A27-10151

Conditions of Approval:

- R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for
- irrigation of the lands above.

Remarks: GEN CLAIMANT IS REQUESTING RE-EXAM OF THIS RIGHT. CLAIMS THE
TOTAL ACRES ARE INCORRECT. IS IRRIGATING 195 ACRES. ADDITIONAL
ACRES FROM END GUNS ON CENTER PIVOTS.
*CHANGED OWNERSHIP PER REQUEST. NAMES SHOULD READ RAY AND/OR
ROSEMARY TOMINAGA AND RICHARD AND/OR JOANN TOMINAGA. JH/7-15-97*

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

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

AJ5809WP
No. A27-07120

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 58

=====

Audit: 03/31/89 VERNER 10/11/94 JTHOMPSO 03/29/95 POST-STD 07/02/97 JHOAGLAN
07/15/97 JHOAGLAN

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
Original Permit	[REDACTED]	Clayson Farms	5.0 cfs
Full Assignment	27-7120	Woodrow Petersen	5.0 cfs

RECEIVED
JAN 10 1971

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 27-7120 Priority (Late Proof) January 2, 1978 Amount 3.76 cfs

THIS IS TO CERTIFY, that Woodrow Petersen
of Firth, Idaho, has complied with the terms and conditions of Permit
No. 27-7120 issued pursuant to Application for Permit dated November 17, 1977,
and has submitted proof to the Department of Water Resources on February 16, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.12 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>3.76</u> cfs and	<u>658.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.76 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
658.0 acre feet per year, said waters to be diverted within the NW1/4, NW1/4, NW1/4, NW1/4
Section 6, Twp 2S, Rge 37E in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Total
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2S	37E	6	18	3	29	26								6	36	10	38	22	188

Total number of acres irrigated 188

RECORDED

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

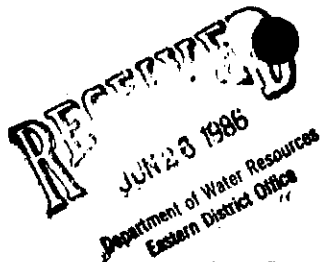
b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15TH day of July, 19 86.

attest the Director Norman C Young



STATE OF IDAHO

APPLICATION FOR AMENDMENT
(For Licensing Purposes)

JUL 1 1986

APPROVED

Department of Water Resources

Comes now Woodrow Petersen

Phone _____

of (address) Rt. 1, Box 264 Firth, ID 83236, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 27-7120, and requests that the permit be changed as follows:

1a. Point of diversion: NW 1/4 NE 1/4, Section 6, Township 2S, Range 37E,
B.M., County of Bingham. Other points of diversion: NW 1/4 SE 1/4, Sec. 6,
Twp 2S, Rge 37E

1b. Source: groundwater tributary to -----

2a. Period and nature of use:

Amount 3.76 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 3.76 cfs or 658.0 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2S	37E	6	18	3	29	26								5	35	10	33	22	188

Total number of acres to be irrigated = 188

4. Date of priority: January 2, 1978 (Late Proof)

5. Conditions (if any):

This right when combined with all other rights shall provide no more than cfs per acre nor more than 3.5 afa per acre for the lands above.

RECEIVED

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by ED Fee = \$20.00✓

Received by md Date 6-26-86 # 39736

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 27-7120.

Witness my hand this 15TH day of July, 19 86.

Ron C Young
Acting for the Director

RECEIVED

JAN 17 1983

STATE OF IDAHO

Department of Water Resources
Eastern District Office

APPROVED

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Woodrow Petersen Phone 346-6090
of (address) Rt. 1, Box 264, Firth, Idaho 83236, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 27-7120, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE ¼ NE ¼, Section 6, Township 2S, Range 37E, B.M.,
County of Bingham. Other points of diversion: _____
NW¼SE¼, Sec. 6, T. 2S, R. 37E.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 5.00 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	37E	6	37	27	23	40							7	38	12	38	28	250	

Total number of acres to be irrigated = 250

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? Applicant

If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

MICROFILMED

Identification No. 27 7120

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Clayson Farms Phone: 346-6779
post office address RFD #1, Firth, Idaho 83236
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 1S
Range 37E B.M. Bingham County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 5.00 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 5.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 30-40 hp volume pump to
opendischarge into cement tank, 100 hp centrifugal pump to pick it up and
pressurize lines. Well will only be used when surface canal water is not
available

