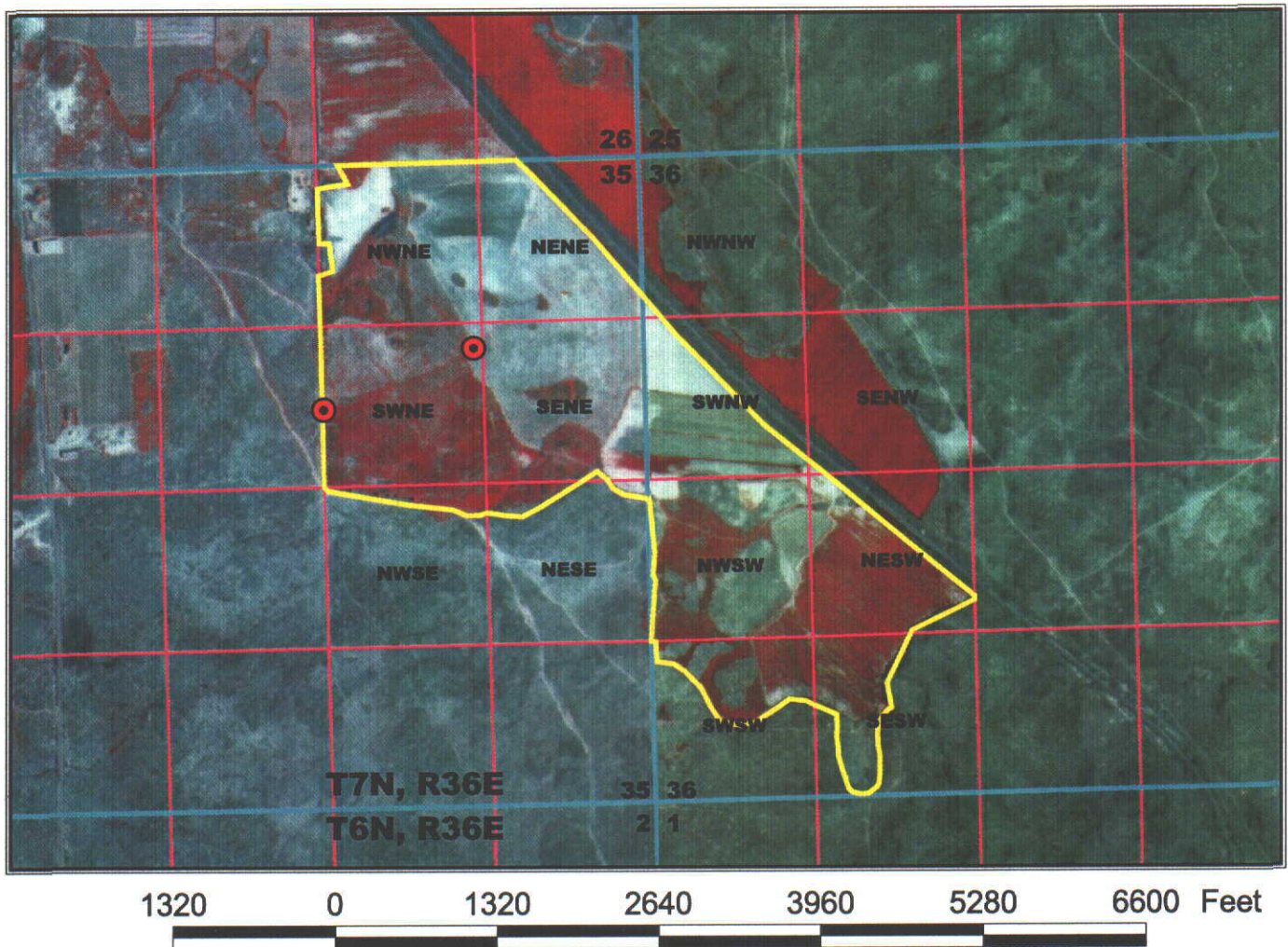




STATE OF IDAHO

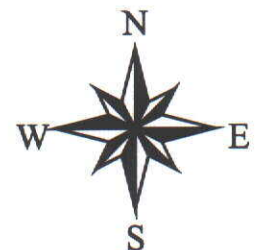
Department of Water Resources
Eastern Region

Water Right(s): 31-02370, 31-02385
31-11357, 31-11358



Total Irrigated Acres: 271.3
Permissible Place of Use

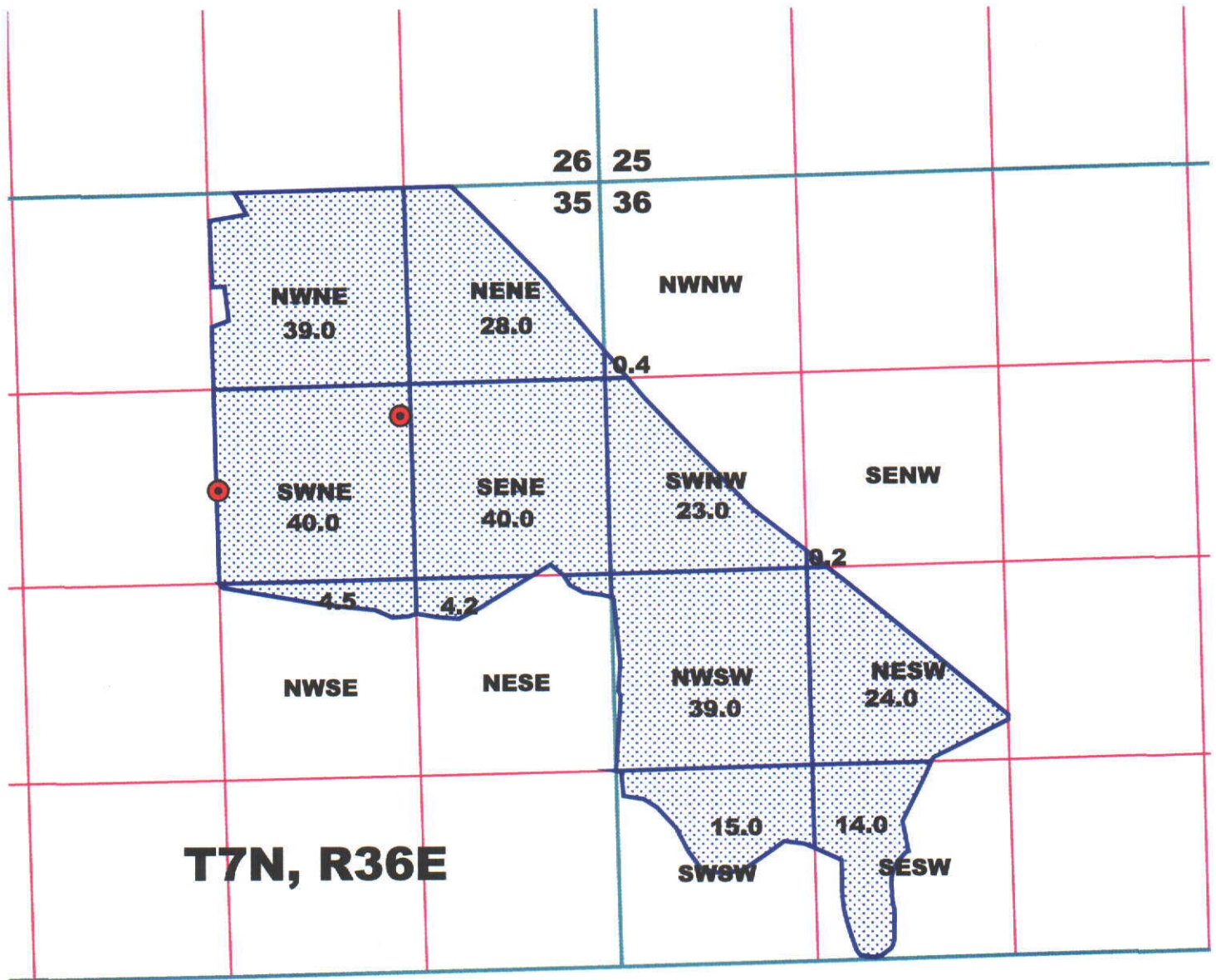
-  Point(s) of Diversion
-  Place of Use
-  Quarter Section Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 Napp photography
Prepared by: C. Saxton
Date: March 2001

