

C Duplex

01/30/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-12899

NAME AND ADDRESS: KAREN M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.060 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1212 AF.

PRIORITY DATE: 05/01/1977

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF
DIVERSION:

T02S R32E S2 NESESE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.060 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R32E S02	SWNE	15.0	T02S R32E S02	SENE	15.0
T02S R32E S02	NESE	39.0	T02S R32E S02	NWSE	39.0
T02S R32E S02	SWSE	24.0	T02S R32E S02	SESE	39.0
T02S R32E S11	NENE	39.0	T02S R32E S11	NWNE	19.0
T02S R32E S11	SWNE	35.0	T02S R32E S11	SENE	39.0

303 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 303 ACRES IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02390 PURSUANT TO SECTION 42-1426, IDAHO CODE.

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

01/30/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NO. 35-02390 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

THIS RIGHT IS FOR AN ENLARGEMENT OF 73 ACRES WITHIN THE PLACE OF USE
DESCRIBED FOR THIS RIGHT.



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

January 30, 2002

KAREN M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for 35-2253B, 35-2390,
35-7171 and 35-12899 and Notice of Completed Administrative Proceeding
(NCAP)

Dear Ms. Phillips:

On January 28, 2002, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Cheri Vandermeulen
Records Clerk

Enclosure

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

)
)
)
)
)

**Water Rights: 35-2253B, 35-2390,
35-7171 AND 35-12899**

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership
 - ☐ other

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

January 30, 2002

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Feb 1, 2002, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
DALE M & KAREN M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
KAREN M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221
4. One copy to:
Each party in the subcase, or attorney of record

JEFFREY C FEREDAY	KENT W FOSTER
GIVENS PURSLEY LAW OFFICE	HOLDEN KIDWELL HAHN & CRAPO
PO BOX 2720	PO BOX 50130
BOISE ID 83701-2720	IDAHO FALLS ID 83405
 BLAIR J GROVER	 JOHN K SIMPSON
GROVER & ARCHIBALD LAW OFFICE	ROSHOLT ROBERTSON & TUCKER
PO BOX 36	PO BOX 2139
RIGBY ID 83442	BOISE ID 83701
 JERRY RIGBY	
RIGBY THATCHER ANDRUS RIGBY KAM & MOELLER	
PO BOX 250	
REXBURG ID 83440	
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

OK JC
1-28-02

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>10th</u> <u>35-2253B</u>	<u>NCAP</u>				
<u>change - 35-2390</u>	<u>NCAP</u>				
<u>35-7171</u>	<u>NCAP</u>				
<u>35-10514</u>	<u>\$25 fee</u>				
<u>35-12899</u>	<u>NCAP</u>				

RECEIVED

JAN 28 2002

Department of Water Resources
Eastern Region

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25 -
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

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

Dale M Phillips
1851 W. 600 N. Blackfoot, ID

4. New Owner/Claimant(s)

Karen S Phillips

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

Same

New Telephone Number

() _____

5. Date you acquired the property

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)

Water Rights: SEE ATTACHED
LIST

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

☒ Other: Deadline to Assert Injury to Enlargement Claims has expired.

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Nov 6, 2001



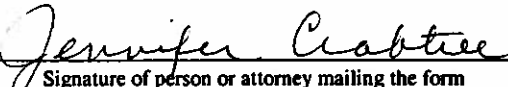
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11-9, 2001, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
SEE ATTACHED LIST
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
4. One copy to:
Each party in the subcase, or attorney of record
JEFFREY C FEREDAY JOHN K SIMPSON
GIVENS PURSLEY LAW OFFICE ROSHOLT ROBERTSON & TUCKER
PO BOX 2720 PO BOX 2139
BOISE ID 83701 BOISE ID 83701

JERRY R RIGBY
PO BOX 250
REXBURG ID 83440
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

35 2111	
35 2156	
35 2160	A
35 2202	A
35 2202	B
35 2282	
35 2338	
35 2366	
35 2390	
35 2454	
35 2500	A
35 2586	B
35 2602	
35 2617	
35 2653	
35 2661	C
35 2667	
35 2685	
35 2704	
35 2759	
35 2787	
35 2807	
35 2820	
35 2849	
35 2852	
35 2873	
35 2898	B
35 2899	
35 4077	
35 7030	
35 7064	B
35 7065	
35 7108	
35 7304	
35 7312	
35 7338	
35 7364	
35 7458	C
35 7548	
35 7575	
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35 13030
35 13045
35 13046
35 13061
35 13064
35 13067
35 13069
35 13070
35 13202
35 13203
35 13211
35 13225

FirstName	LastName	StreetAddress	City	State	PostalCode
MARK R	BAIR	1954 W TABER RD	BLACKFOOT	ID	83221
R STEVEN	BAIR	1954 W TABER RD	BLACKFOOT	ID	83221
RONALD H	BAIR	1954 W TABER RD	BLACKFOOT	ID	83221
JERRY D	BINGHAM	1675 W 400 N	BLACKFOOT	ID	83221
VALERIE H	BINGHAM	1675 W 400 N	BLACKFOOT	ID	83221
JAMES DOUGLAS	BURKMAN	285 W 450 N	BLACKFOOT	ID	83221
BRENT	CALL	PO BOX 77	MENAN	ID	83434
JUNE	CALL	PO BOX 77	MENAN	ID	83434
DAVID P	DANCE	471 S 1200 W	PINGREE	ID	83262
LEON D	DANCE	599 MC ADOO	BLACKFOOT	ID	83221
THEODORE L	DEFFINGER	3515 SIERRA RD	SAN JOSE	CA	95132
DEAN W	GIBSON	670 N 850 W	BLACKFOOT	ID	83221
DAN	GILBERT	114 N 1600 W	BLACKFOOT	ID	83221
DEBORAH	GILBERT	114 N 1600 W	BLACKFOOT	ID	83221
THAYNE	GNEITING	PO BOX 1026	BLACKFOOT	ID	83221
GARETH J	GRIFFITHS	2062 W 800 N	BLACKFOOT	ID	83221
JESSE J	GRIFFITHS	2061 W 800 N	BLACKFOOT	ID	83221
DONALD F	JACKSON	1193 W 600 S	PINGREE	ID	83262
DON L	JENSEN	745 N 1400 W	BLACKFOOT	ID	83221
LEOLA F	JENSEN	745 N 1400 W	BLACKFOOT	ID	83221
LOUJEAN	KATSEANES	1462 W HOFF RD	BLACKFOOT	ID	83221
MICHEAL	KATSEANES	1462 W HOFF RD	BLACKFOOT	ID	83221
IRVIN G	LANDON	6276 N 26TH W	IDAHO FALLS	ID	83402
MELBA J	LANDON	6276 N 26TH W	IDAHO FALLS	ID	83402
DENNIS	LEAVITT	220 N 740 W	BLACKFOOT	ID	83221
KENEA	LEAVITT	220 N 740 W	BLACKFOOT	ID	83221
WULF A	LEBRECHT	PO BOX 834	BLACKFOOT	ID	83221
DALE M	PHILLIPS	1851 W 600 N	BLACKFOOT	ID	83221
RICHARD B	REED	3843 N 105TH W	IDAHO FALLS	ID	83402
SNAKE RIVER	SCHOOL DISTRICT NO 52	103 S 900 W	BLACKFOOT	ID	83221
TRUDY	SCOTT	PO BOX 834	BLACKFOOT	ID	83221
F MARK	SHAWVER	1168 W 200 S	PINGREE	ID	83262
DEAN	SNARR & SONS	C/O DENNIS SNARR RD 201 N 2600 E	ROBERTS	ID	83444
LYLE R	SODERQUIST	494 N 1200 W	BLACKFOOT	ID	83221
GAYLEN	STANDER	37 S 1000 W	BLACKFOOT	ID	83221
JEANETTE	STANDER	37 S 1000 W	BLACKFOOT	ID	83221

CHARLES B	WELLS		BOX 104	ROBERTS	ID	83444	
MARIE	WELLS		BOX 104	ROBERTS	ID	83444	
ELDON	YOUNG		156 S 1300 W	PINGREE	ID	83262	
ILENE W	YOUNG		156 S 1300 W	PINGREE	ID	83262	
		BRENT STOLWORTHY FAMILY LTD PARTNERSHIP	C/O BRENT STOLWORTHYDD3669 S HOLMES	IDAHO FALLS	ID	83404	
		CARLSON FIVE A PARTNERSHIP	PO BOX 50682	IDAHO FALLS	ID	83405	
		COUNTRY HAVEN UTILITIES ASSOC	64 S 1190 W VELJEAN BLV	BLACKFOOT	ID	83221	
		FIELDS FINANCIAL SERVICES INC	156 N 500 W	BLACKFOOT	ID	83221	
		GRANDVIEW FARMS	PO BOX 834	BLACKFOOT	ID	83221	
		NATURAL GUARDIAN LTD PARTNERSHIP	320 MEMORIAL DR	IDAHO FALLS	ID	83402	
		ROBISON FARMS	2047 E 400 N	ROBERTS	ID	83444	
		TOPHILL FARMS INC	PO BOX 99	LEWISVILLE	ID	83431	
		WINDING BROOK CORPORATION	C/O RODNEY MOOREDDPO BOX 53	NAMPA	ID	83653	

RECEIVED

MAR 18 1999

Department of Water Resources

1999 MAR 17 AM 9:39

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Subcases 35-02390 and 35-12899

) ORDER VACATING INITIAL
) HEARING

On March 15, 1999, claimant / objector Dale M. Phillips and IDWR filed a *Stipulation to Resolve Objection* in each subcase. The *Stipulations* say that the claimant's objections have been resolved. There remain the canal company objections which will be addressed during later proceedings.

