

07/21/2004

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

RIGHT NUMBER: 25-7180

NAME AND ADDRESS: HAMILTON LAND & LIVESTOCK LTD
C/O CLARK HAMILTON
17122 E OLD RIRIE HWY
RIRIE ID 83443

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.230 CFS
409.500 AFY

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: 10/26/1979

POINT OF DIVERSION:

T03N R40E S1 NWNESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

5/01 10/01

2.230 CFS
409.50 AFY

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T03N R40E S01	NESE	35.0	T03N R40E S01	NWSE	29.0
T03N R40E S01	SWSE	29.0	T03N R40E S01	SESE	24.0

117 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: License



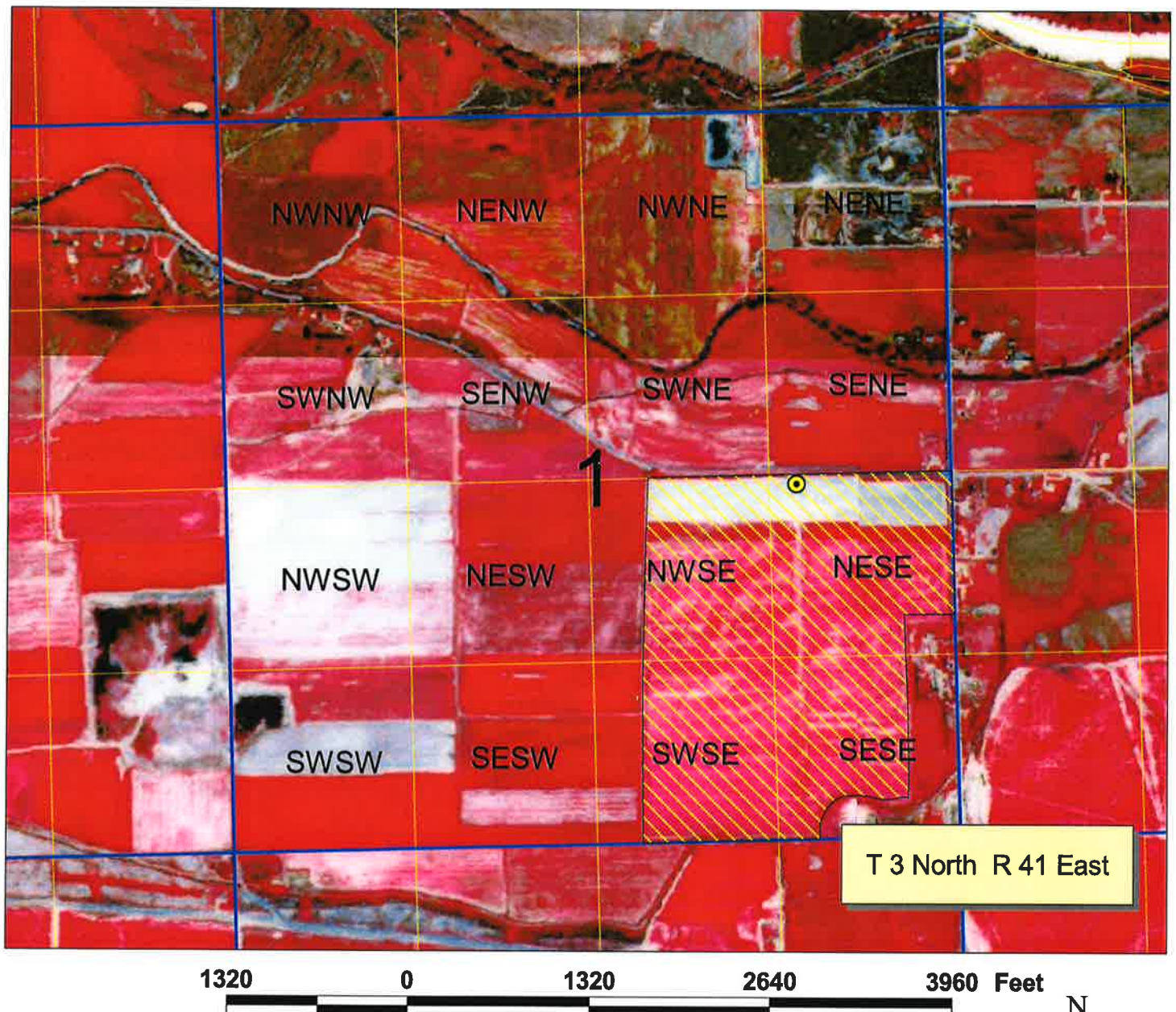
State of Idaho

Department of Water Resources

Eastern Region

PROFILED

Water Right(s): 25-7180



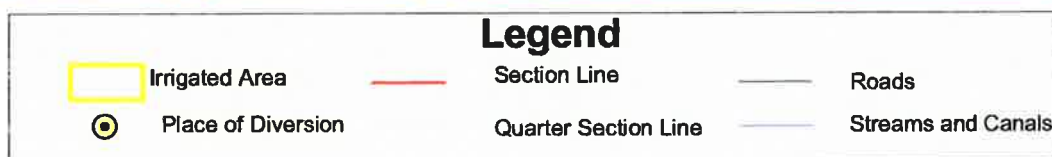
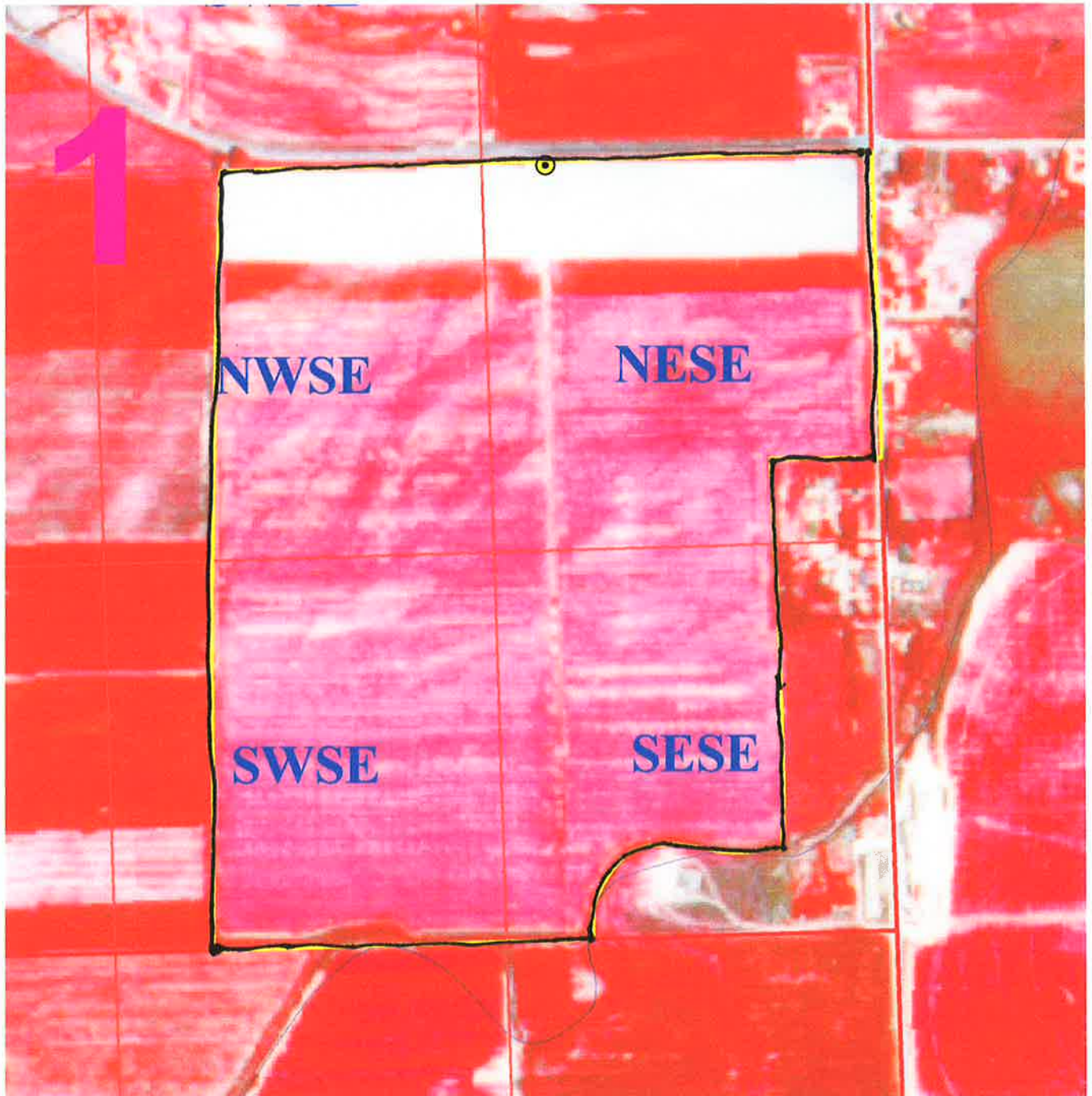
T 3 North R 41 East

