

AJ0749NP
No. R35-13042

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

DATE: 04/22/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHARI J EVANS	04/01/1976	IRRIGATION	04-01 10-31	0.29 CFS	
C	CRAIG B EVANS					
	1523 W 300 N					
	BLACKFOOT ID 83221					
	(208) 684-3614					
TOTAL DIVERSION:					0.29 CFS	

Water Source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE
Point(s) of Diversion: T02S R33E S21 NAME:NE BINGHAM County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	NE	SE	NE	SW	SW	SE	NE	SW	SE
02S	33E	21	36	38	37	38	40	40	16	05	
02S	33E	22									
TOTAL ACRES										74.0	176.0
											250.0

POU County: BINGHAM
Other Rights: 35-07429, 35-13053 AND 35-13054

- Conditions of Approval:
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 - 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 RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.39 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1000 AF. COMBINED RIGHT NOS.: 35-13053, 35-13054, & 35-07429.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 250 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:35-13054, 35-13053 AND 35-07429.

GEN THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS.:35-07429 35-13053, & 35-13054 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF

AJ0749NP
No. R35-13042

IDAH0 DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/22/98
PAGE: 2

Remarks:	DIVERSION DESCRIBED ABOVE: 35-07429, 35-13053, & 35-13054. THIS RIGHT IS FOR AN ENLARGEMENT OF 18 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.		
Dates:	Exam Made Date: 09/01/1993	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	E
Comments:	Date: 09/13/1993 User-ID: VERNER Subject: COPIED FROM REMARKS THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 35-02162 AND 35-07429 PURSUANT TO IDAHO CODE 42-1416(2). THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 35-02162, 35-13053 AND 35-13054 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.06 CFS. Date: 04/22/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS RIGHT NOS. 35-13054, 35-13053 AND 35-07429 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 35-13053, 35-13054 AND 35-07429 PURSUANT IDAHO CODE 42-1416(2). THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.39 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1000 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 750 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 250 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-13054, 35-13053 AND 35-07429. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS.:35-07429 35-13053,& 35-13054 PURSUANT TO SECTION 42-1426, IDAHO CODE.		
Audit:	04/22/98 ARUBERRY		

MEMO

DATE: SEPTEMBER 13, 1993

TO: A35-13053, 13054, 13042 AND 07269.

FROM: ERIC VERNER *EV*

SUBJECT: BASIS FOR RECOMMENDED PRIORITY DATES.

=====

A common 250 acre permissible place of use is being recommended for the above mentions SRBA claims. Analysis of the evidence submitted regarding the development history of the 250 acres showed that there were three changes made to the original development to end up with the current 250 acres place of use. This memo details the basis for the priority date recommendations. Documentation supporting the recommendations is attached.

The water use is partially described by license 35-02162. The IDWR file on this license contains the following information:

- The application for permit was filed on 1/23/1950 and subsequently approved on 1/24/1950.
- Proof of completion of works was due on 1/24/1955.
- Proof of beneficial use was due on 1/24/1961.
- Proof of completion of works was submitted by the owner and was certified as complete by IDWR on 1/25/1955. The certificate mentions that a 75HP pump on the well supplied a flood irrigation system, irrigating the E1/2 NE1/4 Sec 21 and the NW1/4 Sec 22. The point of diversion was within the NENE Sec 21. In a letter dated 2/29/1956 to IDWR by Leonard H. Jacob, Attorney for then owner Douglas Rhead, mentions that Rhead had knowledge that "the pump has been installed for a period of about five years and proof of completion of works could have been made some time ago".
- Late proof of beneficial use was submitted on 3/27/74.
- The Director issued an order advancing the priority date to 3/26/1963. This is the licensed priority date.
- The licensing examination was done by IDWR on 6/30/1974 and found that a 75HP pump was used to supply a flood irrigation system included a relift pump in a waste water collection pond used to sprinkle irrigate approximately 30 acres. The diversion capacity was measured and found to be 4.39 cfs.

Other documents submitted by the claimant include:

- A power line easement issued to Idaho Power Company on April 20, 1951 for the power service to the pump and home in the NENE Sec 21.
- A power line easement issued to Idaho Power Company on August 12, 1957 by Douglas Rhead for the power service to the relift pump in the SENW Sec 22.
- An aerial photo used by the SCS for designing the sprinkler irrigation system now used by Evans. The design is dated 2/76. The photo appears to be the same that was used in the 1974 beneficial use exam of license 35-02162.

Analysis of recommended priority dates:

A35-13053

This claim is filed for the initial development. Based upon discussions with Craig Evans and the available information, the well was likely installed by the time electrical service was installed. Pursuant to the power line easement, this date was April 20, 1951. Mr. Rheads' statement (Jacob letter) tends to support that the well was in place by 1951.

The extent of use is harder to pin point but it would seem probable, based upon the "Completion of Works" certificate that the acres flood irrigated in 1974 were the same as those irrigated in 1955. There is no evidence that contradicts this assumption. Using the aerial photo in the 1974 examination, it appears that 172 acres were flood irrigated (this excludes that lands later sprinkler irrigated with the relift pump).

The "Completion of Works" certificate mention that a 75HP pump on the well discharged into open ditches. The 1974 beneficial use exam verified that a 75HP pump was still in use and that it open discharged into ditches. It is reasonable to assume that the two were the same pump so the diversion capacities would likely be the same at 4.39 CFS.

Based upon this information I have recommended A35-13053 with a priority date of 4/20/51, irrigation of 172 acres with a diversion rate of 3.44 CFS (1"/acre).

A35-13054

This claim was filed to record the expansion allowed by the relift pump. The evidence submitted supporting this expansion is the power easement issued on August 12, 1957. Pursuant to the 1974 field exam photo, it appears that an additional 30 acres were irrigated by the new sprinkler system.

Based upon this information I have recommended A35-13054 with a priority date of August 12, 1957, irrigation of 30 acres with a diversion rate of 0.60 CFS (1"/acre).

A35-07429

This right was licensed for additional lands irrigated in the N1/2 SW1/4 Sec 22. The recommendation follows the license including a priority date of July 1, 1974, irrigation of 30 acres with a diversion rate of 0.60 CFS with the limitation that when used with the other 4 rights, not to exceed 4.39 CFS.

