

08/23/2004

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

RIGHT NUMBER: 27-37A

NAME AND ADDRESS: BRETT MC DANIEL
631 W 225 S
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.760 CFS

PRIORITY DATE: 03/20/1886

POINT OF DIVERSION:

T03S R35E S8 SWSENE Lot 8 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	1.760 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T03S R34E S13 Lot 2 SWNE	37.0	T03S R34E S13 Lot 3 SENW	13.0
T03S R34E S13 Lot 3 NESW	17.0		

67 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 CENTRAL DITCH.



STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-37A



2000 0 2000 4000 Feet

IRRIGATED ACRES 67.0

LEGEND

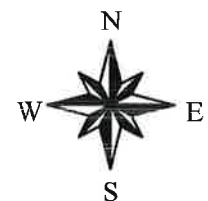
- Point of Diversion
- Place of Use
- Townships
- Sections
- Quarter-Quarters

SCANNED
JAN 09 2006

PROFILED

Place of Use: T3S, R34E:
(part of) Sec. 13, SWNE, SENW, NESW

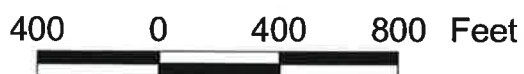
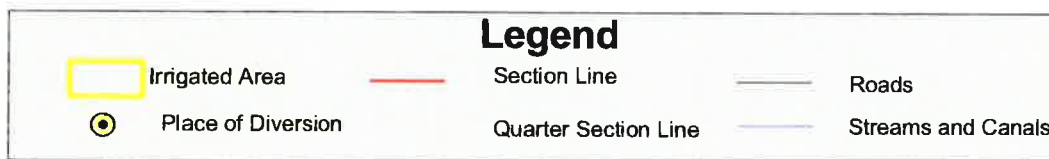
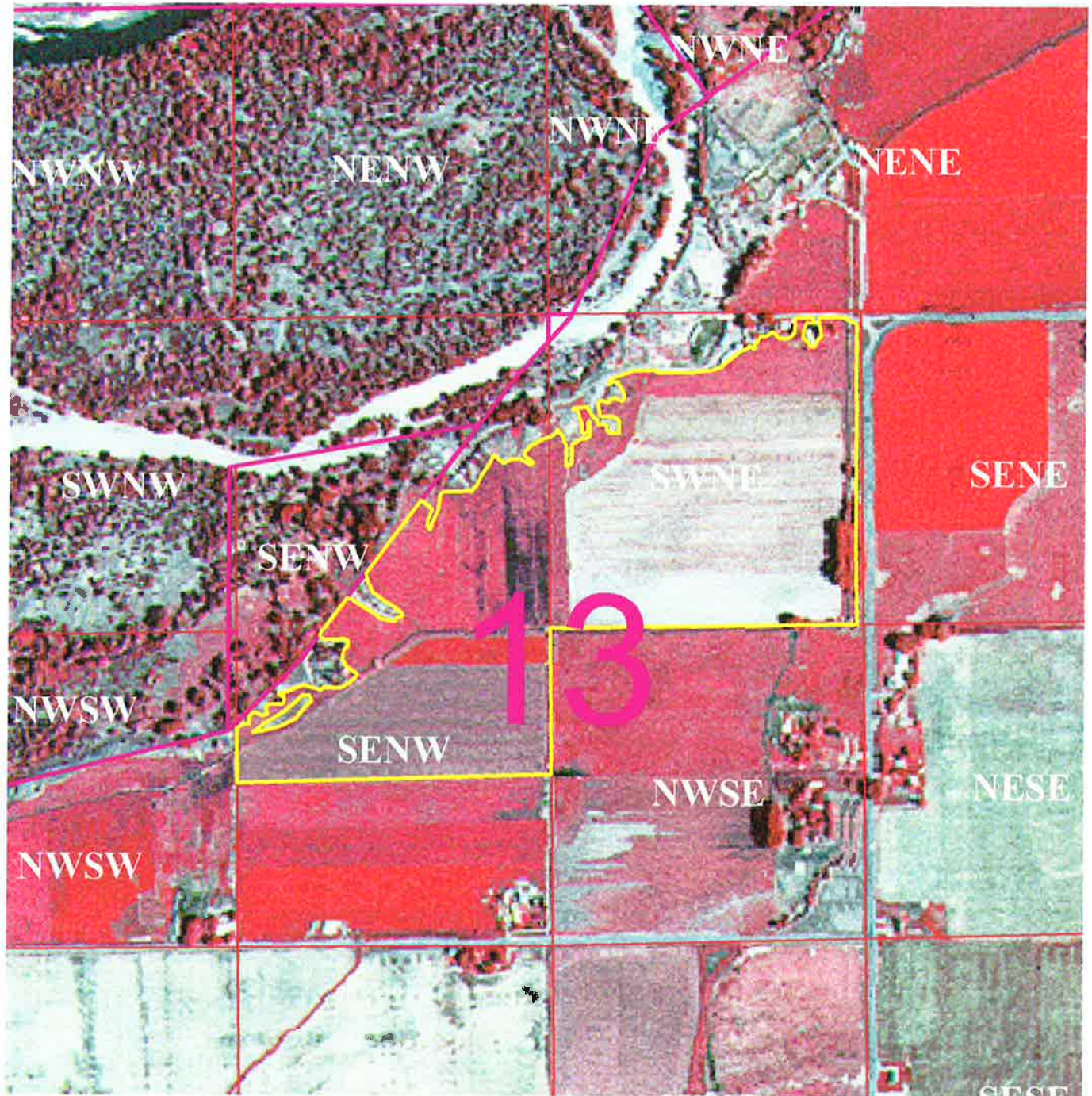
Point(s) of Diversion: T3S, R35E:
Sec. 8, SWSENE.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: August 2004