Brent Dalling

**WR #(s): 31-02370, 31-02385
31-11357, 31-11358**



Total Irrigated Acres: 271.3
Permissible Place of Use

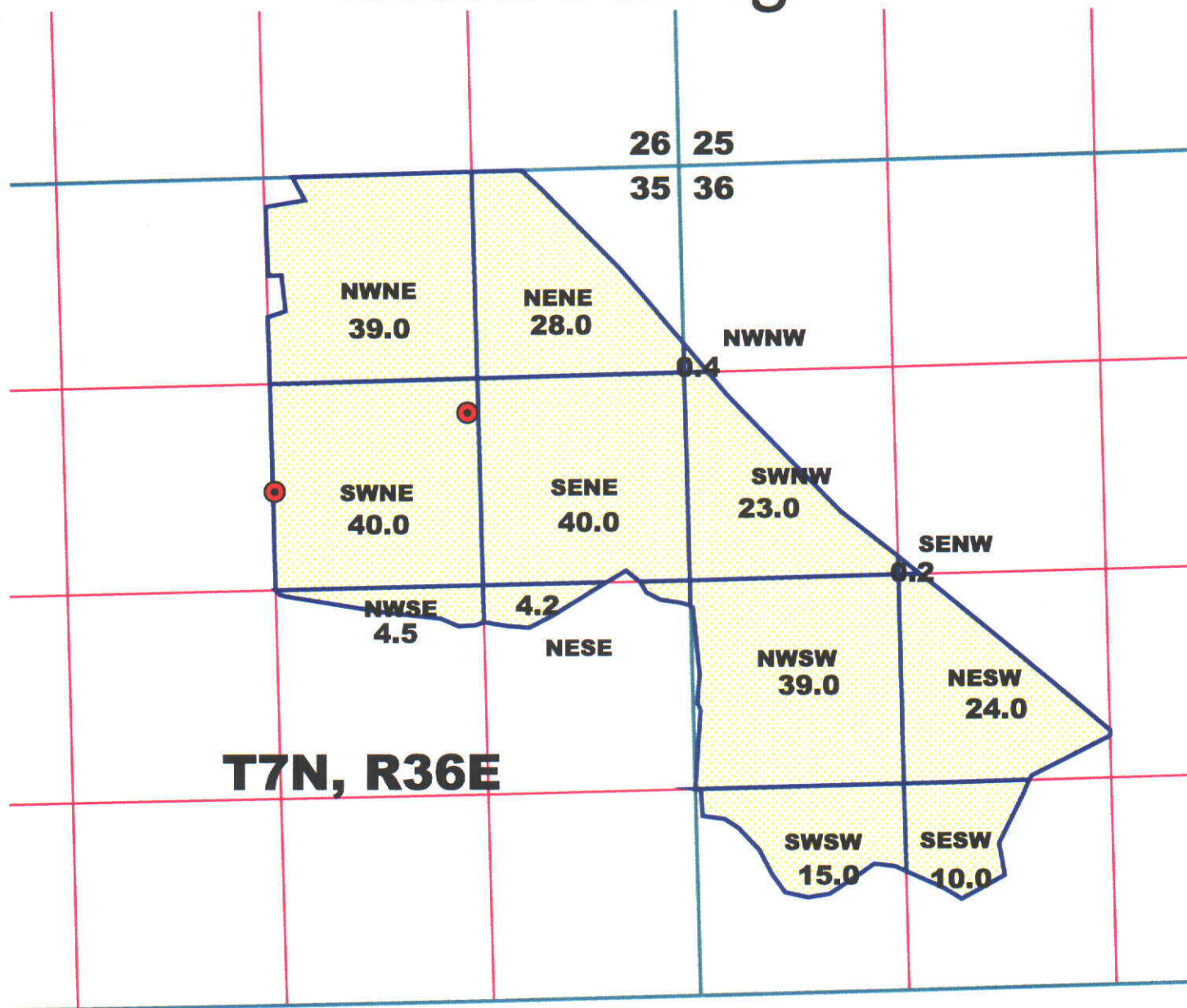
-  Point of Diversion
-  Place of Use

Acreage Distribution

Prepared By: Craig Saxton
March 2001

**WR #: 31-02370, 31-02385
31-11357, 31-11358**

Brent Dalling



Total Irrigated Acres: 267.3
Permissible Place of Use

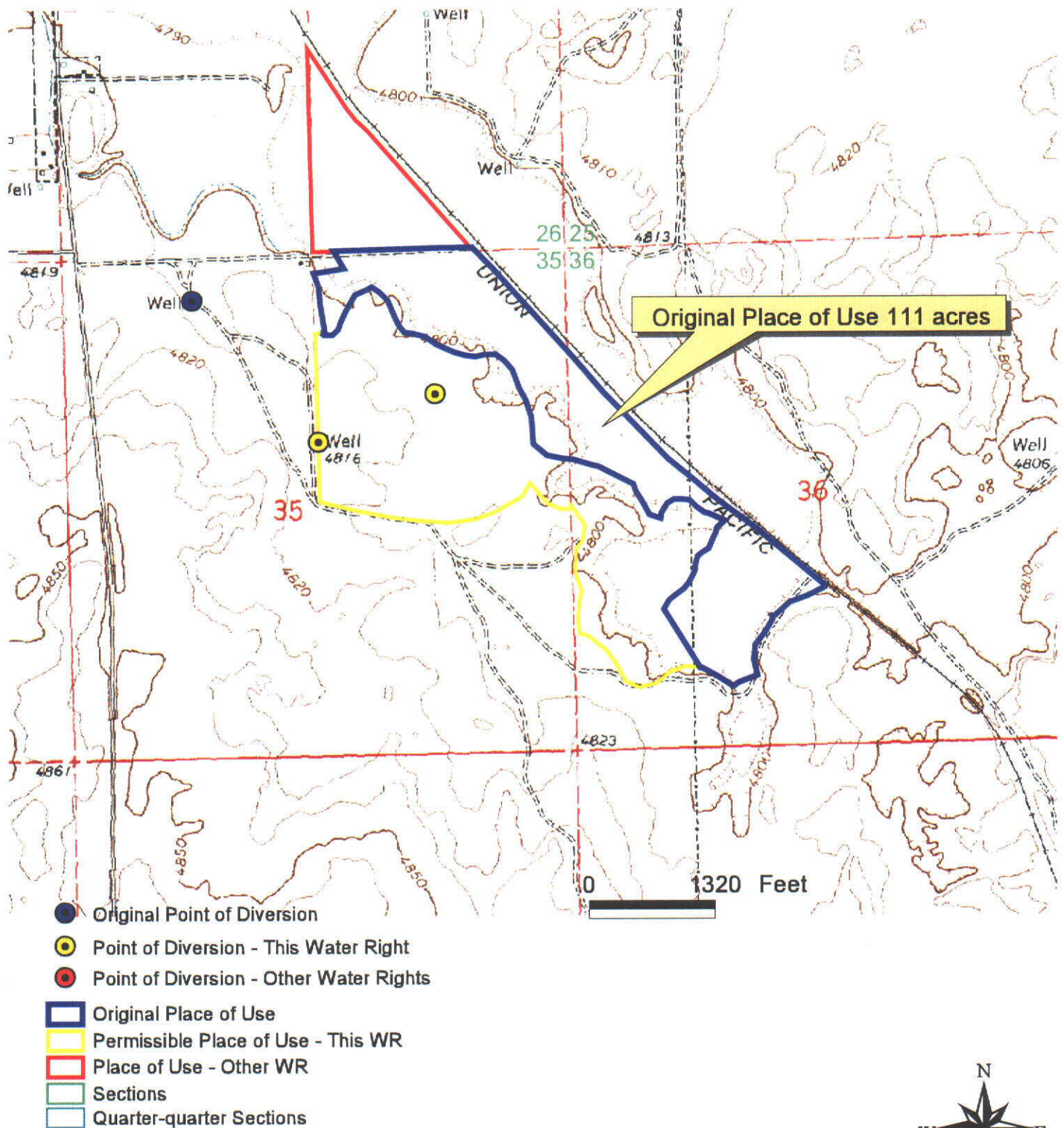
Acreage Distribution

Prepared By: Craig Saxton
December 2000

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-11358