A35-13042

In 1976 the SCS designed and helped fund the installation of sprinkler system over the entire place of use. By doing so an additional 18 acres were irrigated (high spots and corners were irrigated). This claim is filed as a second presumption expansion of the other appurtenant rights. It is recommended with a priority date of 4/1/1976, irrigation of 18 acres and a diversion rate of 0.29 CFS with the limitation that when used with the other rights, shall not exceed 4.39 CFS.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 21344/35-2162)
IN THE NAME OF LESTER AND KIZZIAH TRACY)

ORDER

WHEREAS, on January 23, 1950, Ollie W. Sovo applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 4.15 cfs of water from a groundwater source within the NE1/4, Sec. 21, Twp. 2S, Rge. 33E, B.N., Bingham County, to be used for irrigation purposes; and,

WHEREAS, on January 24, 1950, the Department approved said application and issued Permit No. 21344/34-2162 with the condition that one-fifth of the work be completed on or before July 24, 1952; that the whole of said work be completed on or before January 24, 1955; and that proof of beneficial use of water be submitted on or before January 24, 1961; and,

WHEREAS, on March 17, 1953, Ollie W. Sovo assigned all his right, title and interest, in and to Permit No. 21344/35-2162 to Charles L. Bleazard; and,

WHEREAS, on January 25, 1955, the Department received proof of completion of works; and

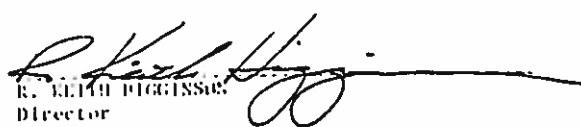
WHEREAS, on April 4, 1956, Charles L. Bleazard assigned all his right, title, and interest in and to Permit No. 21344/35-2162 to Douglas M. Rheol; and,

WHEREAS, on March 27, 1974, Douglas M. Rheol assigned all his right, title and interest in and to Permit No. 21344/35-2162 to Lester and Kizziah Tracy and the new permit holders made proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that in the event that proof of beneficial use is submitted after the deadline set forth in the conditions of approval, the priority date of such permit shall be advanced the same number of days that said proof is late;

IT IS, THEREFORE, HEREBY ORDERED that the priority under Permit No. 21344/35-2162 be advanced to March 26, 1963.

Dated this 17 day of April, 1973.


R. KEITH FIGGINS
Director

35 12

DDR:JC

STATE OF IDAHO
Department of ReclamationProof of Completion of Works
AFFIDAVIT OF HOLDER

STATE OF IDAHO

ss.

County of Bingham

Charles L. Bleszard, being first duly sworn, upon his oath deposes and says:
First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21344, and that his postoffice address is Route 3, Blackfoot State of Idaho

Second: That the name of the stream from which said water is to be diverted is underground water.

Third: That the point of diversion of said water is as completed by
JANUARY 24, 1955, NE 1/4 of Section 21, Township 2 South, Range 33 E.P.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 24, 1955.

Fifth: That the use for which said water is intended is irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (xxxxxx) fully completed and consisted of the following:

I. Kind of works: well with pump and ditches. The well is about 210 feet deep, cased 10 or 12 feet to rock (Reservoir dam ditch pump pipe or otherwise). electric line about 1/2 mile to turbine pump.

II. Dimensions of work: electric line about 1/2 mile to turbine pump.
(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.(c) Size of headgate: Width feet, height feet.(d) Conduit/ditch width at bottom 3 feet, width at water line 5
(State whether ditch, flume or pipe)

feet, depth of water 1 1/2 feet; diameter of pipe inches, average grade per mile is 10 feet. Length of conduit is 2 miles, total.

Seventh: That said works are capable of conducting to the place of intended use 4.8 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows: The East Half of the NE 1/4 of Section 21 and the NW 1/4 of Section 22, Township 2 South, Range 33 E.P.M.

Ninth: Remarks: That filing of this would have been made earlier but affiant has been working away from home.

Charles L. Bleszard
(Sign Here)

Subscribed and sworn to before me this 25th day of January, 19 55

My commission expires January 12, 1958

Robert M. [Signature]
Notary Public.

Permit No. 21344
CERTIFICATE OF COMPLETION OF WORKS

TO WHOM IT MAY CONCERN:

This is to certify that CHARLES L. BLEAZARD of Blackfoot, County of Bingham, And State of Idaho, the holder of Permit No. 21344, bearing date of priority of January 23, 1950, authorizing the diversion of 4.14 second feet of the waters of the Snake River from a well County of Bingham, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 4.14 second feet of the waters of said well; that the point of diversion of said waters is in the NE¹/₄ NE¹/₄ Section 21, Township 2 South, Range 33 East, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E¹/₄ NE¹/₄ Section 21; NW¹/₄ Section 22; Twp. 2 South, Range 33 East, B. M.

Witness my hand this 12th day of February, A. D. 1955.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made January 25, 1955.

Certificate of Completion of Works issued February 12, 1955.

*** *****

A S S I G N M E N T

For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriation the Public Waters of the State of Idaho, No. 21344 to Douglas Rhead of Blackfoot, Idaho, Box 54, Poreland, Idaho

State of Idaho)
County of Bingham) ss

CHARLES BLEAZARD
Permit holder

KATHRYN BLEAZARD
Wife of Permit Holder.

At this 14th day of March, 1956, before me, a Notary Public for the State of Idaho, residing at Blackfoot, Idaho, personally appeared Charles Bleazard also known as Charles L. Bleazard and Kathryn Bleazard, known to me to be the persons whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

AGNES CHIEP
Notary Public, residing at
Blackfoot, Idaho

My commission expires October 24, 1958.

Received and filed for record in the Department of
Reclamation, at Boise, Idaho, April 4, 1956.

MARK R. KULP
State Reclamation Engineer

LAW OFFICES
LEONARD H. JACOB
P O BOX 426
TWIN FALLS, IDAHO

RECEIVED
MAR 1 1955
Department of Reclamation

February 29, 1955

Department of Reclamation
State Capitol
Boise, Idaho

Attention: Mrs. Jeanne L. Anderson

Dear Mrs. Anderson:

21344
I am writing relative to Water Permit No. 31254 which originally was taken out in the name of Ullie W. Sova of Route #2, Blackfoot, Idaho. The permit was later assigned to Charles L. Bleazard and was filed in your office on March 17, 1953. Since that date Mr. and Mrs. Bleazard sold the real property involved in the permit to Mr. Douglas Rhead of Blackfoot, Idaho.

