

03/09/2005

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

RIGHT NUMBER: 27-20A

NAME AND ADDRESS: LUCILE STECKLEIN
P.O. BOX 116
1550 RIVERTON RD
BLACKFOOT ID 83221

ELMER STECKLEIN
P.O. BOX 116
1550 RIVERTON RD
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER
QUANTITY: 0.580 CFS
PRIORITY DATE: 05/01/1878

TRIBUTARY: SNAKE RIVER

POINT OF DIVERSION: *ok*

T03S R35E S9 SENE Lot 1 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.580 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T03S R35E S09 Lot 3 NENW

less E485' of L3

33 acres

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

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

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH MINERS DITCH.

03/09/2005

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

RIGHT NUMBER: 27-20A

NAME AND ADDRESS: LUCILE STECKLEIN
P.O. BOX 116
1550 RIVERTON RD
BLACKFOOT ID 83221

ELMER STECKLEIN
P.O. BOX 116
1550 RIVERTON RD
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.580 CFS
PRIORITY DATE: 05/01/1878

POINT OF DIVERSION:

T03S R35E S9 SENE Lot 1 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	0.580 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County
T03S R35E S09 Lot 3 NENW 28.0

28 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: Decreed

WATER IS DELIVERED THROUGH MINERS DITCH.



Department of Water Resources

Eastern Region



Claim No.: 27-20A



0 660 1320 Feet
SCANNED

DEC 29 2005

PROFILED

-  Place of Use
-  Township/Range
-  Sections

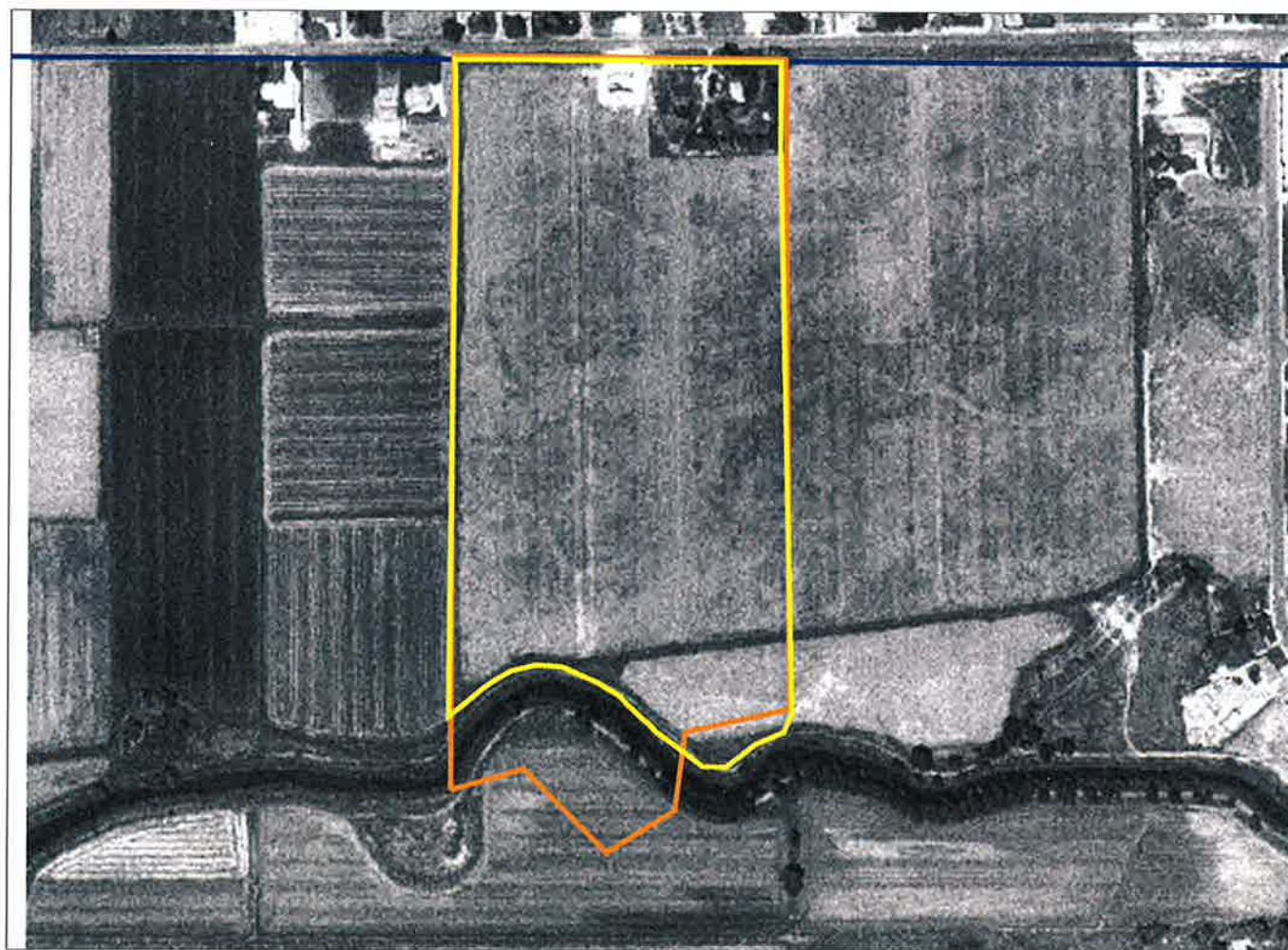


GIS Place of Use Illustration
1992 Orthophoto
Prepared by: Kristin Moore
Date Prepared: September 2005



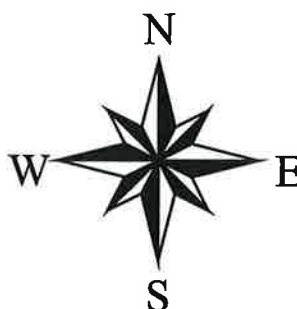
Department of Water Resources

Claim No.: 27-00020A



0 1320 2640 Feet

-  Recommended Place of Use
-  Claimed Place of Use
-  Sections



GIS Place of Use Illustration
1993 Orthophoto
Prepared by: Kristin Moore
Date Prepared: August 2005



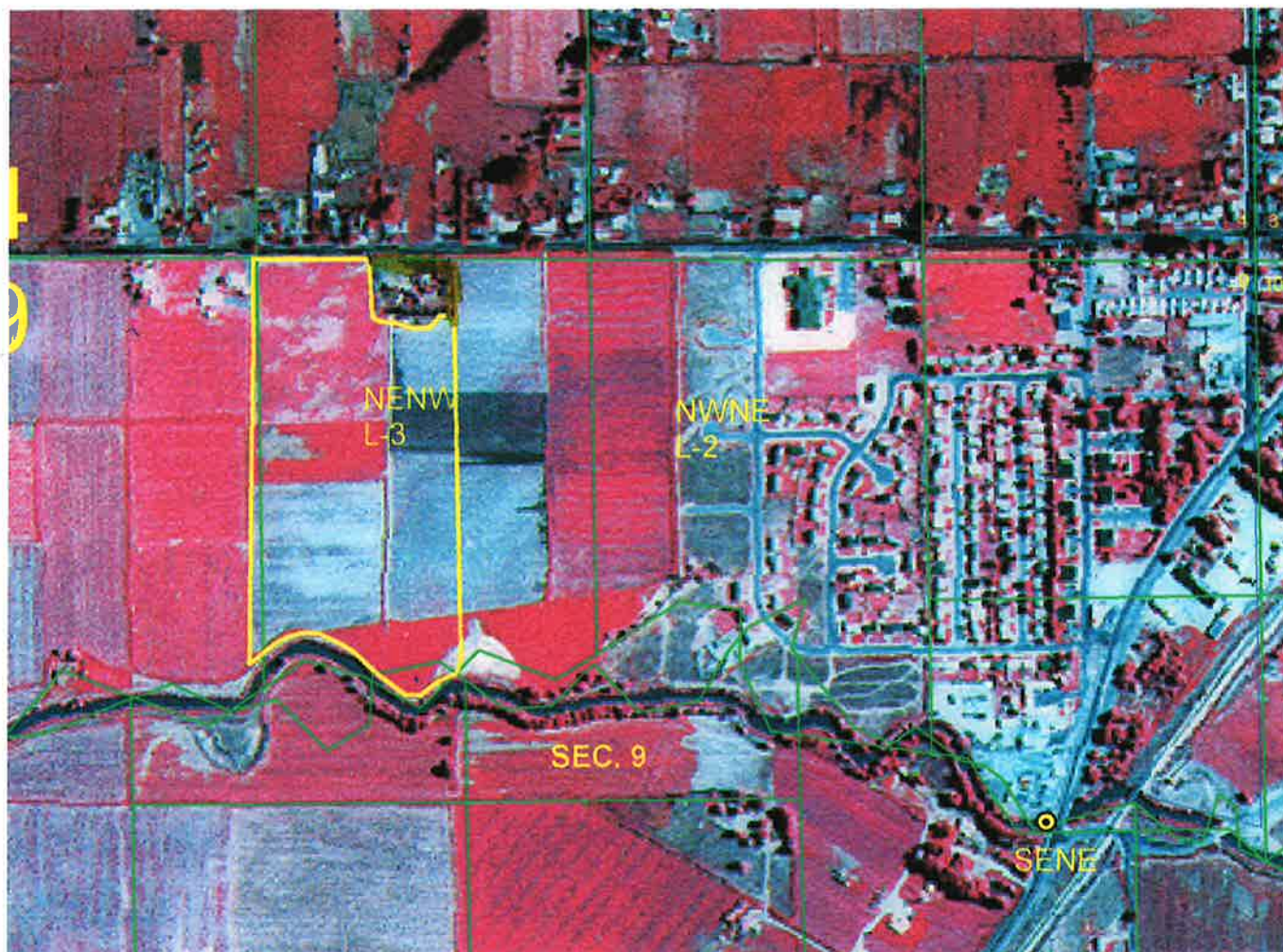
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-20A



800 0 800 1600 Feet

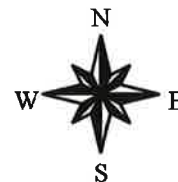
IRRIGATED ACRES 28

LEGEND

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

Place of Use: T3S, R35E:
(part of) Sec. 9 NENW.

