

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: A27-10028
Date Received: 10/18/1988
Receipt No: E003249
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BONNIE P GARDNER 208-785-1688
Address: 469 E 400 N
BLACKFOOT ID 83221

2. Date of Priority: JUN 1, 1907

3. Source: SAND CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	36E	14	NW	NE	NE		BINGHAM
			SE	NW	NE		BINGHAM

5. Description of diverting works:
HEAD GATES IN SAND CREEK TO DIVERSTION DITCHES. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.380		

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

8. Total consumptive use is 275.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	36E	14	NE	NE		IRR	24.0
			NW	NE		IRR	34.0
			SW	NE		IRR	15.0

MICROFILMED

APR 12 1989

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	36E	14	SE NW		IRR	37.0

Section Acres 110.0

Total Acres 110.0

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:
CLAIMING PORTION OF 27-02012.

14. Remarks:

**** AMENDED CLAIM FILED TO CORRECT AMOUNT OF WATER UNDER RIGHT. MR. POULSON IS DELIVERED THIS WATER IN CONJUNCTION W/ VERA BELNAP. BETWEEN THE TWO OF THEM THEY CLAIM TO BE ENTITLED TO 461" OF WATER. A PORTION OF THIS IS CLAIMED UNDER LICENSE 27-02012. BETWEEN MR. POULSON'S AND MRS. BELNAP'S CLAIMS, 461 INCHES OF WATER HAS BEEN FILED ON FOR THEIR PROPERTIES. MR. POULSON IS FILING TO ADJUST THE AMOUNT OF WATER UNDER THE 1907 RIGHT SO THAT MRS. BELNAP IS GIVEN HER PORTION.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

APR 12 1994

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: A27-10028
Date Received: 10/18/1988
Receipt No: E003249
Received By: W

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BASIL POULSON 208-785-2553
Address: 153 E. 200 N.
BLACKFOOT, ID 83221

OR

Name: DOROTHY POULSON 208-785-2553
Address: 153 E. 200 N.
BLACKFOOT, ID 83221

2. Date of Priority: JUN 01, 1907

3. Source: SAND CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	36E	14	NW	NE	NE		BINGHAM
			SE	NW	NE		BINGHAM

5. Description of diverting works:

HEAD GATES IN SAND CREEK TO DIVERSTION DITCHES. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.380		

7. Total Quantity Appropriated is:

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

8. Total consumptive use is 275.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A27-10028

Page 1

Date: 06/12/89

MICROFILMED
NOV 12 1992

A2710028



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	14	NE	NE		IRR	24.0
			NW	NE		IRR	34.0
			SW	NE		IRR	15.0
			SE	NW		IRR	37.0
						Section Acres	110.0
						Total Acres	110.0

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:
CLAIMING PORTION OF 27-02012.

14. Remarks:

**** AMENDED CLAIM FILED TO CORRECT AMOUNT OF WATER UNDER RIGHT. MR. POULSON IS DELIVERED THIS WATER IN CONJUNCTION W/ VERA BELNAP. BETWEEN THE TWO OF THEM THEY CLAIM TO BE ENTITLED TO 461" OF WATER. A PORTION OF THIS IS CLAIMED UNDER LICENSE 27-02012. BETWEEN MR. POULSON'S AND MRS. BELNAP'S CLAIMS, 461 INCHES OF WATER HAS BEEN FILED ON FOR THEIR PROPERTIES. MR. POULSON IS FILING TO ADJUST THE AMOUNT OF WATER UNDER THE 1907 RIGHT SO THAT MRS. BELNAP IS GIVEN HER PORTION.

