

July 17, 1998

CDuplex
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AUG 14 1998

Department of Water Resources
Eastern Region

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: August 14, 1998

Water right number: 35-12904

DAN GILBERT
DEBORAH GILBERT
114 N 1600 W
BLACKFOOT ID 83221

Daytime Telephone Number: 2086844796
Evening Telephone Number:

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

The Priority Date is 5/1/1969.
Not 4/12/94.

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

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

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

DATE: 8/13/98

SIGNATURE: 

Please print your name:

Dan Gilbert

ad

AJ5853NP
1220

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

DATE: July 17, 1998
PAGE: 1

RIGHT NUMBER: 35-12904

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

SOURCE: GROUNDWATER

QUANTITY: 1.02 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02366B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.47 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1216 AF.

PRIORITY-DATE: 05/01/1969

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 R33E S29 NESWS Within BINGHAM County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	1.02 CFS

PLACE OF USE:	IRRIGATION	Within BINGHAM County
	T02S R33E S29	NESW 40 NWSW 39 SWSW 38 SESW 36 NESE 39 NWSE 40 SWSE 37 SESE 35
	304 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 35-02366B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 304 ACRES IN A SINGLE
IRRIGATION SEASON.

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER 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:

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

35-12904 CONTINUED

NO. 35-02366B PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RIGHT NO. 35-02366B IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS FOR AN ENLARGEMENT OF 82 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

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JAN 05 1999

Department of Water Resources

RECEIVED

JAN - 5 1999

Department of Water Resources
Adjudication Bureau

RECEIVED

MAR 26 1999

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

Case No. 39576

A. Subcase See Exhibit A

(Insert water right number
From the Objection Form)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

1. Respondents represented by Givens Pursley LLP:

Name: Aberdeen-American Falls Ground Water District, in its representative capacity for and on behalf of its claimant-members (including Larry Elliot, Marc Foster, Kevin Michaelson, Doug Ruff, Tim Deeg, and Gordon Toevs)
Address: c/o Henry R. Boomer
514 Tyhee
PO Box 70
American Falls, ID 83211
Daytime Phone: 208-226-2562

Name: Bingham Ground Water District, in its representative capacity for and on behalf of its claimant-members (including, Craig Evans, Randy Polatis, Greg Nickell, Galen Van Orden, and Gary Larson).
Address: P.O. Box 42
Pingre, ID 83262-0042
Daytime Phone: 208-684-5413

Name: Upper Valley Irrigators Association, Inc., in its representative capacity, for and on behalf of its member-claimants (including Howard Taylor & Sons)
Address: P.O. Box 8
Rexburg, Idaho 83440
Daytime Phone: 208-356-4912

Name & Address of Attorney, if any:

Jeffrey C. Fereday, Michael C. Creamer, Karl T. Klein
Givens Pursley, LLP
277 N. Sixth, Suite 200
Boise, ID 83701

2. Respondents Represented by Holden, Kidwell, Hahn & Crapo, PLLC

Name: Darwin Brown
Address: 350 E. 4th S.
Rexburg, ID 83440
Daytime Phone: (208) 356-7801

Name: LDS Church
Address: LDS Church
Real Estate Division
50E. North Temple, 12th Floor
Salt Lake City, UT 84150
Daytime Phone: (801) 328-3600

Name: Brent Stolworthy
Address: Brent Stolworthy Family Ltd. Partnership
3669 S. Holmes
Idaho Falls, ID 83404
Daytime Phone: (208) 529-3891

Name: Agnes H. Wada and Frank S. Wada
Address: 131 N. Oak
Blackfoot, ID 83221
Daytime Phone: (208) 684-3198

Name: Albert Wada and Christine Wada
Address: 326 S. 1400 W.
Pingree, ID 83262-1137
Daytime Phone: (208) 684-3198

Name: Gerald J. Butikofer
Address: 6064 N. 5th W.
Idaho Falls, ID 83401
Daytime Phone: (208) 522-7809

Name: Linden J. Butikofer, Lois J. Butikofer and Michael Butikofer
Address: 6138 N. 5th W.
Idaho Falls, ID 83401
Daytime Phone: (208) 522-7809

Name: Merle W. Butikofer and Ulene Butikofer
Address: 424 N. 3900 E.
Rigby, ID 83442
Daytime Phone: (208) 745-1390

Name: Kent B. Cornelison
Address: Box 50243
Idaho Falls, ID 83405
Daytime Phone: (208) 529-1028

Name: Wayne Hansen
Address: 12938 N. 26 W.
Idaho Falls, ID 83402
Daytime Phone: (208) 523-4492

Name: Paul Heyrend and Alice Heyrend
Address: P.O. Box 169
Artois, CA 95913
Daytime Phone: (530) 934-3010

Name: Murdoch-Wilson Farms
Address: P.O. Box 457
Blackfoot, ID 83221
Daytime Phone: (208) 681-3599

Name: Kent Searle and Stanley Searle
Address: K & S Searle, A Partnership
6267 S. 55 W.
Idaho Falls, ID 83402
Daytime Phone: (208) 523-8609

Name: Jay L. Stolworthy and Merri Lynn Stolworthy
Address: 620 S. Park
Shelley, ID 83274
Daytime Phone: (208) 346-6466

Name: Clyde M. Wilson
Address: P.O. Box 339
Bellflower, CA 90706
Daytime Phone: (208) 681-3599

Name & Address of Attorney, if any:

Kent W. Foster
Holden, Kidwell, Hahn & Crapo, PLLC
P.O. Box 50130
Idaho Falls, ID 83405-0130

3. Respondents Represented by Rigby, Thatcher, Andrus, Rigby, Kam & Moeller, Chtd.

Name: Fremont Madison Irrigation District
Address: P.O. Box 15
Saint Anthony, ID 83445-00015
Daytime Phone: 208-624-3381

Name & Address of Attorney, if any:

Jerry R. Rigby
Rigby, Thatcher, Andrus, Rigby, Kam & Moeller, Chtd.
P.O. Box 250
Rexburg, ID 83440-0250

4. Respondents Represented by Grover Law Office, Chtd.

Name: C & L Farms
Address: c/o Claren & Layne Holm
P.O. Box 2001
Idaho Falls, ID 83404
Daytime Phone:

Name: Theodore L. Deffinger
Address: 3515 Sierra Road
San Jose, CA 95132
Daytime Phone:

Name: Holm Brothers Partnerships, Holm Farms, Inc.,
Paul C. Holm Ltd. Partnership and Claren Paul Holm
Address: P.O. Box 2001
Idaho Falls, ID 83401
Daytime Phone:

Name: Del Ray Holm
Address: 2743 E. 500 N.
Roberts, ID 83444
Daytime Phone:

Name: R & M Farms Partnership
c/o Lyle Robinson
Address: 8995 S. 400 W.
Rexburg, ID 83440
Daytime Phone:

Name & Address of Attorney, if any:

Blair J. Gover, Esquire
Grover Law Office, Chtd.
P.O. Box 36
Rigby, ID 83442-0036

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name:	<u>Twin Falls Canal Company</u>	<u>North Side Canal Company</u>
Address:	<u>P.O. Box 326</u> <u>Twin Falls, ID 83303-0326</u>	<u>921 N. Lincoln Avenue</u> <u>Jerome, ID 83338</u>

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ Name and Address
2. ☒ Source
3. ☒ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instead Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
10. ☒ Other Provisions Necessary for Administration of this Water Right

11. Recommendation

- ☒ This water right should not exist.
☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

1. Attorney Michael C. Creamer for respondents Aberdeen-American Falls Ground Water District; Bingham Ground Water District; and Upper Valley Irrigators Association, Inc.

