

08/31/2005

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

RIGHT NUMBER: 27-16A

NAME AND ADDRESS: AUDREY H BEAN
1240 REBECCA DR
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.440 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

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

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 07/01/1873

POINT OF DIVERSION:
T03S R35E S8 SENE 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	0.440 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 this right with 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, 27-37C.

This right is limited to the irrigation of 14.4 acres within the place of use described above in a single irrigation season.

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 27.

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.

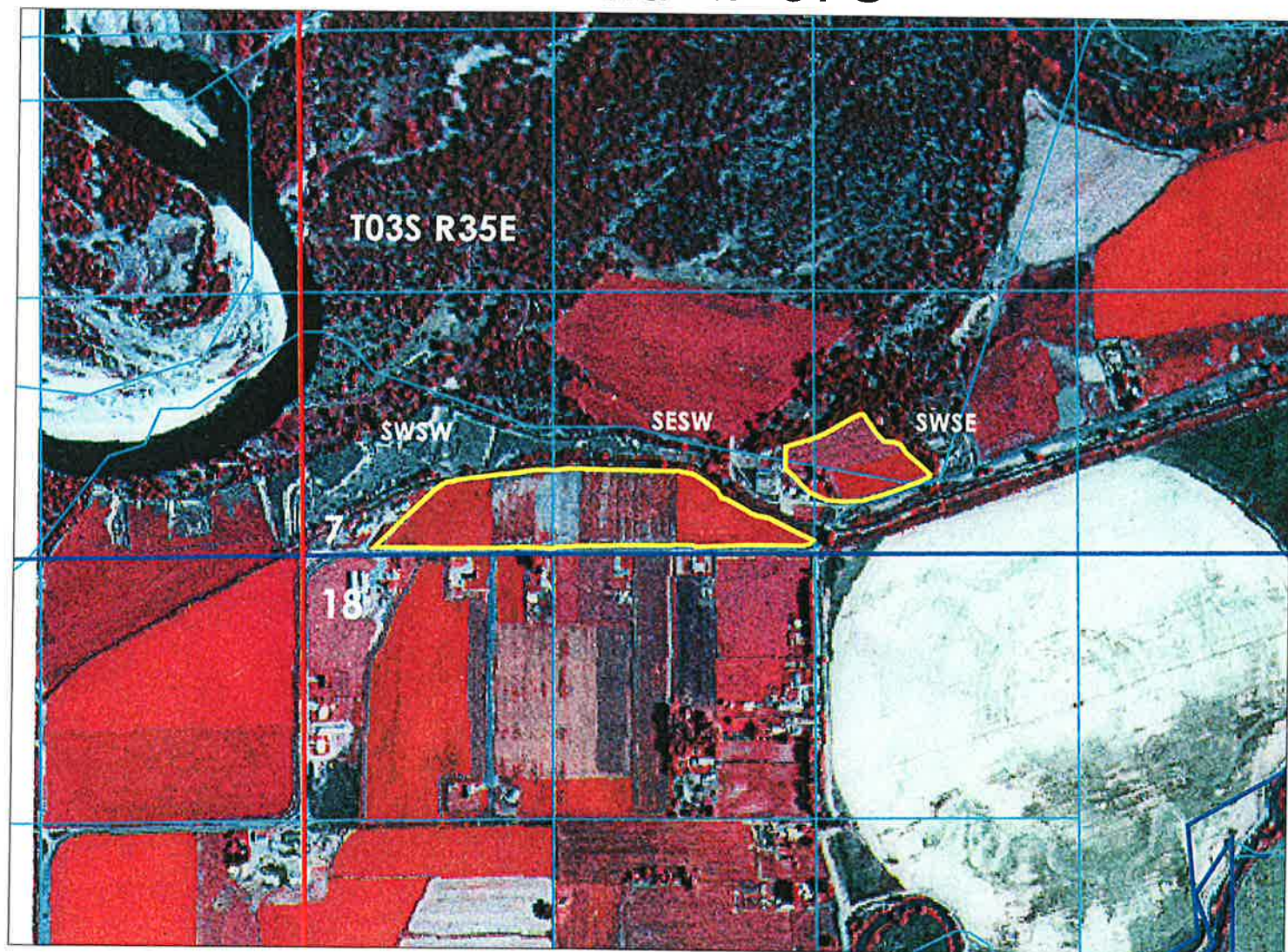
Water is delivered through Central Ditch.

This right is a split from former right 27-16D.



Department of Water Resources Eastern Region

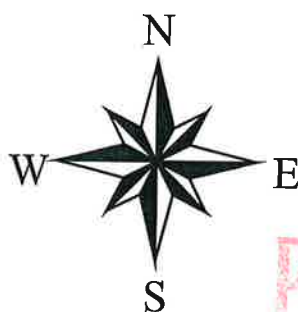
Claim No.: 27-4F, 27-16A,
and 27-37C



0 660 1320 1980 2640 Feet

-  Place of Use
-  Township/Range
-  Sections **SCANNED**
-  QQ

DEC 29 2005



GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: August 2005

PROFILED



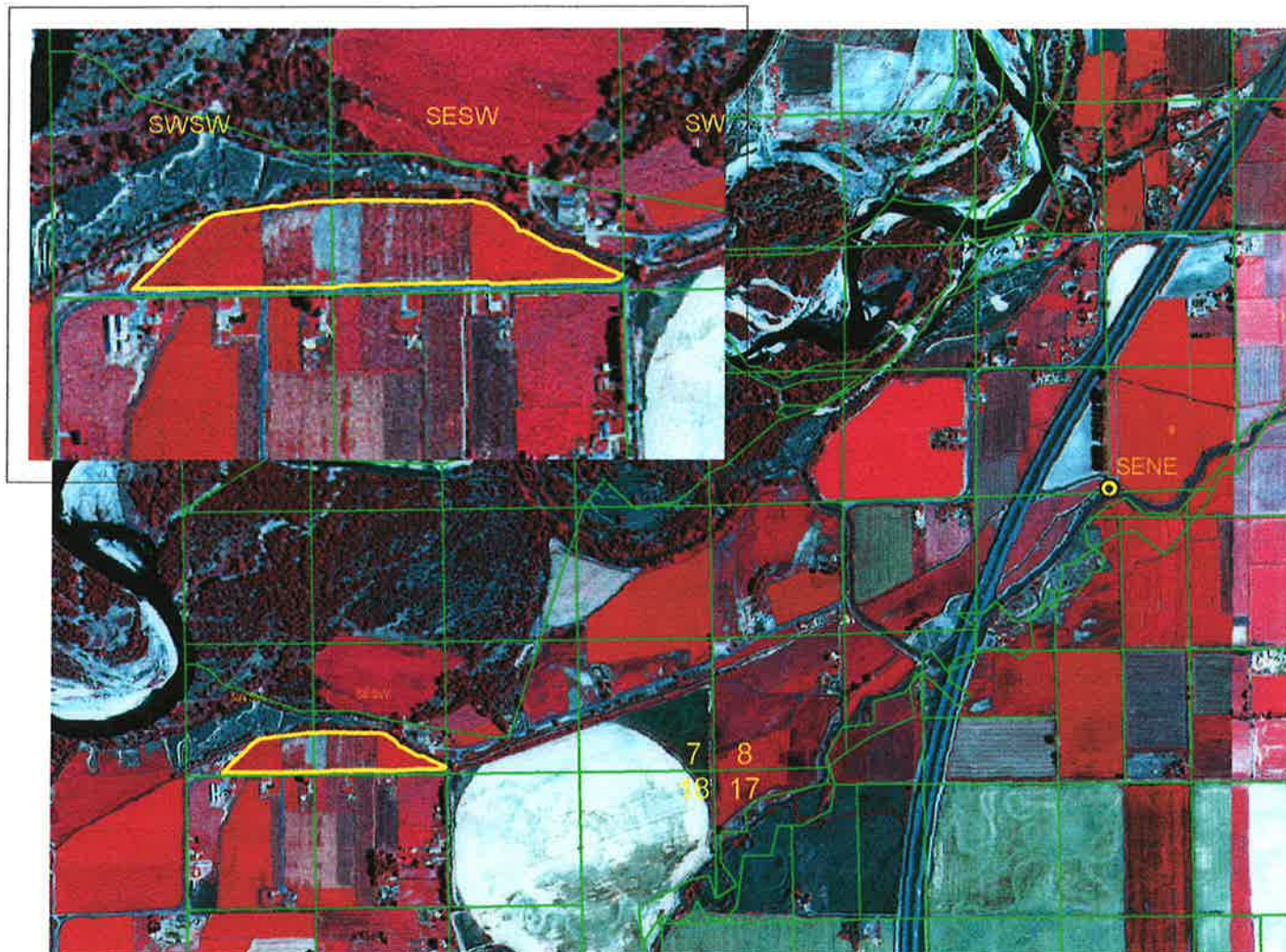
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-16A

