

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: **A27-07561**  
Date Received: 12/16/1992  
Receipt No: E018170  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: THAIN M EVANS  
Address: 270 N 150 E  
BLACKFOOT ID

208-785-2624

83221

OR

Name: HELEN B EVANS  
Address: 270 N 150 E  
BLACKFOOT ID

208-785-2624

83221

2. Date of Priority: MAY 2, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 02S      | 36E   | 17      |        | NE     | SW  |     | BINGHAM |

5. Description of diverting works:  
WELL AND PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 1.120  |      |        |

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

A.F.A.

8. Total consumptive use is 165.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 02S      | 36E   | 17      | NE     | SW  |     | IRR | 4.0   |

A2707561



10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 02S      | 36E   | 17      | NW     | SW  |     | IRR           | 10.0  |
|          |       |         | SW     | SW  |     | IRR           | 31.0  |
|          |       |         | SE     | SW  |     | IRR           | 10.0  |
|          |       |         |        |     |     | Section Acres | 55.0  |
|          |       |         |        |     |     | Total Acres   | 55.0  |

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:  
BLACK FOOT CANAL

14. Remarks:  
THIS RIGHT IS RESULT OF APPROVED TRANSFER 3984. IT IS A PORTION  
OF OLD RIGHT NUMBER 35-07702.

15. Basis of Claim: LICENSE

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: A27-07561  
Date Received: 12/16/1992  
Receipt No: EO/8/70  
Received By: ED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: THAIN M EVANS 208-785-2624  
Address: 270 N 150 E  
BLACKFOOT ID 83221  
OR  
Name: HELEN B EVANS 208-785-2624  
Address: 270 N 150 E  
BLACKFOOT ID 83221



2. Date of Priority: MAY 2, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

|          |       |         |        |        |     |     |         |
|----------|-------|---------|--------|--------|-----|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
| 02S      | 36E   | 17      | NE     | SW     |     |     | BINGHAM |

5. Description of diverting works:  
WELL AND PUMP

6. Water is used for the following purposes:

|            |       |       |       |      |        |
|------------|-------|-------|-------|------|--------|
| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/15 | 10/15 | 1.120 |      |        |

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

8. Total consumptive use is 165.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

|          |       |         |        |     |     |     |
|----------|-------|---------|--------|-----|-----|-----|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use |
| 02S      | 36E   | 17      | NE     | SW  |     | IRR |

ACRES  
MICROFILMED

APR 12 1994

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 02S           | 36E   | 17      | NW     | SW  |     | IRR | 10.0  |
|               |       |         | SW     | SW  |     | IRR | 31.0  |
|               |       |         | SE     | SW  |     | IRR | 10.0  |
| Section Acres |       |         |        |     |     |     | 55.0  |
| Total Acres   |       |         |        |     |     |     | 55.0  |

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:  
BLACK FOOT CANAL

14. Remarks:

THIS RIGHT IS RESULT OF APPROVED TRANSFER 3984. IT IS A PORTION OF OLD RIGHT NUMBER 35-07702.