State of Idaho)
)ss.
County of Ada)

Michael C. Creamer, duly sworn, upon oath deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

Michael C. Creamer

Michael C. Creamer, of Givens Pursley, LLP
(Attorney signing in representative capacity)

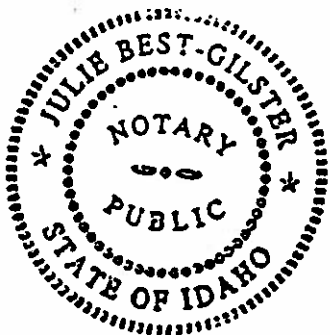
Subscribed and sworn to before me on:

Dec 24, 1998
Julie Best-Gilster

Notary Public for Idaho

Residing at: Nampa, ID

My Commission Expires: 4-21-2001



2. Attorney Kent W. Foster for respondents Darwin Brown, LDS Church, Brent Stolworthy, Agnes Wada, Frank Wada, Christine Wada, Albert Wada, Gerald Butikofer, Linden Butikofer, Lois Butikofer, Merle Butikiofer, Michael Butikofer, Ulene Butikofer, Kent Cornelison, Wayne Hansen, Paul Heyrend, Alice Heyrend, Murdoch-Wilson Farms, Kent Searle, Stanley Searle, Jay Stolworthy, Merri Lynn Stolworthy and Clyde Wilson.

State of Idaho)
)ss.
County of Ada)

Kent W. Foster, duly sworn, upon oath deposes and says:

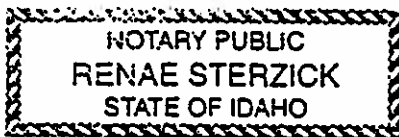
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

Kent W. Foster
Kent W. Foster, of Holden, Kidwell, Hahn & Crapo, PLLC
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 21, 1998



Residing at Idaho Falls, Idaho
My Commission Expires Jan. 14, 2004

Notary Public for Kent W. Foster
Residing at: Idaho Falls, Idaho
My Commission Expires: 1-14-2004

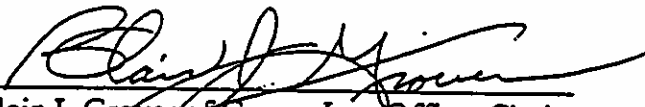
4. Attorney Blair J. Grover for respondent C & L Farms c/o Claren & Layne Holm, Theodore L. Deffinger, Holm Brothers Partnership, Holm Fars, Inc., Paul C. Holm Ltd. Partnership, Claren Paul Holm, Del Ray Holm, R & M Farms Partnership c/o Lyle Robison, Sundown Corp, Inc. c/o Darrol Gardner.

State of Idaho)
)ss.
County of Ada)

Blair J. Grover, duly sworn, upon oath deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)


Blair J. Grover of Grover Law Office, Chtd.
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 21, 1998
Janial Wild
Notary Public for Idaho
Residing at: Lewisville
My Commission Expires: 1/29/2007

3. Attorney Jerry R. Rigby for respondent Fremont Madison
Irrigation District.

State of Idaho)
)ss.
County of Ada)

Jerry R. Rigby, duly sworn, upon oath deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6)
or that I am the attorney for the party/claimant responding and that I have read this response,
know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

Jerry R. Rigby
Jerry R. Rigby, of Rigby, Thatcher, Andrus, Rigby, Kam &
Moeller, Chtd.
(Attorney signing in representative capacity)

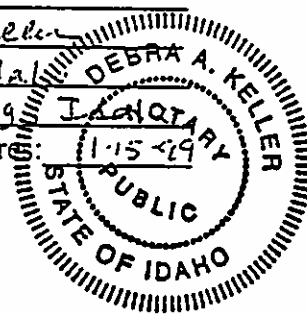
Subscribed and sworn to before me on: 12-21-98

Debra A. Keller

Notary Public for Idaho

Residing at: Rexburg, Idaho

My Commission Expires: 1-15-99



INSTRUCTIONS FOR MAILING

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

F. CERTIFICATE OF MAILING

I certify that on ~~October~~ ^{December} 28, 1998, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

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

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

Name: See Exhibit A.
Address: See Exhibit A

3. One copy to party who filed the objection at the following address:

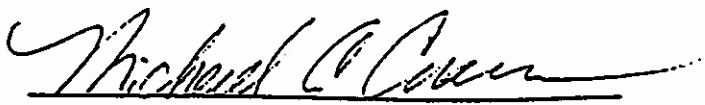
Name: John A. Rosholt
Norman M. Semanko
Address: Rosholt, Robertson, & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

4. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. 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


Michael C. Creamer

<u>Alpha Name</u>	<u>Claimant</u>	<u>Assoc.</u>	<u>Water Right #</u>	<u>Attorney</u>
Adolfson, E	Ed Adolfson 1045 N. 575 E. Firth, ID 83236		35-02102A	
Ashby, J	John L. Ashby 361 W. Creekside Way Kaysville, UT 84037		35-02737C	
Bailey, N	Nyle H. Bailey 222 E. 350 N. Blackfoot, ID 83221		35-02904B	
Bair, M	Mark Bair Sherrilynn Bair 1921 W. Taber Road Blackfoot, ID 83221		35-02450 35-04004 35-07770	
Bair, A	Annette Bair Richard L. Bair 1721 W. 500 N. Blackfoot, ID 83221		35-02284	
Bair, L	L. Leigh Bair Family Trust c/o L. Leigh Bair 195 S. Byron Avenue Shelley, ID 83274		35-02289	
Bair, R	Ronald H. Bair 1954 W. Taber Road Blackfoot, ID 83221		35-02478A 35-02479 35-02807 35-02820 35-11005 35-13225	
Barnes, M	Myron L. Barnes 973 W. Hwy. 39 Blackfoot, ID 83221		35-07132 35-12202	
Basic American	Basic American Foods P.O. Box 592 Blackfoot, ID 83221		35-02755 35-02823 35-07360	
Bauer, J	James Bauer Route 1, Box 1035 Moore, ID 83255-9604		35-12899	
Bauer, J	James R. Bauer 726 N. 1900 W. Blackfoot, ID 83221		35-02390	
Bendixsen, C	C. Lee Bendixsen Floyd N. Bendixsen 294 N. 300 W. Blackfoot, ID 83221		35-07028	
Bennett, B	Bart V. Bennett Inda Bennett 38 S. 900 W. Blackfoot, ID 83221		35-07743	

Benson, B	Boyce Benson P.O. Box 164 Moreland, ID 83256		35-02684B 35-13238	
Benson, V.	V. R. Benson 1604 W. Taber Blackfoot, ID 83221		35-02537 35-07033	
Benson, W	William Benson P.O. Box 167 Moreland, ID 83256		35-02684B 35-07249	
Bergeson, D	D. Cleon Bergeson 481 W. 200 N. Blackfoot, ID 83221		35-07427 35-07582	
Bingham, C	Connie Bingham 130 N. 1700 W. Blackfoot, ID 83221		35-02494	
Bingham, J	Jerry D. Bingham Valerie H. Bingham 1675 W. 400 N. Blackfoot, ID 83221		35-02202B 35-02266 35-02269G 35-12226	
Bingham, L	Larry Bingham 1241 W. 300 N. Blackfoot, ID 83221		35-02205E	
Bingham, T	Ted B. Bingham Kendra N. Bingham 1656 W. 200 N. Blackfoot, ID 83221		35-02214C 35-02214D 35-02232D 35-02645A 35-02645B 35-07181	
Bradshaw, J	Julia Bradshaw 561 N. 1400 W. Blackfoot, ID 83221		35-02629 35-07073 35-07295	
Bradshaw, T	Terrell V. Bradshaw Ann Bradshaw 559 N. 1400 W. Blackfoot, ID 83221		35-02150 35-07532	
Brown, D	Darwin Brown 350 E. 4 th S. Rexburg, ID 83440		35-02496	Foster
Burke, W.	W. Todd Burke Virginia Burke 839 W. 100 N. Blackfoot, ID 83221		35-02857A 35-02855B	
Burkman, J	James Douglas Burkman Doreen Burkman 285 W. 450 N. Blackfoot, ID 83221		35-02668 35-02849 35-07084 35-10313	

