

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

September 30, 2011

Special Master Brigitte Bilyeu
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Via E-mail & Regular Mail

RE: *Subcase No. 00-92020 ("Rec/Rec")*

Dear Special Master Bilyeu:

As requested during the status conference of August 11, 2011, the Department is providing a second list of the rec/rec water rights that require no changes and can move forward to partial decree as recommended in the original Director's Reports or subsequent NCAP/Amended Director's Report. The "No change" water rights include:

21-7152	22-7190	27-22A*	27-35D*
21-11088	22-7207B	27-22B*	27-2125A
22-2147	22-7287	27-22D*	27-7089
22-7032	22-12656	27-35A*	27-7093
22-7035	22-13592	27-35B*	27-7315

I am also attaching copies of the appropriate Director's Reports for each of these water rights.

On September 12, 2011, SF5s were filed for the six rights above noted with an asterisk. I have attached a copy of the elements of these SF5s for the Court's convenience.

Water right numbers 27-38, 27-39, 27-40, 27-41, and 27-10878 were originally tracking with this group but their partial decrees were issued after the August 11, 2011 status conference.

If you should have any questions, or if I can be of further assistance, please contact me at (208)287-4810.

Sincerely,

A handwritten signature in cursive script that reads "Andrea L. Courtney".

Andrea L. Courtney
Deputy Attorney General, IDWR

Encls.

cc: via e-mail w/o encls.:	Jerry Rigby	Travis T. Thompson
	Candice McHugh	Craig Hobdey
	Jo Beeman	Harriet Hensley
	Randy Budge	David Gehlert
	Kent Fletcher	Special Master T. Dolan

01/12/2006

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

RIGHT NUMBER: 21-7152

NAME AND ADDRESS: RLF I LLC RLF II LLC RLF III LLC RLF IV LLC
CO RICHARD D DIVINE
PO BOX 2601
CRESTED BUTTE CO 81224

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.400 CFS
888.00 AFY

PRIORITY DATE: 05/18/1978

POINT OF
DIVERSION: T08N R42E S7 NWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.400 CFS 888.00 AFY

PLACE OF USE: IRRIGATION Within FREMONT County

T08N R42E S07	SWNE	40.00	T08N R42E S07	SENE	25.00
T08N R42E S07	SENE	25.00	T08N R42E S07	NESW	40.00
T08N R42E S07	SESW	23.00	T08N R42E S07	NESE	40.00
T08N R42E S07	NWSE	40.00	T08N R42E S07	SWSE	39.00
T08N R42E S07	SESE	24.00			

296 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

01/11/2006

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER	NAME AND ADDRESS	CLAIM DISPOSITION	REASON
21-11025	RUTH J REYNOLDS 3700 E 1171 N ASHTON ID 83420 DAN W REYNOLDS 3700 E 1171 N ASHTON ID 83420	Disallowed	No beneficial use found.
21-11069	LON J RICH 117 STARCREST IRVINE CA 92612 MARY ANN RICH 117 STARCREST IRVINE CA 92612 RICHARD LEWIS PO BOX 2292 KETCHUM ID 83340 SALLIE SLOCUM PO BOX 2292 KETCHUM ID 83340 RONALD SLOCUM PO BOX 2292 KETCHUM ID 83340 CHERI LEWIS PO BOX 2292 KETCHUM ID 83340	Disallowed	No beneficial use found.
21-11088	CONANT CREEK CANAL CO PO BOX 344 ASHTON ID 83420	Disallowed	Right not claimed in prior adjudication.
21-11172	J STANLEY HORTON 3896 HENRYS LAKE CIR ISLAND PARK ID 83429-5058	Disallowed	No beneficial use found.
21-11193	EGIN BENCH CANALS INC PO BOX 15 ST ANTHONY ID 83445	Disallowed	Recommended as Right No. 21-12962.
21-11195	EGIN BENCH CANALS INC PO BOX 15 ST ANTHONY ID 83445	Disallowed	Recommended as Right No. 21-12928.
21-11196	EGIN BENCH CANALS INC PO BOX 15 ST ANTHONY ID 83445	Disallowed	Recommended as Right No. 21-11196
21-11197	EGIN BENCH CANALS INC PO BOX 15 ST ANTHONY ID 83445	Disallowed	Recommended as Right No. 21-12922

12/20/2006

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

RIGHT NUMBER: 22-2147
NAME AND ADDRESS: TETON NEWDALE CEMETERY DIST
PO BOX 266
TETON ID 83451
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.160 CFS
28.00 AFY
PRIORITY DATE: 01/07/1953
POINT OF
DIVERSION: T06N R41E S6 SESWSE Within MADISON County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/01	0.160 CFS 28.00 AFY

PLACE OF USE: IRRIGATION in MADISON County
T06N R41E S06 SWSE 8.00
8 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

06/10/2010

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

RIGHT NUMBER: 22-7032

NAME AND ADDRESS: RICHARD F SMITH
PO BOX 8
REXBURG ID 83440

JILL D SMITH
PO BOX 8
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.730 CFS
315.00 AFY

PRIORITY DATE: 03/13/1970

POINT OF
DIVERSION:

T05N R39E S1 SWNW Lot 4 Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

05/01 10/01

1.730 CFS
315.00 AFY

PLACE OF USE: IRRIGATION in MADISON County

T05N R39E S01 Lot 3 NENW	5.80	T05N R39E S01 Lot 4 NWNW	23.00
T05N R39E S02 Lot 1 NENE	40.00	T06N R39E S35 SWSE	11.00
T06N R39E S35 SESE	10.00		

89.8 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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

RIGHT NUMBER: 22-7035

NAME AND ADDRESS: RIVERSIDE FARMS
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.600 CFS
987.00 AFY

Right Nos. 22-7035 and 22-7207B are limited to a total combined diversion rate of 4.65 cfs and to a total combined annual diversion volume of 1536.5 AF.

