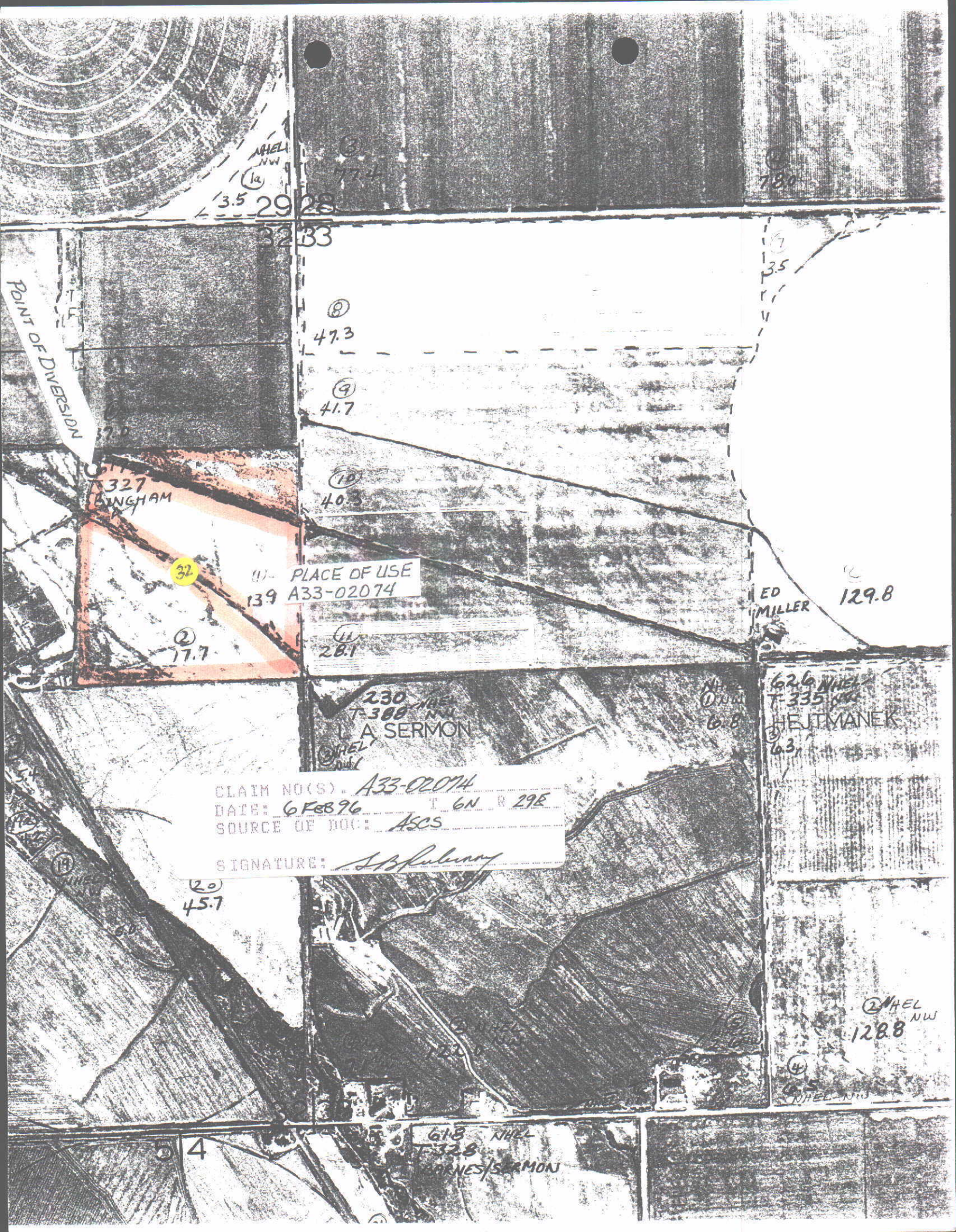




POINT OF DIVERSION

327 BINGHAM

32

PLACE OF USE  
139 A33-02074

2  
17.7

8  
47.3

9  
41.7

10  
40.3

11  
28.1

230 NH  
T-388 NW  
A SERMON

ED MILLER

129.8

62.6 NH  
T-335 NW  
HEJTMANEK

CLAIM NO(S) A33-02074  
DATE: 6 Feb 96 T 6N R 29E  
SOURCE OF DOC: ASCS  
SIGNATURE: [Signature]

20  
45.7

2 NH  
128.8 NW

61.8 NH  
T-328 NW  
BARNES/SERMON

A33-02074  
 13 April 95  
 A. Ruben

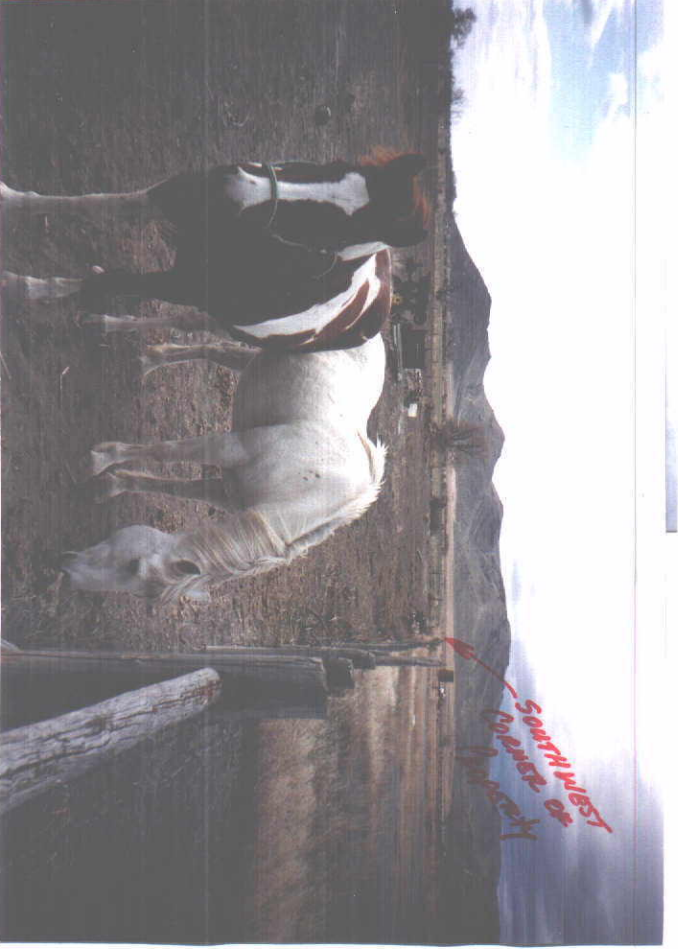


Photo Set: Taken from the NW corner of Brinkman's property. Shows west location of land/moore