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



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: C. BIRD
Date: February 2005

PEDIGREE**PRIORITY DATE** 05/01/1878

27-00020A

27-00020B

27-00020 (WR) 27-00020C (D)

27-11117

27-10999

Water right # to adjudication claim #

27-00020

27-00020A

27-00020B

27-00020C

27-10999

27-11117

DISALLOWED
BASED ON 27-20C

kmj 03/09/2006

03/09/2005

**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: 27-20A

Elmer Stecklein
P.O. Box 116
Blackfoot, ID 83221
Telephone Number: (208) 785-0028

M.
Lucile Stecklein
P.O. Box 116
Blackfoot, ID 83221
Telephone Number: (208) 785-0028

RECEIVED

JUL 28 2005

Department of Water Resources
Eastern Region

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

We have the oldest water right. Our records show when this land was still a territory. It went from Kirkpatrick to Amelia Kirkpatrick Jones to Amelia Kirkpatrick Jones Estate to Stecklein.

2. Describe the changes you wish to make in the proposed recommendation:

There has always been 34 acres of irrigated farm land on this description for the last 100 years. There is now a house. The house is irrigated by ditch water, so we changed acreage to 33.

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

The place of use was incorrect. We corrected it. The acreage was incorrect. Your records showed 38 acres of irrigated land. It is 33.

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

DATE:

7/21/05

SIGNATURE:

Elmer Stecklein
Lucile M. Stecklein

Please print your name: ELMER STECKLEIN

LUCILE M. STECKLEIN

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

SCANNED

DEC 29 2005

Enclosed is the corrected map with yellow marker 34A, less 1A acre for house & garage.

PROFILED

envy

kmv 7/28



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 17, 2005

RE: Reply of Notice of Error

Elmer and Lucile M Stecklein

P.O. Box 116

Blackfoot, ID 83221

Telephone Number (208) 785-0028

Dear Elmer and Lucile,

We received your reply to the Notice of Error. After reviewing your reply, we added the area around the home to the area previously sent to you in the recommendation. The addition increased the total acreage to 29.7 acres, which now reflected in the recommendation. Your property on the south side of the river cannot be recommended as a place of use for this water right since it is not irrigated with this water right.

A map is attached to illustrate your property boundary and the boundary of the property we included in our recommendation.

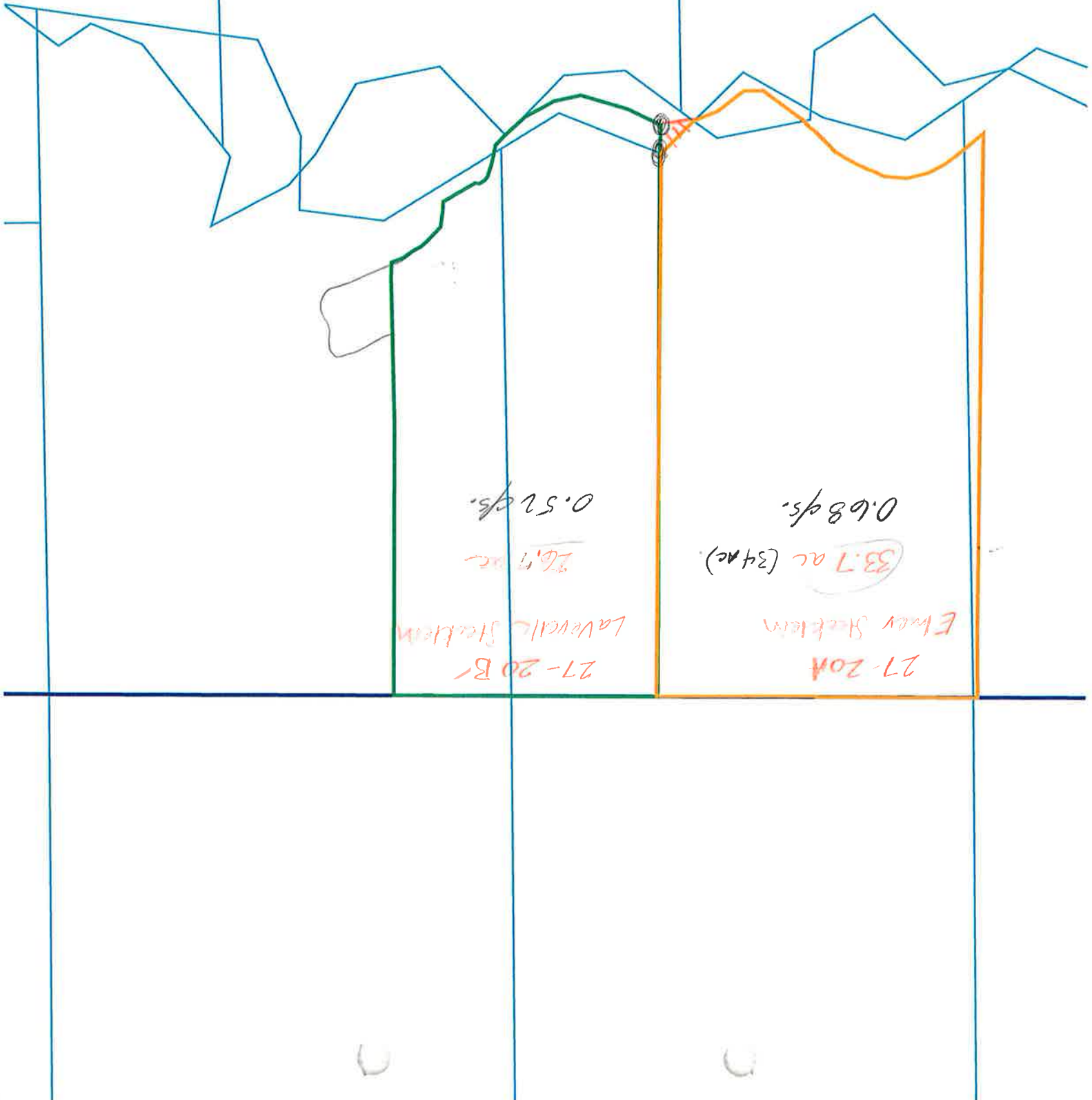
Thank you,

Ernest Carlsen

Water Rights Supervisor

RECEIVED
AUG 31 2005
Department of Water Resources
Eastern Region

Sep. 2005
Kristin Moore



0.52 cfs.

26.7 ac

Laverack Station

27-20 B

0.68 cfs.

33.7 ac (34 ac)

Erner Station

27-20A



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 15, 2005

Elmer & Lucile Stecklein
PO Box 116
Blackfoot ID 83221

RE: Notice of Error Reply for 27-20A

Dear Elmer & Lucile:

Thank you for returning the Notice of Error Reply for the Preliminary Director's Report (PDR) on water right 27-20A. My assessment of the information you provided reveals that future action is required by you in order to reflect 34 irrigated acres on the PDR.

For your convenience enclosed is a Notice of Amended Claim to a Water Right for 27-20A listing 34 acres as the place of use. This amended claim is necessary because your initial claim only listed 20 irrigated acres. I ask that you review the amended claim to ensure it is correct. Provided there is no change simply sign the form before a Notary Public and return it to this office bearing your notarized signature.

When I receive the amended claim a new Preliminary Director's Report will be issued reflecting the 34-acre place of use. Naturally if you have questions or the amended claim must be changed contact me at 525-7161.

Respectfully submitted

Ernest Carlsen
Water Rights Supervisor

Enclosure 1

08/17/2005

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: **September 2, 2005**

Water right number: 27-20A

LUCILE STECKLEIN
P.O. BOX 116
1550 RIVERTON RD
BLACKFOOT ID 83221
Telephone Number: (208) 785-0028

ELMER STECKLEIN
P.O. BOX 116
1550 RIVERTON RD
BLACKFOOT ID 83221
Telephone Number: (208) 785-0028

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

- 1- Recommended place of use - map 2nd acres
2- Claimed place of use - map 2nd acres

2. Describe the changes you wish to make in the proposed recommendation:

- 1- Recommended place of use - surveyors certificate
as outlined in yellow marker
2- Claimed place of use 34 Acres. lawn-yard uses ditch water

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

- 1- We do not claim land on the south side
of the river as shown on your map prepared
Aug 2005. all 34 acres is North of the River.

