

03/11/2008

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

RIGHT NUMBER: 27-4M

NAME AND ADDRESS: MARK B PRATT  
279 N 400 E  
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.500 CFS

PRIORITY DATE: 06/01/1885

POINT OF

DIVERSION: T02S R37E S17 NWSW Lot 3 Within BINGHAM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.500 CFS

PLACE OF USE: IRRIGATION in BINGHAM County

T02S R36E S23

NENW 14.00

14 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 - Decreed

WATER IS DELIVERED THROUGH BLACKFOOT SLOUGH.

SCANNED

MAR 14 2003



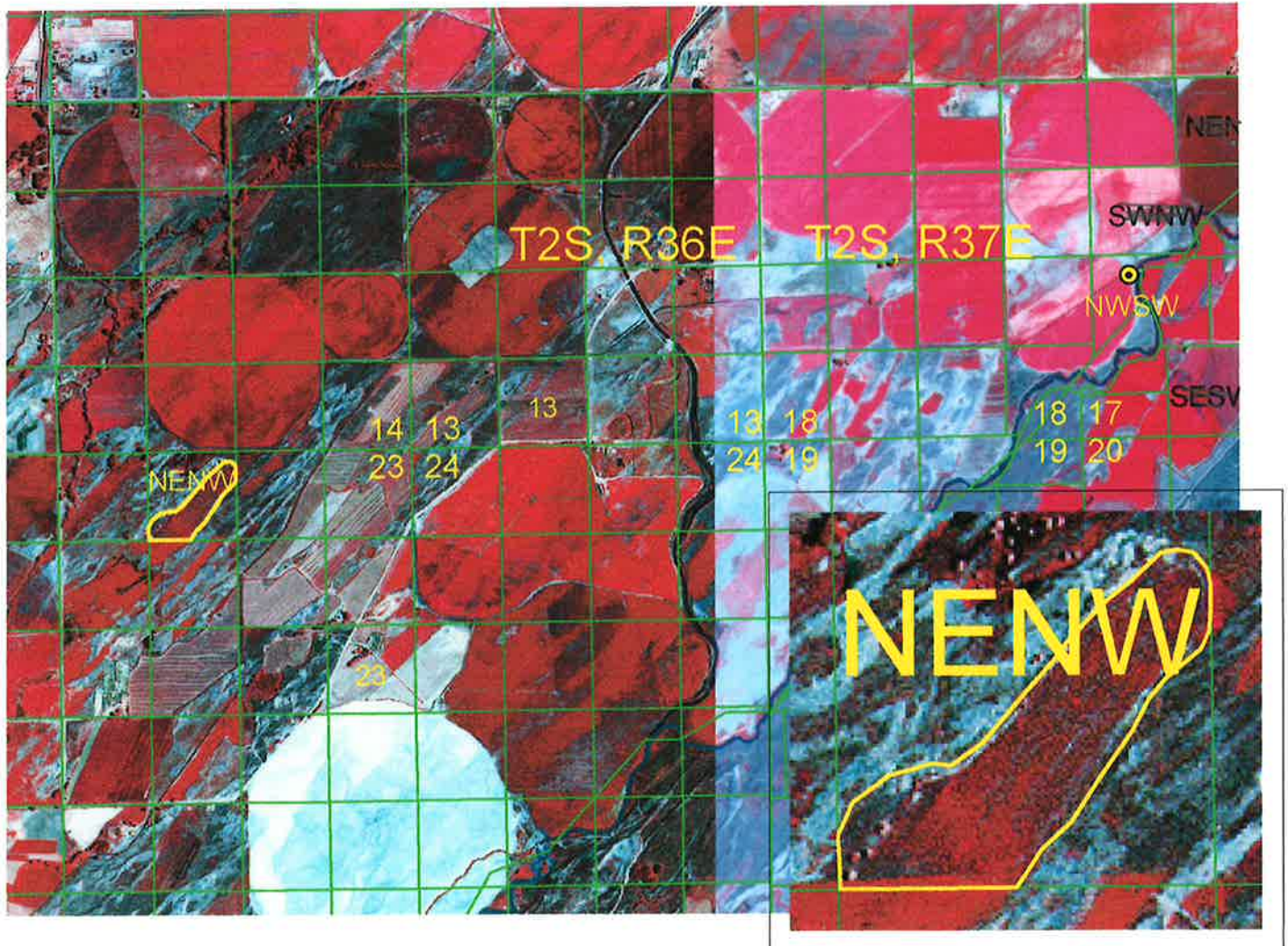
# STATE OF IDAHO

Department of Water Resources

Eastern Region



## Water Right(s) 27-4M



IRRIGATED ACRES 14.0

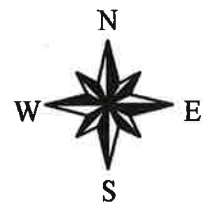
3000 0 3000 6000 Feet

### LEGEND

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

Place of Use: T2, R36E  
(part of) Sec. 23, NENW.

Point(s) of Diversion: T2S, R37E:  
Sec. 17, NWSW, L-3.