- b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 10,000.00
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water: _____
(5) If water is to be used for other purposes describe: _____

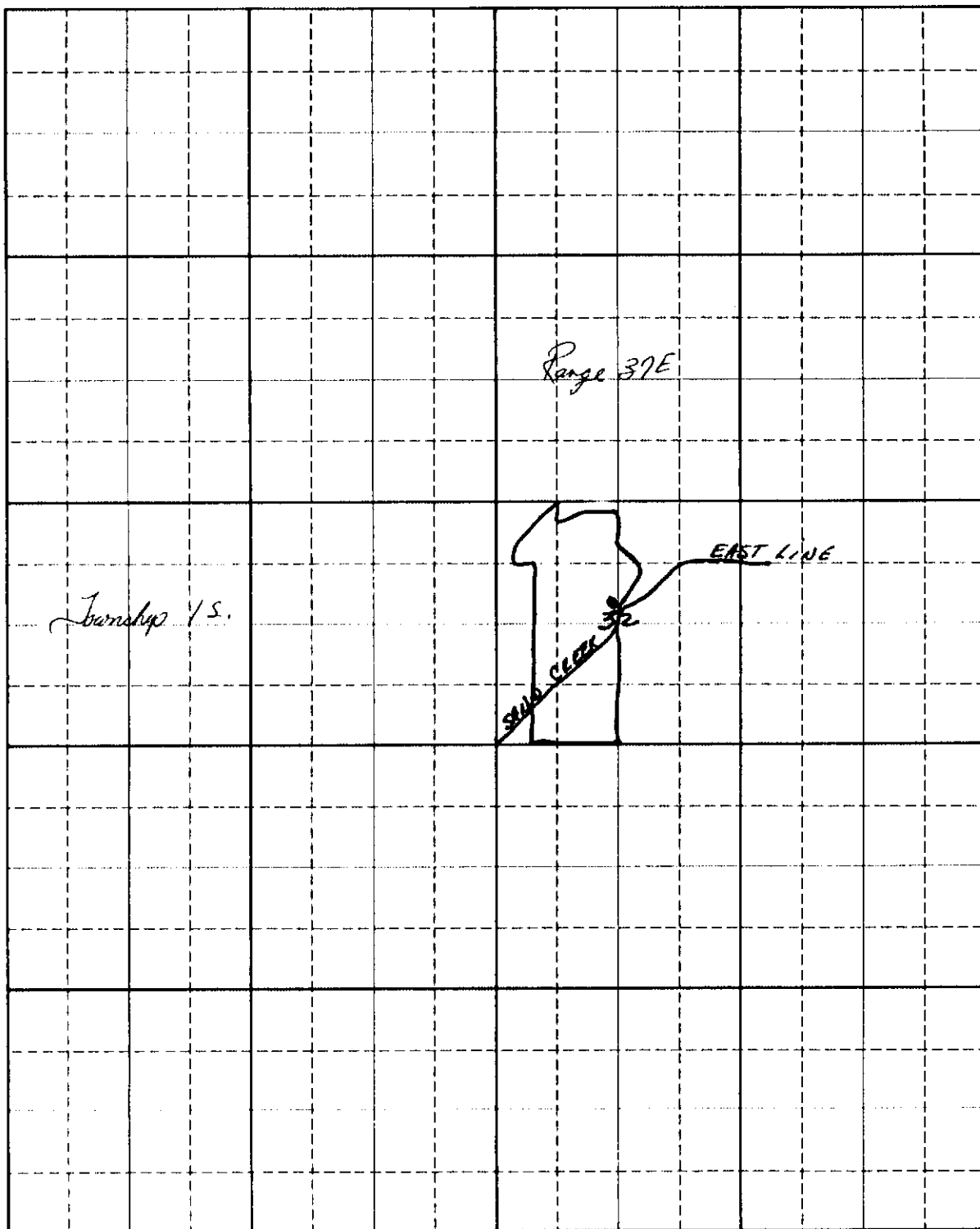
FIRTH, IDAHO

[illegible]

c. Describe any other water rights used for the same purposes as described above. _____
Surface rights in Snake River Valley Irrigation Canal