PRIORITY DATE: 06/01/1970

POINT OF

DIVERSION: T07N R41E S13 NWNESW Within FREMONT County
T07N R41E S13 NWSWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/15	2.600 CFS 987.00 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in FREMONT County

T07N R41E S13	NENW	39.00	T07N R41E S13	NWNW	39.00
T07N R41E S13	SWNW	39.00	T07N R41E S13	SENW	39.00
T07N R41E S13	NESW	39.00	T07N R41E S13	NWSW	39.00
T07N R41E S13	SWSW	39.00	T07N R41E S13	SESW	39.00
T07N R41E S14	NENE	39.00	T07N R41E S14	NWNE	12.00
T07N R41E S14	SWNE	15.00	T07N R41E S14	SENE	32.00
T07N R41E S14	NESE	12.00	T07N R41E S14	SESE	11.00

433 ACRES TOTAL

This right is limited to the irrigation of 282.0 acres within the place of use described above in a single irrigation season.

Right Nos. 22-7035 and 22-7207B are limited to the irrigation of a combined total of 433.0 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right No. 22-7035 is also diverted through point of diversion described above.

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

RIGHT NUMBER: 22-7190

NAME AND ADDRESS: WAHOO INC
3930 E 2000 N
SUGAR CITY ID 83448

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.800 CFS
1,039.50 AFY

Right Nos. 22-7190 and 22-13592 are limited to a total combined diversion rate of 2.8 cfs.

PRIORITY DATE: 07/30/1976

POINT OF
DIVERSION: T06N R41E S7 SESESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	2.800 CFS 1,039.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T06N R41E S07	NENE	38.00	T06N R41E S07	NWNE	39.00
T06N R41E S07	SWNE	39.00	T06N R41E S07	SENE	38.00
T06N R41E S07	NESE	38.00	T06N R41E S07	NWSE	39.00
T06N R41E S07	SWSE	38.00	T06N R41E S07	SESE	37.00

306 ACRES TOTAL

Right Nos. 22-7190 and 22-13592 are limited to the irrigation of a combined total of 306 acres in a single irrigation season.

This right is limited to the irrigation of 297 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right No. 22-13592 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

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

RIGHT NUMBER: 22-7207B

NAME AND ADDRESS: RIVERSIDE FARMS
1908 E 500 N
ST ANTHONY ID 83445

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.050 CFS
549.50 AFY

Right Nos. 22-7035 and 22-7207B are limited to a total combined diversion rate of 4.65 cfs and to a total combined annual diversion volume of 1536.5 AF.

PRIORITY DATE: 02/09/1977

POINT OF

DIVERSION: T07N R41E S13 NWSE Within FREMONT County
T07N R41E S13 NWSWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/15	2.050 CFS 549.50 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in FREMONT County

T07N R41E S13	NENW	39.00	T07N R41E S13	NWNW	39.00
T07N R41E S13	SWNW	39.00	T07N R41E S13	SENW	39.00
T07N R41E S13	NESW	39.00	T07N R41E S13	NWSW	39.00
T07N R41E S13	SWSW	39.00	T07N R41E S13	SESW	39.00
T07N R41E S14	NENE	39.00	T07N R41E S14	NWNE	12.00
T07N R41E S14	SWNE	15.00	T07N R41E S14	SENE	32.00
T07N R41E S14	NESE	12.00	T07N R41E S14	SESE	11.00

433 ACRES TOTAL

Right Nos. 22-7035 and 22-7207B are limited to the irrigation of a combined total of 433.0 acres in a single irrigation season.

This right is limited to the irrigation of 157.0 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right No. 22-7035 is also diverted through point of diversion described above.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

11/03/2009

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

RIGHT NUMBER: 22-7287

NAME AND ADDRESS: DAVID V SCHWENDIMAN
2573 N 15000 E HWY 33
NEWDALE ID 83436

VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

MELANIE SCHWENDIMAN
2573 N 15000 E HWY 33
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.120 CFS
2,100.00 AFY

Right Nos. 22-7287 and 22-12656 are limited to a total combined diversion rate of 5.12 cfs.

Use of this right with Right Nos. 22-7210, 22-7271, 22-7287, 22-7313A, 22-7313B, and 22-12656 is limited to a total combined diversion rate of 33.22 cfs and to a total combined annual diversion volume of 13,767.25 AF.