Water Right Claim Number 27-00037A
Township , 3S34E

12/20/2000



SE NW SW NE

0.4

12.1

37.1

17.2

NESW

NWSE

08/24/2004

**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: 27-37A

BRETT MC DANIEL
631 W 225 S
BLACKFOOT ID 83221

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: July 1, 2005

SIGNATURE: Brett McDaniel

Please print your name: BRETT MCDANIEL

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



PROFILED

SCANNED
JAN 09 2006

KMJ
8/4

Brett McDaniel Claim 27-37A

1 October 1958

We have a Warranty Deed from James Hansen to Seth Brown for T3S, R34E, Section 13, NESE. The "heading" states "*Hansen acquire property from Kansas City Life Insurance Company and the property is sold to Seth Brown with 20 inches of James Welch decree (see deed on page 6)*". Another copy of the same document identifies it as "*Linda McDaniel (Stanley McDaniel) received from his grandfather Seth Brown.*" **Document Code "BX" and "BX1"**

31 March 1959

We have a Warranty Deed from James Hansen's Estate to Seth Brown for 20 inches of Welch water. This is identified as "*Linda McDaniel (Stanley McDaniel) received from his grandfather Seth Brown.*" Another copy of the same document identifies it as "*20 inches of James Welch Decree current owners: Robert Ganske & LaVerelle Stecklein.*" **Document Code BX2 and BY**

19 July 1967

We have a Water deed wherein Theodore Stecklein sold to Seth Brown 8 miner's inches of Welch water. **Document Code BZ1**

We have no documentation that supports Seth Brown selling land and/or water to Brett McDaniel.