15. Basis of Claim: BENEFICIAL USE

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: 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): Basil Poulson Date: 6-12-89
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of June 19 89

Seal

[Signature]
Notary Public

Residing at Idaho Falls, ID

My Commission Expires 22 Aug 1994

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: A27-10028
Date Received: 10/18/1988
Receipt No: 6003249
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BASIL POULSON 208-785-2553
Address: 153 E. 200 N.
BLACKFOOT, ID 83221
OR
Name: DOROTHY POULSON 208-785-2553
Address: 153 E. 200 N.
BLACKFOOT, ID 83221

2. Date of Priority: JUN 01, 1907

3. Source: SAND CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	36E	14	NW	NE	NE		BINGHAM
			SE	NW	NE		BINGHAM

5. Description of diverting works:
HEAD GATES IN SAND CREEK TO DIVERSTION DITCHES. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	9.000		

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

8. Total consumptive use is 275.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	14	NE	NE		IRR	24.0
			NW	NE		IRR	34.0
			SW	NE		IRR	15.0
			SE	NW		IRR	37.0
						Section Acres	110.0
						Total Acres	110.0

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:
CLAIMING PORTION OF 27-02012.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): Basil Poulson Date: Oct 18, 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of October 19 88

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID

My Commission Expires 22 Aug 1994

SAND
CREEK

R36E

R36E

10 11
15 14

11 12
14 13

34

24

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2
S

15

37

SEC 14
6

A27-10028

A27-02012A

EAST BRANCH
BLACK FOOT
CANAL

MICROFILMED

NOV 12 1992

Log for claim 27-10028

Spatial Dynamics BTD

1/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	14	SWNE	15	12	
02s36e	14	SENE	37	40	
02s36e	14	NWNE	34	36	
02s36e	14	NENE	24	20	
Totals:			110	108	

AJ5809NP
No. A27-10028

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 156

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BONNIE P GARDNER 469 E 400 N BLACKFOOT ID 83221 (208) 785-1688	06/01/1907	IRRIGATION	04-01 11-01	5.380 CFS	
TOTAL DIVERSION:					5.380 CFS	
CONSUMPTIVE USE:						275.00 AFA

Water Source: SAND CREEK

Tributary to: BLACKFOOT RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T02S R36E S14 NWNENE SENWNE 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	14	:	24		34		15				37								:	110.0
																				TOTAL ACRES	110.0

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: CLAIMING PORTION OF 27-02012.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
27-10814 A27-02012A A27-02012B A27-10761 A27-10814

Other Water Rights Listing Overlapping Place(s) of Use:
A27-02012A

Remarks: GEN ***** AMENDED CLAIM FILED TO CORRECT AMOUNT OF WATER UNDER RIGHT.
MR. POULSON IS DELIVERED THIS WATER IN CONJUNCTION W/ VERA
BELNAP. BETWEEN THE TWO OF THEM THEY CLAIM TO BE ENTITLED TO
461" OF WATER. A PORTION OF THIS IS CLAIMED UNDER LICENSE
27-02012. BETWEEN MR. POULSON'S AND MRS. BELNAP'S CLAIMS, 461
INCHES OF WATER HAS BEEN FILED ON FOR THEIR PROPERTIES. MR.
POULSON IS FILING TO ADJUST THE AMOUNT OF WATER UNDER THE 1907
RIGHT SO THAT MRS. BELNAP IS GIVEN HER PORTION.

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

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

Audit: 10/18/88 VERNER 06/12/89 VERNER 04/21/93 THOMPSON 03/29/95 POST-STD



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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

DATE: NOV. 1, 1994

A27-10028
BONNIE P GARDNER
469 E 400 N

BLACKFOOT ID 83221

EVIDENCE OF PRIORITY

Dear Claimant:

The Notice of Claim identified above and or below has been filed in the Snake River Basin Adjudication(SRBA). The notice indicates a water usage of irrigation, or other commercial application that is based on **BENEFICIAL USE**. Water rights of this type are established by the historical use of water, dating back to when the water was first used for the purpose claimed. This date is know as the **PRIORITY DATE**, has not been confimed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the PRIORITY DATE.**

For your reference, I have provided a printout of your Notice of claim and the pamphlet **EVIDENCE OF PRIORITY**. The pamphlet suggests which documents will fulfill this requirement.

