

Tom Dant

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Return to #
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12/04/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-67B

NAME AND ADDRESS: INDIAN CREEK SUBDIVISION
C/O RAY OR SPENCER LOTT
8391 N 45 E
IDAHO FALLS ID 83401

SOURCE: INDIAN CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS
35.000 AFY

PRIORITY DATE: 05/01/1888

POINT OF DIVERSION:

T01N R44E S18 NWNE Lot 2 Within BONNEVILLE County
T01N R44E S18 NWNE Lot 2 Within BONNEVILLE County
T01N R44E S18 NWNE Lot 2 Within BONNEVILLE County
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T01N R44E S18 NWNE Lot 2 Within BONNEVILLE County
T01N R44E S18 NWNE Lot 2 Within BONNEVILLE County

WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER
DIVERTED UNDER THIS RIGHT INTO THE SNAKE RIVER, SOUTH FORK, AND
DIVERTING AN EQUAL AMOUNT FROM THE SNAKE RIVER, SOUTH FORK, AT THE
POINTS OF DIVERSION DESCRIBED ABOVE.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.200 CFS
35.00 AFY

PLACE OF USE:

IRRIGATION Within BONNEVILLE County
T01N R44E S19 Lot 2 NWNE 9.5

9.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PRIOR TO DIVERSION EACH YEAR THE RIGHT HOLDER SHALL OBTAIN
STORAGE WATER FROM WATER DISTRICT NO. 01 EQUAL TO THE
ANTICIPATED TOTAL ANNUAL DIVERSION.

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

A MEASURING DEVICE OF A TYPE ACCEPTABLE TO IDWR SHALL BE
PERMANENTLY INSTALLED AND MAINTAINED ON INDIAN CREEK IN THE
NENENW SECTION 19 T1N, R44E.

PROPERTY IS ALSO KNOWN AS LOTS 1 THROUGH 8, INDIAN CREEK
SUBDIVISION.

12/04/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-67C
NAME AND ADDRESS: JAMES M CHICK FAMILY TRUST
JAMES M CHICK TRUSTEE
PO BOX 393
COVINA CA 91723

SOURCE: INDIAN CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.750 CFS
378.000 AFY

PRIORITY DATE: 05/01/1888

POINT OF DIVERSION:
T01N R44E S18 SESESW Lot 5 Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
1.750 CFS
378.00 AFY

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S13 Lot 7 SENE	0.6	T01N R44E S18 Lot 4 NWSW	25.0
T01N R44E S18 SWSW	1.0	T01N R44E S18 Lot 6 SESW	39.0
T01N R44E S18 Lot 7 SWSW	15.0	T01N R44E S19 Lot 2 NWNE	6.8

87.4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PRIOR TO DIVERSION EACH YEAR THE RIGHT HOLDER SHALL OBTAIN
STORAGE WATER FROM WATER DISTRICT NO. 01 EQUAL TO THE
ANTICIPATED TOTAL ANNUAL DIVERSION.

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

A MEASURING DEVICE OF A TYPE ACCEPTABLE TO IDWR SHALL BE
PERMANENTLY INSTALLED AND MAINTAINED ON INDIAN CREEK IN THE
NENENW SECTION 19 T1N, R44E.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

PORTION OF RIGHT FORFEITED/ABANDONED.

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: A23-00067B
Date Received: 7/ 6/1989
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: INDIAN CREEK SUBDIVISION
Address: C/O RAY OR SPENCER LOTT
8391 N 45 E
IDAHO FALLS ID

208-522-8838

83401

2. Date of Priority: MAY 1, 1888

3. Source: INDIAN CREEK

Trib. to: SNAKE RIVER, SOUTH 1

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	44E	18	NE	NE		2	BONNEVILLE
			NW	NE		2	BONNEVILLE

5. Description of diverting works:
PUMP, MOTOR, MAINLINE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.200		

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 35.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	19	NE	NE	2	IRR	7.3
			NW	NE	2	IRR	2.7

MICROFILMED

NOV 07 1989

A2300067B

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT PAID FOR UNDER RECEIPT #E009420. THIS RIGHT IS PART OF ORIGINAL CLAIM NO. A23-00067. TRANSFER #4477. THE USE OF WATER UNDER RIGHT NOS. A23-00067A AND A23-00067B SHALL NOT EXCEED THE FLOW IN INDIAN CREEK MEASURED IN THE NENW, S19, T01N, R44E NOR THE AMOUNT OF THAT FLOW THAT REACHES THE SOUTH FORK OF THE SNAKE RIVER. MEASURING DEVICES OF A TYPE APPROVED BY THE DEPARTMENT SHALL BE PERMANENTLY INSTALLED AND MAINTAINED ON INDIAN CREEK IN THE NENW S19, T01N, R44E. PRIOR TO DIVERSION EACH YEAR THE RIGHT HOLDER SHALL OBTAIN STORAGE WATER FROM WATER DISTRICT NO. 01 EQUAL TO THE ANTICIPATED TOTAL ANNUAL DIVERSION UNDER RIGHT NO. 23-00067B. SEVEN SEPERATE PUMPS ARE LOCATED IN NENE AND ONE IN NWNE, LOT 2 T01N, R44E, FOR A TOTAL OF 8 PUMPS. PLACE OF USE IS ALSO KNOWN A LOVS 1-8, INDIAN CREEK SUBDIVISION.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRRIG. CO. ET AL
Decree Plaintiff

*ALL NWNE LOT 2
Sec. 19*

TETON IRRIGATION CANAL CO ET
vs Decree Defendant

NOV 01 1995

04/03/2002

Contacts Data Entry Form

Water Right No. 23-00067B

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner _____ INDIAN CREEK SUBDIVISION

Name connector: and _____, or _____, and/or _____ % Ray or SPENCER Lott ←

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER REXBURG PRIG CO. VS TETON PRIG CO., 1910,
AS #47, TO J.F. JONES, MAY 1, 1888.

23-00067 WAS SPLIT BY TX #4477 INTO PARTS "A" AND "B".
PART "A" WAS FURTHER SPLIT TO PARTS "C" AND "D" BY
TX #5296 (PART I WAS CHANGED TO RECREATION STORAGE)

8/28/03 Met Mr. Tom Dent. EVERYONE (ALL 8 OWNERS) HAS A
PUMP IN THE RIVOT BUT THE ORIGINAL DECREE IS FROM
INDIAN CR. AND SPLIT AS ABOVE. NO CONVEYANCE FROM CR TO
POU (OF 8 Lots). Looks Like 8 TXs ARE NEEDED TO FIX THIS Problem.
OR, A WATER USERS GROUP TO ROTATE THE DIZOCTs.

0.25 → 1 1/4 / 10
 8 / 0.20
 16
 4
 NOT/A

NO! See TX #4477

FE INDICATED: P.O.D, P.O.C, CONVEYANCE (EACH LOT HAS A Pump?) SEE CLAIM
 Remarks

Reviewer: _____

Date: _____

J. Chick Trust
 23-00067C
 1.75 ~~2.15 cfs~~ 372.7 AF
~~108 AC - 1.5 AC = 106.5 AC~~
 87.7

23-00067A
~~2.80 cfs~~
 2.16 cfs BY TX #4477
 (1) 108 AC.
 SPLIT BY TX #5296*
 DEC. 16, 1998
 J. Chick Trust
 23-00067D
 * AC NOT CLAIMED DUE TO

(2) 0.03 cfs TO 530 AF
 OR 1.5 AC CHANGED.

CHANGE IN PURPOSE OF USE
 FROM IRRIG. TO RECREATION.
 RECOMMEND PER TX #5296.
 PART 'D' IS FOR 530 AF.

Taylor Lott

23-00067

150" (386) MAY 1, 1888

INDIAN CREEK

POULPOD NOT SPECIFIED

BY REBURG vs TATON DECREE.
 1910.

INDIAN CREEK SUBDIV.
 23-00067B

0.20 cfs MAY 1, 1888

INDIAN Ck

POLI: TIN RHYE SEC. 19 LOT 2 100 AC

NOTES:

1. TRANSFER #4477 REDUCED THE 'A' PORTION
 IN ACCORDANCE WITH THE ACRES FOUND TO BE
 IRRIGATED. AS 108 AC x 0.02 cfs/ac = 2.16 cfs.
2. TRANSFER #5296 CHANGED 0.03 cfs (1.5 AC)
 OF 23-00067A TO RECREATION POND USE.

* 18 Lots $\approx 1\frac{1}{2}$ AC EACH. ALL
 HAVE RAISINERS STANCES WATER)

Portion of Original Decree
 Lost to Transfers See
 TX's 4477, 5296

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____

Water Right Basis: _____

Claimed Priority Date: 5/1/1888Claimed Basis: DECREERecommended Priority Date: 5/1/1888Recommended Basis: DECREE☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES DECREE

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T IN, R 44E, Sec. 18, L2, NE NW, NE NE, County: BONNISource: INDIAN CK Tributary: Snake River

Recommended Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

GPS POD'S - 8 POD/pumps from Snake River NOT A
OF SOURCE - DELIVERY IS DEPENDENT ON FLOW IN INDIAN
CREEK BY TX 4477 CC ATTACHING.

Transfers Changing POD _____

Reviewer: _____

Date: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4477
WATER RIGHT NOS. 23-00067A & 23-00067B

This is to certify that: INDIAN CREEK SUBDIVISION
C/O RAY OR SPENCER LOTT
8391 N 45 E
IDAHO FALLS ID 83401

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 23-00067A (Taylor Lott):			
IRRIGATION	04/15 to 10/15	2.16 CFS	378.0 AF
Right No. 23-00067B (Indian Creek Subdivision):			
IRRIGATION	04/15 to 10/15	0.20 CFS	35.0 AF
TOTAL:		2.36 CFS	413.0 AF

SOURCE

INDIAN CREEK

TRIBUTARY OF

SNAKE RIVER, SOUTH FORK

Priority: 05/01/1888

LOCATION OF POINT(S) OF DIVERSION:

Right No. 23-00067A :	Lot 7 (SWSE), Sec. 18, Township 01N, Range 44E
Right No. 23-00067B :	Lot 2 (NENE), Sec. 19, Township 01N, Range 44E
	Lot 2 (NWNE), Sec. 19, Township 01N, Range 44E

BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
Right No. 23-00067A :						
01N	44E	18	Lot 6 (NESW) 14	Lot 4 (NWSW) 30	Lot 5 (SWSW) 4	94
			Lot 6 (SESW) 30	Lot 7 (SWSE) 16		14
		19	Lot 2 (NWNE) 10	Lot 2 (NENW) 4		108.0
Subtotal number of acres irrigated:						108.0
						1.5 (D)
						106.5
Right No. 23-00067B :						
01N	44E	19	Lot 2 (NENE) 7.3	Lot 2 (NWNE) 2.7		10
Subtotal number of acres irrigated:						10
TOTAL NUMBER OF ACRES IRRIGATED:						118

RECEIVED

MAY 16 1995

TRANSFER NO. 4477
WATER RIGHT NOS. 23-00067A & 23-00067B

CONDITIONS/REMARKS:

1. Use of water under these water rights will be regulated by the watermaster of State Water District No. 01.
2. These rights 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.
3. Measuring devices of a type approved by this Department shall be permanently installed and maintained on Indian Creek in the NENW, S19, T01N, R44E.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. The use of water under Right Nos. 23-00067A and 23-00067B shall not exceed the flow in Indian Creek measured in the NENW, S19, T01N, R44E nor the amount of that flow that reaches the South Fork of the Snake River.