Township 7N Range 36E Section 35, 36

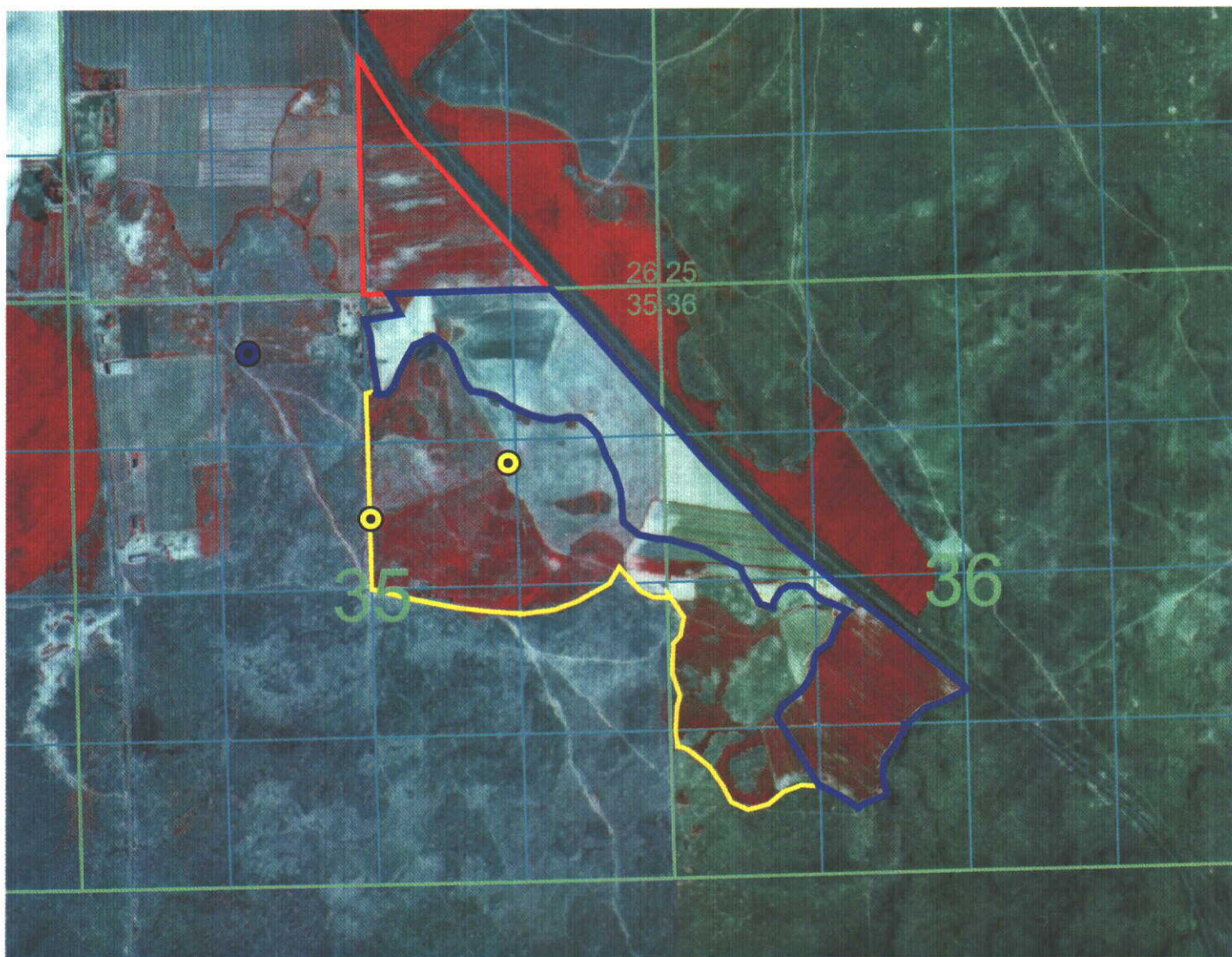


GIS Illustration from 1987/88 NAPP Photography, Prepared by B. Contor 6/2000

IDAHO DEPARTMENT OF WATER RESOURCES

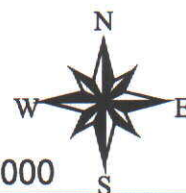
Water Right 31-11358

Township 7N Range 36E Section 35, 36



0 1320 Feet

- Original Point of Diversion
- Point of Diversion - This Water Right
- Point of Diversion - Other Water Rights
- ▭ Original Place of Use
- ▭ Permissible Place of Use - This WR
- ▭ Place of Use - Other WR
- ▭ Sections
- ▭ Quarter-quarter Sections