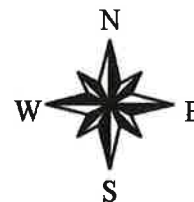


800 0 800 1600 Feet

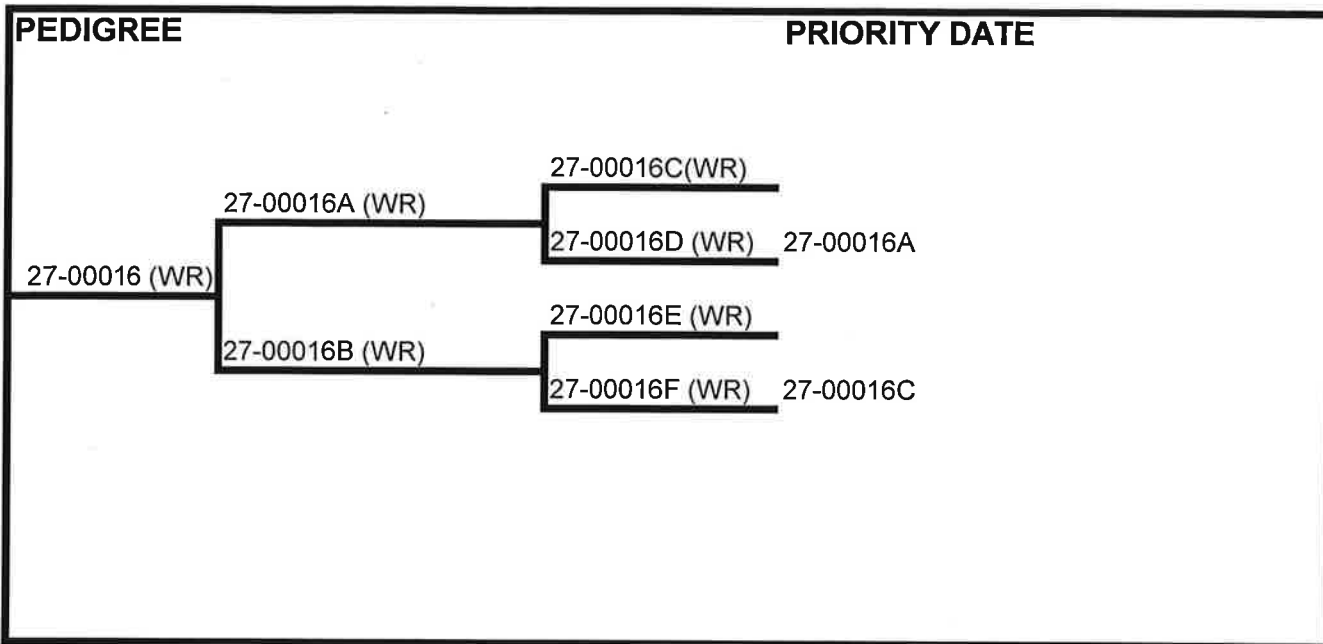
- LEGEND**
- ⊙ Point of Diversion
 - Place of Use
 - Townships
 - Sections
 - Quarter-Quarters

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

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



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



Water right #	to adjudication claim #
27-00016	
27-00016A	
27-00016B	
27-00016C	
27-00016D	27-00016A
27-00016E	
27-00016F	27-00016C

kmj 03/07/2006

05/13/2005

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: 27-16A

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:

- 1- Remove reference to "Blackfoot Irrigation Co."
2- Map should include part of SWSE as shown on 27-4E map.

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

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

DATE: 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 29 2005

PROFILED



KWJ
8/2

September 9, 2005

Audrey H Bean
1240 Rebecca Dr
Blackfoot, ID 83221

RE: Reply to Notice of Error

Dear Audrey,

We have received your reply to the Notices of Error for water rights 27-4F, 27-16A, and 27-37C. Enclosed is a copy of the new Preliminary Director's Reports (PDR) for each of the rights. After reviewing your remarks, we have made the following changes, which you requested:

- The Blackfoot Irrigation Co. has been removed from the remarks in all three rights. We recognize that you do not have water with their company.
- The total diversion rate for the combined rights of 27-4F, 27-16A, and 27-37C was increased from 0.75 c.f.s. to 0.97 c.f.s. to reflect the highest diversion rate of 0.97 c.f.s. for the right 27-37C.
- Place of use for the right 27-16A has been changed to the same property as is irrigated with rights 27-4F and 27-37C, which is a total of 18.9 acres. However, because of the specific limitations placed on each decreed right, some remarks have been added of which you should take note on the PDR for 27-16A. But the combined diversion rate and combined total acres is consistent on all three rights.

Please take the time to review these reports and return the Notice of Error Reply to the Department informing us of any changes you wish to make or of your agreement with the proposed recommendation.

Respectfully,

Kristin Moore
GIS Specialist

sent 9-9-2005

Notes

5/6/05 ownership change located in the file CB.
T 3780 was filed to change the Pou &
Pod.

ADM SOU. 4/1 - 10/31 : SOU # was not app
plied on to determine the SOU. CB.

~~Combined use across limit.~~

Recommend as noted. CB.