10. Remarks _____

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Clayton Barnes
(Applicant)
Nolan Clayton - Partner

11/17/77

Received by CW Date 11-17-77 Time 11:25
Preliminary check by CW Fee \$ 65.00
Receipted by CW Date 11-17-77 # 9181
Publication prepared by CW Date 11-17-77
Published in Blackfoot Times
Publication dates Nov 24 & Dec 1-1977
Publication approved CW Date 11-06-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by _____ Date _____

Recommended for approval denial by Wth

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7120, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1983.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water. (2) The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

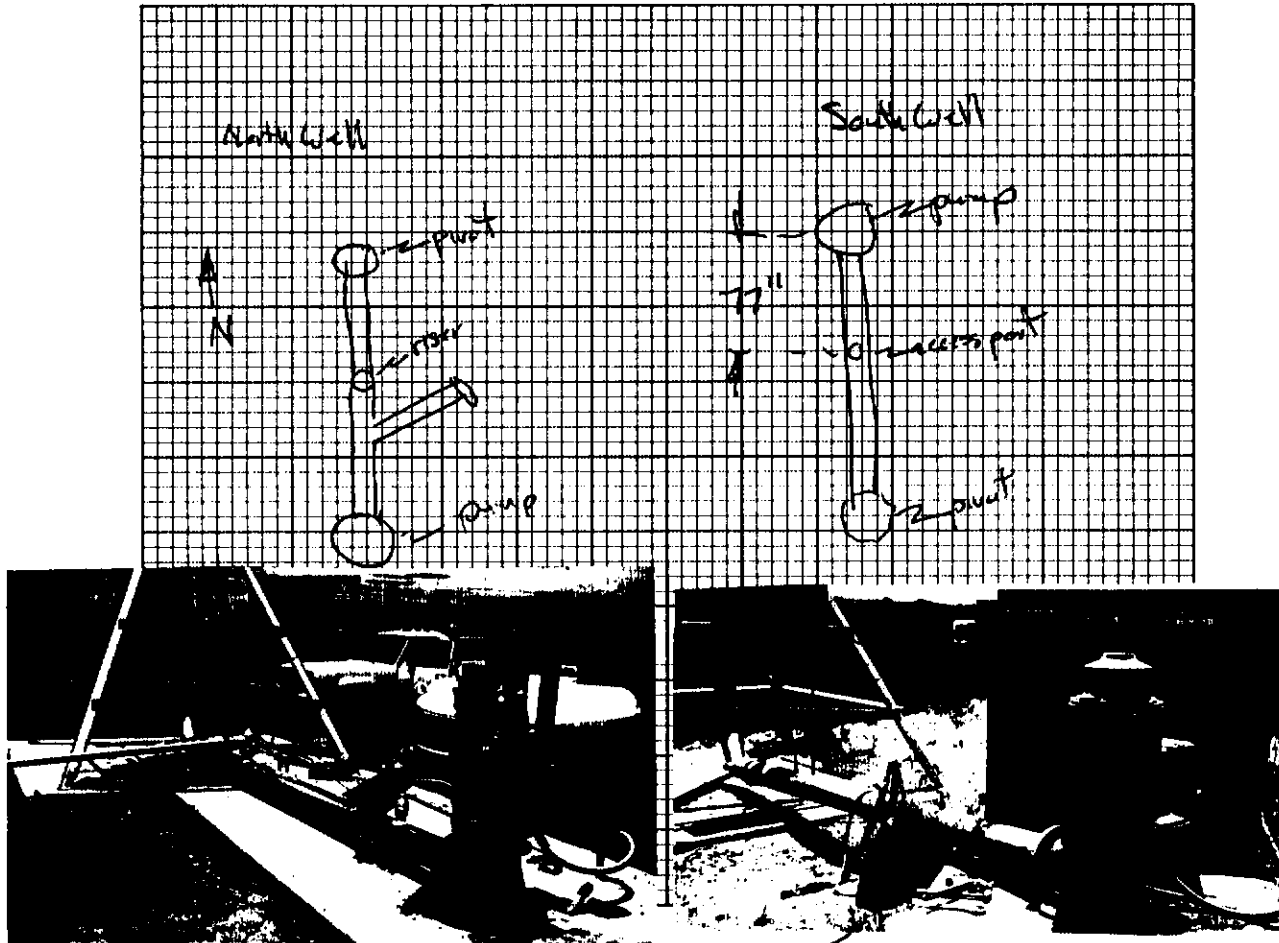
Witness my hand this 29 day of January, 1978.


