

08/31/2005

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

RIGHT NUMBER: 27-4F
NAME AND ADDRESS: AUDREY H BEAN
1240 REBECCA DR
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS
Use of these rights listed below is limited to a total combined diversion rate of 0.97 cfs. Combined Right Nos.: 27-4F, 27-16A, 27-37C.

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:
T03S R35E S8 SWSENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.200 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T03S R35E S07 Lot 6 SWSW	5.9	T03S R35E S07 Lot 7 SESW	8.9
T03S R35E S07 Lot 20 SESW	0.3	T03S R35E S07 Lot 8 SWSE	1.2
T03S R35E S07 Lot 21 SWSE	2.6		

18.9 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 18.9 acres in a single irrigation season. Combined Right Nos.: 27-4F, 27-16A, and 27-37C.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Water is delivered through Central Ditch.

SCANNED
DEC 23 2005



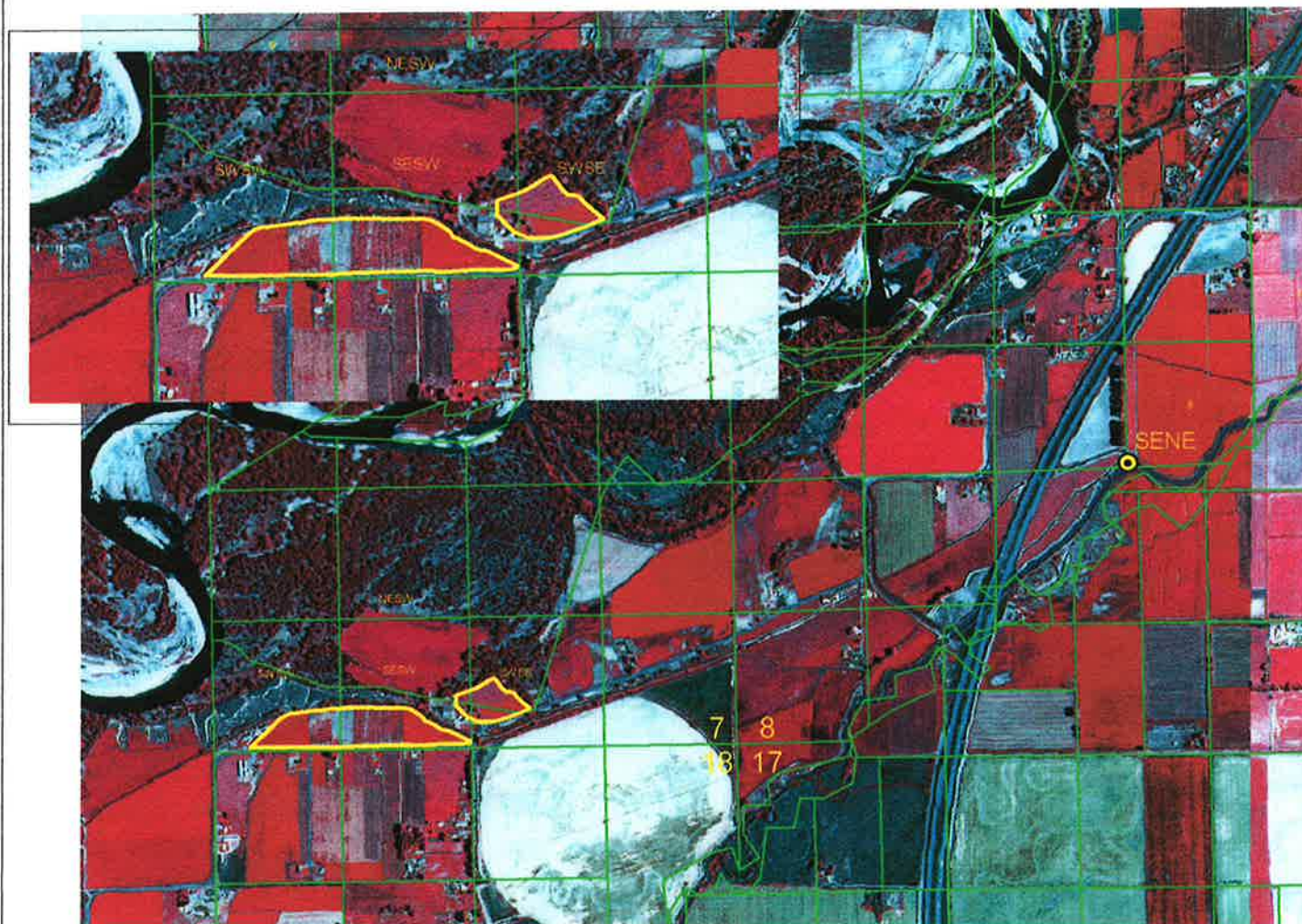
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-4F



800 0 800 1600 Feet

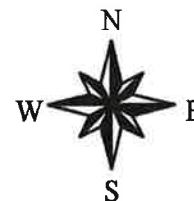


LEGEND

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

Place of Use: T3S, R35E:
(part of) Sec. 7, SWSW, SESW, SWSE.

Point(s) of Diversion: T3S, R35E:
Sec. 8, SWSENE.



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

PEDIGREE		PRIORITY DATE		06/01/1885
27-00004(WR)	27-00004a (WR)	27-10293	renumbered to	27-00004v
				renumbered to 27-12116
		27-00004w		
		27-00004aa	disallowed	
		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
	27-00004n (WR)			renumbered to 27-12029
		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	

05/12/2005

**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: 27-4F

AUDREY H BEAN
1240 REBECCA DR
BLACKFOOT ID 83221
Telephone Number: (208)785-0792

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:

Reference to the "Blackfoot Irrigation Co." should be removed.

removed 8/2005

3. Give a brief explanation as to why you disagree with these portions:

I don't belong to the Blackfoot Irrigation Co.