For good cause shown, THEREFORE, IT IS ORDERED that the initial hearing set for March 22, 1999, is vacated.

Dated: March 17, 1999.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication



IDAHO DEPARTMENT OF WATER RESOURCES

Eastern Region

CLAIMANT: *DALE M. Phillips*
J.R. Bauer

WATER RIGHTS:
35-12899, 35-02390

POINT OF DIVERSION:
T2S, R32E, Sec. 2 NESESE

LOCATION: T2S, R32E,
Sec. 2 SE, S2NE
Sec. 11 NE



700 0 700 1400 2100 2800 3500 4200 4900 5600 6300 Feet



POINT OF DIVERSION



PLACE OF USE



SECTION LINES



QUARTER-QUARTER LINES



POD Id # - 390
POU Id # - 546

GIS Place of use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 1998



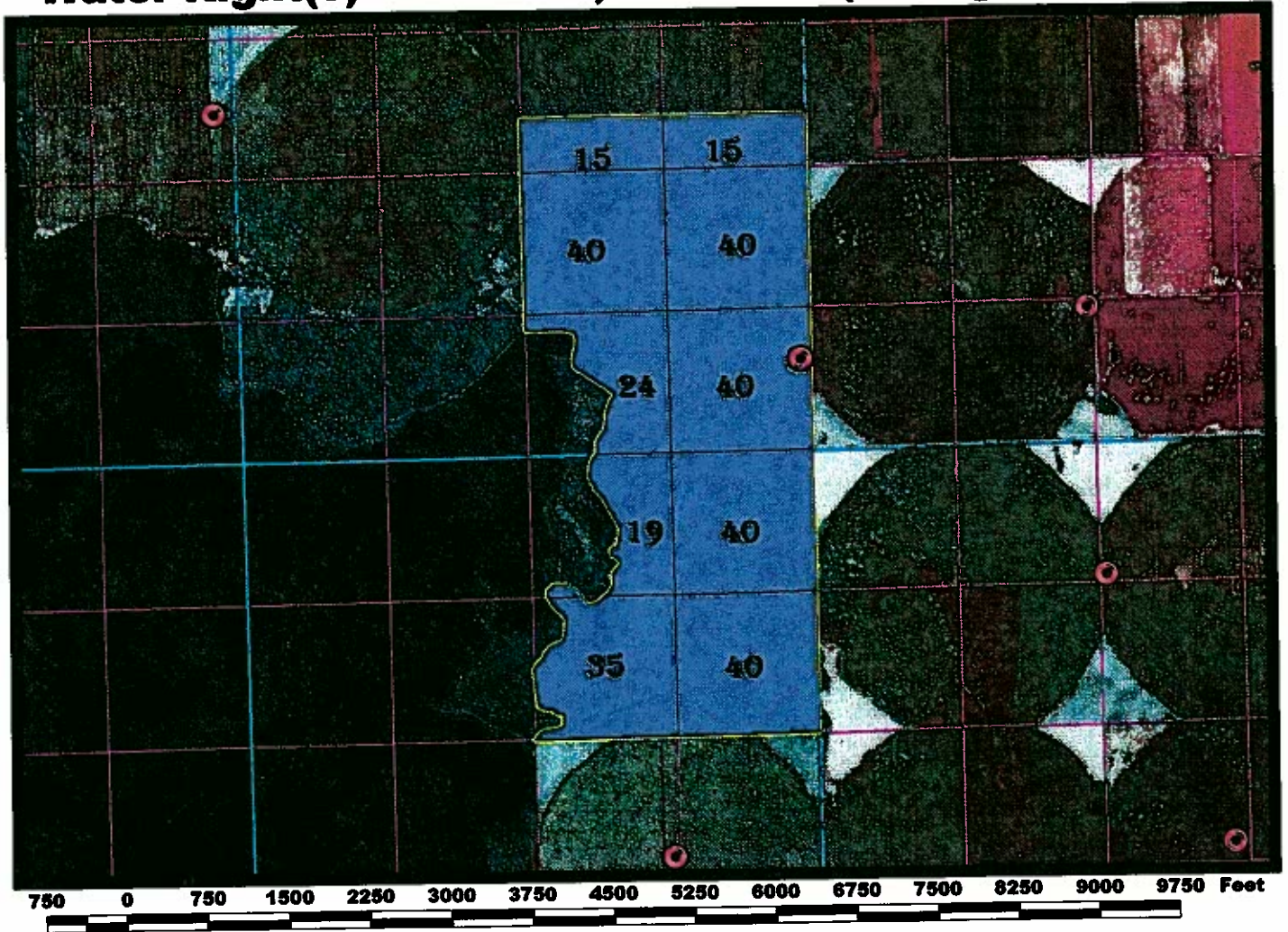
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: D. Phillips

Water Right(s): 35-02390, 35-12899 (enlargement)



LEGEND



Point of Diversion

SESE

Place of Use



Section Line



Quarter-section line

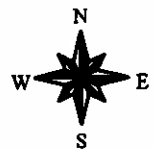
As Amended

**Legal Description: T.2S., R.32E.,
Sec. 2 SE, S2NE, Sec. 11 NE**

**Point(s) of Diversion: T.2S., R.32E.,
Sec. 2 NESESE**

POD Id# - 390

POU Id# - 546



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



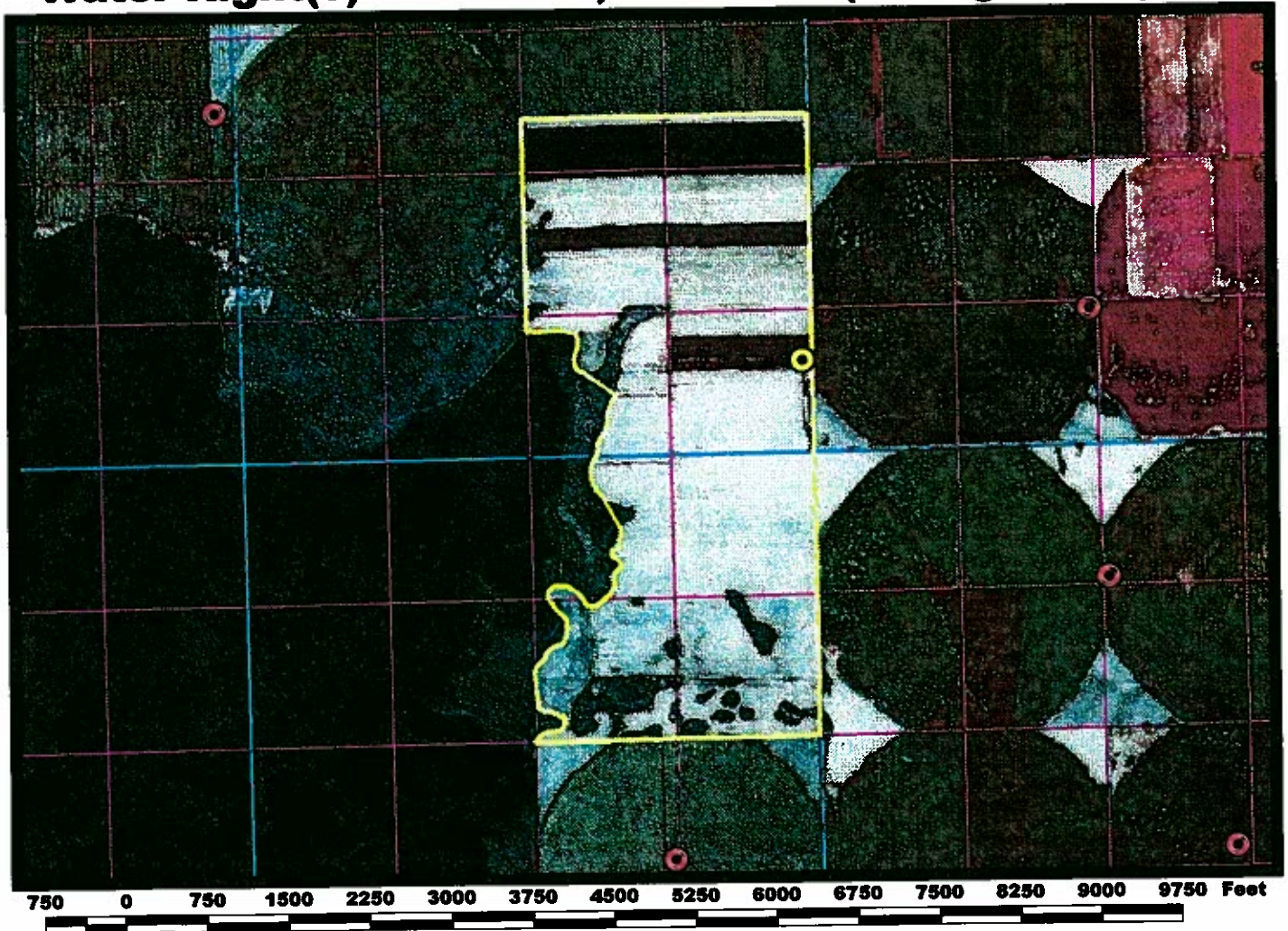
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: D. Phillips

Water Right(s): 35-02390, 35-12899 (enlargement)