DEPUTY Director

Phone No. 346-6090

- [illegible]

10. Other water rights on these lands Shares in Snake River Valley Canal
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature 216 Jones Date 4-17-85

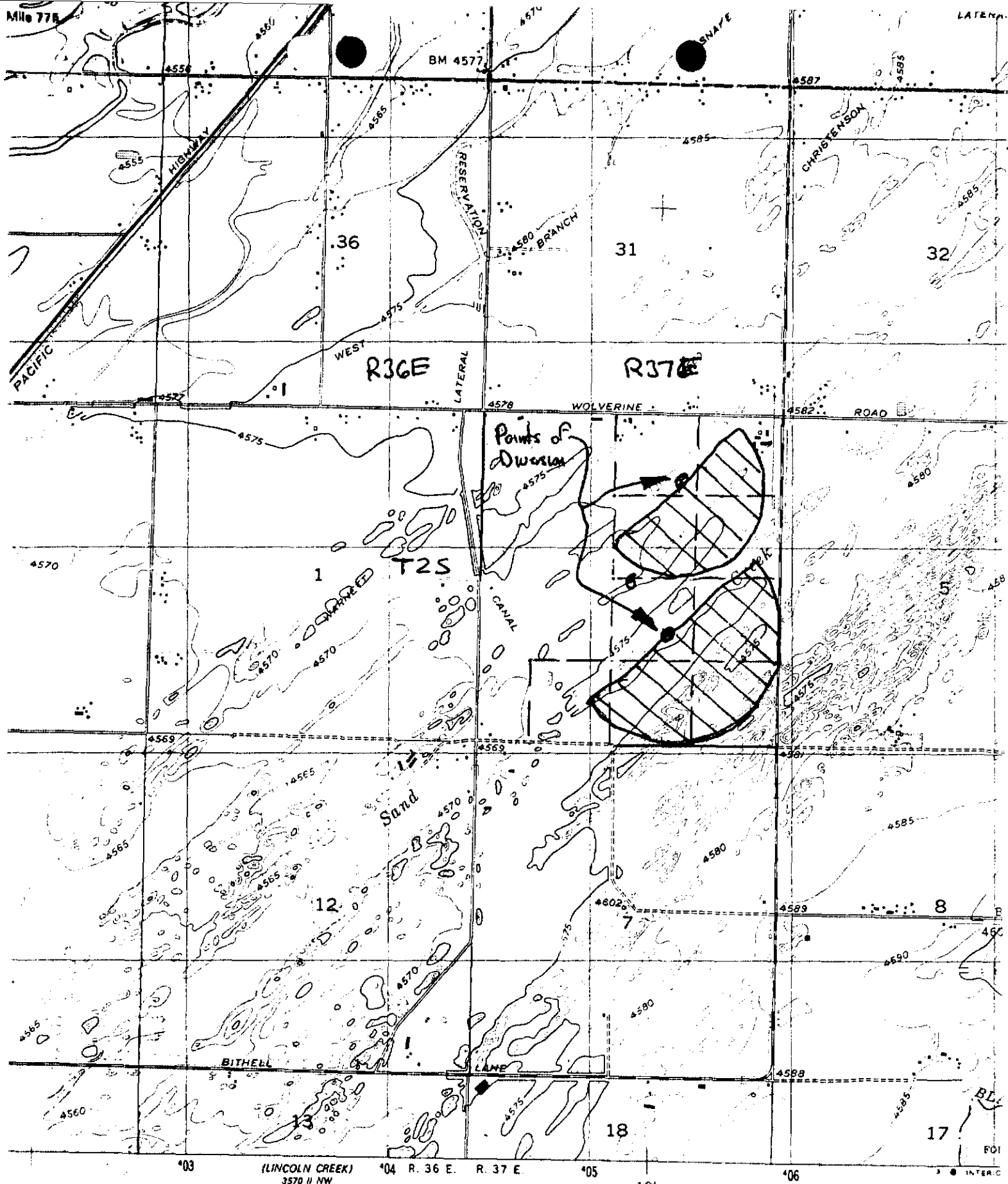
Consultant's License Number _____

IDWR Director's Authorization to Conduct

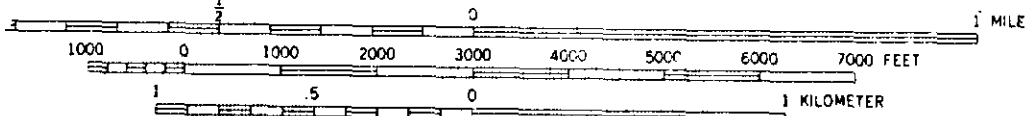
Beneficial Use Examination _____

Date

CONSULTANT SEAL



SCALE 1:24 000



CONTOUR INTERVAL 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

MICROFILMED

Heavy
Medium



A
29.3

170.6

R37E 49.4

32

B TAS
9.1

B-479

B-116

A
11.3

C
4.1

B-479

A
3.1

A
10.3

H
12.8

B
2.2

B
19.9

F
11.8

C
15.1

D
17.9

I
15.4

G
8.7

P
7.3

PD

F
10.2

G
10.51

L
10.3

A
5.8

P
7.3

22

36

38

29

3

NOT TO SCALE

ENCLOSURE

21-7120

65
78

*

27-7120

EASTERN

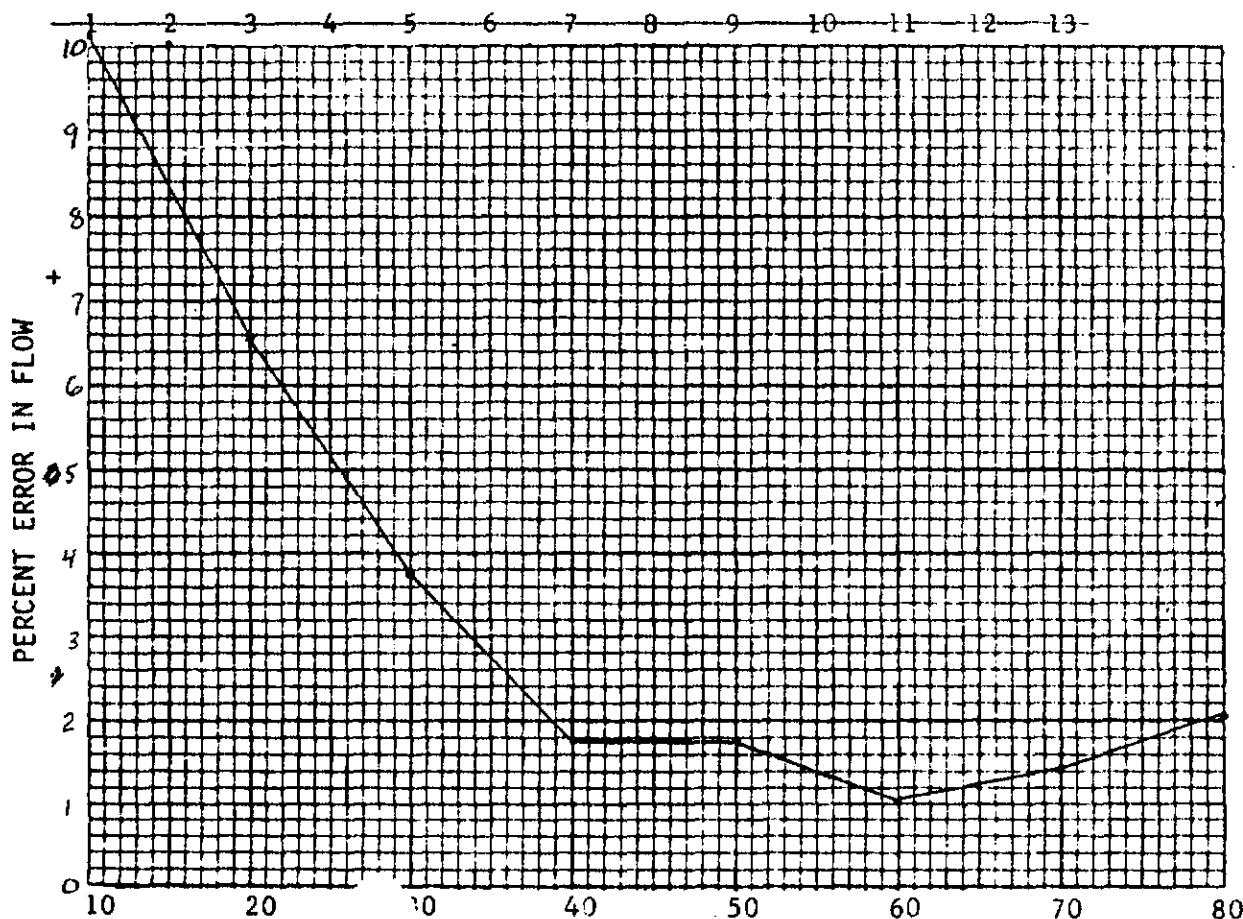
14
u

METER NO. 091471

RANGE 10-80

DATE TESTED 5/1-9/84

APPLIED PRESSURE			METER READING	FLOW ERROR (%)	FLOW CORRECTION FACTOR
UPSCALE	DOWNSCALE	AVERAGE			
8.59	7.89	8.24	10.3	+10.16	.908
18.02	17.20	17.61	20.3 ¹⁸	+6.57	.938
28.57	27.15	27.86	30.3 ²¹	+3.77	.964
39.42	37.81	38.62	40	+1.78	.983
49.02	47.54	48.28	50	+1.77	.983