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: July 24 '05 SIGNATURE: Audrey H. Bean
Please print your name: Audrey H. Bean

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

SCANNED
DEC 23 2005

*KAWT
8/2*

Notes

5/6/05 . recommend as noted . CB
Combined acre limit.

5/10/05 Link BOU shape . 27-4F shp.
27-4F pad-shp

PRINT NOE.

data entered
JC
5/12/05

7/25/05 Audrey doesn't have any
shares in Blackfoot - Livingston Co.
I told Audrey to ~~not~~ note that on her
NOE. CB

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner:	Audrey H. Bean					
Name connector: and _____, or _____, and/or _____						
Current Owner:						
Current Owner:						
Representing Attorney:						Phone Number:
Accompanied By:						Phone Number:
Relationship to Claimant:						
Date of Field Exam:						Time:
Directions to Property (If different from above) and/or update owner information: _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____ _____						
Reviewer:	CB					Date: 5/6/05

Contacts Data Entry Form

Priority Date Data Entry FormClaim Number: A27-4F

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

None

Reviewer: CBDate: 5/6/05**Priority Date Data Entry Form**

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes ☐ No ☒
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes ☐ No ☐
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes ☐ No ☐
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes ☐ No ☐
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes ☒ No ☐
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes ☒ No ☐
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes ☒ No ☐
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes ☐ No ☐
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes ☐ No ☐
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes ☐ No ☐
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes ☐ No ☐
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes ☐ No ☐
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes ☐ No ☐
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes ☐ No ☐
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes ☐ No ☐
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes ☒ No ☐
If Yes, go to 16
If No, Enter the appropriate basis of claim.
16. Is a Priority Date remark and/or condition required? Yes ☐ No ☒
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Donee
Priority Date

Point of Diversion and Source Data Entry Form

Claim Number: A27-4F

Water Right Point of Diversion: T____ R____ Sec. _____, _____ County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____ R____ Sec. _____, _____ County:_____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

Use Claimed POD and Source as Recommended POD and Source

[illegible]

Other rights from this POD? Yes, Central Detek

Document how the POD and Source were verified and/or Pump and Motor data:

[illegible]

Transfers Changing POD NO

Reviewer: CSB

Date: 5/6/05

Point of Diversion and Source Data Entry Form

Point of Diversion

Claim No. 127 - 4F

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the POD as shown on the Permit. Go to 10
Yes ☐ No ☐
4. Does the parent right have a POD?
If Yes, go to 5
If No, go to 6
Yes ☒ No ☐
5. Can the claimed POD be verified using the water right file?
If Yes, recommend the POD as shown in the water right file. Go to 10
If No, go to 6
Yes ☐ No ☒
6. Is there evidence that there has been a change in the POD?
If Yes, go to 7
If No, go to 9
Yes ☒ No ☐
7. Can the change be verified as an accomplished transfer?
If Yes, add condition C03, go to 9
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8
Yes ☒ No ☐
8. Was a transfer filed?
If Yes, recommend the POD as shown on the approved transfer. Go to 10
If No, go to 9
Yes ☐ No ☐
9. Does the file contain all of the necessary information to verify the POD?
If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10
If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10
Yes ☒ No ☐
10. Is a POD remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. POD review is complete
If No, POD review is complete.
Yes ☐ No ☒

Point of Diversion

Source

Claim No. 27 4F

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11
Yes ☐ No ☐
4. Does the parent right have a Source?
If Yes, go to 5
If No, go to 7
Yes ☒ No ☐
5. Can the claimed Source be verified using the water right file?
If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7
Yes ☒ No ☐
6. Is the basis of claim a Posted Notice?
If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7
Yes ☐ No ☐
7. Is there evidence that there has been a change in the Source?
If Yes, go to 8
If No, go to 10
Yes ☐ No ☐
8. Can the change be verified as an accomplished transfer?
If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9
Yes ☐ No ☐
9. Did the claimant file a transfer?
If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10
Yes ☐ No ☐
10. Does the file contain all of the necessary information to verify the Source?
If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11
Yes ☐ No ☐
11. Is a Source remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.
Yes ☐ No ☒

Source

Purpose of Use Data Entry Form

Claim Number: A27-4F☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 5/6/05

Purpose of Use Data Entry Form

Purpose of Use

Claim No. 27-4F

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13
Yes ☐ No ☐
4. Does the parent right have a Purpose of Use?
If Yes, go to 5
If No, go to 6
Yes ☒ No ☐
5. Can the claimed Purpose of Use be verified using the water right file?
If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6
Yes ☒ No ☐
6. Is there evidence that there has been a change in the Purpose of Use?
If Yes, go to 7
If No, go to 11
Yes ☐ No ☐
7. Can the change be verified as an accomplished transfer?
If Yes, add condition C04, go to 11
If No, go to 8
Yes ☐ No ☐
8. Does the change include an enlargement of the Purpose of Use?
If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12
Yes ☐ No ☐
9. Was an enlargement claim filed?
If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10
Yes ☐ No ☐
10. Did the claimant file an enlargement claim?
If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13
Yes ☐ No ☐
11. Does the file contain all of the necessary information to verify the Water Use?
If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
Yes ☐ No ☐
12. Did the claimant file a transfer?
If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13
Yes ☐ No ☐
13. Is a Purpose of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.
Yes ☐ No ☒

Purpose of Use

Place Of Use Data Entry Form

Claim Number: A27-4F☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
35	3SE	7	SWSW		Bingham	6		Irrigation
			SESW		"	7		Irrigation
			SWSE		"	8		Irrigation

Total Acres 18.8

Document how the POU was verified:

1987/88 NAPP Photography

Transfers Changing POU NOReviewer: CBDate: 5/6/05

Place of Use

Claim No. 27-4/F

1. Is the basis of claim a Decree or License.
If Yes, go to 2a
If No, go to 2b
Yes (☒) No (☐)
- 2a. Is a POU required?
If Yes, go to 5
If No, go to 14
Yes (☒) No (☐)
- 2b. Is a POU required?
If Yes, go to 3
If No, go to 14
Yes (☐) No (☐)
3. Is the basis of claim a Permit or Application?
If Yes, go to 4
If No, go to 7
Yes (☐) No (☐)
4. Has the License been issued?
If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14
Yes (☐) No (☐)
5. Does the parent right have a POU?
If Yes, go to 6
If No, go to 7
Yes (☒) No (☐)
6. Can the claimed POU be verified using the water right file?
If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7
Yes (☒) No (☐)
7. Is there evidence that there has been a change in the POU?
If Yes, go to 8
If No, go to 13
Yes (☐) No (☐)
8. Can the change be verified as an accomplished transfer?
If Yes, add condition C05, go to 13
If No, go to 9
Yes (☐) No (☐)
9. Does the change include an enlargement of the POU?
If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12
Yes (☐) No (☐)
10. Was an enlargement claim filed?
If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11
Yes (☐) No (☐)
11. Did the claimant file an enlargement claim?
If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13
Yes (☐) No (☐)
12. Was a transfer filed?
If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13
Yes (☐) No (☐)
13. Does the file contain all of the necessary information to verify the POU?
If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14
Yes (☐) No (☐)
14. Is a POU remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.
Yes (☒) No (☐)

Place of Use

Period of Use and Quantity Data Entry Form

Claim Number: A27-4F☐ 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	0.20	

Overall Diversion Rate 0.20

Overall Diversion Volume _____

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

ADM Sou. 4/1 - 10/31

Reviewer: CBDate: 5/6/05

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes () No ()
If Yes, go to 14
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes () No ()
If Yes, go to 7
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes () No ()
If Yes, go to 9
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes () No ()
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
9. Was an enlargement claim filed? Yes () No ()
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes () No ()
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
11. Was a transfer filed? Yes () No ()
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
12. Does the file contain all of the necessary information to verify the Period of Use? Yes () No ()
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes () No ()
If Yes, go to 14
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes () No ()
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes () No ()
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? Yes () No ()
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use? Yes () No ()
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
18. Is a Period of Use remark and/or condition required? Yes () No ()
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.

Period of Use

Quantity

Claim No. _____

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes () No ()
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes () No ()
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
Yes () No ()
4. Does the parent right have a diversion rate and/or volume?
If Yes, go to 5
If No, go to 7
Yes () No ()
5. Can the claimed diversion rate and/or volume be verified using the water right file?
If Yes, go to 8
If No, go to 7
Yes () No ()
6. Is the basis of claim a posted notice?
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
Yes () No ()
7. Is a flow measurement required?
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9
Yes () No ()
8. Does the parent right have an annual diversion volume limit?
If Yes, go to 10
If No, go to 9
Yes () No ()
9. Is the source Ground Water and does the purpose of use require a diversion volume limit?
If Yes, go to 10
If No, go to 11
Yes () No ()
10. Is irrigation a purpose of use?
If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
Yes () No ()
11. Has a diversion volume limit for this water use been established by a decree, license or transfer?
If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12
Yes () No ()
12. Is a Quantity remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.
Yes (X) No ()

Quantity

Summary

Claim No. 27 - 4F

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?
If Yes, go to 2
If No, go to 3
Yes (☒) No (☐)
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5
Yes (☐) No (☒)
3. Is the water being used for all of the purposes claimed and to the extent claimed?
If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4
Yes (☐) No (☐)
4. Is any portion of the claim being recommended?
If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5
Yes (☐) No (☐)
5. Is an additional remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Go to 6
If No, go to 6
Comb. Limits - No
Yes (☒) No (☐)
6. Would you like to view the recommended right?
If Yes, go to 7
If No, the review is incomplete. The recommendation must be viewed to complete the review.
Yes (☒) No (☐)
7. Is this a "split" or "combined" right?
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8
If No, go to 8
Yes (☒) No (☐)
8. Do you have documents you would like to attach or link to the file?
If Yes, go to PowerDOCS and profile the documents. Go to 9
If No, go to 9
Yes (☐) No (☒)
9. Would you like to set the verification date?
If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.
Yes (☒) No (☐)

Summary

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

C18 ✓

F01 ✓ Exp Rem.

Central Ditch

E ⁵⁶ ~~56~~ Pou Rem.

18.8⁹ ac.

Combined 27-16A 27-37C

E ⁵² ~~52~~ Qty Rem.

0.75

27-16A 27-37C.

E ⁰⁴ ~~04~~ ✓ Exp Cond.

Blackfoot Irrigation Co.

C03 ✓

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.:

27-4F

Reviewer

CB

Date

5/6/05

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.

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, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>27-4F</u>	<u>27-10/63 (D/S)</u>				
<u>27-16A</u>					
<u>27-37C</u>					
<u>27-7079</u>					
<u>27-16D</u>					

PD ISSUED 4/99
\$25.00 FEE DUE

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 usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **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**.

Name and Address of Former
Owner/Claimant(s)

ZANE AND MARTIN CALDWELL
442 W RIVINGTON RD Blackfoot ID 83221

New Owner/Claimant(s)

Audrey H. Beon
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1240 Rebecca Dr.

City, State and ZIP Code

Blackfoot, Id 83221

New Telephone Number

208 785-0792

Date you acquired the property

From February 28 - '03

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

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.