Right No. 23-00067A only :

8. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
9. The right holder shall obtain 200 acre feet of storage water annually from State Water District No. 01 prior to diversion each year.

Right No. 23-00067B only :

10. Prior to diversion each year the right holder shall obtain storage water from Water District No. 01 equal to the anticipated total annual diversion.
11. Seven separate pumps are located in NENE and one in NWNE, Lot 2, T01N, R44E, for a total of 8 pumps.
12. Place of use is also known as Lots 1-8, Indian Creek Subdivision.

Dated this 12th day of May, 1995


Chief, Water Alloc. Bureau

RECORDED
MAY 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4427

RECEIVED

FEB 03 1995

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED
FEB 02 1994

Department of Water Resources

Department of Water Resources
 Name of applicant INDIAN CREEK SUBDIVISION C/O RAY OR Phone 522-8838
SPENCER LOTT
 Post Office address 8391 N 45 E IDAHO FALLS ID
83401

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 REFLECT ACTUAL ACRES IRRIGATED
(PART B) 8. SUBDIVISION LOT OWNERS WISH TO HAVE A
2. Describe the reason for the proposed changes PUMP ON EACH LOT. PUMPING FROM SNAKE RIVER WILL BE DEPENDENT ON STORAGE
OWNED AND/OR RENTED FROM WD01. (PART A) PUMP FLOW IS DEPENDENT ON FLOWS
IN INDIAN CREEK.

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>23-00067B</u> | <u>5-1-1888</u> | <u>0.19 cfs</u> | <u>IRRIGATION</u> | <u>4-1</u> to <u>10-31</u> |
| | | | | to |
| <u>23-00067A</u> | <u>5-1-1888</u> | <u>2.16 cfs</u> | <u>IRRIGATION</u> | <u>4-1</u> to <u>10-31</u> |
| | | | | to |
| 2. Total amount of water being transferred | | <u>2.35</u> | cubic feet per second and/or | <u>acre-feet per annum.</u> |
| * 3. Source of water <u>INDIAN CREEK</u> | | | tributary to | <u>SNAKE RIVER, SOUTH FORK</u> |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

a. Description of diversion system PART B HAS ONE PUMP PER LOT. PART A HAS THE
ORIGINAL LARGE IRRIGATION PUMP.

NA b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or
contracts? _____ Yes _____ 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:
NA

d. Remarks:

THE CHILDREN OF TAYLOR LOTT OWN ALL THE PROPERTY. THE VACATION LOTS
ARE NOW DIVIDED UP AMONGST THEM. THE RIGHT BEING TRANSFERRED FROM INDIAN
CREEK WILL PROVIDE A BASIS FOR ASSIGNING 15 AFA OF STORAGE FROM PALISADES
AS THE MAIN WATER SUPPLY FOR THESE LOTS.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

RECEIVED

MAY 16 1995

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED

Water Right No. 23-00067

STAGE: DECREED

BENEFICIAL USEPERIOD OF USEDIVERSIONRATE

IRRIGATION

to

3.00 CFS

SOURCETRIBUTARY OF

INDIAN CREEK

SNAKE RIVER, SOUTH FORK

Priority: 05/01/1888

LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 18, Township 01N, Range 44E
BONNEVILLE CountyPLACE OF USE: IRRIGATIONTWN RGE SECACRESACRESACRESTOTAL01N 44E 18 Lot 4(NWSW) 41
19 Lot 2(NWNE) 48

Lot 6(SSEW) 53 Lot 7(SWSE) 15

109

48

Total number of acres irrigated: 157

CONDITIONS/REMARKS:1. ~~SEE APP. TRANS. 2304.~~

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 23-0067

and said application is hereby APPROVED, subject to the following limitations and conditions:

- (1) The use of water under this Transfer shall not exceed the flow in Indian Creek measured in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 1N, Rge. 44E, B. M. and is subject to adequate flows from Indian Creek reaching the Snake River. (2) A totalizing device of a type approved by this Department shall be permanently installed and maintain as part of the diverting works in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 1N, Rge. 44E, B.M. (3) Measuring devices of a type approved by this Department shall be permanently installed and maintained on Indian Creek in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 1N, Rge. 44E. (4) Use of water under this Transfer is subject to control by the watermaster of State Water District No. 01, Snake River.

Witness my hand this 20 day of

June

, 19 79 MAY 16 1995

DAVID B. SHAW

Acting Administrator, Resources Admin.

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. 23-00067 Decreed to JOHN F JONES
in case of REXBURG IRRIGATION CO ET AL vs. TETON IRRIGATION CANAL CO
dated 12-16-1910 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. 2304 FOR TAYLOR LOT 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 INDIAN CREEK tributary to SNAKE RIVER, SOUTH FORK4. Date or priority 5-1-1888

5. Water is used for the following purpose:

amount 3.00 cfs for IRRIGATION purposes from _____ to _____
(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 3.00 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
		SW	SE	18	1N	44E	BONNEVILLE	

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	
1N	44E	18									41		53				15		109
		19			48														48
					L-2														

Total acres 157

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

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 0.19 cfs for IRRIGATION purposes from 4-1 to 10-31
 (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
		SW	SE	18	1N	44E	BONNEVILLE	

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	
1N	44E	19	7.3	2.7															10
			L-2	L-2															

Total acres 10

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

1. amount 2.81 cfs for IRRIGATION purposes from 4-1 to 10-31
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

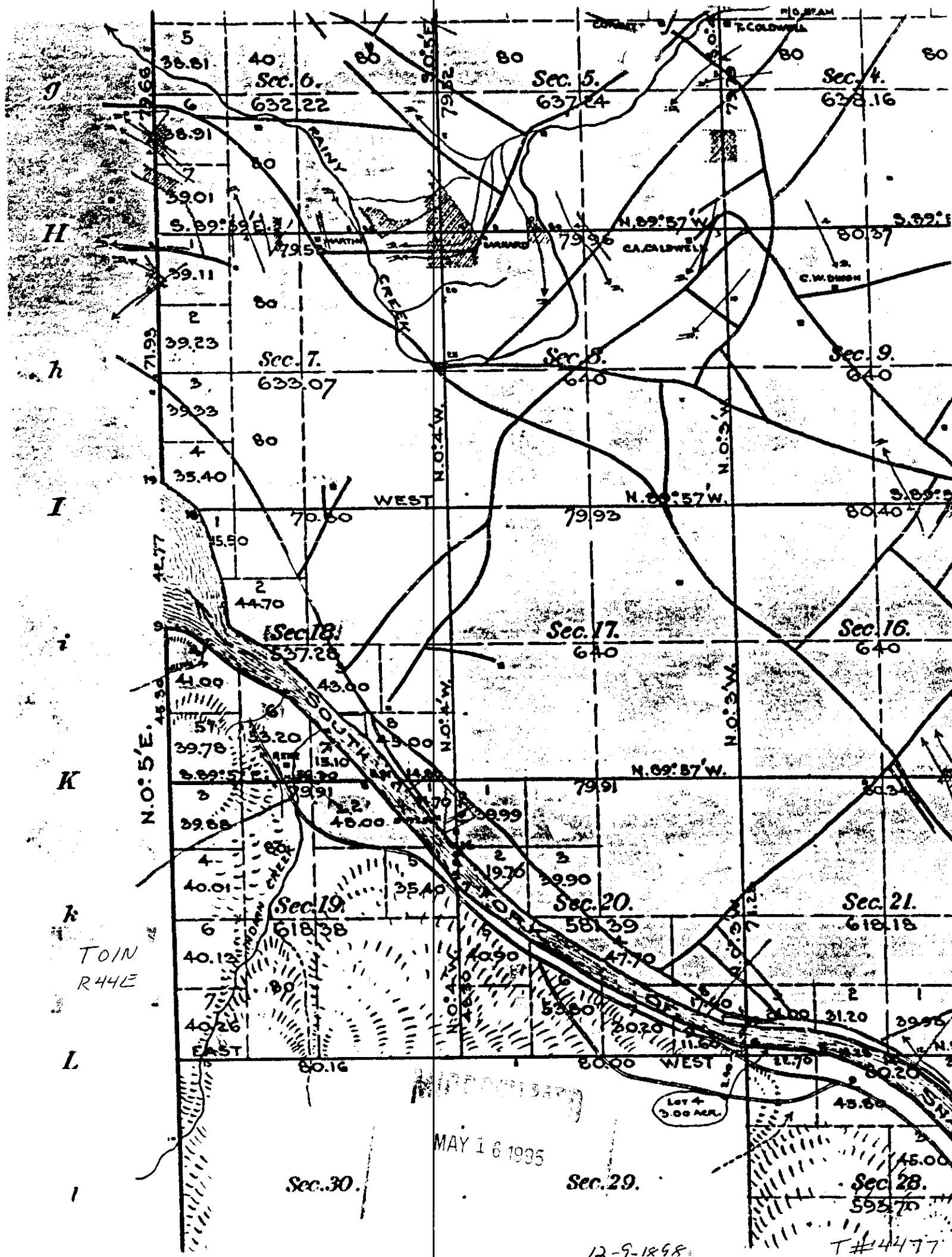
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	18	1N	44E	BONNEVILLE	

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	
1N	44E	19			38														38
					L-2														
		18									41		53				15		109
											L-4		L-6				L-7		