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

DATE:

8/30/05

SIGNATURE:

Elmer Stecklein

Please print your name:

ELMER STECKLEIN

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

Lucile M Stecklein

LUCILE M. STECKLEIN

RECEIVED

AUG 31 2005

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Patricia S. Perry
7770 Northwest Canyon Dr.
Corvallis, OR 97330

COPY

January 13, 2004

REF: Snake River Basin Adjudication (SRBA)
Claim No. 27-20A

Subject: Change in Ownership

Response Date: February 6, 2004

Dear Claimant(s),

Lucille Stecklein indicated that you are the current owner of this property and water right referenced above. Before we can modify our records to reflect your ownership, we need form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us.

We will also need a copy of the warranty deed and either a copy of the plat, survey map or aerial photo with the appropriate area marked.

Please fill out the highlighted areas on the notice of change form and submit with the necessary documents by the response date stated above.

If you have any questions please feel free to contact me at (208) 547-3993.

Respectfully,


Cindy E. Bird
Adjudication Bureau

CEB/pb

Enclosure: Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership"
Copy of Notice of Claim A27-00020A



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Elmer & Lucille Stecklein
P.O. Box 116
Blackfoot, ID 83221

April 8, 2004

Re: Snake River Basin Adjudication (SRBA)
Claim 27-20A

Subject: CHANGE IN WATER RIGHT OWNERSHIP

Response Date: May 6, 2004

Dear Elmer & Lucille;

After you called and spoke with Pauline on Thursday, we looked up the claim file 27-20A. It appears that your daughter never sent in the forms to change the water right to her name, so it's still listed in Claude and Grace Lilya's names.

Please file out the "Notice of Change in Water Right Ownership" form and return to our office along with the required documents. Since this claim is still in the adjudication review process there is no filing fee required if returned by the response date noted above.

If you have any questions please feel free to call me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/pb

Enclosure: Form 42-248/42-1409(6) Notice of Change in Water Right Ownership

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

Please print or type. Attach pages with additional information. Instructions are
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if an adjudication claim number if there is no corresponding water right record on file space provided (under the "split" heading), if the change in ownership is a 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).
	27-20	A	

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** showing ownership of the property and water right(s) or claim(s) in question, **WITH**
- C. Either of the following (if necessary to clarify division of water rights or a **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of your water right(s) and/or adjudication claim(s) (these are usually attached **OR**

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 **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)

Claude E. & Grace S. Lilya
414 North 400 West, Blackfoot,

4. New Owner/Claimant(s)

ELMER AND LUCILE M. STECKLEIN

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

New Mailing Address

P.O. BOX 116 1550 RIVERTON ROAD

City, State and ZIP Code

BLACKFOOT, ID 83221

New Telephone Number

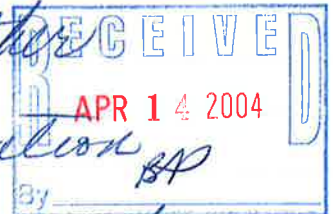
208 785-0028

5. Date you acquired the property

26 APRIL 1993

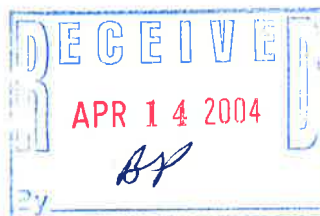
4-14-04
Please Call or write
785-0028

if you need
any other
information



By Lucia M. Stecklein
P.O. Box 116
Blackfoot, ID
83221

Note: Please send me
one more Notice of
Change of ownership paper



6. If the change in owners 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 affects 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	25.0 acre feet per annum	10
Stock		~~0~~
Domestic		~~0~~
Other		~~0~~
Total	10	

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		

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

Elmer Stecklein
Lucile M Stecklein

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Elmer & Lucille Steeklein
Lucille M Steeklein
Decem #27-00020A

INCORPORATED UNDER THE LAWS OF
THE STATE OF IDAHO

No. 309 Shares 10

MINERS DITCH COMPANY, Inc.

CAPITAL STOCK \$12,000.00

THIS CERTIFIES THAT Elmer & Lucille Steeklein is the owner of
Ten Shares of the Capital Stock of
MINERS DITCH COMPANY, Inc.
transferable only on the books of the Corporation by the holder hereof in
person or by Attorney, upon surrender of this Certificate properly endorsed.

In Witness Whereof, the said Corporation, has caused this Certificate to be signed by its duly
authorized officers and to be sealed with the Seal of the Corporation
this 12 day of February 2004
Glenn Hamilton Secretary Ray Hickey President

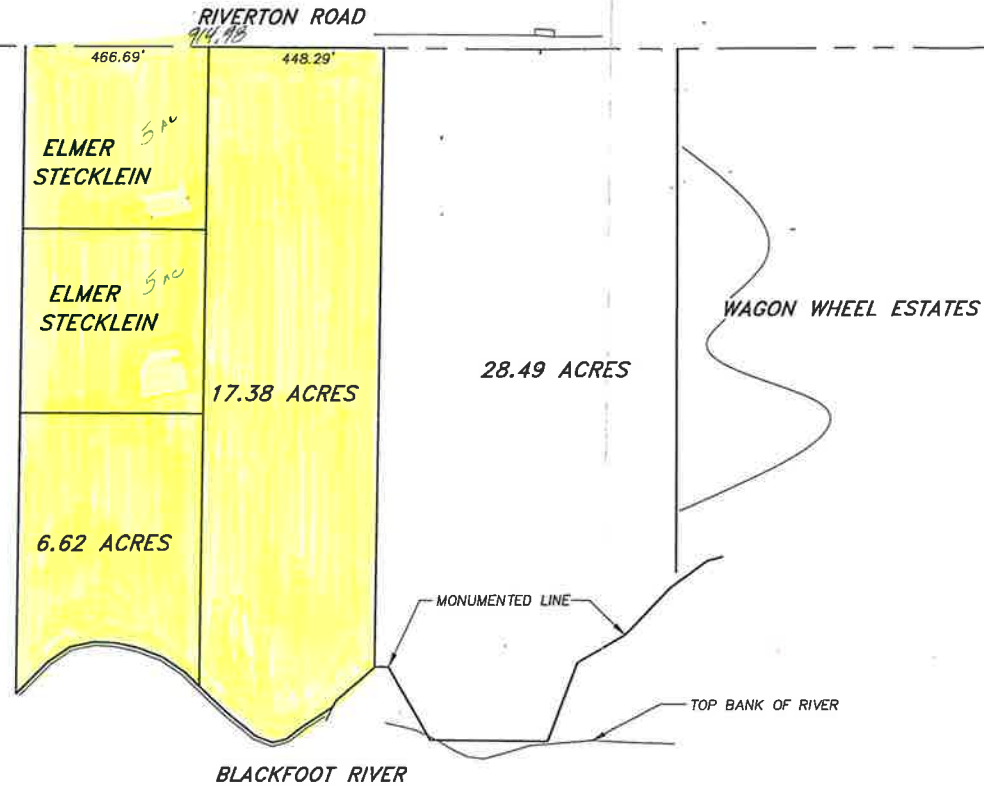
MINERS DITCH COMPANY, INC.
CORPORATE SEAL
STATE OF IDAHO

SHARES \$10.00 EACH

© GOES 53



PART OF THE NW 1/4 OF
SECTION 9, T. 3 S., R. 35 E.B.M.
BINGHAM COUNTY, IDAHO



SURVEYORS CERTIFICATE

I, Bryce D. Jolley, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plat is an accurate representation of the survey completed under my supervision.