For Office Use Only

Received by <u>JL</u>	Date <u>4-1-03</u>	Fee <u>\$25</u>
Received by <u>JL</u>	Date <u>4-1-03</u>	Receipt No. <u>E028626</u>
Processed by <u>AJ</u>	Date _____	WR _____ Date _____

B47238

523337

WARRANTY DEED

2-27-2003

For Value Received **ZANE CALDWELL AND MARTHA MARLENE CALDWELL**, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

AUDREY H BEAN, a widow

whose address is: **1240 Rebecca Dr, Blackfoot, Idaho 83221**

Hereinafter called the Grantee, the following described premises situated in **Bingham County, Idaho**, to-wit:

Lots 6 and 7 in Section 7, Township 3 South, Range 35, E.B.M., Bingham County, Idaho, EXCEPTING THEREFROM a tract of land located in Lot 6, described as follows: Beginning at a point N. 78°30'04" E. 122.60 feet from the SW corner of Section 7; thence N. 00°27'33" E. 79.94 feet; thence N. 63°34'36" E. 454.36 feet; thence N. 77°37'45" E. 136.44 feet; thence S. 46°00'45" W. 449.78 feet; thence N. 89°44'00" W. 217.19 feet; more or less, to the True Point of Beginning.

ALSO all those portions of Lots 8, 17, and 21, lying W. of the following described line in Section 7, Township 3 South, Range 35 E.B.M., Bingham County, Idaho, Beginning at a point on the N. line of a country road that is N. 89°40'00" W. along the section line 1833.85 feet and N. 435.46 feet from the SE corner of said Section 7 and running thence N. 12°03'49" W. along a fence line 706.74 feet; thence N. 20°46'00" E. 844.94 feet; thence N. 02°34'40" E. 376.69 feet; thence N. 36°58'12" E. 55.02 feet; thence N. 35°09'55" W. on the extension of a fence line to the intersection of the N. line of Lot 17.

ALSO all Lot 20, Section 7, Township 3 South, Range 35 E.B.M., Bingham County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: February 27, 2003

Zane Caldwell
Zane Caldwell

Martha Marlene Caldwell
Martha Marlene Caldwell

STATE OF Idaho

FIRST AMERICAN TITLE CO

2003 FEB 28 PM 2:45
RECORDED AT THE REQUEST OF

BINGHAM COUNTY, IDAHO
BLACKFOOT, IDAHO
FEE
14.2.8

ie of a country road that is N. 89°40'00" W. along the section line 1033.00 feet and N. 12°03'00" W. along a fence line
et from the SE corner of said Section 7 and running thence N. 12°03'00" W. along a fence line
16.74 feet; thence N. 20°46'00" E. 844.94 feet; thence N. 02°34'40" E. 370.69 feet; thence N.
5°58'12" E. 55.02 feet; thence N. 35°09'55" W. on the extension of a fence line to the
intersection of the N. line of Lot 17.

LSO all Lot 20, Section 7, Township 3 South, Range 35 E.B.M., Bingham County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning
ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments
as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's
heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is
the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes,
levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible
upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: February 27, 2003

Zane Caldwell
Zane Caldwell

Martha Marlene Caldwell
Martha Marlene Caldwell

STATE OF Idaho

COUNTY OF BINGHAM

vs.

On this 27th day of February, 2003, before me Lori Day, personally appeared Zane Caldwell and Martha Marlene
Caldwell, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to
the within instrument, and acknowledged to me that they executed the same.

Lori Day
Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/03



FIRST AMERICAN TITLE COMPANY

RECORDED AT THE REQUEST OF

2003 FEB 28 PM 2:45

FEE \$1.00

BINGHAM COUNTY RECORDER,
BLACKFOOT, IDAHO

523337

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 852.

THIS IS TO CERTIFY That ORVAL E. COOK, of Blackfoot, Idaho, is the owner of and using a certain water right for .20 cubic foot per second of the waters of Blackfoot River with priority of June 1, 1885, said water being decreed to A. Whitten and Susan E. Whitten by Judge Charles Cobb of the District Court of the fifth Judicial District of the State of Idaho, in and for the County of Bingham, in the case of

FRED S. STEVENS, ET AL.,
Plaintiff,

vs.

EASTERN IDAHO WATER COMPANY, ET AL.,
Defendants.

said decree bearing date of August 1, 1891, and being appurtenant to the following described lands, to-wit:

NW $\frac{1}{4}$ and NE $\frac{1}{4}$ Section 24
Township 2 South, Range 36 East B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 1 of Decrees, beginning at Page 31.

That said Orval E. Cook of Blackfoot, Idaho, has become the owner of said water right through mesne conveyance.

And that now, upon the application of Orval E. Cook of Blackfoot, Idaho, for the transfer of .20 cubic foot per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of .20 cubic foot per second of the waters of Blackfoot River on the above described lands is hereby abandoned and the land to which the water right hereby confirmed shall, by this certificate, become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

Lots 6 and 7 Section 7, Township 3 South, Range 35 E.B. and also beginning at the Northwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 7 and running thence South 30° 6' W 960 feet, thence South 57° 51' W 1000 feet to the Quarter corner common to Sections 7 and 18 said Township and Range, thence North 600 feet to South of left bank of old channel of Snake River, thence NE along left bank of said old channel with original meanders thereof to intersection of said meanders with the East and West center line through the SE $\frac{1}{4}$ of above Section; thence East on said East and West center line 520 feet to place of beginning.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

.20 cubic foot per second of the waters of
Blackfoot River with priority of June 1, 1885

RECORDED

That the water right hereby transferred has heretofore been conducted to the first above described lands from Blackfoot River with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, Township 2 South, Range 36 East B.M. through private ditches.