6/2/04/bjp

Basin No.	Sequence Number	Split Suffix	Name	Basis of a Claim	yyyy-mm-dd Priority Date	Remarks	Useage	Other Water Rights Used	S=Stevens	ven s Decree	Total CFS	Recommended diversion (inches)
27	37	L	Anderson, Donald	Decreed	1886-03-20	Welch Irrigation Co. T.52	irrigation	27-2125	s	37	1.08	54.00
27	37	C	Bean, Audrey H.	Decreed	1886-03-20		irrigation	27.4F	s	37	0.97	48.50
27	37	P	Bergeman, E. V.		1886-03-20		irrigation		s	37	0.28	14.00
27	12017		Clements, Casey A.	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.38	19.00
27	11997		Coffman, Harvey	Decreed	1886-03-20		irrigation		s	37	0.10	5.00
27	10550		Ganske, Robert L.	Decreed	1886-03-20	Claim based on Miner's shares & F&W 27-23B. AMENDED	irrigation		s	37	0.06	3.00
27	10844		Gay, Walter A.	Decreed	1886-03-20		irrigation		s	37	0.17	8.67
27	37	M	Hamilton, Wesley	Decreed	1886-03-20		irrigation	27-4G	s	37	1.30	65.00
27	12015		Hansen, Helen	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.03	1.50
27	37	F	Hill, Stanley	Decreed	1886-03-20		irrigation		s	37	0.12	6.00
27	12016		Hospkins, Robert	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.03	1.50
			LDS Church	Decreed	1886-03-20		irrigation		s	37		0.00
27	10358		Leiseth, Jason	Decreed	1886-03-20	probably 27	irrigation		s	37	0.00	0.00
27	37	A	McDaniel, Brett	Decreed	1886-03-20	T#52. Welch Irrigation	irrigation		s	37	1.76	88.00
27	11994		Nation, Howard S.	Decreed	1886-03-20	Parent right 27-11120	irrigation		s	37	0.015	0.75
27	12014		Novosad, Joyce	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.16	8.00
27	11995		Romrell, Don	Decreed	1886-03-20	Parent Right 27-11120	irrigation		s	37	0.015	0.75
27	37	E	Rowbury, Rex C.	Decreed	1886-03-20	T#52	irrigation		s	37	0.12	6.00
27	37	B	Stecklein, LaVerelle	Decreed	1886-03-20		irrigation		s	37	0.00	0.00
27	37	G	Stecklein, LaVerelle	Decreed	1886-03-20		irrigation	27-27B, 7065, 2126, 10552, 10555, 26B	s	37	0.69	34.33
27	37	J	Winter, Norman	Decreed	1886-03-20		irrigation		s	37	0.10	5.00
27	37	H	Worthington, Dallen	Decreed	1886-03-20		irrigation		s	37	0.04	2.00
27	37	K	Wright, Franklin D.	Decreed	1886-03-20		irrigation	27-27C, 23F	s	37	0.04	2.00
27	37	N	Yancey, Merlin	Decreed	1886-03-20		irrigation		s	37	0.50	25.00
								TOTALS			7.96	398.00