- Point of Diversion
- Place of Use
- Sections
- QQ

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: July 2004

Water Right Claim Number 25-07180
Township , 3N40E

12/06/2000

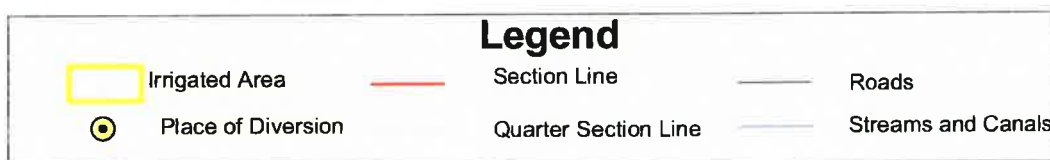
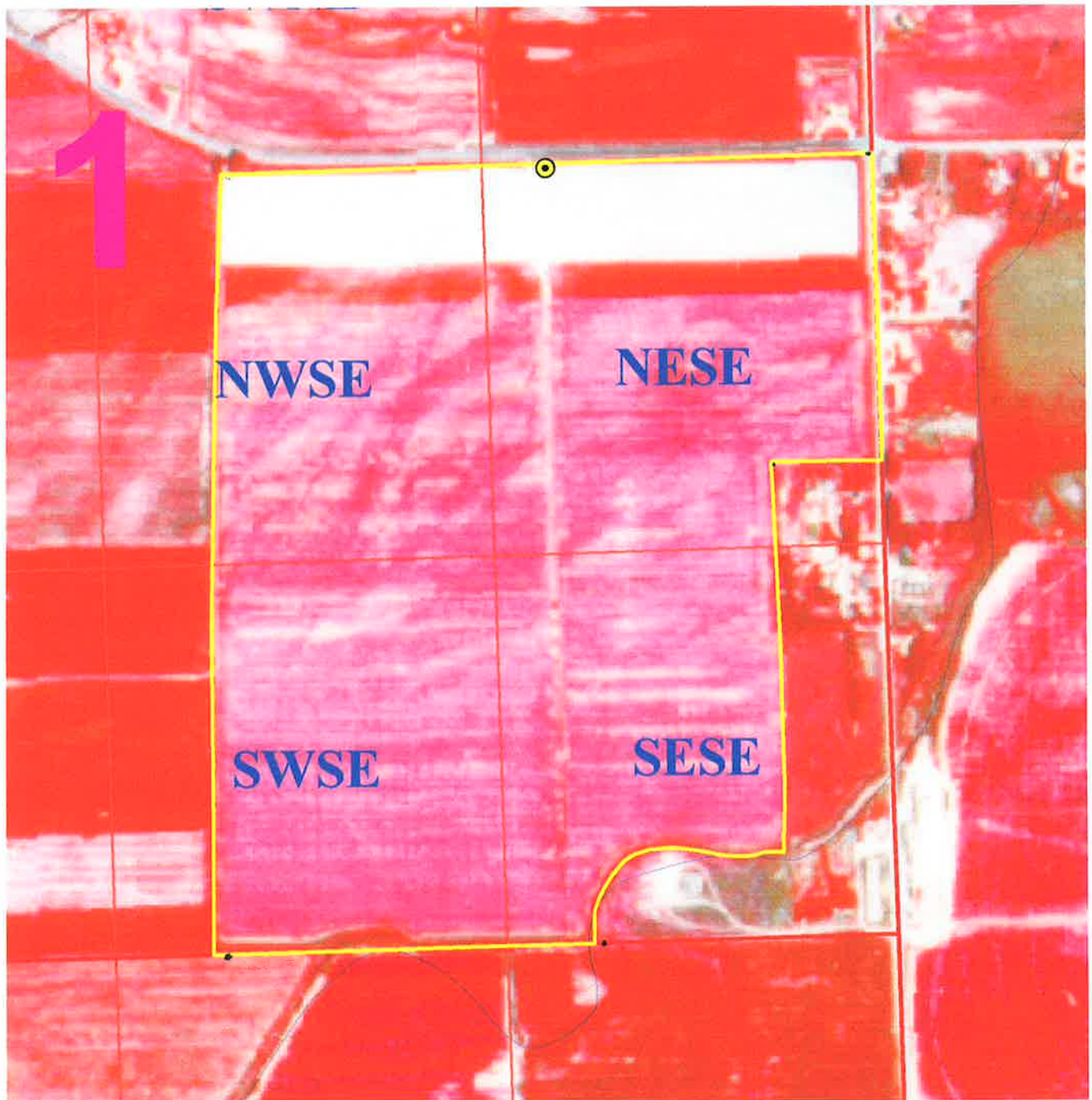