PRIORITY DATE: 01/16/1979

POINT OF
DIVERSION:

T07N R42E S23 SESWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

5.120 CFS

2,100.00 AFY

PLACE OF USE:

IRRIGATION in FREMONT County and MADISON County

T07N R42E S21	NENE	7.00	T07N R42E S21	SENE	32.00
T07N R42E S21	NESE	38.00	T07N R42E S22	NENE	14.00
T07N R42E S22	NWNE	14.00	T07N R42E S22	SWNE	39.20
T07N R42E S22	SENE	39.20	T07N R42E S22	NENW	31.00
T07N R42E S22	NWNW	31.00	T07N R42E S22	SWNW	40.00
T07N R42E S22	SENW	40.00	T07N R42E S22	NESW	17.00
T07N R42E S22	NWSW	36.00	T07N R42E S22	NESE	39.00
T07N R42E S22	NWSE	39.00	T07N R42E S23	NWNW	2.80
T07N R42E S23	SWNW	29.00	T07N R42E S23	SENW	3.10
T07N R42E S23	NESW	24.00	T07N R42E S23	NWSW	39.20
T07N R42E S23	SWSW	40.00	T07N R42E S23	SESW	38.00
T07N R42E S23	SWSE	12.00			

644.5 ACRES TOTAL

Place of use does not include federal public lands unless authorized in writing by the managing federal agency.

This right is limited to the irrigation of 600 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 644.5 acres in a single irrigation season. Combined Right Nos.: 22-7287 and 22-12656.

Right Nos. 22-7210, 22-7271, 22-7287, 22-7313A, 22-7313B, and 22-12656 are limited to the irrigation of a combined total of 3933.5 acres in a single irrigation season.

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

Totalizing measuring devices shall be maintained at the point of diversion.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right No. 22-12656 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right Nos. 22-7287 and 22-12656 are also diverted through point of diversion described above.

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

RIGHT NUMBER: 22-12656

NAME AND ADDRESS: DAVID V SCHWENDIMAN
2573 N 15000 E HWY 33
NEWDALE ID 83436

MELANIE SCHWENDIMAN
2573 N 15000 E HWY 33
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.380 CFS
73.30 AFY

Use of this right with Right Nos. 22-7210, 22-7271, 22-7287, 22-7313A, 22-7313B, and 22-12656 is limited to a total combined diversion rate of 33.22 cfs and to a total combined annual diversion volume of 13,767.25 AF.

Right Nos. 22-7287 and 22-12656 are limited to a total combined diversion rate of 5.12 cfs.

PRIORITY DATE: 01/17/1979

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:

T07N R42E S23 SESWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.380 CFS 73.30 AFY

PLACE OF USE:

<u>IRRIGATION in FREMONT County and MADISON County</u>					
T07N R42E S21	NENE	7.00	T07N R42E S21	SENE	32.00
T07N R42E S21	NESE	38.00	T07N R42E S22	NENE	14.00
T07N R42E S22	NWNE	14.00	T07N R42E S22	SWNE	39.20
T07N R42E S22	SENE	39.20	T07N R42E S22	NENW	31.00
T07N R42E S22	NWNW	31.00	T07N R42E S22	SWNW	40.00
T07N R42E S22	SENW	40.00	T07N R42E S22	NESW	17.00
T07N R42E S22	NWSW	36.00	T07N R42E S22	NESE	39.00
T07N R42E S22	NWSE	39.00	T07N R42E S23	NWNW	2.80
T07N R42E S23	SWNW	29.00	T07N R42E S23	SENW	3.10
T07N R42E S23	NESW	24.00	T07N R42E S23	NWSW	39.20
T07N R42E S23	SWSW	40.00	T07N R42E S23	SESW	38.00
T07N R42E S23	SWSE	12.00			

644.5 ACRES TOTAL

Place of use does not include federal public lands unless authorized in writing by the managing federal agency.

The rights listed below are limited to the irrigation of a combined total of 644.5 acres in a single irrigation season. Combined Right Nos.: 22-7287 and 22-12656.

Right Nos. 22-7210, 22-7271, 22-7287, 22-7313A, 22-7313B, and 22-12656 are limited to the irrigation of a combined total of 3933.5 acres in a single irrigation season.

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

This right is based upon an enlargement of Right No. 22-7287 pursuant to Section 42-1426, Idaho Code.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Totalizing measuring devices shall be maintained at the point of diversion.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right Nos. 22-7287 and 22-12656 are also diverted through point of diversion described above.

This right is for an enlargement of 44.5 acres within the place of use described for this right.

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

RIGHT NUMBER: 22-13592

NAME AND ADDRESS: WAHOO INC
3930 E 2000 N
SUGAR CITY ID 83448

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
31.50 AFY

Right Nos. 22-7190 and 22-13592 are limited to a total combined diversion rate of 2.8 cfs.

PRIORITY DATE: 04/01/1987

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: T06N R41E S7 SESESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.100 CFS 31.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T06N R41E S07	NENE	38.00	T06N R41E S07	NWNE	39.00
T06N R41E S07	SWNE	39.00	T06N R41E S07	SENE	38.00
T06N R41E S07	NESE	38.00	T06N R41E S07	NWSE	39.00
T06N R41E S07	SWSE	38.00	T06N R41E S07	SESE	37.00

306 ACRES TOTAL

Right Nos. 22-7190 and 22-13592 are limited to the irrigation of a combined total of 306 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

This right is based upon an enlargement of Right No. 22-7190 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 9 acres within the place of use described for this right.