LEGEND

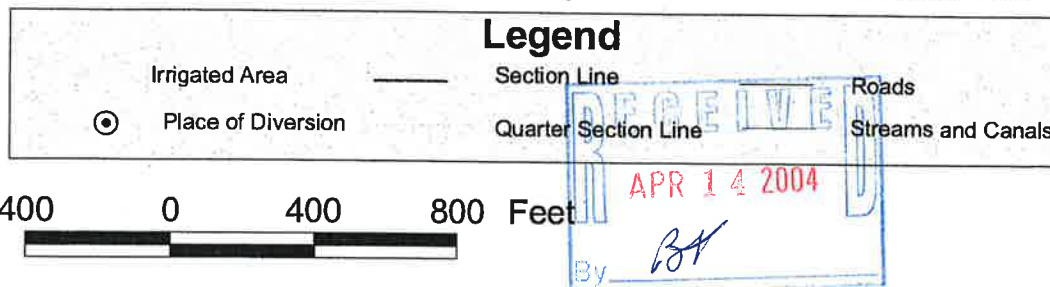
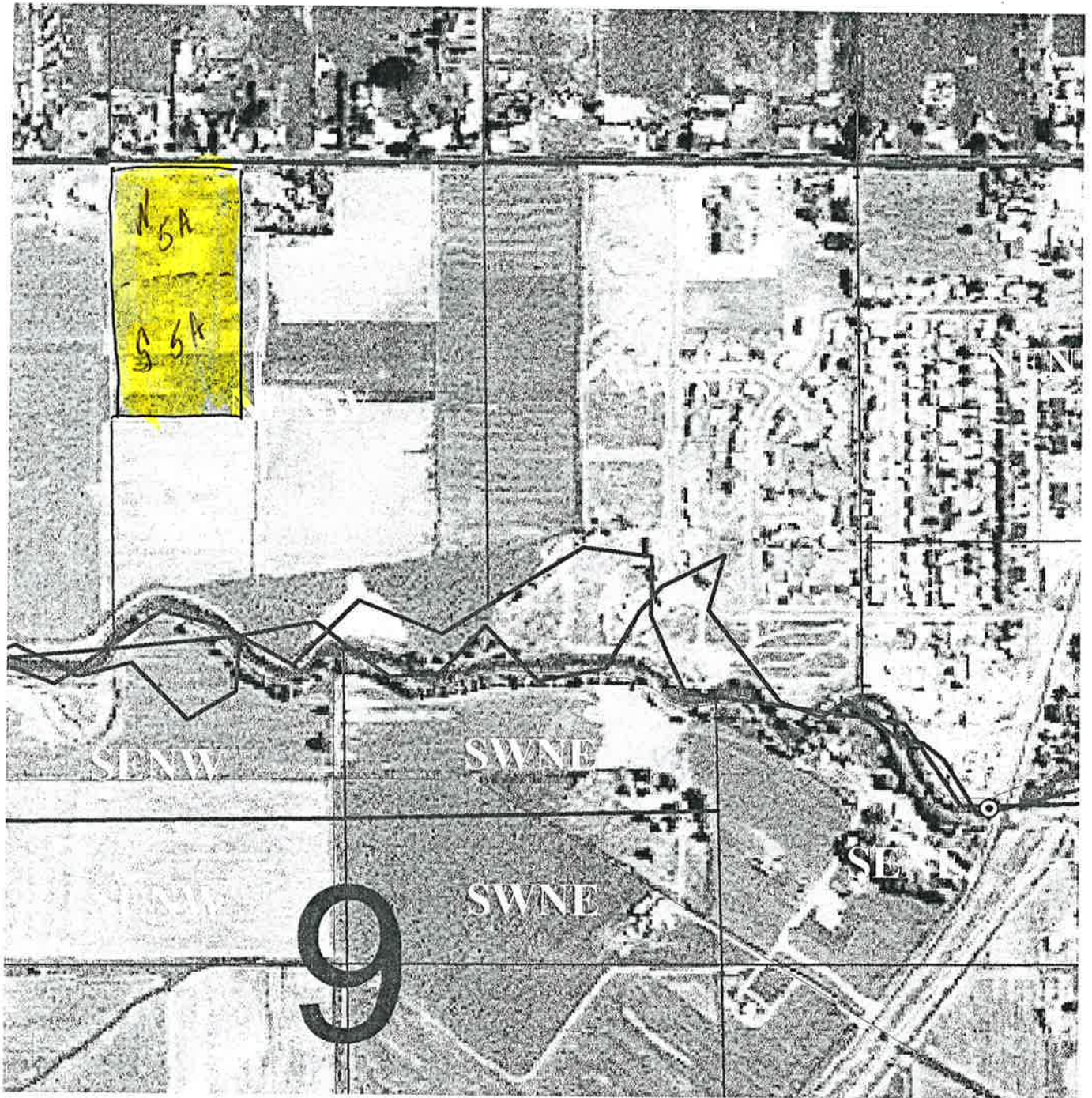
- Section Corner Control
- Placed 1/2" X 24" Iron rod with cap marked P.L.S. 5360
- Fence line.
- Found 1/2" Iron Rod
- OHP Overhead Power
- Existing PowerPole

HE	RECORD OF SURVEY		
	ELMER STECKLEIN		
	SEC. 9, T. 3 S., R. 35 E.B.M.		
	HARPER-LEAVITT ENGINEERING, INC.		
PROFESSIONAL ENGINEERS AND LAND SURVEYORS	ADD. NO.	01-327	SHEET
11/18/01	DATE	11/18/01	1
BY: S.A.J.	CHECKED BY: S.A.J.	DATE	OF
11/18/01	11/18/01	11/18/01	1

Elmer and or Lucile M Stecklein
P.O. Box 116 Bergh, Idaho 83221
1550 Riverton Road

Water Right Claim Number 27-00020A
Township , 3S35E

12/19/2000

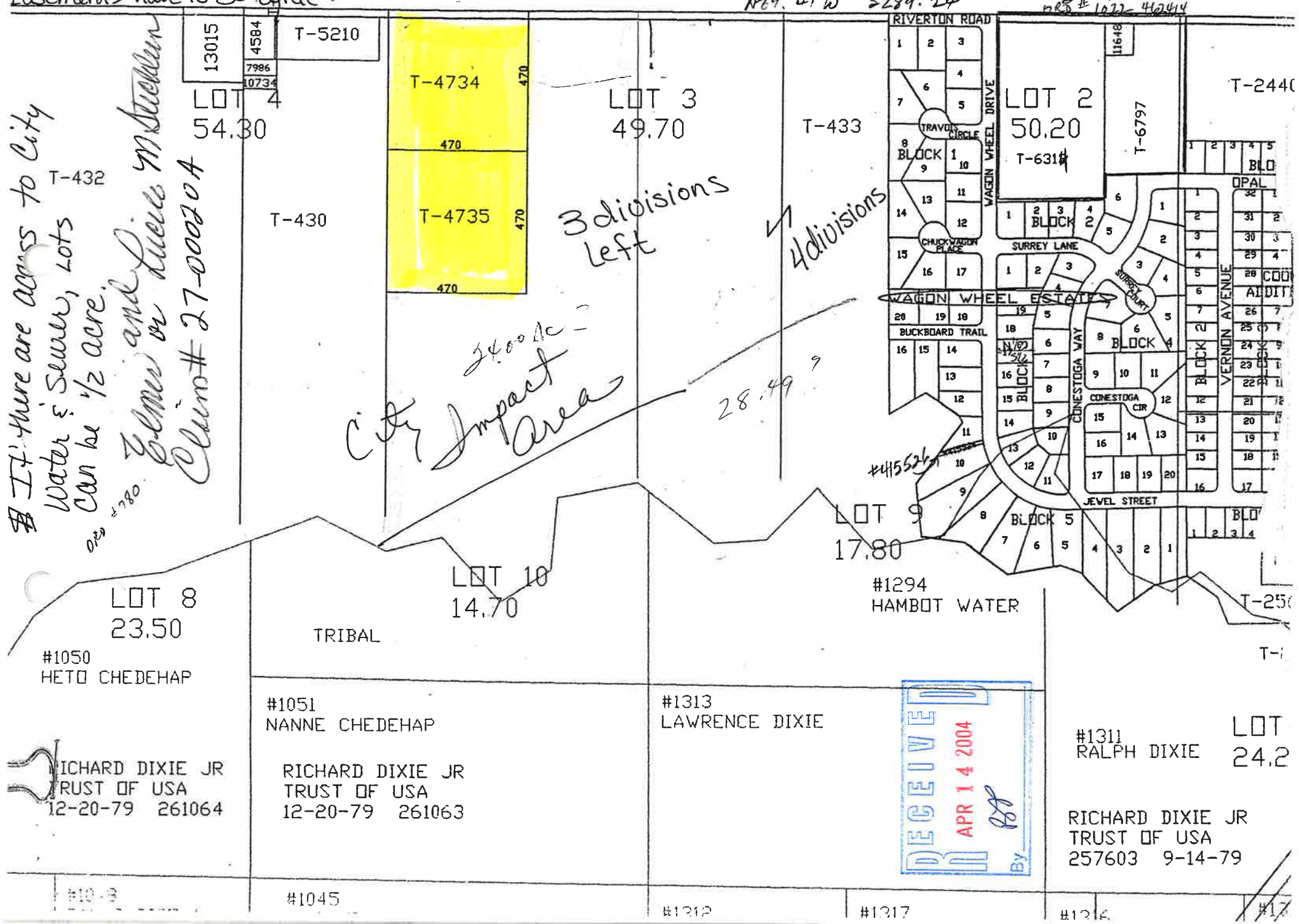


4 accesses off an Easement - Easements have to 50' wide. Original parcels before 1915 have 4 divisions / Building rights. Lot sizes are to be a minimum of 1 acre.

If there are access to City Water & Sewer, lots can be 1/2 acre.