Burnt Basin	Burnt Basin, Inc. c/o Ronald Searle 541 E. 1250 N. Shelley, ID 83274		35-08021	
Callister, L	Lovell J. Callister 360 W. 450 N. Blackfoot, ID 83221		35-02865	
Campbell, S	Scott Campbell Cindy Campbell 73 S. 1050 W. Blackfoot, ID 83221		35-02906	
Carter, D	Don C. Carter 402 S. 110 W. Pingree, ID 83262		35-02693B	
Christensen, B	Barry L. Christensen Vera H. Christensen 1198 W. 125 N. Blackfoot, ID 83221		35-02080 35-02110 35-02313B 35-02562	
Christensen, T	Terrill Christensen 426 Walnut Shelley, ID 83274		35-02177	
Christensen, J	Jeraldean A. Christensen Robert H. Christensen 357 S. 1200 W. Pingree, ID 83262		35-07020	
Christensen Farms	Christensen Farms, Inc. 65 S. Lavaside Road Blackfoot, ID 83221		35-02178B 35-02180B 35-02182B 35-02211 35-07861B	
Clark, J	John T. Clark Harriet A. Clark 645 W. 150 N. Blackfoot, ID 83221		35-02786	
Clement, L	Larry J. Clement 780 W. Hwy. 26 Blackfoot, ID 83221		35-02077A 35-02077B 35-02133 35-02689B 35-02689D 35-02691 35-02711 35-02716 35-07016 35-07193 35-07300	
Clement, T	Tate Clement 253 N. 1000 W. Blackfoot, ID 83221		35-07421	

Clement, Z	Zane Clement 253 N. 1000 W. Blackfoot, ID 83221		35-07193	
Clough, C	Colin Clough 475 S. 1100 W. Pingree, ID 83262		35-02898A 35-08017A	
Cook, E	Edward C. Cook 488 W. 200 N. Blackfoot, ID 83221		35-07371 35-07458B	
Cornelison, V	Von T. Cornelison Linda E. Cornelison 66 E. River Road Blackfoot, ID 83221		35-07742	
Cornelison &	Cornelison & Olsen P.O. Box 396 Rexburg, ID 83440		35-02165 35-02178C 35-02179B 35-02182C 35-02300	
Crumley, B	Brenda L. Crumley Harold E. Crumley 318 N. 1400 W. Blackfoot, ID 83221		35-02696	
Dance, A	Arlo C. Dance 1167 W. Hwy. 39 Blk F Blackfoot, ID 83221		35-07274	
Dance, D	David P. Dance 435 S. 1150 W. Pingree, ID 83262		35-07422 35-07858 35-07957 35-07958	
Dance, D	David P. Dance 471 S. 1200 W. Pingree, ID 83262		35-02782 35-02898B 35-07548 35-07910 35-13070	
Dance, K	Kelly Dance 410 N. 200 W. Blackfoot, ID 83221		35-07992	
Dance, L	Leon Dance 599 Mc Adoo Blackfoot, ID 83221		35-02528	
Dance, M	Michael K. Dance Route 3, Box 154A-1 Blackfoot, ID 83221		35-02765	
Dean, M	Max Dean, M.D. Retirement Trust P.O. Box 962 Boise, ID 83701		35-07449A 35-07449B	

Dewey, J	John L. Dewey 689 W. 175 N. Blackfoot, ID 83221		35-02094F 35-02219A 35-02219B 35-07811	
Dygert, J	Joe Dygert 850 Lincoln Drive, No. 148 Idaho Falls, ID 83401		35-02160B 35-02651D 35-07772	
Eastern	Eastern Idaho Production Credit P.O. Box 1667 Pocatello, ID 83204		35-02238 35-02241A 35-02242 35-02420 35-02449 35-07093 35-07768 35-07774 35-07776 35-11213	
Ellis, J	Jennifer R. Ellis Shawn D. Ellis 2 N. 950 W. Blackfoot, ID 83221		35-07496	
Ellis, D	Delwyn V. Ellis 904 W. 200 N. Blackfoot, ID 83221		35-02493 35-07773	
Farm Credit	Farm Credit Bank of Spokane P.O. Box 51598 Idaho Falls, ID 83405		35-02183D	
Farmer, E	Earl Eugene Farmer 780 Curtis Blackfoot, ID 83221		35-07301	
Farms, LLC	Farms, LLC c/o Brad Hall 2840 Sunnybrook Lane Idaho Falls, ID 83404		35-02348 35-07215 35-07655 35-07929	
Fielding, G	Gary R. Fielding 134 W. 600 N. Blackfoot, ID 83221		35-02256 35-02309 35-02317A 35-02317B 35-07283 35-07478 35-07479A 35-07479B	
Fields Financial	Fields Financial Services 156 N. 500 W. Blackfoot, ID 83221		35-07458C 35-12264	
Finicle, D	Douglas P. Finicle Marlene K. Finicle 1820 W. 400 S. Pingree, ID 83262		35-02739	

EXHIBIT A to STANDARD FORM 2 RESPONSE TO OBJECTION

Basin 35 subcases (Part 2/ Page 5

December 28, 1998

Furniss Bros.	Furniss Brothers Farms 131 N. Oak Blackfoot, ID 83221		35-02363	
Gamble, C	Clyde J. Gamble 1715 W. 200 N. Blackfoot, ID 83221		35-02214A 35-07598	
Gamble, B	Brent A. Gamble 282 N. 1400 W. Blackfoot, ID 83221		35-02126 35-07700	
Gardner, I	Ivan E. Gardner Jean Gardner 16 W. River Road Blackfoot, ID 83221		35-02158A	
Gardner, I	Ivan E. Gardner Jean Gardner 16 W. River Road Blackfoot, ID 83221 Lance I. Gardner 589 N. 150 W. Blackfoot, ID 83221 Mark W. Gardner 119 W. 600 N. Blackfoot, ID 83221		35-02136C 35-02136D 35-02137 35-02331 35-02349 35-07144	
Gardner, L	Lance I. Gardner 589 N. 150 W. Blackfoot, ID 83221		35-02157 35-02367	
Gardner, L	Lance I. Gardner Mark W. Gardner 589 N. 150 W. Blackfoot, ID 83221		35-02179E 35-02399 35-02573 35-02851	
Gelles, L	Lynn Gelles Paul Gelles 184 S. 900 W. Blackfoot, ID 83221		35-07448	
George, J	Joseph George Nancy George 981 S. 2400 W. Aberdeen, ID 83210		35-02426	
Gibson, D	Dean W. Gibson 670 N. 850 W. Blackfoot, ID 83221		35-07928 35-11077	
Gilbert, D	Dan Gilbert Deborah Gilbert 114 N. 1600 W. Blackfoot, ID 83221		35-02366B 35-12904	