GIS Place of Use Illustration  
1987/88 NAPP Photography  
Prepared by: B. Payne  
Date: April 2005.

PROFILED

SCANNED

DEC 23 2005

# PEDIGREE

PRIORITY DATE

06/01/1885

|              |                |                |                                            |            |                        |
|--------------|----------------|----------------|--------------------------------------------|------------|------------------------|
| 27-00004(WR) | 27-00004a (WR) | 27-10293       | renumbered to                              | 27-00004v  | renumbered to 27-12116 |
|              |                |                |                                            | 27-00004aa | disallowed             |
|              |                | 27-00004w      |                                            | 27-00004ab | disallowed             |
|              | 27-00004b (WR) |                |                                            |            |                        |
|              | 27-00004c (WR) | 27-00004ac     |                                            |            |                        |
|              | 27-00004d (WR) |                |                                            |            |                        |
|              | 27-00004e (WR) | 27-00004r      |                                            |            |                        |
|              |                | 27-00004f      |                                            |            |                        |
|              | 27-00004f (WR) |                |                                            |            |                        |
|              |                | 27-00004h      |                                            |            |                        |
|              | 27-00004g (WR) | 27-00004g      | renumbered to                              | 27-10539   |                        |
|              | 27-00004h (WR) | 27-10505       |                                            |            |                        |
|              |                | 27-10388       |                                            |            |                        |
|              |                | 27-10390       |                                            |            |                        |
|              | 27-00004j (WR) | 27-00004t      | renumbered to                              | 27-12064   |                        |
|              |                | 27-00004y      |                                            |            |                        |
|              |                | 27-00004z      |                                            |            |                        |
|              |                | 27-00004k      |                                            |            |                        |
|              | 27-00004k (WR) |                |                                            |            |                        |
|              |                | 27-10389       | Combined with 27-00004r then renumbered to | 27-12064   |                        |
|              | 27-00004l (WR) | 27-00004l      |                                            |            |                        |
|              |                | 27-00004N (WR) |                                            |            |                        |
|              | 27-00004m (WR) | 27-00004P (WR) |                                            |            |                        |
|              |                | 27-00004Q (WR) |                                            |            |                        |
|              |                | 27-00004n      | renumbered to                              | 27-00004u  | renumbered to 27-12029 |
|              | 27-00004n (WR) |                |                                            |            |                        |
|              |                | 27-00004p      | renumbered to                              | 27-12030   |                        |
|              | 27-00004q (WR) | 27-00004q      | renumbered to                              | 27-12027   |                        |
|              |                | 27-10555       |                                            |            |                        |
|              |                | 27-10116       |                                            |            |                        |
|              |                | 27-10362       |                                            |            |                        |
|              | 27-00004s (WR) |                |                                            |            |                        |
|              |                | 27-10728       |                                            |            |                        |
|              |                | 27-10790       |                                            |            |                        |
|              |                | 27-11236       |                                            |            |                        |
|              | 27-00004t (WR) |                |                                            |            |                        |
|              |                | 27-00004s      |                                            |            |                        |
|              | 27-00004u (WR) |                |                                            |            |                        |
|              |                | 27-00004m      |                                            |            |                        |

| 27-00004 | Water right # | to adjudication #                             | Miscellaneous info      |
|----------|---------------|-----------------------------------------------|-------------------------|
|          | 27-00004a     | 27-10293                                      | renumbered to 27-00004v |
|          |               | 27-00004w                                     | 27-00004aa disallowed   |
|          |               |                                               | 27-00004ab disallowed   |
|          | 27-00004b     |                                               |                         |
|          | 27-00004c     | 27-00004ac                                    |                         |
|          | 27-00004d     |                                               |                         |
|          | 27-00004e     | 27-00004r                                     |                         |
|          | 27-00004f     | 27-00004f                                     |                         |
|          |               | 27-00004h                                     |                         |
|          | 27-00004g     | 27-00004g                                     | renumbered to 27-10539  |
|          | 27-00004h     | 27-10505                                      |                         |
|          | 27-00004j     | 27-10388                                      |                         |
|          |               | 27-10390                                      |                         |
|          |               | 27-00004t                                     | renumbered to 27-12064  |
|          |               | 27-00004y                                     |                         |
|          |               | 27-00004z                                     |                         |
|          | 27-00004k     | 27-00004k                                     |                         |
|          |               | 27-10389                                      |                         |
|          | 27-00004l     | 27-00004l                                     |                         |
|          | 27-00004m     | 27-00004m split to n/p/q on water rights side |                         |
|          | 27-00004n     | 27-00004n                                     | renumbered to 27-00004u |
|          |               | 27-00004p                                     | renumbered to 27-12030  |
|          | 27-00004q     | 27-00004q                                     | renumbered to 27-12027  |
|          | 27-00004s     | 27-10555                                      |                         |
|          |               | 27-10116                                      |                         |
|          |               | 27-10362                                      |                         |
|          |               | 27-10728                                      |                         |
|          |               | 27-10790                                      |                         |
|          |               | 27-11236                                      |                         |
|          | 27-00004t     |                                               |                         |
|          | 27-00004u     | 27-00004s                                     |                         |
|          |               | 27-00004m                                     |                         |