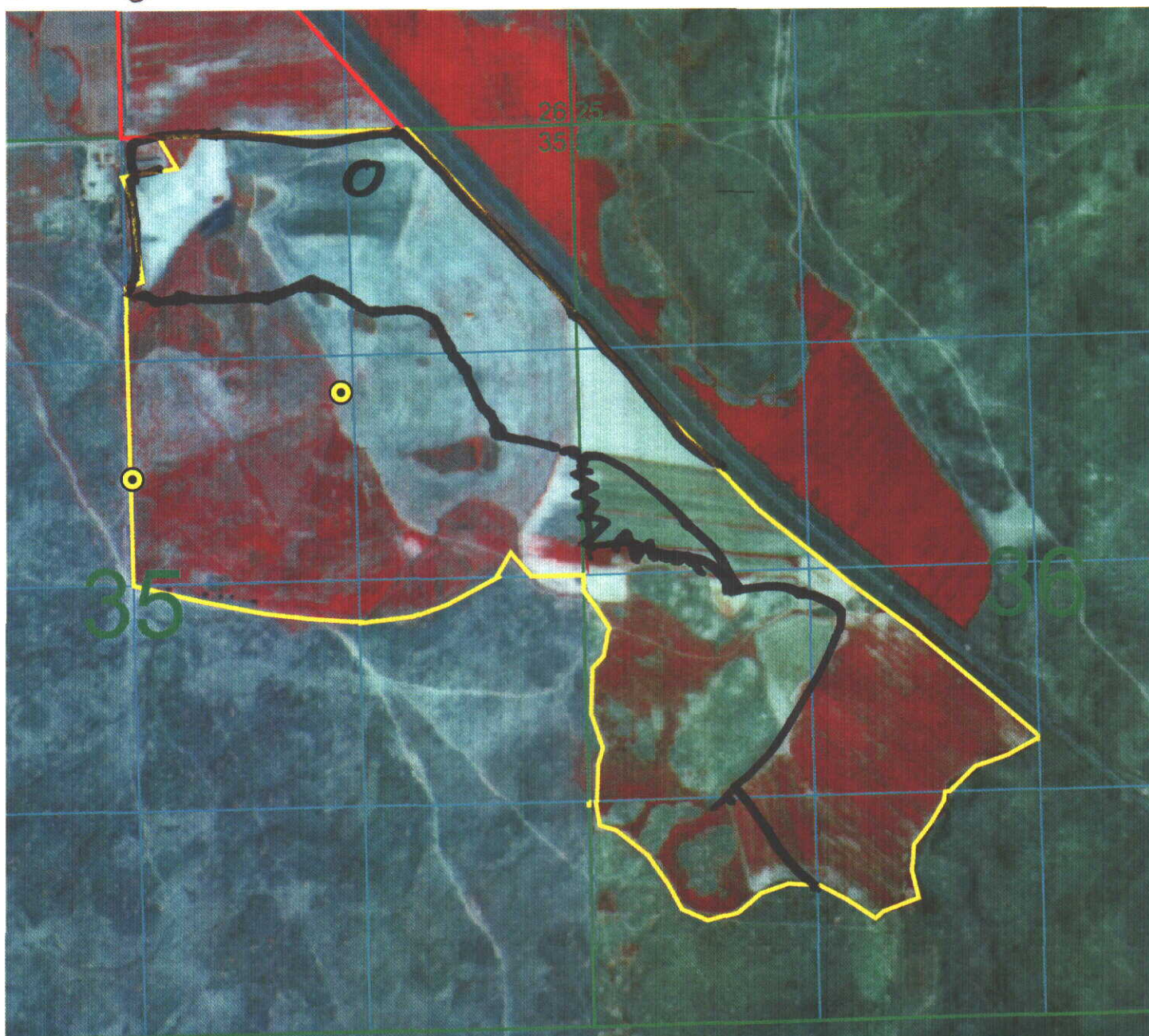
IDAHO DEPARTMENT OF WATER RESOURCES

~~Water Right 31-02370, 31-02385,~~
~~31-11357~~

*Beneficial use
claim*

Township 7N Range 36E Section 35, 36

*(sketched by
claimant)*



-  Point(s) of Diversion, This WR
-  Other Points of Diversion
-  Place of Use, This WR
-  Other Places of Use
-  Section Lines
-  Quarter-quarter Sections

0 1320 Feet



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 6/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-11358

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRENT DALLING
Current Owner	LAUREL DALLING
	1916 N 2350 E
	HAMER, ID 83425
	(208)662-5454

Priority Date: 04/01/1935
Basis: Beneficial Use
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	2.22 CFS	388.5 AFA	
Total Diversion			2.22 CFS	388.5 AFA	

Location of Point(s) of Diversion:

GROUND WATER	NESWNE	Sec. 35	Township 07N	Range 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35	Township 07N	Range 36E	JEFFERSON County

IRRIGATION Use:
Acre Limit: 267.3

Place(s) of use:

Place of Use Legal Description: IRRIGATION

JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	36E	35		NENE	28		NWNE	39		SWNE	40		SENE	40
		36		NESE	4.2		NWSE	4.5						
				NWNW	0.4		SWNW	23		SENW	0.2			
				NESW	24		NWSW	39		SWSW	15		SESW	14

Total Acres: 271.3

Conditions of Approval:

1. C18 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.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 111 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 271.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-02370, 31-02385, 31-11357, and 31-11358.

3. Quantity

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.43 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 994.5 AF. COMBINED RIGHT NOS.: 31-02370, 31-02385, 31-11357, AND 31-11358.

Dates:

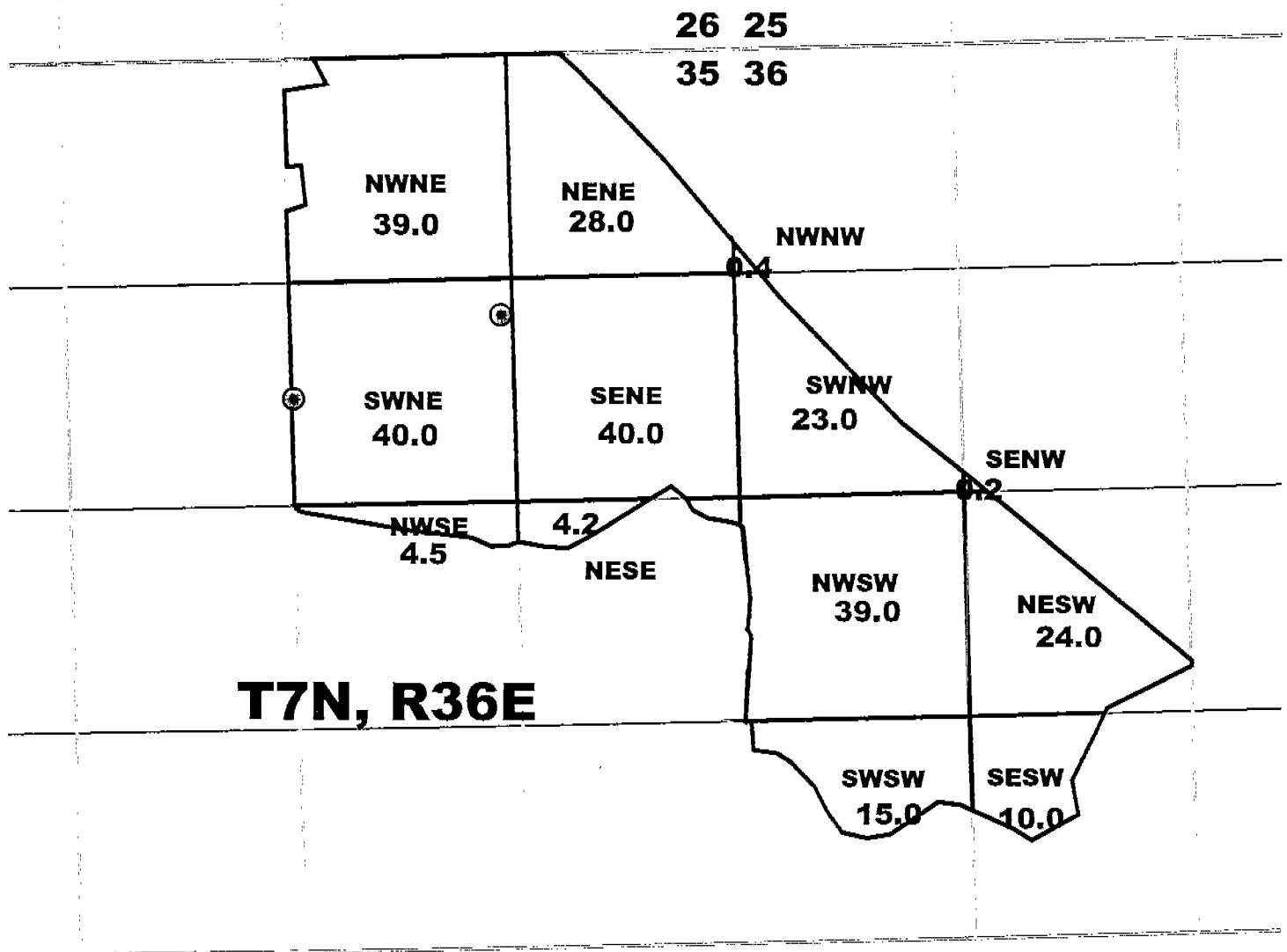
Licensed Date:
Claim Received Date: 06/16/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SFS Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

