

06/29/2006

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

RIGHT NUMBER: 22-136G

NAME AND ADDRESS: MARLENE J HANSEN
2142 RIDGEWOOD WAY
BOUNTIFUL UT 84010

PAUL J HANSEN
618 N 50 W
TETONIA ID 83452

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK

Water is delivered from Middle Leigh Creek.

QUANTITY: 0.500 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T06N R45E S26 NWSWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.500 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S26	SWSW	4.90	T06N R45E S26	SESW	9.60
---------------	------	------	---------------	------	------

14.5 ACRES TOTAL

14.5

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-136G, 22-480C

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 point of diversion pursuant to Section
42-1425, Idaho Code.

The following rights are also diverted through point of diversion described
above: 22-136H, 22-480D, 22-136G, 22-480C

02/03/2005

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

RIGHT NUMBER: 22-136G
NAME AND ADDRESS: MARLENE J HANSEN
618 N 50 W
TETONIA ID 83452

PAUL J HANSEN
618 N 50 W
TETONIA ID 83452

SOURCE: MIDDLE LEIGH CREEK TRIBUTARY: SPRING CREEK
QUANTITY: 0.500 CFS
PRIORITY DATE: 01/22/1916
POINT OF DIVERSION:

T06N R45E S26 NWSWE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.500 CFS

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S26	SWSW 4.9	T06N R45E S26	SESW 9.2
---------------	----------	---------------	----------

14.5
14.1 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 22-480C IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 14.1 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: Decreed

Right includes accomplished change in source pursuant to Section 42-1425,
Idaho Code.

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 22-136G, 22-480C.

DEPARTMENT OF WATER RESOURCES
TETON DISTRICT OFFICE
600 N. SKYLINE DR.
JANUARY FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

PAUL J HANSEN
618 N 50 W
TETONIA ID 83452

Not at this Address

RECEIVED
JAN 12 2007
Department of Water Resources
Eastern Region

★ ★ U.S. POSTAGE
1011 PB3523907
8962\$00.630 JAN 05 2007
8020 MAILED FROM ZIP CODE 83402

22-480C
22-136C

Sent
1-19-07

22-480C 129H
136G

22-621A 78

13290

7029

13372

84

13413

7349

7388

13246

11526

7373

7339

13248

11529

13590

12064

13610

11530

13540

2128

13612

356

10835

133A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

2281

278

EASTERN REGION

7338

12533

7178

IDAHO FALLS ID

208-525-7161 - PHONE

276A

12629

7215B

208-525-7177 - FAX

408B

2146

12239

409B

4076

2206

410B

TRANSMITTAL COVER SHEET

184A

11677

OMNIFAX

641D

10105

178A

10132

2293

178B

FAX: 354-8410

TO: JESSIE

FROM: JENNIFER

11384

10236

Teton County Assessor

4139

13457

4161

7403

DOCUMENT DESCRIPTION: REQUEST FOR CURRENT OWNER INFORMATION. I HAVE SENT A SPREADSHEET INDICATING WHO WE HAVE IN OUR RECORDS AND THEIR LEGAL DESCRIPTION OF THEIR PROPERTY. EACH OF THESE LETTERS WAS RETURNED TO SENDER. PLEASE FILL OUT THE

LAST COLUMN WITH THE OWNER AND ADDRESS INFORMATION FOR THE PROPERTY LISTED. I HAVE ATTACHED A MAP FOR EACH PROPERTY WHEN I HAD ONE AVAILABLE.

PLEASE CALL ME WITH ANY QUESTIONS. THANKS SO MUCH FOR YOUR HELP.

TOTAL NUMBER OF PAGES (Including this page): 13

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Billing address: N/A

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No of Pages Cost / Page Total Charge N/A

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11/21/2006

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:

Water right number: 22-136G

MARLENE J. HANSEN
2142 RIDGEWOOD WAY
BOUNTIFUL UT 84010
Telephone Number: (801)292-0834

PAUL J HANSEN
618 N 50 W
TETONIA ID 83452
Telephone Number: (208)456-2504

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

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: 12/07/06

SIGNATURE:

Marlene J. Hansen

Please print your name:

Marlene J Hansen

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



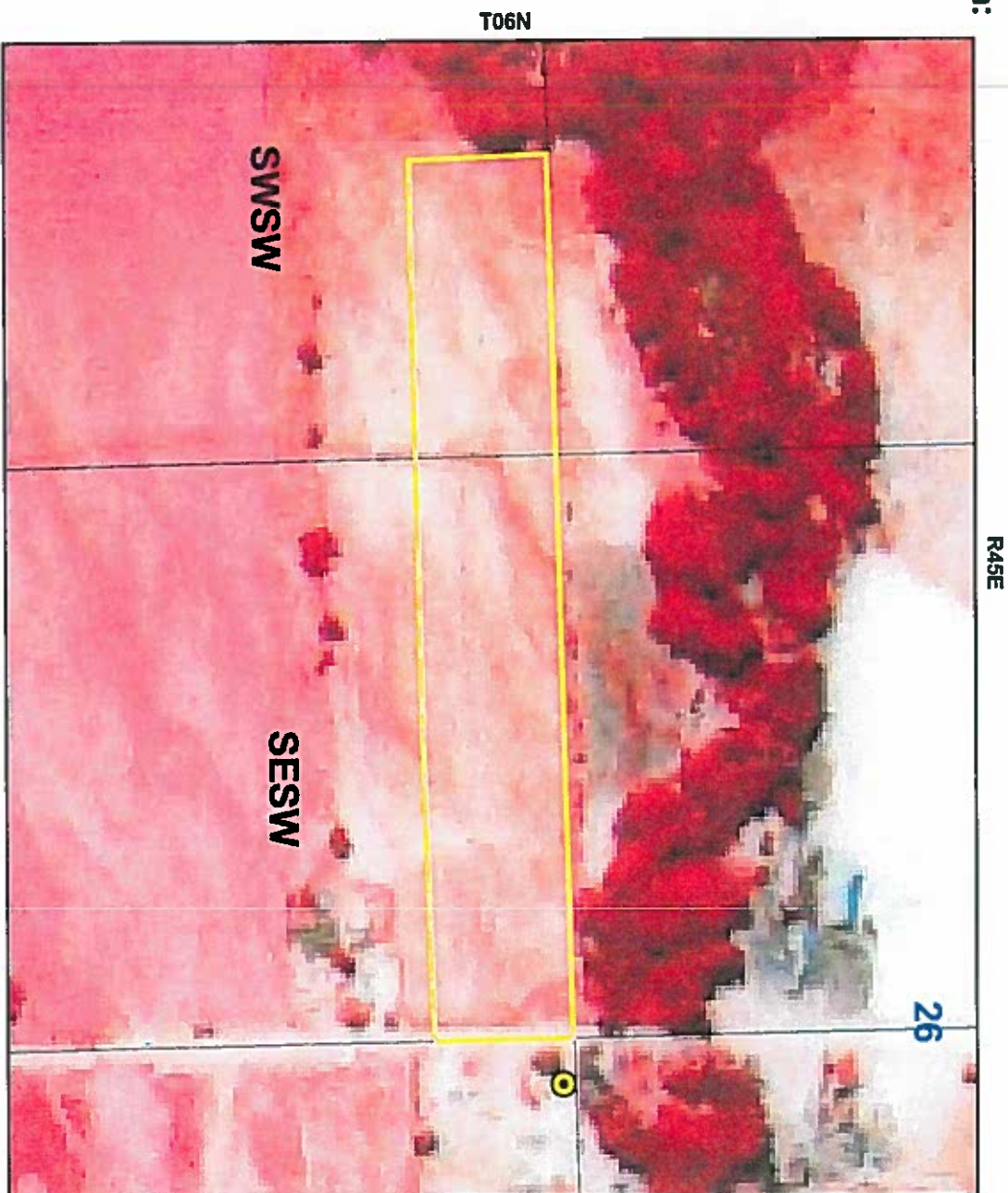
Idaho Department of Water Resources

SRBA Recommendation:

22-136G
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Prepared by J. Crabtree
On Tuesday, November 21, 2006
1987/88 Aerial Photography