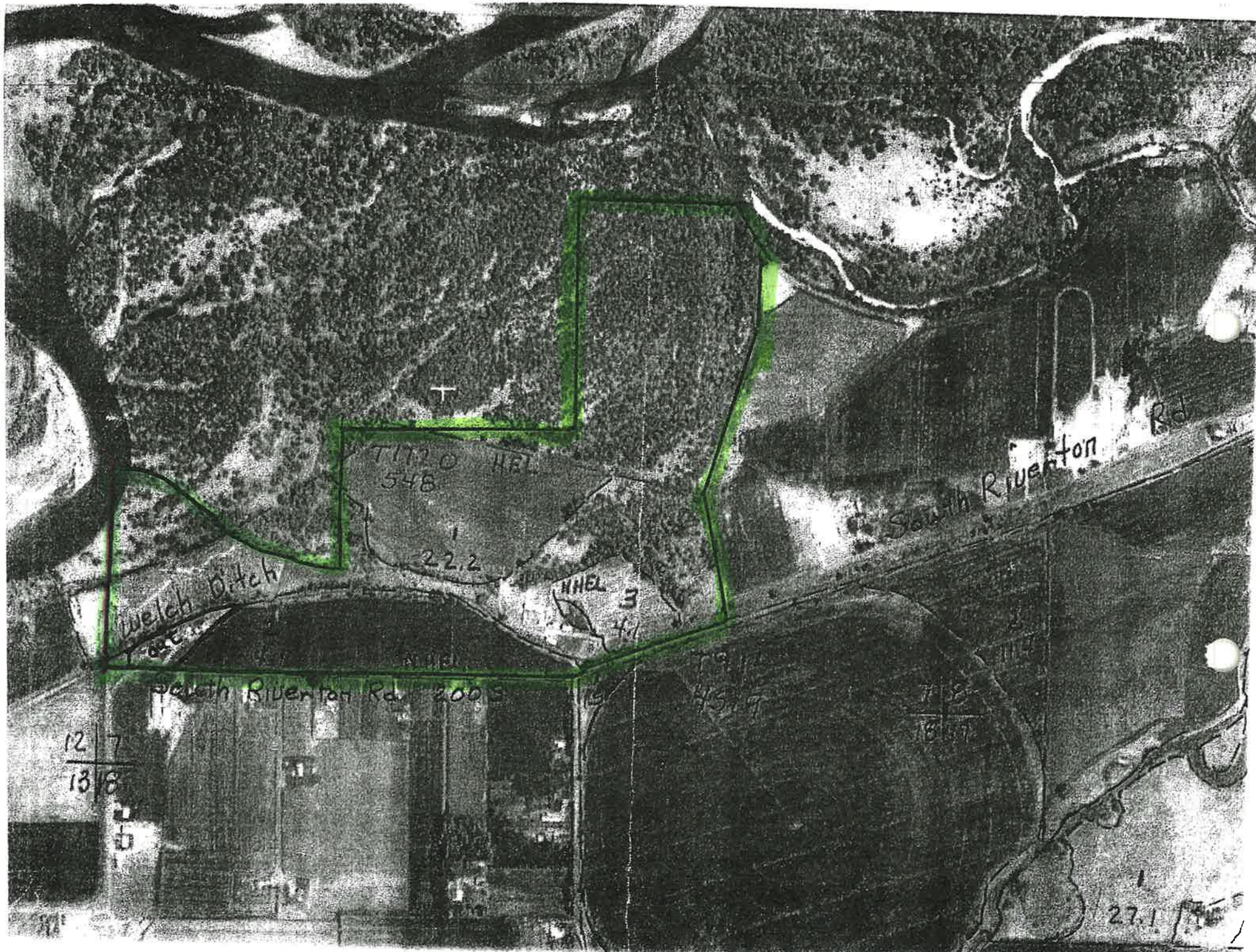
That the water right hereby transferred shall hereafter be conducted to the last above described land with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, Township 3 South, Range 35 East, B.M. through the Central Ditch.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 23rd day of May, 1955.

MARK R. KULP
State Reclamation Engineer

MICROFILMED



JUL 13 2001

Log for claim 27-00004F

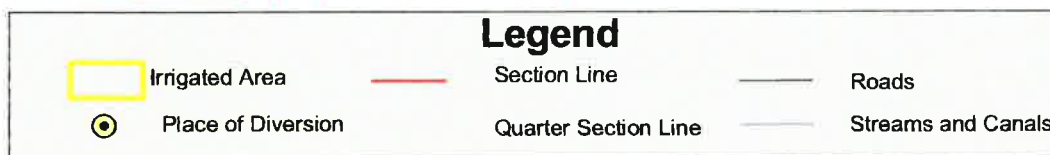
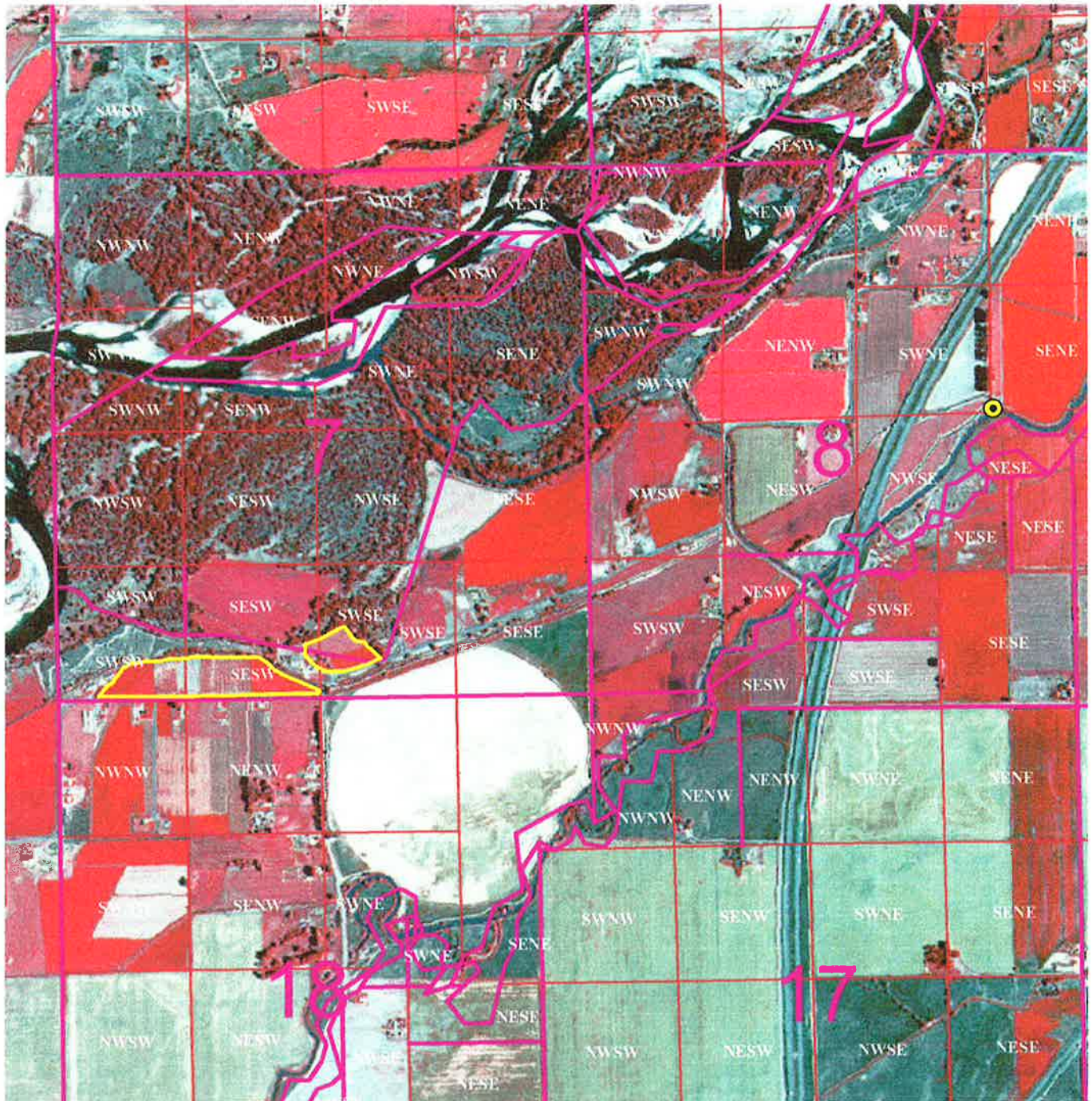
Spatial Dynamics LTD