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: \_\_\_\_\_

**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): Thain M. Evans Date: 12/16/92  
Helen B. Evans Date: 12/16/92

MICROFILMED

APR 12 1994

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 16 day  
of December 19 92

[Signature]  
Notary Public

Seal

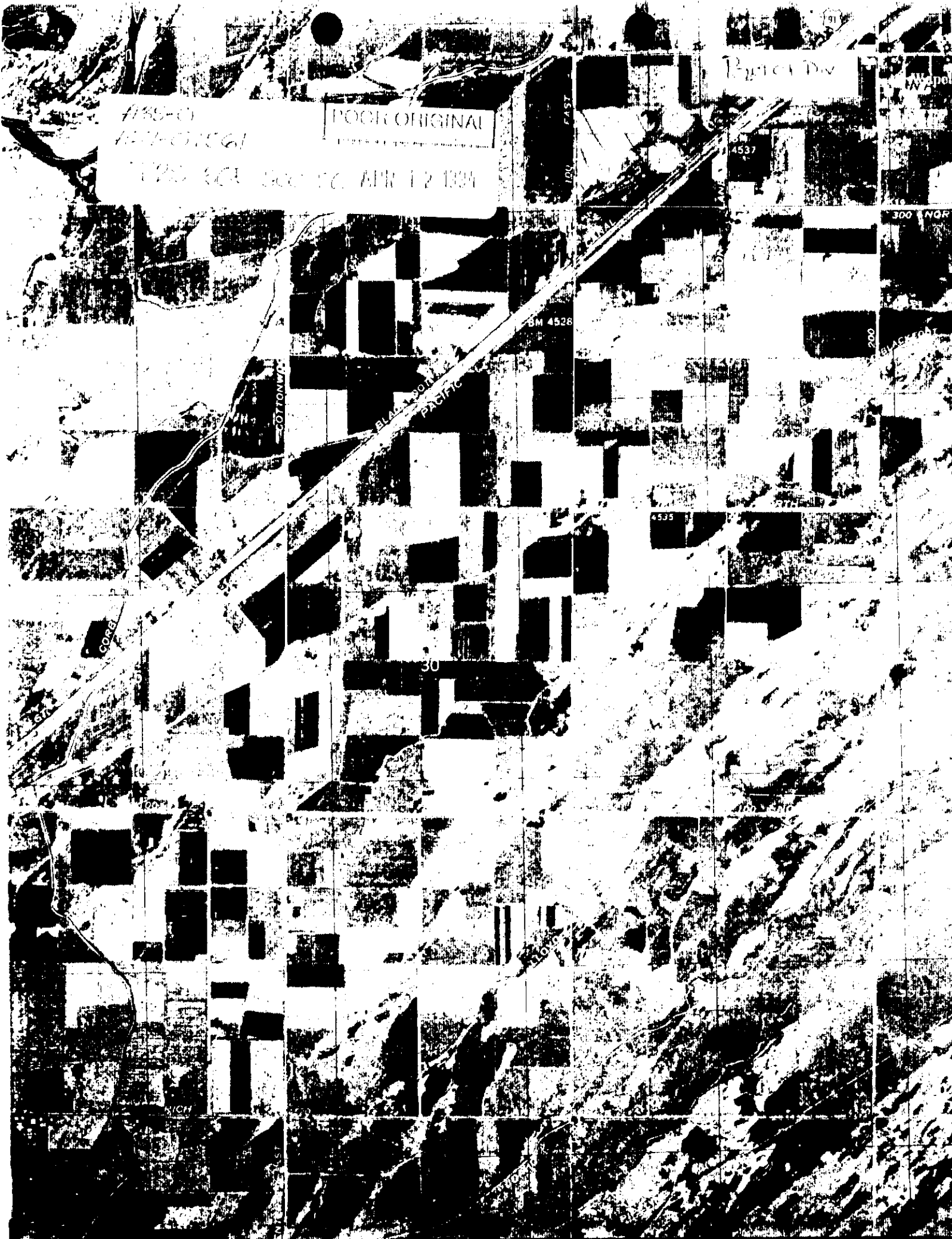
Residing at IDAHO FALLS, ID.  
My Commission Expires 22 AUG 1994

MICROFILMED  
APR 12 1994

7135-0  
147-01561

POOR ORIGINAL

1925 OCT 200 10 APR 12 1954



Log for claim 27-07561

Spatial Dynamics LTD

1/2/01

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 02s36e  | 17  | NESW | 4                | 7.5            |         |
| 02s36e  | 17  | NWSW | 10               | 10             |         |
| 02s36e  | 17  | SESW | 10               | 15             |         |
| 02s36e  | 17  | SWSW | 31               | 38             |         |
| Totals: |     |      | 55               | 70.5           |         |

 SPATIAL  
DYNAMICS

AJ5809NP  
No. A27-07561

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00  
PAGE: 154

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | THAIN M EVANS      | 05/02/1977       | IRRIGATION | 04-15 10-15           | 1.120 CFS         |                     |
| C             | HELEN B EVANS      |                  |            |                       |                   |                     |
|               | 270 N 150 E        |                  |            | TOTAL DIVERSION:      | 1.120 CFS         |                     |
|               | BLACKFOOT ID 83221 |                  |            | CONSUMPTIVE USE:      |                   | 165.00 AFA          |
|               | (208) 785-2624     |                  |            |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R36E S17

NESW

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 | 36E | 17 | : |    |    |    |    |    |    |    |    |    |    | 04 | 10 | 31 | 10 |    |             | 55.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 55.0 |

POU County: BINGHAM

Other Rights: BLACK FOOT CANAL

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

27-10403 27-10432 27-10772 27-10773 27-10981 A27-10403 A27-10432 A27-10772 A27-10773 A27-10981

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

A01-00001J A01-00298

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.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- 043 - If construction of the well under this right was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this right is prohibited unless a drilling permit is obtained from the Department.