Mr. Rhead has now paid off his contract and has just received the water permit. I note that proof of completion of works should have been made on Jan. 24, 1955. Mr. Rhead advised me that the pump has been installed for a period of about five years and proof of completion of works could have been made some time ago.

Would you please advise me of the status of this permit, both as to the record holder of the same and also if proof of completion of works has been made.

If proof of completion of works has not been made, is it too late to make the same and would the present owner have to make application for a new permit?

With best personal regards, I remain

Very truly yours,

Leonard H. Jacob

Leonard H. Jacob

LHJ:m

RECEIVED

JUN 8 1974

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

Amount 4.14 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of us)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Max Rate of Diversion 4.14 cubic feet per second and annual volume _____ AF/Annum.

Township 2S N/S, Range 33E E/W, B.M., Section 22, Subdivision NE 1/4 NE 1/4, Bingham County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____

				County	
Map	Section	Subdivision	1/4	1/4	

Township _____ N/S, Range _____ E/W, S.M., Section _____, Subdivision _____, County _____

Other Points of Diversions: _____

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]TOTAL ACREAGE 207

DATE OF EXAM June 29, 1974

ACREAGE 202

Found 202

Recommended 35 Ac Ft/Ac

USE
Irrigation Q = 207 c.f.s. V = 207 AF/Ann. from Apr to Nov
Domestic Q = 0 c.f.s. V = 0 AF/Ann. from to
Livestock Q = 0 c.f.s. V = 0 AF/Ann. from to

Is water co-mingled? yes no ☒

Name source: N.A.
twp. N/S, Rge. E/W, B.M., Sec. Sub. 1/4 1/4 County

Exchange? yes no ☒

Name source exchanged with: N.A.
twp. N/S, Rge. E/W, B.M., Sec. Sub. 1/4 1/4 County

Point of injection: N.A.
twp. N/S, Rge. E/W, B.M., Sec. Sub. 1/4 1/4 County

Point of exchange: N.A.
twp. N/S, Rge. E/W, B.M., Sec. Sub. 1/4 1/4 County

Total Q measured 4.39 cfs Method of measurement Pigmy Meter

Total Q recommended 4.04 cfs Meter No. 4421 Type Condition EDWR

Total V recommended 207 AF/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION: Q = .02 cfs x 202 Ac = 4.04 cfs

See notes

V = 202 Ac x 3.5 AF/Ac = 207 AF/Ann

SYSTEM DESCRIPTION: GE 7.5 Hp Motor Ser #UG56873506

LAYNE & Bower Pump Ser #6231

12" discharge to private ditch system

Waste 11.0 is collected in SE & NW 1/4 Sec 22 and pumped

into a ditch system 2 1/2 mi. S. of Sec 22 and 1/2 mi. W. of Sec 22

U.S. Motors 3.5 Hp Ser #861324, Peerless Pump Ser #3528

REMARKS: System & land shown on Inter-Tracing

ALL waste water. Noxious. To city, waste from ground

ground

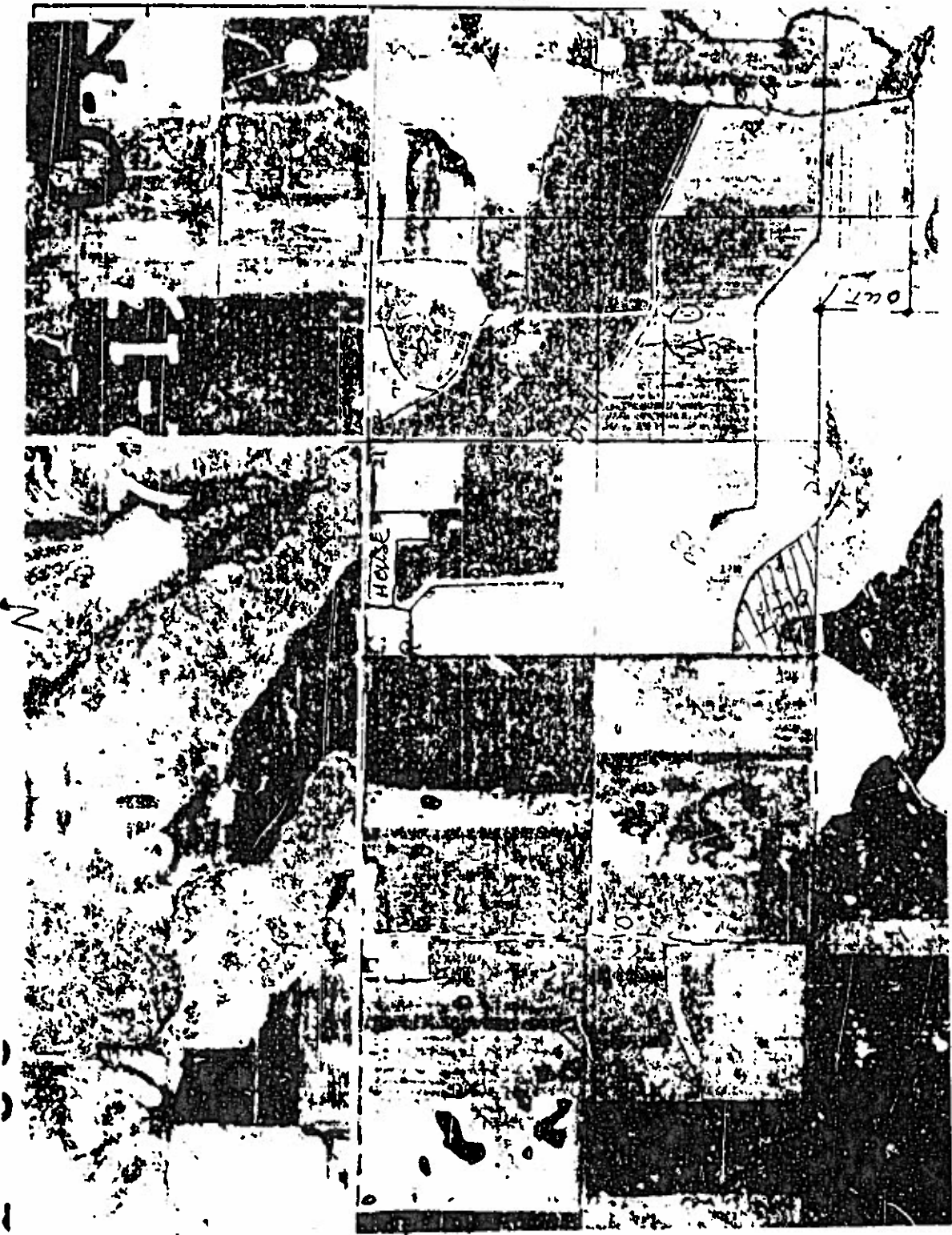
Examiner's Signature William Phoebo Date June 30, 1974