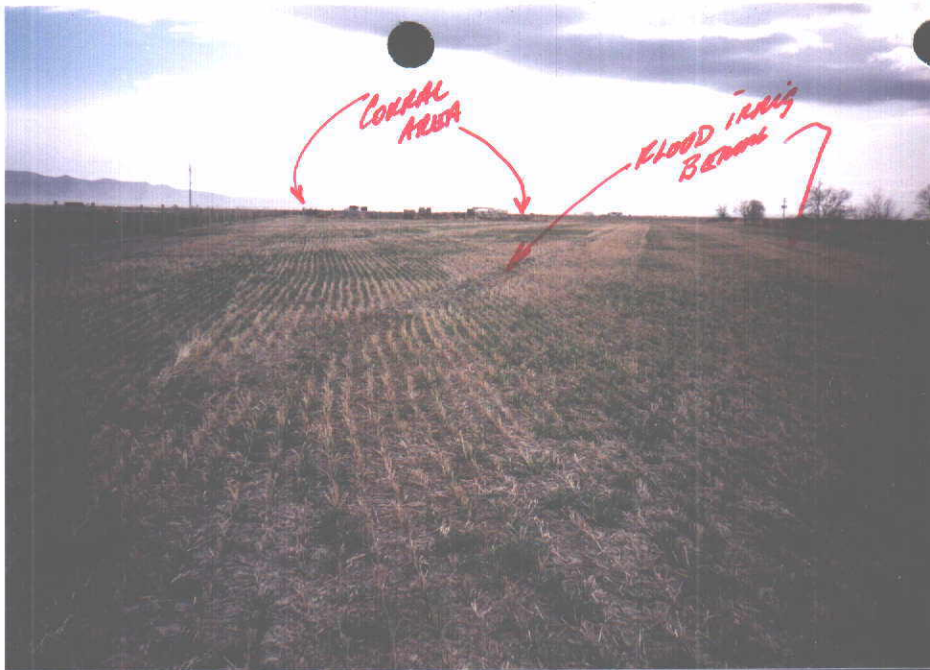


Photo 1. Looking EAST AT  
AREA NOT COVERED UNDER  
A33-02074. ALSO SHOWS  
FLOOD IRRIGATION BERMS.  
LOOKING EAST.



↖  
↗  
OPPOSING VIEWS

Photo 2. Looking WEST AT  
AREA (ABOUT 7AC.) NOT COVERED  
BY A33-02074.



Photo 3. Looking WEST. Shows  
motor/well location. DITCH IS  
FOR OTHER LLR RIGHTS TO OTHER  
PROPERTY.

CLAIM NO. A 33-02014

DATE OF PHOTO 6-21-94

TAKEN BY: S.W. Keen



\* This scene faces west from the SE corner of the NE  $\frac{1}{4}$  of section 32, T6N, R29E. It shows the hay crop in the NE  $\frac{1}{4}$ .

\*

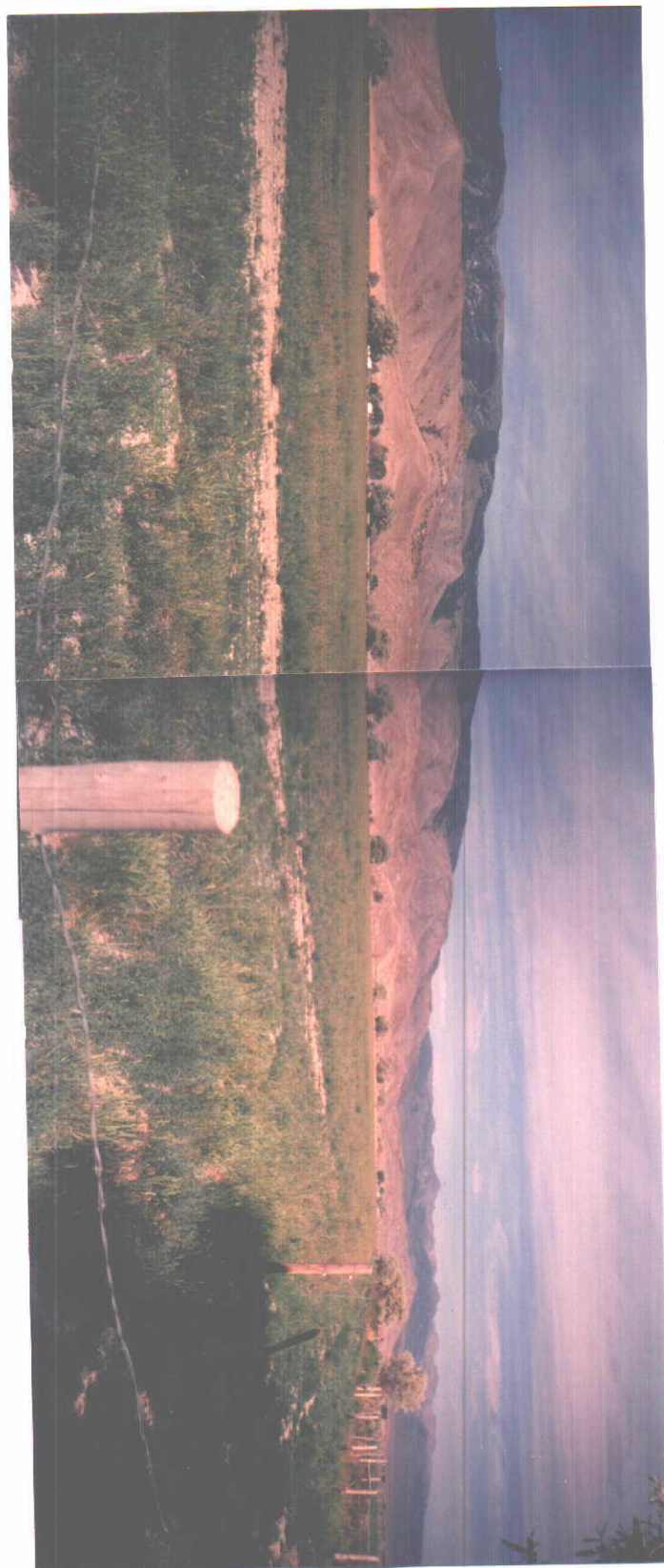
CLAIM NO.

A33 - 02074

DATE OF PHOTO: 6-21-94

TAKEN BY: S.W. Keen

- This scene faces ~~west~~ west from NESENE, S32, T6N, R29E. It shows hay growing in the SENE, S32, T6N, R29E.



\*

\*

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TW. RGE. SEC. 1/4 1/4 1/4

6N 24E 32

NW

SE

NE

LOT

COUNTY

Butte

DIVERSION NAME

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: S.W. Keen DATE: 6-10-94

SYSTEM DESCRIPTION:

ENGINE DRIVEN 90° DOWNHEAD TO PUMP DISCHARGES  
TO AN OPEN DITCH.