Remarks: GEN THIS RIGHT IS RESULT OF APPROVED TRANSFER 3984. IT IS A PORTION OF OLD RIGHT NUMBER 35-07702.

|               |                                   |                               |                              |
|---------------|-----------------------------------|-------------------------------|------------------------------|
| <b>Dates:</b> | <b>Exam Made Date:</b>            | <b>Verified Date:</b>         | <b>Objection Filed Date:</b> |
| <b>Misc:</b>  | <b>Water District Number:</b>     | <b>Field Inspection Flag:</b> |                              |
|               |                                   | <b>Presumption Flag:</b>      |                              |
| <b>Audit:</b> | 12/16/92 VERNER 03/29/95 POST-STD |                               |                              |

Page \_\_\_\_\_ of \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 3984APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1APPROVED  
27-1364Name of applicant Gary Trego Phone 785-3489Post Office address 53 N. 550 W. Blackfoot, ID 83221

## A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_
2. Describe the reason for the proposed changes I wish to change the portion of this right that Ron Ellis bought (55 acres), to Thain M. Evans. See disclaimer from Mr. Ellis attached.

## B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number  | Priority      | Amount (cfs/ac-ft) | Nature of Use     | Period of Use             |
|------------------|---------------|--------------------|-------------------|---------------------------|
| <u>35-07702A</u> | <u>5/2/77</u> | <u>1.12 cfs</u>    | <u>Irrigation</u> | <u>4-1</u> to <u>11-1</u> |
| _____            | _____         | _____              | _____             | _____ to _____            |
| _____            | _____         | _____              | _____             | _____ to _____            |
| _____            | _____         | _____              | _____             | _____ to _____            |
2. Total amount of water being transferred 1.12 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.
3. Source of water Groundwater tributary to \_\_\_\_\_
4. Point(s) of Diversion:

| Lot | ¼ | ¼  | ¼  | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-----|---|----|----|------|------|------|---------|--------------------------|
|     |   | NE | SW | 17   | 2S   | 36E  | Bingham |                          |
|     |   |    |    |      |      |      |         |                          |
|     |   |    |    |      |      |      |         |                          |
|     |   |    |    |      |      |      |         |                          |

## 5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
| 2S   | 36E  | 17   |      |      |      |      |      |      |      |      | 4    | 10   | 31   | 10   |      |      |      |      | 55     |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

These documents were removed from file no. 35-7702 because of a part A number change.

SEP 10 1992

JAN 10 1994

Total acres 55

**PART 1****6. General Information:**

- a. Description of diversion system Well and pump to sprinklers
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
None, this ground has ditch rights.
- d. Remarks:  
See disclaimer from Ron Ellis that allows Applicant to transfer 55 acres of right 35-07702. The new place of use and point of diversion belongs to Thain Evans.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. 27-07561

And said application is hereby APPROVED, subject to the following limitations and conditions:  
See attached sheet for conditions of approval.

**RECORDED**  
**SEP 10 1992**

Witness my hand this

31<sup>st</sup> day ofAugust, 19 92

J. New Saylor  
Chief, Water Alloc. Bureau

**RECORDED**

**JAN 10 1994**

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
 in case of \_\_\_\_\_ vs. \_\_\_\_\_  
 dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3162/35-07702A which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other \_\_\_\_\_

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

4. Date or priority 05/02/1977

5. Water is used for the following purpose:

amount 1.12 cfs for Irrigation purposes from 04/01 to 11/01  
 (cfs/ac-ft) \_\_\_\_\_  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft) \_\_\_\_\_  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft) \_\_\_\_\_

6. Total amount of water under right 1.12 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | ¼ | ¼  | ¼  | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-----|---|----|----|------|------|------|---------|--------------------------|
|     |   | SE | NE | 31   | 2S   | 35E  | Bingham |                          |
|     |   |    |    |      |      |      |         |                          |
|     |   |    |    |      |      |      |         |                          |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
| 2S   | 35E  | 31   |      |      |      |      |      |      | 28   | 28   |      |      |      |      |      |      |      |      | 56     |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres 56

9. Describe any other water rights used for the same purpose as described above

Shares in the Danskin and Trego ditch system.