Checked by John D. Harker Date 11-7-74

Approved by Date

COPY FOR A35 -

FROM 1964 LICENSING EXAM OF 85-02162



Rec - 131

Rge - 33E

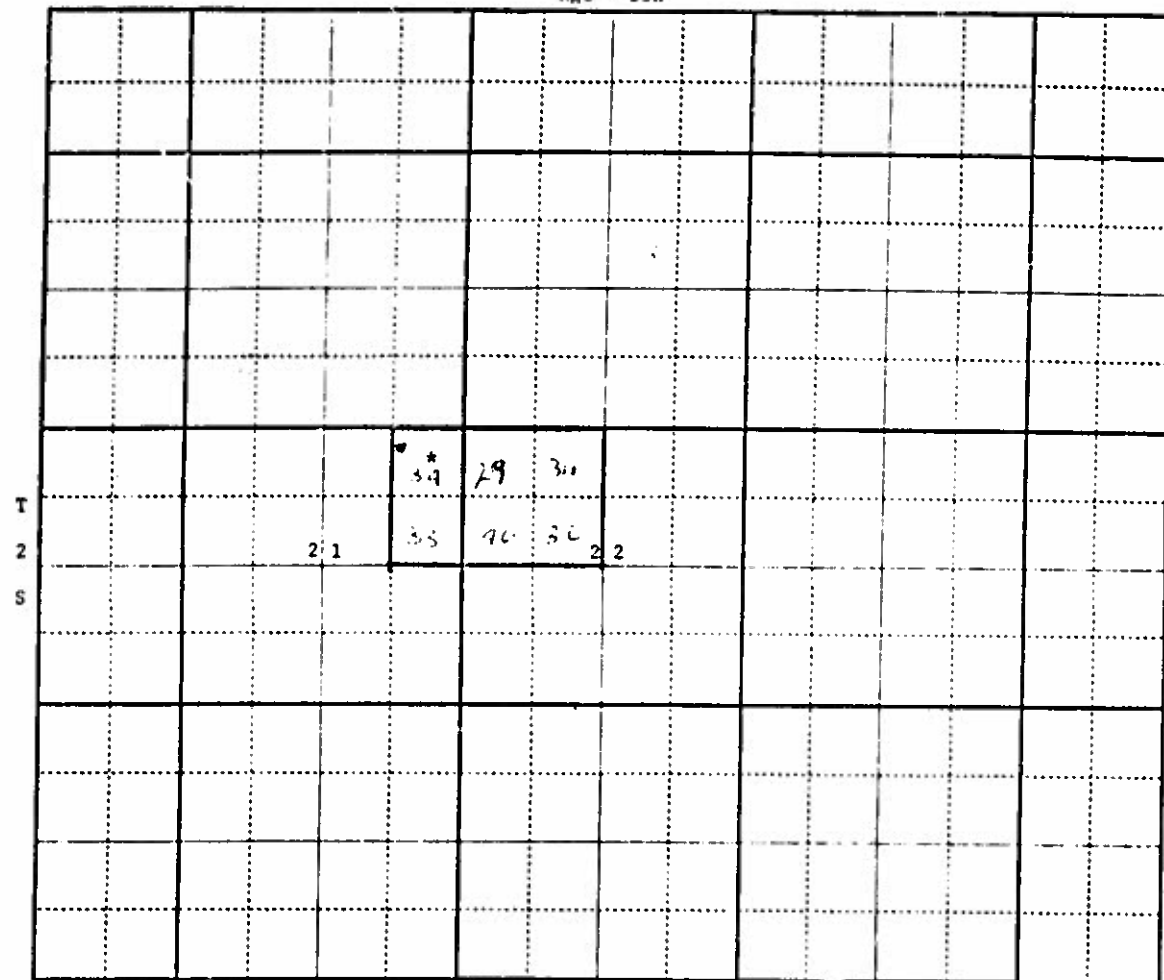
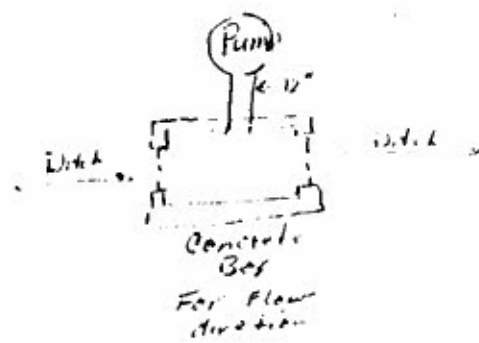


Diagram of System

TOP
VIEW



A35-013053

No. 27727 POWER LINE EASEMENT ER 1659

* OLLIE W. SOVA and NELLIE SOVA, his wife, Grantor(s), of Bingham County, State of Idaho, do hereby grant and convey to IDAHO POWER COMPANY, a corporation, its licensees, successors and assigns, Grantee, for One Dollar and other valuable considerations, receipt of which is hereby acknowledged, a right of way and easement for the erection and continued operation, maintenance, repair, alteration, inspection and replacement of the electric transmission, distribution and telephone lines and circuits of the Grantee, attached to Poles or other supports, together with guys, crossarms and other attachments and incidental equipment thereon, and appurtenances, over, on and across the following premises, belonging to the said Grantor(s) in Bingham County, State of Idaho, in the following location, to-wit:

NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 21, Twp 2 s., Rge 33 E., B. M.

Together with all rights of ingress and egress necessary for the full and complete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.

Executed and delivered this 20th day of April, 1951.

WITNESS. Fred Vogt Ollie W. Sovo
Fred Vogt Nellie Sovo

STATE OF IDAHO)
County of Bannock) ss.
On this 20th day of April, 1951, before me, David C. Stevens, a Notary Public, personally appeared Ollie W. Sovo and Nellie Sovo, known to be to be the person(s) who executed the foregoing instrument and acknowledged to me that they executed the same freely and voluntarily for the uses and purposes therein mentioned.

