

06/02/2004

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

RIGHT NUMBER: 23-11324

NAME AND ADDRESS: ELLYN M SIMONET
337 E CENTER ST
SHELLEY ID 83274

SOURCE: RAINEY CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.060 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-11320 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.12 CFS.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 23-11320 SHALL PROVIDE NO
MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION:

T01N R44E S7 SWNE NE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.060 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S01	NESE	3.1	T01N R44E S06 Lot 6 NWSW	1.2
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4.3 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 23-11320, 23-11322, 23-11324 IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4.3 ACRES IN A
SINGLE IRRIGATION SEASON.

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

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

RIGHT NOS. 23-11320, 23-11322, 23-11324 ARE ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-00016B.

Form 5200

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

RECEIVED

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
23-48E		✓			
23-16B	2528	✓			
23-99E		✓			

FILE FOR DOCUMENTS

2. The following REQUIRED information must be submitted with this form:

A. The appropriate FILING FEE. See instructions for fee amounts.

B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, WITH ATTACHED LEGAL DESCRIPTION.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

Trout Creek, LLC % Spencer Warner

4. New Owner/Claimant(s)

Eilyn M. Simonet

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

337 E. Center St

City, State and ZIP Code

Shelley, ID 83274

New Telephone Number

(208) 521-2975

5. Date you acquired the property

3/2/04

02/24/2004

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

RIGHT NUMBER: 23-16B

NAME AND ADDRESS: TROUT CREEK LLC
C/O SPENCER WARNER
PO BOX 45
SWAN VALLEY ID 83449

SOURCE: RAINEY CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 1.250 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-48E IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.73 CFS.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 23-48E SHALL PROVIDE NO
MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION:

T01N R44E S7 SWNE NE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.250 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R43E S01	NESE	15.0	T01N R43E S01	NWSE	37.0
T01N R43E S01	SWSE	33.0	T01N R44E S06 Lot 6	NWSW	1.2

86.2 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 23-16B, 23-48E, 23-98E IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 86.2 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 62.5 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

RIGHT NOS. 23-16B, 23-48E, 23-98E ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE.

Water Right 23-16B

SPLIT BY 5/04

S. WARNER - Trout Cr LLC
23-11323

1.19 cfs on 819 AC

E. SIMONET
23-11324

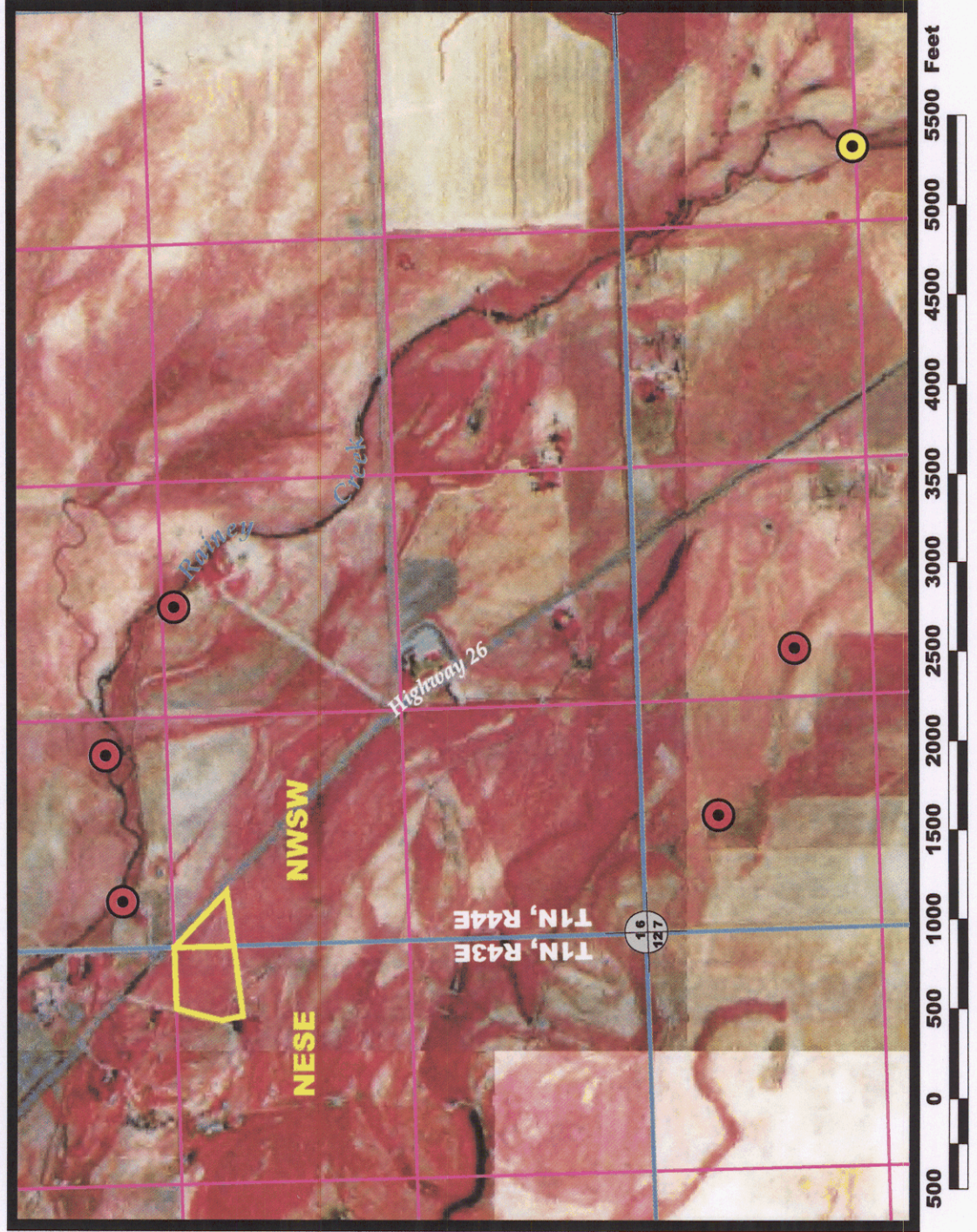
0.06 cfs on 4 1/2 AC



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-11320
23-11322
23-11324

Place of Use: (part of)
T1N, R43E Sec. 1 NESE,
T1N, R44E Sec. 6 NWSW

Point(s) of Diversion:
T1N, R44E Sec. 7 SWNE

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: June 2004