Goodwin, P	Patty V. Goodwin Craig D. Goodwin 1624 W. 300 N. Blackfoot, ID 83221		35-07194	
Goodwin, S	Steve B. Goodwin Virginia Goodwin 183 S. 1000 W. Blackfoot, ID 83221		35-07862 35-08090 35-08091 35-08092 35-08633 35-08847	
Grandview Farms	Grandview Farms P.O. Box 834 Blackfoot, ID 83221		35-02599 35-02685 35-07490 35-13046	
Gregersen, R	Roxie Gregersen Michael R. Gregersen 1161 W. 600 N. Blackfoot, ID 83221		35-07357C	
Gregersen, E	E. L. Gregersen Corine Gregersen 1559 W. 300 N. Blackfoot, ID 83221		35-02381 35-02184A	
Griffiths, J	Jesse J. Griffiths 2061 W. 800 N. Blackfoot, ID 83221		35-02334 35-02660 35-07070	
Griffiths, L	Lee R. Griffiths 2063 W. 800 N. Blackfoot, ID 83221 Jesse J. Griffiths 2061 W. 800 N. Blackfoot, ID 83221		35-02383	
Griffiths, G	Gareth J. Griffiths 2062 W. 800 N. Blackfoot, ID 83221 Jesse J. Griffiths 2061 W. 800 N. Blackfoot, ID 83221		35-12653 35-12654	
Hale, A	Angela Hale Michael Hale 978 W. Hwy. 39 Blackfoot, ID 83221		35-02478C	
Hansen, B	Beverly P. Hansen Laron J. Hansen 701 N. 1500 W. Blackfoot, ID 83221		35-02729 35-02756 35-07099 35-07767	
Haroldson, J	James Haroldson 79 N. 2200 W. Pingree, ID 83262		35-02418 35-02464	

EXHIBIT A to STANDARD FORM 2 RESPONSE TO OBJECTION

Basin 35 subcases (Part 2) / Page 7

December 28, 1998

Harris, N	Nils Harris 408 N. 300 W. Blackfoot, ID 83221		35-04074A	
Harris, E	Earl E. Harris Nils Harris 408 N. 300 W. Blackfoot, ID 83221		35-04074B	
Hatch, J	John Mark Hatch, et al 3096 N. 26 W. Idaho Falls, ID 83402		35-02164B	
Hess, R	Renee Hess Steven Lee Hess 137 S. Lavaside Blackfoot, ID 83221		35-07758	
Hill, D	Dennis G. Hill Kristine S. Hill 126 W. 450 N. Blackfoot, ID 83221		35-07566	
Hunter, D	Danny L. Hunter 820 W. 700 N. Blackfoot, ID 83221		35-07895	
Jackson, D	Donald F. Jackson 1193 W. 600 S. Pingree, ID 83262		35-04077 35-12139	
Jensen, D	Don L. Jensen Leola F. Jensen 745 N. 1400 W. Blackfoot, ID 83221		35-02202A 35-13030	
Jensen, C	Chris L. Jensen 585 W. 75 th S. Blackfoot, ID 83221		35-02478B 35-07411B	
Jones, M	Murray Jones Barry Jones 204 S. 1100 W. Blackfoot, ID 83221		35-07454	
Jones, O	Oma W. Jones 181 N. 800 W. Blackfoot, ID 83221		35-02690B	
Jorgensen, K	Kay S. Jorgensen Box J Moreland, ID 83256		35-02750B	
Katseanes, M	Michael Katseanes Loujean Katseanes 1462 W. Hoff Road Blackfoot, ID 83221		35-02160A 35-11200	
Knudson Poor	Knudson Poor Farms, Inc. 2700 W. 2100 S. Aberdeen, ID 83210		35-02391 35-07777	

EXHIBIT A to STANDARD FORM 2 RESPONSE TO OBJECTION

Basin 35 subcases (Part 2)/ Page 8

December 28, 1998

Kolbet, W	Wanda I. Kolbet 751 W. 160 N. Moreland, ID 83256		35-02690A	
Larsen, S	S. E. M. Larsen Trust 862 W. 650 N. Blackfoot, ID 83221		35-02094E	
Larsen, N	Nicholette Larsen Michael G. Larsen 862 W. 650 N. Blackfoot, ID 83221		35-02094G	
Larsen, G	Gary E. Larsen 124 N. 1075 W. Blackfoot, ID 83221		35-02466	
Larsen, G	Gerald Larsen Myrtle Larsen 864 W. 650 N. Blackfoot, ID 83221		35-02094D 35-07018A 35-07018B 35-07232A	
Larsen, R	Richard Larsen Peggy Larsen 267 W. 4650 N. Rexburg, ID 83440		35-07311	
LDS Church	LDS Church Real Estate Division 50 E. North Temple, 12th Floor Salt Lake City, UT 84150		35-02263B 35-07190 35-07783 35-08048	Foster
Le Fevre, M	Max L. Le Fevre Keri A. Le Fevre 1276 W. Hoff Road Blackfoot, ID 83221		35-02096B	
Leavitt, D	Dennis Leavitt Kenea Leavitt 220 N. 740 W. Blackfoot, ID 83221		35-02226 35-02322A 35-02705	
Lebrecht, B	Brian A. Lebrecht 2726 W. 500 S. Sterling, ID 83210		35-02564 35-07887 35-08021	
Lebrecht, W	Wulf A. Lebrecht Trudy Scott P.O. Box 834 Blackfoot, ID 83221		35-02458 35-13045	
Lilya, C	Claude E. Lilya Grace S. Lilya 414 N. 400 W. Blackfoot, ID 83221		35-02908	
Lilya, C	Claudon E. Lilya Margaret M. Lilya 345 W. 400 N. Blackfoot, ID 83221		35-07344	

Lindholm, P	Patti Lindholm Paul Lindholm 1011 W. Hwy. 26 Blackfoot, ID 83221		35-04062	
Lindsay, D	Douglas K. Lindsay Victoria Lindsay 68 N. 1400 W. Blackfoot, ID 83221		35-02213A 35-02337	
Lloyd, C	Calvin G. Lloyd Kimberly Lloyd 1445 Mountain Road Bancroft, ID 83217		35-02848 35-02856	
Lloyd Farms	Lloyd Farms c/o David Lloyd P.O. Box 211 Bancroft, ID 83217		35-02253A	
Mark Maker	Mark Maker, Inc. 630 W. 150 N. Blackfoot, ID 83221		35-07195	
Martin, M	Michael J. Martin 460 N. 1500 W. Blackfoot, ID 83221		35-02205F 35-02269E 35-02269F	
Martin L	Larry Dale Martin Julie Ann Martin 223 N. 900 W. Blackfoot, ID 83221		35-02396 35-02593 35-07175 35-07549 35-07550 35-07806	
Matsuura, D	Deola Rae Matsuura Brent Matsuura 1132 E. Walker Blackfoot, ID 83221		35-07610	
McCullough, W	William J. McCullough 7218 S. 35 W. Idaho Falls, ID 83402		35-02878A 35-02878B	
Mecham, A	Archie L. Mecham Marjorie Mecham 198 N. 500 W. Blackfoot, ID 83221		35-02156 35-02168 35-02720 35-02338 35-07029 35-07591 35-12920	
Mecham, S	Steven D. Mecham 227 W. 450 N. Blackfoot, ID 83221		35-07412	
Merrill, J	J. K. Merrill & Sons, Inc. P.O. Box 4065 Pocatello, ID 83201		35-02665	