ENGINE: GM DIESEL

90° GEARHEAD:

JOHNSON GRAN 8" DISCH, OPEN

SN: 28271



Photo By A. Rubany

15 April 95



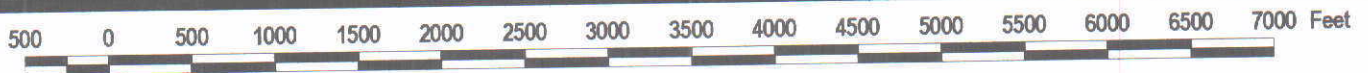
# STATE OF IDAHO

Department of Water Resources

Eastern Region

## Claimant: Lynn Bingham

Water Right(s): 33-02074



### LEGEND



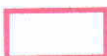
Point of Diversion

SESE

Place of Use



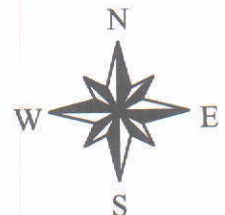
Section Line



Quarter-section line

Legal Description: T.6N., R.29E.  
Section 32 SENE

Point of Diversion: T.6N., R.29E.  
Sec. 32 NWSENE



GIS Place of Use illustration  
1987/1988 NAPP photography  
Prepared by: A. Ruberry  
Date: February 1999

A33-02074  
LYNN BINGHAM  
MARCINE BINGHAM  
401 12TH STREET  
IDAHO FALLS

(R)

ID 83403



A3302074

☒ Verify migration by field review 6/21/94  
☒ NEED ASCS Photo

Bingham - A33-02074

1. CAN FILE EXPANSION CLAIM BASED ON EVIDENCE WHICH CLEARLY SHOWS IT WAS PRIOR TO NOV. 19, 1987.

Lie 1960 - 1963 magnetic data

2. Fee - AVERAGE

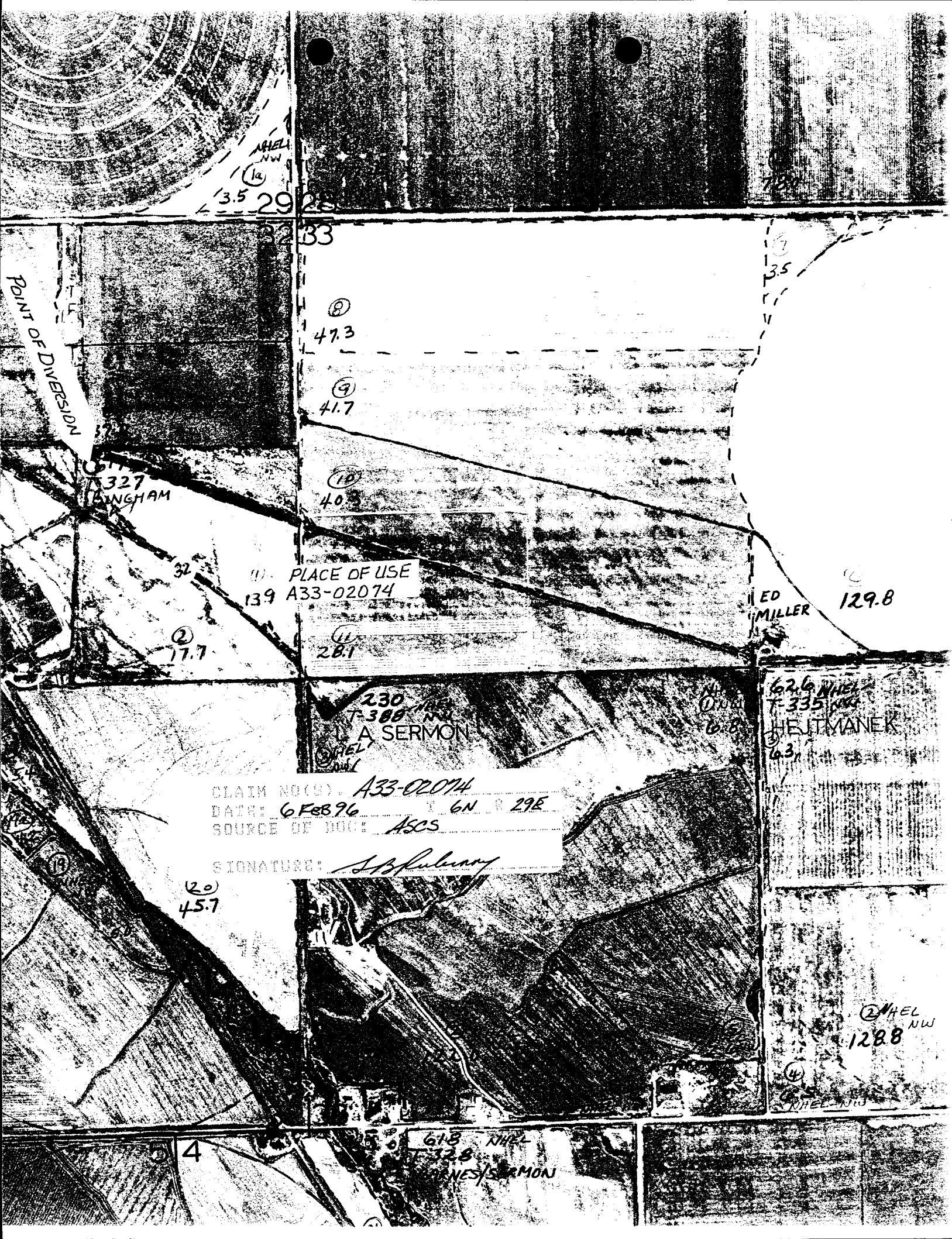
3. WHAT CONSTITUTES PROOF.

A.) Maps (Photos)

B.) AFFIDAVITS

C.) POWER RECORDS

D.) WELL DATA - NO



PLACE OF USE  
139 A33-02074

CLAIM NO(9) A33-02074  
DATE: 6 FEB 96 6N 29E  
SOURCE OF DOC: ASCS

SIGNATURE: *S. B. Pulberry*

A33-02074  
13 April 95  
A. Ruberry



Photo Set: Taken from the NW corner of Buchanan's property. Showing wire location & fence line.

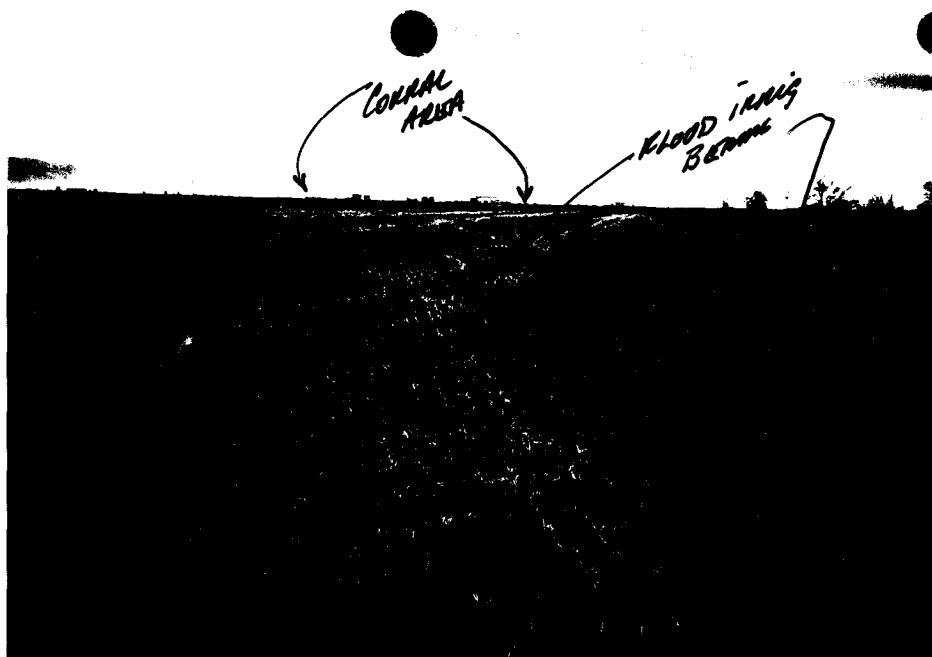


Photo 1. Looking EAST AT  
AREA NOT COVERED UNDER  
A33-07074. ALSO SHOWS  
FLOOD IRRIGATION BERMS.  
LOOKING EAST.