*Elmer and Lucile M. Stucklen
Claim # 27-000704*

*N 29.41 W S 289.24 3-15-98
PSS # 1022-462414*



*RICHARD DIXIE JR
TRUST OF USA
12-20-79 261064*

*#1051
NANNE CHEDEHAP

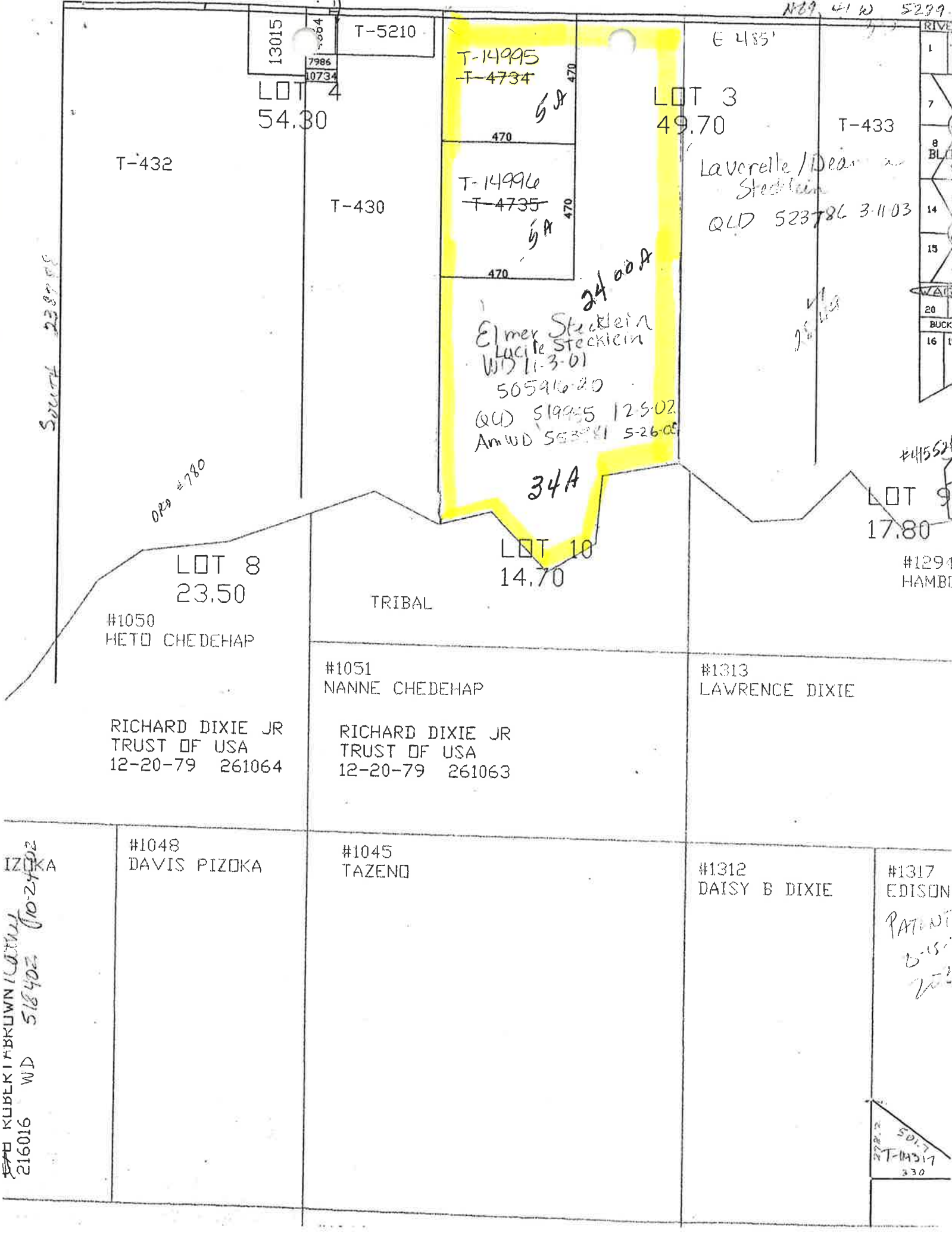
RICHARD DIXIE JR
TRUST OF USA
12-20-79 261063*

*#1313
LAWRENCE DIXIE*

*#1311
RALPH DIXIE

RICHARD DIXIE JR
TRUST OF USA
257603 9-14-79*

RECEIVED
APR 14 2004
By *RF*



13015
T-5210

LOT 4
54.30

T-432

T-430

T-14995
T-4734

T-14996
T-4735

Elmer Stecklein
Lucile Stecklein
WD 11-3-01
505916-20
QCD 519955 12-3-02
Am WD 553881 5-26-05

LOT 3
49.70

T-433

Lavorelle / Dean
Stecklein
QCD 523786 3-11-03

DR #780

LOT 8
23.50

#1050
HETO CHEDEHAP

TRIBAL

LOT 10
14.70

#1051
NANNE CHEDEHAP

RICHARD DIXIE JR
TRUST OF USA
12-20-79 261064

RICHARD DIXIE JR
TRUST OF USA
12-20-79 261063

#1313
LAWRENCE DIXIE

LOT 9
17.80

#1294
HAMBL

216016 WD 518402 10-24-02
KUBERTI ABKUNWILCAHUT

#1048
DAVIS PIZOKA

#1045
TAZENO

#1312
DAISY B DIXIE

#1317
EDISON
PATENT
6-15-01
2-1-02

50.7
AT-14517
330

Copy

*Elmer and Lucile M Stecklein
Claim # 27-00020A*

QUIT CLAIM DEED

THIS INDENTURE made this ____ day of February, 2004, between Patricia S. Perry, Grantor, to Elmer Stecklein and Lucile M. Stecklein, of 1550 Riverton Road, Blackfoot, ID 83221, Grantees.

WITNESSETH: That the said Grantor, for and in consideration of good and valuable consideration paid by the said Grantees, the receipt whereof is hereby acknowledged, do by these presents demise, release and forever quit claim unto the said Grantees, and to its heirs and assigns all the certain land situate, lying and being in the County of Bingham, State of Idaho, described as follows, to wit:

See Exhibit "A" attached hereto.

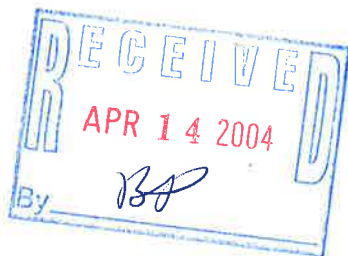
TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water and water rights, ditch and ditch rights.

SUBJECT TO Reservations in United States Patent, existing and recorded rights-of-way and easements, zoning and building ordinances, and taxes and assessments.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor hereunto sets his hand the day and year first above written.

Patricia S. Perry
Patricia S. Perry



STATE OF IDAHO)
) ss.
County of Bingham)

and
Elmer Steadman or (Lucile M)
Claim # 27-00020A

On this ____ day of February, 2004, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared PATRICIA S. PERRY, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

Notary Public for Idaho

Residing at: _____

My Commission Expires: _____



QUIT CLAIM DEED - 2

Elmer Stecklein and or (Lucile M)
Claim #
27-00020A

QUIT CLAIM DEED

THIS INDENTURE made this ____ day of February, 2004, between Lava Rock Holding Trust II, with Elmer Stecklein, Lucile Stecklein and Patricia S. Perry as Trustees, Grantor, to Elmer Stecklein, Lucile M. Stecklein, and Patricia S. Perry of 1550 Riverton Road, Blackfoot, ID 83221, Grantees.

WITNESSETH: That the said Grantor, for and in consideration of good and valuable consideration paid by the said Grantees, the receipt whereof is hereby acknowledged, do by these presents demise, release and forever quit claim unto the said Grantees, and to its heirs and assigns all the certain land situate, lying and being in the County of Bingham, State of Idaho, described as follows, to wit:

See Exhibit "A" attached hereto.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water and water rights, ditch and ditch rights.

SUBJECT TO Reservations in United States Patent, existing and recorded rights-of-way and easements, zoning and building ordinances, and taxes and assessments.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said Grantee and to its heirs and assigns forever.

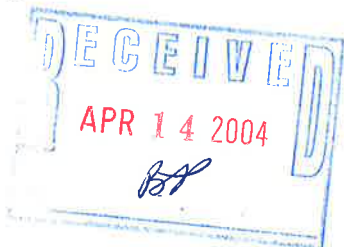
IN WITNESS WHEREOF, the said Grantor hereunto sets his hand the day and year first above written.

Lava Rock Holding Trust II
By: Elmer Stecklein, Trustee

Lava Rock Holding Trust II
By: Lucile Stecklein, Trustee

Patricia S. Perry, Trustee

Lava Rock Holding Trust II
By: Patricia S. Perry, Trustee

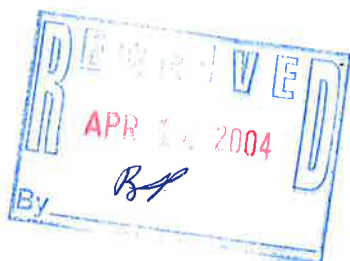


and or
Elmer Stecklein (Lucile M)
Claim #
27-00020A

STATE OF BINGHAM)
 : ss.
COUNTY OF IDAHO)

On this ____ day of February, 2004, before me a Notary Public of said State, personally appeared ELMER STECKLEIN, LUCILE STECKLEIN, and PATRICIA S. PERRY, known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that they executed the same as Trustees for the Lava Rock Holding Trust II.

Notary Public for Idaho
Residing at _____
Commission Expires _____



*Elm Section or
Claim # (Lucien M)
27-00020A*



NORTH PARCEL

Part of section 9, Township 3 South, Range 35 East, B.M., Bingham County, Idaho described as: Beginning as a point that is N 89 degrees 35' 15" W 1324.04 feet along the section line from the North quarter corner of said Section 9 and running thence S 00 degrees 41' 37" W 466.69 feet; thence S 89 degrees 35' 15" E 466.69 feet; thence N 00 degrees 41' 37" E 466.69 feet; thence N 89 degrees 35' 15" W 466.69 feet to the point of beginning.

Parcel subject to a public road right-of-way along the North side of said parcel.

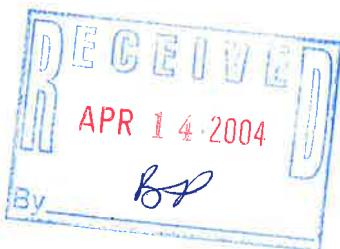
SOUTH PARCEL

Part of Section 9, Township 3 South, Range 35 East, B.M., Bingham County, Idaho described as: Beginning at a point that is N 89 degrees 35' 15" W 1324.04 feet along the Section line and S 00 degrees 41' 37" W 466.69 feet from the North quarter corner of said Section 9 and running thence S 00 degrees 41' 37" W 466.69 feet; thence S 89 degrees 35' 15" E 466.69 feet; thence N 00 degrees 41' 37" E 466.69 feet; thence N 89 degrees 35' 15" W 466.69 to the point of beginning.