Messick, R	Rocky J. Messick Jessie L. Messick 161 S. Lavaside Blackfoot, ID 83221		35-07580	
Mickelsen, D	Deanna Mickelsen Todd Mickelsen 417 N. 400 W. Blackfoot, ID 83221		35-02435	
Morgan, N	Neil Morgan Julia Morgan 762 W. Hwy. 39 Blackfoot, ID 83221		35-02412	
Mundt, G	George Mundt Valerie Mundt 1174 N. 575 E. Shelley, ID 83274		35-02129	
Murdock, D	Dale C. Murdock 1048 W. Hwy. 39 Blackfoot, ID 83221		35-02670D	
Murdock, R	Ronald Murdock 1065 W. 125 N. Blackfoot, ID 83221 Steven Murdock 1050 W. Hwy. 39 Blackfoot, ID 83221		35-02670B 35-02670C	
Nation, J	John L. Nation, Jr. Nancy A. Nation 213 N. 500 W. Blackfoot, ID 83221		35-07893	
Nickell, G	Greg Nickell Kayce C. Nickell 658 N. 150 W. Blackfoot, ID 83221		35-02158B 35-02791	
O'Donnell, P	Patrick O'Donnell 1012 Deepwood Place Wilmington, NC 28405		35-02568 35-07769	
Oliveira, G	Goerge P. Oliveira 1264 Hwy. 26 Blackfoot, ID 83221		35-07095D	
Olsen, J	J. Henry Olsen 1005 W. Hwy. 26 Blackfoot, ID 83221		35-02384 35-07092	
Olsen, J	John W. Olsen Robert W. Olsen 40 W. Rich Lane Blackfoot, ID 83221		35-07465	

Parks, R	Raymond Parks 927 W. 200 N. Blackfoot, ID 83221		35-02181B	
Parks, R	Raymond Parks Paula G. Parks 1054 W. Taber Road Blackfoot, ID 83221		35-02181C 35-07670A 35-10813	
Perschon, G	George E. Perschon Renee P. Perschon 158 N. 1200 W. Blackfoot, ID 83221		35-02086 35-02087A 35-02087B 35-02097F 35-02101A 35-02101B 35-02101C 35-02106 35-02245 35-02295 35-02361 35-04046 35-07330 35-07757	
Phillips, M	Mathew P. Phillips Annalee Phillips 617 N. 1200 W. Blackfoot, ID 83221		35-02241B 35-02552 35-07782	
Phillips, W	William Phillips & Sons Partnership 904 N. 1200 W. Blackfoot, ID 83221		35-02265 35-02541 35-04214	
Price, M	Marvin Price Allene Price 573 N. 700 W. Blackfoot, ID 83221		35-02071 35-02455 35-11409	
Prouse, G	Gordon G. Prouse 914 W. 650 N. Blackfoot, ID 83221		35-04091	
Ransom, R	Rodney S. Ransom 802 W. 1050 N. Blackfoot, ID 83221 Max S. Ransom 1099 N. 900 W. Blackfoot, ID 83221		35-02879 35-13229	
Rising River	Rising River Land & Livestock Co., Inc. P.O. Box 698 Blackfoot, ID 83221		35-02272B	
Robinson, A	Almy J. Roinson Vera Jo Robinson 8639 N. Parks Road Pocatello, ID 83201		35-07385	

Scott, L	Lona M. Scott 187 S. 800 W. Blackfoot, ID 83221		35-07818	
Scott, T	Trudy Scott Wulf A. Lebrecht P.O. Box 834 Blackfoot, ID 83221		35-02457 35-07535 35-07816	
Seamons, G	Gary Seamons 727 W. 700 N. Blackfoot, ID 83221		35-02094H 35-02094J 35-04120 35-07980 35-07981 35-07982 35-07983	
Searle, D	Dean L. Searle S & S Farms 547 E. 1250 N. Shelley, ID 83274		35-04115	
Seeley, A	Arnold Lynn Seeley P.O. Box 925 Blackfoot, ID 83221		35-08035	
Shawver, F	F. Mark Shawver 1168 W. 200 S. Pingree, ID 83262		35-07312 35-13009	
Shawver, R	Robert W. Shawver 143 S. 1200 W. Blackfoot, ID 83221		35-07168	
Smith, W	W. W. Smith, et al Box 399 Blackfoot, ID 83221		35-08014	
Smith, W	W. W. Smith, et al 1055 Airport Road Blackfoot, ID 83221		35-02510	
Snake River	Snake River Livestock Co. 830 Tabor Road Blackfoot, ID 83221		35-02219C 35-07186	
Soderquist, L	Lyle R. Soderquist Krista Soderquist 494 N. 1200 W. Blackfoot, ID 83221		35-02244 35-02307 35-02324A 35-02358 35-02781 35-02858A 35-02873 35-07076 35-13202	
Stander, L	Lawrence Stander Gaylen Stander 50 S. 900 W. Blackfoot, ID 83221		35-07108	

EXHIBIT A to STANDARD FORM 2 RESPONSE TO OBJECTION

Basin 35 subcases (Part 2)/ Page 13

December 28, 1998

Stewart, H	Homer Stewart Lela Stewart 288 N. 400 W. Blackfoot, ID 83221		35-02904A	
Stolworthy, B	Brent Stolworthy Family Ltd. Partnership 3669 S. Holmes Idaho Falls, ID 83404		35-02759 35-13067	Foster
Stroh, C	Clarence Stroh Mabel W. Stroh 1221 W. 300 S. Pingree, ID 83262		35-07035 35-07504	
Swiss Mill	Swiss Mill Dairy, Inc. 631 N. 110 W. Blackfoot, ID 83221 Swiss Mill Dairy, Inc. 631 N. 1110 W. Blackfoot, ID 83221		35-07232B 35-07347	
Thompson, G	Garth Thompson Daryl Thompson 493 S. 1200 W. Pingree, ID 83262		35-07296A 35-07386A	
Thompson Farms	Thompson Farms 493 S. 1200 W. Pingree, ID 83262		35-04040A 35-04040B 35-07296B 35-07386B	
Tominaga, F	Frank Tominaga 1448 W. 100 S. Blackfoot, ID 83221		35-07040	
Trego, G	Gary Trego 53 N. 550 W. Blackfoot, ID 83221		35-07702B	
Tsukamoto Farms	Tsukamoto Farms, Inc. 23 S. Thompson Lane Blackfoot, ID 83221		35-02179D	
Van Orden Bros.	Van Orden Brothers Land c/o Lee Roy Van Orden 1403 W. 300 S. Pingree, ID 83262		35-02862B 35-07241	
Van Orden, E	Eugene Van Orden Carolynn Van Orden 399 S. 1100 W. Pingree, ID 83262		35-04024 35-07309	
Van Orden, P	Paunie Van Orden Larry E. Van Orden 1065 W. 125 S. Blackfoot, ID 83221		35-07010	

Van Orden, K	Karen T. Van Orden 35 N. 1200 W. Blackfoot, ID 83221		35-08031	
Van Orden, G	Garth Van Orden Julie Van Orden 131 N. Oak Blackfoot, ID 83221		35-02693A 35-07230 35-08017B	
Verwolf, M	Mary C. Verwolf Daniel D. Verwolf 1280 W. Hwy. 26 Blackfoot, ID 83221		35-07095C	
Wada, Ag	Agnes H. Wada Frank S. Wada 131 N. Oak Blackfoot, ID 83221		35-07791	Foster
Wada, C	Christine Wada Albert Wada 131 N. Oak Blackfoot, ID 83221		35-04066	Foster
Wada, Al	Albert T. Wada Christine Wada 326 S. 1400 W. Pingree, ID 83262-1137		35-02178E 35-02178F 35-02180C 35-02182A 35-02182E	Foster
Wada, Al	Albert T. Wada 131 N. Oak Blackfoot, ID 83221		35-02816	Foster
Walters, G	George B. Walters 665 W. 100 S. Blackfoot, ID 83221		35-02914	
Ward, L	Leland D. Ward Melba S. Ward 424 W. Hwy. 26 Blackfoot, ID 83221		35-02722 35-07095E 35-07778	
Ward, D	DeLoy and Viola Ward Neal and Shelley Ward 1305 S. 2nd E. Rexburg, ID 83440		35-02314 35-02397 35-02441 35-07024 35-07074 35-07075 35-13230	
Ward, D	DeLoy Ward Viola J. Ward 1305 S. 2nd E. Rexburg, ID 83440		35-02132 35-02431 35-02478D 35-07021 35-07237 35-07444 35-07538 35-07347 35-08580	