Seal David C. Stevens
Notary Public, residing at
Pocatello, Idaho

Commission expires December 7, 1953

Recorded at the request of Idaho Power Co. Oct. 17, 1952, at 9:35 A. M. Fee \$.75

By *David C. Stevens* Deputy V. F. Wootton Recorder
Ida-27728 ER. 1654

POWER LINE EASEMENT

Edw. M. Webb, Jr and Stella L. Webb, his wife, Grantor(s), of Bingham County, State of Idaho, do hereby grant and convey to IDAHO POWER COMPANY, a corporation, its licensees, successors and assigns, Grantee, for One Dollar and other valuable considerations, receipt of which is hereby acknowledged, a right of way and easement for the erection and continued operation, maintenance, repair, alteration, inspection and replacement of the electric transmission, distribution and telephone lines and circuits of the Grantee, attached to poles or other supports, together with guys, crossarms and other attachments and incidental equipment thereon, and appurtenances, over, on and across the following premises, belonging to the said Grantor(s) in Bingham County, State of Idaho, in the following location, to-wit:

E $\frac{1}{2}$ of the NE $\frac{1}{4}$ Sec. 11, Twp 3s., Rge 32 E., B. M.

Together with all rights of ingress and egress necessary for the full and complete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.

Executed and delivered this 26th day of February, 1951.

A35-13054

Idaho Power Company
POWER LINE EASEMENT

BL-9198 57

E 41 41

Douglas M. Rhead and Basola J. Rhead
his wife, Grantor(s), of Bingham County, State of Idaho
do hereby grant and convey to IDAHO POWER COMPANY, a corporation, its licensees, successors and assigns, Grantee, for One Dollar and other valuable considerations, receipt of which is hereby acknowledged, a right of way and easement for the erection and continued operation, maintenance, repair, alteration, inspection and replacement of the electric transmission, distribution and telephone lines and circuits of the Grantee, attached to poles or other supports, together with guys, crossarms and other attachments and incidental equipment thereon, and appurtenances, with the right to permit the attachment of the wires and fixtures of other companies or parties, over, on and across the following premises, belonging to the said Grantor(s) in Bingham County, State of Idaho
In the following location, to-wit:

SE 1/4 NW 1/4 and the NE 1/4 SW 1/4 Sec. 22, T. 23., R. 33E., B. 4.

Together with all rights of ingress and egress necessary for the full and complete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.

Executed and delivered this 12 day of August, 1957

James F. Galt
Douglas M. Rhead
Basola J. Rhead

STATE OF Idaho
County of Bingham

On this 12 day of August, 1957, before me, *James F. Galt*
a Notary Public, personally appeared *Douglas M. Rhead* and *Basola J. Rhead*
known to me to be the person(s) who executed the foregoing instrument and acknowledged to me that they executed the same freely and voluntarily for the uses and purposes therein mentioned.

(Notarial Seal)

James F. Galt
Notary Public, residing at *Blackfoot*
Commission expires *12/14*, 1957

K

NO. OF CLAIMS IN POLYGON _____ TRANSFER NUMBER _____
CLAM NUMBERS 35-13042 DATE _____ OBJECTION FILED _____
AGENT _____ TOTAL ACRES FROM RECOMMENDATION 250.0
GEOGRAPHIC INFO SYSTEM 254

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>338</u>	<u>21</u>	<u>36</u>			<u>38</u>												
GIS				<u>35</u>			<u>39</u>												
RECOM			<u>22</u>					<u>37</u>	<u>38</u>	<u>40</u>	<u>40</u>	<u>16</u>	<u>5</u>						
GIS								<u>38</u>	<u>39</u>	<u>40</u>	<u>40</u>	<u>16</u>	<u>7</u>						
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED POLYGON # UPDATED
B35-DBPOU.DBF ATTRIBUTES OF B35-POU.SHP (641)
B35-DBPOD.DBF ATTRIBUTES OF B35-POD.SHP ()

Claimant: C.G. Evans P.O.D./Source 242 # G.W. S.W.
1523 W 300N Township 25, Range 338 Section 21
Blackfoot ID 83221 1. NW NE NE
2.
3.

Other Rights: 35-07429, 13053, 13054 P/U CONFLICT yes () no ()
P/D CONFLICT yes () no ()
SENT FOR DECREE yes () no ()

0001
0002
FIELD EXAMINATION INFORMATION

CLARK NUMBER: A35-13053

ONFACE PERSON: _____

AGE OF FIELD EXAM: 9/1/93 APPOINTMENT MADE: Y1 ☒ R1 ☐

COMPANIED BY: CRALG EVANS

RESPONSIBLE TO CLAIMANT: CRALG

ACTIONS TO PROPERTY / NOTES: _____

See A35-13053

PHONE NUMBER: (____) _____

TYPE: 10-90 Y1 ☒ R1 ☐

PHONE NUMBER: (____) _____

[illegible]

CLYDE WILSON, ASST. SEC. GEN.

[illegible]

100

SEE ALBINO ATTACHED.

DATE: 11/11/11
TIME: 11:11
BY: [Signature]
RE: [Signature]

DATE
9-18-93

RE CLAIM POINT OF DIVERSION AND SOURCE:

NAME	TWP.	ROD.	SEC.	1/4	2/4	3/4	4/4	LOT	CITY
05-13042	02S	93E	22	NE	NE	NE	NE		OSHTON
OTHER AG CLAIMS WITH SAME AG ROD									
AG 06631									
AG 07125									
AG 13053									
AG 13054									
AG RECORD ON SAME AG AGRI TRACT									
35-02163									
35-07435									

OTHER INFORMATION

TRIP:

AG POINT OF DIVERSION AND SOURCE:

TRIP TO NO WITH AGRI RECORD WITH THE SAME CLAIM NUMBER

RECORD: NO SOURCE FOR RECORD

TRIP: NO TRIP/AGRI FOR RECORD

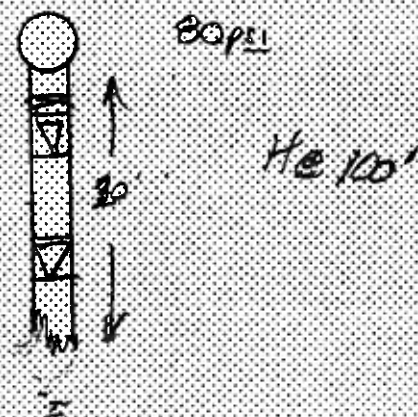
FIELD EXAM REQUIRED:

DOE TO ROD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DOE TO SOURCE DISCREPANCY?	(Y/N)	Y	Y

CITE:

VERIFIED Point of Diversion ID Filed with ASSC Photo

NORTH



ROUS 12 1/4 mile LINES
5/32" DOWEL @ 5.5 ppm
600 end.