LEGEND



Point of Diversion



SESE

Place of Use



Section Line



Quarter-section line

**Legal Description: T.2S., R.32E.,
Sec. 2 SE, S2NE, Sec. 11 NE**

**Point(s) of Diversion: T.2S., R.32E.,
Sec. 2 NESESE**



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



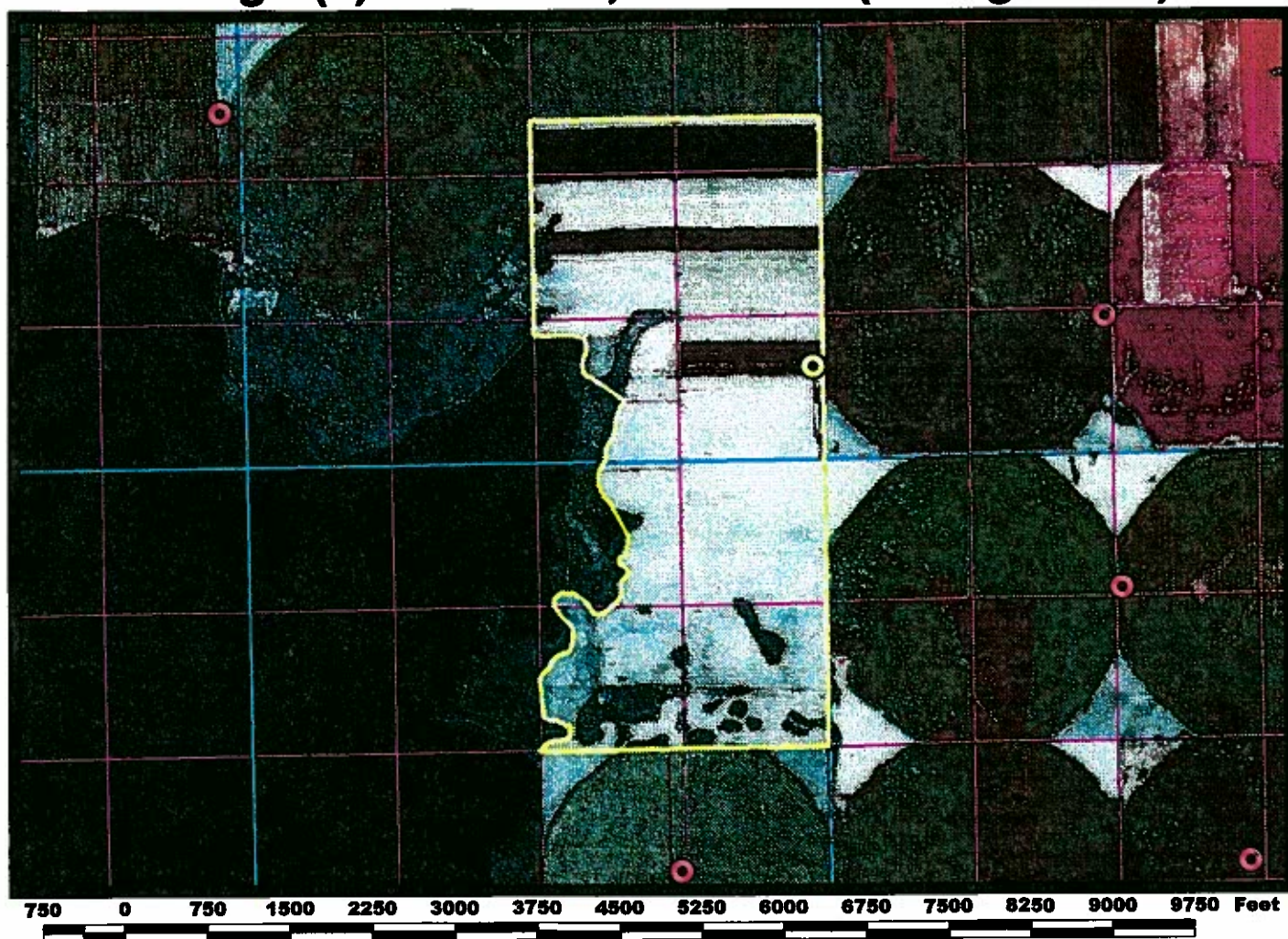
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: D. Phillips

Water Right(s): 35-02390, 35-12899 (enlargement)



LEGEND



Point of Diversion



SESE

Place of Use



Section Line



Quarter-section line

**Legal Description: T.2S., R.32E.,
Sec. 2 SE, S2NE, Sec. 11 NE**

**Point(s) of Diversion: T.2S., R.32E.,
Sec. 2 NESE**

POD Id# - 390

POU Id# - 546



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



IDAHO DEPARTMENT OF WATER RESOURCES

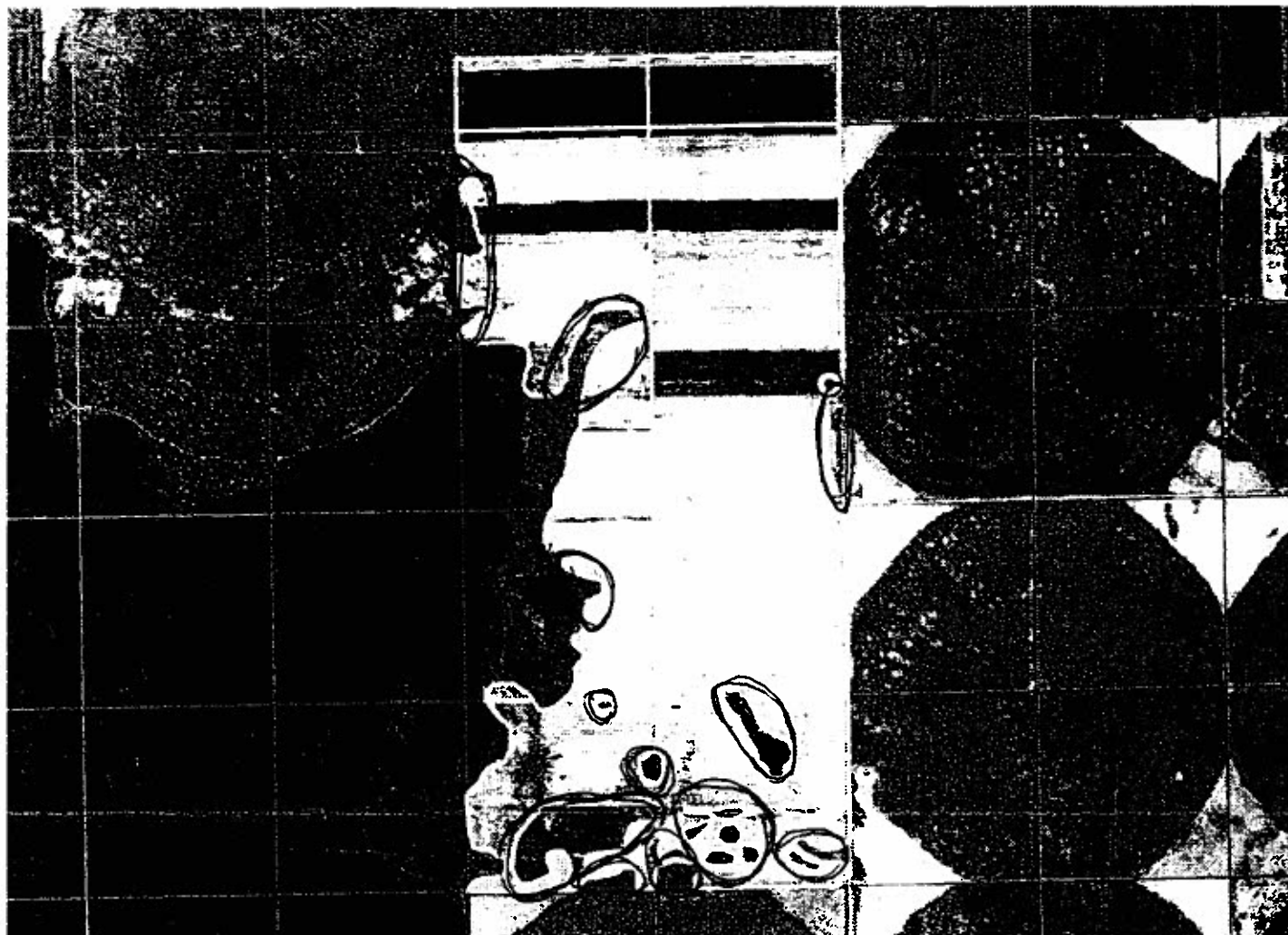
Eastern Region

CLAIMANT: *DALE M. PHILLIPS*
J.R. Bauer

WATER RIGHTS:
35-12899, 35-02390

POINT OF DIVERSION:
T2S, R32E, Sec. 2 NESESE

LOCATION: T2S, R32E,
Sec. 2 SE, S2NE
Sec. 11 NE



700 0 700 1400 2100 2800 3500 4200 4900 5600 6300 Feet



POINT OF DIVERSION

PLACE OF USE

SECTION LINES

QUARTER-QUARTER LINES



POD Id # - 390
POU Id # - 546

GIS Place of use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 1998

WR0749NP

No. 35-02390

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT PROFILE REPORT

DATE: 02/04/99

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY E. WHEELER BLACKFOOT ID 83221	12/16/1954	IRRIGATION DOMESTIC	00/00 00/00 00/00 00/00	4.400 CFS	
					TOTAL DIVERSION:	4.400 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R32E S02 SESE

BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE					
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM	
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
02S	32E	2				10	15						40	40	30	40	175.0
02S	32E	11		40			15										55.0
																TOTAL ACRES	230.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BINGHAM

Other Water Rights Listing Overlapping Place(s) of use:

35-02294

Dates:	App. Received:	Priority Date:	12/16/1954
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/07/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/21/88 CONVERT

TOTAL DIVERSION:	1.06 CFS	219.00 AFA
CONSUMPTIVE USE:		

Place of use Legal Description for: IRRIGATION

[illegible]

Other Rights: 35-02390

Remarks: GEN THIS CLAIM IS FILED AS AN EXPANSION OF LICENSE 35-02390 PURSUANT TO IDAHO CODE 1416(2). THIS RIGHT IS CLAIMED FOR IRRIGATION OF 73 ACRES W/1 THE PLACE OF USE ABOVE. NO ADDITIONAL DIVERSION ABOVE THAT LICENSED IN 35-02390 IS CLAIMED.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:

VERSION	DIVERSION
RATE	VOLUME
1.06 CFS	
1.06 CFS	

Stage: BENEFICIAL USE

BINGHAM County

SE[illegible]

Other Rights: 35-02390

2

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE
THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:	SOURCE
WATER RIGHT NO.	
NONE	NONE
ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.	

