

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

OCT 04 2004

04/09/2004

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

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: Statutory Claim

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.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION
DESCRIBED ABOVE: 25-2109, 25-2118, AND 25-4288.

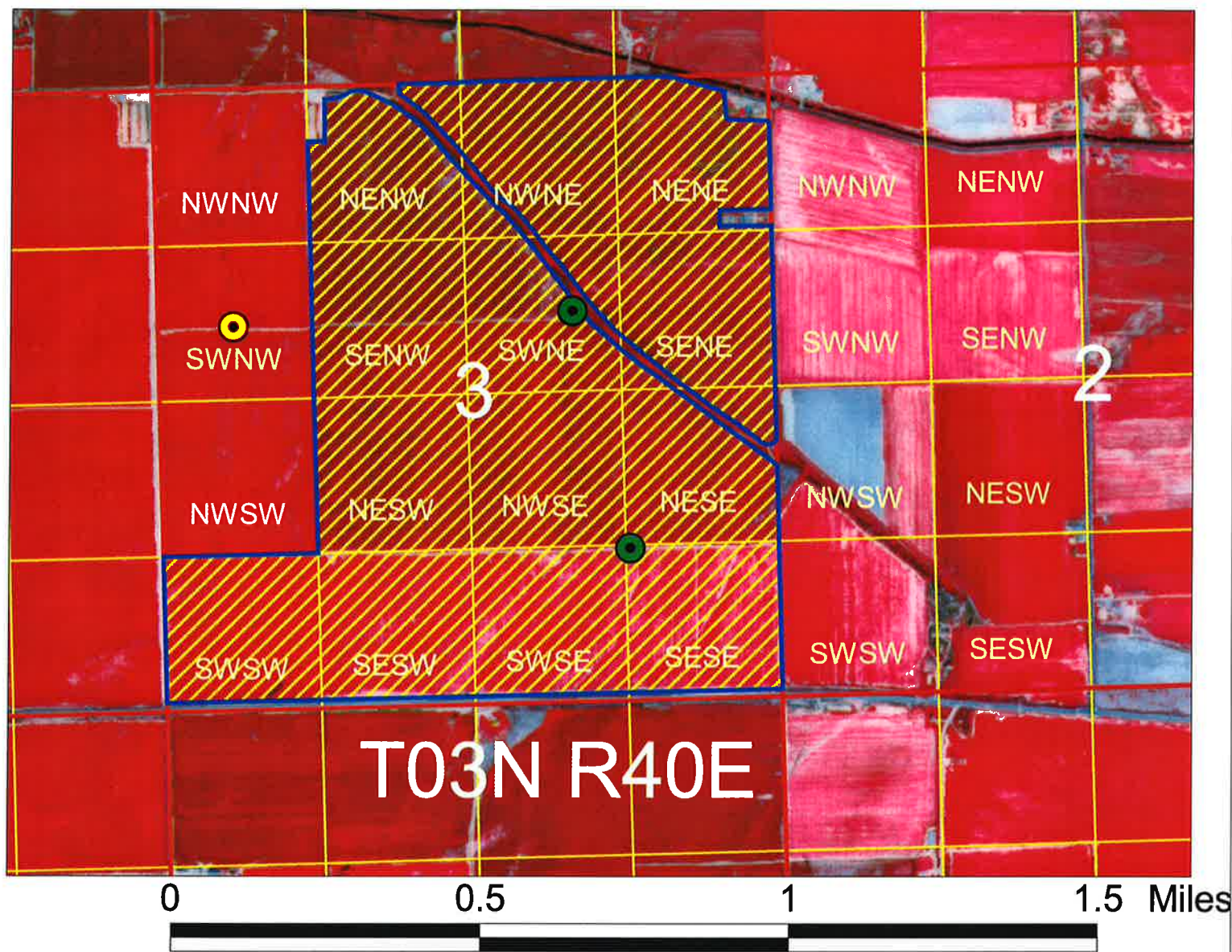
Water Right 25-4288

