

MEMO

DATE: August 2, 2005

TO: Jennifer Crabtree

FROM: Cindy Bird

REF: 27-12013/27-10028

SUBJECT: Linking POU shape.

OK 8/2/05

Please link the place of use shape from the enclosed CD to the above referenced claims. The GCDB and the imagery doesn't match so you will need to manually edit the number of acres in each QQ as listed on the data entry form after you link the shape.

The diversion rate on 27-12013 doesn't change because it is limited by the license 27-2012. The diversion rate on 27-10028 will change as noted on the data sheet.

Place Of Use Data Entry Form

Claim Number: 27-10028☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
2S	36E	14	NWNE		Bingham		24.4	Irrigation
		14	NENE		Bingham		14.4	Irrigation
		14	SWNE		Bingham		10.7	Irrigation
		14	SENE		Bingham		30.7	Irrigation

Total Acres 70.2

Document how the POU was verified:

The imagery and GCDB doesn't line up. Even though the POI shows some acres in the NENE, those acres are added to the POI in the NWNE for a total of 70.2 acres.

The acres will have to be manually adjusted after the shape is linked.

Link 27-10028.shp

Transfers Changing POU NOReviewer: CBDate: 8/1/05 NOE changes

Period of Use and Quantity Data Entry Form

Claim Number: 27-10028☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation.	4/1	10/31	2.41	

Overall Diversion Rate 2.41 Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

$$70.2 * 0.02 + 50.2 * 0.02 = 2.41 \text{ cfs.}$$

Recommending 2" per acre per time for Sandy soil. The other 20 acres is recommended under 27-12013

Reviewer: CBDate: 8/1/05 NOE changes

04/27/2005

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

YOUR DEADLINE FOR RETURNING A NOTICE

Water right number: 27-10028

LEON J GARDNER
400 N 469 E
BLACKFOOT ID 83221
Telephone Number: (208)785-2

BONNIE P GARDNER
469 E 400 N
BLACKFOOT ID 83221
Telephone Number: (208)785-1

1. Describe the portion of
priority date, period of use, source

PO4

2. Describe the changes you

INCREASE #

3. Give a brief explanation

PER D

I AGREE with this proposed re

DATE: 7/22/05 SIGNATURE

Please print your

IDWR Regional Office, 900

27-10028
10028

NWNE 4.3 + 18 = 22.3
NENE 2.1 + 5.0 = 7.1
SENE 12.7
SESW 12.2

Notes

4/27/04 B.V. claim for Sand Creek.
27-2012 is was licensed for 1.44cfs
They use more than that so this claim
needs to be amended to include
the additional flow. Skip suggested
they go to FSA to determine more water
(greater than 0.02cfs) is needed on this ground.

7/9/04 Need updated PCU & PDD'S to amend
the claims on 7/14/04 apt with Claimants.

7/13/04 Amended Claims need to be amended
but the system was down when the
Gardner came in for their apt. @ 10am.
Note changes on the copy of the claims.

7-14-04 PCU & PDD'S for Sand Creek
re Hubbs - 10/1/04

7-14-04 PCU & PDD'S for Sand Creek

7-14-04 Amended claims received, 1st
(27-12013)

More limit when used with 2012 can irrigate
at total of 52.1 acres.

2"/ac. per licensing exam statement. The
right when combined with 27-12013 provides 2"/acre.
52.1 acres irrigated

PCU Shape 27-10028

27-12013 & 10028 use the same PDD'S

27-12013 pod. Skp.

Create layout for 52.1 acre irrigated &

Priority Date Data Entry Form

Claim Number: 27-10028

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 6-1-1919 Recommended Basis: B.U.☐ 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:

date in concrete diversion
field exam.Reviewer: CBDate: 7/9/04

Priority Date Data Entry Form

1. Should this water use have been included in a later court decree of the water rights from this source?
If Yes, go to 2
If No, go to 4
Yes () No (X)
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree?
If Yes, go to 3a
If No, go to 4
Yes () No ()
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use?
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
Yes () No ()
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion?
If Yes, go to 11
If No, go to 4
Yes () No ()
4. Is the basis of claim a decree or license?
If Yes, go to 5
If No, go to 7
Yes () No (X)
5. Does the decree or license have a Priority Date?
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
Yes () No ()
6. Did the Claimant claim the decreed or licensed Priority Date?
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
Yes () No ()
7. Is the basis of claim a Permit or Application?
If Yes, go to 10e
If No, go to 8
Yes () No (X)
8. Is the basis of claim a posted notice?
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
Yes () No (X)
9. Is the Priority Date claimed after the date a permit is required for the source and the water use?
If Yes, go to 11
If No, go to 12
Yes () No (X)
- 10e. Will the license be issued prior to filing the Director's Report?
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit.
Add Condition Code A01 to the Recommendation, go to 15
Yes () No ()
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426?
If Yes, go to 12
If No, disallow with condition P01.
Yes () No ()
12. Does the claim file contain sufficient evidence of Priority Date?
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
Yes (X) No ()
13. Has additional evidence of priority date been submitted?
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
Yes () No ()
14. Can any portion of the claim be recommended as a valid water right?
If Yes, go to 15
If No, disallow with condition P01.
Yes () No ()
15. Is the basis of claim coded correctly?
B. u.
If Yes, go to 16
If No, Enter the appropriate basis of claim.
Yes (X) No ()
16. Is a Priority Date remark and/or condition required?
If Yes, Enter the appropriate basis of claim. Priority Date review is complete.
If No, Priority Date review is complete.
Yes () No (X)

Priority Date

Claim No. 27-10028

Point of Diversion and Source Data Entry Form

Claim Number: 27-10028

Water Right Point of Diversion: T____ R____ Sec.____,____,____ County:____

Source:____ Tributary:____

Claimed Point of Diversion: T____ R____ Sec.____,____,____ County:____

Source:____ Tributary:____

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	QQ of QQ of Q	County	Source	
23	36E	14			Bingham	Sand Creek	GPS File: RESC N
GPS Coordinates: 2648108					1342067		
25	36E	14			Bingham	Sand Creek	GPS File: SAND CRK
GPS Coordinates: 2645116					1339890		
GPS Coordinates: _____							
GPS Coordinates: _____							
GPS Coordinates: _____							
GPS Coordinates: _____							
GPS Coordinates: _____							

Other rights from this POD? # 27-12013

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

field exam.Link POD'S.Transfers Changing POD NOReviewer: CBDate: 7/9/04

Point of Diversion and Source Data Entry Form

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the POD as shown on the Permit. Go to 10

Yes () No ()

4. Does the parent right have a POD?

If Yes, go to 5
If No, go to 6

Yes () No ()

5. Can the claimed POD be verified using the water right file?

If Yes, recommend the POD as shown in the water right file. Go to 10
If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the POD?

If Yes, go to 7
If No, go to 9

Yes (X) No ()

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C03, go to 9
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes (X) No ()

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10
If No, go to 9

Yes () No ()

9. Does the file contain all of the necessary information to verify the POD?

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10
If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

Yes (X) No ()

10. Is a POD remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POD review is complete
If No, POD review is complete.

Yes () No (X)

Point of Diversion

Claim No. 27-10028

1. Is the basis of claim a Decree or License?

Yes () No (X)

If Yes, go to 4
If No, go to 2

2. Is the basis of claim a Permit or Application?

Yes () No (X)

If Yes, go to 3
If No, go to 6

3. Has the License been issued?

Yes () No ()

If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11

4. Does the parent right have a Source?

Yes () No ()

If Yes, go to 5
If No, go to 7

5. Can the claimed Source be verified using the water right file?

Yes () No ()

If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7

6. Is the basis of claim a Posted Notice?

Yes () No (X)

If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7

7. Is there evidence that there has been a change in the Source?

Yes () No (X)

If Yes, go to 8
If No, go to 10

8. Can the change be verified as an accomplished transfer?

Yes () No ()

If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

9. Did the claimant file a transfer?

Yes () No ()

If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10

10. Does the file contain all of the necessary information to verify the Source?

Yes (X) No ()

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

11. Is a Source remark and/or condition required?

Yes () No (X)

If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.

Source

Claim No. 27 - 10028

Purpose of Use Data Entry Form

Claim Number: 27-10028☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

field examTransfers Changing Purpose of Use noReviewer: CBDate: 7/9/04

Purpose of Use Data Entry Form

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes () No ()

4. Does the parent right have a Purpose of Use?

If Yes, go to 5
If No, go to 6

Yes () No ()

5. Can the claimed Purpose of Use be verified using the water right file?
If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7
If No, go to 11

Yes () No (X)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11
If No, go to 8

Yes () No ()

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes () No ()

9. Was an enlargement claim filed?

If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes () No ()

10. Did the claimant file an enlargement claim?

If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (X) No ()

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes () No ()

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Yes () No ()

Purpose of Use

Claim No. 27 - 100-28

Place Of Use Data Entry Form

Claim Number: 27-10028☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

field exam

Transfers Changing POU _____

Reviewer: CBDate: 7/9/04

1. Is the basis of claim a Decree or License?

If Yes, go to 2a
If No, go to 2b

Yes () No (X)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14

Yes () No ()

2b. Is a POU required?