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Audrey H. Bean	1240 Rebecca Dr.				785-0792
Name connector: and						
Current Owner		Blackfoot, ID	83221			
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:

ownership change

Reviewer: CBDate: 5/6/05

Priority Date Data Entry Form

Claim Number: A 27-16A

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 7-1873 Recommended Basis: dunee

☒ 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:

duneeReviewer: CBDate: 5/6/05

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 (X)
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 (X) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (X) 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 (X)
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 (X) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim. *decree*
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Point of Diversion and Source Data Entry Form

Claim Number: A 27-16A

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

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? yes, Central Ditch.

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

Link 27-16A pod. Shp.Transfers Changing POD 3780Reviewer: CBDate: 5/6/05

Point of Diversion

Claim No. _____ - _____

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the POD as shown on the Permit. Go to 10Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5
If No, go to 6Yes (☒) 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 6Yes (☐) No (☐)

6. Is there evidence that there has been a change in the POD?

If Yes, go to 7
If No, go to 9Yes (☐) 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 8Yes (☐) No (☐)

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10
If No, go to 9Yes (☐) 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 10Yes (☒) 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 (☒)

Source**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 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 ☒

Place Of Use Data Entry Form

Claim Number: A-27-16A☐ 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	7	SWSW		Bingham	6	5.7	Irrigation.
			SESW		"	7	8.6	Irrigation.

Total Acres 14.3.

Document how the POU was verified:

1987 NAPP Photography

2003 Satellite imagery

link POU stage. 27-16A. Shp.

Transfers Changing POU T3780Reviewer: CBDate: 5/6/05

Place of Use

Claim No. 27-16A

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 ☒

Purpose of Use Data Entry Form

Claim Number: A 27-16A☒ 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 noReviewer: CBDate: 5/6/05

Purpose of Use

Claim No. 27 - 16A.

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 ☒

Period of Use and Quantity Data Entry Form

Claim Number: A27-16A☐ 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	4/10	10/31	0.44	

Overall Diversion Rate 0.44

Overall Diversion Volume _____

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

Adm. SO4 4/1 - 10/31Reviewer: CBDate: 5/6/05

If Yes, go to 4
If No, go to 2

1. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

2. 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 ()

3. Does the parent right have a Period of Use?

If Yes, go to 5
If No, go to 6

Yes () No (X)

4. 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 (X)

5. 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 (X)

6. Does the change include an enlargement in the Period of Use?

If Yes, go to 9
If No, go to 8

Yes () No ()

7. 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 ()

8. 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 ()

9. 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 ()

10. 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 ()

11. 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 (X) No ()

12. 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 (X)

13. 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 ()

14. 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 (X) No ()

15. 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 ()

16. 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 ()

17. 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 (X)

Quantity

Claim No. 27 - 16A

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 (☐)

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice? Yes (☒) No (☐)
If Yes, go to 2
If No, go to 3
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? Yes (☐) No (☒)
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
3. Is the water being used for all of the purposes claimed and to the extent claimed? Yes (☐) No (☐)
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
4. Is any portion of the claim being recommended? Yes (☐) No (☐)
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
5. Does this right have any combined used limits with other rights? Yes (☐) No (☒)
If Yes, go to 6
If No, go to 6
6. Is an additional remark and/or condition required? Yes (☒) No (☐)
If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7
7. Would you like to view the recommended right? Yes (☒) No (☐)
If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.
8. Is this a "split" or "combined" right? Yes (☒) No (☐)
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9
If No, go to 9
9. Do you have documents you would like to attach or link to the file? Yes (☐) No (☒)
If Yes, go to PowerDOCS and profile the documents. Go to 10
If No, go to 10
10. Would you like to set the verification date? Yes (☒) No (☐)
If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.

Summary

Claim No.

27 - 16 A

Summary Data Entry Form

Claim No.: _____

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

C18 X

FOX X Exp Rem. Central Ditch

P2X X Exp Rem This right is from water right 27-16D.

R59 R25 Qty Cond.

R43 A05 Cond.

R04V 05 Gen Cond. W.D.# 27.

~~E14. Pow. I Rem.~~

E52 E04 Qty Rem. 0.75 ; 27-4F ; 27-37C.

E04 E29 Exp. Cond. Blackfoot Irrigation Co.

Split or Combined Right Analysis:

comes from w/R 27-16D.

Attached Field Notes or Other Documents:

Claim No.:

27-16A

Reviewer

CB

Date

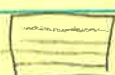
5/6/05

27-ANDREYBEAM, APR

135, R35E, Sec. 7

27-16A

09.61 downed



Slaps

44

Priority
4-1-1873

SW SW 6
SE SW 7
10
18

5.7
8.6
14.3

27-37C

SW SW 6
SE SW 7
10
8

5.7
18.6

SE SW 20

SW SE 21

SW SE 8

SE SW 7

21

0.3
18.8

27-4F

SW SW 6

SE SW 7

SE SW 20

SW SE 21

SW SE 8

SE SW 7

21

0.3
18.8

27-7079

NE SW

SE SW 20

NE SE

SW SE 21

SW SW 7

29

0.9

18.4

0.0

0.6

0.1

20.0
20.1

27-7079, APR
downed

3-14-1977

Combined
acre - amount of
18.8 acres

6-1-1885

3-20-1886

27-7079

NE3W

7

SWSW

SESW

SWSE

27-4F and 27-37C

27-16A and 27-37C

7

18

11-4-05 84

27-11994
27-11994

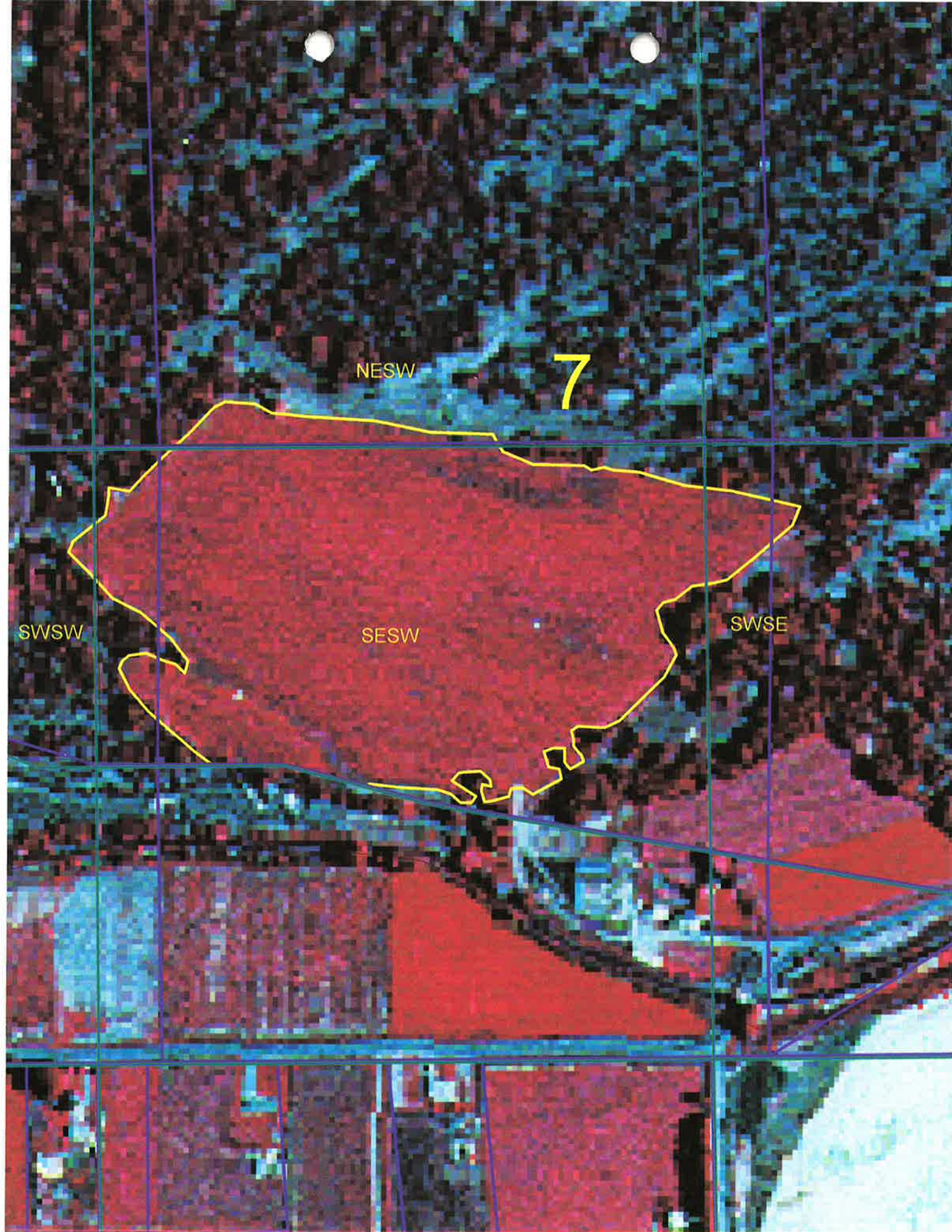
SES

MSW

NE

7

8



11-14-03 BP

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
27-4F				27-10/63 (D/S)	
27-16A					
27-37C					
27-7079					
27-16D					

PD issued 4/99
\$25.00 FEE Due

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

- The appropriate **FILING FEE**. See instructions for fee amounts.
- 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**.
- 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 CADDWELL
442 W RIVINGTON RD Blackfoot Id 83221

New Owner/Claimant(s)

Audrey V. Beor
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>JC</u>	Date <u>4-1-03</u>	Fee <u>\$85</u>	
Receipted by <u>JL</u>	Date <u>4-1-03</u>	Receipt No. <u>E028626</u>	
Processed by _____ AJ	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 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 assessment 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

14.3

FIRST AMERICAN TITLE

RECORDED AT THE REG

2003 FEB 28 PM 2

FEE
BLACKFOOT, IDAHO
DEP

at 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. 376.69 feet; thence N. 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, dues, 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

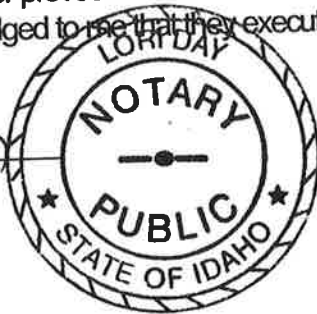
STATE OF Idaho

COUNTY OF BINGHAM

ss.