04/22/2005

**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: 27-4M**

Gary L. Pratt  
486 East Weeding Lane  
Blackfoot, ID 83221  
Telephone Number: (208) 785-4245

Anita K. Pratt  
486 East Weeding Lane  
Blackfoot, ID 83221  
Telephone Number: (208) 785-4245

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: 7/16/05 SIGNATURE: Gary L Pratt - Anita K. Pratt

Please print your name: GARY L PRATT - ANITA K. PRATT

IDWR Regional Office, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, (208) 525-7161

**FILED**

**SCANNED  
DEC 23 2005**

*KMS  
7/29*

**WATER CLAIMS BASED ON STEVENS 27-4**  
**Sent to AG's Office 7/14/04**

**27-4N**                    **Don Esplin**  
449 West Locust  
Shelley, ID 83274  
Mortgage Farm Credit Services and Fielding, 9/14/95  
Notice of Change of Water Right Ownership 10/21/1998  
Letter IDWR re Change of Water Right Ownership to Fielding 9/22/1998  
Letter AG re proof of ownership 11/6/2003

**27-4AC**                    **Arvel Fielding**  
1115 East 1200 North  
Shelley, ID 83274  
Deed of Water Right of 50" of 1/6 interest of E.V. Call decreed to Fox & Whitten, 4/10/1964  
Letter AG re proof of ownership, 11/6/2003

**27-10790**                    **John Hamilton (deceased, wife is Eloise)**  
2000 Riverton Road  
Blackfoot, ID 83221  
Letter IDWR CB re POU 8/12/2003  
Postscript to copy of 8/12/2003 letter by Claimant re sending list of Miner's Ditch Water. 10/2/2003  
Letter AG to Claimant re proof of ownership 11/6/2003  
Letter from Claimant asking for help in reply to AG letter 11/13/2003  
Letter IDWR CB to Claimant re evidence of priority 12/9/2003

**27-10878**                    **Little Butte Irrigation Co.**  
P. O. Box 580  
Blackfoot, ID 83221  
Letter AG re proof of ownership 11/6/2003  
File Note: Field exam by Skip Jones 5/21/04. He resent the 11/6/03 letter

**27-4AA**                    **James Marriott**  
799 West 200 South  
Blackfoot, ID 83221  
Notice of Change of Water Right Ownership (Bell to Gundersen) 10/7/1999  
Letter IDWR Jennifer Crabtree re Change of Ownership 11/18/1999  
Letter AG re proof of ownership 11/6/2003  
Copy of Watson Slough Ditch Company Certificate for 26 shares 5/17/2002  
Warranty Deed McGovern to Marriott, 6/29/1978  
"Letter" Watson Slough Ditch Company re results of research of ditch company records, 11/24/2003

**27-10728**                    **Eldro B. Pratt**  
486 E. Weeding Lane  
Blackfoot, ID 83221  
Amended claim in file, 3/3/04  
Notice of Change of Water Right, Nauman to Eldro Pratt 1/17/1995  
Letter from Jo Thompson to Claimant re ownership change 1/23/1995  
Letter IDWR Autumn Jones re address correction, 5/27/1999

Letter IDWR CB re documentation to substantiate water use, 8/12/2003  
Letter IDWR CB re Ownership change and change in POD/Source  
2/19/2004  
Warranty Deed Hansen to Twitchell 5/1/1958

**27-4M**

**Gary L. Pratt**  
486 E. Weeding Lane  
Blackfoot, ID 83221

Letter AG re proof of ownership 11/6/2003  
File Note: Claimants claim in. Still need evidence to support the ownership of tis right. On the WR side this claim (4M) was transferred and split to (N,P,Q,R). So the M portion doesn't exist. They are going to go to the Courthouse to find additional evidence and mail it to me.  
Adjusted POU map marked. According to Gary this soil is sandy and requires all the water to irrigate and convey down the ditch. 3/3/04. CB

**27-4P**

**Sherman Whitten**  
315 North 400 East  
Blackfoot, ID 83221

Letter AG re proof of ownership 11/6/2003  
Warranty Deed Francis Whitten to Sherman Whitten 4/24/2002 (Filing # 512182)  
Warranty Deed Francis Whitten to Shermwn Whitten 4/24/2002 (Filing #512183)  
Notice of Change in Water Right Ownership Francis Whitten to Sherman Whitten, 11/10/2003  
File Note: According to Water Masters Report Sherman is being delivered water from 27-23 not 27-4. CB

## Notes

11-6-03 A&J sent letter to Clammond. BT

3/3/04. Gary & Anita came into the office. we still need evidence to support the ownership of this right. On the water right side this claim (KM) was transferred and split to (N, P, R) So the M portion doesn't exist. They are going to go to the courthouse to find additional evidence and mail it to me.