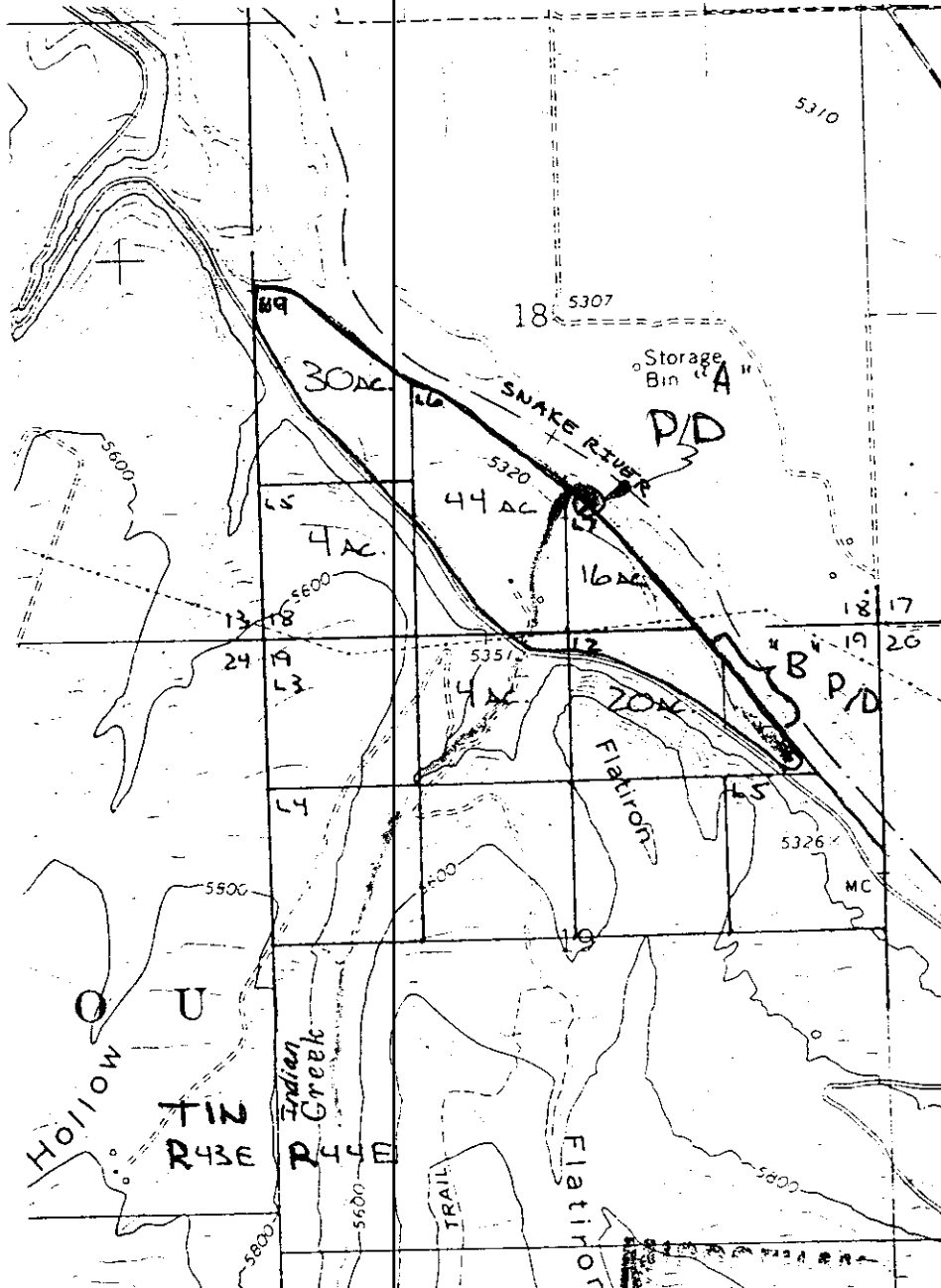
Total acres 147

MAY 19 1995



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.



MAY 16 1995

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

1	New Nature of Use	Amount (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 31st day of October, 19 94.

RAY LOTT

(Signature of Applicant)



OFFICIAL SEAL
GRACE MORROW
Notary Public - State of Arizona
PINAL COUNTY
My Commission Expires July 19, 1998

My commission expires _____

(Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by WM Date 11/3/94 Protest filed by _____Prelim. check by _____ Fee 100 \$Receipted by HWS #E020462 Date 11-5-94Published in Post Register Copies of protest forwarded by _____Pub. dates Nov. 17 & 24, 1994 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____

MIDPOST
MAY 16 1995

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: A23-00067
Date Received: 7/06/1989
Receipt No: E009420
Received By: DM

COPY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN T. LOTT FAMILY INTERVIVOS 208-523-8060
Address: REVOCABLE TRUST AGREEMENT
% JOHN T. LOTT JR., TTEE
BOX 578
IONA, ID 83427
2. Date of Priority: MAY 01, 1888
3. Source: INDIAN CREEK Trib. to: SNAKE RIVER, SOUTH FORK
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|-----|-----|------------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 01N | 44E | 18 | SW | SE | | 7 | BONNEVILLE |
5. Description of diverting works:
PUMP, MOTOR, MAINLINE AND SPRINKLER SYSTEM.
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|--------|------|--------|
| Purpose | From | To | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 3.000 | | |
7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 392.5 Acre Feet Per Annum.
9. Non-irrigation uses:
N/A
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	18			4	IRR	30.0

A23-00067

Page

1

Date: 07/06/89

RECORDED
MAY 16 1995

MICROFILM
NOV 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	44E	18		5	IRR	4.0
				6	IRR	44.0
				7	IRR	16.0
				Section Acres		94.0
		19		2	IRR	20.0
			NE	NW	IRR	4.0
				Section Acres		24.0
				Total Acres		118.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
N/A

14. Remarks:
AS PER TRANS. 2304.

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

REXBURG IRRIG. CO. ET AL
Decree Plaintiff

vs TETON IRRIGATION CANAL CO ET A
Decree Defendant

Microfilm

MAY 16 1995

MICROFILMED

NOV 07 1992

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 Organizations:

I do solemnly swear or affirm that I am _____ TRUSTEE _____ of
JOHN T. LOTT FAMILY INTERVIVOS _____ Title
REVOCABLE TRUST AGREEMENT _____, that I have signed the foregoing
Organization _____ document in the space below as _____ TRUSTEE _____ of
JOHN T. LOTT FAMILY INTERVIVOS _____ Title
REVOCABLE TRUST AGREEMENT _____ and that the statements contained in the
Organization _____ foregoing document are true and correct.

John T. Lott TTEE
Signature of Authorized Agent
JOHN T. LOTT FAMILY INTERVIVOS
TTEE./ REVOCABLE TRUST AGREEMENT

Title and Organization

6 JULY 1989

Date

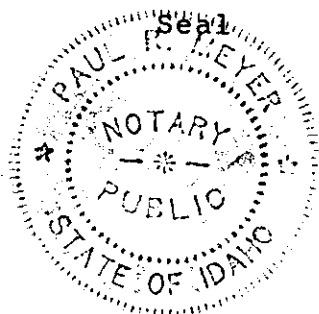
State of Idaho)
County of BONAVILLE) SS.