**WR #: 31-02370, 31-02385
31-11357, 31-11358**

Brent Dalling



Total Irrigated Acres: 237.3

Permissible Place of Use

Acreage Distribution

Prepared By: Craig Saxton
December 2000

12/15/2000

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

RIGHT NUMBER: 31-11358

NAME AND ADDRESS: BRENT DALLING
LAUREL DALLING
1916 N 2350 E
HAMER, ID 83425

SOURCE: GROUND WATER

QUANTITY: 2.22 CFS
388.5 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.35 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 817.1 AF. COMBINED RIGHT
NOS.: 31-02370, 31-02385, 31-11357, AND 31-11358.

PRIORITY DATE: 04/01/1935

POINT OF DIVERSION:	T07N R36E S35	NESWNE	Within JEFFERSON County
	T07N R36E S35	SWSWNE	Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	2.22 CFS 388.50 AFY

PLACE OF USE:

<u>IRRIGATION Within JEFFERSON County</u>					
T07N R36E S35	NENE	28	T07N R36E S35	NWNE	39
T07N R36E S35	SWNE	40	T07N R36E S35	SENE	40
T07N R36E S35	NESE	4.2	T07N R36E S35	NWSE	4.5
T07N R36E S36	NWNW	0.4	T07N R36E S36	SWNW	23
T07N R36E S36	SENW	0.2	T07N R36E S36	NESW	24
T07N R36E S36	NWSW	39	T07N R36E S36	SWSW	15
T07N R36E S36	SESW	10			

267.3 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 111 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 267.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-02370, 31-02385, 31-11357, and 31-11358.

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: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-11358

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRENT DALLING
Current Owner	LAUREL DALLING
	1916 N 2350 E
	HAMER, ID 83425
	(208)662-5454

Priority Date: 04/01/1935
Basis: Beneficial Use
Status: Valid

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	2.22 CFS	388.5 AFA	
Total Diversion			2.22 CFS	388.5 AFA	

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	36E	35	NE SW NE	0	JEFFERSON
07N	36E	35	SW SW NE	0	JEFFERSON

IRRIGATION Use:
Acre Limit: 267.3

Place(s) of use:

Place of Use Legal Description: IRRIGATION

JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	36E	35		NENE	28		NWNE	39		SWNE	40		SENE	40
				NESE	4.2		NWSE	4.5						
		36		NWNW	0.4		SWNW	23		SENW	0.2			
				NESW	24		NWSW	39		SWSW	15		SESW	10

Total Acres: 267.3

Conditions of Approval:

1. C18 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.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 111 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 267.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-02370, 31-02385, 31-11357, and 31-11358.

3. Quantity

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.35 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 817.1 AF. COMBINED RIGHT NOS.: 31-02370, 31-02385, 31-11357, AND 31-11358.

Dates:

Licensed Date:
 Claim Received Date: 06/16/2000
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
Contacts	12/15/00 2:43:48 PM	csaxton			In Process
POD	12/15/00 2:45:27 PM	csaxton			In Process
POU	12/15/00 2:49:57 PM	csaxton			In Process
Priority Date	12/15/00 2:44:29 PM	csaxton			In Process
Quantity	12/15/00 2:53:54 PM	csaxton			In Process
Season	12/15/00 2:52:32 PM	csaxton			In Process
Source	12/15/00 2:48:01 PM	csaxton			In Process
Summary	12/15/00 3:00:17 PM		12/15/00 3:00:17 PM	csaxton	Complete
Use	12/15/00 3:00:31 PM	csaxton			In Process

Other Information:

Receipt Number(s):
 State or Federal: S
 Owner Name Connector: And
 Overall Max Diversion Rate: 2.22
 Overall Max Diversion Volume: 388.5
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

Element	Date Time Stamp	Reviewer	Log Text
Contacts	12/15/00 2:43:46 PM	csaxton	1. Appointment has not been scheduled. Comment for 1: Bryce Contor has made contact with the claimants. CSaxton doing data entry.
POD	12/15/00 2:47:10 PM	csaxton	Edited point location
POD	12/15/00 2:46:27 PM	csaxton	Edited point location
POD	12/15/00 2:45:25 PM	csaxton	1. (YES) The basis is beneficial use. 4. (NO) There is not evidence that there has been a change in the Point of Diversion. 6. (YES) The file contains all the necessary information to verify the POD. Comment for 6: TR 2611 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POU	12/15/00 2:49:55 PM	csaxton	1. (YES) The POU is required. 2. (YES) The basis of claim is beneficial use. 5. (NO) There is no evidence that there has been a change in the POU. 9. (YES) The file contains all the necessary information to verify the POU. Comment for 9: NAPP Photography

Priority Date	12/15/00 2:44:27 PM	csaxton	12. (YES) POU remark was required. 13. (NO) POU condition was not required. 1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (YES) The basis of claim is beneficial use. 4b. (NO) The priority date was not claimed after the date a permit was required for the source and water use. 10. (YES) The claim file contains sufficient evidence of priority date. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Quantity	12/15/00 2:53:52 PM	csaxton	1. (YES) The basis of claim is beneficial use. 5. (NO) A flow measurement was not required. Comment for 5: Theoretical calculations from NWMD field exam data. 6. (YES) The source is ground water and the purpose of use requires a diversion volume limit. 8. (YES) Irrigation is a purpose of use. 9. (YES) Quantity remark was required. 10. (NO) Quantity condition was not required.
Season	12/15/00 2:52:30 PM	csaxton	1. (YES) The basis of claim is beneficial use. 4. (NO) There is not evidence that there has been a change to the period of use. 9. (YES) The file contains all the necessary information to verify the period of use. 11. (NO) The basis of is not a decree, license, or a transferred beneficial use right that has had the period of use administratively determined. 13. (YES) Irrigation is the purposed use. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.
Source	12/15/00 2:48:00 PM	csaxton	1. (YES) The basis is beneficial use. 4. (NO) There is not evidence that there has been a change in the Source. 7. (YES) The file contains all of the necessary information to verify the source. Comment for 7: NWMD Field Exam 8. (NO) The source is not surface water. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Summary	12/15/00 3:00:16 PM	csaxton	1. (YES) The basis of the claim is beneficial use. 2. (YES) All the water being used for all the purposes is being claimed and to the extent it was claimed. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
Use	12/15/00 3:00:25 PM	csaxton	1. (YES) The basis of claim is beneficial use.