Watt, Ri	Richard D. Watt 1425 W. 100 S. Pingree, ID 83262 Ronnie Watt 1450 W. 200 S. Pingree, ID 83262		35-07057 35-07122 35-07054	
Watt, L	Larry E. Watt 462 S. 1200 W. Pingree, ID 83262		35-07012B 35-07522 35-07599	
Watt, L	Larry E. Watt Ronnie Watt Richard D. Watt 1450 W. 200 S. Pingree, ID 83262		35-07056	
Wheeler, G	Geraldine J. Wheeler 767 W. 100 N. Blackfoot, ID 83221		35-02497 35-07534 35-12683	
Wheeler, J	James D. Wheeler 693 W. 700 N. Blackfoot, ID 83221		35-04050	
Whitehead, L	La Val Whitehead 523 N. 100 W. Blackfoot, ID 83221		35-02270 35-02527	
Wilcox, K	Keith Wilcox & Sons 5499 W. 1000 S. Rexburg, ID 83440		35-07310A	
Williams, S	Stephen Gayle Williams 971 W. 250 S. Blackfoot, ID 83221		35-07044	
Williams, C	Estate of C. L. Williams Williams & Wheeler P.O. Box 50130 Idaho Falls, ID 83405		35-02876 35-04237	
Williams, N	Nancy Williams J. Stanley Williams 1286 W. 200 S. Pingree, ID 83262		35-02355 35-02356 35-02374 35-02375 35-02438A 35-07214 35-07473 35-07474	
Williams, W	William M. Williams 6 S. 900 W. Blackfoot, ID 83221		35-02567B	
Williams, C	C. Gayle Williams 374 S. 1100 W. Pingree, ID 83262		35-07269	

Winding Brook	Winding Brook Corp. c/o Rodney Moore P.O. Box 53 Nampa, ID 83653		35-02181F 35-02272A 35-02273	
Winding Brook	Winding Brook Corp. Batterymarch Agrivest 500 Winding Brook Drive Glastonbury, CT 06033		35-02179A 35-02180A 35-02181E 35-10522	
Wixom, K	Ken J. Wixom Pauline W. Wixom 260 W. 300 N. Blackfoot, ID 83221		35-02237 35-02422	
Wood, D	Dean Wood Jance C. Wood 1255 W. 50 S. Blackfoot, ID 83221		35-07731	
Wood, V	Vaughn Wood 1616 W. 700 N. Blackfoot, ID 83221-5078		35-02278 35-07356	
Wootton, G	G. N. Wootton Bodean Wootton 187 S. Lavaside Blackfoot, ID 83221		35-02288 35-07273	
Wray, C	Connie Wray Berkley Wray 960 W. Hwy. 26 Blackfoot, ID 83221		35-04211	
Young, I	Ilene W. Young Eldon Young 156 S. 1300 W. Pingree, ID 83262		35-02111 35-11017	

DATE: 04/17/98
PAGE: 1

Stage: BENEFICIAL USE

BINGHAM County

EXP RIGHT NO. 35-023668 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS FOR AN ENLARGEMENT OF 93 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

AJD749NP
No. R35-12904

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

DATE: 04/17/98
PAGE: 2

Dates: Exam Made Date: 07/01/1992 Verified Date: Objection Filed Date:

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

Comments: Date: 04/17/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
RIGHT NO. 35-023668 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 82 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 35-023668 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.47 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1216 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 912 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 304 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS AN EXPANSION OF RIGHT NO. 35-023668 PURSUANT TO
IDAHO CODE 42-1416(2).

Audit: 04/17/98 ARUBERRY

NO. OF CLAMS IN POLYGON _____

TRANSFER NUMBER _____

CLAM NUMBERS 35-12904

DATE _____

OBJECTION FILED _____

AGENT _____

TOTAL ACRES FROM RECOMMENDATION 304²

GEOGRAPHIC INFO SYSTEM

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	<u>23</u>	<u>335</u>	<u>29</u>									<u>40</u>	<u>39</u>	<u>38</u>	<u>36</u>	<u>39</u>	<u>40</u>	<u>37</u>	<u>35</u>
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B35-DBPOU.DBF _____

ATTRIBUTES OF B35-POU.SHP () _____

B35-DBPOD.DBF _____

ATTRIBUTES OF B35-POD.SHP () _____

Claimant: _____

DAN GILBERT

P.O.D./Source # G.W. S.W. _____

114 N 1600 WTownship 25, Range 336 Section 29Blackfoot Rd B32211. 20 SW SW

2. _____

3. _____

Other Rights: W35-23665

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-12904

LAST: GILBERT
ADDRESS: 114 N 1600 W
CITY: BLACKFOOT
PHONE NUMBER: 208-684-4796

FIRST: DAN
STATE: ID ZIP: 83221

OWNER CODE: C

LAST: GILBERT
ADDRESS: 114 N 1600 W
CITY: BLACKFOOT
PHONE NUMBER: 208-684-4796

FIRST: DEBBIE
STATE: ID ZIP: 83221

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE FIELD
Y EXAMINER

CLAIM REMARKS:

THIS CLAIM IS FILED AS AN EXPANSION OF LICENSE 35-02366 PURSUANT
TO IDAHO CODE 42-1416 (2). THIS RIGHT IS FOR IRRIGATION OF 93
WITHIN THE PLACE OF USE ABOVE. THIS RIGHT WHEN COMBINED WITH
A35-023668 SHALL BE LIMITED TO A COMBINED DIVERSION RATE OF 3.47
CFS (1557 GAL/MIN).

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 7/1/92

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

See top Review w/ MAP 2386W & 00237.

COPY FROM ~~A351240~~
A35-12904

To: Water Resources

I lived on the Farm directly West of the farm that Dan Gilbert presently lives on.

In the year 1969 it was owned by Walt Heady.

In 1969 Walt Heady put the sprinkler system on the entire farm.

Sincerely
J. Roy Hunsaker

A. AJ CLAIM: # A35-12904 PRIORITY DATE: 05-01-1969 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 Y FIELD EXAMINER X

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

REMARKS: CC 237, 1969, SHOWS FUTURE CLAIMED PLACE OF USE UNDER IRRIGATION.

CLAIMANT SUBMITTED A STATEMENT FROM A LARGE TIME DELAYED STATUS THAT
THIS PLACE OF USE WAS FOR THE ~~PREVIOUS~~ UNDER SHUTTER (IRRIGATION)
IN 1969. RECORDED AS CLAIMED.