Adjusted Poll map marked. CB  
According to Gary this soil is sandy and requires all the water to irrigate and convey down the ditch. CB

Response Date: 3/22/04 CB

## Period of Use and Quantity Data Entry Form

Claim Number: \_\_\_\_\_

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

### Water Right Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|           |       |     |      |        |
|           |       |     |      |        |
|           |       |     |      |        |

Overall Diversion Rate \_\_\_\_\_ Overall Diversion Volume \_\_\_\_\_

### Claimed Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|           |       |     |      |        |
|           |       |     |      |        |
|           |       |     |      |        |

Overall Diversion Rate \_\_\_\_\_ Overall Diversion Volume \_\_\_\_\_

### Recommended Period of Use and Diversion Rate

| Water Use  | Start | End   | Rate | Volume |
|------------|-------|-------|------|--------|
| Irrigation | 4/1   | 10/31 | 0.50 |        |
|            |       |       |      |        |
|            |       |       |      |        |

Overall Diversion Rate 0.50 Overall Diversion Volume \_\_\_\_\_

Document how the Period of Use and/or Diversion Rate were verified:

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Reviewer: CBDate: 4/22/05



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

November 6, 2003

Gary Pratt  
486 E. Weeding Lane  
Blackfoot, ID 8322

Re: Claim No. 27-4M

Dear Mr. Pratt:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 27 in the Snake River Basin Adjudication.

In order to make a complete and accurate recommendation of your water rights, each element of the water right must be proven. At this time, the Department does not have proof of ownership for your claim number referenced above. Please submit deed and proof of your ownership of the water right referenced above to the attention of Vicky Music, IDWR, 1301 N. Orchard, Boise, ID, 83706 Please submit your proof by **November 30, 2003.**

If you have questions regarding this request, please contact Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources at 208-547-3993 or you can contact me directly at 208-327-7900.

Very truly yours,

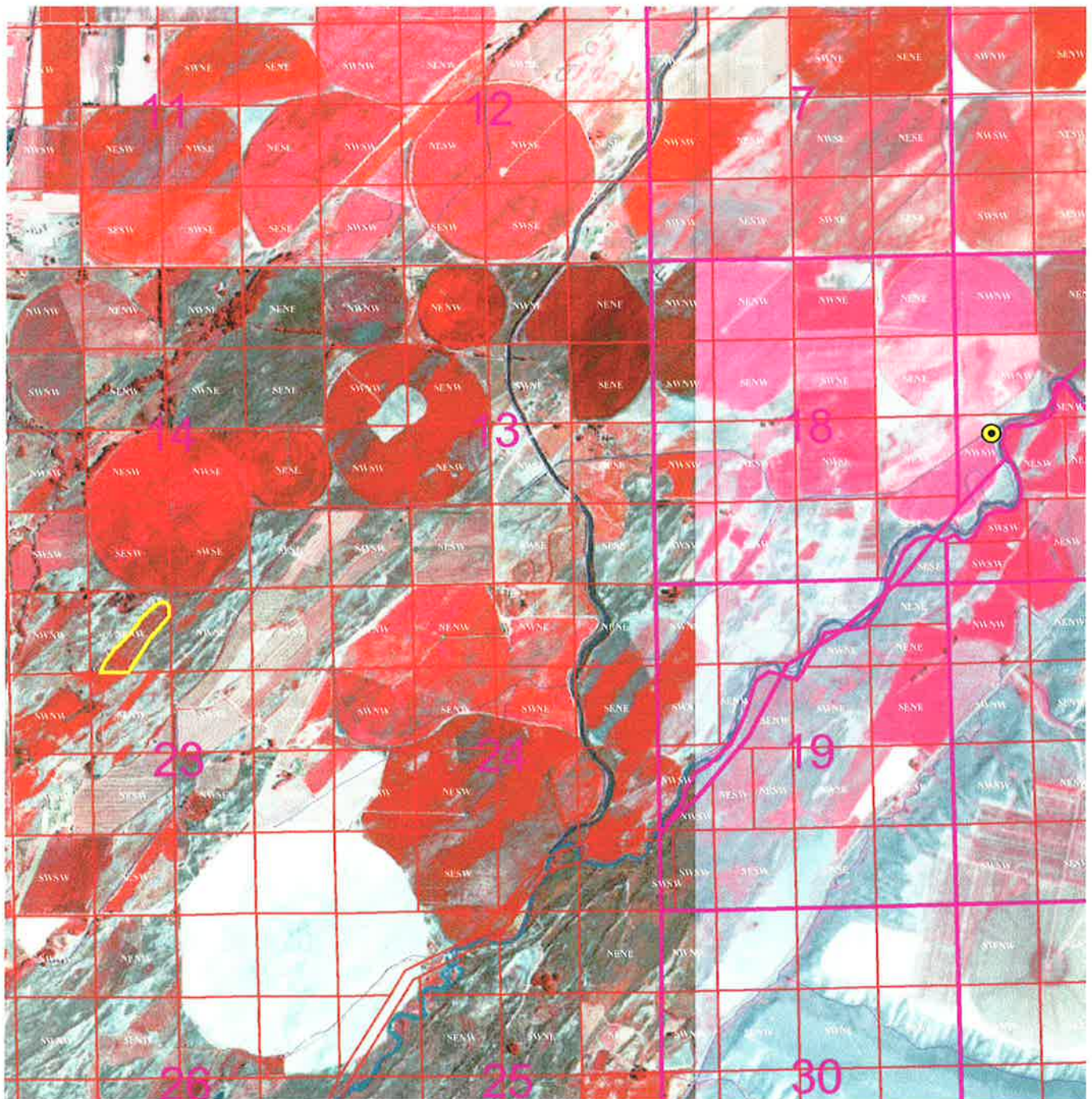
A handwritten signature in cursive script that reads "Susan Hamlin Nygard".