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE

AJ5809NP
No. 35-12899

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/99
PAGE: 4

Remarks: IRRIGATION SEASON.

GEN THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02390
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP RIGHT NO. 35-02390 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 53 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

Dates: Exam Made Date: 10/24/1991 Verified Date: Objection filed Date: 11/19/1998

Misc: Water District Number: Field Inspection Flag: E
Presumption Flag: E

AJ5809NP
No. A35-02390

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/99
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R BAUER	12/16/1954	IRRIGATION	04-01 11-30	4.40 CFS	

TOTAL DIVERSION: 4.40 CFS
CONSUMPTIVE USE: 1509.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

102S R32E S02

SESE

BINGHAM County

Place of use legal Description for: IRRIGATION

	NE	NE	SE	NE	NE	SE	SE	SE	SUM
	NAME	NAME	NAME	NAME	NAME	NAME	NAME	NAME	
	T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac
02S 32E	2	:	:	15	:	15	:	:	170.0
02S 32E	11	:	38	24	:	34	:	37	133.0
									TOTAL ACRES
									303.0

POU County: BINGHAM

Dates: Exam Made Date:

Verified Date:

Objection filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

DATE: 02/04/99
PAGE: 7

USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
D4-01 10-31	4.40 CFS	

TOTAL DIVERSION: 4.40 CFS

Stage: LICENSE

BINGHAM County

ME

T	R	S	NE			NW			SW			SE			SUM	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02S	32E	2	40	19	26	15	15	:	:	:	:	40	37	20	38	165.0
02S	32E	11	:	:	:	:	:	:	:	:	:	:	:	:	:	118.0
TOTAL ACRES															283.0	

Other Rights: 35-12899

Conditions of Approval:

- C12
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 35:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 35-12899 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 230 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-12899 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 263 ACRES IN A SINGLE IRRIGATION SEASON.

EXP RIGHT NO. 35-12899 IS ALSO DIVERTED THROUGH POINT OF

AJ5809NP
No. R35-02390

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/99
PAGE: 8

Remarks: DIVERSION DESCRIBED ABOVE.
RIGHT NO. 35-12899 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT
TO SECTION 42-1426, IDAHO CODE.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	C

AJ5809NP
No. 35-02390

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE M PHILLIPS	12/16/1954	IRRIGATION	04-01 10-31	4.40 CFS	
D	JAMES R BAUER					
					TOTAL DIVERSION:	4.40 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T02S R32E S02

NESESE

BINGHAM County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	NESE	NWSE	SWSE	SESE	
02S 32E 2 :	15	15	:	:	165.0
02S 32E 11 :	40	19	26	33	118.0
					TOTAL ACRES
					283.0

POU County: BINGHAM

Other Rights: 35-12899

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C12 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35:
 - WATER RIGHT NO. SOURCE
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 35-12899 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

POU1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 230 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-12899 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 283 ACRES IN A SINGLE IRRIGATION SEASON.

EXP

RIGHT NO. 35-12899 IS ALSO DIVERTED THROUGH POINT OF

AJ5809NP
No. 35-02390

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/04/99
PAGE: 2

Remarks:

DIVERSION DESCRIBED ABOVE.
RIGHT NO. 35-12899 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT
TO SECTION 42-1426, IDAHO CODE.

Dates:

Exam Made Date: 10/24/1991

Verified Date:

Objection filed Date: 11/19/1998

Misc:

Water District Number:

Field Inspection Flag: C

Presumption Flag: C

SARA - THIS IS THE EXCERPT FROM MY
DAY BOOK -

I would like a copy of Mr.
Philip's Letter to IDWR.



On money: Save it when you need it least. Spend
it when you need it most.

—Franco Modigliani

- Commitments
- Journal Entry
- Thoughts & Ideas
- Agendas
- Conversations

October 1998
Daily Record of Events

Wednesday

280th Day 85 Left

Week 40

7

AP

IN	OUT	CLERK	CLERK
			Prosh, @ 32.0
730	CALLER DAVE ANORASON - RE: DELIVERED ON HAWKEY RANCH - DELIVERED AS USUAL BUT NO EXCHANGE FROM AIRMAIL.		
825	CALLER MARCI - SHE'S NOT IN - LEFT MESSAGE TO ADD IN ZSE TIF & GCAB. SEND BY ELECTRONICALLY TO RMC'S B320 MACH. CALL NOT ON 10/14		
830	JOHN SUCKI CALLED TO INQUIRE IF I HAD RECEIVED HIS PACKET - YES - AND WHEN I'D BE ABLE TO REVIEW IT - I WILL REVIEW IT FIRST PART OF NOV.		
925	SUSAN CLARK (IDWR SO ATT.) CALLED TO INQUIRE INTO A B31 D/S CLAIM w/ A PROB. - SENT HER TO GRAB.		
10:00	DAVE PHILLIPS CAME IN TO SUBMIT A % FOR 35-02390 & 12899. HE ALSO WANTED TO OBJECT TO 12899 PUL AR. HE MAINTAINS THE ROCK PILES ARE WATERED SO THEY SHOULD HAVE A WIR (OK - BUT IT'S ONLY) GAVE HIM SP4'S TO MAKE OBJECT TO COURT. DAVE % ON - 35-02390 & - 12899. → JENNINGS		

©1997 Franklin Quest Co. Printed in USA

Original-CO

10/01/98 12:55 CALLED DAVE PHILLIPS
ANS. MACH. RE: LANDS/WA'S ACQUIRED
FROM J. R. BAUER - RE: 35-12899, 02390.

AJ0749NP
No. 35-12899

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/22/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE M PHILLIPS 1851 W 600 N BLACKFOOT ID 83221 (208) 684-4379	05/01/1977	IRRIGATION	04-01 10-31	1.06 CFS	
TOTAL DIVERSION:					1.06 CFS	

D JAMES R BAUER
ROUTE 1 BOX 1035
MOORE ID 832559604

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02S R32E S02

NESESE

BINGHAM County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	NE NE	NE NE	NE NE	NE NE	
02S 32E 2	15	15			30
02S 32E 11	40	19	26	33	118
TOTAL ACRES					283.0

POU County: BINGHAM

Other Rights: 35-02390

Conditions of Approval:

- C11 - THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
- PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
- AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
- BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
- 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
- RIGHT.
- C12 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 35:
- WATER RIGHT NO. SOURCE
- NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE
- ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Sent in April 2
File sent to S.O. for Obs.

Remarks: GNT

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A

AJ0749NP
No. 35-12899

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/22/99
PAGE: 2

Remarks:

TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 283 ACRES IN A SINGLE
IRRIGATION SEASON.

GEN THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02390
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP RIGHT NO. 35-02390 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 53 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

Dates: Exam Made Date: 10/24/1991 Verified Date: Objection Filed Date: 11/19/1998

Misc: Water District Number: Field Inspection Flag: E
Presumption Flag:

Water Right Number - 35-02390

Adj. Pieg Translation: Standard Water Right Number

Old (D) Number - 25324

*** C - CURRENT OWNER ***

LARRY B.

1 -
2 -
3 -
City- BLACKFOOT
Phone -
State- ID Zip- 83221

*** O - ORIGINAL OWNER ***

C. L.

1 -
2 -
3 -
City-
Phone -
State- Zip-

Priority Date - 12/16/1954
Region - 15
Stage - 1 - LICENSE
Tributary -

Source - GROUNDWATER
Tributary -

Twn Rng Sec Tract Lot APlg County Point of Diversion - Stream Index (Blank if no Index Code)

02S 32E 2 SE SE (11) BINGHAM

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION
43 - DOMESTIC
4.400

Total Div. Rate - 4.400
Total Div. Volume -
Total Div. Capacity -
Total Consumptive Use -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
02S	32E	2	SW NE		10.0		01	IRRIGATION	(11) BINGHAM
02S	32E	2	SE NE		15.0		01	IRRIGATION	(11) BINGHAM
02S	32E	2	NE SE		40.0		01	IRRIGATION	(11) BINGHAM
02S	32E	2	SW SE		40.0		01	IRRIGATION	(11) BINGHAM
02S	32E	2	SW SE		30.0		01	IRRIGATION	(11) BINGHAM
02S	32E	2	SE SE		40.0		01	IRRIGATION	(11) BINGHAM
02S	32E	11	NE NE		40.0		01	IRRIGATION	(11) BINGHAM
02S	32E	11	SE NE		15.0		01	IRRIGATION	(11) BINGHAM

Total Acres: 230.0

+ - - - Diversion Name -

283
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05/12/89 01:08:29
PAGE 2

Adj. flag translation: Standard Water Right Number

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+ - Decree Date - +
00/00/0000

- - Conditions of Approval - -
No Conditions of Approval found.

- Field Exam Fee
- Swan Falls
- Temporary Right
- DLE/Carrey Act
- Water District
- Transfer/Amended -

RECEIVED
NOV 19 1998
Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

A: Subcase 35-12899, 35-02390

(insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Dale M. Phillips

Address: 1851 West 600 North

Blackfoot, Idaho 83221

Daytime Phone: (208) 684-4379

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Dale M. Phillips

Address: 1851 West 600 North

Blackfoot, Idaho 83221

Cont: E. Reason supporting: at the same time, so the Dept. of Water Resc.
told us to file this claim. We also understand that the
Idaho Dept. of Water Resources has since stopped taking
the rock area away from the other farms. So I purpose
that the acres be returned to what was originally done.
Copies are enclosed.