PROFILED
2
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OCT 04 2004



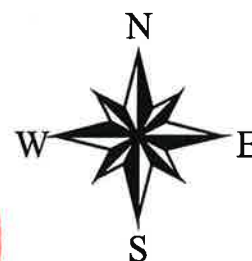
Department of Water Resources

Claim No.: 25-04288



- Point of diversion
- Place of Use
- Sections
- QQ

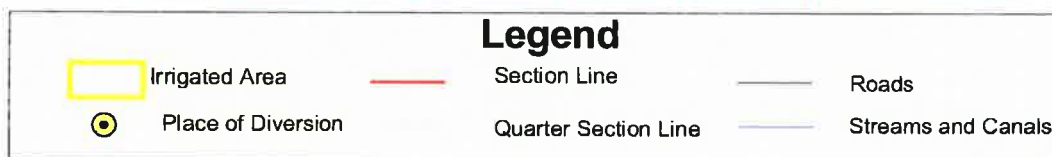
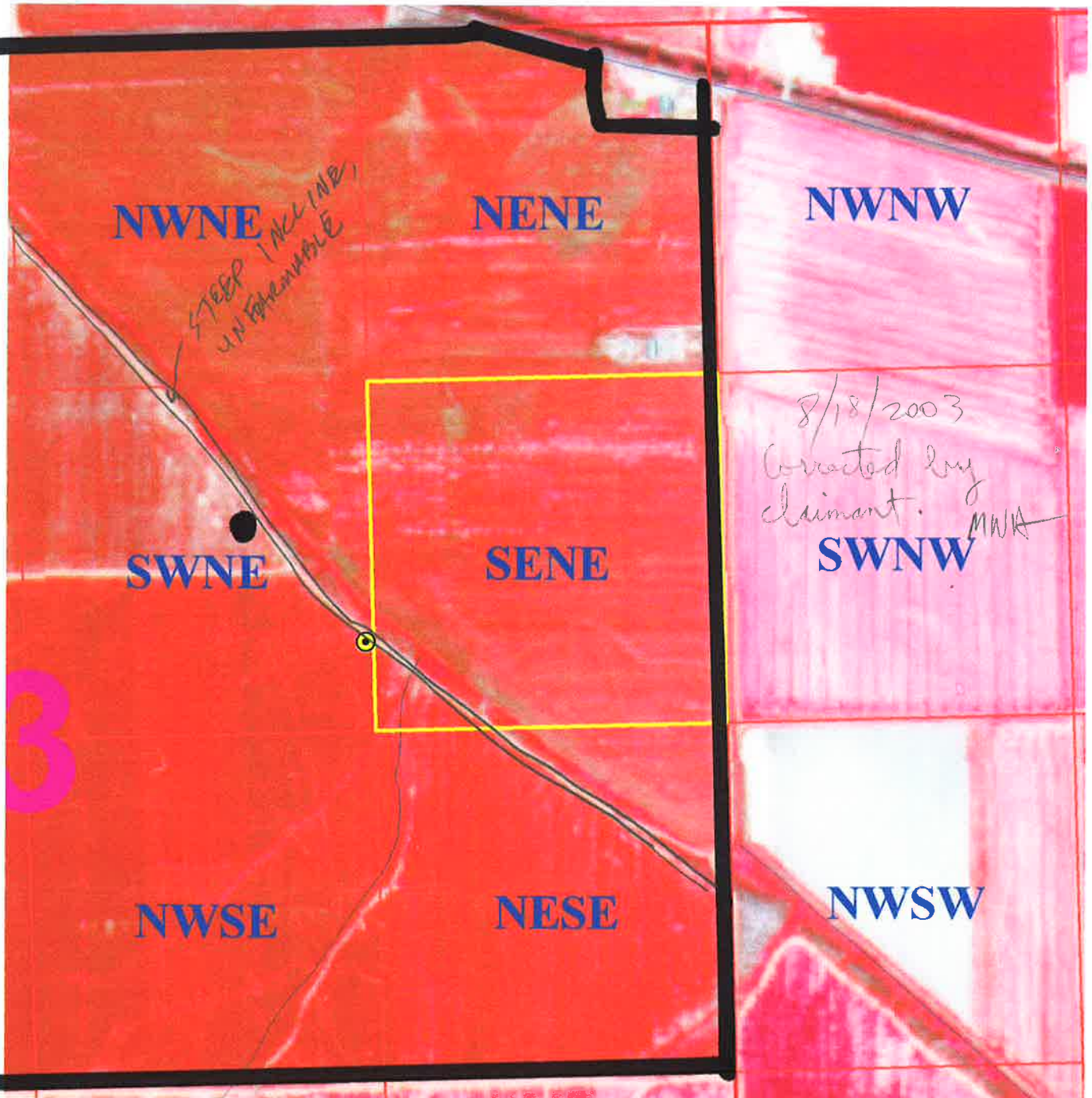
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GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: April 2004