JAN 10 1994

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe \_\_\_\_\_

### B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | 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 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres \_\_\_\_\_

### C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | 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 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

SEP 10 1992

JAN 10 1994

Total acres \_\_\_\_\_



**PART 3****B. CHANGES IN NATURE OF USE**

| 1 | New Nature of Use | Amount<br>(cfs/ac-ft) | Hours/days/year | Period of Use  |
|---|-------------------|-----------------------|-----------------|----------------|
|   |                   |                       |                 | _____ to _____ |
|   |                   |                       |                 | _____ to _____ |

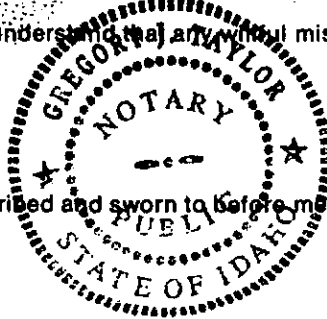
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 22nd day of June, 19 92.



(Signature of Applicant)

(Notary Public)

My commission expires 3/3/98**FOR DEPARTMENT USE ONLY**

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments

Received by HWT Date 6-22-92 Protest filed by \_\_\_\_\_Prelim. check by \_\_\_\_\_ Fee \$50.00 \*E017530Receipted by HWT Date 6-22-92Published in Morning News Copies of protest forwarded by \_\_\_\_\_Pub. dates 7-16-23-92 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☒ approval ☐ denial\_\_\_\_\_ rec'd. \_\_\_\_\_ by RPC

Copy of transfer sent to lien holder \_\_\_\_\_

MIDPACI 1111

JAN 10 1994

SEP 10 1992

CONDITIONS OF APPROVAL  
Transfer of Water Rights  
No. 27-07561 (35-07702A)

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. If construction of the well under this right was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this right is prohibited unless a drilling permit is obtained from the Department.

Dated this 31<sup>st</sup> day of August, 1992.