Subscribed and sworn (or affirmed) before me this 6 day
of July 19 89

[Signature]
Notary Public

Residing at Idaho Falls

My Commission Expires 4-12-94

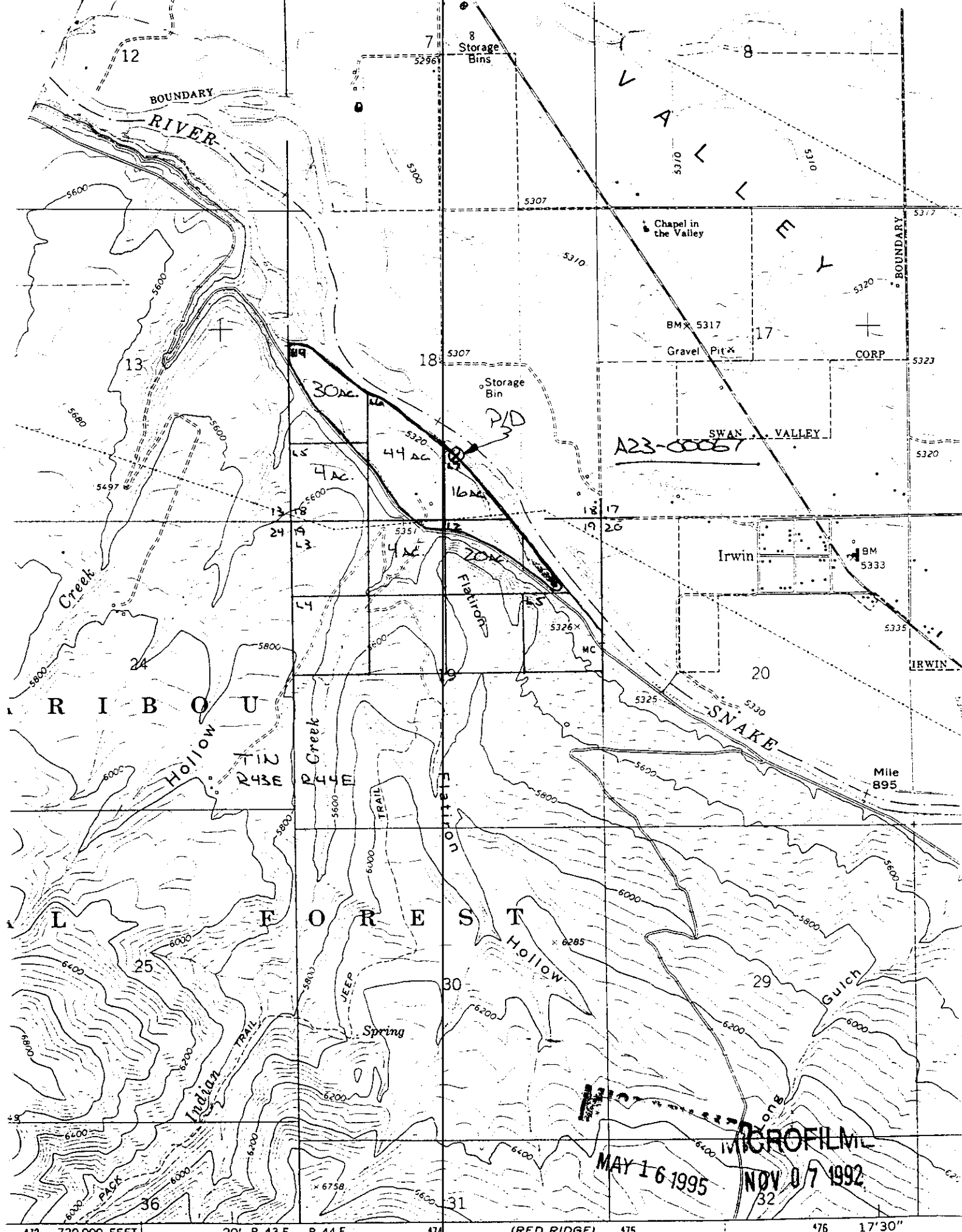


Microfilm

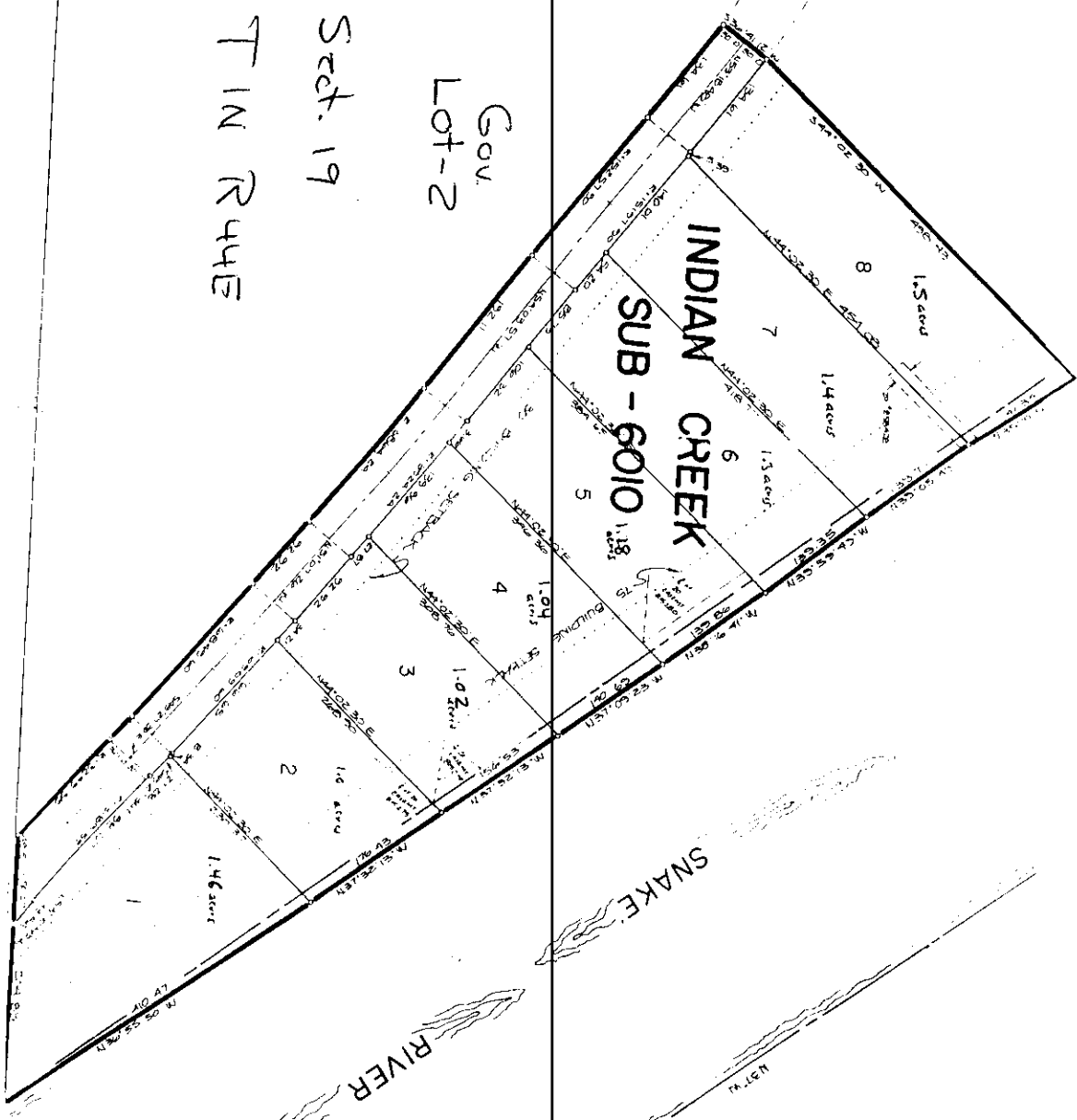
MICROFILMED

NOV 07 1992

MAY 16 1995



MICROFILM
MAY 16 1995
NOV 07 1992



LOT 1
14.70

May 16 1995

Description and location of place of use:

23-00067 Original Right.
23-00067 8 Temp & 4 Lts
23-00067A - Single Big Pump
23-00067 (Port. on at Right Redund)

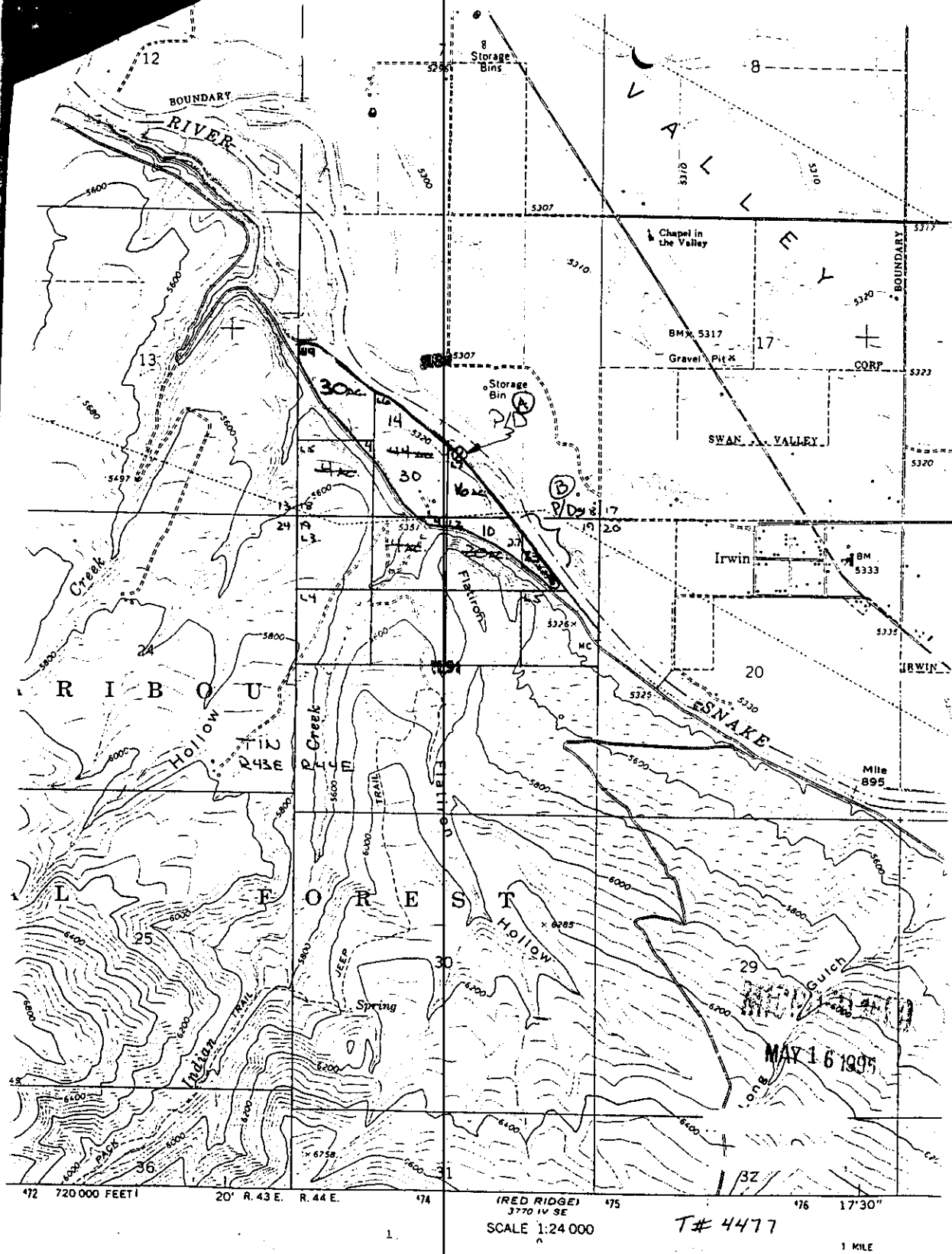
Total number of acres irrigated 157

MicroFILMED
MAY 1

MAY 16 1995

5-3-95 CB

T# 4477



T# 4477

23-00067A-8B

- ☒ PULL ORIGINAL ADJUDICATION CLAIM
- ☒ MAKE COPY ORIGINAL TRANSFER APPLICATION
- ☒ GET COPY OF APPROVED TRANSFER
- ☒ PROOF REPORT OF WATER RIGHT FROM "WR"
- ☒ SPLIT RIGHT (YES ☒ NO ☐)
- ☒ NEED CHANGE OF OWNERSHIP (YES ☒ NO ☐) 23-00067A will need a c/o so we can get the correct address.
- ☒ GIVE TO AGENT
- ☒ CHECKED AND DATA ENTERED
- ☒ RECEIVED BACK FROM AGENT - 10/30/95
- ☐ SEND LETTER TO CLAIMANT
- ☐ FILE IN "P" FILE

RECORDED

NOV 07 1995

SD-0613-2 Source System: **WR** Prefix: Basin: **3**
Starting Water Right: **00067** Ending Water Right: **00067**
S Water Name CFS
E Right No. Last, First
L

23-00067 RIGHT SPLIT INTO PARTS A & B THRU APPROVED TRANSFER 4477.

23-00067A RIGHT SPLIT INTO PARTS C & D THRU APPROVED TRANSFER 5296.