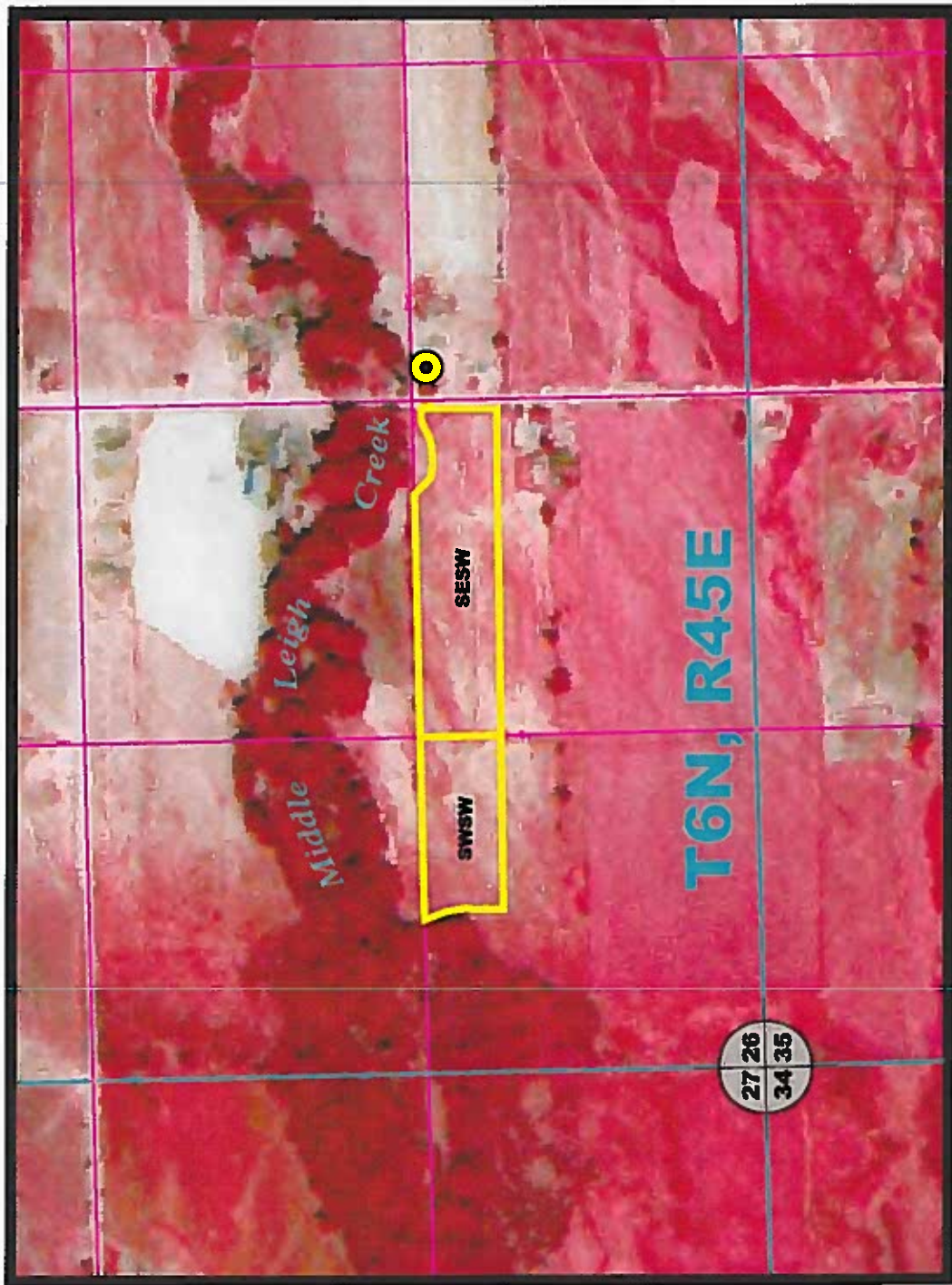
MAY 13 2005

SCANNED

PROFILED

State of Idaho

Department of Water Resources
Eastern Region



Water Right(s):
22-136G,
22-480C

Point(s) of Diversion:

T6N, R45E

Sec. 26 NWSWSE

Place of Use: (parts of)

T6N, R45E

Sec. 26 N2S2SW

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2005



250 0 250 500 750 1000 1250 1500 1750 2000 2250 2500 2750 3000 3250 3500 3750 4000 4250 Feet

08/28/05

This land has been split and sold different ways,
looks like we would need more change of ownerships
shape ~~may~~ overlap w/ 22-480c.

NT

8/10/04 Gave
~~Also~~ C/O Letter to: Mrs.
DARON COVINA

Also, Survey Plat & Deed
? N²W²SESW?

PROFILE

SCANNED

MAY 13 2005

PROFILE

SCANNED
MAY 13 2005

Water Right Split History Analysis

DECREED UNDER:
HANSEN, et al vs L. CRANDALL
1938. PP XIV.