If Yes, go to 3
If No, go to 14

Yes (X) No ()

3. Is the basis of claim a Permit or Application?

If Yes, go to 4
If No, go to 7

Yes () No (X)

4. Has the License been issued?

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

Yes () No ()

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7

Yes () No ()

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

Yes () No ()

7. Is there evidence that there has been a change in the POU?

If Yes, go to 8
If No, go to 13

Yes () No ()

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C05, go to 13
If No, go to 9

Yes () No ()

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes () No ()

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes () No ()

11. Did the claimant file an enlargement claim?

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes () No ()

14. Is a POU remark and/or condition required?

If Yes, enter the appropriate remark and/ or condition. POU review is complete.
If No, POU review is complete.

Yes () No ()

Place of Use

Claim No. 27-10028

Period of Use and Quantity Data Entry Form

Claim Number: 27-10028☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31		

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

field examReviewer: CBDate: 7/9/04

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18.

Yes () No ()

4. Does the parent right have a Period of Use?

If Yes, go to 5
If No, go to 6

Yes () No ()

5. Can the claimed Period of Use be verified using the water right file?

If Yes, go to 14
If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the Period of Use?

If Yes, go to 7
If No, go to 12

Yes () No (X)

7. Does the change include an enlargement in the Period of Use?

If Yes, go to 9
If No, go to 8

Yes () No ()

8. Can the change be recommended as an accomplished transfer?
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11

Yes () No ()

9. Was an enlargement claim filed?

If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10

Yes () No ()

10. Did the claimant file an enlargement claim?

If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12

Yes () No ()

11. Was a transfer filed?

If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12

Yes () No ()

12. Does the file contain all of the necessary information to verify the Period of Use?

If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13

Yes (X) No ()

13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?

If Yes, go to 14
If No, go to 15

Yes () No (X)

14. Is irrigation claimed as a purpose of use?

If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18

Yes () No ()

15. Is irrigation claimed as a purpose of use?

If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18

Yes (X) No ()

16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?

If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18

Yes () No ()

17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?

If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was shorter established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18

Yes () No ()

18. Is a Period of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
If No, Period of Use review is complete.

Yes () No (X)

Period of Use

Claim No. 27 - 10628

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11

Yes () No ()

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5
If No, go to 7

Yes () No ()

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8
If No, go to 7

Yes () No (X)

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7

Yes () No ()

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9

Yes (X) No ()

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10
If No, go to 9

Yes () No ()

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10
If No, go to 11

Yes () No (X)

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes () No ()

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12

Yes () No (X)

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.

Yes () No ()

Quantity

Claim No. 21 - 10028

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

If Yes, go to 2
If No, go to 3

Yes () No (X)

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5

Yes () No ()

3. Is the water being used for all of the purposes claimed and to the extent claimed?

If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes (X) No ()

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes () No ()

5. Does this right have any combined used limits with other rights?

If Yes, go to 6
If No, go to 6

Yes (X) No ()

6. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7

Yes (X) No ()

7. Would you like to view the recommended right?

If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (X) No ()

8. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9
If No, go to 9

Yes () No (X)

9. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 10
If No, go to 10

Yes () No (X)

10. Would you like to set the verification date?

If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (X) No ()

Summary

Claim No. 27-10028

Claim No.: _____

Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

C03

Split or Combined Right Analysis:

no.

Attached Field Notes or Other Documents:

yes

Claim No.:

Reviewer _____ Date _____

27-10028

27-12013

Bird, Cindy

From: Keen, Shelley
Sent: Monday, April 11, 2005 7:52 AM
To: Bird, Cindy; Shaff, Don
Subject: Split of 27-2012

Cindy and Don,

I split License 27-2012 into 27-12071 and 27-12072 to accommodate the fact that two licenses were issued for the permit.

Call or email if you have questions.