The IDWR can not recommend the notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the documentation supporting the priority date by Feb. 1, 1995, referencing the information with the corresponding Water right number. If you have any questions, please contact this office.

Dave Carlson
Water Right Agent, Adjudications

MICROFILMED
NOV 13 1995

APRIL 21, 1993

BONNIE P GARDNER
469 E 400 N
BLACKFOOT ID 83221

RE: CHANGE IN OWNERSHIP FOR A27-02012A AND A27-10028

Dear Ms. Gardner:

The request for Change in Ownership concerning your 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,

Dave Carlson
Water Right Agent, Adjudications

DC:jt

Enclosure: Notices of Claim

MICROFILMED
APR 12 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 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: A27-02D12A and A27-10028

☒ Name and Address of Former Owner/Claimant(s)(Seller): BASIL POULSON

153 E. 200 N.

BLACKFOOT, ID 83221

☒ New Owner/Claimant (Purchaser): RONNIE P. GARDNER

☒ New Mailing Address: 469 E. 400 N.

BLACKFOOT, ID 83221

☒ New Telephone Number: (208) 785-1688

☐ 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: _____

(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) Ronnie P. Gardner Date 4/19/93

Date

☒ Signature of Former Owner/Claimant(s) Basil Poulson Date 4-19-93

Date 4-19-93

(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:

MICROFILMED

Original to be mailed to Idaho Department of Water Resources **APR 12 1994**
Copies to Former Owner and New Owner

No.1-

3060

2685a

Attest

ption

act of Title

PREPARED BY

*Bingham
Title & Trust Co*

TO THE
FOLLOWING DESCRIBED REAL ESTATE

The Northeast quarter of
Section Fourteen in Township
Two South of Range Thirty-six
East of Boise Meridian, in Idaho.