Motor: HP 300, US Motor, # C10349-196

Pump:
2150 gpm BERKLEY PUMP # 7800864

Pozzetti G-21-1
1057-1978

A35-13053, 13054, 13042, 07429 9-1-93 861

CRAIG DIA8 = T2SR 33E Sec 21 NW NE NE.

ADD: 5
DATE OF DIVISION REVIEW SHEET CONTINUED

75
CLASS NUMBER ADD-10042

ADDITIONAL POINTS) OF DIVISION AND SOURCE:
NO. REG. ELL.

1/4

1/4

1/4

NOT

COUNTY

DIVISION NAME

25 336 21

NU

NE

NE

OWNER: GU

TRIB:

REVIEW BY: *ES*

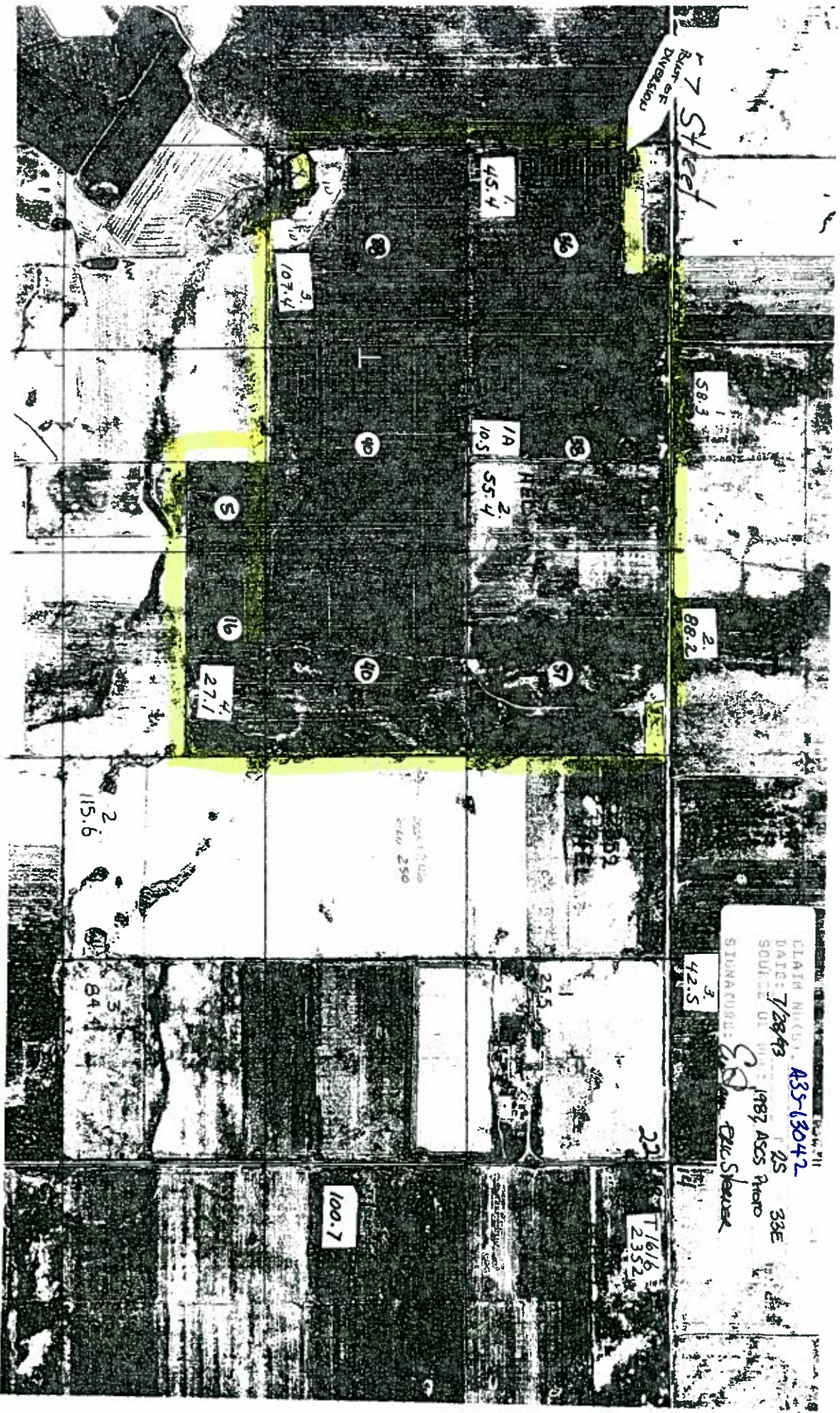
DATE: 9-1-93

FOR THE DESCRIPTION:

SEE ATTACHMENT

05360-3

ORIGINAL PHOTO by A35-13053



AGE: 3
MID-2025 REVIEW SHEET

CLAIM NUMBER: ASD-13042

AT 01/01/2025
08-13042 INITIATION

FROM 04-01 TO 12-01

202 CTS
252 CTS

TOTAL DIVERSION RATE/VOLUME CAPTURED

08 RECORDS 0023:

PURPOSES

NONIN/ANV

DIVERSION QUANTITY

RESCRIPTION FLAG: E

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

DATABASE EXAMINER
N
Y
Y
2

PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y (X) N ()

RECOMMEND TO ME STANDARDS OR OTHER?

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

NOTES:

Q- See Memo Attached - 3 Limits w/ Office Review to 439ct.

79
DIVERSION AMOUNT REVIEW SHEET

CLIENT NUMBER: ACS-10042

1053 DIVERSION DATE CLAIMED: NONE WITH EXISTING RECORDS?

NO TOTAL DIVERSION AMOUNT
OR NO RECORD TOTAL DIVERSION AMOUNT

ANY OF THE FOLLOWING CLAIMS OR BENEFICIAL USE WHEN FLOW MEASUREMENT REQUIRED: N/A
If an amount smaller than the original diversion rate is
not claimed and an exam is not required, explain in notes. N/A

FIELD MEASUREMENT REQUIRED?