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

RIGHT NUMBER: 27-22A

NAME AND ADDRESS: EASTERN IDAHO WATER COMPANY
279 N 400 E
BLACKFOOT ID 83221

SK

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 35.410 CFS

PRIORITY DATE: 03/25/1880

POINT OF
DIVERSION:

T02S R37E S11 NWSW Within BINGHAM County
T02S R37E S17 NWSW Lot 3 Within BINGHAM County
T03S R35E S8 SWNE Lot 24 Within BINGHAM County
T03S R35E S9 SENE Lot 1 Within BINGHAM County
T03S R35E S12 SESE Lot 1 Within BINGHAM County
T03S R35E S18 SWNE Lot 6 Within BINGHAM County

AK

MNA

DN

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	35.410 CFS

PLACE OF USE:

2607 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Place of use is within the area served by Eastern Idaho Water Company.

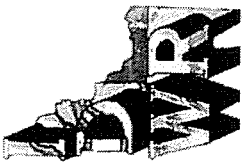
The rights listed below are limited to the irrigation of a combined total of 2607 acres in a single irrigation season. Combined Right Nos.: 27-22A, 27-22B, 27-35A, and 27-35B.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Just Canal, Blackfoot Slough Canal, Central Ditch, Miners Ditch, Little Butte Canal, and Riverton Ditch.



Eastern Idaho Water Company

Adjudication Recommendations: 27-22A, 27-22B, 27-35A, 27-35B

Irrigation Service Area Boundary
GIS Place of Use Illustration

Legend

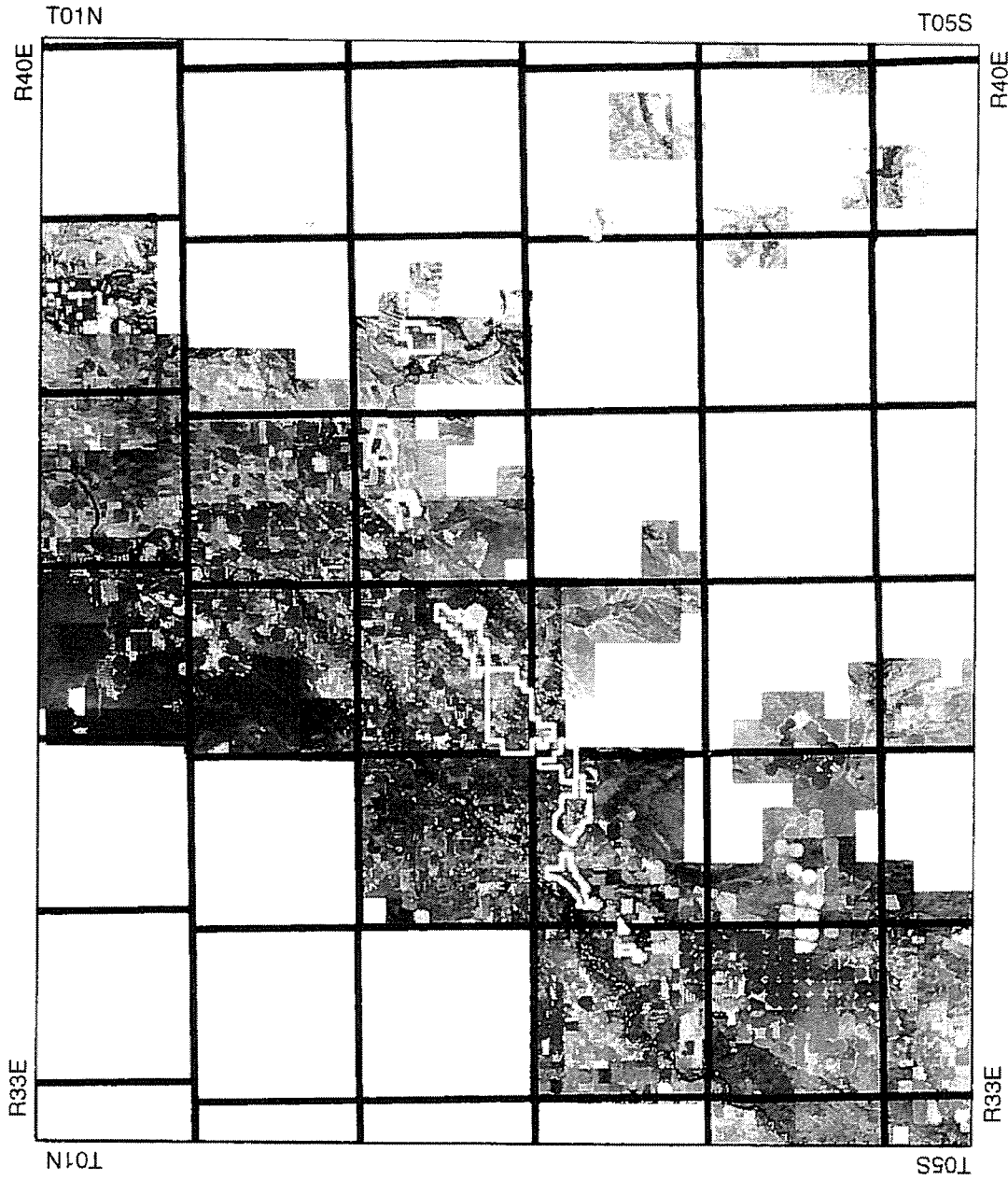
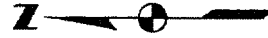
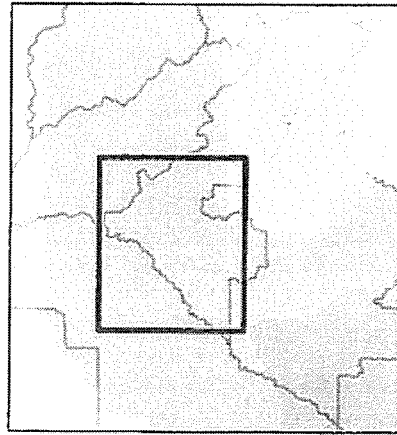
Service Area