Water Right Claim Number 25-04288
Township , 3N40E

12/04/2000



SPATIAL
DYNAMICS

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The point of Diversion is closer to the Black dot I placed on the map. We place a linear and a large circle on this section of land several years ago. There are two other wells and water rights on this section.

As a result the land irrigated from each well no longer exactly matches the original. This well irrigates more of the acres and the others less. The black outlined area is what is now irrigated from this well.

Thank you

Clyde Cook

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2/18/2004

25-2109, 2118, 4288

Met with Clyde Cook re: above claims.
Claims 25-2118 and 25-4288 were
amended.

A0008342 In August 1952 when licensing exam was
done for 25-2109, it appears there was
a 60 HP pump ~~and 125 HP booster~~ in place.
When claim was filed in 1988, the
well was equipped w/ a 75 HP pump
and a 25 HP booster. (Licensed rate
was based on system capacity of 2.50 cfs.)

A0008343 In Sept 1958 when licensing exam was
done for 25-2118, system had 125 HP
pump. Licensed rate was limited by
system capacity of 3.62 cfs. When claim
was filed in 1988, system had 125 HP
pump and 60 HP booster.

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These 2 wells were joined to form common
system in 1975. Clyde was familiar with farm
operation back to 1968, when he started
working there. He said that at that time they
could run 26 1/4 mi HL, 2 per QQ. He said
the boosters were in place previous to 1968
and that pressure ranged from 90-100 psi
using 5/32" nozzles.

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Evidence for acres claimed under
25-4288 has already been provided
dating back to 1967. However
in order to recommend quantity we
need evidence of system capacity
at that time, less licensed amounts
from 25-2109 and 25-2118.

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Mikami Brothers
PO Box 780
Hermiston, OR 97838

Dept. of Water Resources
Boise, ID

To whom it may concern:

In the 1950's Mikami Brothers a partnership purchased and operated land east of the town of Ririe, Idaho, specifically Section 3 T3N 40E, with the exception of 120 acres in the northwest corner. Mikami Brothers are the one's who originally developed it for sprinkler irrigation. We drilled the well located in the northeast quarter in 1951. We installed a 60 hp pump and irrigated 280 acres until 1955 when we began to irrigate an additional 120 acres located in the northeast corner of Section 3 from the same well. At that time we installed a 75hp pump and added a 25hp booster. This system remained in place until 1967 when we sold the farm to George and Rendon Lovell.

In 1957 we drilled another well in the middle of the southeast quarter of Section 3. We installed a 125hp pump with a small booster. In 1959 we increased the booster to 50hp and began irrigating some of the acreage covered by the north well since it was short on water after expanding it's acreage in 1955. This system also remained in place until 1967 when we sold the farm to George and Rendon Lovell.

Under this arraignment these two wells provided ample water for the entire farm.

Sincerely Yours,

A handwritten signature in black ink, appearing to read 'Sach Mikami', with a long horizontal line extending to the right.

Sach Mikami, Partner
Mikami Brother Ltd. Partnership
PO Box 780
Hermiston, OR 97838
(541) 449-3811

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STATE OF OREGON

)ss.

County of Umatilla)

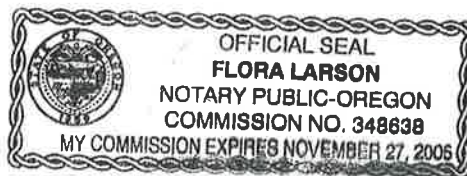
On this 18th day of March, 2004, before me, THE UNDERSIGNED, a Notary Public in and for the State of Oregon, duly commissioned and sworn, personally appeared Sachiheko Mikami and executed the foregoing instrument, and acknowledge to me said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned and on oath stated that he, is authorized to execute the said instrument.