22-136B D. ROTH
0.80 cfs on 40° AC.

22-136A

22-136C B. SMITH
1.60 cfs on 80° AC

22-136D J. BUSH
0.80 cfs on 40° AC.

22-136

10¹/₂ cfs on 520° AC
22 JANUARY 1916
NORTH LEIGH CREEK

22-136E G. HANSEN
1.60 cfs on 80° AC
MIDDLE LEIGH CREEK - ? CFS?

10¹/₂ cfs
20° AC = 0.02 cfs/AC

22-136F A. HANSEN
2.32 cfs on 116° AC

22-136G M. HANSEN
0.50 cfs on 18° AC. Q OVERCLAIMED / AC UNDERCLAIMED?

22-136H R. BEARD
0.30 cfs on 11° AC Q OVERCLAIMED / AC UNDERCLAIMED?

Reviewer: _____

Date: _____

UNCLAIMED

± 2.48 cfs AND 135° AC

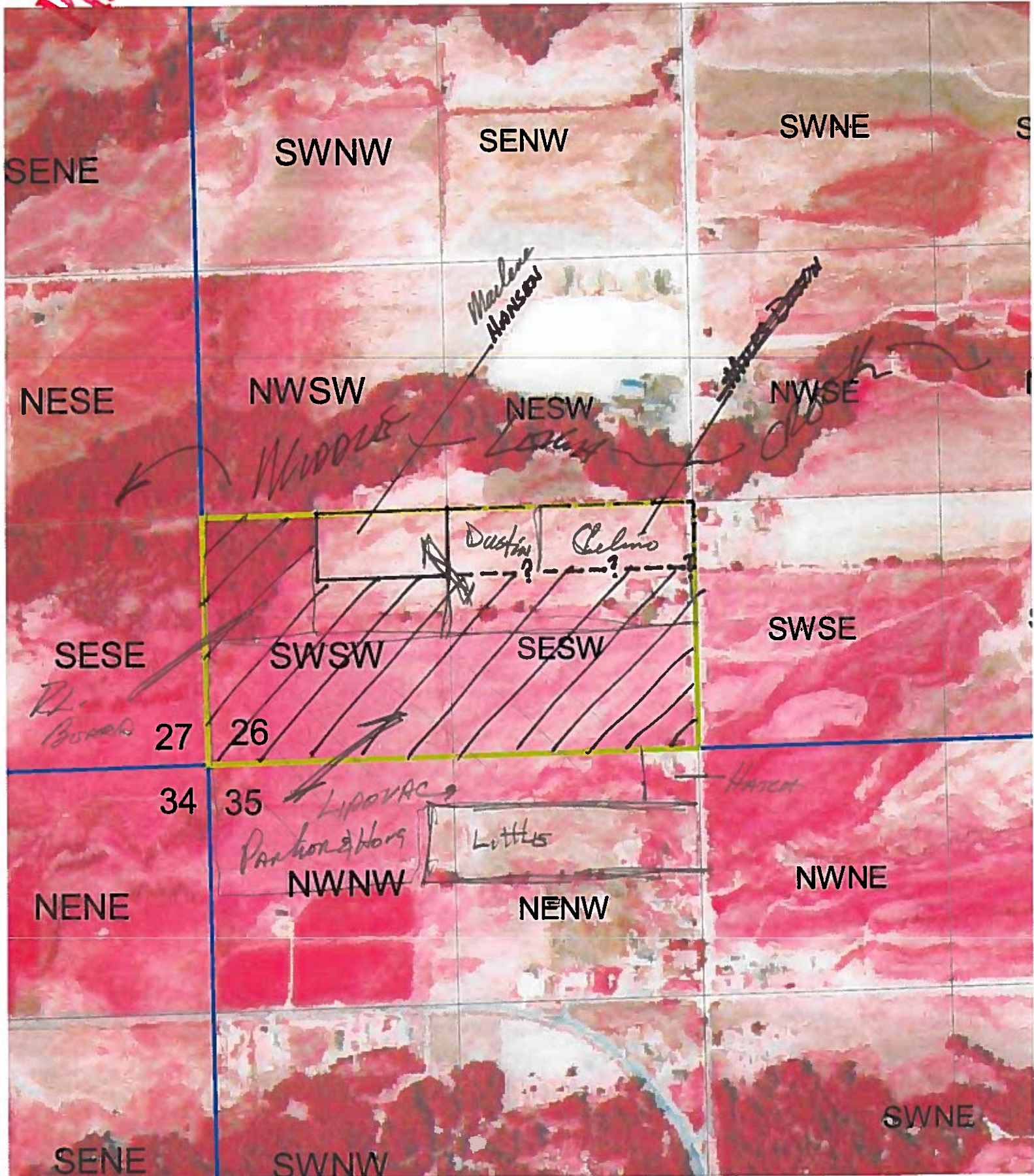
PROFILED

SCANNED
MAY 13 2005

PROTECTED

22-136G

CONTACT: *Ron Hanson*
456-2392
MAY 13 2005
SCANNED



Contacts Data Entry Form

22-1366

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner: MARLENE HANSON

Name connector: and _____, or _____, and/or _____

Current Owner: PAUL HANSON (DECEASED)

Current Owner: _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECEDED UNDER HANSON VS CRANDALL, 1938. SUBSPLIT
HISTORY.

LANDS HAVE BEEN SPLIT AND SOLD OFF
SUMS TO DARRELL CEUNA

FIND: 22-12174 AND 12172 - WHAT'S ABOUT THEM? SPLITS-SUBS
ANOTHER OF TAYLOR'S "JUST DO IT'S." ORIGINAL PT II

Reviewer: _____

Date: _____

RECEIVED

SCANNED
MAY 13 2005



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DECEMBER 1, 1994

RICHARD LAVERE BEARD
PO BOX 11
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-12172 AND A22-12174

Dear Mr. Beard:

The request for Change in Ownership for a portion of the above referenced Notices of Claim has been processed with new Notices being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notices of Claim, the rights were split as follows:

A22-12172A, Hansen, 0.50 cfs; 18 acres
A22-12172B, Beard, 0.30 cfs; 11 acres

A22-12174A, Hansen, 0.50 cfs; 18 acres
A22-12174B, Beard, 0.30 cfs; 11 acres