SPATIAL
DYNAMICS



Water Right Claim Number 25-07180
Township , 3N40E

12/06/2000

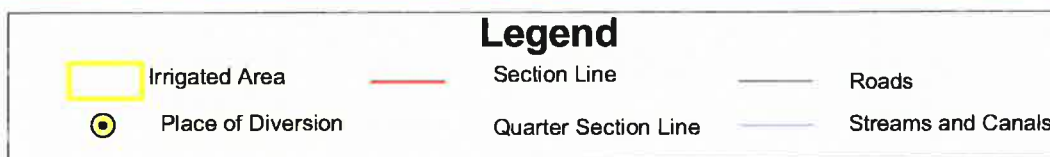
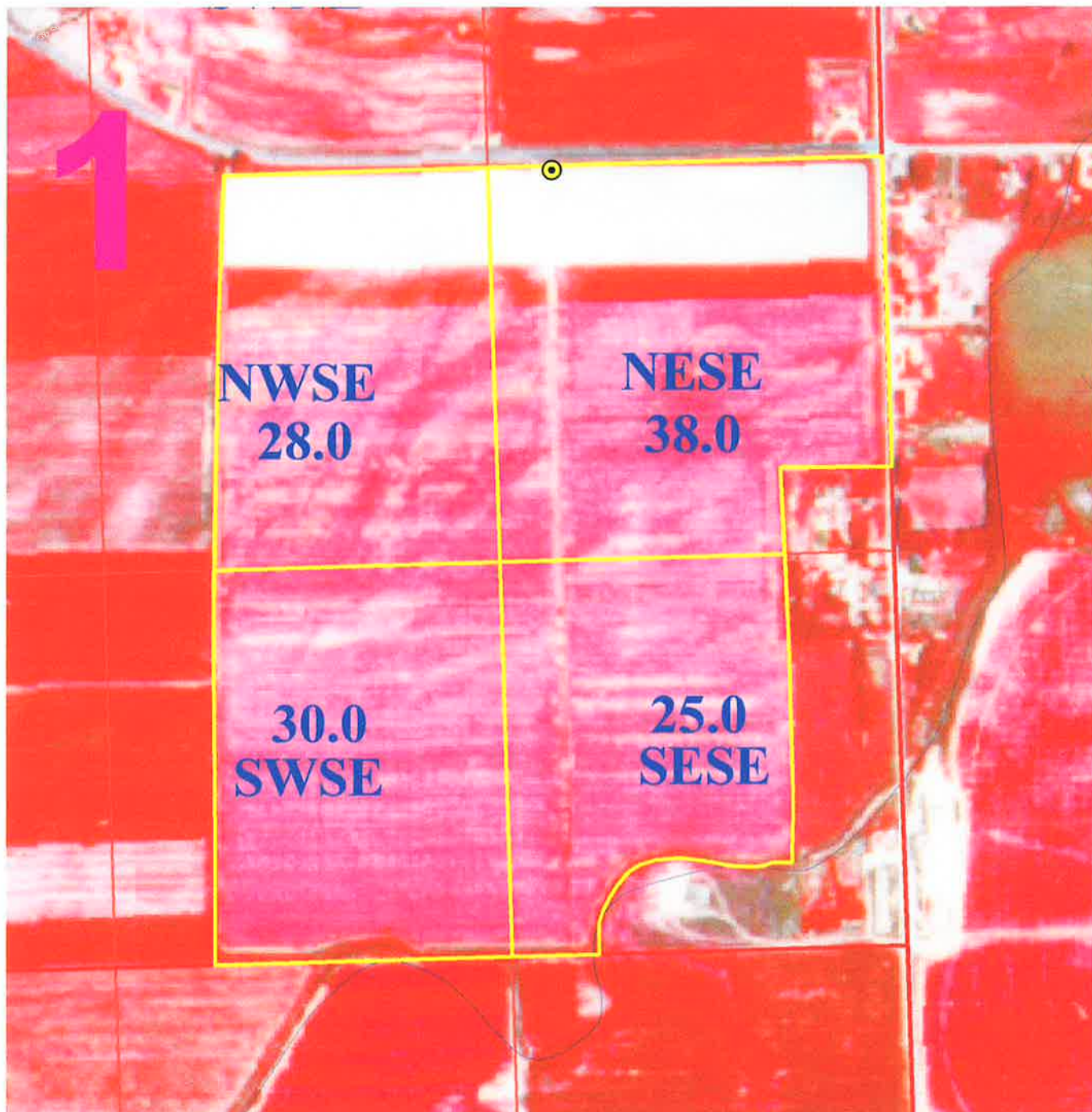


SPATIAL DYNAMICS



Water Right Claim Number 25-07180
Township , 3N40E

12/06/2000



SPATIAL
DYNAMICS





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 5, 2001

SHARON LEE HAMILTON
CLITUS HAMILTON
HAMILTON LAND & LIVESTOCK
4850 W 13400 S
RIVERTON UT 84065

RE: OWNERSHIP CHANGE FOR WATER RIGHTS 25-2108, 25-2115A,
25-2162, 25-7067, 25-7102A, & 25-7180

Dear Mr. & Mrs. Hamilton:

I am returning the above referenced requests received in our office on January 3, 2001. The ownership was already changed to Hamilton Land and Livestock in 1999 and 2000.

I have enclosed copies for your records. Please note some of the right numbers have changed. 25-2108 was renumbered to 25-2108B and 25-2108C as a result of an administrative transfer. 25-2162 was split by a change of ownership into 25-2162A and 25-2162B. The property retained by the Hamilton's is the B portion.