RECOMMENDED PRIORITY DATE:

1/1

REVIEWED BY SC

DATE 7/1/92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	✓	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-12904		02S	33E	29	NE	SW	SW		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX R PREFIX
 NONE NONE
 MR RECORDS IN SAME 40 ACRE TRACT
 35-02366

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	Y

REMARKS:

Source is Groundwater - Pursuant R35-02366B, THIS IS SAME WELL.
 FOS: 35-02366B.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
 TWP. RGE. SEC. 1/4 1/4 LOT COUNTY

SOURCE: GW
 REVIEWED BY: GW TRIB: DATE: 7/1/92

A. ROOT WATER RIGHT NUMBERS: A35-12904

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	33E	29	NE	SW		GILBERT , DAN	A35-12904 /40.0	-	/		20.0
			NE	SW		GILBERT , DAN	A35-023668 /40.0	-	/		
			NE	SW		GILBERT , DAN	R35-023668 /40.0	-	/		
			NE	SW		HANSEN , ANDREW P.		35-02366	/18.0		
02S	33E	29	NW	SW		GILBERT , DAN	A35-12904 /40.0	-	/		40.0
			NW	SW		GILBERT , DAN	A35-023668 /40.0	-	/		
			NW	SW		GILBERT , DAN	R35-023668 /40.0	-	/		
			NW	SW		HANSEN , ANDREW P.		35-02366	/30.0		
02S	33E	29	SW	SW		GILBERT , DAN	A35-12904 /40.0	-	/		38.0
			SW	SW		GILBERT , DAN	A35-023668 /40.0	-	/		
			SW	SW		GILBERT , DAN	R35-023668 /40.0	-	/		
			SW	SW		HANSEN , ANDREW P.		35-02366	/11.0		
02S	33E	29	SE	SW		GILBERT , DAN	A35-12904 /40.0	-	/		36.0
			SE	SW		GILBERT , DAN	A35-023668 /40.0	-	/		
			SE	SW		GILBERT , DAN	R35-023668 /40.0	-	/		
			SE	SW		HANSEN , ANDREW P.		35-02366	/15.0		
02S	33E	29	NE	SE		GILBERT , DAN	A35-12904 /35.0	-	/		41.0
			NE	SE		GILBERT , DAN	A35-023668 /35.0	-	/		
			NE	SE		GILBERT , DAN	R35-023668 /35.0	-	/		
			NE	SE		HANSEN , ANDREW P.		35-02366	/30.0		
02S	33E	29	NW	SE		GILBERT , DAN	A35-12904 /40.0	-	/		17.0
			NW	SE		GILBERT , DAN	R35-023668 /40.0	-	/		
			NW	SE		GILBERT , DAN	A35-023668 /40.0	-	/		
			NW	SE		HANSEN , ANDREW P.		35-02366	/38.0		
02S	33E	29	SW	SE		GILBERT , DAN	A35-12904 /40.0	-	/		37.0
			SW	SE		GILBERT , DAN	A35-023668 /40.0	-	/		
			SW	SE		GILBERT , DAN	R35-023668 /40.0	-	/		
			SW	SE		HANSEN , ANDREW P.		35-02366	/40.0		
02S	33E	29	SE	SE		GILBERT , DAN	A35-12904 /40.0	-	/		41.0
			SE	SE		GILBERT , DAN	R35-023668 /40.0	-	/		
			SE	SE		GILBERT , DAN	A35-023668 /40.0	-	/		
			SE	SE		HANSEN , ANDREW P.		35-02366	/40.0		
TOTAL ACRES							A35-12904	315.00			270.00

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

C. FIELD EXAM REQUIRED? DATABASE EXAMINER POU COUNTY: BINGHAM

DUE TO POU DISCREPANCY? (Y/N) Y

PRESUMPTION FLAG:

REMARKS:

SEE 35-023668 FOR VERIFICATION OF IRRIGATED ACRES. THIS SYSTEM IS IRRIGATING 304 ACRES. 35-023668 COVERS 222 ACRES OF THIS REAC AT THE LEAVING (304-222) 82 ACRES FOR THIS EXPIRATION RIGHT. EXPIRATION OCCURRED IN 1969. RECOMMEND FOR COMMENTS REMARKS - 304: 82 AC; 35-023668.

RECOMMENDATIONS:

TOTAL ACRES: 304 / 106:82

REVIEWED BY: SB

DATE: 7/1/92

A. AJ CLAIMED USES:

PURPOSES: A35-12904 IRRIGATION MONTH/DAY FROM 04-01 TO 11-01 DIVERSION QUANTITY 1.020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED 1.020 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)	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

• ~~Recommend~~ Period of use as 4/1 to 10/31
• Q: Since this Right is an 2nd Resurrection Easement, can't recommend
Arbitrary Q over 35-023668. For this Right Recommend
(3.47cfs/304ac) (82ac) = 0.936 cfs, w/ limitation that
when used w/ 35-023668 it can't exceed 3.47cfs.

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 = 279.0 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.)

This right used used w/ 35-023668 shall be LIMITED TO: Q = 3.47 cfs (licensed amount)

$$AF/A = (4)(304) = 1216$$

$$DAF = (3)(304) = 912$$

REMARKS: FOS: 35-023668

Reuses = 304

KD2: 35-023668

KD6: 82ac

ED1: 35-023668; 2.47 cfs; 1266cf; 912 cfs; 304 ac.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A		REC. CONS. USE
	FROM	TO				
IRRIGATION	04-01	~~4-01~~ 10-31	DATABASE EXAMINER ~~1.020~~ 0.936	DATABASE EXAMINER ~~279.0~~	DATABASE EXAMINER 279.0	
TOTAL FOR THIS RIGHT			~~4.020~~			

REVIEWED BY: SSJ DATE: 7/1/92

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: 35-12904
TOTAL DIVERSION RATE OF HR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT CURRENT
NUMBERS CLAIM NUMBERS
A35-12904

DIVERSION
RATE
1.D2D

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

HR RIGHT
NUMBERS

DIVERSION
RATE

TOTAL CFS

1.020

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

FIELD
EXAMINER

REMARKS:

Palasiano Claim

AUTHENTICATION:

SIGNATURE:

[Signature]

DATE:

7/1/92

NAME OF FIELD EXAMINER:

Eric Stevens

TITLE:

SUSA

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	8/7/92	8/7/92	8/7/92
POINT OF DIV	Y			N	2,4 6			
SOURCE	Y			N	6			
PLACE OF USE	Y			Y	2,4 6			
DIV. AMOUNT CFS/VOLUME	Y			Y	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES								
PERIOD OF USE	Y			Y	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.

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
GIVENS PURSLEY LAW OFFICE
PO BOX 2720
BOISE ID 83701

JOHN K SIMPSON
ROSHOLT ROBERTSON & TUCKER
PO BOX 2139
BOISE ID 83701

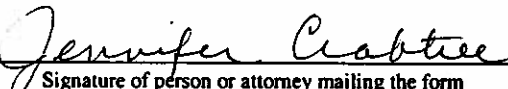
JERRY R RIGBY
PO BOX 250
REXBURG ID 83440

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	
35 7928	
35 10054	
35 10189	
35 10248	
35 10313	
35 10980	
35 11005	
35 11017	
35 11077	
35 11200	
35 11572	
35 11573	

35 12139
35 12202
35 12203
35 12226
35 12264
35 12391
35 12654
35 12899
35 12904
35 12915
35 12920
35 12933
35 12935
35 13009
35 13011
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	GNETTING	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 □ □ 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 STOLWORTHY D3669 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 VELLJEAN 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 MOORE PO BOX 53	NAMPA	ID	83653	

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

[X] 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

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

4R
8/88

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,

A handwritten signature in cursive script that reads 'Danni M. Smith'.