OPPOSING VIEWS

Photo 2. Looking West AT  
AREA (FROM PAC) NOT COVERED  
BY A33-07074.



Photo 3. Looking West. Shows  
motor/wheel location. Ditch IS  
FOR OTHER U.R. RIGHTS TO OTHER  
PROPERTY.

6/9/94

## COMMUNICATION DOCUMENTATION

Claim No. \_\_\_\_\_

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent A. RUBERRY Date 31 MARCH 95

Contact Person(s) LYNN & MARCINE BUNNAM

RE: A33-02074 FOR LOCATION AND MAPS (ASCS PHOTOS) etc.

Nature of Contact WISH TO INCREASE IRRIG OR ACHARGE ON PART OF  
(E TAC) OR THEIR 40 FROM EXISTING WELL. THEY REFERENCED A  
NEWS PAPER ARTICLE ABOUT THE SRBA JUDGE'S DECISION OF 42-1425/1426/1427.

Substance of Communication TOLD THEM THAT THE ONLY WAY TO GET  
WATER ON THIS TAC WAS TO FIND SOME FROM SOMEONE ELSE  
AND TRANSFER IT IN. ALSO, THAT THEY COULD FILE AN APP.  
FOR PERMIT BUT IT WOULD NOT BE PROCESSED (ONLY FILED) UNTIL  
THE MONITORIUM WAS LIFTED (IE). THE MONITORIUM IS NOT DUE  
FOR ADMIN. REVIEW UNTIL 31 DEC 97. THEY COULD FILE THE PERMIT  
BUT THAT DID NOT MEAN THEY COULD IRRIGATE NOW. I  
ALSO REFERENCED THE FINES FOR ILLEGAL DIVERSIONS.  
THEY TOOK AN APPLICATION FOR PERMIT - I CITED A  
\$50<sup>00</sup> FINE (TAC @ .02 = 0.14 CFS). THEY WERE GOING TO  
SEE IF THEY COULD FIND A LITTLE WATER TO TRANSFER  
IN FIRST.

31 MAR 95  
AR

CLAIM NO. A 33-02074

DATE OF PHOTO. 6-21-94

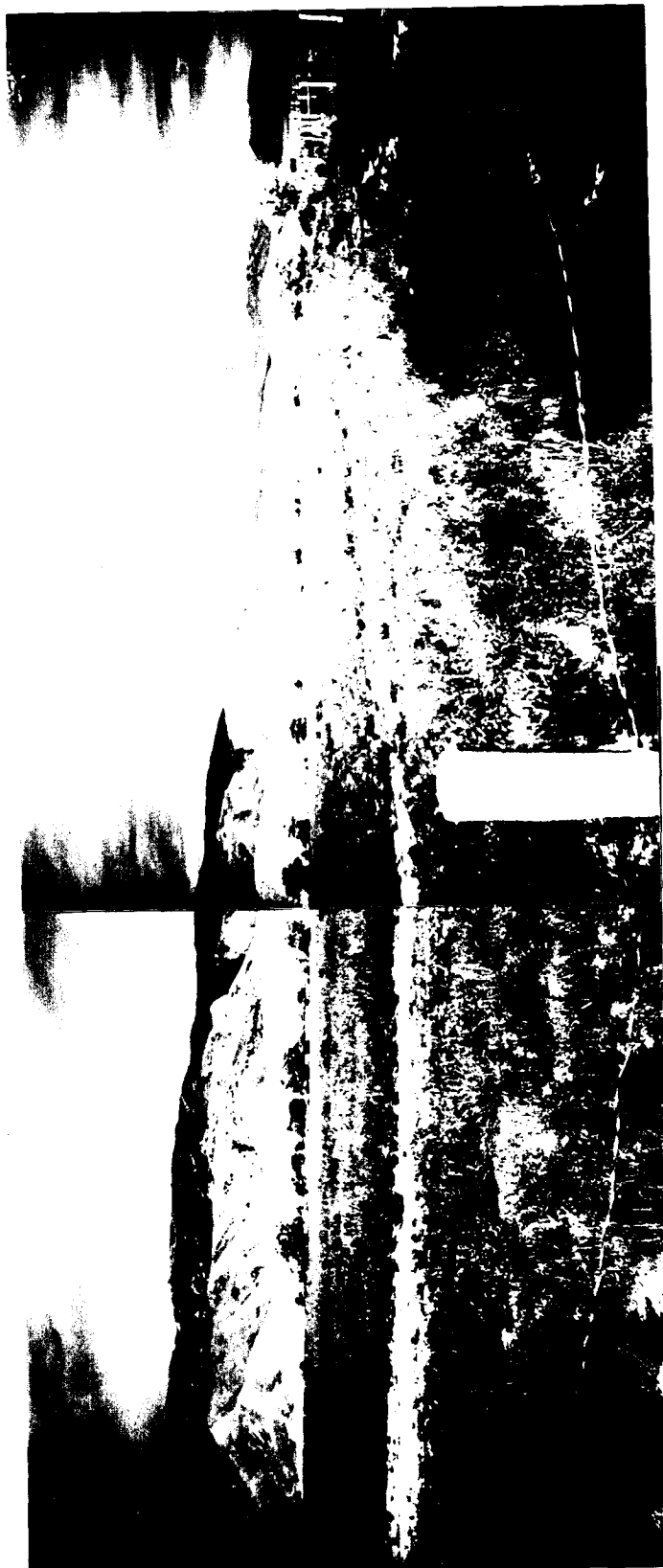
TAKEN BY: S.W. Keen



\* This scene faces west from the SE corner of the NE  $\frac{1}{4}$  of section 32, T6N, R29E. It shows the hay crop in the NE  $\frac{1}{4}$ .

\*

DATE OF PHOTO: 6-21-94  
TAKEN BY: S.W. Keen



. This scene faces west from NESENE, S32, T6N, R29E. It shows hay growing in the SENE, S32, T6N, R29E.

CLAIM NO. A33-02074

\*

\*

November 19, 1990

LYNN AND MARCINE BINGHAM  
401 12TH STREET  
IDAHO FALLS ID 83403

RE: Change in Ownership for A33-02074

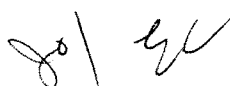
Dear Lynn and Marcine:

Your request for Change in Ownership submitted for Notice of Claim A33-02074 has been processed and the Notice modified to reflect you as the new owners.

Enclosed is a typed Notice with your names shown as the current owners. Review the form and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

  
Ernest Carlsen  
Adjudication Supervisor

EC:jt

Enclosure: Printed Notice of Claim

File: P

MICROFILMED

NOV 18 1992

## CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[ ] Water Right Number(s): A33-02074

[ ] Name and Address of  
Former Claimant(s): WESTMARK FEDERAL CREDIT UNION

PO BOX 2869

IDAHO FALLS ID 83403

[ ] New Claimant(s): MARCINE AND/OR LYNN BINGHAM

401 12th STREET IDAHO FALLS 83404

[ ] New Mailing Address: \_\_\_\_\_

New Telephone Number: (208) 522-8148

[ ] Does the change in ownership result in a splitting of the  
water right claimed? \_\_\_\_\_ yes X no  
If yes, then describe the portion of the water right that is  
now claimed by the new owner:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[ ] Attach proof of ownership  
Describe proof attached: WARRANTY DEED  
(Proof of ownership must describe either the property  
conveyed or include the claim number. Proof of ownership is  
not required if this form is signed by the former claimant.)