MICROFILMED

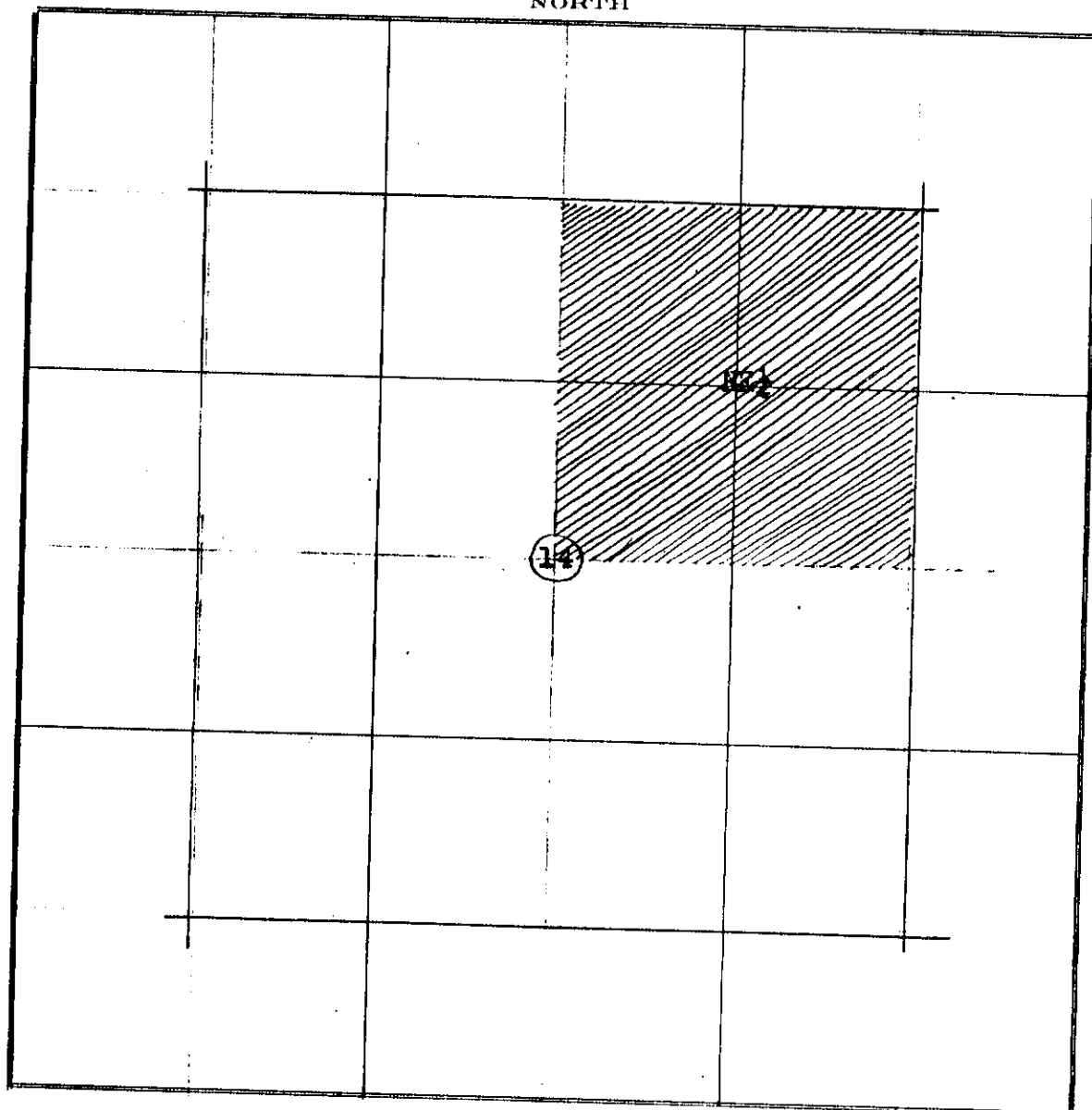
NOV 13 1995

The Bingham
Abstract Co. Ltd.

No. 2-

Township 2 South of Range 36 N.B.M., Idaho- 160 acres-

NORTH



SOUTH

SCALE: 20 CHAINS TO THE INCH

MICROFILMED
NOV 13 1998

NOTICE OF WATER RIGHT.

Elmer Dakin and
John A. Peterson.

TO Whom concerned.

Grantors,

Grantee.

Dated- March 30th, 1901-

Recorded- April 6th, 1901 at-

9:10 a.m., in book "E" of Water Locations at-

Page 83 of the records of Bingham County, Idaho-

Acknowledged- March 30th, 1901 before-

George L. Wall a Notary Public of Bingham County, Idaho- Sealed- Regular-

DESCRIPTION and REMARKS.

Conveys 6 cubic feet per second, 300 inches of the waste waters of Sand Creek for irrigating the NE $\frac{1}{4}$ section 14 and the SW $\frac{1}{4}$ section 12 to ship 2 south of range 36 E.B.M.

MICROFILMED

NOV 13 1995

②

U. S. PATENT.

The United States of America,
By Theodore Roosevelt, President.
By F. M. McKean, Secretary.

TO

Elmer Dakin

Grantors,

Grantee,

Dated- September 5th, 1906-
Consideration- Full payment-
Recorded- April 23rd, 1908 at-
9:26 a.m. in book "1" of Deeds at-
Page 417 of the records of Bingham County, Idaho-

U. S. Seal-

Countersigned:- C. H. Brush, Re-
corder of the General Land Office-

DESCRIPTION and REMARKS

Conveys, the NE¹/₄ of section 14 in township 2 south of range 36 E.B.
M., in Idaho, containing 160 acres, according to the Official Plat of the
Survey of the said lands, returned to the General Land Office by the Sur-
veyor-General.

MICROFILMED
NOV 13 1955

413

(4)

No. 5-

The Bingham
Abstract Co. Ltd.

BOND FOR DEED.

Elmer Dakin

TO

Andrew C. Hanson,

Grantor,

Grantee.