Enclosed for your records are typed Notices reflecting your portion of the right. Review the Notices and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: Paul and Marlene Hansen/copy letter w/copy claims

File: P

PROFILED

SCANNED
MAY 13 2005

MICROFILMED

NOV 06 2000



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: August 15, 1994

RECEIVED

NOV 25 1994

LEGAL DESCRIPTION OF PROPERTY: Township 6 North Range 45 East
Section 26, 1/4 of 1/4 of 1/4 of Govt. Lot Department of Water Resources
Lot Block, Subdivision/Townsite See attached

If you have additional legal descriptions, please attach separate sheet. See attached

RECEIVED

NOV 30 1994

Department of Water Resources
Eastern District Office

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) SPLIT
Assigned by IDWR: A22-12172A; A22-12174
- [] Name and Address of Former Owner/Claimant(s)(Seller): Marlene Hansen Revocable Trust
618 N 50 W
- [] New Owner/Claimant (Purchaser): Tetonia, ID 83452
Richard LaVere Beard
- [] New Mailing Address: PO Box 11
Tetonia, ID 83452
- [] New Telephone Number: (208) 456 - 2302
- [] Does the change in ownership result in a splitting of the water right owned/claimed? x yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
I have purchased 20 acres of a 40-acre parcel, so I
presume that entitles me to 50 percent of the water right.

- [] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Richard LaVere Beard Date 11-21-94
Date _____
- [] Signature of Former Owner/Claimant(s): Marlene Hansen Date 11-21-94
Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____

Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any:

SCANNED

MICROFILMED

NOV 06 1994

MAY 13 2005
PROFILED

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

use of said vill and the inhabitants thereof, and has contin-
ually used said quantity of water during each irrigating season
since said date.

XIV.