Together with the following described right-of-way;

Part of Section 9, Township 3 South, Range 35 East, B.M., Bingham County, Idaho described as: Beginning at a point that is N 89 degrees 35' 15" W 827.35 feet along the section line from the North quarter corner of said Section 9 and running thence N 89 degrees 35' 15" W 30 feet; thence S 00 degrees 41' 37" W 933.38 feet; thence S 89 degrees 35' 15" E 30 feet; then N 00 degrees 41' 37" E 933.38 feet to the point of beginning.

Included with the real property are Water Certificates, Numbers 229 and 249, constituting 10 shares of Miner Ditch Company, Inc. water for irrigating purposes.



Elmer and Lucile M Stecklein
Claim #27-00020A

CONTRACT FOR DEED

THIS AGREEMENT MADE AND ENTERED INTO THIS 26 th day of April, 1993, between CLAUDE E LILYA and GRACE S LILYA, husband and wife, of 414 North 400 West, Blackfoot, Bingham County, Idaho, hereinafter referred to as the Seller, and ELMER STECKLEIN and LUCILE M STECKLEIN, husband and wife, of 943 South 1700 West, Pingree, Idaho 83262, and Patricia S Perry of 7770 North West Canyon Drive, Corvallis, Oregon, 97330, hereinafter referred to as the Buyers.

W I T N E S S E T H

1. CONVEYANCE OF TITLE: Seller hereby covenants and agrees that if the said Buyer shall first make the payments and perform the covenants hereinafter mentioned on Buyer's part to be paid, kept and performed, Seller will convey and assure to the Buyer in fee simple, by good and sufficient Warranty Deed, the real property hereinafter described, free from all encumbrances except rights of way and easements, reservations in Federal patents and State deeds, or other restrictions imposed by law, building and use restrictions of record, building and zoning regulations and ordinances of any governmental unit, and except for those herein assumed or agreed to be assumed by the Buyer or hereafter created or caused by reason of any act or deed of the Buyer, the following described real property situated in Bingham County, Idaho, to-wit:

NORTH PARCEL

Part of Section 9, Township 3 South, Range 35 East, B. M., Bingham County, Idaho described as:

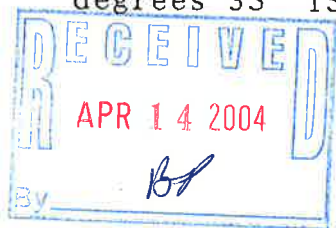
Beginning at a point that is N 89 degrees 35' 15" W 1324.04 feet along the section line from the North quarter corner of said Section 9 and running thence S 00 degrees 41' 37" W 466.69 feet; thence S 89 degrees 35' 15" E 466.69 feet; thence N 00 degrees 41' 37" E 466.69 feet; thence N 89 degrees 35' 15" W 466.69 feet to the point of beginning.

Parcel subject to a public road right-of-way along the North side of said parcel.

SOUTH PARCEL

Part of Section 9, Township 3 South, Range 35 East, B.M., Bingham County, Idaho described as:

Beginning at a point that is N 89 degrees 35' 15" W 1324.04 feet along the section line and S 00 degrees 41' 37" W 466.69 feet from the North quarter corner of said Section 9 and running thence S 00 degrees 41' 37" W 466.69 feet; thence S 89 degrees 35' 15" E 466.69 feet; thence N 00 degrees 41' 37" E 466.69 feet; thence N 89 degrees 35' 15" W 466.69 feet to the point of beginning.



Edna and Lucile M. Stecker
Claim # 27000 20A

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Together with the following described right-of-way:

Part of Section 9 Township 3 South, Range 35 East, B.M., Bingham County, Idaho described as:

Beginning at a point that is N 89 degrees 35' 15" W 827.35 feet along the section line from the North quarter corner of said Section 9 and running thence N 89 degrees 35' 15" W 30.00 feet; thence S 00 degrees 41' 37" W 933.38 feet; thence S 89 degrees 35' 15" E 30.00 feet; then N 00 degrees 41' 37" E 933.38 feet to the point of beginning.

INCLUDED with real property are Water Certificates, Numbers 229 and 249, constituting 10 shares of Miner Ditch Company, Inc. water for irrigating purposes.

2. PAYMENT: The Buyer agrees to pay the Seller as the purchase price for the above described real property the sum of SIXTY THOUSAND AND NO/100 DOLLARS (\$ 60,000.00), in lawful money of the United States of America, in the manner following, to-wit:

(a) DOWN PAYMENT The amount of TWENTY THOUSAND AND NO/100 (\$20,000) the receipt of which is hereby acknowledged, on execution of this contract.

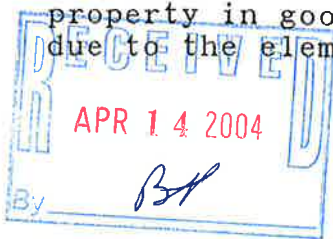
(b) The balance sum of FORTY THOUSAND DOLLARS (\$40,000.00) to be paid thusly:

Said sum shall bear interest at the rate of five per cent (5%) per annum from the 26 th day of April 1993 to April 26, 1994. Payment, which must be paid in 1994, no later than April 26, 1994, being TWENTY THOUSAND AND NO /100 DOLLARS (\$20,000.00) on the principal and \$2,000.00 accrued interest.

(c) The 1995 payment of TENTY THOUSAND AND NO/100, (\$20,000) must be paid in 1995 on the principal, together with ONE THOUSAND AND NO/100 DOLLARS, accrued interest, upon which the Seller will issue deed, and water certificates.

3. TAXES AND ASSESSMENTS: Seller shall pay all taxes and assessments for 1992 and prior years, Buyer to pay 1993 taxes and assessments and all thereafter. It is understood that the payments as called for by this paragraph are in addition to the installment payments hereinbefore referred to. Buyer understands and agrees that under no circumstances shall Buyer allow said taxes to become delinquent, but shall pay the same as they become due and payable, failure to do so to be considered a material breach of this contract. It is understood that there are no liens or mortgages or other outstanding debts on the property.

4. MAINTENANCE AND IMPROVEMENTS; Buyer shall maintain said property in good condition at all times, reasonable deterioration due to the elements excepted. Erection of buildings or fixtures



Edna and Lucile M. Stecker
or
Claim # 27000 Jo A

Page 3

shall be done without creating any lien on said property, and such erections or improvements shall become appurtenant to said real estate and shall not be removed therefrom. In the event of default, all improvements or alterations placed on said premises shall revert to the Seller without process of law.

5. ENCUMBRANCE OF PROPERTY: Buyer understands and agrees, and this paragraph is of the essence, that Buyer shall at no time, without the written consent of the Seller first secured, encumber, mortgage or otherwise create or cause to be created by reason of any act or deed of the Buyer a lien or encumbrance against the property described in this Contract. Creation of such a lien or encumbrance by the Buyer shall constitute a material breach of this Contract and give Seller the right to terminate and cancel this Contract, as more fully hereinafter provided.

(6) POSSESSION DATE: Upon signing and payment, according to the terms in this contract, possession is immediate.

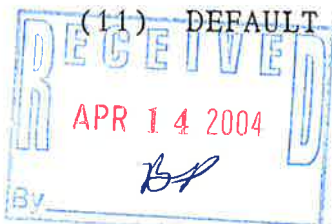
(7) CAVEAT: Buyer acknowledges that Buyer has personally examined this property and that Buyer will accept upon transfer of possession to Buyer of the above described premises, in the conditions they are now whether apparent from visual examination or not. Buyer's own inspection thereof as to the condition thereof, and acknowledges that neither Seller nor Seller's representatives have made any representations in respect thereto not specifically set forth herein. Buyer takes said premises as they are, subject to any defects in the nature of soil, weeds, noxious weeds, rock or any other characteristic of the soil which may be detrimental to the farming or use thereof, and Buyer will not hold, nor attempt to hold, Seller liable for any such defect; nor will Buyer because of such defect rescind this Contract.

(8) INSURANCE: In the event Buyer places any improvements on the premises, herein, Buyer shall insure the same against loss by fire or other elements with a reputable insurance company to the full insurable value of such improvements.

(9) DEFICIENCIES: If Buyer fails to pay taxes and assessments Seller may make payments due without notice to the Buyer.

(10) DISTRIBUTION OF MONEY TO HEIRS OR SELLER: In the event both Claude E Lilya and Grace S Lilya die before the purchase price called for by this Contract is paid in full, then by execution hereof they do hereby authorize and instruct the Buyer here under to pay the balance of any payments due as the same become due and payable, and are paid to Claudon E Lilya, son, and Velma LaRie Peck, daughter, administrators of the Seller's estate.