Dated- January 12th, 1909-

Consideration- \$1100.00-

Recorded- March 3d, 1910 at-

10:30 a.m., in book "B" of Bond for Deeds at-

Page 81 of the records of Bingham County, Idaho-

Acknowledged- January 12th, 1909 before-
John W. Jones a Notary Public of Bing-
ham County, Idaho- Sealed- Regular-

No witness-

DESCRIPTION and REMARKS

Agrees to furnish a good and sufficient warranty deed on the NE 1/4 of section 14 township 2 south of range 36 E.B.M., in Idaho, containing 160 acres, according to Government survey, together with all ditches, ditch rights of way and water rights of the said party of the first part for the irrigation of said land and particularly the appropriated water right of the first party therefor in and to the waters of Sand Creek.

\$100.00 purchase price.

50.00 cash in hand.

\$250.00 due June 25th, 1909.

400.00 one year from date hereof and

400.00 two years from date hereof, all of said deferred payments to draw interest at the rate of 8% per annum.

Said second party has the privilege of repaying said unpaid sum at any time before maturity and receive deed for same.

MICROFILMED

NOV 13 1996

573

No. 6-

The Bingham
Abstract Co. Ltd.

MORTGAGE

Elmer Dakin, unmarried.

TO

The Brown-Hart Company,
Limited, a corporation.

Grantor,

Grantee.

Dated- April 30th, 1910-

Consideration- \$525.00-

Recorded- May 14th, 1910 at-

4:45 p.m., in book "28" of Mortgages at-

Page 10 of the records of Bingham County, Idaho-

Acknowledged- April 30th, 1910 before-

John W. Jones a Notary Public of Bingham County, Idaho- Sealed- Regular-

Witness- John W. Jones-

Due 6 months- Interest 10%-

Payable at Blackfoot, Idaho-

DESCRIPTION and REMARKS.

Conveys the NE $\frac{1}{4}$ of section 14 township 2 south of range 36 E.B.M., in Idaho, containing 160 acres, according to the Government survey.

Together with all ditches, ditch rights of way and water rights thereto appertaining and belonging.

MICROFILMED

NOV 13 1996

613

No. 7-

*The Bingham
Abstract Co. Ltd.*

WARRANTY DEED.

Elmer Dakin, an unmarried man. TO Rosa D. Wilson,
Grantor, Grantee.

Dated- April 30th, 1910-
Consideration- \$1200.00-
Recorded- May 14th, 1910 at-
4:55 p.m., in book "18" of Deeds at-
Page 404 of the records of Bingham County, Idaho-

Acknowledged- April 30th, 1910 before-
John W. Jones a Notary Public of Bingham County, Idaho- Sealed- Regular-

Witness- John W. Jones-

DESCRIPTION and REMARKS.

Conveys the NE $\frac{1}{4}$ of section 14 in township 2 south of range 36 E. B.M., in Idaho, containing 160 acres, according to the Government survey.

Together with the ditches ditch rights or way and water rights thereto appertaining and belonging.

Subject to a mortgage on said premises for the sum of \$525.00 in favor of the Brown-Hart Co., Ltd. a corporation, bearing ever herewith and due six months from date, which the grantee herein assumes and agrees to pay as the shall become due.

MICROFILMED
NOV 13 1995
70

No. 8

QUITCLAIM DEED.

Rosa D. Wilson,

TO

Elmer Dakin,

Grantor,

Grantee.

Dated- April 30th, 1910-

Consideration- \$1200.00-

Recorded- June 1st, 1910 at-

11:15 a.m., in book "15" of Deeds at-

Page 257 of the records of Bingham County, Idaho-

Acknowledged- June 1st, 1910 before-
John W. Jones a Notary Public of Bingham County, Idaho-Sealed-Regular-

Witness- John W. Jones-

DESCRIPTION and REMARKS.

Conveys the NE $\frac{1}{4}$ of section 14 in township 2 south of range 36 E.B M., in Idaho, containing 160 acres according to the Government survey. Together with the ditches, ditch rights of way and water rights thereto appertaining and belonging.

MICROFILMED

NOV 13 1955