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

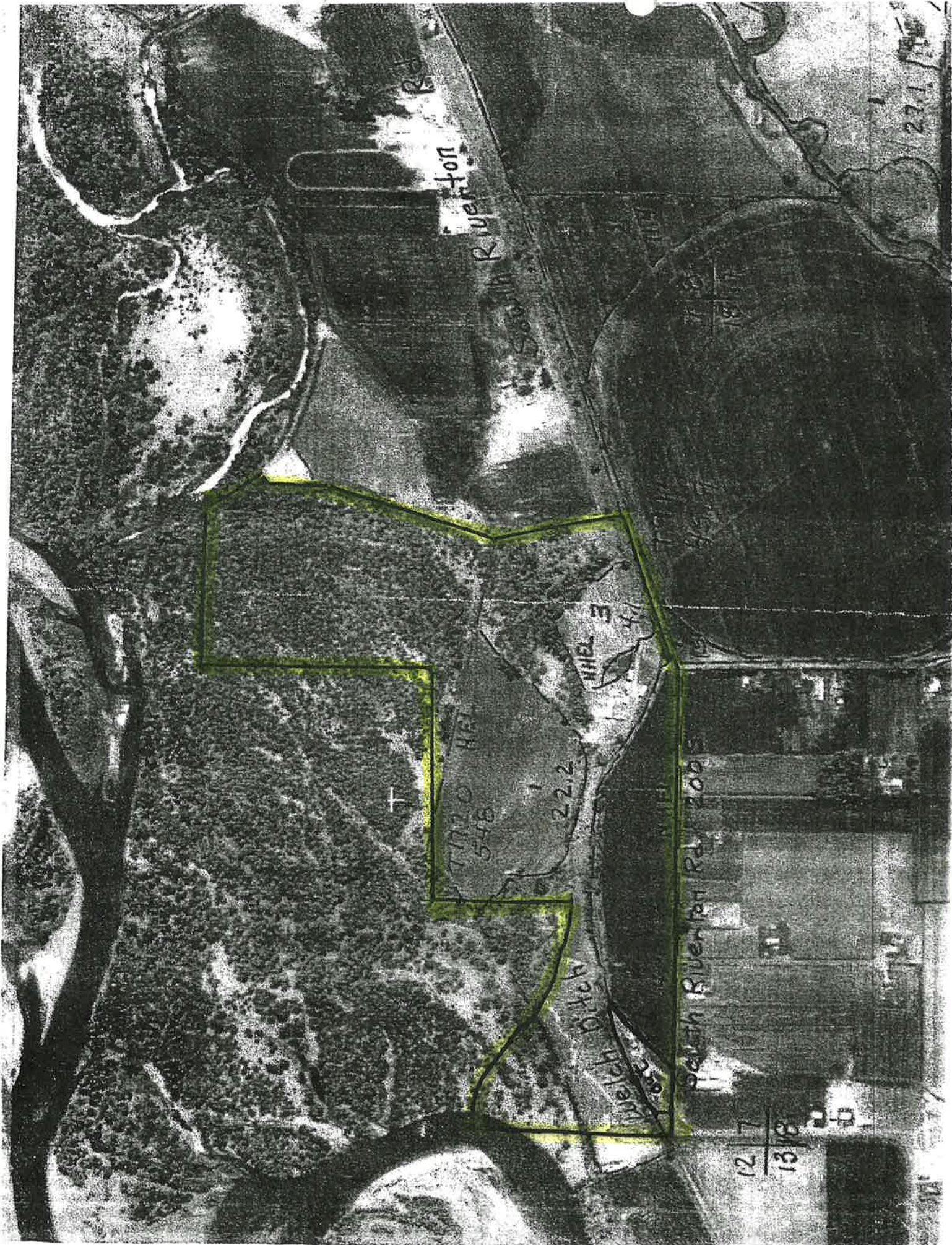
RECORDED AT THE REQUEST OF

2003 FEB 28 PM 2:45

FEE 32.00 DEP 1.00

BINGHAM COUNTY RECORDER,
BLACKFOOT, IDAHO

523337



Riverton

T

7770 Hwy
548

22.2

WHEEL E

WHEEL E

Riverton Rd 2005

12 | 7
13 | 8

27.1

WATER RIGHT NUMBER	NAME	CFS
27-00016	Split into 27-00016A & B by Trans. #99.	
27-00016A	Split into 27-00016C & D by Trans. #221.	
27-00016B	Split into 27-00016E & F by Trans. #4536.	
27-00016C	MISSLEN, LEON	2.56 (A27-16)
27-00016D	CALDWELL, ZANE	0.44 (A27-16A)
27-00016E	JOHNSTON, PETER G	0.56
27-00016F	WALKER, MARION P	0.44 (A27-16C)

3/21/03
27-16A (5)

THIS WATER RIGHT AND OTHERS
ARE BEING CHANGED TO
ANDREW BEAN.

CHAINMASTER CONTACT SHOULD
BE MADE. 27-16D DOES
NOT HAVE AN SRBA CLAIM.
NOT ALL PARTS OF 27-16 ARE
ACCOUNTED FOR. SPLIT HISTORY
IS REQUIRED

ABR

RECEIVED
MAY 16 1995

www.idrw.state.id.us

Information for type: Claim

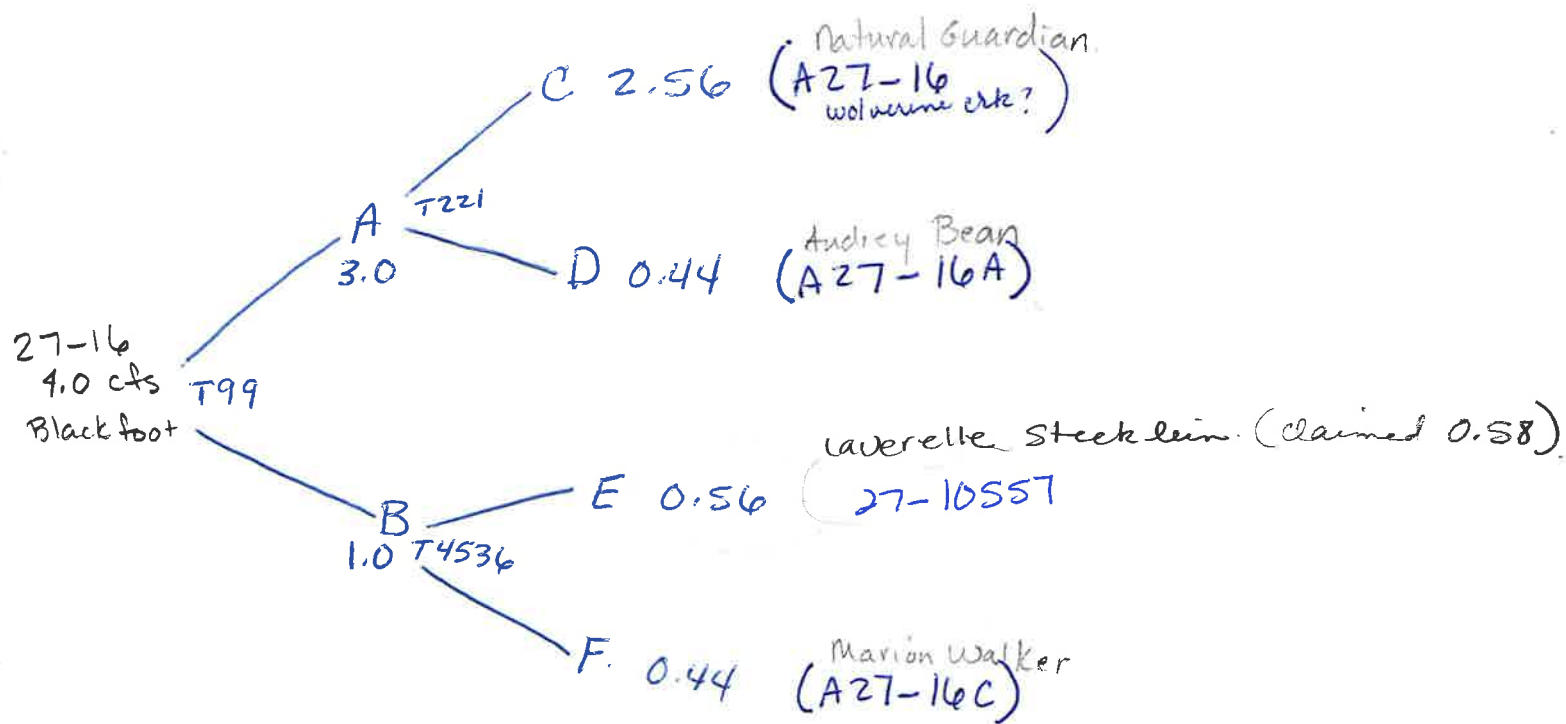
Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
1	27	4	F		Decreed	Active	1885-06-01	0.2	BLACKFOOT RIVER	IRRIGATION	CALDWELL, MARLENE (Current); CALDWELL, ZANE (Current)
2	27	16	A	SRBA Claimed	Decreed	Active	1873-04-01	0.44	BLACKFOOT RIVER	IRRIGATION	CALDWELL, ZANE (Current)
3	27	37	C		Decreed	Active	1886-03-20	1.17	BLACKFOOT RIVER	IRRIGATION	CALDWELL, MARLENE (Current); CALDWELL, ZANE (Current)
4	27	7079			License	Active	1977-03-14	0.41	GROUND WATER 10 ell	IRRIGATION	CALDWELL, MARLENE (Current); CALDWELL, ZANE

											(Current)
--	--	--	--	--	--	--	--	--	--	--	-----------

Information for type: Statutory Claim, Decree and License

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
5	27	16	D	NO SRBA claim	Decreed	Active	1873-07-01	0.44	BLACKFOOT RIVER	IRRIGATION	CALDWELL, ZANE (Current)
6	27	7079			License	Active	1977-03-14	0.41	GROUND WATER	IRRIGATION	CALDWELL, MARLENE (Current); CALDWELL, ZANE (Current)
7	27	10163			Decreed	Active	1938-04-01	0.04	GROUND WATER	DOMESTIC, STOCKWATER	CALDWELL, MARLENE (Current); CALDWELL, ZANE (Current)