12/18/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s35e	7	SWSW	8	5.6	
03s35e	7	SESW	0	0.3	
03s35e	7	SESW	10	9	
03s35e	7	SWSE	3	1.3	
03s35e	7	SWSE	0	2.5	
Totals:			21	18.7	

Water Right Claim Number 27-00004F
Township , 3S35E

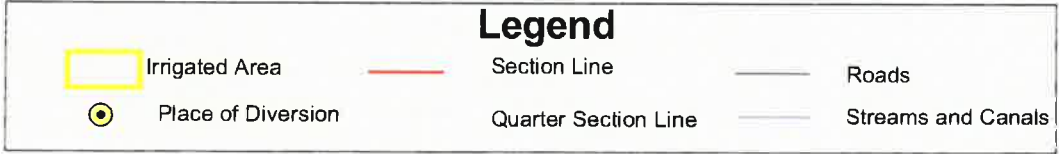
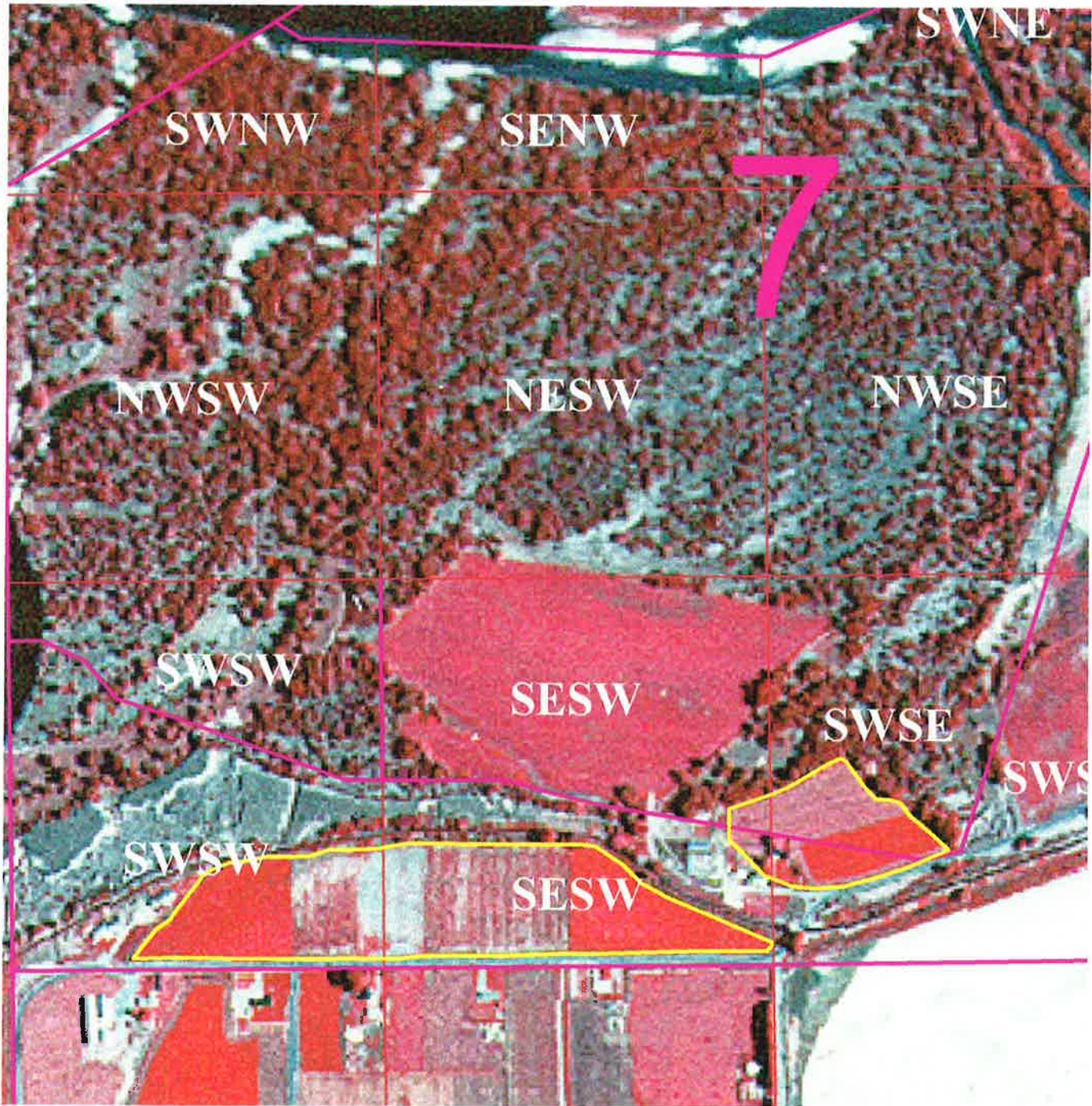
12/18/2000