I hope this updates you on the status of these rights.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

Log for claim 25-07180

Spatial Dynamics CAT

12/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03n40e	1	NESE	35	38	
03n40e	1	NWSE	29	28	
03n40e	1	SWSE	29	30	
03n40e	1	SESE	24	25	
Totals:			117	121	



A250 7180

40 H.P. NEWARK pump. SN# 364U PDD 3172P3.

Tag # AO 009511 photo # 13. TAKE IN N.E. DIRECTION

8" pump To 10" main line

G.P.S. 0686450
0282443

DATE: 10/24/00
PAGE: 135

Audit: 07/19/89 OLENICHA 03/29/95 POST-STD 09/13/99 JHOAGLAN

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07180

Priority: October 26, 1979 Amount: 2.23 CFS 409.5 AFA

This is to certify, that AMLE LONDON
RT. 2 BOX 270B
RIGBY, ID 83442

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated October 26, 1979, and
has submitted proof to the Department of Water Resources on November 6, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of 2.380 cfs of water from a GROUNDWATER
source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	05/01 to 10/01	2.23 CFS	409.5 AFA

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 1, Township 03N, Range 40E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	40E	1	NESE 35	NWSE 29	SWSE 29	117
			SESE 24			

Total number of acres irrigated: 117

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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 the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 24th
day of MARCH, 1989.

MICROFILMED

Acting for the

Director

Donna C. Young

MAR 30 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Amle Landon Phone 538-7943

Post office address Rt. #2, Box 270 B, Rigby, Idaho 83442

2. Source of water supply ground water which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 1 Township 3N

Range 40E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.23 for irrigation purposes from 5/01 to 10/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.23 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pumping into buried steel
mainline, with side roll laterals

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 12 inches; proposed depth of well is 90 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

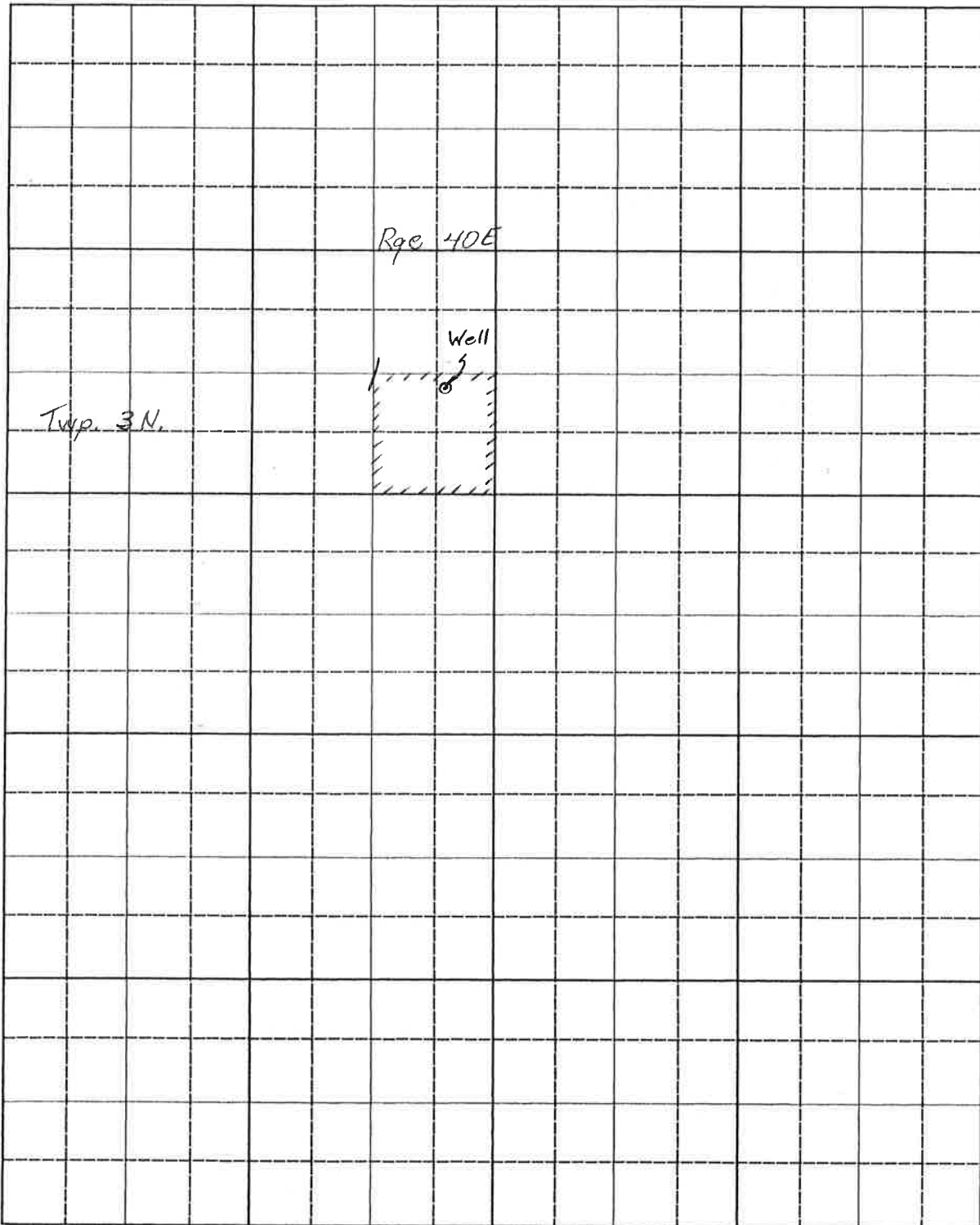
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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