[ ] Signature of New Claimant(s): \_\_\_\_\_

Date: \_\_\_\_\_

MICROFILMED

NOV 18 1992

CHANGE IN OWNERSHIP

Page 2

[ ] Signature of Former Claimant(s):

*[Signature]*  
*Business Manager*

Date:

*11-7-90*

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE

2735 AIRPORT WAY  
BOISE, IDAHO 83705  
(208) 334-2190

EASTERN REGIONAL OFFICE

150 SHOUP SUITE #15  
IDAHO FALLS, IDAHO 83402  
(208) 525-7161

STATE OFFICE

1301 N. ORCHARD ST.  
STATEHOUSE MAIL  
BOISE, IDAHO 83720  
(208) 327-7906

SOUTHERN REGIONAL OFFICE

222 SHOSHONE STREET EAST  
TWIN FALLS, ID 83301  
(208) 734-3578

NORTHERN REGIONAL OFFICE

1910 NORTHWEST BLVD. SUITE 210  
COEUR D'ALENE, IDAHO 83814  
(208) 765-4639

**CORPORATION  
WARRANTY DEED**

FOR VALUE RECEIVED,

WESTMARK FEDERAL CREDIT UNION

a corporation duly organized and existing under the laws of the State of IDAHO, grantor, does hereby Grant, Bargain, Sell and Convey unto

LYNN BINGHAM AND MARCINE BINGHAM, husband and wife

whose address is: 401 12th St., Idaho Falls, Idaho 83404

grantee, the following described real estate, situated in Butte County, Idaho, to-wit:

Township 6 North, Range 29 E.B.M., Butte County, Idaho  
Section 32: SE 1/4 NE 1/4

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; and that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 26, 1990

Westmark Federal Credit  
Union

By

x Kay Woods

STATE OF Idaho }

ss.

County of Bonneville }

On this 26 day of October, 1990, before me, a Notary public in and for said State, personally appeared x Kay Woods known to me to be the x CEO of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

x Mary L. Gough  
Notary Public,  
Residing at Idaho Falls, Id.  
Commission Expires 12/19/99

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a very important document, as it is the first official communication from the President to the Congress since the inauguration of Abraham Lincoln. The letter discusses the state of the Union and the challenges facing the country at the time.

NAME OF APPLICANT

HARLEY L. KYLE

Form No. 0

T 6 N - R 25 E., B.M.

Sec. 32

Permit-Map No. 9-25482  
As Approved  
MAR 4 1955  
MARK R. KULF  
State Reclamation Engineer

SCALE: 2 inches Equal 1 Mile. Draw Plus in Ink.

9-25482

July 24, 1960

Re: Permit No. G-25482

Harley L. Kyle  
Howe, Idaho

Dear Mr. Kyle:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-25482 shows the well is (are) capable of conveying 32 miner's inches, or .64 c.f.s. of water for the irrigation of 32 acres.

Upon receipt of the statutory fees, totaling \$ 7.00 , we will issue the Certificate of Completion of Works ( fee \$5.00) and the License and Certificate of Water Right ( fee \$ 2.00 , based at the rate of \$2.00 for each 40-acre subdivision ) confirming the right, with priority of February 25, 1955 to the use of .64 second feet of subterranean water with the point of diversion in SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 32, T. 6 N., R. 29 E., for the irrigation of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 32, same township and range.

Very truly yours,

GEO. M. CARTER  
State Reclamation Engineer

By:

(Mrs.) Edna P. Ralls  
Chief Clerk

EPR:ew

G25482

27

# State of Idaho License and Certificate of Water Right

Water License No. G-25482

Amount 0.64 c.f.s.

Water District No.

Priority Feb. 25, 1955

THIS IS TO CERTIFY that HARLEY L. KYLE  
of Howe, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated February 25, 1955; that Permit No. G-25482  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
0.64 second feet, was issued thereunder on August 3, 1960, showing that said works  
were completed on the 30 day of November, 1959; and that on the 30th  
day of November, 1959,

HARLEY L. KYLE

of Howe, State of Idaho, made proof to the satisfaction of the  
STATE RECLAMATION ENGINEER of Idaho, of the right to use the waters of a well  
, a tributary of subterranean flow, for the purpose of irrigation  
, under Use Permit No. G-25482 of the Department of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,  
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume  
11 of Licenses at page 6930, on the 3rd day of August, 1960;  
The right hereby confirmed dates from February 25, 1955;

The Point of Diversion is located  
in the SE 1/4 NE 1/4, Sec. 32, Tp. 6 N., R. 29 E., B. M. BUTTE County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
not exceed 0.64 cubic feet per second.

Description and location of use:

| Twp.                                   | Range | Sec. | Forty-acre Tract | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|----------------------------------------|-------|------|------------------|----------------------------------|---------------------------------|
| 6 N.                                   | 29 E. | 32   | SE 1/4 NE 1/4    | 40                               | 32                              |
| Total number of acres to be irrigated: |       |      |                  | 32                               |                                 |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place  
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this  
3rd day of August, 1960.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

33 2074

STATE OF IDAHO

## DEPARTMENT OF RECLAMATION

BOISE, IDAHO

## REPORT OF ENGINEER

Permit No. 0-25482This proof is for Completion of Works and Beneficial Use in Water District No. \_\_\_\_\_1. Name of applicant Harley L. Kyle2. Source of water supply: Drilled well, to raise subterranean water.3. Location of point of diversion: Is in the SE 1/4 of Section 32T. 6N. R. 29E. County of Butte4. Describe work as they exist, giving dimensions and capacities of same: 115' x 16" cas 90'4-63' 8" x 92' cas. 2-10' 10"IHC Diesel Engine U.D. 281-4 30hp. Berkeley Lat drive2-7 motor 28271 no protectionBerkeley Turb. 352-425 Cone base for pump & also engine8" O.D. x 10' delivery to L. into open ditch. Pipe disch. nearly full5. Water is used for: Irrigation est. 100'6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 Sec. 32, T. 6 N., R. 29 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? \_\_\_\_\_

Remarks: Mr. Kyle alongThis well is for a small Diesel Engine. It pumps two to three times water asked for on Permit.This examination was made on the 20 day of July, 1960(Signed) E. M. Humphrey  
Examiner0-25482

R-29E

Slap ditch cross  
2k. 40 acre.