(11) DEFAULT CLAUSE: The parties to this Contract each agree that



Edmer and Lucien M Stedman
Claim # 27000 20A

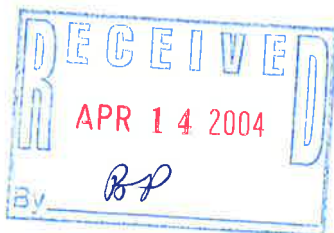
time is the essence of this Contract and that time and punctuality of payment and performance here under are a material part of this

Page 4

Contract, and if the Buyer fails to make a payment of principal or interest, or make any other payment as called for here in, promptly upon the due date thereof, then Seller may demand in writing that the terms hereof be complied with, or payments which are in default shall be made within one hundred and eighty (180) days from the date of such demand on Buyer, and in the event the Buyer fails to correct said default within such default period, Seller shall be released from all obligations in law and in equity to convey said property, and may immediately re-enter and take possession of said property, and every part thereof, and evict the said Buyer therefrom; and any consideration which shall have been paid heron by the Buyer shall and may be retained by the Seller as rental for said property during such occupancy by the Buyer, and as liquidated damages for the breach of this Contract; and the Buyer shall forfeit all rights thereto and all payments made on said property; notice of default shall be deemed given to the Buyer by the Seller depositing the same in any United States Post Office, by registered or certified mail, or hand delivered to any of the three listed asS 1700 West, Pingree, Idaho or delivered to Buyer's.

(12) SUIT AND LEGAL FEES CLAUSE: It is understood and agreed between the parties that in the event litigation develops between them with respect to the interpretation or enforcement of the within Contract, or with respect to breach of obligation here under by either of the parties, or as a result of an alleged default of either party hereunder, and it is necessary for either of the parties to incur legal expense by way of making demand for performance upon the other party, or legal expense is incurred by either party as a result of making demand for performance upon the other party, the party in default, or found to be at fault or liable by the court or the party failing to secure the relief sought as a result of the institution of litigation, shall pay all cost of enforcement, including a reasonable attorney's fee, whether such fee is incurred by way of making demand for performance upon the other party, or by virtue of institution of legal proceedings. If any such expense is incurred by Seller prior to suit, or Seller is awarded cost or expenses by a court of competent jurisdiction, Seller may add such expense and costs on to the unpaid principal balance of this Contract, and such expense and costs must be paid by Buyer before delivery of title to Buyer.

(13) HEIRS, ETC.: That all of the covenants and agreements herein contained shall extend to and be obligatory upon all the heirs, executors, administrators, successors or assigns of the respective parties hereto.



Elmer and Lucile M Stecklein
Claim # 27-00020A

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IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals in execution hereof.

Claude E Lilya
Claude E Lilya
Grace S Lilya
Grace S Lilya
Elmer Stecklein
Elmer Stecklein
Lucile M Stecklein
Lucile M Stecklein
Patricia S Perry
Patricia S Perry

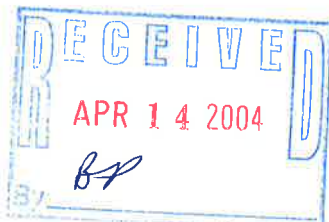
STATE OF IDAHO)
County of Bingham) ss.

On this 18th ^{May 18} day of ~~April~~ 1993, before me, the undersigned, a Notary Public in and for said state, personally appeared Claude E Lilya and Grace S Lilya, husband and wife, and Elmer Stecklein and Lucile M Stecklein, husband and wife, known to me to be the persons 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.

My commission expires

11/16/1998

Donna Cronquist
Notary Public for State of Idaho
Residing at Blackfoot, Idaho



Notes

1-5-04 Claim 27-23 E overlaps this claimed POU. Different claimants? Having Barbara call to see who owns this piece?

Why is there an overlap of claims by different owners?

1-12-04 Talked to Lucille Stecklein she said her daughter owns this 10 ac. & her address is Patricia S. Perry
7770 NW Canyon Dr.
Corvallis, Or. 97330
Sent Patricia an ownership change letter.

1-12-04 Letter to Clairmont re ownership. BT

2-12-04 Lucille Stecklein called said they should have the info. to us by the end of next week. PB 785-0028

2-24-04 Called 785-0028 @ 8:40 No answer. BT

3:00 Talked to Lucille. She will send "some" info by tomorrow. BT

4-8-04 Sent Elmer & Lucille an ownership change form. PB

Owner Type	Full Name	Address	City	State	Zip	Phone
Individual	John Doe	123 Main St	Anytown	CA	90210	(555) 123-4567
Business	ABC Corp	456 Elm St	Springfield	IL	62701	(555) 987-6543
Government	City of Springfield	789 Oak St	Springfield	IL	62702	(555) 234-5678

785-0028

Current Owner 1550 Riverton rd Blackfoot,
83221

4/14/05 received ownership charge.

Date:

1/27/05

Priority Date Data Entry Form

Claim Number: 27-20A.

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: same☐ 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:

stevens same

Reviewer: CBDate: 1/27/05

Priority Date Data Entry Form

Point of Diversion and Source Data Entry Form

Claim Number: 27-20A.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 35, R 35E, Sec. 9, 4, SE, NE, County: BinghamSource: Blackfoot R Tributary: Snake☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
GPS Coordinates: <u>43.1762671</u> <u>-112.3585806</u>						
GPS Coordinates: <u> </u> <u> </u>						
GPS Coordinates: <u> </u> <u> </u>						
GPS Coordinates: <u> </u> <u> </u>						
GPS Coordinates: <u> </u> <u> </u>						
GPS Coordinates: <u> </u> <u> </u>						
GPS Coordinates: <u> </u> <u> </u>						

GPS'd.
File Name:
MinersOther rights from this POD? yes

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

field exam
doneTransfers Changing POD noReviewer: CBDate: 1/27/05

Point of Diversion and Source Data Entry Form

Point of Diversion

Claim No. 27-20A

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. 27-20A

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

Place Of Use Data Entry Form

Claim Number: 27-20A. 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
3S	3SE	9	NENW		Bingham	3	10	Irrigation.

Total Acres

Document how the POU was verified:

field exam
decree

Transfers Changing POU NOReviewer: CBDate: 1/27/05.

Place of Use

Claim No.

27-20A

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

Purpose of Use Data Entry Form

Claim Number: 27-20A☒ 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:

field exam
1987 Napp photography

Transfers Changing Purpose of Use NoReviewer: CBDate: 1/27/05

Purpose of Use Data Entry Form

Purpose of Use

Claim No. 21 - 20 A

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

Period of Use and Quantity Data Entry Form

Claim Number: 27-20A☐ 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		

Overall Diversion Rate _____

Overall Diversion Volume _____

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

field exam
decree

Reviewer: CBDate: 4/27/05

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 Period of Use as shown on the Permit. Go to 18
Yes ☐ No ☐
4. Does the parent right have a Period of Use?
If Yes, go to 5
If No, go to 6
Yes ☐ No ☒
5. Can the claimed Period of Use be verified using the water right file?
If Yes, go to 14
If No, go to 6
Yes ☐ No ☐
6. Is there evidence that there has been a change in the Period of Use?
If Yes, go to 7
If No, go to 12
Yes ☐ No ☒
7. Does the change include an enlargement in the Period of Use?
If Yes, go to 9
If No, go to 8
Yes ☐ No ☐
8. Can the change be recommended as an accomplished transfer?
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
Yes ☐ No ☐
9. Was an enlargement claim filed?
If Yes, go to 12
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 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
11. Was a transfer filed?
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
Yes ☐ No ☐
12. Does the file contain all of the necessary information to verify the Period of Use?
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
Yes ☒ No ☐
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?
If Yes, go to 14
If No, go to 15
Yes ☐ No ☒
14. Is irrigation claimed as a purpose of use?
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☐ No ☐
15. Is irrigation claimed as a purpose of use?
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
Yes ☒ No ☐
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?
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☐ No ☐
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?
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
Yes ☐ No ☐
18. Is a Period of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
Yes ☐ No ☒

Period of Use

Quantity

Claim No. 27 - 20A

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 (☐) No (☒)

Quantity

Summary

Claim No. 27 - 20A

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
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. Conveyed thru Miners ditch

Split or Combined Right Analysis:

yes

Attached Field Notes or Other Documents:

yes

Claim No.:

27-20A

Reviewer

CB

Date

1/27/05

Notes

10-1-03 Map submitted matches 1987/88 Napp photography -

2) verify the owner is still correct.

3) 27-10999 claimed basis of right is 27-20, from a G.W. source, 27-20 is completely claimed in A.T. under 27-20 A, B & C.?

INTER-DEPARTMENT MEMO

TO: Barbara

SUBJECT: Layout

FROM: Cindy

DATE: 1/27/05

Please create a layout for Elmer's Portion of the 60 acres. I'm not sure if it is 30/30 or 31/29.

Use the corrected deeds and Bergman Co deeds to try and determine the split.

Return to me so I can calculate the diversion rate and list acres in each QQ.

() For your information

☒ Response required

P.B.
signature

Notes

3/9/05 GCDB is off from the imagery.

Didn't update PIS.

Lavell & Elmer purchased the property adjacent to the original claimed POB. Then they split 27-20B. So, I recommended the additional land in the split to Elmer under 27-20A instead of creating 2 additional claims under the split of 27-20B.