59.85	57.67	58.76	60	+1.05	.990
68.47	67.64	68.06	70	+1.42	.986
76.90	76.71	76.81	80	+2.06	.980



MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 15, 1997

Richard & Joann Tominaga
702 W 100 N
Blackfoot, ID 83221

Dear Mr. & Mrs. Tominaga:

The request for Change in Ownership concerning the Notice(s) of Claim in A27-07261 and A27-07120 has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a copy of the Notice(s) of Claim 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 this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

Notice of Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 15, 1997

Ray & Rosemary Tominaga
1420 Wagon Wheel Drive
Blackfoot Id 83221

Re: Change in Ownership for A27-97261 and A27-97120

Dear Mr. & Mrs. Tominaga:

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 is a copy of the Notice(s) of Claim 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 this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

Notice of Claim

Steve Ball
11-20-96

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

NOV 20 1996
Department of Water Resources
Eastern Region

1. Water Right Number(s) 27-07422
Adjudication Claim Number(s) A27-07261, A27-07120
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) WOODROW D. PETERSEN
691 E 600 N FIRTH ID 83236
208-785-2017
4. New Owner/Claimant(s) RAY ^{OR} Rosemary Tominga RICHARD JO ANN of TEMINAGA
Name connector (Check one): ☐ AND ☐ OR ☒ AND/OR
New Mailing Address 1420 Wagon Wheel DR 702 W 100 N
Blackfoot ID 83221 BLACK FOOT ID 83221
City, State and ZIP Code _____
New Telephone Number (208) 684-4068
5. Date you acquired the property 11-8-96
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Richard Tominga Date 11-13-96
Ray Tominga Date 11-14-96
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

COPY

WARRANTY DEED

THIS INDENTURE, made this 30th day of October, 1996, between WOODROW D. PETERSEN and MARLYN PETERSEN, husband and wife of the County of Bingham, State of Idaho, and A. WOODROW PETERSEN and DONNA C. PETERSEN, husband and wife of the County of Bingham, State of Idaho, the Grantor, hereinafter referred to as "Seller," and RICHARD TOMINAGA and JOANN TOMINAGA, husband and wife of the County of Bingham, State of Idaho, and RAY TOMINAGA and ROSEMARY TOMINAGA, husband and wife, of the County of Bingham, State of Idaho, the Grantee, hereinafter referred to as "Buyer".