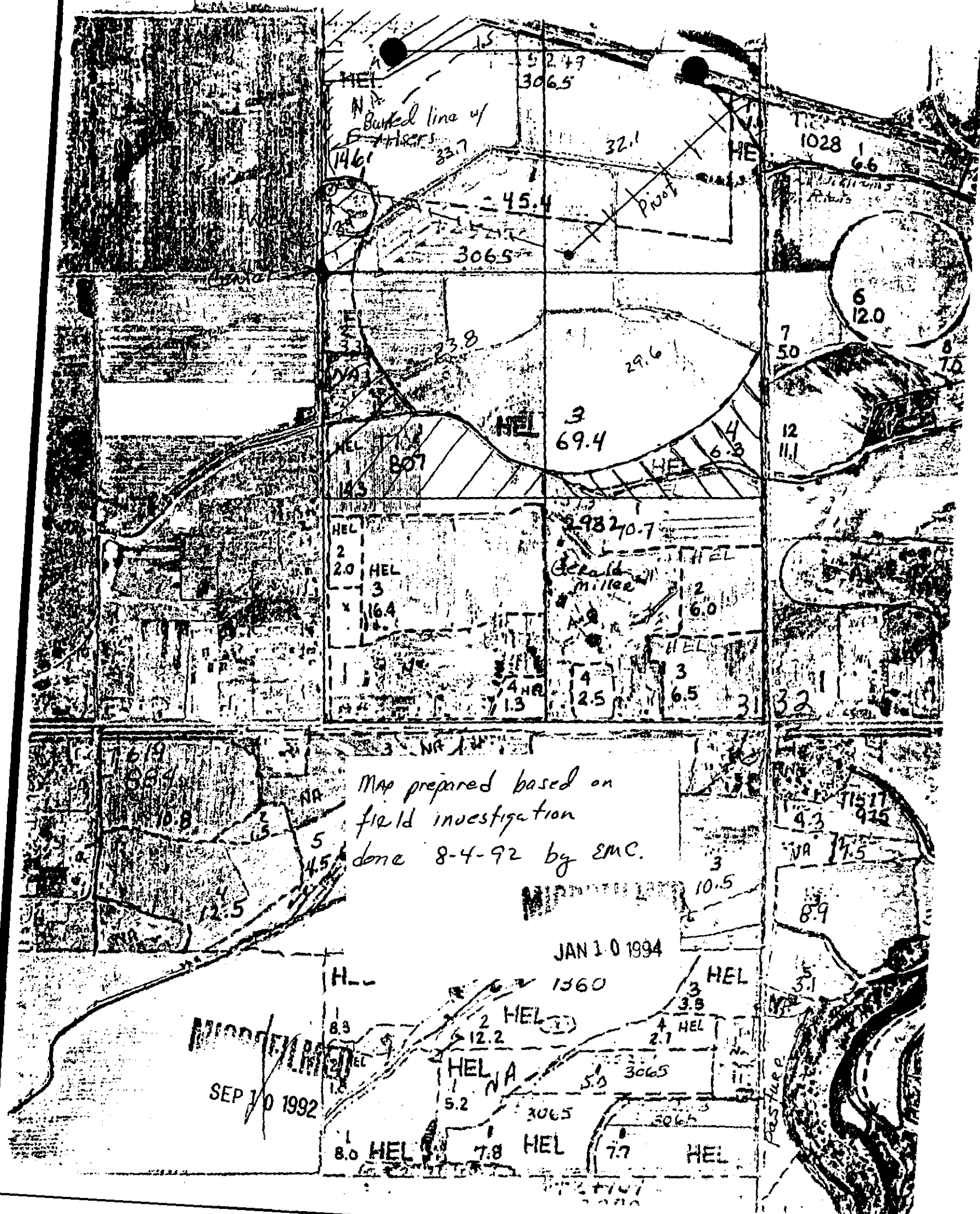
*J. New Saylor*  
Chief, Water Alloc. Bureau