23-00067B INDIAN CREEK SUBDIVISION 0.200

23-00067C LOTT, TAYLOR 2.130

23-00067D CHICK FAMILY TRUST, JAMES M 0.000

(Enter=Continue) (GOLD 6=Produce Report) (GOLD 7=This Query) (Menu _____)

MICROFILMED

DEC 30 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4477
WATER RIGHT NOS. 23-00067A & 23-00067B

This is to certify that: **INDIAN CREEK SUBDIVISION**
C/O RAY OR SPENCER LOTT
8391 N 45 E
IDAHO FALLS ID 83401

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 23-00067A (Taylor Lott): IRRIGATION	04/15 to 10/15	2.16 CFS	378.0 AF
Right No. 23-00067B (Indian Creek Subdivision): IRRIGATION	04/15 to 10/15	0.20 CFS	35.0 AF
TOTAL:		2.36 CFS	413.0 AF

SOURCE

INDIAN CREEK

TRIBUTARY OF

SNAKE RIVER, SOUTH FORK

Priority: 05/01/1888

LOCATION OF POINT(S) OF DIVERSION:

Right No. 23-00067A :	Lot 7(SWSE), Sec. 18, Township 01N, Range 44E
Right No. 23-00067B :	Lot 2(NENE), Sec. 19, Township 01N, Range 44E
	Lot 2(NWNE), Sec. 19, Township 01N, Range 44E
	BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
Right No. 23-00067A :				
01N 44E 18 Lot 6(NESW) 14		Lot 4(NWSW) 30	Lot 5(SWSW) 4	94
Lot 6(SESW) 30		Lot 7(SWSE) 16		14
19 Lot 2(NWNE) 10		Lot 2(NENW) 4		108
		Subtotal number of acres irrigated:		
Right No. 23-00067B :				10
01N 44E 19 Lot 2(NENE) 7.3		Lot 2(NWNE) 2.7		10
		Subtotal number of acres irrigated:		
		TOTAL NUMBER OF ACRES IRRIGATED:		118

118^{ac}
0.02^{af/ac}
2.36

TRANSFER NO. 4477
WATER RIGHT NOS. 23-00067A & 23-00067B

CONDITIONS/REMARKS:

1. Use of water under these water rights will be regulated by the watermaster of State Water District No. 01.
2. These rights 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.
3. Measuring devices of a type approved by this Department shall be permanently installed and maintained on Indian Creek in the NENW, S19, T01N, R44E.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. The use of water under Right Nos. 23-00067A and 23-00067B shall not exceed the flow in Indian Creek measured in the NENW, S19, T01N, R44E nor the amount of that flow that reaches the South Fork of the Snake River.

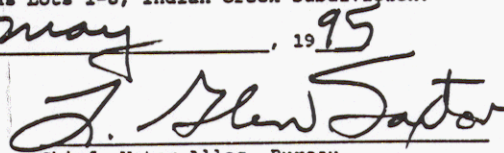
Right No. 23-00067A only :

8. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
9. The right holder shall obtain 200 acre feet of storage water annually from State Water District No. 01 prior to diversion each year.

Right No. 23-00067B only :

10. Prior to diversion each year the right holder shall obtain storage water from Water District No. 01 equal to the anticipated total annual diversion.
11. Seven separate pumps are located in NENE and one in NWNE, Lot 2, T01N, R44E, for a total of 8 pumps.
12. Place of use is also known as Lots 1-8, Indian Creek Subdivision.

Dated this 12th day of May, 1995


Chief, Water Alloc. Bureau

OCTOBER 30, 1995

INDIAN CREEK SUBDIVISION
C/O RAY OR SPENCER LOTT
8391 N 45 E
IDAHO FALLS ID 83401

RE: TRANSFER

Dear Mr. Lott:

Our office has received notice of your approved transfer #4477 of water right #23-00067B. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer.

Please review the enclosed notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Respectfully submitted,

Gregory J Taylor
Water Right Agent
Adjudications Bureau

GJT:sc

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NOV 07 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4477
WATER RIGHT NOS. 23-00067A & 23-00067B

RECEIVED

MAY 18 1995

Department of Water Resources
Eastern District Office

This is to certify that: **INDIAN CREEK SUBDIVISION**
C/O RAY OR SPENCER LOTT
8391 N 45 E
IDAHO FALLS ID 83401

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 23-00067A (Taylor Lott): IRRIGATION	04/15 to 10/15	2.16 CFS	378.0 AF
Right No. 23-00067B (Indian Creek Subdivision): IRRIGATION	04/15 to 10/15	0.20 CFS	35.0 AF
TOTAL:		2.36 CFS	413.0 AF

SOURCE

INDIAN CREEK

TRIBUTARY OF

SNAKE RIVER, SOUTH FORK

Priority: 05/01/1888

LOCATION OF POINT(S) OF DIVERSION:

Right No. 23-00067A : Lot 7(SWSE), Sec. 18, Township 01N, Range 44E
Right No. 23-00067B : Lot 2(NENE), Sec. 19, Township 01N, Range 44E
Lot 2(NWNE), Sec. 19, Township 01N, Range 44E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
Right No. 23-00067A :						
01N 44E 18	Lot 6(NESW)	14	Lot 4(NWSW)	30	Lot 5(SWSW)	4
	Lot 6(SESW)	30	Lot 7(SWSE)	16		94
19	Lot 2(NWNE)	10	Lot 2(NENW)	4		14
			Subtotal number of acres irrigated:			108
Right No. 23-00067B :						
01N 44E 19	Lot 2(NENE)	7.3	Lot 2(NWNE)	2.7		10
			Subtotal number of acres irrigated:			10
			TOTAL NUMBER OF ACRES IRRIGATED:			118

NOV 07 1990

TRANSFER NO. 4477
WATER RIGHT NOS. 23-00067A & 23-00067B

CONDITIONS/REMARKS:

1. Use of water under these water rights will be regulated by the watermaster of State Water District No. 01.
2. These rights 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.
3. Measuring devices of a type approved by this Department shall be permanently installed and maintained on Indian Creek in the NENW, S19, T01N, R44E.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. The use of water under Right Nos. 23-00067A and 23-00067B shall not exceed the flow in Indian Creek measured in the NENW, S19, T01N, R44E nor the amount of that flow that reaches the South Fork of the Snake River.

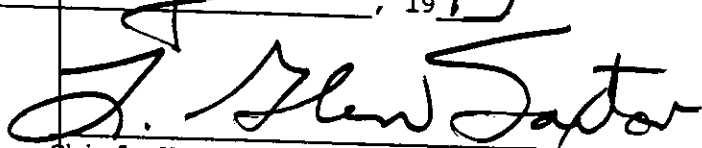
Right No. 23-00067A only :

8. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
9. The right holder shall obtain 200 acre feet of storage water annually from State Water District No. 01 prior to diversion each year.

Right No. 23-00067B only :

10. Prior to diversion each year the right holder shall obtain storage water from Water District No. 01 equal to the anticipated total annual diversion.
11. Seven separate pumps are located in NENE and one in NWNE, Lot 2, T01N, R44E, for a total of 8 pumps.
12. Place of use is also known as Lots 1-8, Indian Creek Subdivision.

Dated this 12th day of May, 1995


Chief, Water Alloc. Bureau

MICROFILMED
NOV 07 1990

Transfer No. 4422

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant INDIAN CREEK SUBDIVISION C/O RAY OR
 Post Office address 8391 N 45 E IDAHO FALLS ID Phone 522-8838
SPENCER LOTT
A. PURPOSE OF TRANSFER 83401

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 REFLECT ACTUAL ACRES IRRIGATED
 2. Describe the reason for the proposed change: _____

2. Describe the reason for the proposed changes	(PART B) SUBDIVISION LOT OWNERS WISH TO HAVE A PUMP ON EACH LOT. PUMPING FROM SNAKE RIVER WILL BE DEPENDENT ON STORAGE OWNED AND/OR RENTED FROM WD01. (PART A) PUMP FLOW IS DEPENDENT ON FLOWS IN INDIAN CREEK.
---	---

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE	
1. Right Number	Priority

1. Right Number					Priority		Amount (cfs/ac-ft)		Nature of Use		Period of Use	
23-00067B					5-1-1888		0.19 cfs		IRRIGATION		4-1 to 10-31	
23-00067A					5-1-1888		2.06 cfs		IRRIGATION		4-10 to 10-31	
2. Total amount of water being transferred							2.25					

2. Total amount of water being transferred 2.25 _____ to _____
3. Source of water INDIAN CREEK _____ cubic feet per second and/or _____ acre-feet per annum.

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
2		NE	NE	19	1N	44E	BONNEVILLE	EIGHT "2" HP PUMPS
7		SW	SE	18	1N	44E	BONNEVILLE	

5. Lands irrigated or place of use:

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information.

- a. Description of diversion system PART B HAS ONE PUMP PER LOT. PART A HAS THE ORIGINAL LARGE IRRIGATION PUMP.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NA Yes _____ 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:
NA
- d. Remarks:
THE CHILDREN OF TAYLOR LOTT OWN ALL THE PROPERTY. THE VACATION LOTS ARE NOW DIVIDED UP AMONGST THEM. THE RIGHT BEING TRANSFERRED FROM INDIAN CREEK WILL PROVIDE A BASIS FOR ASSIGNING 15 AFA OF STORAGE FROM PALISADES AS THE MAIN WATER SUPPLY FOR THESE LOTS.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

NOV 07 1990

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. 23-00067 Decreed to JOHN F JONES
in case of REXBURG IRRIGATION CO ET AL vs TETON IRRIGATION CANAL CO
dated 12-16-1910 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. 2304 FOR TAYLOR LOTT 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 INDIAN CREEK tributary to SNAKE RIVER, SOUTH FORK

4. Date or priority 5-1-1888

5. Water is used for the following purpose:

amount 3.00 cfs for IRRIGATION purposes from _____ to _____
(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 3.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	18	1N	44E	BONNEVILLE	