Shelley Keen
Water Right Permits Section
Idaho Dept. of Water Resources
208-287-4947
shelley.keen@idwr.idaho.gov

27-12013 is a further split of 27-2012

Claim no. A27-10028
A27-2012A

Claimant Contact Log

Date	Remarks	Agent initials
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Thet

✓ The on-site exam was conducted on 6-16-04 with Claimant Bonnie Gardner. Photo # 1 shows an old diversion structure next to the current major one in Photo #2. Date on the old structure shows "1918" carved in concrete.

Photo #2 shows the main diversion site on Sand Creek. Area is aptly named as all of ditch area + surrounding places of use is sand based.

GPS data is: 2645813
1340346 WSR, GPS Tag # 40009074, GPS File - GARDNR

The flow measurement was taken here for a total of 5.08 cfs. All of the water is diverted out of Sand Creek by the 2 ditches shown.

Photo #3 shows the middle diversion on Sand Creek. The ditch is 3' wide by 1.5' deep + not yet opened for irrigation.

GPS data is: 2645969, GPS tag (existing) A0013029 on fence stake
1340530

to the right of the headgate. GPS File # 272012

Photo #4 is the uppermost diversion on Sand Creek. This is an 18" culvert to a small ditch that is not yet opened

for irrigation. GPS data is: 2646037 GPS Tag # A0013288
1340570 GPS File # 271028

Photo #5 shows the end of the Sand Creek channel. This is at the edge of the Clawson property claimed in A27-02012B + A27-10761. The Clawson field is 5'-6' higher than the channel bottom. It doesn't appear this water has been used on the Clawson ground for many years + the ground (Clawson) is now irrigated with a pivot from a well.

Claim no. A27-10028
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Claimant Contact Log

Date 6-16-04

Remarks Page 2

Agent initials

HLF

Photo #6 shows the fence line at end of Sand Creek channel + edge of Clawson property. Note GPS unit on top of fence post. GPS data for that point is:
2645116 GPS File # SNOCRK
1339890 No GPS TAG

Photo #7 shows a remnant of the Gardner's ditch that reached the Mickelson Property (Claim 27-2012). This does not appear to have been used in many years + it too is below the grade of the Mickelson property. The Mickelson property also is irrigated with a pivot from a well.

Photo #8 shows that Sand Creek now flows directly into the Resurrection Canal. This canal was built in the early 1960's + did not flume Sand Creek water over or under it. Honestly, I don't know how the Tribe could appropriate this water. Mr. Gardner, shown in the photo is standing on a headgate which allows some of the Sand Creek flow into a 4' wide channel. This is the channel that then flows onto the Gardner property.

GPS data for this intersection of Canal + Creek is
2648108 GPS File - RESCNL
1342067 No GPS Tag.

Claim no. A27-10028
A27-2012A

Claimant Contact Log

Date 6-16-04

Remarks Page 3

Agent initials

thf

It appears to me that Gardner are the only user of
License 27-2012 with a probable beneficial use claim
dated at least till "1919".

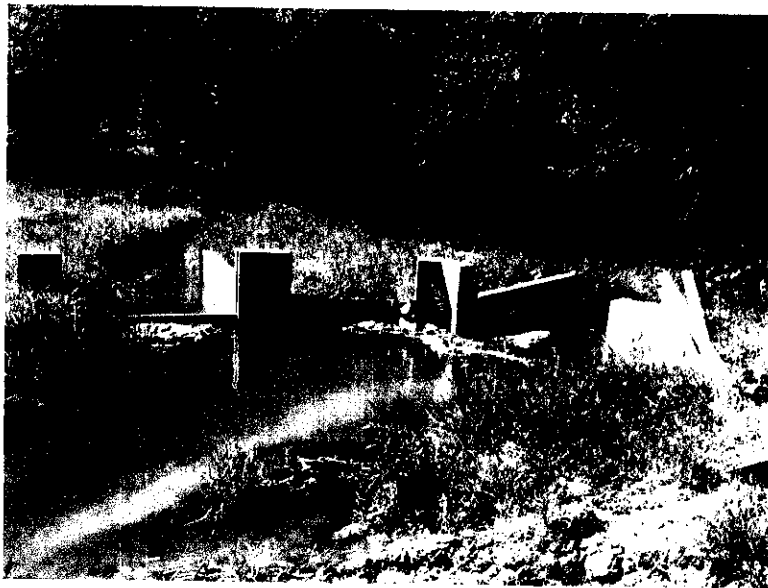
From the letters in the file + old permit data it appears
"old" permit 4591 matured into 2 licenses somehow.
One was for 1.44 cfs (I presume this was 27-2012)
+ another for 1.00 cfs. The old Number book shows that
"old" permit #6288 (mentioned in property transfers) never matured
into a license.