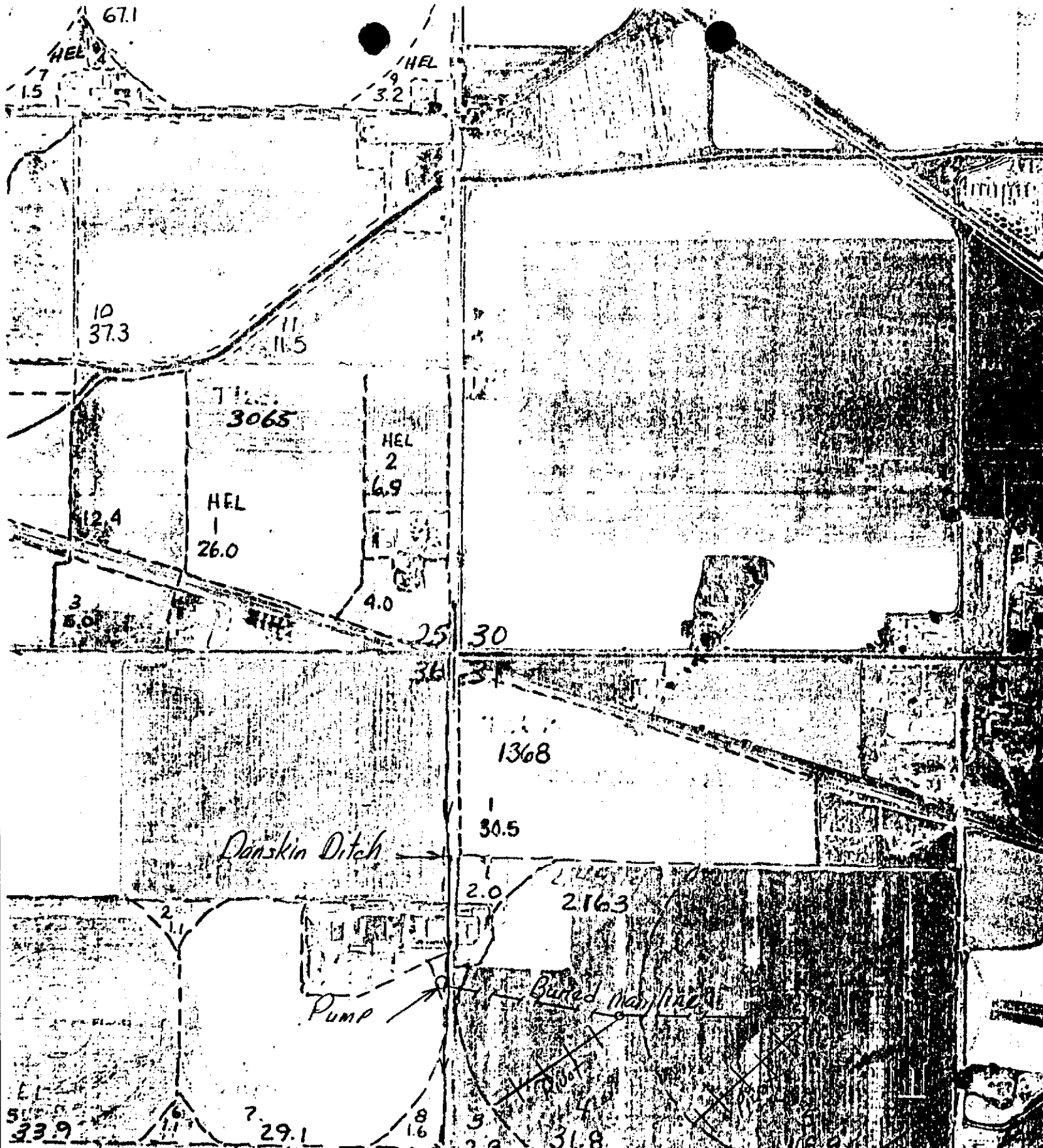
MICROFILMED

SEP 10 1992

MICROFILMED

JAN 10 1994





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JAN 10 1994

MICROFILMED

SEP 10 1992

NEW PLACE OF USE

HE  
18.5

94.0  
CENT 95.8

54

HEL  
18.5

725

855

14.7

18.0

10 AC  
794

6.7

31.4

31.2

HEL

59.5

11.6

531

HEL

12.6

4 HEL

3.5

HEL

7.3

791

2  
56.3

15.2

5.5

17

18

19

20

HEL

2

18.2

27.1

TIGER  
2888

19.2

185

794

HEL

8.2

534

20

2

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SEP 10 1992

JAN 10 1994

HEL

203

JANUARY 16, 1997

THAIN M EVANS  
270 N 150 E  
BLACKFOOT ID 83221

RE: TRANSFER

Dear Mr. Evans:

The Department has changed the identification number for Notice of Claim #A35-07702A. The new number to #A27-07561. We have also modified receipt #E018170 to reflect the new number. This has been changed due to transfer #3984.

A copy of the Notice of Claim is enclosed for your records.

Respectfully submitted,

Allen Ruberry  
Adjudication Agent

Enclosure

AR:sc

Mr. Evans OBTAINED THIS RIGHT  
IN 1992 AS EVIDENCED BY  
TRANSFER # 3984. NO ADD.  
CLAIM HAD BEEN FILED BY  
PREVIOUS OWNER - NO LATE  
FEE WAS CHARGED -

ESV

12/16/92

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APR 12 1994

Page \_\_\_\_\_ of \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 3984

## APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

27-7561Name of applicant Gary Trego Phone 785-3489Post Office address 53 N. 550 W. Blackfoot, ID 83221

## A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion    ☐ Add diversion point(s)    ☒ Change place of use  
☐ Change nature of use    ☐ Change period of use    ☐ Other \_\_\_\_\_
2. Describe the reason for the proposed changes I wish to change the portion of this right that Ron Ellis bought (55 acres), to Thain M. Evans. See disclaimer from Mr. Ellis attached.