SUSAN HAMLIN NYGARD  
Deputy Attorney General  
Idaho Department of Water Resources

cc: Cindy Bird

# Water Right Claim Number 27-00004M Township , 2S36E

12/19/2000



1500 0 1500 3000 Feet



SPATIAL  
DYNAMICS

Water Right Claim Number 27-00004M  
Township , 2S36E

12/19/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals

**Legend**



SCANNED

JUL 13 2001

Log for claim 27-00004M

Spatial Dynamics LTD

12/19/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 02s36e  | 23  | NENW | 18               | 11             |         |
| Totals: |     |      | 18               | 11             |         |

AJ5809NP  
No. A27-00004M

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00  
PAGE: 9

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | GARY L PRATT       | 06/01/1885       | IRRIGATION | 04-01 11-01           | 0.500 CFS         |                     |
| C             | ANITA K PRATT      |                  |            |                       |                   |                     |
|               | 486 E WEEDING LN   |                  |            |                       |                   |                     |
|               | BLACKFOOT ID 83221 |                  |            | TOTAL DIVERSION:      | 0.500 CFS         |                     |
|               | (208) 785-4245     |                  |            | CONSUMPTIVE USE:      |                   | 45.00 AFA           |

Water Source: BLACKFOOT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T02S R37E S17 Lot03( NWSW)

BINGHAM 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 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 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 Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | SUM  |  |  |
| 02S                 | 36E | 23 | :                         | :                         | 18                        | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | 18.0 |  |  |
| TOTAL ACRES         |     |    |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           | 18.0                      |      |  |  |

POU County: BINGHAM

Non-Irrigation Uses: N/A

Other Rights: N/A

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

A27-00004P A27-00004U A27-00022D A27-00035D A27-02133 A27-10395

Remarks: GEN THIS CLAIM IS A PORTION OF DECREED WATER RIGHT 27-00004.  
INFORMATION TAKEN FROM CLAIMANTS' DEED.

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

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

Audit: 04/19/89 MEYER 09/27/94 JTHOMPSO 03/29/95 POST-STD



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

EASTERN REGION

March 11, 2008

MARK PRATT

279 N 400 E

BLACKFOOT ID 83221

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

RE: Notice of Change of Water Right Ownership (NCO) for 27-4M and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

  
Jonie Barg  
Office Specialist II

Enclosure

cc: Anita and Gary Pratt

RECEIVED  
MAR 14 2008

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

In Re SRBA

)  
)  
)  
**Water Rights: 27-4M**

Case No. 39576

**NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING**

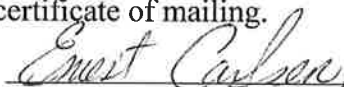
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party PRATT-PRATT
- ☐ I.C. § 42-222 transfer
- |                                               |                                              |
|-----------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> point of diversion   | <input type="checkbox"/> place of use        |
| <input type="checkbox"/> period of use        | <input type="checkbox"/> nature of use       |
| <input type="checkbox"/> split of water right | <input type="checkbox"/> change in ownership |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 3-11-08

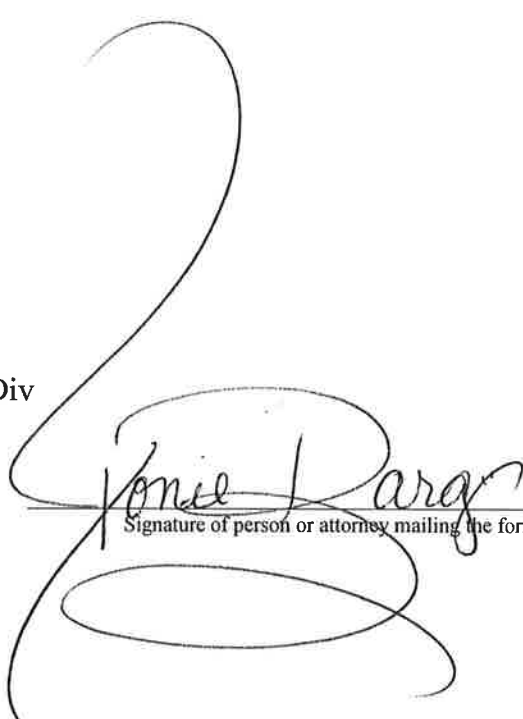


Signature of IDWR Representative

**CERTIFICATE OF MAILING**

I certify that on March 14, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:  
Clerk of the District Court  
Snake River Basin Adjudication  
PO Box 2707  
Twin Falls ID 83303-2707
2. One copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
Anita K Pratt  
Gary L Pratt  
486 E Weeding Ln  
Blackfoot ID 83221
3. One copy to:  
Claimant/Purchaser for Substitution of Party, or attorney of record:  
Mark Pratt  
279 N 400 E  
Blackfoot ID 83221
4. One copy to:  
Each party in the subcase, or attorney of record  
Shoshone-Bannock Tribes  
C/O Jeanette Counsel  
202 N Arthur  
Pocatello ID 83202
5. One copy each to:  
Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449
6. One Copy to:  
United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
Signature of person or attorney mailing the form

# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

### NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

| Water Right No(s) | Adjudication Claim No(s) | Split(s) | Water Right No(s) | Adjudication Claim No(s) | Split(s) |
|-------------------|--------------------------|----------|-------------------|--------------------------|----------|
| 27-4M             | 27-4M Adj.               |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).  
**OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Gary L. Pratt

FEB 22 2008

Anita K. Pratt

Department of Water Resources  
Eastern Region

4. New Owner/Claimant(s)

Mark Pratt or Wendy Pratt

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

279 N 400E

City, State and ZIP Code

Blackfoot ID 83221

New Telephone Number

(208) 785-6597 Email:

5. Date you acquired the property

January 13, 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

*For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.*

7. Signature(s) of New Owner(s) or Claimant(s) \_\_\_\_\_  
 \_\_\_\_\_ (title if applicable)  
 \_\_\_\_\_ (title if applicable)

**IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.**

**For IDWR Office Use Only:**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Receipt Amt. \_\_\_\_\_  
 Received by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

SCANNED  
MAR 14 2013

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 27-4M V1

WATER RIGHT NUMBER: 27-4M V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                   |
|-------------------|---------------------------------------------------------------------------|
| Current Owner     | ANITA K PRATT<br>486 E WEEDING LN<br>BLACKFOOT, ID 83221<br>(208)785-4245 |
| Current Owner     | GARY L PRATT<br>486 E WEEDING LN<br>BLACKFOOT, ID 83221<br>(208)785-4245  |

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

| <u>Source</u>   | <u>Tributary</u> |
|-----------------|------------------|
| BLACKFOOT RIVER | SNAKE RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 04/01 to 10/31          | 0.500 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.500 CFS             |                      |

Location of Point(s) of Diversion

|                 |                 |                                 |
|-----------------|-----------------|---------------------------------|
| BLACKFOOT RIVER | L3 (NW1/4SW1/4) | Sec. 17, Twp 02S, Rge 37E, B.M. |
| BINGHAM County  |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW   |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|------|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE   | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02S | 36E | 23  |    |    |    |    | 14.0 |    |    |    |    |    |    |    |    |    |    |    | 14.0   |

Total Acres: 14

Conditions of Approval:

1. F01 WATER IS DELIVERED THROUGH BLACKFOOT SLOUGH.
2. C18 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.

Remarks:

SCANNED

MAR 14 2009

## QUIT CLAIM DEED

THIS INDENTURE made this 13 day of January, 2006 in the year of our Lord two thousand six between GARY L. PRATT and ANITA K. PRATT, husband and wife of Blackfoot, County of Bingham, State of Idaho, the party of the first part, and MARK PRATT, a married man, as his sole and separate property, of Blackfoot, County of Bingham, State of Idaho, the party of the second part, whose current address is 279 North 400 East, Blackfoot, Idaho 83221.

WITNESSETH that the said party of the first part, for value received does by these presents remise, release and forever QUITCLAIM, unto the said party of the second part as his sole and separate property, and to his heirs and assigns all their certain lots, pieces, or parcels of land, situate, lying and being in Blackfoot, County of Bingham, State of Idaho, bounded and particularly described as follows, to-wit:

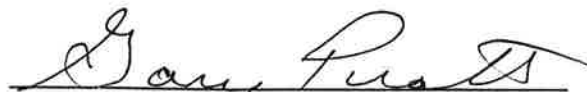
Township 2 South, Range 36 E.B.M., Bingham County, Idaho  
Section 23: E1/2N1/2NW1/4

TOGETHER with all and singular the tenements, hereditaments, and appurtenances, thereunto belonging or in anywise appertaining, including 25 inches of that certain decreed water right in the Fox & Whitten Ditch of the Blackfoot River in the case of Fred S. Stevens, et al, Plaintiffs, vs Eastern Idaho Water Co., et al, Defendants, as recorded in Judgment Book No. 1 at Pages 107 to 116, inclusive, of the records of Bingham County, Idaho, being a part of the 1500 inches decreed as of June 1, 1885, and 50 shares of the capital stock of the Blackfoot Slough Company.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever.

2006 JAN 13 PM 4:28  
RECORDED IN THE OFFICE OF  
CLERK OF BINGHAM COUNTY  
PO Box 1047  
Blackfoot ID 83221  
LE-004712171

IN WITNESS WHEREOF, the said party of the first part has hereunto set their hands and seals the day and year first above written.