file 16A



SCANNED

JUL 13 2001

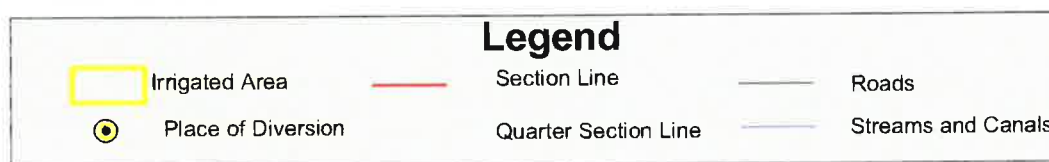
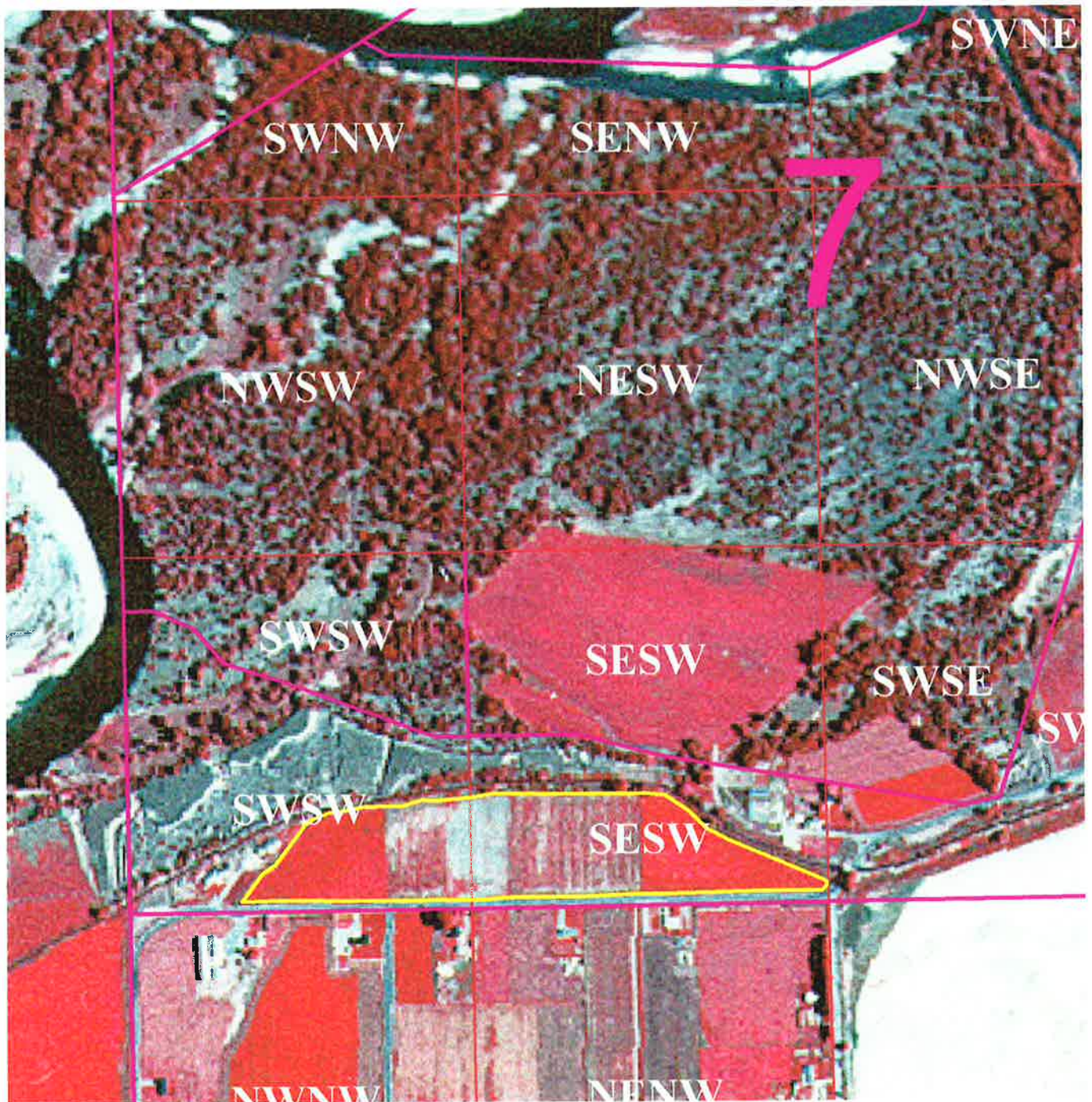
Log for claim 27-00016A

Spatial Dynamics LTD

12/19/00

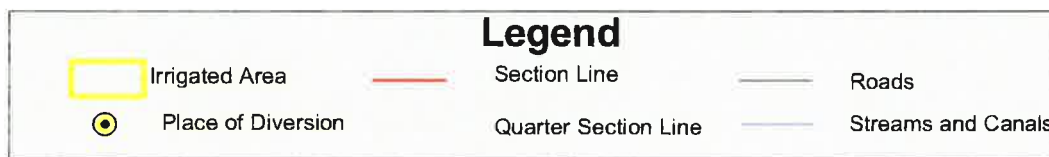
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s35e	7	SWSW	8	5.6	
03s35e	7	SESW	10	8.6	
Totals:			18	14.2	

12/19/2000



Water Right Claim Number 27-00016A
Township , 3S35E

12/19/2000



AJ5809NP
No. A27-00016A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 17

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ZANE CALDWELL 546 W RIVERTON RD BLACKFOOT ID 83221 (208) 785-1283	04/01/1873	IRRIGATION	03-15 11-15	0.440 CFS	
					TOTAL DIVERSION:	0.440 CFS
					CONSUMPTIVE USE:	54.00 AFA

Water Source: BLACKFOOT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R35E S08 SENE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NENE SWNE SENE				NENW NWNW SNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
03S	35E	7	:	:	:	:	:	06-08	07-10	:	:	:	:	18.0		
													TOTAL ACRES	18.0		

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: FT. HALL IRRIG. WATER

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

27-10306 A27-00003F A27-00004F A27-00004H A27-00012 A27-00012A A27-00025A A27-00025C A27-00037A A27-00037C
A27-00037E A27-00037F A27-00037H A27-00037J A27-00037L A27-02019A A27-10267 A27-10306 A27-11120 A27-11199

Other Water Rights Listing Overlapping Place(s) of Use:

A27-00004F A27-00037C

Remarks: GEN WATER PURCHASED IN 1970 BY APPLICANT FROM BLACKFOOT SCHOOL DIST.

*

TRANSFER #3780, APPROVED NOV 92, AMENDED NOTICE. CONDITIONS OF
APPROVAL REQUIRED: 1) AUTHORIZED CHANGE BE ACCOMPLISHED BY
23 NOVEMBER 1993; 2) CONTROL BY WATERMASTER OF STATE WATER
DISTRICT NO. 27; 3) INSTALLATION AND MAINTENANCE OF MEASURING
DEVICE AND LOCKABLE CONTROLLING WORKS ON DIVERTING WORKS.

3 MARCH 93 EMC

*

CHANGE OF OWNERSHIP RECEIVED 11 JAN 93. 3 MARCH 93 EMC

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

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

Audit: 05/19/89 JONES 03/03/93 CARLSEN 03/29/95 POST-STD 02/22/96 CFRITSCH

MARCH 3, 1993

ZANE CALDWELL
546 W RIVERTON ROAD
BLACKFOOT ID 83221

RE: NOTICE OF CLAIM A27-00016A

Dear Mr. Caldwell:

The request for Change in Ownership concerning Notice of Claim in the above reference has been processed and the Notice modified to reflect you as the new owner.