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on November 17, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Dale M. Phillips

Address: 1851 N. 600 N.

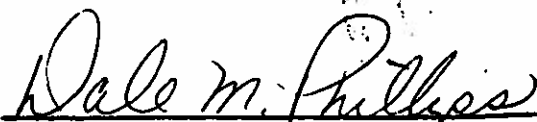
Blackfoot, Idaho 83221

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-8-1998
PAGE: A-8

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-02390

NAME & ADDRESS: DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

QUANTITY: 4.4 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-12899 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

PRIORITY DATE: 12/16/1954

POINT OF DIVERSION: T02S R32E S02 NESESE Within BINGHAM County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	4.4 CFS

PLACE OF USE:	IRRIGATION	Within BINGHAM County			
	T02S R32E S02	SWNE 15	SENE 15	NESE 40	NWSE 37
		SWSE 20	SESE 38		
	S11	NENE 40	NWNE 19	SWNE 26	SENE 33
	283 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 230 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 35-12899 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 283 ACRES IN A SINGLE
IRRIGATION SEASON.

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

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-8-1998

PAGE: A-19

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-12899

NAME & ADDRESS: DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

QUANTITY: 1.06 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

PRIORITY DATE: 05/01/1977

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T02S R32E S02 NESESE Within BINGHAM County

PURPOSE AND				
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY	
	IRRIGATION	04-01 10-31	1.06 CFS	

PLACE OF USE:	IRRIGATION	Within BINGHAM County		
	T02S R32E S02	SWNE 15	SENE 15	NESE 40 NWSE 37
		SWSE 20	SESE 38	
	S11	NENE 40	NWNE 19	SWNE 26 SENE 33
	283 ACRES TOTAL			

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 283 ACRES IN A SINGLE
IRRIGATION SEASON.

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

A40749NP
NO. R35-12899

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/06/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R BAUER ROUTE 1 BOX 1035 MOORE IO 8325596504	05/01/1977	IRRIGATION	04-01 10-31	1.06 CFS	
					TOTAL DIVERSION:	1.06 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

102S R32E S02

NESESE

BINGHAM County

Place of use Legal Description for: IRRIGATION

	NE	NESE	SE	SESE	SUM
T R S	NESE	NESE	NESE	NESE	
02S 32E 2	15	15			30
02S 32E 11	40	19	26	33	118.0
					TOTAL ACRES
					283.0

POU County: BINGHAM

Other Rights: 35-02390

Conditions of Approval:

- THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
- AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
- BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
- RIGHT.

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 283 ACRES IN A SINGLE IRRIGATION SEASON.

GEN THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02390 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP RIGHT NO. 35-02390 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS FOR AN ENLARGEMENT OF 53 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

Dates:

Exam Made Date: 10/24/1991

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:

Presump. E

Comments:

Date: 06/24/1992 User-ID: VERNER Subject: COPIED FROM REMARKS
THIS CLAIM IS FILED AS AN EXANSION OF LICENSE 35-02390 PURSUANT
TO IDAHO CODE 1416(2). THIS RIGHT IS CLAIMED FOR IRRIGATION
OF 73 ACRES W/1 THE PLACE OF USE ABOVE. NO ADDITIONAL DIVERSION
ABOVE THAT LICENSED IN 35-02390 IS CLAIMED.

Date: 03/10/1993 User-ID: THOMPSON Subject: C/A
CHANGE IN ADDRESS 3/10/93/JT

Date: 04/17/1998 User-ID: ARUBERRY Subject: CORRECTION OF RECOMMENDATION
ACREAGE WAS REDUCED TO CONFORM TO GIS CALCS. CFS OF PARENT RIGHT
WAS NOT REDUCED.

Date: 07/01/1998 User-ID: ECARLSEN Subject: CHANGED K09 FROM 52 TO 21 ACRES
SEE ABOVE

Audit: 07/06/98 ARUBERRY

AJ5809NP
No. R35-12899

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/03/92
PAGE: 37

OWNER
CODE NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C JAMES R BAUER
729 N 1900 W
BLACKFOOT ID 83221
(208) 684-4258

05/01/1977 IRRIGATION

01-01 10-31
TOTAL DIVERSION:

1.06 CFS
1.06 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

102S R32E S02

NESESE

BINGHAM County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				SUM
	T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
02S 32E 2	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	170.0
02S 32E 11	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	133.0
					38		24		15		15		37				303.0
TOTAL ACRES																	

POU County: BINGHAM

Other Rights: 35-02390

Remarks: RIGHT NO. 35-02390 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 73 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.40 CFS. A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1212 AF. A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 909 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 303 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS AN EXPANSION OF RIGHT NO. 35-02390 PURSUANT TO IDAHO CODE 42-1416(2).

Dates: Exam Made Date: 10/24/1991 Verified Date: 06/24/1992
Misc: Water District Number: Field Inspection Flag: Y
Presumption Flag: F

Revised 1-7-92 SAC

4/1 TO 10/31
continued

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS 35-12899

DATE _____

OBJECTION FILED _____

AGENT _____

TOTAL ACRES FROM RECOMMENDATION 303

GEOGRAPHIC INFO SYSTEM

RIGHT NO	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	25	328	2			15	15									39	39	24	38
GIS																			
RECOM			11	38	24	34	37												
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B35-DBPOU.DBF _____

ATTRIBUTES OF B35-POU.SHP 546

B35-DBPOD.DBF _____

ATTRIBUTES OF B35-POD.SHP () _____

James R BauerP.O.D./Source 390 #G.H.729 N 1900 W725 R 328 S 2 NESESEBlackfoot # 83221OTHER RIGHTS:35-02390

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

AK
8/98

Water Right: 35-12899

NAME & ADDRESS: JAMES R BAUER
RT 1 BOX 1035
MOORE ID 83255-9604

SOURCE: GROUNDWATER

PRIORITY DATE: 05/01/1977

POINT OF DIVERSION: T02S R32E 02 NESESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R32E 02 SWNE SENE
NESE NWSE SWSE SESE
T02S R32E 11 NENE NWNE SWNE SENE

This right is for an enlargement of 53 acres within the total
283 acres claimed.

Water Right: 35-12904

NAME & ADDRESS: DAN & DEBORAH GILBERT
114 N 1600 W
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

PRIORITY DATE: 05/01/1969

POINT OF DIVERSION: T02S R33E 29 NESWSW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R33E 29 NESW NWSW SWSW SESW
NESE NWSE SWSE SESE

This right is for an enlargement of 82 acres within the total
304 acres claimed.

Water Right: 35-12920

NAME & ADDRESS: ARCHIE L MECHAM
198 N 500 W
BLACKFOOT ID 83221

NAME & ADDRESS: BOYCE BENSON
PO BOX 164
MORELAND ID 83256

SOURCE: GROUNDWATER

PRIORITY DATE: 08/15/1961

POINT OF DIVERSION: T02S R34E 21 SENENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R34E 21 SENE

This right is for an enlargement of 7 acres.

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402-1718 on or before January 23, 1999.

**State of Idaho****DEPARTMENT OF WATER RESOURCES****1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098****Phone: (208) 327-7900 FAX: (208) 327-7866****PHILIP E. BATT
GOVERNOR****KARL J. DREHER
DIRECTOR**

September 14, 1998

THE MORNING NEWS
ATTN: SIDNEY SMITH
PO BOX 70
BLACKFOOT ID 83221

Dear Ms. Smith:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We request the publication dates be September 17, 1998 and September 24, 1998. If you cannot publish the notice on the proposed dates, please contact me immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

Enclosure

USE OF WATER RESOURCES
1301 North Orchard Street
P.O. Box 63720
Boise, Idaho 83720-0098
Phone (208) 327-7000
Fax: (208) 327-7005

NOTICE OF ENLARGEMENT
OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1424. Note that the places of use are shown to the nearest section - more specific locations are available upon request.

Water Right: 35-11572
Name and Address: Winthrop Brock Corporation, c/o R. B. Moore, P.O. Box 53, Nampa, Idaho 83655
Priority Date: 04/01/1976
Point of Diversion: T01N, R35E, 35, SE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 34, NE1/4
This right is for an enlargement of 100 acres

Water Right: 35-11573
Name and Address: Winthrop Brock Corporation, c/o R. B. Moore, P.O. Box 53, Nampa, Idaho 83655
Priority Date: 04/01/1976
Point of Diversion: T01N, R35E, 35, SE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 34, NE1/4
This right is for an enlargement of 100 acres

Water Right: 35-11574
Name and Address: Winthrop Brock Corporation, c/o R. B. Moore, P.O. Box 53, Nampa, Idaho 83655
Priority Date: 04/01/1976
Point of Diversion: T01N, R35E, 35, SE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 34, NE1/4
This right is for an enlargement of 100 acres

Water Right: 35-11575
Name and Address: Winthrop Brock Corporation, c/o R. B. Moore, P.O. Box 53, Nampa, Idaho 83655
Priority Date: 04/01/1976
Point of Diversion: T01N, R35E, 35, SE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 34, NE1/4
This right is for an enlargement of 100 acres

Water Right: 35-11576
Name and Address: Winthrop Brock Corporation, c/o R. B. Moore, P.O. Box 53, Nampa, Idaho 83655
Priority Date: 04/01/1976
Point of Diversion: T01N, R35E, 35, SE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 34, NE1/4
This right is for an enlargement of 100 acres

Water Right: 35-11577
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11578
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11579
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11580
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11581
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11582
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11583
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11584
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11585
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11586
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11587
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Water Right: 35-11588
Name and Address: Dean W. Gibson, 670 N. 650 W., Blackfoot, Idaho 83221
Priority Date: 06/01/1983
Point of Diversion: T01N, R35E, 22, NE1/4
Purpose of Use: IRRIGATION
Place of Use: T01N, R35E, 22, NE1/4
This right is for an enlargement of 5 acres