Witness my hand and official seal affixed the day and year first above-written.


NOTARY PUBLIC for the State of

Oregon, residing at: 495 E. Main
Hermiston, OR 97838

My Commission Expires: 11/27/05.



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25-4288

Total system capacity for the 2 wells (using pressure and water level data from the licensing exams for 25-2109 and 25-2118, and assuming 70% efficiency after system enhancements were completed in 1959) are calculated as follows:

$$Q = \frac{(75 + 25)(8.814)(0.70)}{(75 \text{ psi} \times 2.31) + 90'} = 2.344 \text{ cfs}$$

A0008342

$$Q = \frac{(125 + 50)(8.814)(0.70)}{(63 \text{ psi} \times 2.31) + 92.6'} = 4.534 \text{ cfs}$$

H0008343

$$\underline{\underline{6.88 \text{ cfs}}}$$

Total system HP in 1959 was 275 HP. Recently system has been measured by EWP staff, while the system has changed, total HP has remained at 275 HP. On 7/14/99 H0008343 was measured at 1842 GPM at 72 PSI. On 6/5/2003 H0008342 was measured at 1380 GPM. Total measured capacity of the system is 7.18 cfs. Recommendation 7.18 cfs less the licensed water from 25-2109 and 25-2118, (1.06 cfs)

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January 8, 2004

To Whom It May Concern:

This is to certify that I worked for George L. Lovell continuously from 1961 to 1971. During that time I had responsibilities with the irrigation and have knowledge of the system as it existed during that time. My responsibilities included the operation and maintenance of the pumps, mainlines and handlines.

When I began work in 1961 water from two wells located in T3N 40E Sec 4 NE1/4 was used to water land with the following descriptions:

T3N 40E Sec 9 N1/2 NE1/4
T3N 40E Sec 9 NE1/4 NW1/4
T3N 40E Sec 4 S1/2
T3N 40E Sec 4 S1/2 NW1/4
T3N 40E Sec 4 S1/2 NE1/4
T3N 40E Sec 4 NE1/4 NE1/4
T3N 40E Sec 5 SE1/4 NE1/4
T3N 40E Sec 5 E1/2 SE1/4

Some of the land in the south half of Sec 4 was being rented but was tied into the system for the land which he owned. That land was purchased by George L. Lovell while I still worked for him. The land in section 9 was irrigated by two mainlines, each running north and south. One was located $\frac{1}{4}$ of a mile from the east boundary and the other was along the west side of the property. Part of my duty was to start and stop the pumps so I know that water from those two wells was used on all of the above described land. There was a pump in the Side Hill ditch of the Farmers Friend system which was started when the two wells could not provide enough water. The ditch pump was used when all of the crops required irrigation. In the spring before the potatoes required irrigation and in the summer after the grain crops were finished the wells provided most of the water. The above described land continued to be irrigated in this manner the entire time I worked on this farm.

I am also familiar with the farm that lies in Section 3 to T3N 40E. In 1961 it was owned by Sach Mikami. George L. Lovell bought this farm while I worked for him. All of the land in the NE1/4 of Section 3 was irrigated from a well in that quarter section in 1961 but I understand that there was a time earlier that the flat portion of it was flood irrigated from the progressive system. No changes were made to this system during the time I worked for George L. Lovell.

I reside at 7863 S. 1800W. Rexburg, Idaho 83440. My phone number is 356-

6263.



Sincerely,

Merlin L. Orr
Merlin Orr

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FILED

State of Idaho, County of Madison
Anna Lloyd, a notary public, do hereby certify
that on this 9th day of January 2004 personally
appeared before me Merlin L. Orr and signed
the above document.
Commission Expires 5/30/2008
Anna Lloyd
7875 So. 1800 W.
Rexburg, Idaho 83440

ANDREW WELL DRILLING

Contractors

Pump and Well Drilling Equipment Installed
1360 E. 17th St., Idaho Falls, Idaho

*Reported
Oct 1955*

Mikami Bros - Ririe Bench

8 March 1955

Dan and Sach Mikami
East River Road
Idaho Falls, Idaho

R 40 E T 3 N

Sec 3

Well location: Ririe Bench
Well Legal Description:

SE 1/4, SE 1/4 R 40 E T 3 N Sec 3.