YES TO STATE OR DIVERSION DATE DISCREPANCY (Y/N) FIELD
DATE: 1/1/2004

MEASUREMENT METHOD P24 Blum SEE INCLUDED CALCULATIONS.

See ACS 13053

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

OTHER RIGHTS LISTED IN CLAIM: CS 03405, CS ~~03406~~ 13053, ~~13054~~ 13054

FOR ALL RIGHTS WITH A SAME FLOW AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
1053	GROUNDWATER	EVANS, CRAIG B	0.292	0.091	904.00	4.00
1054	GROUNDWATER	STEELE, ROBERT	0.000	0.000		
1055	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1056	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1057	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1058	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1059	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1060	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1061	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1062	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1063	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1064	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1065	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1066	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1067	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1068	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1069	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1070	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1071	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1072	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1073	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1074	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1075	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1076	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1077	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1078	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1079	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1080	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1081	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1082	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1083	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1084	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1085	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1086	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1087	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1088	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1089	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1090	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1091	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1092	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1093	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1094	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1095	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1096	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1097	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1098	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1099	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		
1100	GROUNDWATER	PAVLEWICH, ROBERT	0.000	0.000		

NO RIGHTS WITH SAME FLOW BUT NOT USED FOR IRRIGATION

1a. CALCULATIONS
DATE/TIME CALCULATED: 1/28/2010
DIVERSION AMOUNT: 250
TOTAL AMOUNT CLAIMED: 500
TOTAL AMOUNT CLAIMED EXCEEDS 0.02 PER/ACRE: NO (X)

2. DIVERSION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE: 250
CONSUMPTIVE VOL. ACRE FOR ACRE: 3
TOTAL CONSUMPTIVE USE: 750

3. DIVERSION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME: 250
DIVERSION VOL. ACRE FOR ACRE: 4
TOTAL DIVERSION VOLUME: 1000

4. CALCULATIONS FOR USE OTHER THAN IRRIGATION:
SEE ATTACHED SHEET: YES (X) NO ()

1531-10
DIVERSION AMOUNT REVIEW SHEET CONTINUED

CLAIM NUMBER: A05-10042

DATE/TIME CALCULATED: 1/28/2010
DIVERSION AMOUNT: 250
TOTAL AMOUNT CLAIMED: 500
TOTAL AMOUNT CLAIMED EXCEEDS 0.02 PER/ACRE: NO (X)

CLAIMED CONSUMPTIVE USE: 250
CONSUMPTIVE VOL. ACRE FOR ACRE: 3
TOTAL CONSUMPTIVE USE: 750

DIVERSION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME: 250
DIVERSION VOL. ACRE FOR ACRE: 4
TOTAL DIVERSION VOLUME: 1000

CALCULATIONS FOR USE OTHER THAN IRRIGATION:
SEE ATTACHED SHEET: YES (X) NO ()

RECORDS	REC. PERIOD FROM TO	REL. DIV REL. CTS	REL. DIV VOL. AC/A	REL. CONC. USE
EXAMINATION	04-01 10-01	DATE/DATA 0.292	EXAMINER 0.292	DATE/DATA 0.292
DATE FOR THIS REVIEW				
REVIEWED BY:				

FORM 10-72
1000 OF 1000 SHEET

DATE: 9-13-93
TIME: 10:00 AM

CHECK ONLY THE FOLLOWING THAT APPLY:

REVISIONS
REVISION NO. 1
REVISION DESCRIPTION
REVISION DATE

NO. OF
REVISIONS
1

SPLIT WATCH RATE REVIEW

REVIEW WATCH RATE REVIEW: 30-10042

TOTAL DIVISION RATE OF WR SPLIT

STILL:

OLD NIGHT NUMBERS	CONVENT STAIN NUMBERS	DIVISION RATE	CONVENT STAIN NUMBERS	WR DIV. RATE	WR NIGHT NUMBERS	DIVISION RATE
	ADD-18042	0.292		0.292		
TOTAL CTS		0.292				

REVISION RATE REVIEW

DO THE SPLIT RATE OF WR SPLIT AND SPLIT RATE OF WR SPLIT
IF NO, IS THE SPLIT REVIEW SHEET ATTACHED (Y/N)

3 SPLIT RATE OF WR SPLIT

REVISIONATION:

REVISIONATION: 9-13-93

NAME OF FIELD EXAMINER: Eric S. Siler

DATE: 9-13-93
TIME: 10:00 AM

STATE OF NEW YORK
IN SENATE
JANUARY 11, 1906.

14

Case	Age	Sex	Duration	Location	Outcome
1	25	M	10 days	Urban	Recovered
2	30	F	15 days	Rural	Recovered
3	35	M	20 days	Urban	Recovered
4	40	F	25 days	Rural	Recovered
5	45	M	30 days	Urban	Recovered
6	50	F	35 days	Rural	Recovered
7	55	M	40 days	Urban	Recovered
8	60	F	45 days	Rural	Recovered
9	65	M	50 days	Urban	Recovered
10	70	F	55 days	Rural	Recovered

$$\lambda_1 \in \mathbb{C} \setminus \mathbb{R}, \quad \lambda_2 \in \mathbb{R}, \quad \lambda_3 = \bar{\lambda}_1$$

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: A35-13042
Date Received: 8/27/93
Receipt No: 6019038
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CRAIG B EVANS 208-684-3614
Address: 1523 W 300 N
BLACKFOOT ID 83221
OR
Name: SHARI J EVANS 208-684-3614
Address: 1523 W 300 N
BLACKFOOT ID 83221

2. Date of Priority: APR 1, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	33E	21	NW	NE	NE		BINGHAM

5. Description of diverting works:
WELL AND PUMP, MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.292		

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

8. Total consumptive use is 54.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

APR 18 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	33E	21	NE	NE		IRR	36.0
			SE	NE		IRR	38.0
						Section Acres	74.0
		22	NE	NW		IRR	37.0
			NW	NW		IRR	38.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	16.0
			NW	SW		IRR	5.0
						Section Acres	176.0
						Total Acres	250.0

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:
35-07429, 35-02162

14. Remarks:

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 35-02162 AND 35-07429 PURSUANT TO IDAHO CODE 42-1416(2).
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NOS. 35-02162, 35-13053 AND 35-13054 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.06 CFS.