The Notice has also been amended to reflect changes in point of diversion and place of use granted by Transfer #2780, approved November 23, 1992. Be sure to review both the conditions of approval on the transfer and remarks on the amended Notice.

Enclosed is a typed amended Notice. Review the form and if there are other corrections or questions, feel free to contact this office, otherwise keep it for your records.

Respectfully submitted,

Ernie Carlsen
Supervisor, Adjudication

EC:jt

Enclosure: Copy of Notice

MICROFILMED

APR 12 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
JAN 14 1993
Department of Water Resources
Eastern District Office

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township T3S Range R3SE

Section 07, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM: _____

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A27-00016A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Hoyd W. or Lucile B. Young.
483 W Riverton Rd
Blackfoot, ID
- ☐ New Owner/Claimant (Purchaser): Zane Caldwell
- ☐ New Mailing Address: 546 W Riverton Rd
Blackfoot, ID 83221
- ☐ New Telephone Number: () 785 - 1283
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Zane W. Caldwell Date Jan 11, 1993
Marlene Caldwell Date 1/11/93
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3 March 93 By: EMC

Further Action Needed:

Letter to claimant

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any: N/A

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

APR 12 1994

DEED OF WATER RIGHT

THIS INDENTURE, Made this 28th day of August, 1990, between Lloyd W. Young and Lucille B. Young, husband and wife, of Bingham County, State of Idaho, Grantors, and Zane W. Caldwell and Marlene Caldwell, husband and wife, of 546 W Riverton Road, Blackfoot, ID 83221, Grantees;

WITNESSETH:

That Grantors for and in consideration of the sum of TWO THOUSAND FIVE HUNDRED AND NO/100 (\$2,500.00) DOLLARS, lawful money of the United States of America, to it in hand paid by the Grantees, the receipt of which is hereby acknowledged, does by these presents convey and grant and set over and forever quit-claim unto the Grantees, their heirs and assigns, that certain water right as decreed in the Blackfoot River, in the County of Bingham, State of Idaho, as follows:

Twenty-Two (22) inches of the waters of the Blackfoot River having a priority date of July 1, 1873, the right to the use of said water having been confirmed by Decree 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, dated the 1st day of August, 1891, signed by Charles Cobb, Judge, said Decree being entered of record in Judgment Book No. 1, Page 107 thereof, records of Bingham County, Idaho.

TO HAVE AND TO HOLD ALL and singular the said water rights unto the Grantees, and to their heirs and assigns forever.

THIS CLAIM HAS further reference to claim identification number A27-00016A, Twin Falls County, civil case number 39576 entitled "In re the general adjudication of rights to the use of water from the Snake River basin water system".

IN WITNESS WHEREOF, the Grantors hereunto set their hands the day and year first above written.


Lloyd W. Young


Lucille B. Young

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APR 12 1994

STATE OF IDAHO)

County of Bingham)

ss:

On this 30th day of August, 1990, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Lloyd W. Young and Lucille B. Young, 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 first above written.


L. V. Lyles
Notary Public for Idaho
Residing at Blackfoot
My Commission Expires 5-17-96

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APR 12 1994

JANUARY 5, 1993

ZANE CALDWELL
546 W RIVERTON ROAD
BLACKFOOT ID 83221

RE: NOTICE OF CLAIM A27-00016A/CHANGE IN OWNERSHIP

Dear Mr. Caldwell:

This office recently received certification that your application to transfer a portion of right 27-00016 had been granted. However, before Notice of Claim A27-00016A can be modified in the Snake River Basin Adjudication (SRBA) records to reflect the transfer, documentation is needed confirming that you are now the claimant. This can be accomplished by returning the enclosed Change of Ownership form along with a copy of the Warranty Deed signed by Lloyd W. Young. Be sure to complete the two items highlighted in yellow in the left hand column on the Change of Ownership form.

Your prompt attention to this matter will assist the Department in keeping the records for the SRBA current.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure: Change in Ownership Form

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APR 12 1994

Adjudication

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3780

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Zane Caldwell
Post Office address 546 W. Riverton Rd., Blackfoot, ID 83221

Phone 785-1283

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Water rights now on this ground are cut off early.
I need this early right to insure a full supply of water through the irrigation season.

NOV 30 1992

Department of Water Resources
Eastern District Office

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 27-00016 Priority 4-01-1873 Amount (cfs/ac-ft) 0.44 Nature of Use Irrigation Period of Use 3-15 to 11-15

2. Total amount of water being transferred 0.44 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Blackfoot River tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	8	~~35~~ 35	35E	Bingham	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
~~35~~ 35	35E	7											8	10					18
													L-6	L-7					

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APR 12 1994

Total acres 18

PART 1**6. General Information:**

a. Description of diversion system Diverted at Welch Ditch to flood irrigation.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes no No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

There are canal shares on this property.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 27-00016D

And said application is hereby APPROVED, subject to the following limitations and conditions:

See attached sheet for conditions of approval.

Witness my hand this

23rd

day of

November

, 19 92

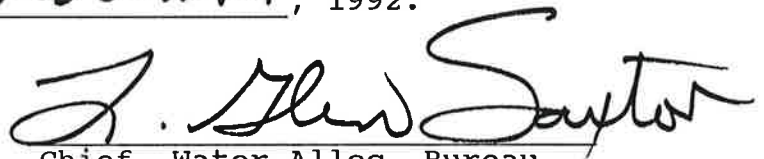
L. Glen Saxton
Chief, Water Allocation Bureau

APR 12 1994

CONDITIONS OF APPROVAL
Transfer of Water Rights
No. 27-00016D

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 27.
5. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.

MOS
Dated this 23rd day of November, 1992.


Chief, Water Alloc. Bureau

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APR 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

"Adj. Record"

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A27-00016A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Blackfoot River tributary to Snake River

4. Date or priority 4-01-1873

5. Water is used for the following purpose:

amount 0.44 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.44 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
11		SE	SW	8	~~35~~ 35	35E	Bingham	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
~~35~~ 35	35E	8												18					18
														L-11					

Total acres 18 **MICROFILMED**

9. Describe any other water rights used for the same purpose as described above Ft. Hall Irrig. water **APR 12 1994**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

"Water Rights Record"

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 221/27-00016 AB which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Blackfoot River tributary to Snake River

4. Date or priority 4-01-1873

5. Water is used for the following purpose:

amount 0.44 cfs for Irrigation purposes from Not listed to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.44 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	14	3S	35E		