Danni M. Smith
SRBA Sr. Secretary

Enclosure

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: 39576

Ident. Number

A3S-12904

Date Received

3/19/91

Receipt Number

E017053

EV 11-19-91

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) DAN GILBERT OR DEBBIE GILBERT Phone (208) 684-4796
Mailing Address 114 N. 1600 W, BLACKFOOT, ID Zip 832212. Date of Priority (Only one (1) per claim) May 1, 19693. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2S Range 33E Section 29,
NE 1/4 of SW 1/4 of SW 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 _____

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. WELL AND PUMP MAINLINETO HAND LINES

A3512904

MICROFILMED

DEC 11 1992

6. Water is claimed for the following purposes:
- | | (both dates are inclusive) | (cfs) | (acre feet) |
|-----------------------|---|--------------------|-------------|
| For <u>IRRIGATION</u> | purposes from <u>4/1</u> to <u>11/1</u> | amount <u>1.02</u> | or _____ |
| For _____ | purposes from _____ to _____ | amount _____ | or _____ |
| For _____ | purposes from _____ to _____ | amount _____ | or _____ |
| For _____ | purposes from _____ to _____ | amount _____ | or _____ |
7. Total quantity claimed (a) 1.02 cfs (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is 279 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	
28	33E	29									40	40	40	40	35	40	40	40	315

Total number of acres irrigated 315

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 ☒ 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.
35-02366 or None ()

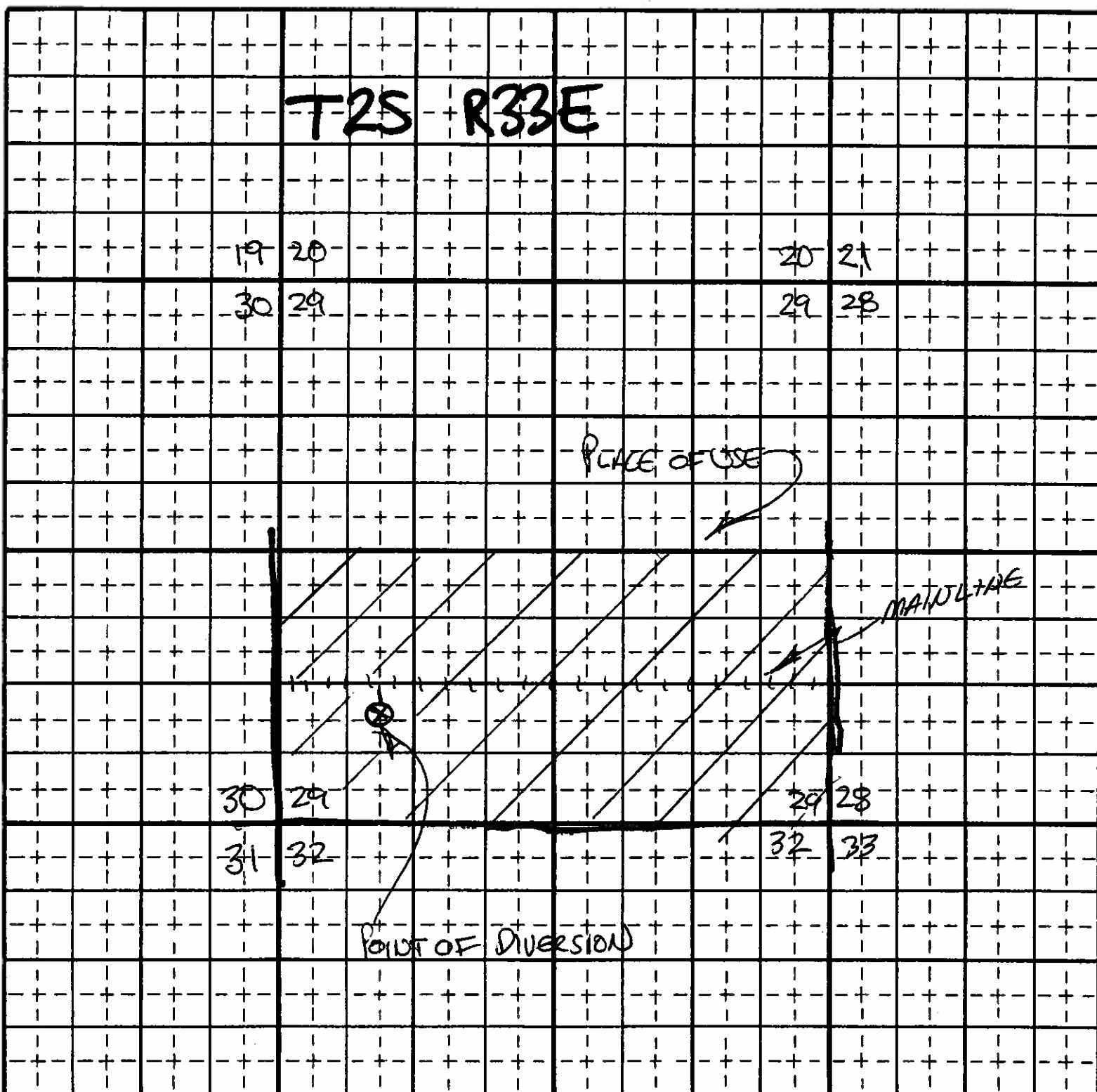
14. Remarks: THIS CLAIM IS FILED AS AN EXPANSION OF LICENSE 35-02366 PURSUANT TO IDAHO CODE 42-1416(2). THIS RIGHT IS FOR IRRIGATION OF 93 ACRES WITHIN THE PLACE OF USE ABOVE. THIS RIGHT WHEN COMBINED WITH A 35-02366B SHALL BE LIMITED TO A COMBINED DIVERSION RATE OF 3.47 cfs (1557 gal/min).

Last Name GILBERT Ident No. A35-

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Copies: White 1 Yellow 1 1992

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

Scale: 2 inches equals 1 mile



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DEC 11 1992

Last Name GILBERT

Ident No. 35-

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number EXPANSION OF A35-02366B

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) [Signature] Date 3/19/92

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

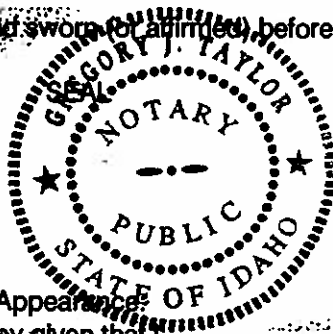
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn to before me this 19th day of March 19 92



Notary Public [Signature]

Residing at Idaho Falls, Id.

My Commission Expires 3/3/98

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 _____

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DEC 11 1992

Last Name GILBERT Ident. Number A35-

Copies White-State, Yellow-Claimant

To: Water Resources

I lived on the Farm directly West of the farm that Dan Gilbert presently lives on.

In the year 1969 it was owned by Walt Heady.

In 1969 Walt Heady put the sprinkler system on the entire farm.

Sincerely
LeRoy Hunsaker

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: A35-12904
Date Received: 3/19/1992
Receipt No: E017053
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAN GILBERT 208-684-4796
Address: 114 N 1600 W
BLACKFOOT ID 83221
OR
Name: DEBBIE GILBERT 208-684-4796
Address: 114 N 1600 W
BLACKFOOT ID 83221

2. Date of Priority: MAY 1, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	33E	29	NE	SW	SW		BINGHAM

5. Description of diverting works:
WELL AND PUMP MAINLINE TO HAND LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.020		

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

8. Total consumptive use is 279.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	33E	29	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 315.0

Total Acres 315.0

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:
35-02366

14. Remarks:

THIS CLAIM IS FILED AS AN EXPANSION OF LICENSE 35-02366 PURSUANT TO IDAHO CODE 42-1416 (2). THIS RIGHT IS FOR IRRIGATION OF 93 WITHIN THE PLACE OF USE ABOVE. THIS RIGHT WHEN COMBINED WITH A35-02366B SHALL BE LIMITED TO A COMBINED DIVERSION RATE OF 3.47 CFS (1557 GAL/MIN).

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

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 _____