A27-2012A + A27-10028



Old diversion structure with
year "1919" carved in concrete

A27-20124 + A27-10028



Current major diversion structure,
site of measurement

A27-2012A + A27-10028



Middle diversion on Sand Creek

A27-20124 + A27-10028



Upper diversion on Sand Creek

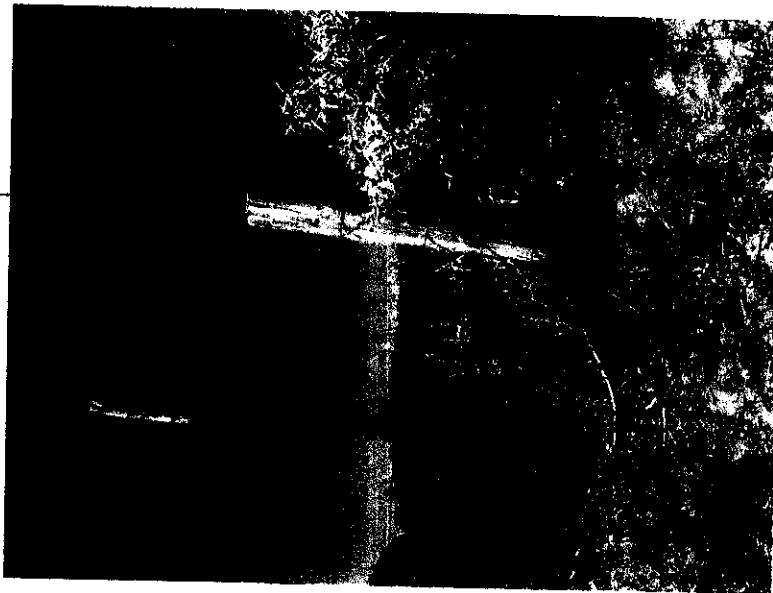
A27-2012A + A27-10028



End of Sand Creek Channel

A27-2012A + A27-10028

GPS
unit



End of Sand Creek Channel + edge

of Clawson 3/4 Pivot

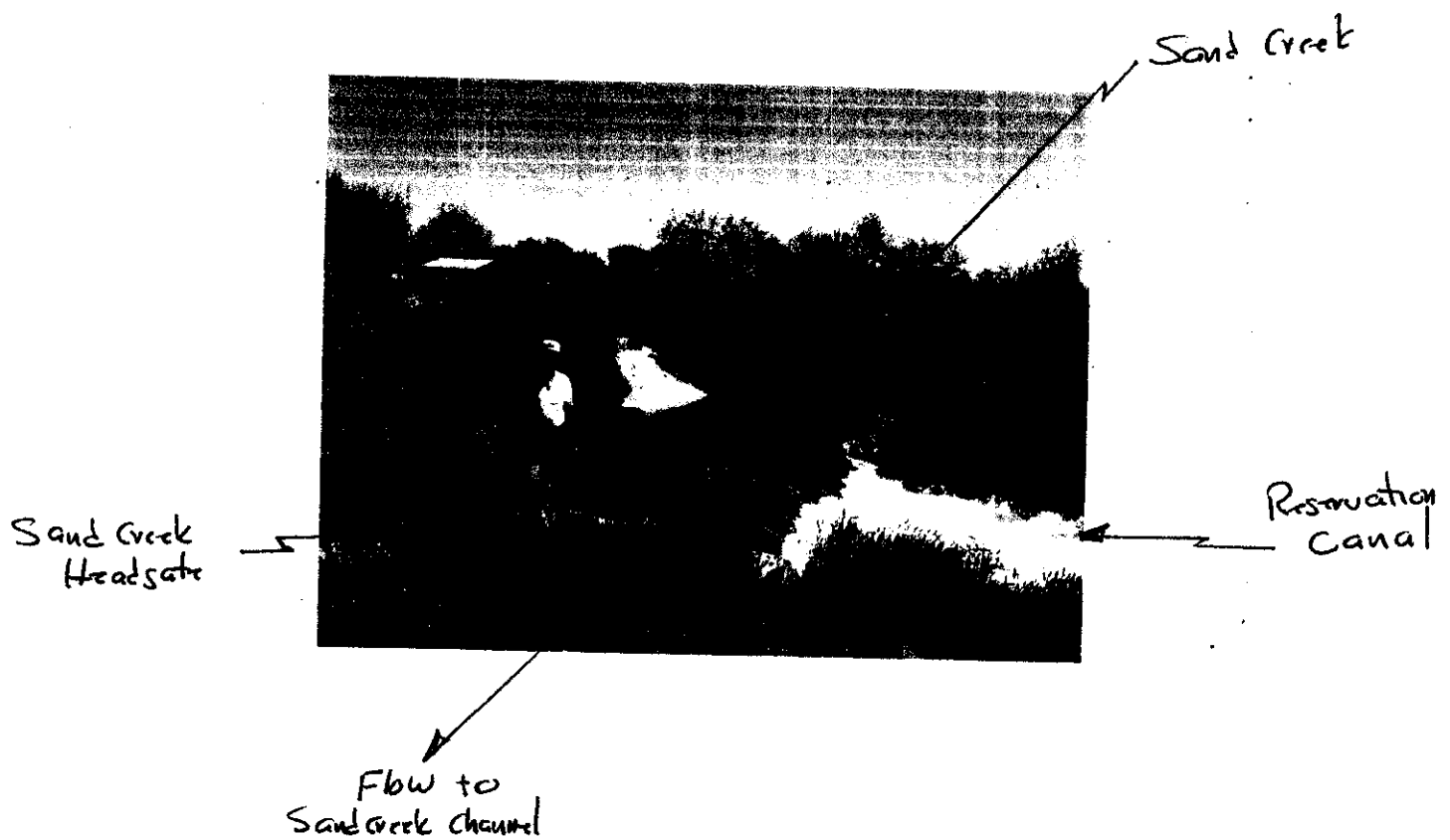
A27-2012A + A27-10028



old ditch

Remnant of Gardner's ditch
at edge of Mickelson property

A27-020124 + A27-10028



A27-02012A + A27-10028



Sand Creek Channel after
exiting headgate

6/3/03

Purchased property in March 1977

Meeting in Soda Springs with Leona & Bonnie Gardner.

- requested warranty deed I.T. agreed.
- also delivery of the water to their property.
- assessments paid.
- Newell Belnap still owns the NWNW, NENW & SWNW of section 14, T2S R36E.
- Clawson purchase 4 acres in SE NW of Section 14 from Bonnie Gardner. to complete his pivot. (3/4 a circle)

The piece in NENW owned by Belnap has been irrigated from Sand Creek.