T.  
6  
N.

32  
32

None

Subdivisions - One

Area = 32 acres

Q = 32" or

64 1/2

00:03:54  
03/31/93

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A33-12074  
1663

LAST: WESTMARK FEDERAL CREDIT UNION  
ADDRESS: P. O. BOX 2969  
CITY: IDAHO FALLS  
PHONE NUMBER: 208-000-0000  
OWNER CODE: 0

FIRST: LAYN  
STATE: ID ZIP: 83403

LAST: BINGHAM  
ADDRESS: 401 12TH STREET  
CITY: IDAHO FALLS  
PHONE NUMBER: 208-522-8148

FIRST: LYNN  
STATE: ID ZIP: 83403

LAST: BAIRD  
ADDRESS: TERRETON  
CITY: TERRETON  
PHONE NUMBER: 208-000-0000  
OWNER CODE: 0

FIRST: BRUCE  
STATE: ID ZIP: 83450

LAST: KYLE  
ADDRESS: HOME  
CITY: HOME  
PHONE NUMBER: 208-000-0000  
OWNER CODE: 0

FIRST: HARLEY L.  
STATE: ID ZIP: 83244

LAST: BINGHAM  
ADDRESS: 401 12TH STREET  
CITY: IDAHO FALLS  
PHONE NUMBER: 208-522-8148  
OWNER CODE: 0

FIRST: MARCINE  
STATE: ID ZIP: 83403

FIELD EXAM REQUIRED?  
VERIFICATION REQUIRED DUE TO REMARKS?  
CLAIM REMARKS: CHANGE IN OWNERSHIP, 11/15/10/JT

DATABASE Y  
FIELD EXAMINER

55 W.  
50.  
1351  
83402  
SENT CHANGE OF ADDRESS FORM  
13 Nov 95.

CONTACT PERSON: Det. K. J. Murphy PHONE NUMBER: ( ) - - - -  
DATE OF FIELD EXAM: 03/31/85 APPOINTMENT MADE: Y ( ) N ( ) A ( ) P ( )  
ACCOMPANIED BY: Det. J. J. Murphy PHONE NUMBER: ( ) - - - -

RELATIONSHIP TO CLAIMANT: DETECTORS

DIRECTIONS TO PROPERTY / NOTES:

Bushman's and in to see if they could find an additional WATER FOR THE OTHER  
THE NOTEBOOK IN THIS CLAIM

A. AJ CLAIM: # A33-02074 PRIORITY DATE: 02-25-1955 STAGE: L  
B. WR RECORD: # 33-02074 PRIORITY DATE: 02-25-1955 STAGE: L

C. FIELD EXAM REQUIRED?  
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) FIELD EXAMINER  
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y( ) N( )

NOTES: Claimed as licensed; can recommend as claimed.

RECOMMENDED PRIORITY DATE:  
02-25-1955

REVIEWED BY S.W. Keen DATE 6-10-1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY  |
|-----------|------|------|------|-----|-----|-----|-----|-------|
| A33-02074 | 05N  | 29E  | 32   | NW  | SE  | NE  |     | BUTTE |

OTHER AJ CLAIMS WITH SAME AJ P00  
A PREFIX R PREFIX  
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY  |
|----------|------|------|------|-----|-----|-----|-----|-------|
| 33-02074 | 05N  | 29E  | 32   | SE  | NE  |     |     | BUTTE |

OTHER WR RECORDS WITH SAME WR P00

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

| DUE TO P00 DISCREPANCY? (Y/N) | DUE TO SOURCE DISCREPANCY? (Y/N) | DATABASE | FIELD EXAMINER |
|-------------------------------|----------------------------------|----------|----------------|
|                               |                                  | Y N      | ---            |

NOTES:

The 1960 Report of Engineer maps the P/D at the claimed 10-acre tract.

1567

CLAIM NUMBER: A33-12074  
1567

| RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: |            |           |     | COUNTY | DIVERSION NAME |
|-----------------------------------------------|------------|-----------|-----|--------|----------------|
| TWP.                                          | RSE.       | SEC.      | 1/4 | 1/4    | LOT            |
| <u>6N</u>                                     | <u>29E</u> | <u>32</u> | NW  | NE     |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
|                                               |            |           |     |        |                |
| SOURCE: GROUNDMASTER                          |            |           |     |        |                |

REVIEWED BY: S.W. Keen DATE: 6-10-94

SYSTEM DESCRIPTION:

SYSTEM DESCRIPTION:  
ENGINE DRIVEN 90° DOWNHEAD TO PUMP DISCHARGES  
TO AN OPEN DITCH.

ENGINE: GM Diesel

90° GREENING;  
JOHNSON GRAN  
8" DISCH. OPEN  
SN: 2 B271



Photo by A. Rubeney  
13 April 95

A. ROOT WATER RIGHT NUMBERS: A33-02074

B. POI LISTING

TWP R16 SEC 32 1/4 1/4 LOT NAME  
 06N 29E 32 SE NE BINGHAM, LYNN  
 TOTAL ACRES A33-02074

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, (Y ) N( )  
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? DATA BASE FIELD EXAMINER  
 DUE TO POI DISCREPANCY? (Y/N) Y

PRESUMPTION FLAG:

NOTES:

ASCS show two cropped fields, one of 13.9 acres and one of 17.7 acres. The 1987 NAPP photo shows the fields as white, which is not a definite indicator of irrigation. Based on the NAPP, it is difficult to tell if this land has been recently irrigated. Field exam is necessary.

RECOMMENDATIONS:

TOTAL ACRES: 32  
 REVIEWED BY: S.W. Keen

DATE: 7-1-94

6-21-94 - Field check by S.W. Keen shows irrigated hay-crop on the claimed land.  
 See the photos in this file.

1975 - U.S.G.S. O.R. - inconclusive as to irrigation.

13 April 95 - Field Exam shows BOTH THE NE TANGULAN PLOTS AND THE SW TANGULAN PLOTS (SEE ASCS photo) ARE BEING IRRIGATED w/o BENEFIT OF A WATER RIGHT.   
 O.K. as Lie.

ASCS

FIELD EXAM. RECOMM. ACRES  
 31.6 32  
 32

LANDSAT DATA  
 43.0 43.0

4R #/ACRES  
 33-02074 732.0 732.0

A. AJ CLAIMED USES:

| PURPOSES             | MONTH/DAY                           | DIVERSION QUANTITY |
|----------------------|-------------------------------------|--------------------|
| A33-02074 IRRIGATION | FROM 04-01 TO 11-01                 | .540 CFS           |
|                      | TOTAL DIVERSION RATE/VOLUME CLAIMED | .540 CFS           |

B. WR RECORDED USES:

| PURPOSES            | MONTH/DAY                           | DIVERSION QUANTITY |
|---------------------|-------------------------------------|--------------------|
| 33-02074 IRRIGATION | FROM TO                             | .540 CFS           |
|                     | TOTAL DIVERSION RATE/VOLUME CLAIMED | .540 CFS           |

PRESUMPTION FLAG: N/A

C. FIELD EXAM REQUIRED?

|                                          | DATEBASE | FIELD EXAMINER |
|------------------------------------------|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N)      | N        | ---            |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | N        | ---            |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | Y        | ---            |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y( ) N(☒)

Y( ) N( )

EXPLAIN IN NOTES, BELOW.

NOTES:

TDWR standard season is 4-15 to 10-15 for this area.

Y( ) N( )

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.540 CFS  
MR ROOT RIGHT TOTAL DIVERSION RATE: 0.540 CFS

\*\*\* IF NO OR IF STATUTORY CLAIM OR BENEFCIAL USE THEN FLOW MEASUREMENT REQUIRED. \*\*\*  
\*\* IF AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS \*\*  
\*\* CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. \*\*

FLOW MEASUREMENT REQUIRED?