22-0136

That the plaintiffs, Miles Hastings, David Hansen, William
Hansen, Alfred Hansen, Glenn Peterson and Lillie M. Hansen, are
the owners of, or have an estate in, the following described lands,
to-wit:

-6-

SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$	Sec. 26	SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ of section 26 in township
S $\frac{1}{2}$ S $\frac{1}{2}$	Sec. 25	6 north, range 45 E.B.M.; S $\frac{1}{2}$ S $\frac{1}{2}$ of section
N $\frac{1}{2}$ NE	Sec. 34	25; N $\frac{1}{2}$ NE $\frac{1}{4}$ of section 34; NW $\frac{1}{4}$ NW $\frac{1}{4}$ of section
NW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 35	35, all in township 6 north, range 45 E.B.M.,
		containing 520 acres of land more or less,

and are the owners of a common ditch by and through which they
divert water from North Leigh Creek for the irrigation of the
above described lands, with point of diversion and diversion works
located on the south side of North Leigh Creek in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of
section 30 in township 6 north, range 46 E.B.M.; that the plain-
tiffs, or their predecessors in interest, have diverted 10.4 cubic
feet or 520 miners inches of the waters of North Leigh Creek,
through their common ditch, with point of diversion and use upon
the lands above described; that on or before and ever since the
22d day of January, 1916, have diverted, appropriated and applied
to beneficial use in the irrigation of the above described lands
during the irrigating season the above stated quantity or stream
flow in addition to any other rights fixed, decreed or granted to
the said plaintiffs.

$$\frac{10.4 \text{ cfs}}{520 \text{ ac}} = 0.02 \text{ cfs/ac}$$

XV.

That the plaintiff, David Hansen, is the owner of, or has
an estate in, the following described lands, to-wit:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ of section 27 in township 6 north,
range 45 E.B.M., containing 40 acres,
more or less,

and through which he diverts water

EXCERPT FROM:
Hansen et al vs L. Candau
1938

22-0137

FILED

SCANNED
MAY 13 2005

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: A22-00136G

Date Received: 10/ 5/1988

Receipt No: X777777

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PAUL J HANSEN
Address: 618 NORTH 50 WEST
TETONIA ID

208-456-2504

83452

OR

Name: MARLENE J HANSEN
Address: 618 NORTH 50 WEST
TETONIA ID

208-456-2504

83452

2. Date of Priority: JAN 22, 1916

3. Source: NORTH LEIGH CREEK Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	26	SE	NE	SW		TETON

5. Description of diverting works:
HEADGATE TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.500		

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

8. Total consumptive use is 36.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	45E	26	SW	SW		IRR	6.0

PROFILED

MICROFILMED
NOV 06 1996

SCANNED
MAY 13 2005

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	45E	26	SE SW		IRR	12.0
Section Acres						18.0
Total Acres						18.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
A22-12174

14. Remarks:
THIS RIGHT REPRESENTS A PORTION OF 22-00136
*THIS RIGHT PAID FOR UNDER RECEIPT #E002926.
*THIS RIGHT ORIGINALLY CLAIMED AS A22-12172A. RENUMBERED 5-10-96
GJT.

15. Basis of Claim: DECREED

Water Right Number: 220136

Case Number:

Court :

Decree date: 1/ 3/1938

MARTELL HANSEN

Decree Plaintiff

LYNN CRANDALL

vs

Decree Defendant

MICROFILMED

NOV 06 1996

PROFILE

SCANNED
MAY 13 2005

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

Renumbered. A22-00136G-

Ident. Number: A22-12172A

Date Received: 10/ 5/1988

Receipt No: X777777

Received By: _____

GT 5/10/88

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILE

1. Name: PAUL J HANSEN
Address: 618 NORTH 50 WEST
TETONIA ID

208-456-2504

83452

OR

Name: MARLENE J HANSEN
Address: 618 NORTH 50 WEST
TETONIA ID

208-456-2504

83452

A2200136G



2. Date of Priority: JAN 22, 1916

3. Source: NORTH LEIGH CREEK Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	26	SE	NE	SW		TETON

5. Description of diverting works:
HEADGATE TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.500		

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

8. Total consumptive use is 36.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	26	SW	SW		IRR	6.0

SCANNED

A22-12172A

MAY 13 2005

Page

1

PROFIT

Date: 12/01/94

MICROFILMED

NOV 06 1988

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	26	SE	SW		IRR	12.0
Section Acres							18.0
Total Acres							18.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
A22-12174

14. Remarks:

THIS RIGHT REPRESENTS A PORTION OF 22-00136
*THIS RIGHT PAID FOR UNDER RECEIPT #E002926.

15. Basis of Claim: DECREED

Water Right Number: 220136

Case Number:

Court :

Decree date: 1/ 3/1938

MARTELL HANSEN

Decree Plaintiff

LYNN CRANDALL

vs Decree Defendant

MICROFILMED
NOV 16 1998

SCANNED
MAY 13 2005

PROT