1

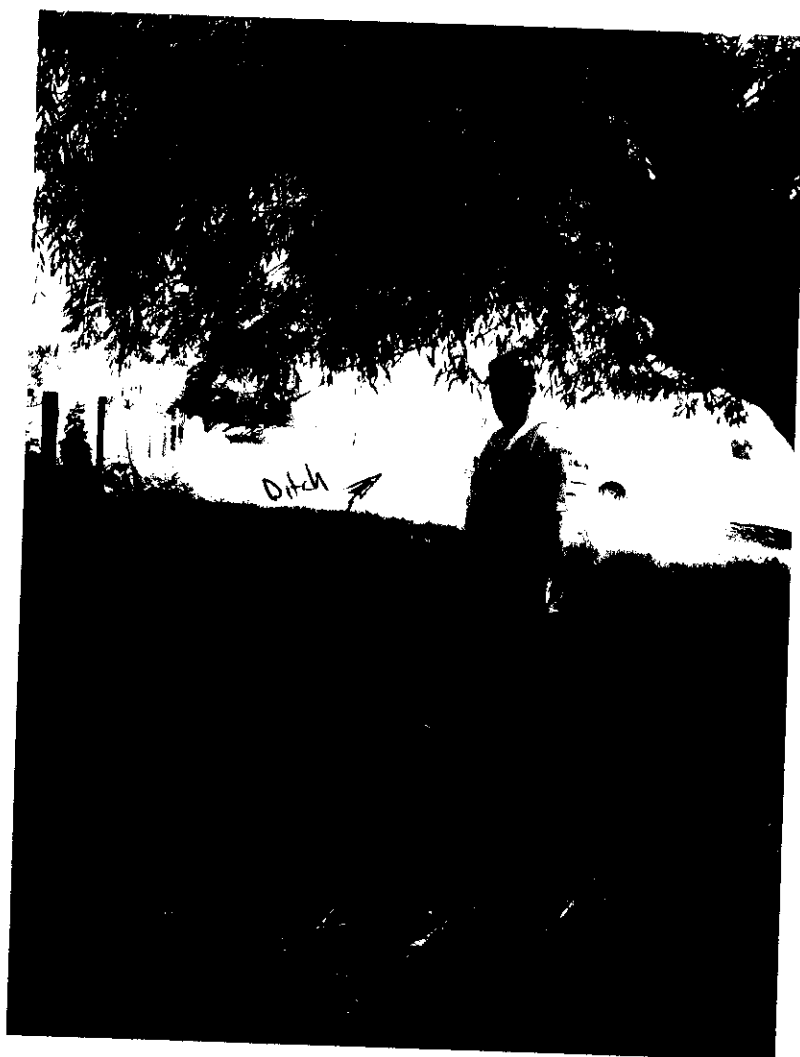
2

3

4

5

6



A27-10028 Looking East at field #1



Sand Creek

Ditch Line

A27-10028, Looking West



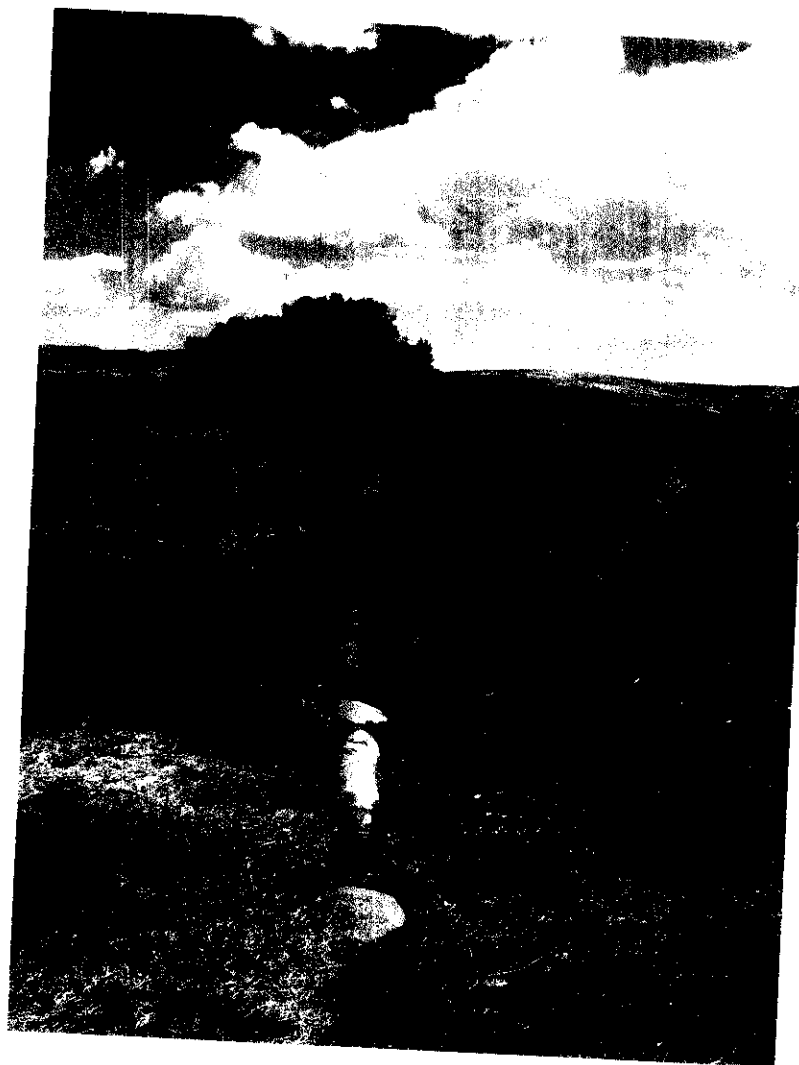
A27-10028, Looking East, Field # 1



A27-10028 Looking East, Field # 1



Ad7-10028, Looking West, Ditch + Concrete pipeline
For field #2



A27-10028, Ladang East, pipeline(culvert) to field #2



A27-10028, Field # 2



A 27-10028 ^{#3 P00 from} Sand Creek split to 2 ditches
Right hand ditch goes to field #3