Scale: 2 Inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Amie Landon
(Applicant)

JUN 2 1986

BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 25-7180

Phone No. 538-7318

1. Owner: Anne Landon Phone No. 538-7318
Current Address: Rt 2 Box 270B Right Id 88442
2. Accompanied by: Anne Landon EXAM. DATE: 9 Aug 1985
Address: SAME Phone No. _____
Relationship to Permit Holder: SAME
3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	100	ENJS1440	Quincy	37771561

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Flow STATION	Annubar	Dietrich	7517-316-SS	191147	1002	
Manometer						

7. Measurements $9 \frac{5}{8}''$ id ☐ Additional data/computation sheets attached

$$35.8 - 26.8 = 9.0$$

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals	
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4		
3N	40E	1														35	29	29	24	117
Total Acres																			117	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

25-7180

Permit No.

JUN 2 1986

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$Q = 3.85 (i.d.)^2 \sqrt{Y} (K)$ where $i.d.$ = inside diameter of pipe = 9.75"
 Y = Δ head in inches of water = 9.0"
 K = meter correction factor = 1.0

$Q = 3.85 (9.625)^2 \sqrt{9} (1.0) = 1,070.0 \text{ gpm}$ for
 $= 2.38 \text{ cfs}$ manometer

$0.02 \text{ cfs/ac} \times 117 \text{ ac} = 2.34 \text{ cfs}$

But limited by permit to 2.23 cfs

b) Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 117 \times 3.5 = 409.5$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.23 \times 153 \times 1.9835 = 676.7$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 409.5 \text{ afa}$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 01-0202