## B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

| 1. Right Number  | Priority      | Amount (cfs/ac-ft) | Nature of Use     | Period of Use             |
|------------------|---------------|--------------------|-------------------|---------------------------|
| <u>35-07702A</u> | <u>5/2/77</u> | <u>1.12 cfs</u>    | <u>Irrigation</u> | <u>4-1</u> to <u>11-1</u> |
| _____            | _____         | _____              | _____             | _____ to _____            |
| _____            | _____         | _____              | _____             | _____ to _____            |
| _____            | _____         | _____              | _____             | _____ to _____            |

2. Total amount of water being transferred 1.12 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.3. Source of water Groundwater tributary to \_\_\_\_\_

4. Point(s) of Diversion:

| Lot | ¼ | ¼  | ¼  | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-----|---|----|----|------|------|------|---------|--------------------------|
|     |   | NE | SW | 17   | 2S   | 36E  | Bingham |                          |
|     |   |    |    |      |      |      |         |                          |
|     |   |    |    |      |      |      |         |                          |
|     |   |    |    |      |      |      |         |                          |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
| 2S   | 36E  | 17   |      |      |      |      |      |      |      |      | 4    | 10   | 31   | 10   |      |      |      |      | 55     |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

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APR 12 1984

**PART 1****6. General Information:**a. Description of diversion system Well and pump to sprinklersb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None, this ground has ditch rights.

## d. Remarks:

See disclaimer from Ron Ellis that allows Applicant to transfer 55 acres  
of right 35-07702. The new place of use and point of diversion belongs  
to Thain Evans.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**This is to certify that I have examined Application for Transfer of Water Rights No. 27-07561And said application is hereby APPROVED, subject to the following limitations and conditions:  
See attached sheet for conditions of approval.

Witness my hand this

31<sup>st</sup>

day of

August, 19 92J. New Saylor  
Chief, Water Alloc. Bureau

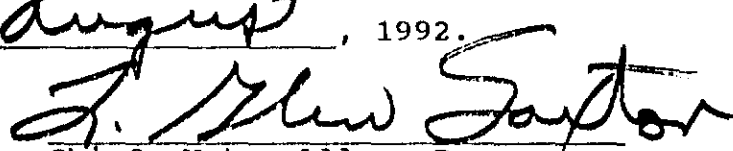
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APR 12 1994

CONDITIONS OF APPROVAL  
Transfer of Water Rights  
No. 27-07561 (35-07702A)

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Dated this 31<sup>st</sup> day of August, 1992.

  
Chief, Water Alloc. Bureau

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APR 12 1994

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

**1. Right evidenced by:**

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
 In case of \_\_\_\_\_ vs. \_\_\_\_\_  
 dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3162/35-07702A which produced this right.

**2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:**

☒ Tax Notice ☐ Warranty Deed ☐ Other \_\_\_\_\_

**3. Source of water** GROUNDWATER tributary to \_\_\_\_\_

**4. Date or priority** 05/02/1977

**5. Water is used for the following purpose:**

amount 1.12 cfs for Irrigation purposes from 04/01 to 11/01  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

**6. Total amount of water under right** 1.12 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

**7. Point(s) of Diversion:**

| Lot | ¼ | ¼  | ¼  | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-----|---|----|----|------|------|------|---------|--------------------------|
|     |   | SE | NE | 31   | 2S   | 35E  | Bingham |                          |
|     |   |    |    |      |      |      |         |                          |
|     |   |    |    |      |      |      |         |                          |

**8. Lands irrigated or place of use:**

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
| 2S   | 35E  | 31   |      |      |      |      |      |      | 28   | 28   |      |      |      |      |      |      |      |      | 56     |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