Basin 35
Enlargement claims
Advertised in the
Morning News, Blackfoot

Those injured can write
us a letter in or
before January 23, 1994

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Water Rights: SEE ATTACHED LIST
	)	
Case No. 39576	)	NOTICE OF ADMINISTRATIVE PROCEEDING
	)	
_____	)	

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

- ☐ Substitution of Party (waiting for documentation)
- ☐ Substitution of Party/Split Water Right
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use

☒ **OTHER: ADVERTISING ENLARGEMENT CLAIMS PURSUANT TO IDAHO CODE 42-1426 TO PROVIDE AN OPPORTUNITY FOR NON-CLAIMANTS TO ASSERT INJURY**

IDWR projects the Administrative Proceeding shall be completed no later than:
JANUARY 23, 1999

DATED: Oct 16, 1998

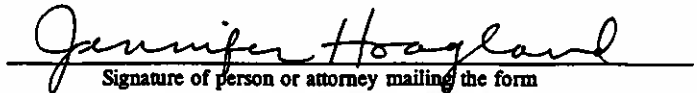
Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Oct 23, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
SEE ATTACHED LIST
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
4. One copy to:
Each party in the subcase, or attorney of record
N/A
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

35-11005 & 35-02820
RONALD H BAIR
1954 W TABER RD
BLACKFOOT ID 83221

35-13225 & 35-02807
RONALD H BAIR
1954 W TABER RD
BLACKFOOT ID 83221

35-12202 & 35-07108
MYRON L BARNES
973 W HWY 39
BLACKFOOT ID 83221

35-12226 & 35-02202B
JERRY D BINGHAM
VALERIE H BINGHAM
1675 W 400 N
BLACKFOOT ID 83221

35-13067 & 35-02759
BRENT STOLWORTHY FAMILY LTD PARTNERSHIP
C/O BRENT STOLWORTHY
3669 S HOLMES
IDAHO FALLS ID 83404

35-10313 & 35-02849
JAMES DOUGLAS BURKMAN
285 W 450 N
BLACKFOOT ID 83221

35-10980 & 35-02667
COUNTRY HAVEN UTILITIES ASSOC
64 S 1190 W VELJEAN BLV
BLACKFOOT ID 83221

35-13070 & 35-02898B & 35-07548
DAVID P DANCE
471 S 1200 W
PINGREE ID 83262

35-12264 & 35-07458C
FIELDS FINANCIAL SERVICES INC
156 N 500 W
BLACKFOOT ID 83221

35-11077 & 35-07928
DEAN W GIBSON
670 N 850 W
BLACKFOOT ID 83221

35-12904 & 35-02366
DAN GILBERT
DEBORAH GILBERT
114 N 1600 W
BLACKFOOT ID 83221

35-13046 & 35-02685
GRANDVIEW FARMS
PO BOX 834
BLACKFOOT ID 83221

35-12654 & 35-02653
JESSE J GRIFFITHS
2061 W 800 N
BLACKFOOT ID 83221

35-12654 & 35-02653
GARETH J GRIFFITHS
2062 W 800 N
BLACKFOOT ID 83221

35-12139 & 35-04077
DONALD F JACKSON
1193 W 600 S
PINGREE ID 83262

35-13030 & 35-02202A
DON L JENSEN
LEOLA F JENSEN
745 N 1400 W
BLACKFOOT ID 83221

35-11200 & 35-02160A
LOUJEAN KATSEANES
MICHEAL KATSEANES
1462 W HOFF RD
BLACKFOOT ID 83221

35-13045 & 35-02457
WULF A LEBRECHT
TRUDY SCOTT
PO BOX 834
BLACKFOOT ID 83221

35-12920 & 35-02156 & 35-02338
ARCHIE L MECHAM
198 N 500 W
BLACKFOOT ID 83221

35-12899 & 35-02390
DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

35-12203 & 35-07108
SNAKE RIVER SCHOOL DISTRICT NO 52
103 S 900 W
BLACKFOOT ID 83221

35-13009 & 35-07312
F MARK SHAWVER
1168 W 200 S
PINGREE ID 83262

35-13202 & 35-02873
LYLE R SODERQUIST
494 N 1200 W
BLACKFOOT ID 83221

35-11017 & 35-02111
ILENE W YOUNG
ELDON YOUNG
156 S 1300 W
PINGREE ID 83262



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 23, 1998

RE: Notice of Administrative Proceeding (NAP) for
Enlargement Claim

Dear Claimant:

The Snake River Basin Adjudication (SRBA) Court will soon complete the issuing of partial decrees for the area in which your enlargement claim is located. The Idaho Department of Water Resources (IDWR) is required to advertise these claims and is required to notify the SRBA.

Therefore, this office is sending the enclosed NAP to the SRBA Court and other parties listed on page 2 of the form. The intent of this mailing is to notify those parties of the enlargement claims advertising.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:10:37
06/24/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-12899

LAST: BAUER
ADDRESS: 729 N 1900 W
CITY: BLACKFOOT
PHONE NUMBER: 208-684-4258

FIRST: JAMES R
STATE: ID ZIP: 83221

OWNER CODE: C

FIELD EXAM REQUIRED? DATABASE FIELD
VERIFICATION REQUIRED DUE TO REMARKS? Y EXAMINER

CLAIM REMARKS: THIS CLAIM IS FILED AS AN EXANSION OF LICENSE 35-02390 PURSUANT
TO IDAHO CODE 1416(2). THIS RIGHT IS CLAIMED FOR IRRIGATION
OF 73 ACRES W/1 THE PLACE OF USE ABOVE. NO ADDITIONAL DIVERSION
ABOVE THAT LICENSED IN 35-02390 IS CLAIMED.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER: (____) ____-____
DATE OF FIELD EXAM: 10/24/92 APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) ____-____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / REMARKS:

DRIVE BY EXAM - SEE 735-02390.

COPY

11-13-91

Dear Lisa:

In the fall of 1976 I decided to change my irrigation system on this farm from flood irrigation to sprinkler irrigation. I removed the pump motor and changed the back so I could provide the pressure I needed for sprinkling. I think the way it was set up I would be using about the same amount of water but I would need more horse power for pressure. We did sprinkle more once because of the change but I was told it wouldn't take any more water so I never even thought about having to change the water pressure. We started having the sprinkler system in 1977.

Sincerely

Terry E. Reicher

A. AJ CLAIM: # A35-12899 PRIORITY DATE: 05-01-1977 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
Y	Y	Y

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

REMARKS: Customer submitted a statement signed by the previous owner,

larger watermeter, which stated the 71/15 extension completed in 1977 when
the system was changed from flood to sprinkler irrigation.

RECOMMENDED PRIORITY DATE:

REVIEWED BY W/C

DATE 6/24/02

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-12899	02S	32E	2	NE	SE	SE		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX NONE
R PREFIX NONE

WR RECORDS IN SAME 40 ACRE TRACT

35-02390

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	B

REMARKS:

RECOMMENDED POD AS CALLED PURSUANT TO ON-SITE EXAM.

FD 5. 35-02390

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY

SOURCE: UK

REVIEWED BY: SD TRIB: DATE: 10/27/91

A. ROOT WATER RIGHT NUMBERS: A35-12899

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	32E	2	SW	NE		BAUER, JAMES R.	A35-12899 /15.0	-	/		
			SW	NE		GRIFFITHS, GARETH J.	A35-12653 /26.0	-	/		
			SW	NE		GRIFFITHS, GARETH J.	R35-12653 /25.0	-	/		
			SW	NE		BAUER, JAMES R.	A35-02390 /15.0	35-02390	/10.0		
			SW	NE		GRIFFITHS, JESSIE J.	R35-12654 /25.0	-	/		
			SW	NE		CLEMENT, J. L.	35-02294 /		/		
02S	32E	2	SE	NE		BAUER, JAMES R.	A35-12899 /15.0	-	/		
			SE	NE		GRIFFITHS, GARETH J.	A35-12653 /26.0	-	/		
			SE	NE		BAUER, JAMES R.	A35-02390 /15.0	35-02390	/15.0		
			SE	NE		GRIFFITHS, JESSIE J.	R35-12654 /25.0	-	/		
			SE	NE		GRIFFITHS, GARETH J.	R35-12653 /25.0	-	/		
			SE	NE		CLEMENT, J. L.	35-02294 /		/		
02S	32E	2	NE	SE		BAUER, JAMES R.	A35-12899 /39.0	-	/		
			NE	SE		BAUER, JAMES R.	A35-02390 /39.0	35-02390	/40.0		
02S	32E	2	NW	SE		BAUER, JAMES R.	A35-12899 /39.0	-	/		
			NW	SE		BAUER, JAMES R.	A35-02390 /39.0	35-02390	/40.0		
02S	32E	2	SW	SE		BAUER, JAMES R.	A35-12899 /24.0	-	/		
			SW	SE		BAUER, JAMES R.	A35-02390 /24.0	35-02390	/30.0		
02S	32E	2	SE	SE		BAUER, JAMES R.	A35-12899 /38.0	-	/		
			SE	SE		BAUER, JAMES R.	A35-02390 /38.0	35-02390	/40.0		
02S	32E	11	NE	NE		BAUER, JAMES R.	A35-12899 /38.0	-	/		
			NE	NE		BAUER, JAMES R.	A35-02390 /38.0	35-02390	/40.0		
02S	32E	11	NW	NE		BAUER, JAMES R.	A35-12899 /24.0	-	/		
			NW	NE		BAUER, JAMES R.	A35-02390 /24.0	-	/		
02S	32E	11	SW	NE		BAUER, JAMES R.	A35-12899 /34.0	-	/		
			SW	NE		BAUER, JAMES R.	A35-02390 /34.0	-	/		
02S	32E	11	SE	NE		BAUER, JAMES R.	A35-12899 /37.0	-	/		
			SE	NE		BAUER, JAMES R.	A35-02390 /37.0	35-02390	/15.0		
TOTAL ACRES							A35-12899	303.00		345.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (X)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER Y

POU COUNTY: BINGHAM

303 303

Root out crops

Root out crops

RD.