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: A31-11358
Date Received: 6/16/2000
Receipt No: E926002
Received By: BAC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAUREL DALLING
Address: 1916 N 2350 E
HAMER ID

208-662-5454

83425

AND/OR

Name: BRENT DALLING
Address: 1916 N 2350 E
HAMER ID

208-662-5454

83425

2. Date of Priority: APR 1, 1935

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	36E	35	NE	SW	NE		JEFFERSON
			SW	SW	NE		JEFFERSON

5. Description of diverting works:

2 WELLS TO PIVOT AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.220		388.50

7. Total Quantity Appropriated is:

2.220 C.F.S. (and/or) 388.50 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A3111358



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	36E	35	NE		NE		IRR	28.0
			NW		NE		IRR	39.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	5.1
			NW		SE		IRR	4.5
							Section Acres	156.6
		36	NW		NW		IRR	0.4
			SW		NW		IRR	23.0
			SE		NW		IRR	0.2
			NE		SW		IRR	24.0
			NW		SW		IRR	40.0
			SW		SW		IRR	15.0
			SE		SW		IRR	10.0
							Section Acres	112.6
							Total Acres	269.2

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
31-02370, 31-02385, 31-11357

14. Remarks:

THIS IS BASED ON THE ORIGINAL WELL AND PLACE OF USE ORIGINALLY IRRIGATED AS EVIDENCED BY TRACES OF ORIGINAL DITCHES.

ORIGINAL WELL WAS LOCATED IN NW QUARTER OF SECTION 35, REPLACED IN 1959 DUE TO DECLINING WATER LEVELS, AS DOCUMENTED BY AFFIDAVIT AND BY LICENSING EXAM FOR 31-02370.

THIS RIGHT IS NOW USED ON A PERMISSIBLE PLACE OF USE BASIS WITH RIGHTS 31-02370, 31-02385, AND 31-11357.

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 wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 6

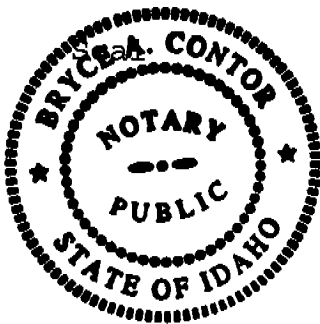
For Individuals:

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

Signature of Claimant(s): Bruce Dalling Date: 7/18/00
Laurel Dalling Date: 18 July 2000

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of July 20 00 Bryce A. Contor
Notary Public

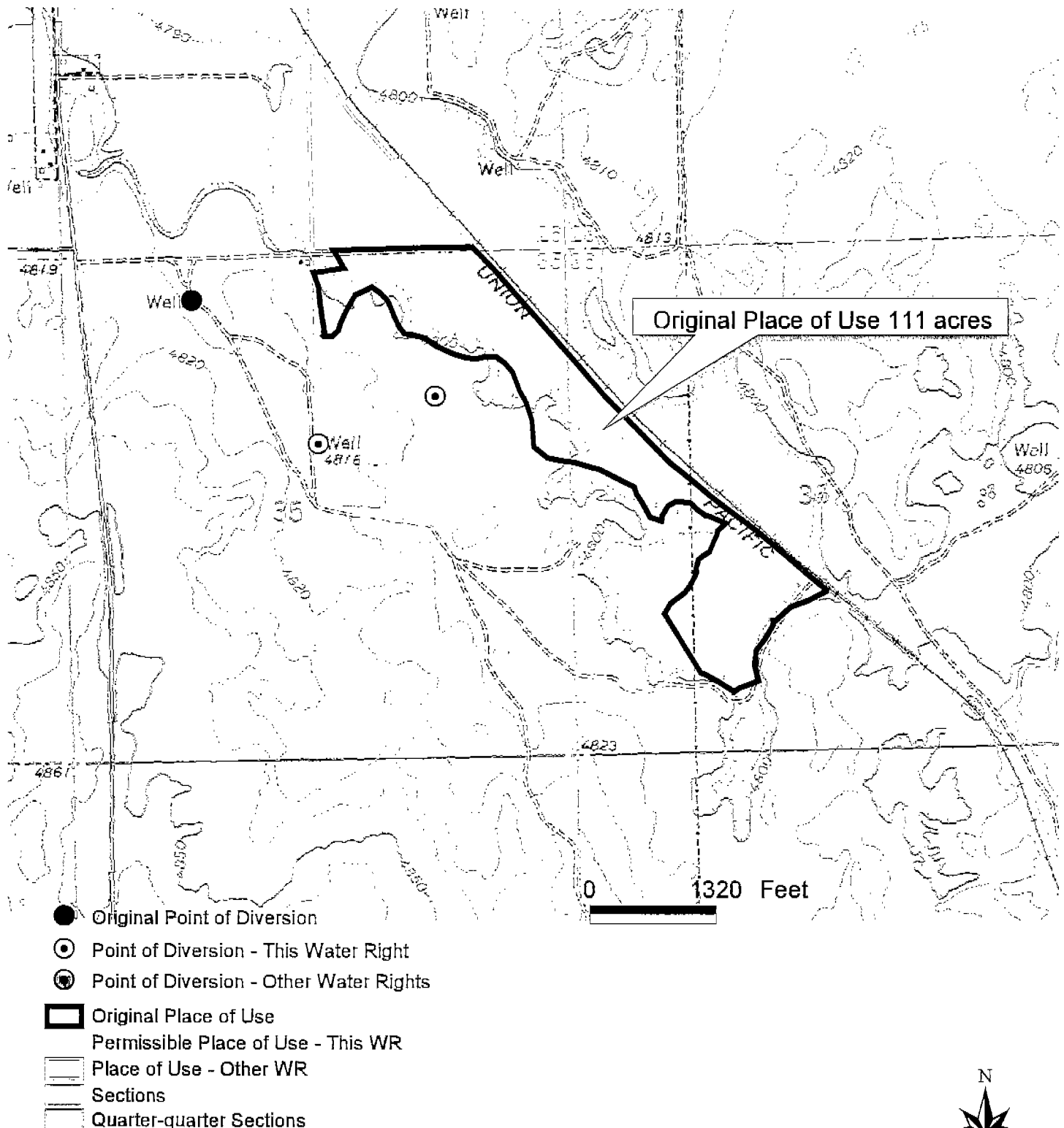


Residing at Mud Lake ID
My Commission Expires 10/14/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-11358

Township 7N Range 36E Section 35, 36



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-11358

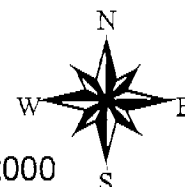
Township 7N Range 36E Section 35, 36



0 1320 Feet



- Original Point of Diversion
- ⊙ Point of Diversion - This Water Right
- ⊙ Point of Diversion - Other Water Rights
- ▬ Original Place of Use
- ▬ Permissible Place of Use - This WR
- ▬ Place of Use - Other WR
- ▬ Sections
- ▬ Quarter-quarter Sections



14 June 2000

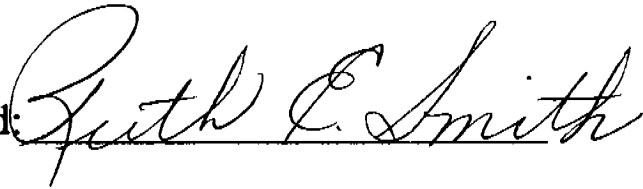
I, James Park, of Hamer, Idaho, state that I owned and operated in partnership with my brother and father the farm now owned by Brent and Laurel Dalling. (Approximately 2 miles south and east of Hamer) In the late fifties and early sixties, and that we hired Copes to drill the well located approximately a quarter mile south of the yard on the hill. This well was drilled and being used by the year 1959.