1000 0 1000 2000 Feet

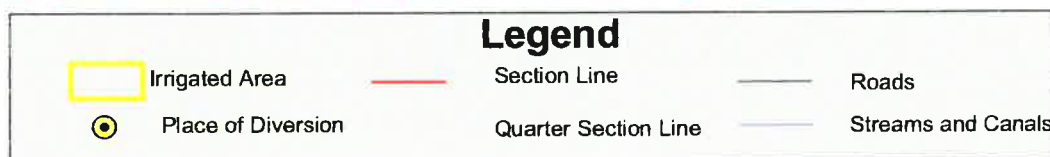
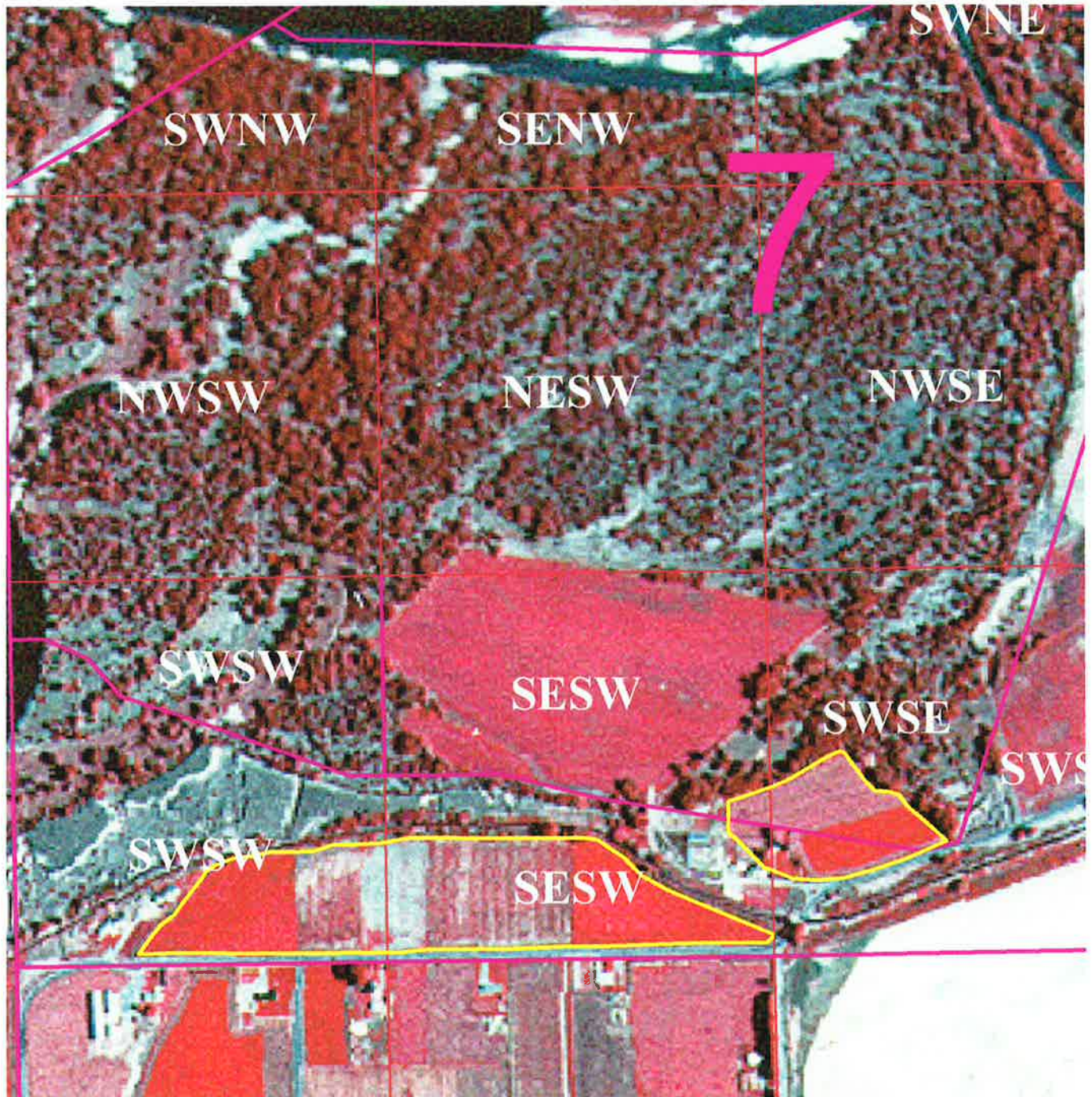