Recommend as noted - CB

References

[Contact
Help Desk](#)

[Document
Management
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ArcView](#)

[Administrative
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[Query
Tools](#)

[Data Entry
Standards](#)

[Show Help](#)

Screen ID
384

Process:
Claim
Verification
Record

Step:
Update
Information

Quick Look **Contacts** **Priority Date** **POD** **Source** **POU** **Water Use** **Period of Use**

Review/Verify Log

Status

Claim Number 27 20 A

Version Number 1

[View Documents](#)[View Re](#)**Check List**[Print Form](#)☒ Priority Date☒ Contacts No☒ Point of Diversion Yes☒ Source☐ Place of Use☒ Purpose of Use☒ Period of Use No☒ Quantity No☐ Summary [Yes to All](#)

Contacts

Comments

Author CBIRD Text

Subj

Date 01 - 27 - 2005

[Add](#)[Edit](#)[Remove Selected](#)

- Link POU. , do questions on POU.
- Do summary page. I only did first 2 Q. to set claim to active.
- Print preliminary report..

[Hide References](#)[Next Step](#)[Return to Home](#)Previous
Steps:[Select Claim](#)Screen
ID 384

* if POU is less than 30
acres. cty division rate. CB

Notes

4/27/05 Recommend as noted. CB

Miner's Ditch Water

Water Rights in Inches

Name	Eastern Idaho	Corbett Slough	Kirpatrick	Fox Whitten 1880	Fox Whitten 1885	Leon Mislin	John Mislin	Blackfoot Irrigation	Robert Millen	James Welch
Empey			2.5							
McNutt			1							
Hoge			36.5							
Kirpatrick			5							
Lilya			5							
Collard				20						
Dechant			50							
Hinderager	66.7	9								
Himilton		74			35	12				
Burgeman, Ed	2.5									14
Burgeman, David	2									
Cristensen	1.5									
Petersen	1									
Smith	51				15					
Hinderager	33.3	55						50		
Hill					24				41.7	12
Stokes		21.3								
Cushman		12								
Lindsey		10							43.5	
Mickelson		21								
Colson									5	
Haddon									4	
Bingham									5	
Carson	12									
Elison									5.8	
Younie Ditch						31.5	120			
Geist						4.5				
Total	170	202.3	100	20	74	48	120	50	105	26

Miner's Ditch

Inches	CFS	Sum	Priority Date	
48.0	0.96	0.96	4/1/1873	Leon Misslen
120.0	2.40	3.36	7/1/1874	J Misslen
100.0	2.00	5.36	5/1/1878	Kirkpatrick
20.0	0.40	5.76	3/25/1880	Fox & Whitten
102.0	2.04	7.80	5/25/1880	Eastern Idaho
	0.00	7.80	5/1/1885	Leon Misslen
120.0	2.40	10.20	5/1/1885	Misslen
74.0	1.48	11.68	6/1/1885	Fox & Whitten
68.0	1.36	13.04	10/1/1885	Eastern Idaho
26.0	0.52	13.56	6/20/1886	Welch
202.3	4.05	17.61	4/1/1939	Corbett Slough
50.0	1.00	18.61	4/1/1939	Blackfoot Irrigation

1/27/15 per Ryan Madsen this is last years (2004) break down. CB

Laurelle + Elmer now own these pieces.
 am not clear if the 60 acres is split
 30/30 or 3 1/29. ypt.

CB

Notes

A27-00020A

1/ Exam done 1 -19-2003 with Elmer Stecklein;
who is the new owner.

2/ Elmer said map needed to be modified. - see Spatial
Dynamics map.

3/ Mr. Stecklein was given a Change of Ownership
Form + Spatial Dynamics Map + instructed to
send all paperwork to the Soda Springs
IDWR office.

4/ GPS data - head of Miners Ditch 0633411
0231919

File # - Miner GPS Tag #A0009078

5/ Mr. Stecklein (Elmer) also has a portion of
A27-00020B. Perhaps these two parcels can
be combined into one claim.

12/8/03 Lucille Stecklein called and
said his daughter now owns the
property.

12-11 ~~Send change of ownership~~

12-24-03 Called Bingham Co. owner is:

LaVerelle + DeAnna Stecklein

757 West Riverton Road

Blackfoot, ID 83221 785-1594

12-24-03 Sent ownership change letter. No. CB.

Claim Summary Worksheet

Claim No. 27 - 20A

Completion of claim is dependent on processing the following documents and/or actions.	Requested	Response date	Received	Completed	Notes
OWNERSHIP					
Ownership Change Form	1-13 4-8	2-6 2-24 5-6			
Warranty Deed	1-1 4-8	5-11 5-6			
Map(s)	1-1 4-8	5-11 5-6			
Is this a split? Y ☒ N					
<i>time lapse</i>					
AMENDMENT					
Notarized amended claim					
Correction in POD/Source					
Correction in POU					
Change in Priority Date					
Change in Diversion Rate					
ENLARGEMENT					
1. Advised claimant need to file enlargement claim					
2. Receive enlargement claim					
3. Eastern registration process					
4. Notarized claim					Enlargement Claim # -
SPLIT CLAIM	Obtain information from Eastern				Parent Right # - : CFS
Ownership					Children # - : CFS
					Children # - : CFS
					Children # - : CFS
					Children Total: CFS

Children total must agree with parent right.

SCANNED

JUL 13 2001

Log for claim 27-00020A

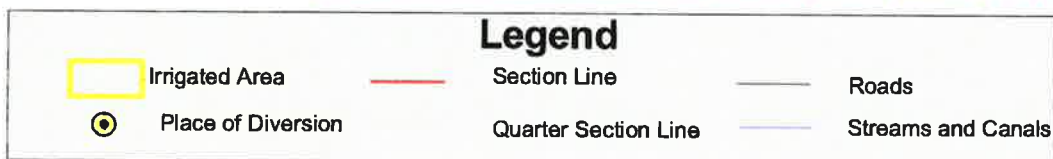
Spatial Dynamics LTD

12/19/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s35e	9	NENW	10	10	
Totals:			10	10	

Water Right Claim Number 27-00020A
Township , 3S35E

12/19/2000



Audit: 04/24/89 VERNER 09/27/94 JTHOMPSO 03/29/95 POST-STD

RECEIVED

NOV 18 2005

Department of Water Resources
Eastern Region

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 27-20A
Date Received: 4/24/1989
Receipt No: E006998
Received By:

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

1. Name of Claimant(s)

~~GRACE S LILYA Phone: (208)785-4232~~
~~414 N 400 W~~
~~BLACKFOOT ID USA 83221~~

Elmer Stecklein Phone: (208)785-0028
P.O. Box 116
Blackfoot, ID 83221

~~CLAUDE E LILYA Phone: (208)785-6775~~
~~414 N 400 W~~
~~BLACKFOOT ID USA 83221~~

Lucile M Stecklein Phone: (208)785-0028
P.O. Box 116
Blackfoot, ID 83221

2. Date of Priority: 05/01/1878

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	35E	9	SW SE NE 1	BINGHAM	

5. Description of diverting works:

PUMP IN RIVER DIVERTS WATER INTO MINERS DITCH, FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
~~IRRIGATION~~	~~4/01~~	~~11/01~~	~~0.2~~	
<u>IRRIGATION</u>	<u>4/01</u>	<u>11/01</u>	<u>0.68</u>	

7. Total Quantity Appropriated is:

~~0.2 C.F.S.~~ 0.68 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
~~03S~~	~~35E~~	~~9~~	~~NE NW 3~~	~~IRRIGATION~~	~~10~~

03S 35E 9 NE NW 3 IRRIGATION 34

Section Acres 10 34

Total Acres 10 34

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:

14. Remarks:

DELIVERY OF WATER IS RESPONSIBILITY OF MINERS DITCH CO.
OWNERSHIP OF RIGHTS BELONG TO INDIVIDUAL LAND OWNERS. THIS CLAIM COVERS PORTION OF
RIGHT NOW OWNED BY CLAIMANT.

15. Basis of Claim: Decreed

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): Lucile M. Stickler Date: 11/18/05
Elmer Stickler Date: 11/18/05

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this
of 18th Nov 2005

[Signature]
Notary Public

Residing at Blackfoot
My commission Expires 03/06/2009



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: A27-00020A
Date Received: 4/24/1989
Receipt No: 6006998
Received By: SSV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLAUDE E. LILYA 208-785-4232
Address: 414 N. 400 W.
BLACKFOOT, ID 83221
OR
Name: GRACE S. LILYA 208-785-4232
Address: 414 N. 400 W.
BLACKFOOT, ID 83221

A2700020A

2. Date of Priority: MAY 01, 1878

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	9	SW	SE	NE	1	BINGHAM

5. Description of diverting works:
PUMP IN RIVER DIVERTS WATER INTO MINERS DITCH, FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A27-00020A

Page 1

Date: 04/24/89

MICROFILMED

NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	35E	9	NE	NW	3	IRR	10.0
Section Acres							10.0
Total Acres							10.0

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:
NONE

14. Remarks:

DELIVERY OF WATER IS RESPONSIBILITY OF MINERS DITCH CO.
OWNERSHIP OF RIGHTS BELONG TO INDIVIDUAL LAND OWNERS. THIS
CLAIM COVERS PORTION OF RIGHT NOW OWNED BY CLAIMANT.

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 ☒ 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): Glaude E. Lilya Date: 4-24-89
Bruce L. Lilya Date: 4/24/89

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of April 19 89

[Signature]
Notary Public

Seal

Residing at Shole Falls, OR
My Commission Expires 22 Aug 1994

TM

A27-00020A

R35E

Right of
Way
Division
Canees Ditch
(Go. P. 1948)

NOV 12 1992
MICROFILMED 14