Signed: 
James Park

5 May 2000

I, Ruth Smith, of Montevue, Idaho and a sister to Rachel Neilsen, the wife of Mel Neilsen, state that I saw Mel Neilsen drill and use a well to irrigate farm ground located East of Ron Torgerson's in Hamer, Idaho. This ground is currently owned by Brent and Laurel Dalling. This was around or about the year 1934.

Signed:

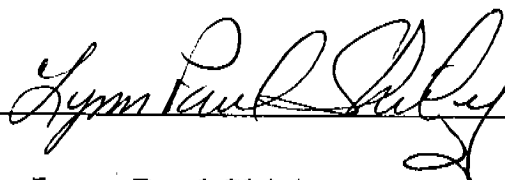
A handwritten signature in cursive script, reading "Ruth E. Smith". The signature is written in dark ink and is positioned to the right of the word "Signed:". The signature is written over a horizontal line.

Ruth Smith

14 June 2000

I, Lynn Paul Shirley, of Rexburg, Idaho, state that I owned the farm now owned by Brent and Laurel Dalling, approximately two miles south and east of Hamer. While I owned the said farm, the irrigation well 1/4 mile west of the yard went dry and had to be abandoned for irrigation purposes in approximately the year 1980. After this date, we used the well which is 3/8 mile south of the yard on the hill for all of the flood irrigated acres and to service the pivot. I installed this original pivot in March of 1977. The well that went dry in 1980 was used to irrigate the 38 acres west of the railroad and northeast of the yard.

Signed

A handwritten signature in cursive script, reading "Lynn Paul Shirley", written over a horizontal line.

Lynn Paul Shirley

Original in A31-00062 Q

13 June 2000

I, Sonne Ward, of Hamer, Idaho, state that I owned in partnership with my father the farm now owned by Brent and Laurel Dalling, approximately 2 miles south and east of Hamer. Beginning in 1981 and at that time there was an existing irrigation pivot being used to water a portion of the farm. In 1981, because of the inadequacy of this system, we replaced this system with a new pivot and drilled a well at the pivot point. We continued to use the well that is approximately $\frac{3}{8}$ mile south and $\frac{1}{4}$ mile west of the pivot point, that had serviced the original pivot and flood irrigation acres. This well was then used only to service the flood irrigation acres.

Signed Sonne Ward

Sonne Ward

Original in A31-11357



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 31-02370, 31-02385
31-11357, 31-11358



1320 0 1320 2640 3960 5280 6600 Feet

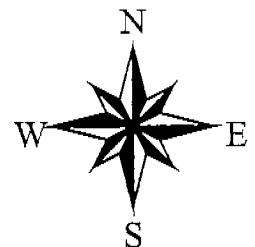
Total Irrigated Area: 271.3
Formative Place of Use

⊙ Point(s) of Diversion

Place of Use

Quater Section Lines

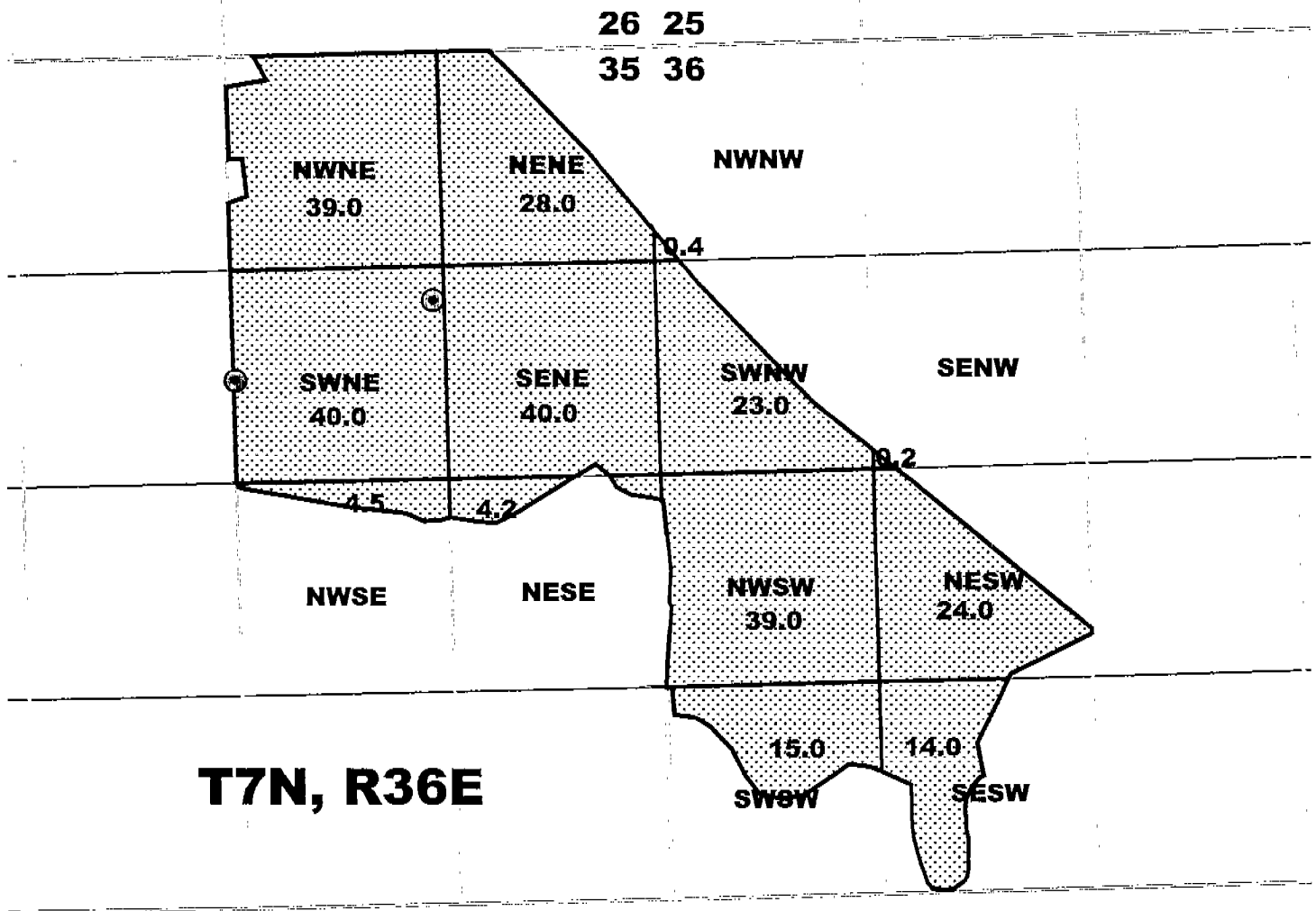
Section Lines



GIS Place of Use Illustration
1987/1988 Napp photography
Prepared by: C. Saxton
Date: March 2001

Brent Dalling

**WR #(s): 31-02370, 31-02385
31-11357, 31-11358**



Total Irrigated Acres: 274.3
Permissible Place of Use



Point of Diversion



Place of Use

Acreage Distribution

Prepared By: Craig Saxton
March 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

March 19, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

STAN D & BARBARA NEVILLE
2658 E 2100 N
HAMER ID 83425

RE: NOTICE OF ERROR

Dear Mr. and Mrs. Neville:

Water Agent Bryce Contor has finished reviewing your Notice of Error for water right numbers 31-07168 and 31-11371, and has adjusted the claims accordingly.

