

Bannock County
Blue Crane Creek
2/5ths second-foot
Irrigation & Domestic
Priority 8/22/1911

STATE OF IDAHO
Water License No. 7674

RECEIVED
NOV 30 2001

Department of Water Resources
Eastern Region

WHEREAS, On the 22nd day of August, A.D. 1911, E. E. EHRNFELT, of McCammon, County of Bannock, State of Idaho, duly made application (No. 11220) to me for a permit to use two-fifths (2/5ths) of one cubic foot per second of the waters of BLUE CRANE CREEK, County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 9th day of September, A.D. 1911, Permit No. 7674 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of March, A.D. 1912, and for the application to beneficial use of said water on or before the 9th day of March, A.D. 1912, and,

WHEREAS, On the 29th day of November, A.D. 1911, E. E. EHRNFELT, the holder of said permit, duly made proof of the completion of adequate works for the diversion of two-fifths (2/5ths) of one cubic foot per second of said waters, as evidenced by my Certificate No. 7674, dated May 15, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use two-fifths (2/5ths) of one cubic foot per second of water, with date of priority of August 22, 1911, and,

WHEREAS, On the 29th day of November, A.D. 1911, E. E. EHRNFELT, the holder of said permit, duly made proof of the application to beneficial use of two-fifths of one cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to E. E. EHRNFELT, of McCammon, County of Bannock, State of Idaho, the holder and owner of said Permit No. 7674, a perpetual right, dating from August 22, 1911, to the use of two-fifths (2/5ths) of one cubic foot per second of the waters of BLUE CRANE CREEK, in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted in the Northwest quarter of Southwest quarter (NW4 SW4) Section 13 and Northeast quarter of Southeast quarter (NE4 SE4) Section 14, Township 6 South, Range 36 East of Boise Meridian, and conducted to and upon 40 acres, divided as follows: (5 acres in Northwest quarter of Southwest quarter (NW4 SW4) Section 13, 25 acres in Northeast quarter of Southeast quarter (NE4 SE4) and 10 acres in Northwest quarter of Southeast quarter (NW4 SE4) Section 14, Township 8 South, Range 36 East of Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 13th day of May, A.D. Nineteen hundred and twelve.

(SEAL)

A. E. Robinson.
State Engineer.

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POD's:
NWSW Sec. 13
NESE Sec. 14
NWSW 5 - 13
NESE 25 - 14
NWSW 10 - 14



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2001

Alan K Broadhurst
2498 S Old Hwy 91
McCammon ID 83250

RE: EVIDENCE OF PRIORITY FOR A29-04007

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 29. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by 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 evidence to support the priority date.**

On November 6, we toured the claimed place of use and point of diversion for the claim referenced above. At that time, we discussed the need for documentation supporting the claimed priority date of 08/22/1911.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

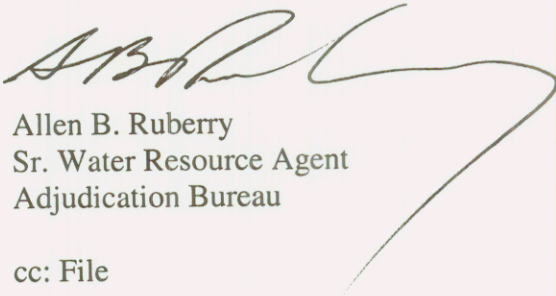
For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding Claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,



Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice(s) of Claim A29-04007