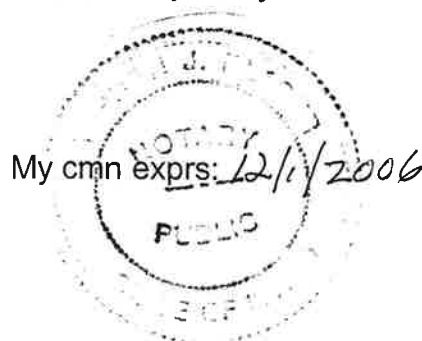
  
GARY L. PRATT

  
ANITA K. PRATT

STATE OF IDAHO           )  
                                      ) ss.  
County of Bingham       )

On this 13 day of January, 2006, before me, the undersigned, a notary public in and for said state, personally appeared GARY L. PRATT and ANITA PRATT, husband and wife, known to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



  
Notary Public for State of Idaho  
Residing at Blackfoot

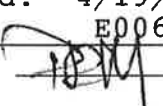
562668

COANNED  
JUL 13 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: A27-00004M  
Date Received: 4/19/1989  
Receipt No: E006941  
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: GARY L. PRATT 208-785-4245  
Address: 486 E. WEEDING LANE  
BLACKFOOT, ID 83221  
OR  
Name: ANITA K. PRATT 208-785-4245  
Address: 486 E. WEEDING LANE  
BLACKFOOT, ID 83221

2. Date of Priority: JUN 01, 1885

3. Source: BLACKFOOT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 02S      | 37E   | 17      | NW     | SW     |        | 3   | BINGHAM |

5. Description of diverting works:  
HEADGATE TO DITCHES TO P/U FOR LOOD IRRIGATION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.500  |      |        |

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

8. Total consumptive use is 45.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

A2700004M



A27-00004M

Page 1

Date: 04/19/89

MICROFILMED

NOV 12 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 02S           | 36E   | 23      | NE     | NW  |     | IRR | 18.0  |
| Section Acres |       |         |        |     |     |     | 18.0  |
| Total Acres   |       |         |        |     |     |     | 18.0  |

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

N/A

14. Remarks:

THIS CLAIM IS A PORTION OF DECREED WATER RIGHT 27-00004.  
INFORMATION TAKEN FROM CLAIMANTS' DEED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FRED S. STEVENS, ET AL.

Decree Plaintiff

vs

EASTERN IDAHO WATER CO. ET AL.

Decree Defendant

MICROFILMED

NOV 12 1992

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: 2

**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): X Gary Pratt Date: 4/19/89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of BONNEVILLE ) SS.