RD.

40 15 ownership

20 15 ownership

PRESUMPTION FLAG:

REMARKS:

THIS SYSTEM IS IMPROVING 303 ACRES. HOWEVER 230 ACRES OF IT ARE
LICENSED UNDER 35-02390. THIS RIGHT IS AN EQUIPMENTAL OF 73 ACRES OFF OF
LICENSE 35-02390. KPG 2: 35-02390, KPG: 73a.

RECOMMENDATIONS:

TOTAL ACRES:

303 / KPG: 73

REVIEWED BY:

ES

DATE:

10/24/92

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-12899 IRRIGATION	FROM 01-01 TO 11-01	1.060 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.060 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y() N() Explain in remarks, below.

REMARKS:

- Use is STRICTLY IRRIGATION.
Q = ~~4.40~~ because 35-02390 for 4.40 cfs. Current application rate = 4.40 cfs/303ac = 0.0145. Recommended 35-012899 for (73ac, 20,0145) = 1.06 cfs.
As claimed.
Average period of use to 4/1 to 10/31

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 1.060 CFS
MR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y FIELD DATABASE EXAMINER DE

B.

FLOW MEASUREMENT

MEASUREMENT METHOD HYDRAULIC, SEE ATTACHED CALCULATIONS.

License 35-02390 QDA = 440 cfs

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

OTHER RIGHTS LISTED IN CLAIM: 35-02390

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-12899	GROUNDWATER	BAUER, JAMES R.	1.060	0.003		
A35-02390	GROUNDWATER	BAUER, JAMES R.	4.400	0.014		
R35-12653	GROUNDWATER	GRIFFITHS, GARETH J.	5.160	0.010		
A35-12653	GROUNDWATER	GRIFFITHS, GARETH J.	5.160	0.012		
R35-12654	GROUNDWATER	GRIFFITHS, JESSIE J.	0.690	0.001		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 219.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

See pg 9

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

1R

4/1 10/31

1.06

TOTAL FOR THIS RIGHT

REVIEWED BY:

DATE:

TWS Right, water used w/ 35-02390, SHARE LIMITED TO: 4.40cfs.

REMARKS: FFS: 35-02390

KX: 73ac

KX2: 35-02390

EX1: 35-02390; 4.40cfs; 1212cfs; 909cfs; 303acres

CONTINUOUS - NOA

PRESUMPTION FIVE: E

$$AK = (303)(4.0) = 1212cfs$$

$$Caf = (303)(3.0) = 909cfs$$

$$Area = 303$$

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: 35-12899

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT CURRENT
NUMBERS CLAIM NUMBERS

A35-12899

DIVERSION
RATE

1.060

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

TOTAL CFS

1.060

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
N

FIELD
EXAMINER

REMARKS:

WR RIGHT

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

=====

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y			N	6	8/6/24/92	8/6/24/92	8/6/24/92
POINT OF DIV	Y		8/19/24/91	N	52,6	K-45		
SOURCE	Y		"	N	5			
PLACE OF USE	Y		8/10/24/92	N	52,4,1	K-42		
DIV. AMOUNT CFS/VOLUME	Y			N	6	K-40		
CONSUMPTIVE USE	-			Y	4	E-41		
PURPOSES	Y			N	6			
PERIOD OF USE	Y			X	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			Y	6			

VERIFIED BY CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
MAPP 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.

CLAIM NUMBER: A35-12899

C JAMES R BAUER
729 N 1900 W
BLACKFOOT ID 83221
(208) 684-4258

01-01	~~11-01~~	1.06 CFS
	~~10-3~~	
TOTAL DIVERSION:		1.06 CFS
CONSUMPTIVE USE:		

Tributary to:

Stage: BENEFICIAL USE

NESESE

BINGHAM County

Place of use Legal Description for: IRRIGATION^{NE}

	NE				NW				SW				SE				
	NENE	NNNE	SHNE	SENE	NENW	NNNW	SWNW	SENW	NESW	NNSW	SSSW	SESW	NESE	NNSE	SSSE	SESE	
T	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	SUM
R	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	
S	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	
02S	32E	2	15	15									39	39	24	38	170.0
02S	32E	11	38	24	34	37											133.0
TOTAL ACRES																303.0	

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: 35-02390

Non-Irrigation Use: NONE

Remarks: THIS CLAIM IS FILED AS AN EXANSION OF LICENSE 35-02330 PURSUANT TO IOAHO CODE 1416(2). THIS RIGHT IS CLAIMED FOR IRRIGATION OF 73 ACRES W/1 THE PLACE OF USE ABOVE. NO ADDITIONAL DIVERSION ABOVE THAT LICENSED IN 35-02330 IS CLAIMED.

- To Comments
ADD- INC. 35-02390

Dates: **Exam Made Date:** 10/24/2011

Verified Date: 6/24/92

Misc: **Water District Number:**

Field Inspection Flag: EE
Presumption Flag: EE

Page: 73a

KP2: 35-02390

KP2: 35-02370
 KP1: 35-02390; 440; 1212; 909; 303

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:

Ident. Number

Date Received

Receipt Number

39576

A-35-02390

5-22-89

E007765

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Bauer James R. Phone (208) 684 4258Mailing Address 726 N 1900 W Blackfoot Ida Zip 832212. Date of Priority (Only one (1) per claim) 1954 - Dec. 163. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township T2S Range 32E Section 2,
SE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.well DRILLED 1954 DEPTH 220
WATER Level 160 250 HP Pump 6500 ft Steel Mainline
11 wheel lines Plus some hand lines

MICROFILMED

DEC 10 1992

A3502390

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4-1 to 11-30 amount 4.4 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1509.2 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
25	32E	2				23									40	40	40	40	183
28	32E	11	40	40	40	40													160

Total number of acres irrigated 343

11. In which county (ies) are lands listed above as place of use located? Birgham

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Domestic or None (X)

14. Remarks:

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DEC 10 1992

Last Name BAUER Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

A 16x16 grid with handwritten annotations. The top-left 4x4 area is heavily scribbled out with black ink. The top-right 4x4 area is also scribbled out. The rest of the grid is empty.

MICROFILMED

DEC 10 1992

Last Name

Bauer

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☒

Decree ☐

If applicable provide IDWR Water Right Number 35 2390

Court ☐ Case Number ☐ Decree Date ☐

Plaintiff vs Defendant ☐

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

Signature of Claimant (s) James R. Baur Date 5-22-89

Date ☐

For Organizations: I do solemnly swear or affirm that I am ☐

of ☐ Title ☐ that I have signed the foregoing

document in the space below as ☐ of ☐

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent ☐

Title and Organization ☐ Date ☐

State of Idaho/or ☐)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22nd day of May 19 89

SEAL

Notary Public Gey Lynne Sorensen

Residing at Blackfoot, ID

My Commission Expires 7/91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, ☐ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature ☐

Address ☐

Date ☐

MICROFILMED

DEC 10 1992

Last Name Baur Ident. Number ☐

Copies White-State, Yellow-Claimant

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: A35-02390
Date Received: 5/22/1989
Receipt No: E007765
Received By: E007765
CW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES R. BAUER 208-684-4258
Address: 726 N. 1900 W.
BLACKFOOT, ID 83221

2. Date of Priority: DEC 16, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	32E	2	SE	SE			BINGHAM

5. Description of diverting works:
WELL, 250 HP PUMP, MAINLINES, WHEELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/30	4.400		

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

8. Total consumptive use is 1509.2 Acre Feet Per Annum.
D.E. 4/1/91

9. Non-irrigation uses: SC

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	32E	2	SE	NE		IRR	23.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0

A35-02390

Page 1

Date: 05/23/89

MICROFILMED

DEC 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	32E	2	SE	SE		IRR	40.0
						Section Acres	183.0
		11	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
						Section Acres	160.0
						Total Acres	343.0

11. Place of use in counties: BINGHAM

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: 25324

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: A35-02390
Date Received: 5/22/1989
Receipt No: E007765
Received By: _____

DEC 19 1990

Department of Water Resources
Eastern District Office
AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

1. Name: JAMES R. BAUER 208-684-4258
Address: 726 N. 1900 W.
BLACKFOOT ID 83221

2. Date of Priority: DEC 16, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	32E	2		SE	SE		BINGHAM

5. Description of diverting works:
WELL, 250 HP PUMP, MAINLINES, WHEELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/30	4.400		

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

8. Total consumptive use is 1509.2 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	32E	2	SW	NE		IRR	15.0
			SE	NE		IRR	15.0
			NE	SE		IRR	39.0
			NW	SE		IRR	39.0
			SW	SE		IRR	24.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	32E	2	SE SE		IRR	38.0

Section Acres 170.0

11	NE	NE	IRR	38.0
	NW	NE	IRR	24.0
	SW	NE	IRR	34.0
	SE	NE	IRR	37.0

Section Acres 133.0

Total Acres **303.0**

11. Place of use in counties: BINGHAM

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: 25324

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): Amel H. Boust Date: Dec 17, 1991
Date: _____

MICROFILMED

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of Dec 17 19 91

[Signature]
Notary Public

Seal

Residing at Key Bank, Blackfoot
My Commission Expires 10/21/97



IDAHO DEPARTMENT OF WATER RESOURCES

Eastern Region

CLAIMANT: J.R. Bauer

WATER RIGHTS:
35-12899, 35-02390

POINT OF DIVERSION:
T2S, R32E, Sec. 2 NESESE

LOCATION: T2S, R32E,
Sec. 2 SE, S2NE
Sec. 11 NE



700 0 700 1400 2100 2800 3500 4200 4900 5600 6300 Feet



POINT OF DIVERSION



PLACE OF USE



SECTION LINES



QUARTER-QUARTER LINES



POD Id # - 390
POU Id # - 546

GIS Place of use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER:

Ident. Number

Date Received

Receipt Number

ESV
12-0-91

39576

A35-12899

12-19-91

E016802

RECEIVED

DEC 19 1991

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) JAMES R. BAUER Phone (208) 684-4258Mailing Address 729 N 1900 W, BLACKFOOT, ID. Zip 832212. Date of Priority (Only one (1) per claim) 5-1-19773. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2S Range 32E Section 2,
NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of BINGHAM

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1.