8. Lands irrigated or place of use:

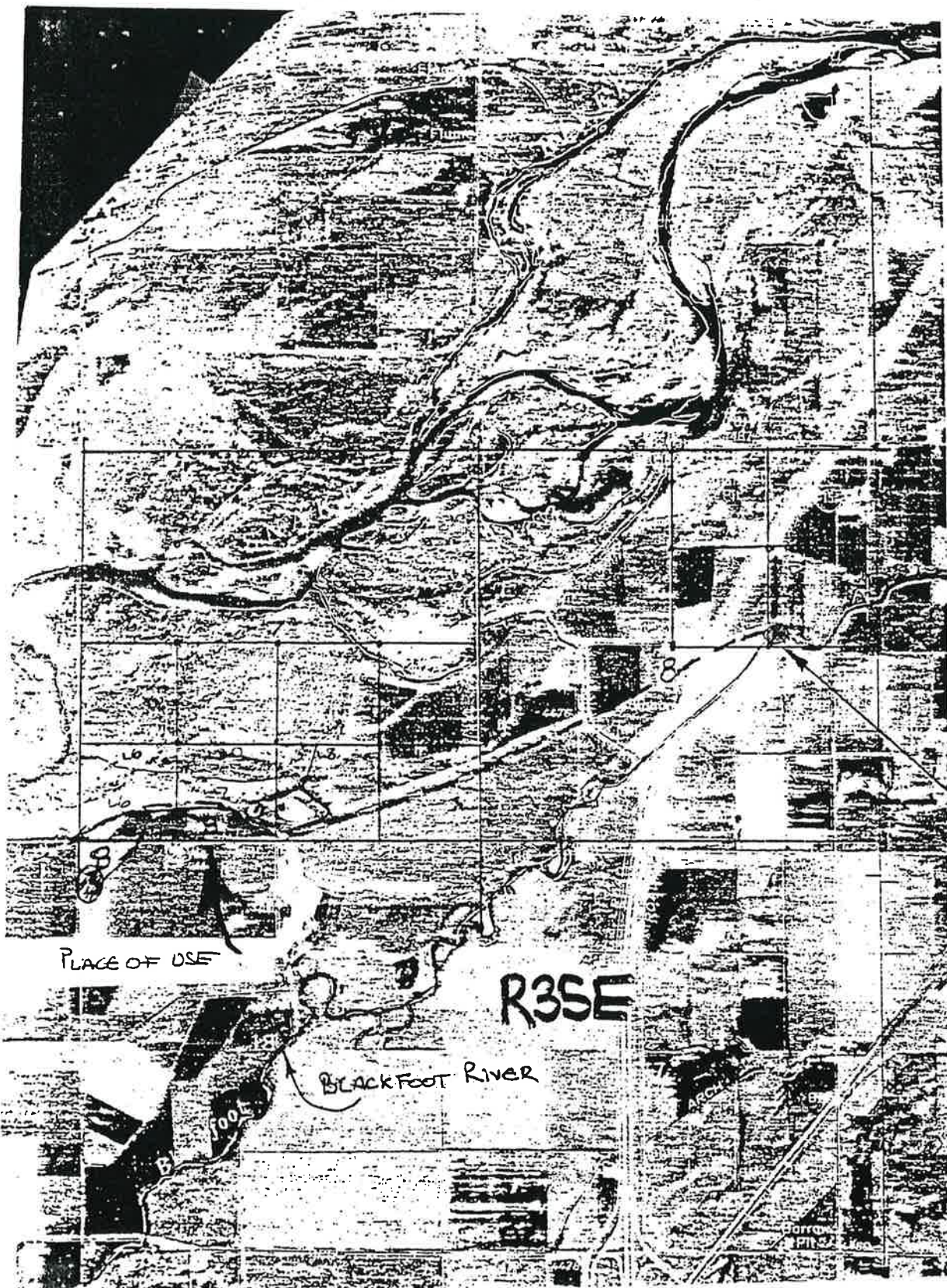
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
~~35~~ 35	35E	10							A	A	A	A							74

Total acres 74
APR 12 1994

9. Describe any other water rights used for the same purpose as described above _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



A27-00016A

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APR 12 1994

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Zane Caldwell
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of October, 19 90.

LaVaune Sykes
(Notary Public)

My commission expires 5-17-96

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 10-12-90 Protest filed by _____

Prelim. check by KW Fee 50 # 2015323

Receipted by _____ Date _____

Published in Morning News Copies of protest forwarded by _____

Pub. dates 12-6-90 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____

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SCANNED

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: A27-00016A
Date Received: 5/19/1989
Receipt No: E007692
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ZANE CALDWELL 208-785-1283
Address: 546 W RIVERTON RD
BLACKFOOT ID 83221

2. Date of Priority: APR 1, 1873

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		SE	NE		BINGHAM

5. Description of diverting works:
PUMP TO DITCH AND FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.440		

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

8. Total consumptive use is 54.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

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

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	18.0
					Total Acres	18.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
FT. HALL IRRIG. WATER

14. Remarks:

WATER PURCHASED IN 1970 BY APPLICANT FROM BLACKFOOT SCHOOL DIST.

*

TRANSFER #3780, APPROVED NOV 92, AMENDED NOTICE. CONDITIONS OF APPROVAL REQUIRED: 1) AUTHORIZED CHANGE BE ACCOMPLISHED BY 23 NOVEMBER 1993; 2) CONTROL BY WATERMASTER OF STATE WATER DISTRICT NO. 27; 3) INSTALLATION AND MAINTENANCE OF MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS ON DIVERTING WORKS.

3 MARCH 93 EMC

*

CHANGE OF OWNERSHIP RECEIVED 11 JAN 93. 3 MARCH 93 EMC

15. Basis of Claim: DECREED

Water Right Number: 270016

Case Number:

Court : 5

Decree date: 8/ 1/1891

FRED S. STEVENS

Decree Plaintiff

EASTERN IDAHO WATER COMP.

vs

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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APR 12 1994

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: A27-00016A
Date Received: 5/19/1989
Receipt No: E007692
Received By: HWJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LLOYD W. YOUNG
Address: 483 W. RIVERTON RD.
BLACKFOOT, ID

83221

208-785-2689

OR
Name: LUCILE B. YOUNG
Address: 483 W. RIVERTON RD.
BLACKFOOT, ID

83221

208-785-2689

2. Date of Priority: APR 01, 1873

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	SE	SW		11	BINGHAM

5. Description of diverting works:
PUMP TO DITCH AND FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.440		

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

A.F.A.

8. Total consumptive use is

54.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A27-00016A

Page

1

Date: 05/19/89

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NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	35E	8	SE	SW	11	IRR	18.0
Section Acres							18.0
Total Acres							18.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
FT. HALL IRRIG. WATER

14. Remarks:
WATER PURCHASED IN 1970 BY APPLICANT FROM BLACKFOOT SCHOOL DIST.

15. Basis of Claim: DECREED
Water Right Number: 270016
Case Number:
Court : 5
Decree date: 8/01/1891

FRED S. STEVENS
Decree Plaintiff

vs

EASTERN IDAHO WATER COMP.
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 X 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): *Lloyd W Young* Date: *X May 19-89*
Date: _____

State of Idaho)
County of *Bonneville*) SS.

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

of *May* 19 *89*

Seal

Anthony J. Olenick
Notary Public

Residing at *Idaho Falls*

My Commission Expires *9/12/1994*