b) Other water rights with same point of diversion: None

c) Analysis: R 30

MICROFILMED

MAR 30 1989

25-7180

R40E

T4N

36
21

36 31
16

Lot 4

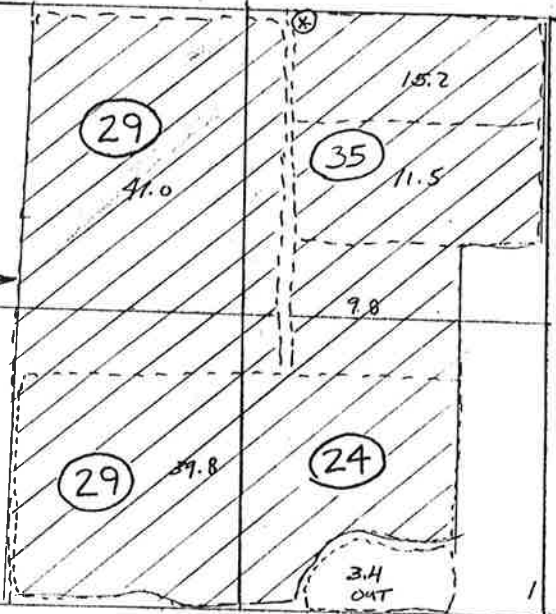
Lot 3

Lot 2

Lot 1

T3N

PLACE OF USE



RECORDED

25-7180

MAR 30 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

HAMILTON LAND & LIVESTOCK
4850 W 13400 S
RIVERTON UT 84065

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A25-02108C,
A25-07067, A25-07102A, A25-07180

Dear Mr. Hamilton:

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

The enclosed reports show this change along with the elements of the water rights being claimed. Please review these reports and contact this office if there are corrections or questions.

Please keep these reports for your records.

Please note that A25-02108A was renumbered to A25-02108C and A25-02108C was changed to reflect you as the new owner. Copies of both rights are enclosed for your review.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

OK per Ernie
RECEIVED
AUG 30 1999
 Department of Water Resources
 Eastern Region

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

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) A25-02162, A25-07067, A25-07180,
 Adjudication Claim Number(s) A25-02108A, A25-07102A
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) Amie Landon.

12444 N 175 E Rivie ID

4. New Owner/Claimant(s) Hamilton Land & Livestock

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address 4850 W 13400 S

City, State and ZIP Code Riverton UT 84065

New Telephone Number (801) 254-3511

5. Date you acquired the property July, 1999.

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) Hamilton Land & Livestock Date 8-30-99

Robert Hamilton Gen Partner Date 8-30-99

- (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
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

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 25-7180
Date Received: 7/20/1989
Receipt No: E009530
Received By:

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

1. Name of Claimant(s)

HAMILTON LAND & LIVESTOCK LTD Phone: (208)538-7725
C/O CLARK HAMILTON
12444 N 175 E
RIRIE ID USA 83443

2. Date of Priority: 10/26/1979

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	5/01	10/01	2.23	409.5

7. Total Quantity Appropriated is:

2.23 C.F.S. and/or 409.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
03N	40E	1	NE SE	IRRIGATION	35
			NW SE	IRRIGATION	29
			SW SE	IRRIGATION	29

SE	SE	IRRIGATION	24
		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:

CHANGED OWNERSHIP PER REQUEST/JC/9-13-99

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.

15. Basis of Claim: License

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.

AUG 01 2001

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: A25-07180

Date Received: 7/19/1989

Receipt No: E009530Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AMLE LANDON
Address: 12444 N. 175 E.
RIRIE, ID

208-538-7318

83443

2. Date of Priority: OCT 26, 1979

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	2.230		409.50

7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) 409.50 A.F.A.

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

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	40E	1	NE	SE		IRR	35.0
			NW	SE		IRR	29.0
			SW	SE		IRR	29.0

A25-07180

Page 1

Date: 07/19/89

MICROFILMED
NOV 10 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	40E	1	SE	SE		IRR	24.0

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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): Amie Landon Date: 7/19/89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th day

of July 19 89

Anthony S. Clements
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 9/12/1994

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAMILTON LAND & LIVESTOCK 4850 W 13400 S RIVERTON UT 84065 (801) 254-3511	10/26/1979	IRRIGATION	05-01 10-01	2.230 CFS	409.50 AFA
				TOTAL DIVERSION: CONSUMPTIVE USE:	2.230 CFS	409.50 AFA 292.50 AFA

Stage: LICENSE

BONNEVILLE County

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
03N	40E	1	:					:					:					:	35	29	29	24	:	117.0	
																							TOTAL ACRES		117.0

Other Rights: NONE

R30 - 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.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

441

442

42' 30"

444

445