Enclosed for your records are copies of the recommendations and an aerial photo of the property.

If you have any questions feel free to contact Bryce Contor at this office.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

01/24/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-11358

BRENT DALLING

1916 N 2350 E

HAMER ID 83425

Telephone Number: (208)662-5454

LAUREL DALLING

1916 N 2350 E

HAMER ID 83425

Telephone Number: (208)662-5454

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: BD

Please print your name: _____

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

To: A31-11358
Fr: Bryce A. Contor
Date: 6/16/2000

Re: Claim calculations

1. POU per Brent Dalling's sketch (attached) and GIS topo (attached). 111 acres.
2. Diversion rate: $111 \text{ acres} * 0.02 \text{ cfs/acre} = 2.22 \text{ cfs}$
3. Diversion volume = $111 \text{ acres} * 3.5 \text{ afa/acre} = 388.5$
4. Priority Date: 4/1/1935 per affidavit "on or about 1934."
5. This will be a permissible place of use w/ 31-02370, 31-02385, and 31-11357.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 16, 2000

Brent Dalling
Laurel Dalling
1916 N 2350 E
Hamer, ID 83425

Re: A31-11358

Dear Brent and Laurel:

Enclosed is a Beneficial Use Adjudication Claim for the original well on your farm southeast of Hamer, Idaho. Please review it carefully, and return it with a notarized signature if you feel it correctly represents the historical use of water on your farm.

Because Mrs. Smith's affidavit stated "around or about" 1934, I will probably recommend the start of the irrigation season in 1935 as the priority date. This is reflected on the claim I've prepared.

As we discussed, if you decide to file this claim, I will plan to recommend it on a "permissible place of use" basis with rights 31-02370, 31-02385, and 31-11357. There will be remarks in the final recommendations that will tie these rights together, reflecting actual historical practice.

If this claim is acceptable, give me a call. I can come by on my way to or from work and notarize it. Or you may have it notarized by someone locally and mail in the claim.

Also enclosed for you is a bundle of copies for your files. There is a copy of this new claim, and also copies of the other claims as filed, with your editing and notarized signatures. And I added a copy of the 1980 aerial photo, as well.

Sincerely,


Bryce A. Contor

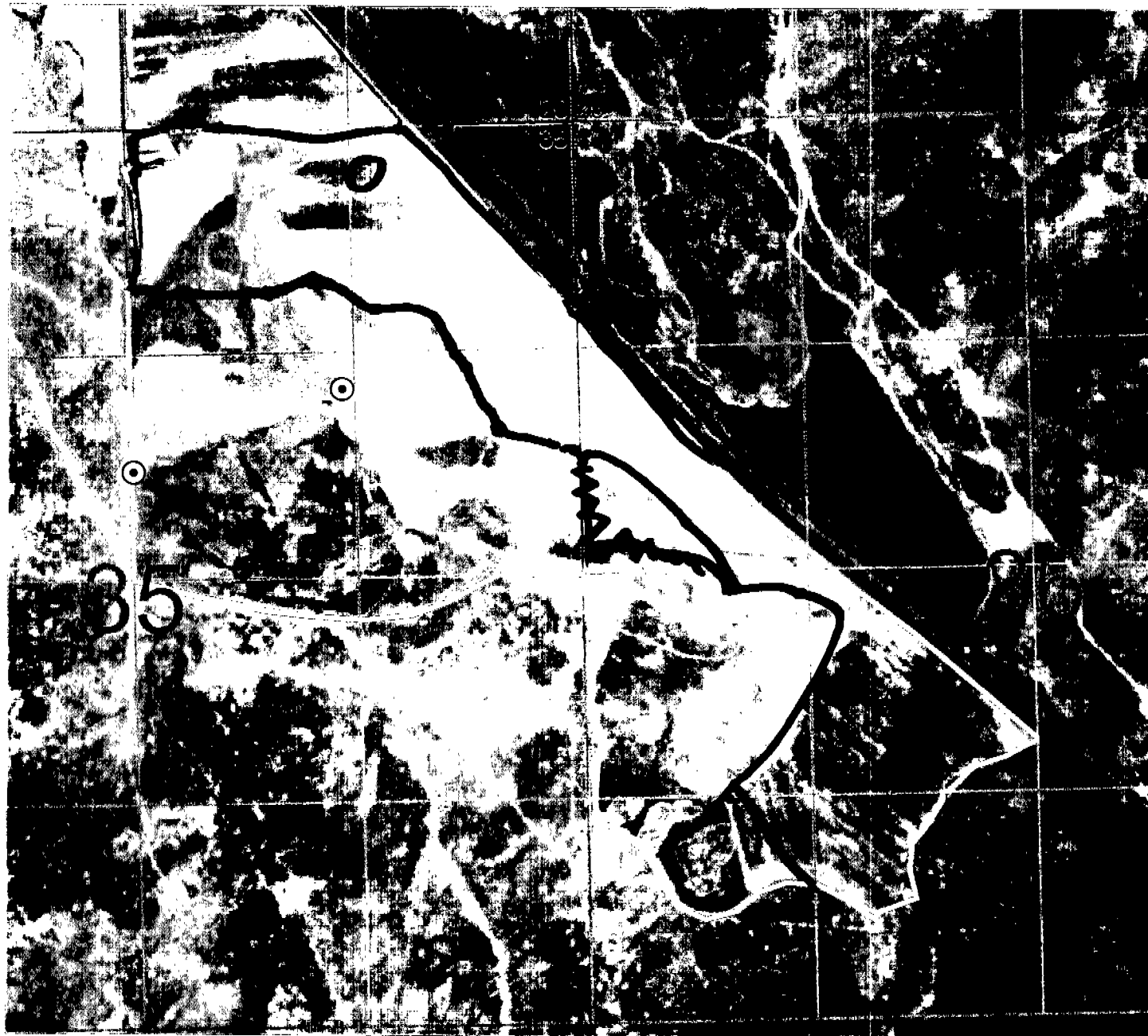
IDAHO DEPARTMENT OF WATER RESOURCES

~~Water Right 31-02370, 31-02385,~~
~~31-11357~~

*Surface Use
Claim*

Township 7N Range 36E Section 35, 36

*(sketched by
claimant)*



○ Point(s) of Diversion, This WR

● Other Points of Diversion

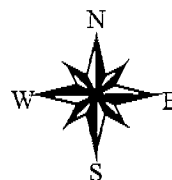
Place of Use, This WR

Other Places of Use

Section Lines

Quarter-quarter Sections

0 1320 Feet



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 6/2000

Brent Dalling Beneficial Use Claim

B. Couton 4/15/00

- 1) Shirley affidavit 6/14/2000 re original well
abandoned = 1980 (also 38 acres)
(pivot 1977)
- 2) Sonne Ward 13 June 2000
history of well / new pivot
- ★ 3) Ruth Smith 5 May 2000
well drilled in 1934 to irr. ground
east of Torgersons.
- 4) James Park 14 Jun 2000
1959 well on hill
- 5) See Brent Dalling sketch for original Ace.
on Layout
- 6) Licence exam 31-02370 shows well
was in place prior to licence.