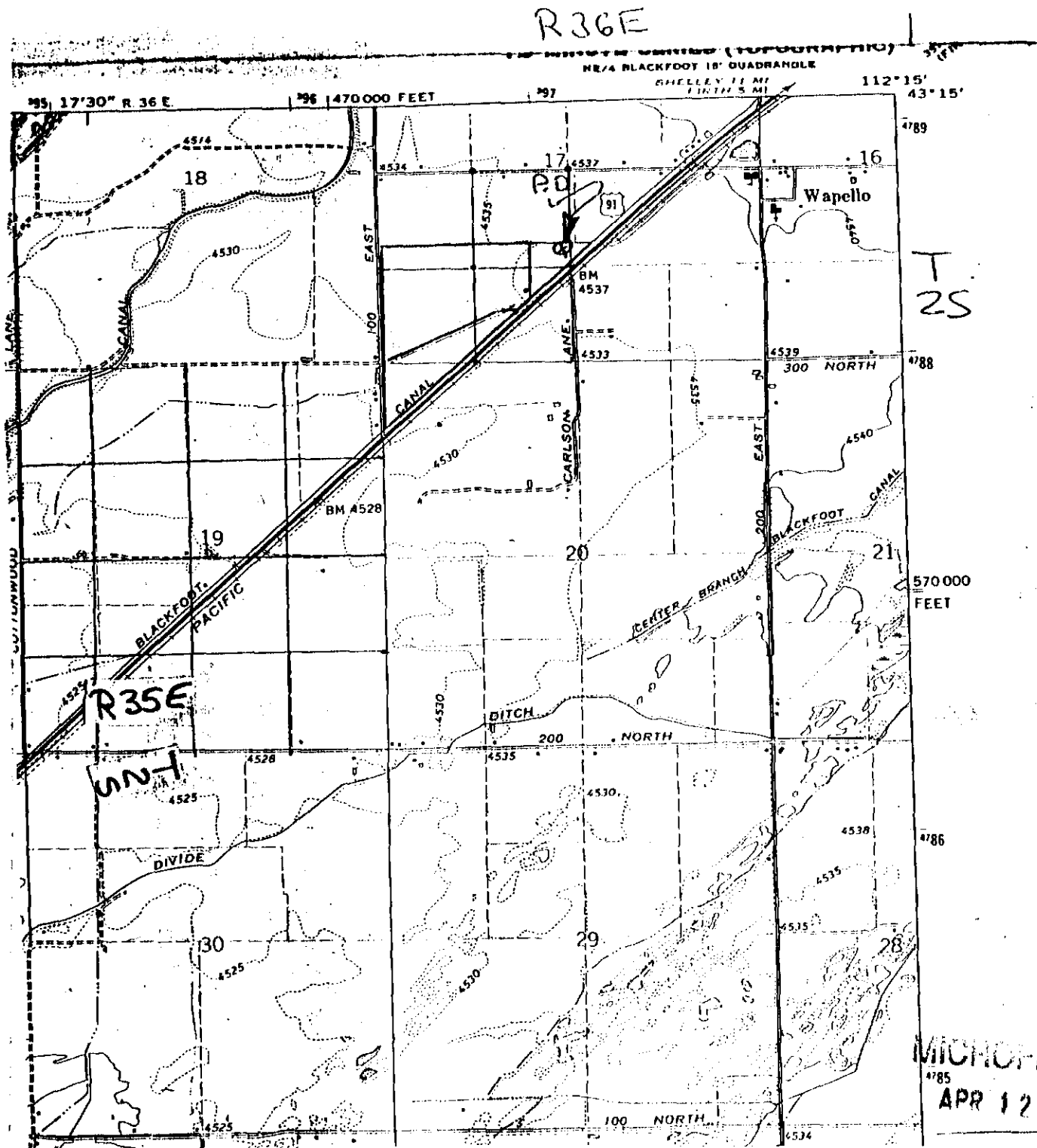
Total acres APR 52 1984

**9. Describe any other water rights used for the same purpose as described above**

Shares in the Danskin and Trego ditch system.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



**PART 3**

**B. CHANGES IN NATURE OF USE**

| 1 | <u>New Nature of Use</u> | <u>Amount</u><br>(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|---|--------------------------|------------------------------|------------------------|----------------------|
|   | _____                    | _____                        | _____                  | _____ to _____       |
|   | _____                    | _____                        | _____                  | _____ to _____       |

2. Quantity and quality of return flows and location of discharge:

\_\_\_\_\_

\_\_\_\_\_

3. Describe effects on other water uses resulting from the proposed change:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 22nd day of June, 19 92.

[Signature]  
(Signature of Applicant)

My commission expires 3/3/98

[Signature]  
(Notary Public)

**FOR DEPARTMENT USE ONLY**

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments

Received by HUT Date 6-22-92 Protest filed by \_\_\_\_\_

Prelim. check by \_\_\_\_\_ Fee \$0.00 \*E017530

Receipted by HUT Date 6-22-92

Published in Morning News Copies of protest forwarded by \_\_\_\_\_

Pub. dates 7-16-23-92 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☒ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by RPC

Copy of transfer sent to lien holder \_\_\_\_\_

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APR 12 1994