State Outline



Townships



Handwritten notes: *AK*, *AK*, *AK*, *AK*

Bingham County
IDWR Basin 27

Prepared by Favreau, Danielle
On June 02, 2011
1987/88 Aerial Photography

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

RIGHT NUMBER: 27-22B

NAME AND ADDRESS: EASTERN IDAHO WATER COMPANY
279 N 400 E
BLACKFOOT ID 83221

SOURCE: WOLVERINE CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.590 CFS

Right Nos. 27-22B and 27-35B are limited to a total combined annual diversion volume of 161 AF.

PRIORITY DATE: 03/25/1880

Pursuant to a call in times of scarcity on Wolverine Creek, this right has a priority date of April 1, 1980.

POINT OF
DIVERSION:

T02S R38E S10 SWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.590 CFS

PLACE OF USE:

2607 ACRES TOTAL

Place of use is within the area served by Eastern Idaho Water Company.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Right Nos. 27-22B and 27-35B are limited to the irrigation of a combined total of 46 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 2607 acres in a single irrigation season. Combined Right Nos.: 27-22A, 27-22B, 27-35A, and 27-35B.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 27.





Audication Recommendations: 27-22A, 27-22B, 27-35A, 27-35B

Irrigation Service Area Boundary GIS Place of Use Illustration

Legend

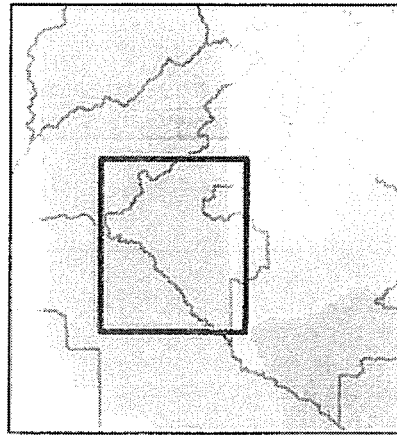
Service Area



State Outline