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 250HP PUMP IN A 200' WELL. DISCHARGESINTO PRESSURIZED MAINLINE AND SUPPLIES UNDER LINES.

A3512899



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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 1.06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 219 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See Instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2S	32E	2			15	15									39	39	24	38	170
		11	38	24	34	37													133

Total number of acres irrigated 73 / 303

11. In which county (ies) are lands listed above as place of use located? BIDGHAM

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
35-02390 or None ()

14. Remarks: THIS CLAIM IS FILED AS AN EXPANSION OF LICENSE 35-02390
PURSUANT TO IDAHO CODE 1416(2). THIS RIGHT IS CLAIMED FOR IRRIGATION
OF 73 ACRES w/ THE PLACE OF USE ABOVE. NO ADDITIONAL DIVERSION
ABOVE THAT LICENSED IN 35-02390 IS CLAIMED.

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DEC 11 1992

Last Name ZAWER Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number Extension of BS-02390
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) [Signature]

Date Dec 17, 1991

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 17 day of Dec 19 91

SEAL

Notary Public [Signature]

Residing at Key Bank, Blackfoot

My Commission Expires 10/21/97

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

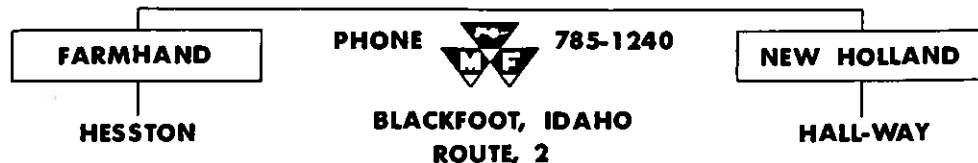
Date _____

MICROFILMED

DEC 11 1992

Last Name Bauer Ident. Number _____

Copies White-State, Yellow-Claimant

BAUER EQUIPMENT CO., INC.

County of Bingham
 Township 2 South Range 32 E, R, M Bingham Co Idaho

Section 2: SE $\frac{1}{4}$ Beginning at a point that is S. 2183 F. E. from
 the NE corner of the NE $\frac{1}{4}$ of said Section 2; Thence
 S to the S.E. corner of said NE $\frac{1}{4}$; Thence W to the SW
 corner of said NE $\frac{1}{4}$; Thence N to a point 2183 feet
 S of the NW corner of said NE $\frac{1}{4}$ Thence E to the
 point of beginning.

Section 11 NE $\frac{1}{4}$ Excepting and Reserving unto
 The United States of America, all oil
 and gas (as to the W $\frac{1}{2}$ NE $\frac{1}{4}$).

MICROFILMED

DEC 11 1992

11-13-91

Dear Sirs,

In the fall of 1977 I decided
to change and irrigating system
from flood to drip. I started off to
get the irrigation system. I found the
same motor had changed to the
so I paid for it. The pressure
needed to operate it. I thought the
way it was set up I would be
using water to change it. I was
told it would need more
horsepower to raise it. I did
not want to because of the
change. I was told it would
not be a problem. I never knew
that it was a problem. I was
not sure. I was told it was
to be a problem in 1977.

Sincerely,

Frank J. Finkler

MICROFILMED

DEC 11 1992

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: A35-12899
Date Received: 12/19/1991
Receipt No: E016802
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES R BAUER 208-684-4258
Address: 729 N 1900 W
BLACKFOOT ID 83221

2. Date of Priority: MAY 1, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	32E	2	NE	SE	SE		BINGHAM

5. Description of diverting works:
250 HP PUMP; ~300' DEEP; DISCH TO PRESS MAINLINE/WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	11/01	1.060		

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

8. Total consumptive use is 219.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	32E	2	SW	NE		IRR	15.0
			SE	NE		IRR	15.0
			NE	SE		IRR	39.0
			NW	SE		IRR	39.0

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DEC 11 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	32E	2	SW	SE		IRR	24.0
			SE	SE		IRR	38.0
			Section Acres				170.0
		11	NE	NE		IRR	38.0
			NW	NE		IRR	24.0
			SW	NE		IRR	34.0
			SE	NE		IRR	37.0
			Section Acres				133.0
			Total Acres				303.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
35-02390

14. Remarks:

THIS CLAIM IS FILED AS AN EXANSION OF LICENSE 35-02390 PURSUANT TO IDAHO CODE 1416(2). THIS RIGHT IS CLAIMED FOR IRRIGATION OF 73 ACRES W/1 THE PLACE OF USE ABOVE. NO ADDITIONAL DIVERSION ABOVE THAT LICENSED IN 35-02390 IS CLAIMED.

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: _____

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: **microFILMED**

DEC 11 1992

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 _____

MICROFILMED

DEC 11 1992

(See also Idaho Code)
Water Deed sent to land

RECEIVED

OCT 07 1998

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

DELOG-AR

10/7/98

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Department of Water Resources Eastern Region Incomplete forms will be returned.

NCAP 2001

1. Water Right or Adjudication Claim No(s): A-35-12899 (A-35-0259, A-35-02390)2. The following **REQUIRED** information must be submitted with this form:A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.3. Name and Address of Former Owner/Claimant J.R. BauerRt 1, Moore, Id 832554. New Owner/Claimant(s) DALE m PhillipsName Connector (Check one): ☐ and, ☐ or, ☒ and/orNew Mailing Address 1851 West 600 NorthCity, State and ZIP Code Blackfoot, Id 83221New Telephone Number (208) 684-43795. Date you acquired the property march 1st 1992

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Dale m Phillips

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 35-02390, 35-12899

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

J R BAUER
RT 1
MOORE ID 83255

Phone:

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

Phone: (208) 684-4379

The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

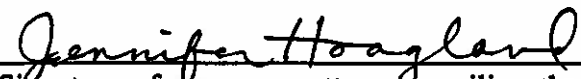
DATED: 8 Oct 98

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10/9, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
J R BAUER
RT 1
MOORE ID 83255
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: OCT-8-1998
PAGE: A-19-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-12899

NAME & ADDRESS: DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

QUANTITY: 1.06 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.40 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1132 AF.

PRIORITY DATE: 05/01/1977

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T02S R32E S02 NESESE Within BINGHAM County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	1.06 CFS

PLACE OF USE:	IRRIGATION	Within BINGHAM County		
	T02S R32E S02	SWNE 15	SENE 15	NESE 40 NWSE 37
		SWSE 20	SESE 38	
	S11	NENE 40	NWNE 19	SWNE 26 SENE 33
	283 ACRES TOTAL			

USE OF THIS RIGHT WITH RIGHT NO. 35-02390 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 283 ACRES IN A SINGLE
IRRIGATION SEASON.

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

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 35-12899 (CONT)

OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-D2390
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RIGHT NO. 35-02390 IS ALSO OVERTERD THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS FOR AN ENLARGEMENT OF 53 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 9, 1998

DALE M PHILLIPS
1851 W 600 N
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for 35-02390,
35-12899 and Notice of Completed Administrative Proceeding
(NCAP)

Dear Mr. Phillips:

On October 7, 1998, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: J.R. Bauer

MAR-11-1999 11:13

PARCEL EXPRESS

200 100 2000 1.00

**For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES**

Receipt No: E007765

Date: 05/22/89
Time: 13:58:48

Received

from:

BAUER, JAMES R.

Type of Payment

Program Acct Class

Amount

DJUDICATION FEE

0410162 9337 6490

\$393.00

Total

\$393.00

CHECK 2113

WR/NO: A35-02390

Idaho Department of Water Resources

Region: EASTERN

Signature: *Callen Wray*

For Monies Paid
to the
Idaho Department of Water Resource

Dale Phillips

Receipt No: 501650.

Date: 12/19/1991
Time: 12:28:29

Received
From: BAUER, JAMES P.

Type of Payment
ADJUDICATION FEE

Program A cct
410162 9337 6490

Amount
50.00

CHECK

3010

A35-12849

Water Right Numbers

Total

\$50.00

Region: EASTERN

Signature: *Thompson*

JAMES R. BAUER
726 N 1900 W
BLACK FOOT ID 83221

RECEIVED

JAN 21 1999

Department of Water Resources

Water right Numbers
35-02390
35-12899

JANUARY 19, 1999

Ms. CLARK

Someone in the Water Dept. got the idea I could sprinkle irrigate my farm without irrigating the rock islands in the fields. So they measured and subtracted the rock islands from my total acres. This practice was discontinued a few months later, because everyone knows you can't water the crops without irrigating the rock islands. My Past Permit included these islands. I purchased the farm from Jim Bauer and the information about deleting the islands was sent to him. Because he held the mortgage and he was late sending it to me! Enclosed I have circled in pen on the map all the islands and edges that have been and are currently being irrigated on this farm.

Thank You,
DALE PHILLIPS