SPATIAL
DYNAMICS



Water Right Claim Number 27-00004F
Township , 3S35E

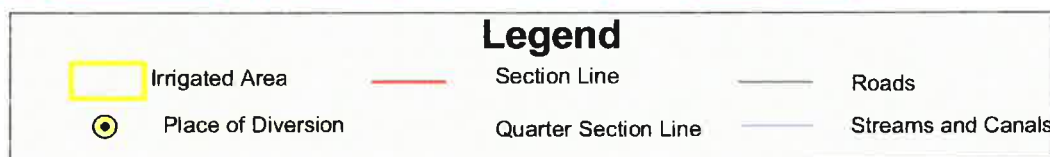
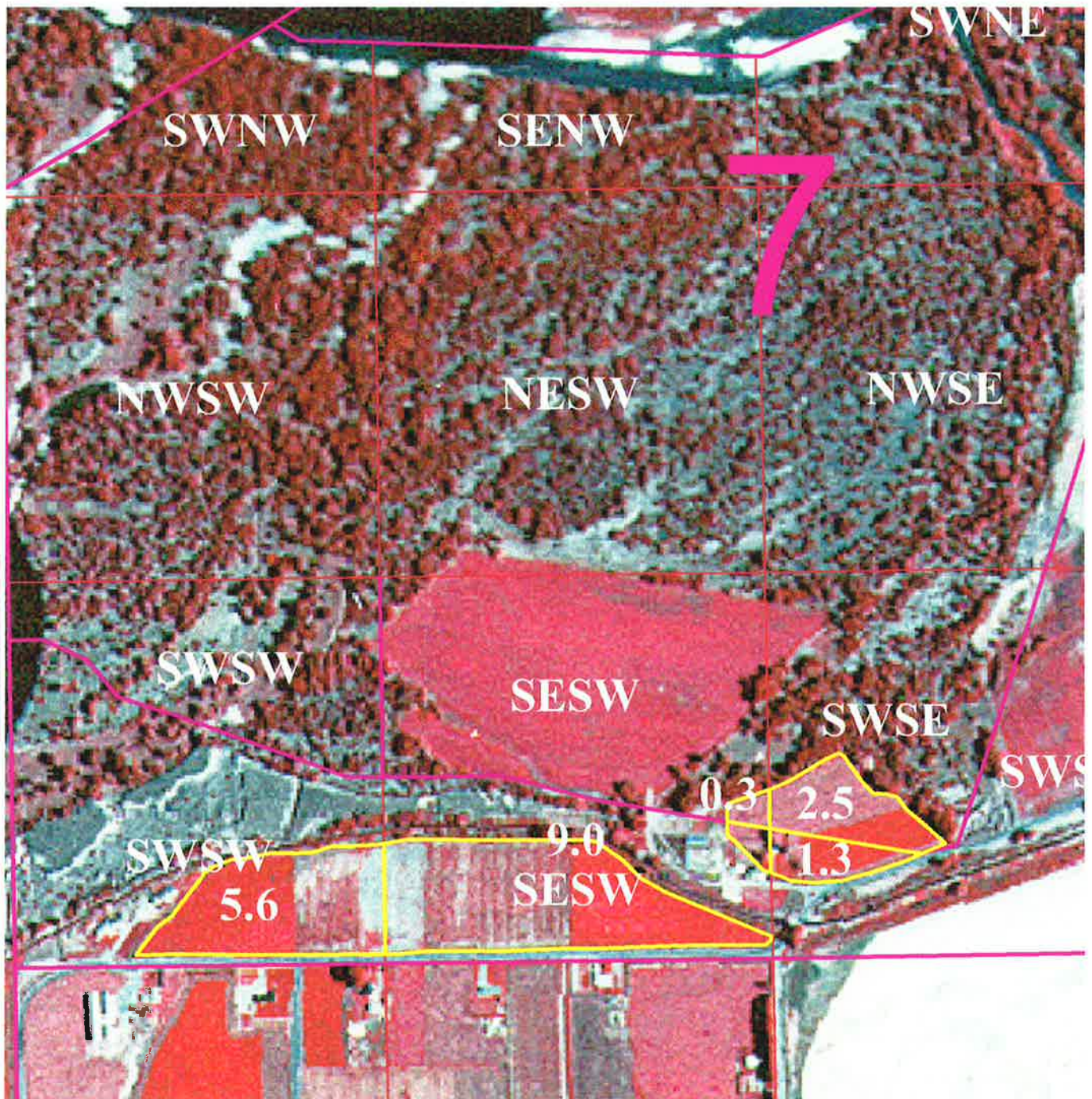
12/18/2000



SPATIAL
DYNAMICS

Water Right Claim Number 27-00004F
Township , 3S35E

12/18/2000



DATE: 09/29/00
PAGE: 7

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

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: A27-00004F *ok*
Date Received: 4/03/1989
Receipt No: E006662
Received By: *SS*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ZANE CALDWELL 208-785-1283
Address: 546 W. RIVERTON ROAD
BLACKFOOT, ID 83221
OR
Name: MARLENE CALDWELL 208-785-1283
Address: 546 W. RIVERTON ROAD
BLACKFOOT, ID 83221

A2700004F



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
03S	35E	8	SW	SE	NE		BINGHAM

5. Description of diverting works:
CEMENT DAM W/ CHECK BOARDS TO SEND WATER INTO CENTRAL DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 40.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING OF 40 HEAD CATTLE

A27-00004F

Page 1

Date: 04/03/89

MICROFILMED

NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	35E	7	SW	SW	6	IRR	8.0
			SE	SW	7	IRR	10.0
			SW	SE	8	IRR	3.0
						Section Acres	21.0
						Total Acres	21.0

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:
PORTION OF 27-00037

14. Remarks:
TRANS. 852.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 8/01/1891

FRED S. STEVENS, ET AL.
Decree Plaintiff

vs

EASTERN IDAHO WATER CO., ET AL
Decree Defendant

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 P 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): Zane Caldwell Date: April 3, 1989
_____ Date: _____

State of Idaho
County of Tanner SS.

Subscribed and sworn (or affirmed) before me this 3 day
of April 19 89

 [Signature]
Notary Public



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

Flume

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1

PLACE OF USE

R3SE

BLACKFOOT RIVER

ARCH

BORROW PIT

Gravel

T
3
5

— POINT OF
DIVERSION
WELCH DITCH

A27-00004F
A27-00037C

MICROFILMED
NOV 12 1992