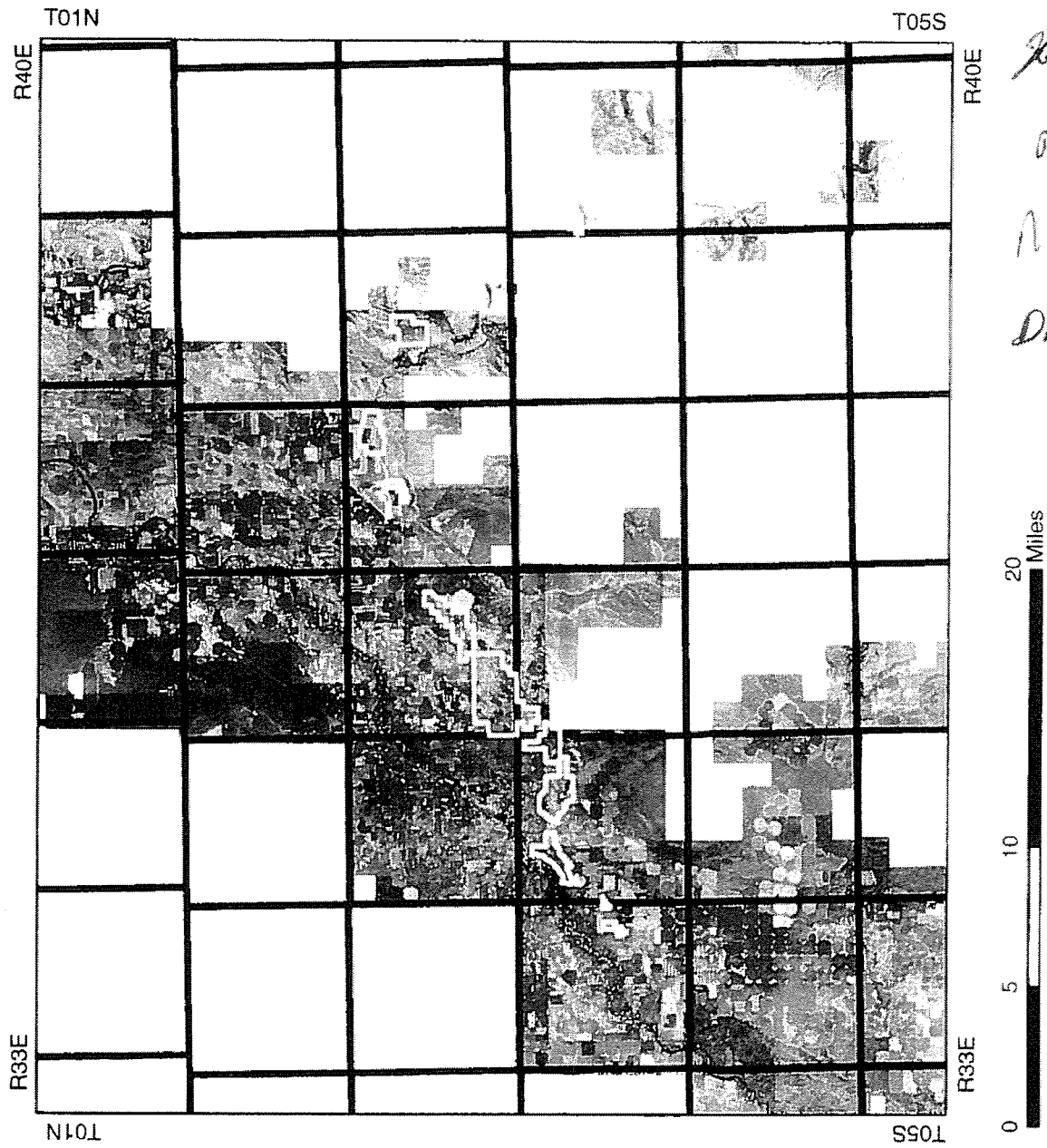
Townships



Bingham County
IDWR Basin 27

Prepared by Favreau, Danielle
On June 02, 2011

1987/88 Aerial Photography



IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
27-22D	EASTERN IDAHO WATER COMPANY 279 N 400 E BLACKFOOT ID 83221	Disallowed	Recommended as Right Nos. 27-22A and 27-22B.

JK

AK

MWA

DN

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

RIGHT NUMBER: 27-35A

NAME AND ADDRESS: EASTERN IDAHO WATER COMPANY
279 N 400 E
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 19.670 CFS

PRIORITY DATE: 10/01/1885

POINT OF
DIVERSION:

T02S R37E S11 NWSW Within BINGHAM County
T02S R37E S17 NWSW Lot 3 Within BINGHAM County
T03S R35E S8 SWNE Lot 24 Within BINGHAM County
T03S R35E S9 SENE Lot 1 Within BINGHAM County
T03S R35E S12 SESE Lot 1 Within BINGHAM County
T03S R35E S18 SWNE Lot 6 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

19.670 CFS

PLACE OF USE:

2607 ACRES TOTAL

Place of use is within the area served by Eastern Idaho Water Company.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

The rights listed below are limited to the irrigation of a combined total of 2607 acres in a single irrigation season. Combined Right Nos.: 27-22A, 27-22B, 27-35A, and 27-35B.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Just Canal, Blackfoot Slough Canal, Central Ditch, Miners Ditch, Little Butte Canal, and Riverton Ditch.