WITNESSETH: That said Seller, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America and other valuable consideration to Seller in hand paid by the Buyer, the receipt whereof is hereby acknowledged, has granted, bargained, sold and by these presents does grant, bargain, sell and convey and confirm unto the said Buyer, and to Buyer's successors and assigns, forever, the following described real estate situate in Bingham County, State of Idaho, to-wit:

Beginning at a point that is West 1,859.37 feet along the section line from the Northeast corner of Section 6, Township 2 South, Range 37 East of the Boise Meridian, Bingham County, Idaho; and running thence South 28.26 feet to an existing fence; thence along said fence the following eight (8) courses: (1) S 45°30'04" W 396.67 feet; thence (2) S 37°52'21" W 274.62 feet; thence (3) S 00°15'33" E 578.78 feet; thence (4) S 00°06'40" E 336.95 feet; thence (5) S 33°06'19" W 92.09 feet; thence (6) S 00°14'47" W 292.79 feet to a point of a curve with a radius of 1,414.00 feet and a Delta of 65°06'53"; thence (7) to the right along said curve 1,606.96 feet; thence (8) N 88°48'39" W 389.61 feet to the West line of the East one half of the Southwest one quarter of said Section 6; thence S 00°16'49" E 2,533.67 feet along said West line to the South line of said Section 6; thence N 89°42'12" E 2,807.06 feet along said South line; thence N 57°40'30" E 436.83 feet; thence N 48°59'54" E 535.06 feet; thence N 40°11'15" E 529.86 feet; thence East 32.36 feet to the East line of said Section 6; thence N 00°19'02" W 1,487.30 feet along said East line; thence West 29.09 feet; thence N 35°37'14" W 790.55 feet to an existing fence; thence N 38°40'26" E 121.06 feet to an existing fence corner; thence along said fence the following seven (7) courses: (1) N 30°08'59" E 246.35 feet; thence (2) N 21°53'49" E 206.99 feet; thence (3) N 14°19'55" E 197.89 feet; thence (4) N 06°25'20" E 206.16 feet; thence (5) N 01°15'49" W 196.55 feet; thence (6) N 08°43'07" W 205.07 feet; thence (7) N 16°30'04" W 197.57 feet; thence N 47°35'31" W 51.56 feet; thence N 33°36'59" W 292.30 feet; thence S 87°27'31" W 24.22 feet; thence N 09°50'21" W 139.15 feet; thence N 46°50'13" W 119.52 feet; thence N 80°14'22" W 34.15 feet; thence S 53°40'54" W 143.36 feet; thence N 53°37'37" W 365.16 feet; thence North 25.49 feet to the North line of said Section 6; thence West 864.13 feet along said North line to the point of beginning.

TOGETHER WITH a 20 foot wide ingress-egress easement lying 10 feet each side of the following described centerline:

Beginning at a point that is West 433.00 feet along the section line from the Northeast corner of Section 6, Township 2 South, Range 37 East of the Boise Meridian and running thence South 356.51 feet; thence S 33°36'59" E 321.36 feet.

AND TOGETHER WITH the benefit of an Agreement dated October 18, 1983, between Woodrow Peterson and Donna Peterson, first parties, and Gaylen Clayson and Donna Clayson, second parties, upon the terms, conditions, and provisions contained therein.

SUBJECT TO a 20 foot wide ingress-egress easement lying 10 feet each side of the following described centerline:

Beginning at a point that is West 975.54 feet along the section line and South 40.00 feet from the Northeast corner of said Section 6; and running thence West 895.78 feet.

AND SUBJECT TO all public easements, rights of way, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by the parties.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, and the reversions, remainder and remainders, and rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of Seller.

TO HAVE AND TO HOLD all and singular the above mentioned and described premises, together with the appurtenances, unto Buyer, and to Buyer's successors and assigns forever. And Seller, and Seller's heirs and successors, shall and will warrant and by these presents forever defend the said premises in the quiet and peaceable possession of Buyer, and Buyer's successors and assigns, against Seller, and Seller's heirs and successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same. In construing this deed and where the context so requires, the singular includes the plural.

149

X pump

1
33.5

2
70.7

3
140.7

310.5

Cathedral
District

V pump

X pump

3
73.9

5
124.6

4
6.6

514 Rd.

N.

376

302.7

308.3

650 F.
10 Rd.

718