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:

MICROFILMED

APR 18 1994

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): *W. B. Lewis* Date: *Aug. 12, 1993*

Date: _____

State of Idaho)

County of *Benewah*) SS. _____

Subscribed and sworn (or affirmed) before me this *12* day

of *August* 19 *93*

[Signature]
Notary Public

Seal

Residing at *W. Falls, B.*

My Commission Expires *22 Aug 1994*

MICROFILMED

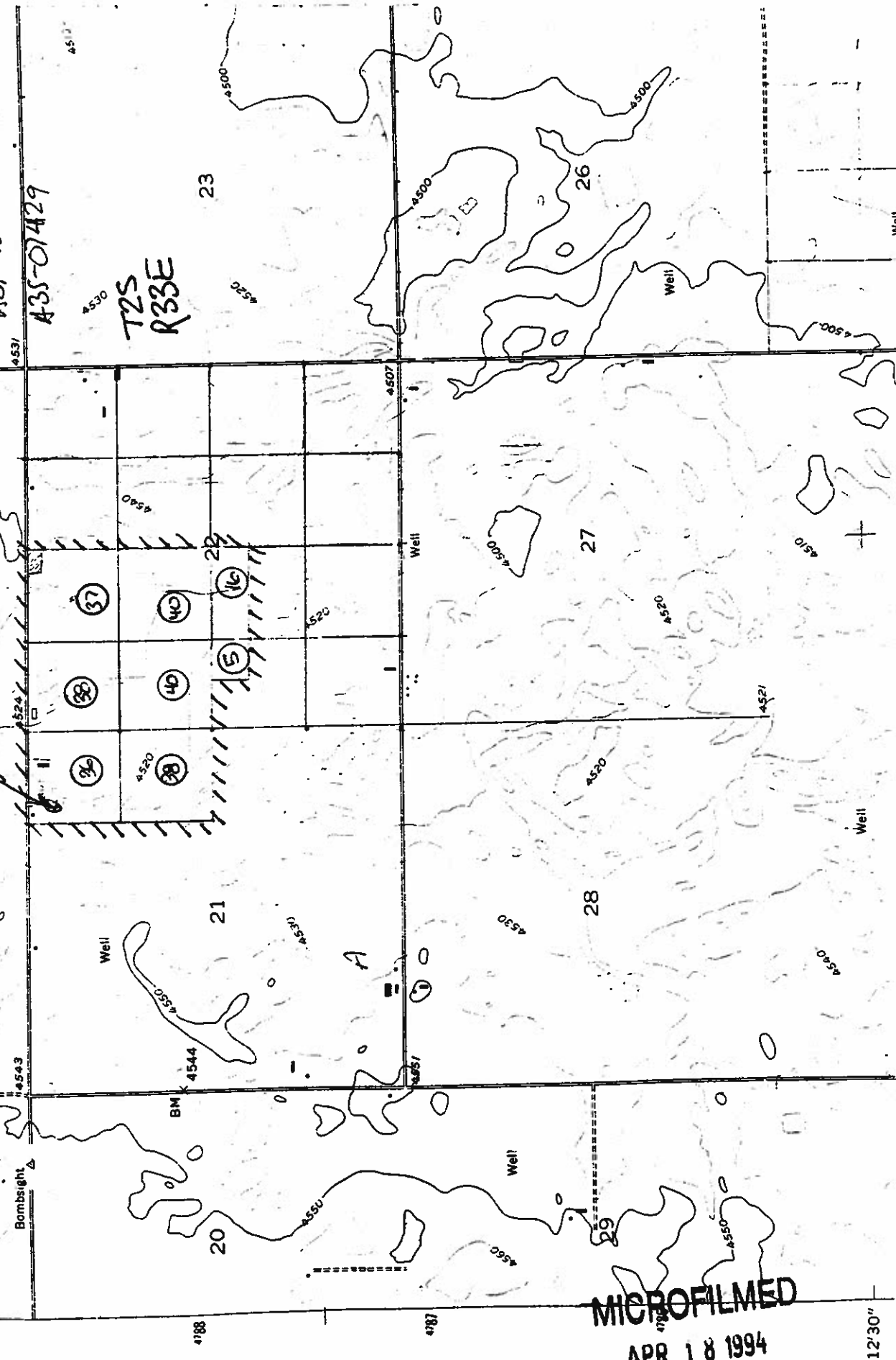
APR 18 1994

~~POOL ORIGINAL~~

14
A35-13042
A35-13053
A35-13054
A35-07429

T2S
R33E

MICROFILMED
APR 18 1994



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 §42-1426. Note that the places of use in Bingham County are shown to the nearest section -- more specific locations are available upon request.

Water Right: 35-04244

NAME & ADDRESS: LARRY D CALDWELL
472 S 1400 W
PINGREE ID 83262

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1979

POINT OF DIVERSION: T03S 33E 27 NWNESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T03S R33E 27 NESW SESW NESE NWSE
SWSE SESE

This right is for an enlargement of 8.4 acres within the total 158.4 acres recommended.

Water Right: 35-04261

NAME & ADDRESS: DELWYN V & BARBARA ELLIS
904 W 200 N
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

PRIORITY DATE: 05/15/1972

POINT OF DIVERSION: T02S R34E 21 NWNWSE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R34E 21 SWNE NESE NWSE SWSE SESE

This right is for an enlargement of 94 acres within the total 179 acres recommended.

Water Right: 35-13018

NAME & ADDRESS: JULIA WADA VALENTINE
334 S 1300 W
PINGREE ID 83262

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1972

POINT OF DIVERSION: T03S R33E 23 NENENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T03S R33E 23 NENE NWNE SWNE SENE

This right is for an enlargement of 26 acres within the
total 146 acres recommended.

Water Right: 35-13042

NAME & ADDRESS: SHARI J & CRAIG B EVANS
1523 W 300 N
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1976

POINT OF DIVERSION: T02S R33E 21 NWNENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T02S R33E 21 NENE SENE
22 NENW NWNW SWNW SENW
22 NESW NWSW

This right is for an enlargement of 18 acres within the
total 250 acres recommended.

Water Right: 35-13059

NAME & ADDRESS: JOHN & KAYE RITCHIE
PO BOX 1068
BLACKFOOT ID 83221

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 83402-3653 on or before May 7, 1999.