Eastern Idaho Water Company

Adjudication Recommendations: 27-22A, 27-22B, 27-35A, 27-35B

Irrigation Service Area Boundary
GIS Place of Use Illustration

Legend

Service Area



State Outline

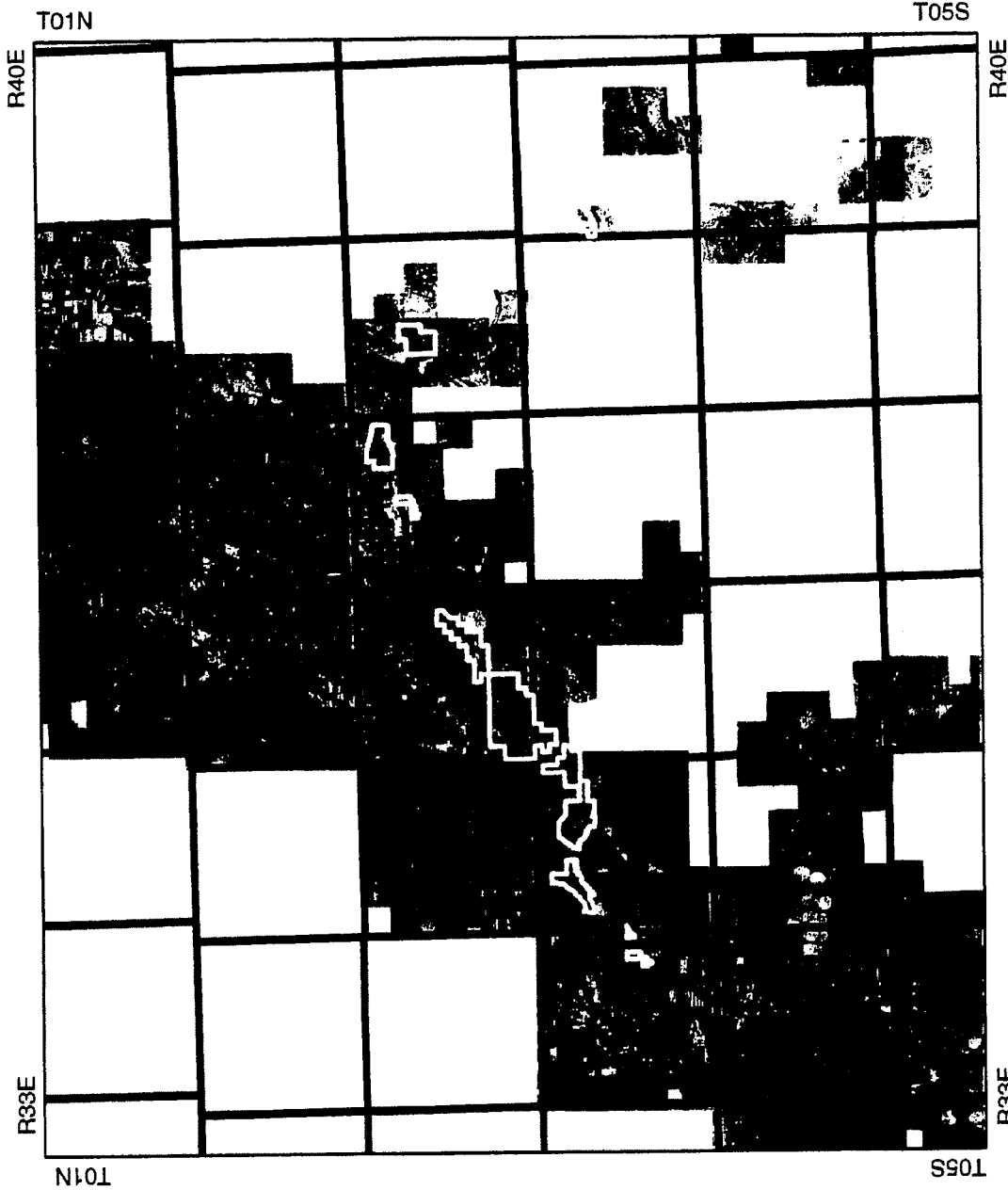


Townships



Bingham County
IDWR Basin 27

Prepared by Favreau, Danielle
On June 02, 2011
1987/88 Aerial Photography



JKL
AK
MWK
DN

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
27-35D	EASTERN IDAHO WATER COMPANY 279 N 400 E BLACKFOOT ID 83221	Disallowed	Recommended as Right Nos. 27-35A and 27-35B.

JLL

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DN

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

RIGHT NUMBER: 27-35B

NAME AND ADDRESS: EASTERN IDAHO WATER COMPANY
279 N 400 E
BLACKFOOT ID 83221

SOURCE: WOLVERINE CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.330 CFS

Right Nos. 27-22B and 27-35B are limited to a total combined annual diversion volume of 161 AF.

PRIORITY DATE: 10/01/1885

Pursuant to a call in times of scarcity on Wolverine Creek, this right has a priority date of April 1, 1980.

POINT OF
DIVERSION:

T02S R38E S10 SWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.330 CFS

PLACE OF USE:

2607 ACRES TOTAL

Place of use is within the area served by Eastern Idaho Water Company.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Right Nos. 27-22B and 27-35B are limited to the irrigation of a combined total of 46 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 2607 acres in a single irrigation season. Combined Right Nos.: 27-22A, 27-22B, 27-35A, and 27-35B.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 27. 

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.