8. Lands irrigated or place of use:

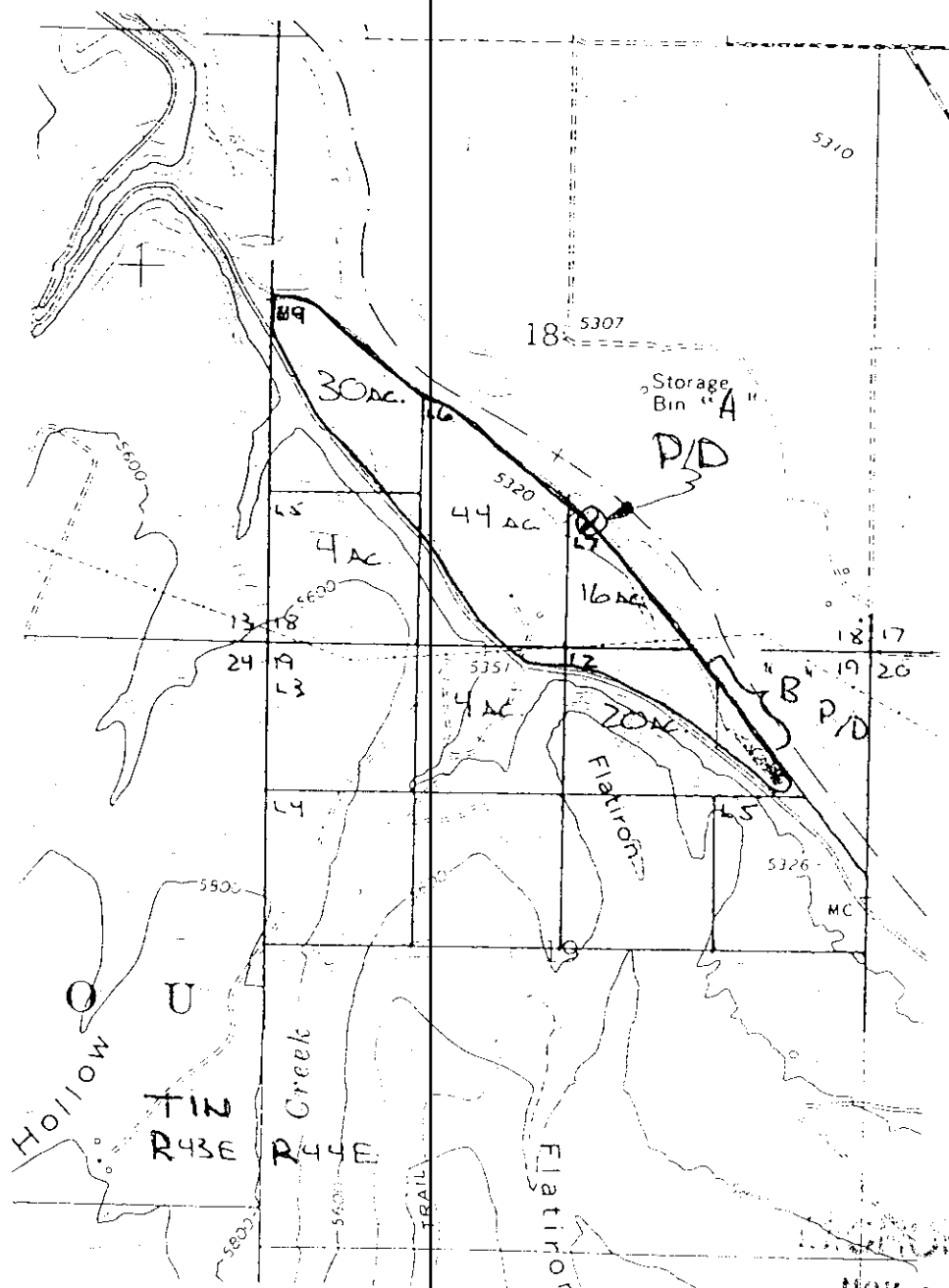
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	44E	18									41		53				15		109
											L-4		L-6						
		19		48															
				L-2															48

Total acres 157

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

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.



NOV 07 1996

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4477

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant INDIAN CREEK SUBDIVISION C/O RAY OR Phone 522-8838

Post Office address	8391 N 45 E IDAHO FALLS ID	SPENCER LOTT
A. PURPOSE OF TRANSFER	83401	

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 REFLECT ACTUAL ACRES IRRIGATED
 2. Describe the reason for the proposed changes (PART B) 8 SUBDIVISION LOT OWNERS WISH TO HAVE A
PUMP ON EACH LOT. PUMPING FROM SNAKE RIVER WILL BE DEPENDENT ON STORAGE
OWNED AND/OR RENTED FROM WD01. (PART A) PUMP FLOW IS DEPENDENT ON FLOWS
IN INDIAN CREEK.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE	
1. Right Name:	

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|----------|---|---|---------------|
| 23-00067B | 5-1-1888 | 0.19 cfs | IRRIGATION | 4-1 to 10-31 |
| 23-00067A | 5-1-1888 | 2.06 cfs | IRRIGATION | 4-1 to 10-31 |
| 2. Total amount of water being transferred | | 2.25 | cubic feet per second and/or _____ acre-feet per annum. | |
| 3. Source of water | | INDIAN CREEK _____ tributary to SNAKE RIVER, SOUTH FORK | | |
| 4. Point(s) of Diversion: | | | | |

	Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
"B"	2		NE	NE	19	1N	44E	BONNEVILLE	SEVEN "2" HP PUMPS
"B"	2		NW	NE	19	1N	44E	"	ONE "2" HP PUMP
"A"	7		SW	SE	18	1N	44E	BONNEVILLE	

5. Lands irrigated or place of use:

5. Lands irrigated or place of use:

[illegible]

PART 1

6 General Information:

- a. Description of diversion system PART B HAS ONE PUMP PER LOT. PART A HAS THE ORIGINAL LARGE IRRIGATION PUMP.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NA Yes _____ 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:
NA
- d. Remarks:
THE CHILDREN OF TAYLOR LOTT OWN ALL THE PROPERTY. THE VACATION LOTS ARE NOW DIVIDED UP AMONGST THEM. THE RIGHT BEING TRANSFERRED FROM INDIAN CREEK WILL PROVIDE A BASIS FOR ASSIGNING 15 AFA OF STORAGE FROM PALISADES AS THE MAIN WATER SUPPLY FOR THESE LOTS.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

[Signature]
NOV 07 1990

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. 23-00067 Decreed to JOHN F JONES
in case of REXBURG IRRIGATION CO ET AL vs. TETON IRRIGATION CANAL CO
dated 12-16-1910 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. 2304 FOR TAYLOR LOTT 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 INDIAN CREEK tributary to SNAKE RIVER, SOUTH FORK

4. Date of priority 5-1-1888

5. Water is used for the following purpose:

amount 3.00 cfs for IRRIGATION purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____

6. Total amount of water under right 3.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	18	1N	44E	BONNEVILLE	

8. 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	
1N	44E	18									41		53			15			109
											L-4		L-6						
		19			48														48
					L-2														

Total acres 157

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

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 0.19 cfs for IRRIGATION purposes from 4-1 to 10-31
(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
		SW	SE	18	1N	44E	BONNEVILLE	

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	
1N	44E	19	7.3	2.7															
			L-2	L-2															10

Total acres 10

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

1. amount 2.81 cfs for IRRIGATION purposes from 4-1 to 10-31
(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
		SW	SE	18	1N	44E	BONNEVILLE	

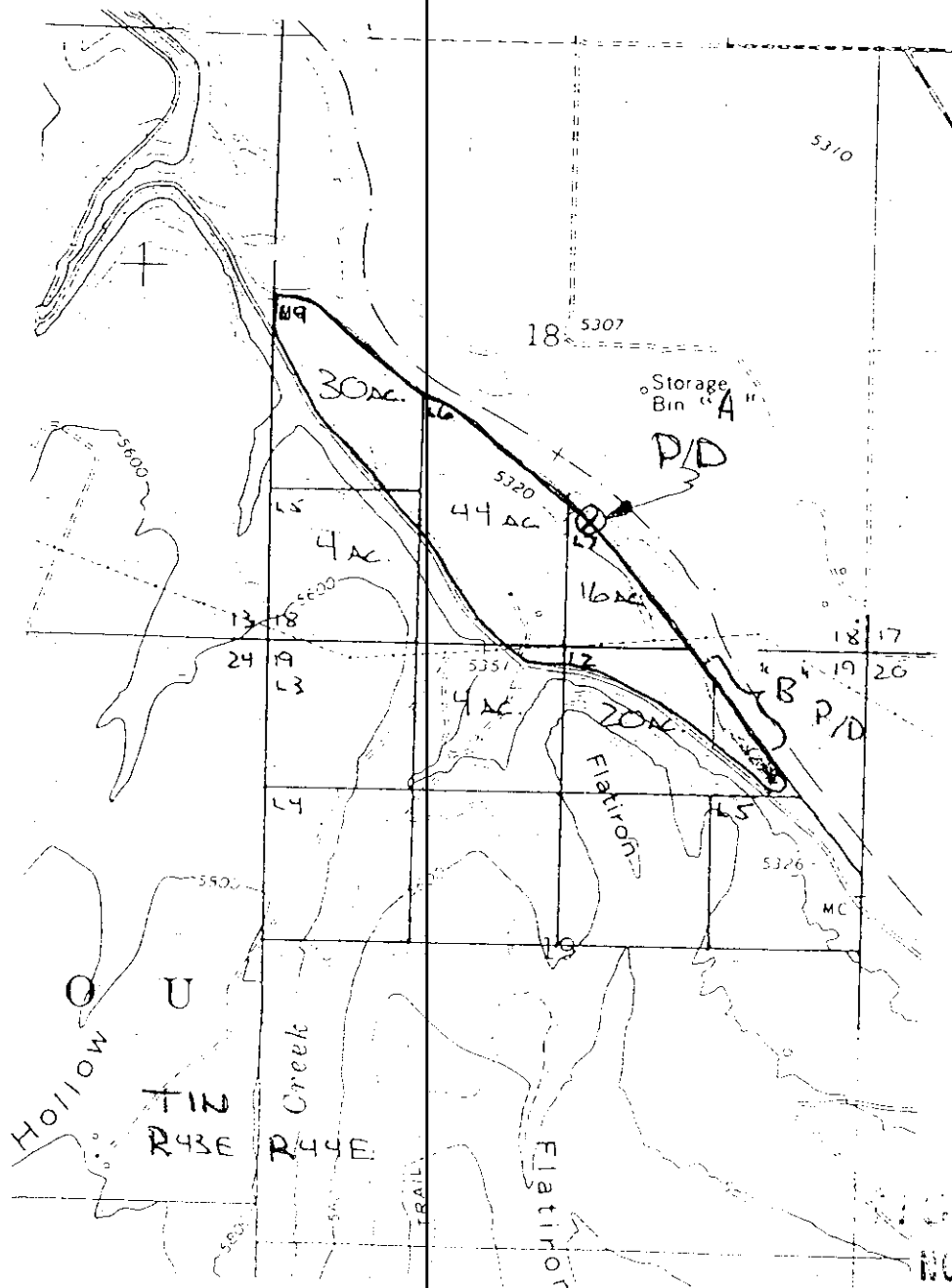
3. Lands irrigated or place of use:

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	
1N	44E	19		38															
				L-2															38
		18																	
											41		53				15		109
											L-4		L-6				L-7		

NOV 07 1996
Total acres 147

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	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

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

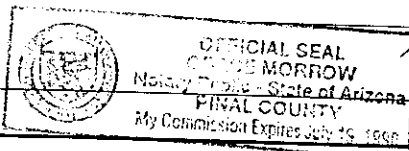
3 Describe effects on other water uses resulting from the proposed change:

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 3/27 day of October, 19 94.