Well No. 2 - 18"

315'	Drilling	\$4,095.00
47'	Casing left in well	211.50
7'	Damaged casing	49.00
26 hrs.	Casing salvage	250.00
	Well tests	375.00

Total well No. 2 . . . \$4,980.50

Well No. 3 - 18"

SW 1/4 9 N E 1/4 R 40 E T 3 N Sec 3.

250'	Drilling	~~\$3,250.00~~ <i>2990.00</i>
174'	Well casing	1,218.00
	Casing shoe	35.00
	Test pumping	250.00

Total well No. 3 . . . ~~\$4,753.00~~
4493.00

Total amount of wells Nos. 2 and 3 . . . ~~\$9,733.50~~

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9473.50
2500.00

6973.50

IDAHO DRILLERS ASSOCIATION, INC.

Standard Form Drilling Contract

The Idaho Drillers Association, Inc. stands for safe and efficient well construction and will only approve a serviceable hole; and in order to promote better well construction have set up a board of twelve (12) inspectors composed of reliable and experienced men of which three impartial members will be sent to inspect any doubtful well. Such three impartial inspectors shall be selected from other sections of the state than where the well is located. A fee of \$50.00 will be charged for expenses for each inspection to be paid by the Drilling Contractor if the hole does not pass inspection, or by the Purchaser if the hole passes inspection.

THIS AGREEMENT, made and entered into this 23 day of Feb, 1951, between Andrew P. Sullivan - Farmer of Idaho of Idaho Falls hereinafter called the DRILLING CONTRACTOR, and Nikam Bhu hereinafter called the PURCHASER.

WITNESSETH: That the Drilling Contractor agrees, for and in consideration of the terms and agreements herein contained, and for the price herein listed for the work specified, to drill a hole beginning with a 18 inch hole and continuing such size unless formations are encountered which would necessitate reduction of same, Drilling Contractor having right to make reductions as he finds it necessary to do so. If necessary to reduce size of hole, price will be adjusted as follows: same

Reductions anticipated to be as follows: same

The hole to be drilled is on property belonging to Purchaser, and described as follows: 2 1/2 miles East of Rouse - S. 1/4 of Poplar school land.

The Drilling Contractor agrees to drill the hole and the Purchaser agrees to pay same at the rate of \$ 13.00 (per foot) (not including casing). (Strike out terms which do not apply.) All other work shall be paid at the following rates:

Perforating \$ _____ per hour, Developing \$ _____ per hour, Test pump \$ _____ per hour, Motor Power \$ _____ per hour.

Other items _____

Drill rate does not include casing or other materials unless otherwise specified herein and all such materials shall be paid by the Purchaser in addition to the charges herein set forth. Drill rate per foot does not include time spent by Drilling Contractor for well development, testing, or unforeseen eventualities. All casing and materials will be specified by the Drilling Contractor.

The pump to be used on the hole herein specified shall be type 1 1/2 inch shaft turbine and size 12"

Special specifications are as follows: for sprinkler system

- All drilling and all labor performed shall be subject to the following covenants and agreements:
- A. There shall be a minimum charge of \$ _____ necessitated by the cost of moving and setting up Drilling Contractor's equipment.
 - B. Drilling Contractor agrees to keep an accurate log of all formations and water levels, and perform all work in a good and workmanlike manner, hole to be serviceably straight, but does not under any circumstances represent or guarantee a flowing well or that he will strike water at all. The Drilling Contractor does not warrant any quantity or quality of water. All operations are at the risk of the Purchaser and failure to strike water shall in no way release Purchaser from payment of the full contract price.
 - C. All charges shall be due and payable when the hole is finished or when the machine leaves the job, whichever is first in time.
 - D. Purchaser agrees that overdue payments shall draw interest at the rate of eight per cent per annum until paid and that if suit be commenced or other legal proceedings be taken to enforce the payment of any amount due or any other provision of this agreement that he will pay a reasonable attorney's fee, and the costs of any such proceeding.
 - E. No provision herein contained shall be construed as an election of any remedy which the Drilling Contractor might have at law or equity, and time and the terms, covenants and conditions are hereby made the essence of this agreement.
 - F. If Purchaser does not pay the agreed price for said hole in the manner herein provided as follows:

1/2 full amount on completion of hole & 1/2 full amount 15 days later

the Drilling Contractor shall at any time after ten (10) days of Purchaser's default in payment as herein provided have the right and permission to go upon the premises without guilt of trespass and reclaim and recover any materials installed by Drilling Contractor in the hole, including casing. It is specifically agreed that casing placed in hole by Drilling Contractor shall be deemed personal property unattached to the realty until fully paid for as provided herein.

- G. Purchaser hereby grants to Drilling Contractor the right of ingress and egress upon any of Purchaser's land necessary or convenient to reach the site of the well and to carry out the provisions of this agreement.
- H. The Purchaser takes full responsibility for selecting the site of the well, and any statements made by the Drilling Contractor are suggestions only and shall not be construed as representations as to where the well should be drilled.
- I. Purchaser represents that he is the legal and record owner of the property upon which the well is to be drilled, or that he holds equitable title under the following facts:

- J. The Drilling Contractor agrees that the Purchaser will not be responsible in case of accident or injury to persons or employees in connection with the drilling operations.
- K. The Drilling Contractor shall not be responsible for damages or delays caused by fire, earthquakes, war, strikes, material shortage or theft, or other causes beyond the control of the Drilling Contractor.
- L. The Drilling Contractor further agrees to comply with the standards set up by the Idaho Drillers Association, Inc., and it is mutually agreed that the inspection provision at the commencement of this contract is hereby made a part hereof.

IN WITNESS WHEREOF, The parties have hereunto set their hands this 23 day of Feb, 1951

David L. McDaniel
Witness

Andrew P. Sullivan
Drilling Contractor
Nikam Bhu
Purchaser

ORIGINAL

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PROFILE

Memo to File: The following letter date November 6, 2002, was sent out to the claimants and no response was received back to Intrepid.

November 6, 2002

Dear Sir or Madam:

Intrepid Technology and Resources, Inc. (ITR) has been contracted by the Idaho Department of Water Resources (IDWR) to verify information in the State's records regarding the enclosed claim(s). This letter is being sent to the address of record for the enclosed claim(s).

In June or July of 2002, ITR employees visited the point(s) of diversion for the claim(s) in question. The purpose of this letter is to follow up on that visit, and ask for your input to verify the boundary of the area irrigated by each point of diversion. IDWR has supplied the enclosed maps and/or aerial photographs. The points of diversion (wellheads, dams, etc.) are indicated as circles. The irrigated areas are traced with bright yellow lines.

Please take the time to review the map, and correct any inaccuracies by marking changes on the map, and sending the map and claim file back to us in the enclosed postage-paid envelope.

If the claim is no longer in use, please note it on the claim file and return it to us in the enclosed envelope.

This applies only to the enclosed claim file. Water rights or claims not included with this package will be dealt with separately. Please DO NOT mark wells, diversions, or irrigated areas not specifically addressed in this package.

If you have any questions about the letter itself or how to respond, please call Doug Larsen or myself at 208-529-5337. We will be happy to discuss it with you.

Sincerely,

Shaun Dustin, PE
Intrepid Technology & Resources, Inc.

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PROFILE



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 23-27



RIGHT ID 25 4288

POD ID 131227

Folder No. A2504288

Claim Status In Use

IDTMEAST 683042

IDTMNORTH 282575

GPSID A0011990

Diversion Description

226' X 18" WELL W/ 75HP TURBINE PUMP AND 25HP BOOSTER. SPRINKLER.

Assumptions

Assume original diversion description information is accurate. Assume pressure head.