FIELD  
DATABASE EXAMINER  
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y( ) N( ) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM:

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1B. CALCULATIONS

1A. IRRIGATION RATE  
ACRES 32 X 0.02 CFS/ACRE = 0.64 CFS  
(TAKEN FROM P/U REVIEW)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y( ) N(X)  
\*\*\* IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( ) \*\*\*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 30.0 AF/A  
ACRES 32 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =  
TOTAL CONSUMPTIVE USE 80 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A  
ACRES 32 X DIVERSION VOL. AF/A FOR AREA 3.5 =  
TOTAL DIVERSION VOLUME 112 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ) N(X)

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

| REC. PURPOSES        | REC. PERIOD FROM TO   | REC. DIV RATE CFS      | REC. DIV VOL. AF/A    | REC. CONS. USE         |
|----------------------|-----------------------|------------------------|-----------------------|------------------------|
| IRRIGATION           | <del>04-01</del> 4-15 | <del>11-01</del> 10-15 | DATABASE EXAMINER 112 | DATABASE EXAMINER 80.0 |
| TOTAL FOR THIS RIGHT |                       | 0.660                  | 112                   | 80.0                   |

REVIEWED BY: S.W. Keen DATE: 7-1-94

Flag = N/A

Cond. Code = None

Remarks = None

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP \_\_\_\_\_  
FORFEIT/ABANDON \_\_\_\_\_  
ADDITIONAL DIV. AMOUNT \_\_\_\_\_

ACCEPTED AS CLAIMED ( )  
NEEDS REVIEW ( )  
( )  
( )

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-02074

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 0.640  
EXAMINER \_\_\_\_\_  
CFS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | CURRENT "R" CLAIM NUM. | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|------------------------|---------------|------------------|----------------|
| -                 | A33-02074             | 0.640          | -                      |               | 33-02074         | 0.640          |
| TOTAL CFS         |                       | 0.640          |                        |               |                  |                |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)  
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE Y  
FIELD EXAMINER \_\_\_\_\_

NOTES:

No split!

AUTHENTICATION:

SIGNATURE: Shelley Walter Keen DATE: 7-1-94  
NAME OF FIELD EXAMINER: Shelley Walter Keen TITLE: Sr. W.R. Agent

| MR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE      | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|---------------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                   |                                                 | Desktop<br>S.W. Keen<br>6-10-94 | No                     | 6                   | S.W. Keen<br>7-1-94              | S.W. Keen<br>7-1-94                  | S.W. Keen<br>7-1-94           |
| POINT OF DIV              | Y                 |                                                 |                                 | No                     | 6                   |                                  |                                      |                               |
| SOURCE                    |                   |                                                 |                                 | No                     | 6                   |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 | S.W. Keen<br>6-21-94            | No                     | 5 2 <sup>4</sup>    |                                  |                                      |                               |
| DIV. AMOUNT<br>CF3/VOLUME |                   |                                                 | 7-1-94                          | No                     | 6                   |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                 |                                                 | Desktop<br>Review               | No                     | 6                   |                                  |                                      |                               |
| PURPOSES                  |                   |                                                 | S.W. Keen<br>6-21-94            | No                     | 5                   |                                  |                                      |                               |
| PERIOD OF USE             | Y                 |                                                 |                                 | Yes                    | 6                   |                                  |                                      |                               |
| BASIS OF CLAIM            |                   |                                                 |                                 | No                     | 6                   |                                  |                                      |                               |
| REMARKS                   | Y                 |                                                 |                                 | No                     | 6                   |                                  |                                      |                               |

"VERIFIED BY" CODES

- TOPO MAP/ORTHOPHOTO = 1
- ASCS MAP = 2
- INTERMASTER RECORDS = 3
- NAIP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION  
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

05:25:59  
03/31/93  
1675

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 13  
PROFILE REPORT

CLAIM NUMBER: A33-2014

|                                                                                                                                                     |                |                  |           |                                      |                      |                     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------|----------------|------------------|-----------|--------------------------------------|----------------------|---------------------|
| OWNER<br>CJOE                                                                                                                                       | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO                | DIVERSION<br>RATE    | DIVERSION<br>VOLUME |
| C LYNN BINGHAM<br>C MARCINE BINGHAM<br>401 12TH STREET<br>IDAHO FALLS ID 83403<br>(208) 522-8148                                                    | 02/25/1955     | IRRIGATION       |           | 04-01 11-01                          | 0.64 CFS<br>0.64 CFS | 80.0 AFA            |
| WATER SOURCE: GROUNDWATER                                                                                                                           |                |                  |           | TOTAL DIVERSION:<br>CONSUMPTIVE USE: |                      |                     |
| POINT(S) OF DIVERSION:<br>T06N R29E S32                                                                                                             |                |                  |           | STAGE: LICENSE<br>BUTTE COUNTY       |                      |                     |
| PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION                                                                                                      |                |                  |           | SE                                   |                      |                     |
| NENE NAME SENE : NENW NUNW SHNW SENW : NENE NWSE SHSE SESE :<br>T R S : LT AC LT AC LT AC LT AC : LT AC LT AC LT AC LT AC : LT AC LT AC LT AC : SUM |                |                  |           |                                      |                      |                     |
| 06N 29E 32 : 32 :                                                                                                                                   |                |                  |           | TOTAL ACRES<br>32.0<br>32.0          |                      |                     |

POU COUNTY: BUTTE

REMARKS: CHANGE IN OWNERSHIP, 11/16/90/JT  
DATES: EXAM MADE DATE: VERIFIED DATE:  
MISC: WATER DISTRICT NUMBER: FIELD INSPECTION FLAG:  
PRESUMPTION FLAG:



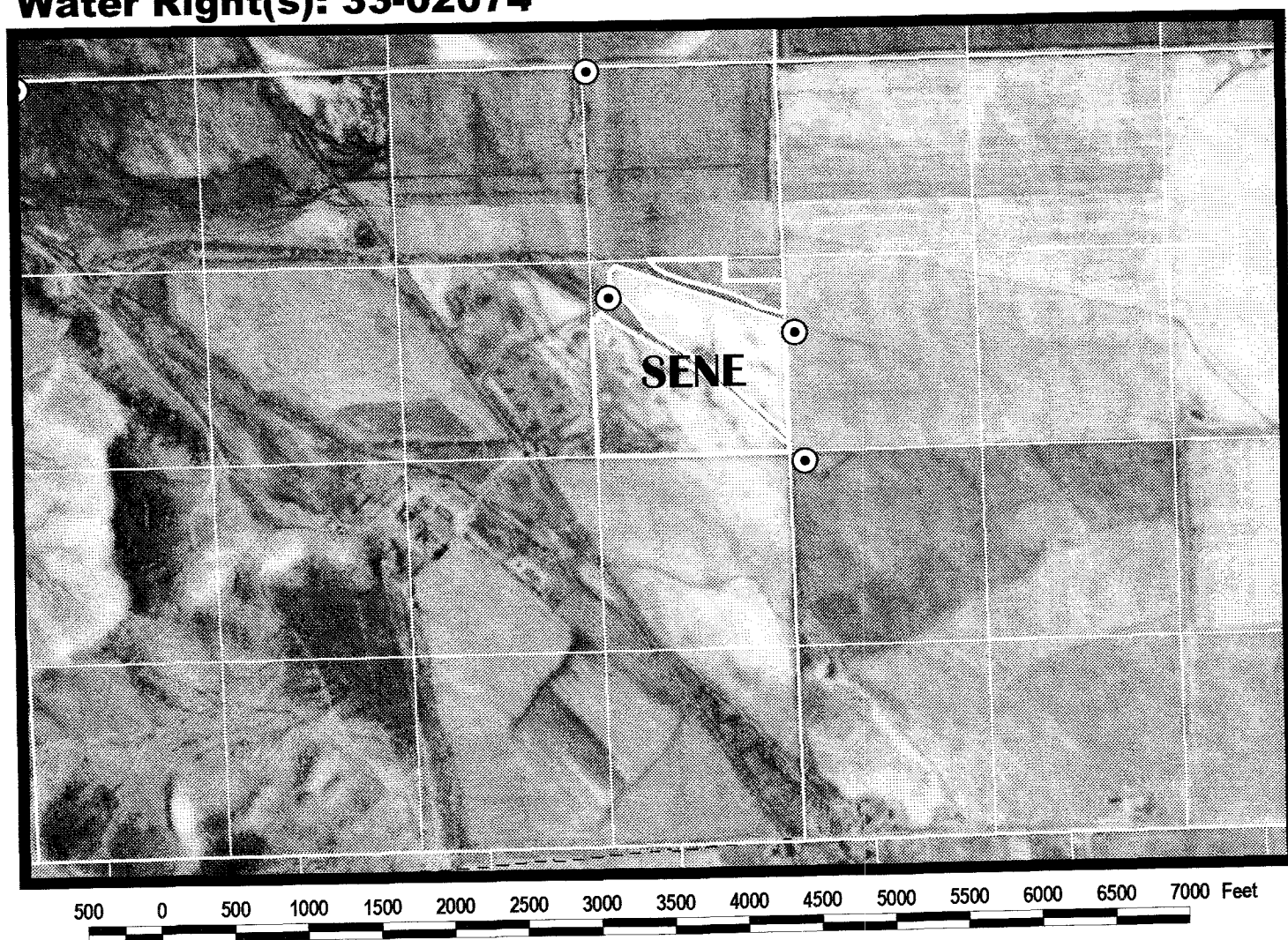
# STATE OF IDAHO

Department of Water Resources

Eastern Region

**Claimant: Lynn Bingham**

**Water Right(s): 33-02074**



## LEGEND



Point of Diversion

SESE

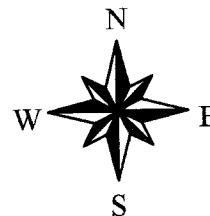
Place of Use

Section Line

Quarter-section line

**Legal Description: T.6N., R.29E.  
Section 32 SENE**

**Point of Diversion: T.6N., R.29E.  
Sec. 32 NWSENE**



GIS Place of Use illustration  
1987/1988 NAPP photography  
Prepared by: A. Ruberry  
Date: February 1999

Pull To # 101  
 Pull To # 126

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Description | County     |
|-----|-----|-----|-------|-----|-------|--------------|-------------|------------|
| 06N | 29E | 32  | SE NE |     | 32.0  | 01           | IRRIGATION  | (23) BUTTE |

+ - - Diversion Means - Well, Pump, and Ditches

+ - - Other Rights for Same Use -

[illegible][illegible]

|  |                                    |
|--|------------------------------------|
|  | +-----+                            |
|  | - - - Conditions of Approval - - - |
|  | No Conditions of Approval found.   |
|  | +-----+                            |

[illegible]

| Date                                                                                                                      | User | Id       | Subject                      | Comments |
|---------------------------------------------------------------------------------------------------------------------------|------|----------|------------------------------|----------|
| Date: 07/01/1994                                                                                                          | User | Id: KEEN | Subject: COPIED FROM REMARKS |          |
| CHANGE IN OWNERSHIP, 11/16/90/JT                                                                                          |      |          |                              |          |
| Date: 07/01/1994                                                                                                          | User | Id: KEEN | Subject: CLAIM REVIEW        |          |
| CLAIM REVIEW BY S.W. KEEN. FIELD CHECK OF THE POJ ON 6-21-94. DRAFT RECOMMENDATION AND DATA ENTRY BY S.W. KEEN ON 7-1-94. |      |          |                              |          |

+ - - Audit Fields - - + 00/00/00

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 06/21/1994 | Civil Case Number       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | -            | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 07/01/1994 | Old Judicial District   | -       |
| Claim Received Date  | - 11/07/1990 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - E015430    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | - AND/OR     | Presumption Flag        | -       |
|                      |              |                       |              | Notice of Error Flag    | -       |

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: A33-02074  
Date Received: 11/07/1990  
Receipt No: E015430  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: LYNN BINGHAM 208-522-8148  
Address: 401 12TH STREET  
IDAHO FALLS, ID 83403

AND/OR

Name: MARCINE BINGHAM 208-522-8148  
Address: 401 12TH STREET  
IDAHO FALLS, ID 83403

2. Date of Priority: FEB 25, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 06N      | 29E   | 32      | NW     | SE     | NE  |     | BUTTE  |

5. Description of diverting works:  
WELL/PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.640  |      |        |

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

8. Total consumptive use is 80.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 06N      | 29E   | 32      | SE     | NE  |     | IRR | 32.0  |

A33-02074

Page 1

Date: 11/16/90

MICROFILMED  
NOV 18 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 32.0  |
|          |       |         |            |     | Total Acres   | 32.0  |

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

14. Remarks:  
CHANGE IN OWNERSHIP, 11/16/90/JT

15. Basis of Claim: LICENSE

Water Right Number: 25482

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 Individuals:

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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: A33-02074  
Date Received: 1/04/1990  
Receipt No: E015430  
Received By: Jo

RECEIVED

NOV 16 1990

Department of Water Resources  
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WESTMARK FEDERAL CREDIT UNION  
Address: P. O. BOX 2869  
IDAHO FALLS, ID 83403

2. Date of Priority: FEB 25, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 06N      | 29E   | 32      | NW     | SE     | NE  |     | BUTTE  |

5. Description of diverting works:  
WELL/PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.640  |      |        |

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

8. Total consumptive use is 80.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 06N      | 29E   | 32      | SE     | NE  |     | IRR | 32.0  |

Section Acres 32.0

Total Acres 32.0

A33-02074

Page 1

Date: 11/07/90

A3302074



MICROFILMED

NOV 18 1992

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 25482

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 Business Services Manager of \_\_\_\_\_  
Title

Westmont Federal Credit Union that I have signed the foregoing  
Organization

document in the space below as Business Services Manager of \_\_\_\_\_  
Title

Westmont Federal Credit Union and that the statements contained in the  
Organization

foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent

Business Services Manager Westmont Federal Credit Union  
Title and Organization

11-15-90

Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 7th day  
of Nov. 19 90

Betty J. Thompson  
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC  
RESIDING AT IDAHO FALLS, IDAHO  
My Commission Expires MY COMMISSION EXPIRES: 6-30-94