(Signature of Applicant)



My commission expires _____

(Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments	
Received by <u>WM</u> Date <u>11/3/94</u>	Protest filed by _____
Prelim. check by _____ Fee <u>100.00</u>	
Receipted by <u>HWS #E024462</u> Date <u>11-5-94</u>	
Published in <u>Last Register</u>	Copies of protest forwarded by _____
Pub. dates <u>Nov. 12 & 24, 1994</u>	Hearing held by _____ Date _____
Watermaster recommendation requested on _____	Recommended for ☐ approval ☐ denial
_____ rec'd.	by _____
Copy of transfer sent to lien holder _____	

RECEIVED
NOV 07 1996

Log for claim 23-00067B

Spatial Dynamics LTD

5/30/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	19	NWNE	10	16	POD placement? / Indiscernible/both tracts include
Totals:			10	16	

Lot # OWNERS Lot # GPS TAG #

1. JOHN HILL (IF) 1

2. BONNIE GRAY (Beautiful)
(Lott Sisters) 2

3. Ray Lott 3

4. John Hill .

5. TODD HANGOS (IF)

6. TODD HANGOS

7. Tom Doot

8. Tom Doot 5216 VANDY SPRINGWAY
EL PASO, TX 79932 H 635
Ph: (915) 845-3905

POB # 135
SW of VANDY JO 83449
(208) 483-2445

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s): 23-00067B

Place of Use: (part of)
T1N, R44E Sec. 19
NWNE (L2)

Point(s) of Diversion:
T1N, R44E
Sec. 19 NWNE (L2)
8 Points of Diversion



LEGEND

- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: December 2003



Snake

River

Indian Creek Subdivision

CHICK, JAMES M FT

CHICK, JAMES M FT

DENT FT

DENT FT

HAUNGS, C E TODD &

HAUNGS, TODD &

HILL, DONALD G &

LOTT, RAY HAWKINS &

BLAYLOCK, BONNIE LOU LOTT FT

HILL, DONALD G &

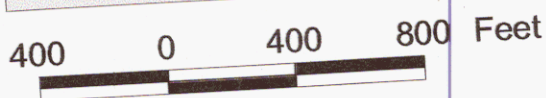
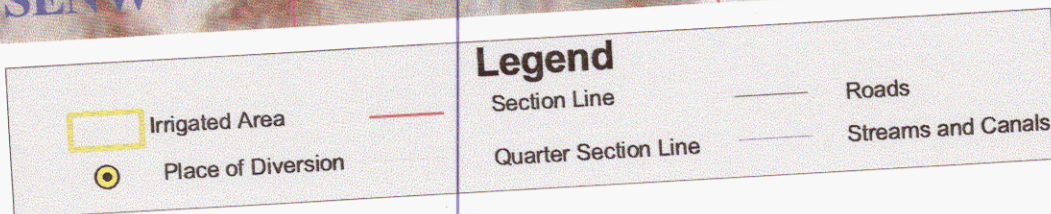
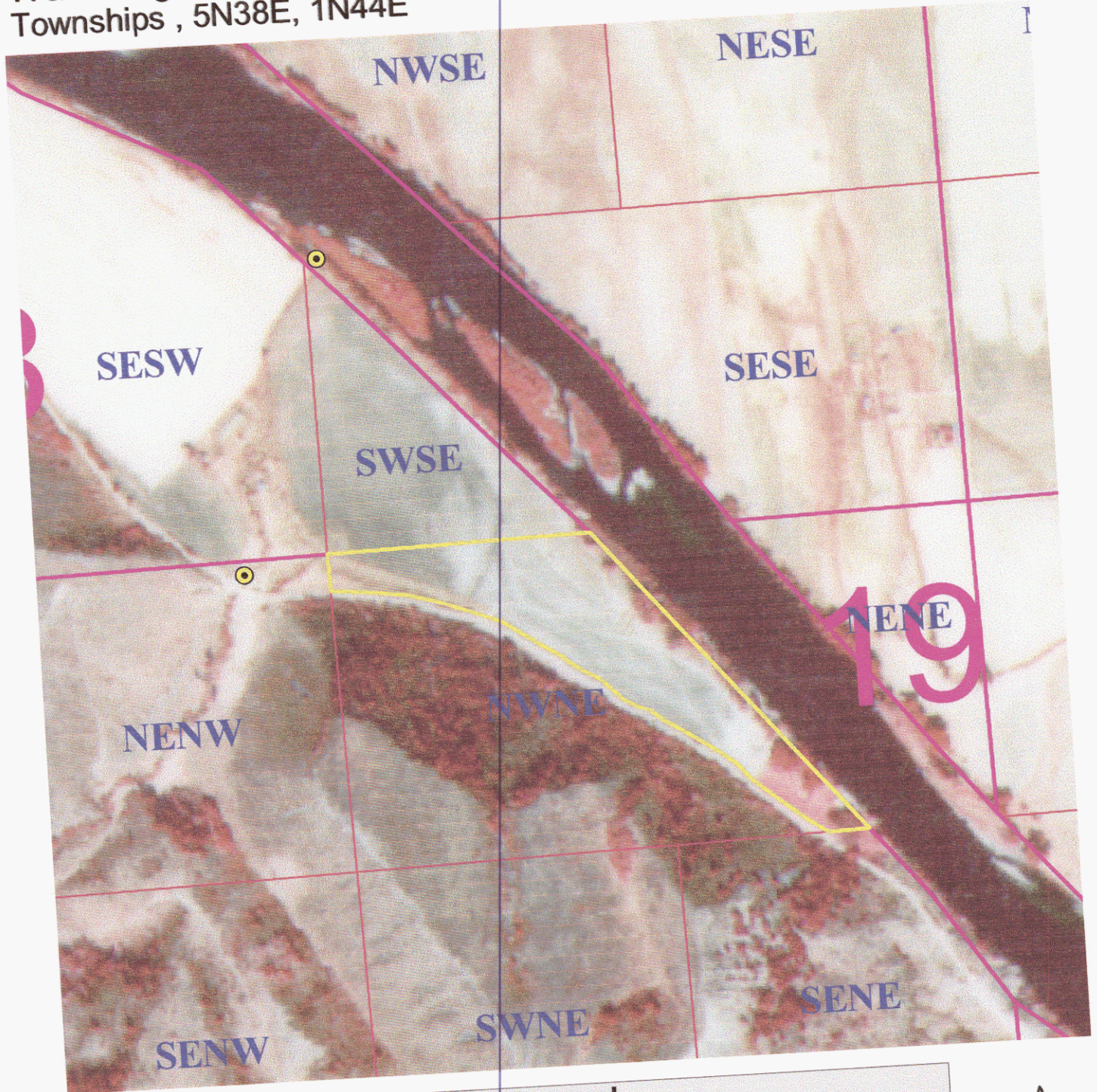
NWNE

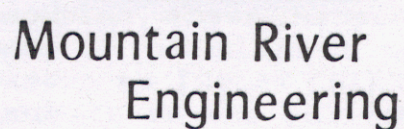
L2

T1N, R44E

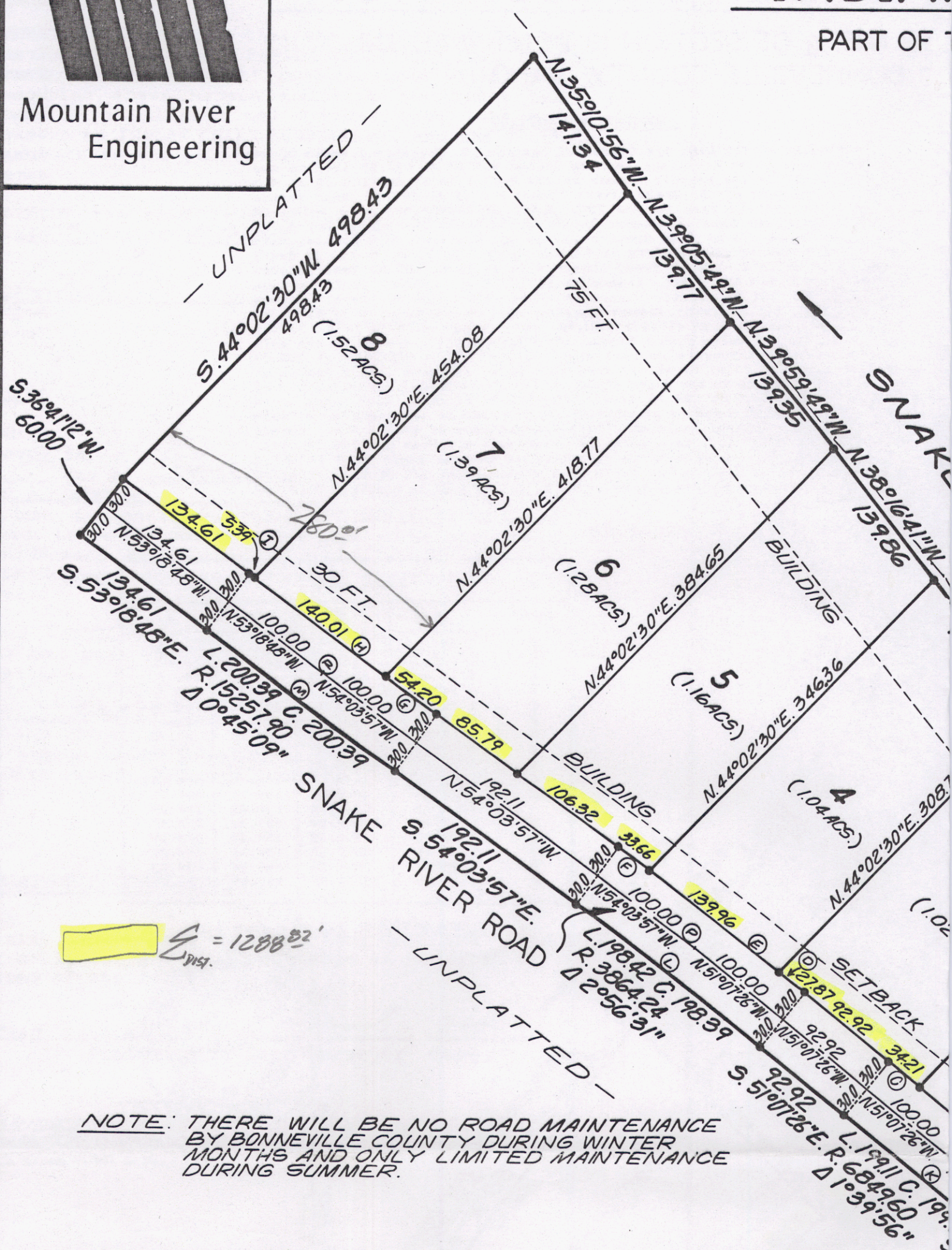
Water Right Claim Number 23-00067B
Townships , 5N38E, 1N44E

05/30/2001





PART OF T



NOTE: THERE WILL BE NO ROAD MAINTENANCE
BY BONNEVILLE COUNTY DURING WINTER
MONTHS AND ONLY LIMITED MAINTENANCE
DURING SUMMER

RECORDER'S CERTIFICATE

I hereby certify that the foregoing plat
of INDIAN CREEK SUBDIVISION

Bonneville County, Idaho was
filed for recording in the office of the Recorder of
Bonneville County, Idaho on this 5th day of November, 1990
at 11:12 AM and recorded under Instrument Number 796267 in
Plat Book I on page 19.