Invoice #

2000-055-23-27-0

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missing)
Phase-III (Complete w/issues)

Linked

Photos\25-4288-001.JPG Photos\25-4288-003.JPG

Photos

Photos\25-4288-002.JPG

GPS Accuracy (ft)

17 Feet

Date (M/D/Y)

07-22-02

Time

14:39

Flow Rate (CFS)

3.13

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
- ☐ Half full
- ☐ More than half full
- ☐ Full

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP 150

Pressure Head (psi) 30

Elevation Head (ft) 226

Motor Mfg Agri-Inject

Motor Serial #

Pump Type Vertical Turbine

Pump Mfg Fairbanks Morse

Pump Serial# F.354286

New Contact Information ☐

New Contact Comments

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SCANNED FOLDER NO. A2504288

OCT 04 2004

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AJ5809NP
No. A25-04288

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 110

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLYDE A COOK	05/01/1959	IRRIGATION	04-01 11-01	2.340 CFS	
C	LA RAE L COOK					
C	RONALD LEE LOVELL					
C	TAMARA LOVELL					
	PO BOX 566					
	RIRIE ID 83443					
	(208) 538-7215					
				TOTAL DIVERSION:	2.340 CFS	
				CONSUMPTIVE USE:		292.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T03N R40E S03 SESWNE BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: SUM
03N	40E	3	: 01-38	02-39			40	:				:				: 117.0
															TOTAL ACRES	117.0

POU County: BONNEVILLE

Non-Irrigation Uses: NONE

Other Rights: 25-02109, 02118 FROM SAME WELL

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-02109

Other Water Rights Listing Overlapping Place(s) of Use:
A25-13388Z1

Remarks: GEN CHANGED OWNERSHIP PER REQUEST/JH/8-28-98

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 11/16/88 VERNER 03/29/95 POST-STD 08/28/98 JHOAGLAN

CLAIM TO A WATER RIGHT AMENDED

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Mailing Address)

tributary to

[illegible]

(7) If you are claiming water as a member of an organization, list name of organization: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 4, 1998

CLYDE & LA RAE COOK
RONALD & TAMARA LOVELL
PO BOX 566
RIRIE ID 83443

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A25-02109,
A25-02118, A25-04288, A25-11190

Dear Messrs. & Madames Cook & Lovell:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG GT 8/11/98

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

RECEIVED
AUG 10 1998
Department of Water Resources
Eastern Region

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

1. Water Right Number(s) A2R A2R OK A2R
Adjudication Claim Number(s) A25-02109 A25-02118 A25-04388
~~A25-02110~~ A25-11190 A25-11188
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Rendon Lovell
4. New Owner/Claimant(s) Clyde Cook & La Rae Cook / Ronald Lovell + Tamara Lovell
Name connector (Check one): [] AND, [] OR, [] AND/OR
 New Mailing Address P.O. Box 566
 City, State and ZIP Code Ririe, Idaho 83443
 New Telephone Number (208) 538-7215
5. Date you acquired the property June 19, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) _____ Date _____
 _____ Date _____
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 20, 1998

CLYDE COOK
PO BOX 566
RIRIE ID 83443

RE: CHANGE IN OWNERSHIP FOR A25-02109, A25-02118,
A25-04288

Dear Mr. Cook:

It has come to our attention that you may have recently purchased a tract of land in Bonneville County. The property to which I am referring was most recently owned by Rendon Lovell. The legal description is as follows:

T06N R40E S22 NE1/4 NW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 20, 1998

RONALD LOVELL
PO BOX 533
RIRIE ID 83443-0533

RE: CHANGE IN OWNERSHIP FOR A25-02109, A25-02118,
A25-04288

Dear Mr. Lovell:

It has come to our attention that you may have recently purchased a tract of land in Bonneville County. The property to which I am referring was most recently owned by Rendon Lovell. The legal description is as follows:

T06N R40E S22 NE1/4 NW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure(s)

4288
May 6, 1991

RENDON D LOVELL
PO BOX 7
RIRIE ID 83443

RE: **Evidence of Priority**

Dear Mr. Lovell:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the **Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.**

Please submit the required evidence supporting the priority date by **June 6, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