DN



Eastern Idaho Water Company

Adjudication Recommendations: 27-22A, 27-22B, 27-35A, 27-35B

Irrigation Service Area Boundary
GIS Place of Use Illustration

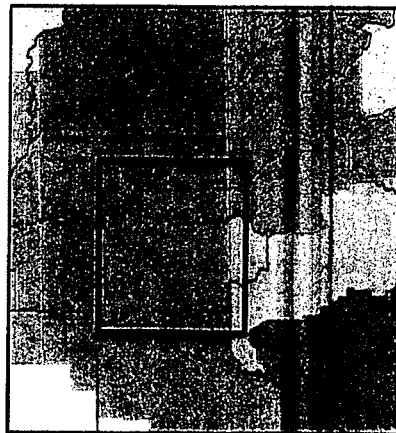
Legend

Service Area



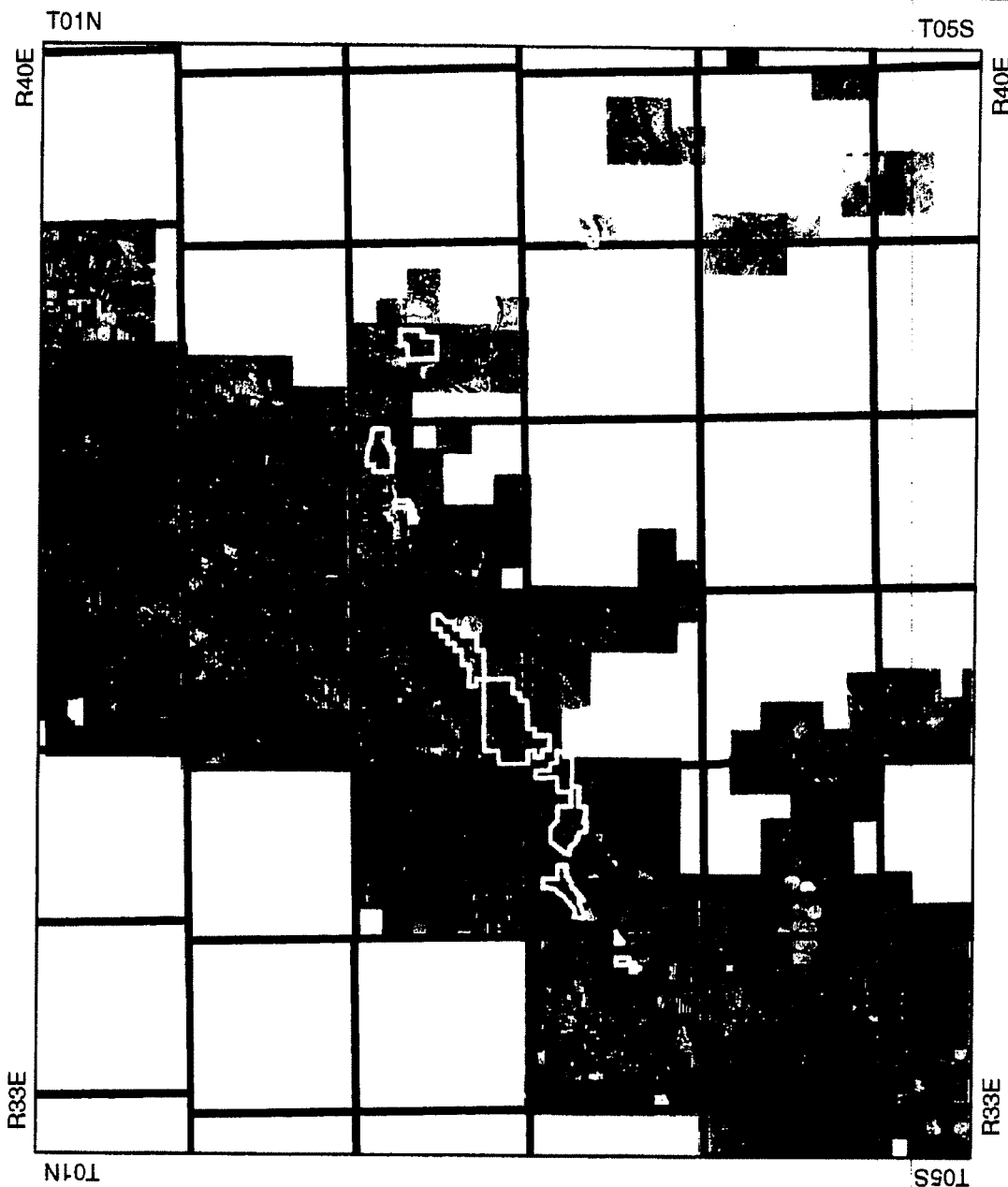
State Outline

Townships



Bingham County
IDWR Basin 27

Prepared by Favreau, Danielle
On June 02, 2011
1987/88 Aerial Photography



Handwritten signatures and initials: AZZ, MRP, DR.

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

Page 122

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

RIGHT NUMBER: 27-7089

NAME AND ADDRESS:

DAVID B HATCH
70 E RICH LN
BLACKFOOT ID 83221

SOURCE:

Source:
GROUND WATER

Tributary:

QUANTITY:

3.000 CFS
525.000 AFY

PRIORITY DATE: 06/03/1977

POINT OF DIVERSION:

T02S R36E S31 NWNESE
Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 11/01

3.000 CFS 525.00 AFY

PLACE OF USE:

IRRIGATION

within BINGHAM County

T02S R36E S31 SWNE 40.0

T02S R36E S31 SENE 32.0

T02S R36E S31 NESE 40.0

T02S R36E S31 NWSE 38.0

150 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

DEANNA STECKLEIN
757 W RIVERTON RD
BLACKFOOT ID 83221

TRIBUTARY:

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 06/24/1977

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.540 CFS 94.50 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County
T02S R36E S16 SESE 27.0

27 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

06/01/2010

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

RIGHT NUMBER: 27-7315

NAME AND ADDRESS: KATHLEEN EVANS
297 N 150 E
BLACKFOOT ID 83221

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN - 3 2010	
By _____	Clerk
Deputy Clerk	

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.790 CFS
497.00 AFY

RECEIVED
JUN 04 2010
DEPARTMENT OF
WATER RESOURCES

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 05/11/1982

POINT OF
DIVERSION:

T02S R36E S20 NESE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	2.790 CFS 497.00 AFY

PLACE OF USE: IRRIGATION in BINGHAM County

T02S R36E S20	NWNE	35.00	T02S R36E S20	SWNE	39.00
T02S R36E S20	NESE	32.00	T02S R36E S20	NWSE	36.00

142 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License