Bonneville County Recorder

HEALTH DEPARTMENT CERTIFICATE

I hereby certify that sanitary restrictions required by Idaho Code Title 50, chapter 13, section 50-1326 have been satisfied and this plat is hereby approved for recording by filing of this certificate herewith.

DISTRICT 7 STATE BOARD OF HEALTH

Date: OCT 15. 1990

Daniel P. Wallace
Environmental Health Specialist

CREEK SUBDIVISION

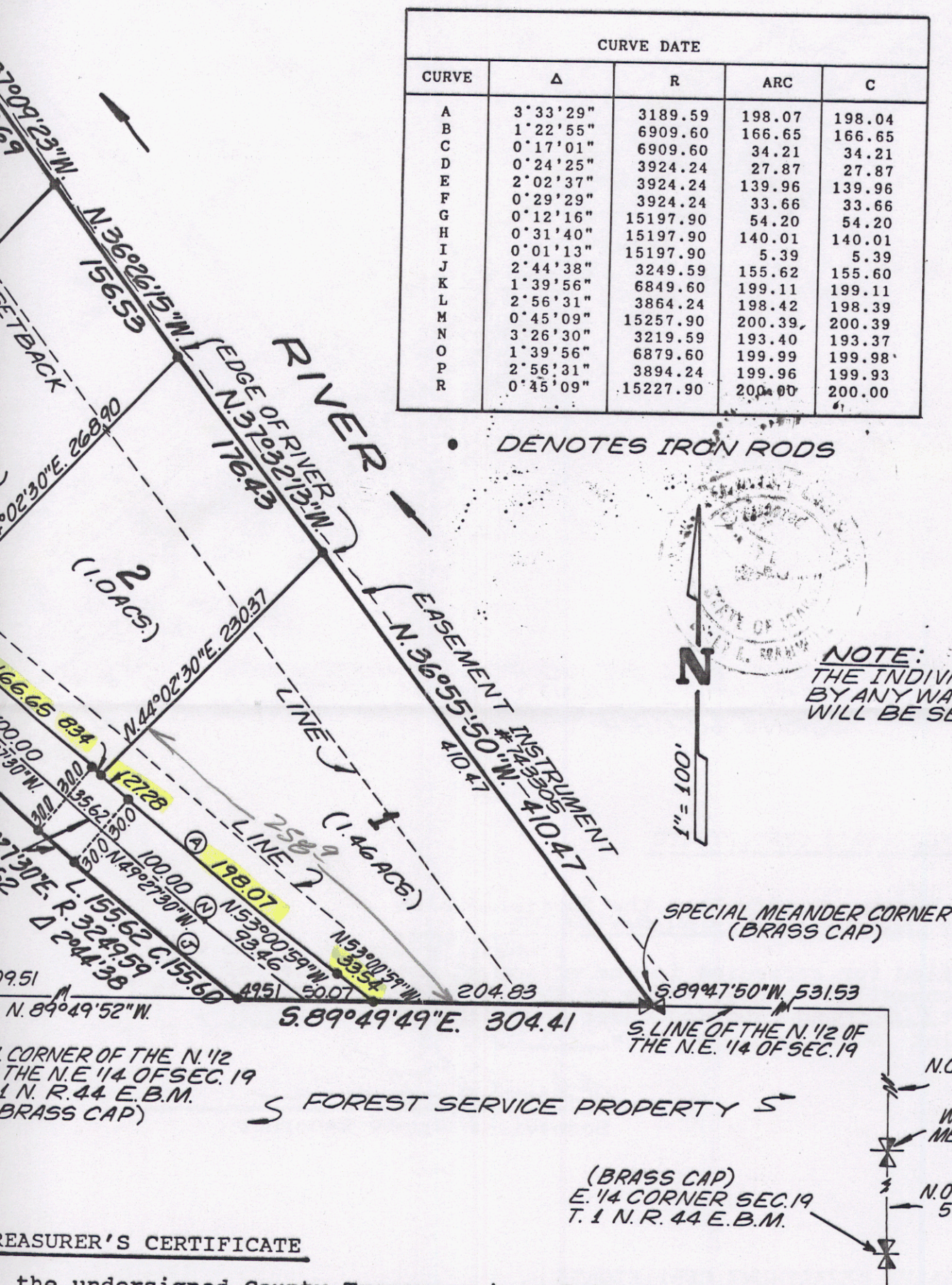
THE N.E. 1/4 OF SECTION 19 T. 1 N. R. 44, E.B.M
BONNEVILLE COUNTY, IDAHO

BOUNDARY DESCRIPTION

Beginning at the East 1/4 Corner of Section 19, Township 1 North Range 44 East of the Boise Meridian; running thence N.0°03'W. 522.95 feet to the Witness Corner to the Meander Corner on the East line of Section 19 on the Southerly Boundary of the Snake River; thence N.0°03'W. 797.05 feet; thence S.89°47'50"W. 531.53 feet to the TRUE POINT OF BEGINNING; said POINT OF BEGINNING being the Special Meander Corner on the South line of the North 1/2 of the Northeast 1/4 of said Section 19, on the Southwesterly bank of said Snake River; running thence along said Snake River N.36°55'50"W. 410.47 feet; thence N.37°32'13"W. 176.43 feet; thence N.36°26'15"W. 156.53 feet; thence N.37°09'23"W. 140.69 feet; thence N.38°16'41"W. 139.86 feet; thence N.39°59'49"W. 139.35 feet; thence N.39°05'49"W. 139.77 feet; thence N.35°10'56"W. 141.34 feet; thence leaving said Snake River S.44°02'30"W. 498.43 feet; thence S.36°41'12"W. 60.00 feet; thence S.53°18'48"E. 134.61 feet to a point of curve with a radius of 15,257.90 feet; thence to the left along said curve through a central angle of 0°45'09" a distance of 200.39 feet; thence S.54°03'57"E. 192.11 feet to a point of curve with a radius of 3864.24 feet; thence to the right along said curve through a central angle of 2°56'31" a distance of 198.42 feet; thence S.51°07'26"E. 92.92 feet to a point of curve with a radius of 6849.60 feet; thence to the right along said curve through a central angle of 1°39'56" a distance of 199.11 feet; thence S.49°27'30"E. 35.62 feet to a point of curve with a radius of 3249.59 feet; thence to the left along said curve through a central angle of 2°44'38" a distance of 155.62 feet to the South line of the North 1/2 of the Northeast 1/4 of said Section 19; thence S.89°49'49"E. 304.41 feet to the TRUE POINT OF BEGINNING.

CONTAINING 11.60 ACRES MORE OR LESS

CURVE DATA				
CURVE	Δ	R	ARC	C
A	3°33'29"	3189.59	198.07	198.04
B	1°22'55"	6909.60	166.65	166.65
C	0°17'01"	6909.60	34.21	34.21
D	0°24'25"	3924.24	27.87	27.87
E	2°02'37"	3924.24	139.96	139.96
F	0°29'29"	3924.24	33.66	33.66
G	0°12'16"	15197.90	54.20	54.20
H	0°31'40"	15197.90	140.01	140.01
I	0°01'13"	15197.90	5.39	5.39
J	2°44'38"	3249.59	155.62	155.60
K	1°39'56"	6849.60	199.11	199.11
L	2°56'31"	3864.24	198.42	198.39
M	0°45'09"	15257.90	200.39	200.39
N	3°26'30"	3219.59	193.40	193.37
O	1°39'56"	6879.60	199.99	199.98
P	2°56'31"	3894.24	199.96	199.93
R	0°45'09"	15227.90	200.00	200.00



OWNER'S DEDICATION

KNOW ALL MEN BY THESE PRESENTS: that the Trustee of the JOHN TAYLOR LOTT FAMILY Trust is the owner of the tract of land described in the Boundary Description shown hereon and caused the same to be platted and streets to be known as INDIAN CREEK and does hereby dedicate to the public as shown hereon.

IN WITNESS WHEREOF the said Trustee has hereunto set his hand and signature this 15th day of October 1990.

Richard Lott
RICHARD LOTT
Trustee

ACKNOWLEDGEMENT

STATE OF IDAHO)
County of Bonneville)
ON THIS 15 day of October 1990
Gregory L. Gockett
and for said State, personally appeared Gregory L. Gockett, identified to me, to be the person who executed the within instrument as Trustee of the JOHN TAYLOR LOTT FAMILY TRUST and acknowledged to me as such Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and date first above written.

Gregory L. Gockett
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: 7-6-93

EXAMINING SURVEYOR'S CERTIFICATE

I Hereby certify that I have examined this plat and find it to be analytically correct and accurate in accordance with Section 50-1305 of the Idaho Code.

Date: 11-5-90
Professional Land Surveyor

COUNTY'S ACCEPTANCE

The foregoing plat was duly accepted by the Board of County Commissioners of Bonneville County, Idaho, by resolution adopted this 5th day of November 1990.

Shepherd C. Long
Board Chairman

SURVEYOR'S CERTIFICATE

I, Garth R. Cunningham, depose and swear that I am a Professional Land Surveyor, that I have surveyed the land described in the Boundary Description hereto, that said tract was staked in accordance with State Law and the map shown hereto is a true and correct representation of the same.

STATE OF IDAHO
CERTIFICATE NO. 827

Garth R. Cunningham
Garth R. Cunningham

COUNTY TREASURER'S CERTIFICATE

I, the undersigned County Treasurer in and for the County of Bonneville, State of Idaho, per the requirements of Idaho Code 50-1308, do hereby certify that all county property taxes due for the property included in this project are current.

Date: Oct 16, 1990

Lila J. Jordan
Bonneville County Treasurer