MICROFILMED
NOV 10 1992

Rendon D. Lovell

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-04288
RENDON D. LOVELL
MARILYN LOVELL
P.O. BOX 7
RIRIE ID 83443

MICROFILMED
NOV 10 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 25-4288
Date Received: 11/16/1988
Receipt No: E004089
Received By:

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

1. Name of Claimant(s)

LA RAE L COOK Phone: (208)538-7215
PO BOX 566
RIRIE ID USA 83443

RONALD L LOVELL Phone: (208)538-7215
PO BOX 566
RIRIE ID USA 83443

TAMARA LOVELL Phone: (208)538-7215
PO BOX 566
RIRIE ID USA 83443

CLYDE A COOK Phone: (208)538-7215
PO BOX 566
RIRIE ID USA 83443

2. Date of Priority: 05/01/1959

3. Source: GROUND WATER , GROUND WATER Trib. to:

4. Point of Diversion

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	40E	3	SE SW NE	BONNEVILLE	
03N	40E	3	NW SE SE	BONNEVILLE	

5. Description of diverting works:

226 X 18 WELL W/ 75HP TURBINE PUMP AND 25HP BOOSTER. SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.34	

7. Total Quantity Appropriated is:
2.34 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

PROFILED
SCANNED

OCT 04 2004

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
03N	40E	3	NE	NE	1	IRRIGATION	38
			NW	NE	2	IRRIGATION	39
			SE	NE		IRRIGATION	40
Section Acres						117	
Total Acres						117	

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

AMENDED CLAIM TO ADD P/D.

CHANGED OWNERSHIP PER REQUEST/JH/8-28-98

15. Basis of Claim: Statutory Claim

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): *[Signature]* Date: 18 Feb 2004

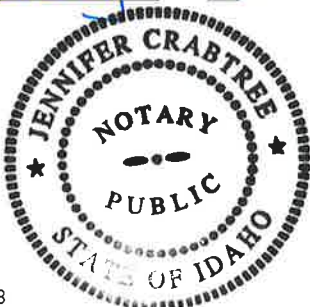
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18th
of February 2004

Jennifer Crabtree
Notary Public

Residing at Idaho Falls

My commission Expires 9/23/09



AJ0749NP
No. A25-04288

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

DATE: 08/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLYDE A COOK	05/01/1959	IRRIGATION	04-01 11-01	2.34 CFS	
C	LA RAE L COOK					
C	RONALD LEE LOVELL					
C	TAMARA LOVELL					
	PO BOX 566					
	RIRIE ID 83443					
	(208) 538-7215					
				TOTAL DIVERSION:	2.34 CFS	
				CONSUMPTIVE USE:		292.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T03N R40E S03

SESWNE

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
03N	40E	3	:	01-38	02-39			40	:											:	117.0	
																				:	117.0	
																				:	TOTAL ACRES	117.0

POU County: BONNEVILLE

Non-Irrigation Uses: NONE

Other Rights: 25-02109, 02118 FROM SAME WELL

Remarks: GEN CHANGED OWNERSHIP PER REQUEST/JH/8-28-98

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

8/18/2003
Talked to Clyde
re: EOP.

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: A25-04288
Date Received: 11/16/1988
Receipt No: 6004089
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RENDON D. LOVELL 208-538-6241
Address: P.O. BOX 7
RIRIE, ID 83443
OR
Name: MARILYN LOVELL 208-538-6241
Address: P.O. BOX 7
RIRIE, ID 83443

2. Date of Priority: MAY 01, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	40E	3	SE	SW	NE		BONNEVILLE

5. Description of diverting works:
226' X 18" WELL W/ 75HP TURBINE PUMP AND 25HP BOOSTER. SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.340		

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

8. Total consumptive use is 292.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A2504288



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
03N	40E	3	NE	NE	1	IRR	38.0
			NW	NE	2	IRR	39.0
			SE	NE		IRR	40.0
					Section Acres		117.0
					Total Acres		117.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
25-02109, 02118 FROM SAME WELL

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: 1

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): Brendon Lovell Date: 11-16-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16 day
of November 19 88

[Signature]
Notary Public

Residing at Booke Falls, ID
My Commission Expires 22 Aug 1994