Subscribed and sworn (or affirmed) before me this 9 day  
of APRIL 19 89

[Signature]  
Notary Public



Residing at TRAND FALLS  
My Commission Expires 7-12-94

A27-00004M

Z41

SE R37E

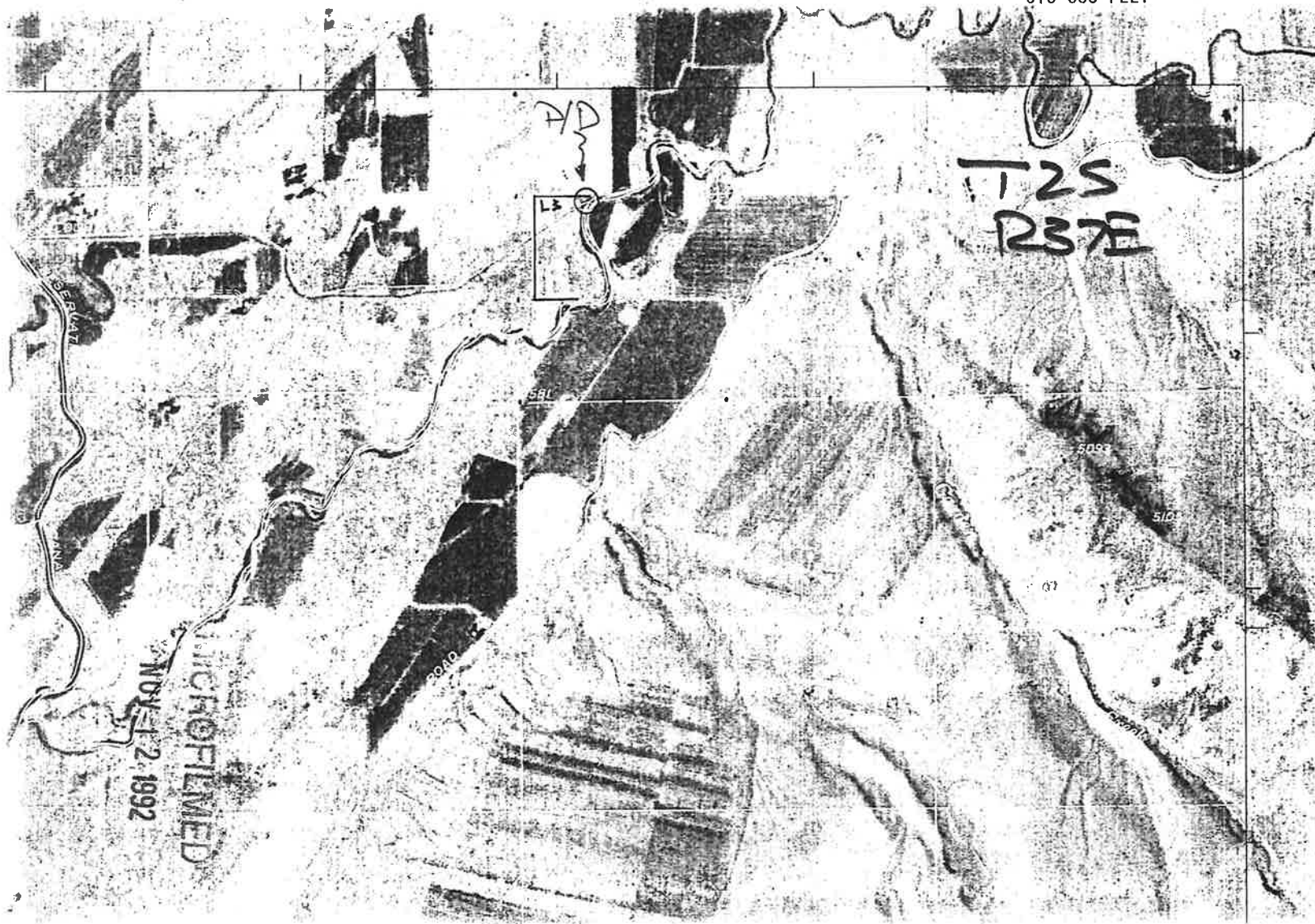
LINCOLN CREEK ORTHOPHOTOQUAD  
IDAHO

510 000 FEET 112°07'30"

43°15'

T2S  
R37E

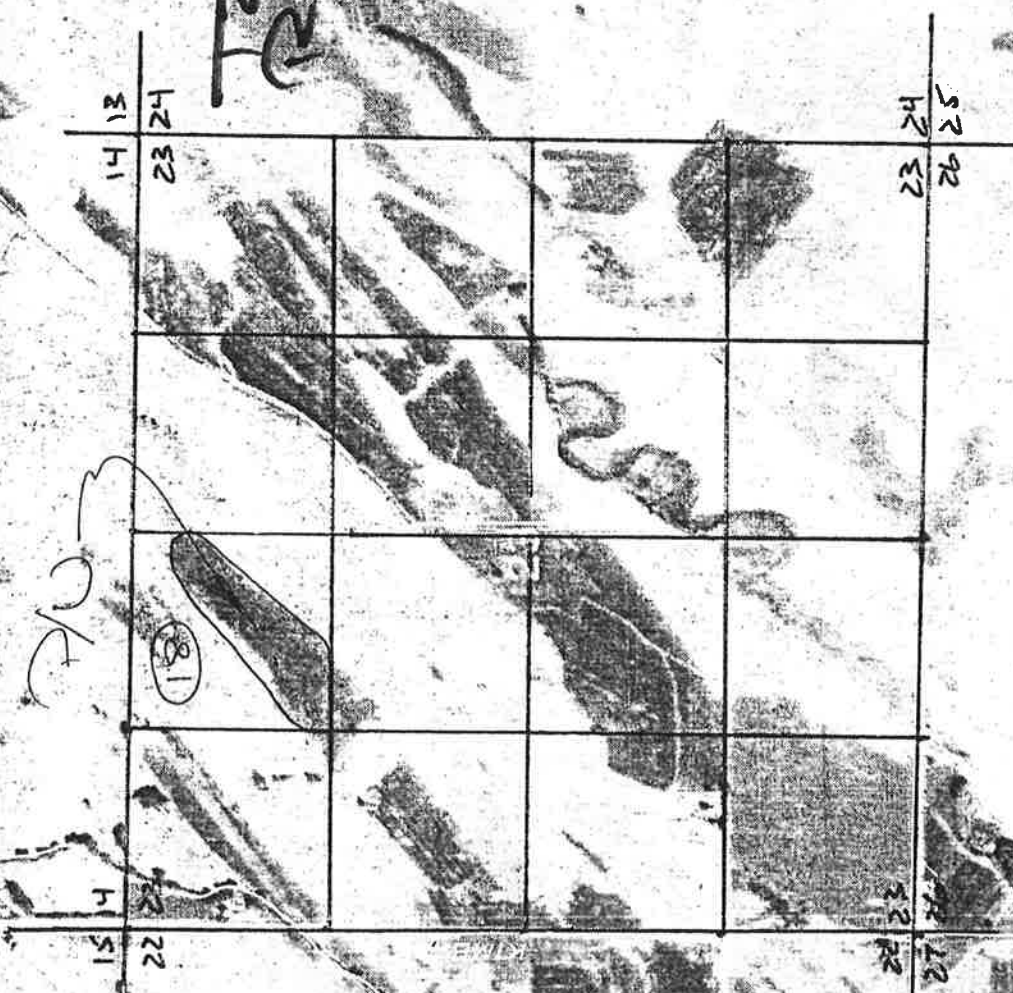
570 000  
FEET



A27-00004M

7/0

12345



MICROFILMED  
NOV 12 1992