Claim Summary Worksheet

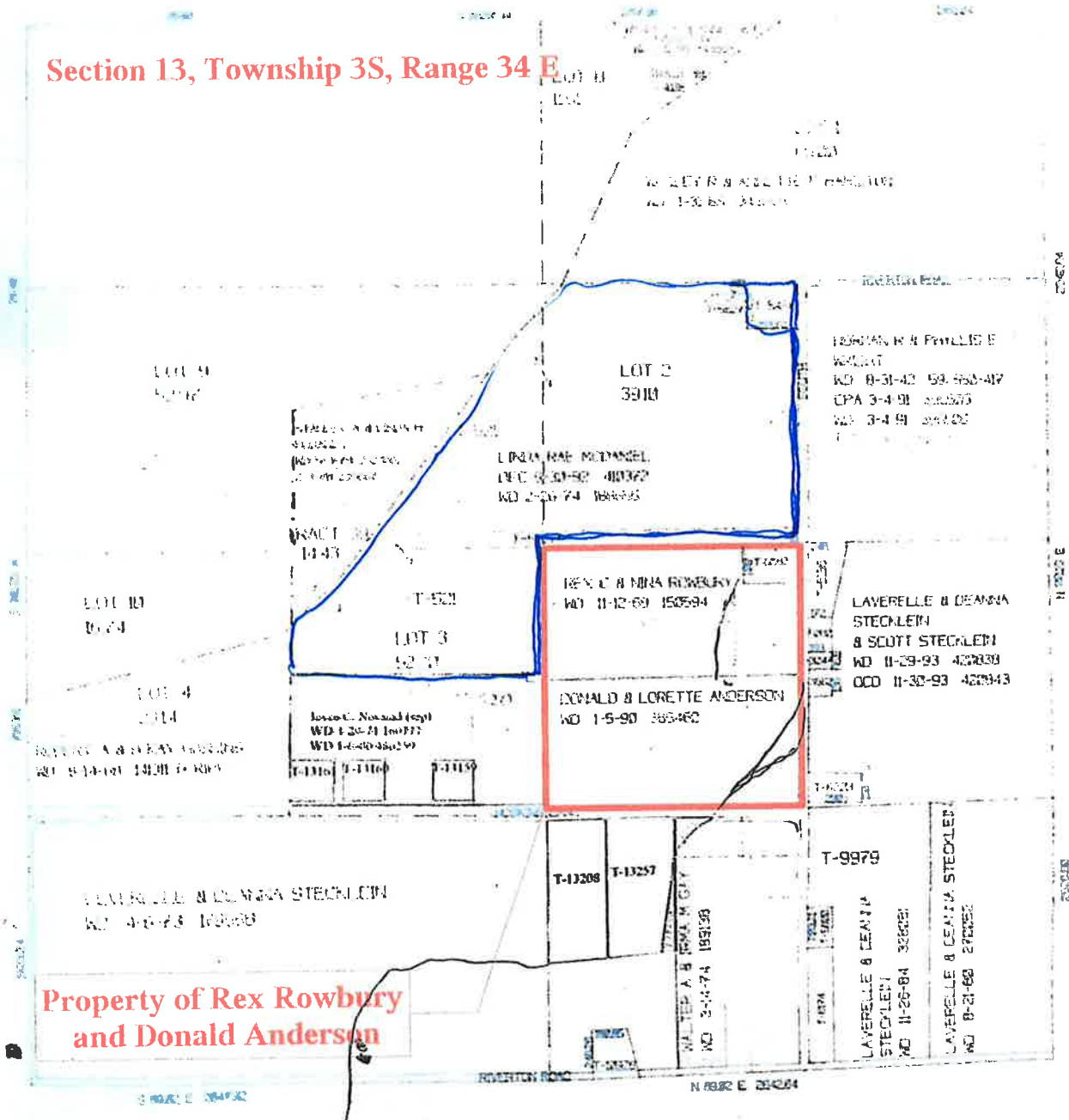
Claim No. 27 - 37A

Completion of claim is dependent on processing the following documents and/or actions.

	Requested	Response date	Received	Completed	Notes
OWNERSHIP					
Ownership Change Form			✓		
Warranty Deed			✓		
Map(s)					
Is this a split? Y N					
AMENDMENT					
Notarized amended claim					
Correction in POD/Source					
Correction in POU					
Change in Priority Date					
Change in Diversion Rate					
Evidence of Priority A.H. letter	1-2-9 2-24	1-8 3-26			
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.

Section 13, Township 3S, Range 34 E



MARCH 22, 2004

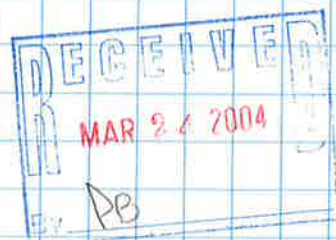
IDWR
CINDY E. BIRD
15 WEST CENTER ST.
SODA SPRINGS, IDAHO
83276

DEAR Ms. BIRD,

PER THE REQUEST OF CANDICE M. McHUGH, I HAVE
ENCLOSED INFORMATION PERTAINING TO PROVING MY WATER
RIGHTS. MY WARRANTY DEED INDICATES THE SAME LAND
DESCRIPTION AND WELCH WATER RIGHTS AS THE ORIGINAL
JAMES WELCH DEED. IF I CAN BE OF ANY FURTHER
ASSISTANCE, PLEASE FEEL FREE TO CONTACT ME.

THANK YOU.

Brett McDaniel
631 W. 225 S.
BLACKFOOT, IDAHO
83221





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

February 24, 2004

COPY

BRETT MCDANIEL
631 W 225 S
BLACKFOOT ID 83221

RE: SRBA Claim based on decreed water right No. 27-37 A

Dear Claimant(s):

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

The Department of Water Resources is currently investigating water right claims in Basin 27. IDWR information indicates that your water right claim is based on a water right decreed in *Stevens v. Eastern Idaho Water Co.*, Judgment Book 1, pp. 106-117 (Bingham County, Idaho August 1, 1891), to James Welch. This water right was decreed for 400 inches (8.0 cfs) with a March 20, 1886, priority date. This water right was numbered sometime after the decree by IDWR as water right no. 27-37.

The Department has received multiple claims to this water right totaling more than 8.0 cfs. In order to make a complete and accurate recommendation of your water right, each element of the water right must be proven. The Department needs information that shows you are a successor to the original James Welch water right. This could be established through deeds or other conveyance documents that show you own a portion of the original water right.

Please provide this information by March 26, 2004, to Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources. You can contact her at 208-547-3993. If you have any further questions regarding this matter, you can contact Cindy or you can contact me directly at 208-327-5404.

Very Truly Yours,

A handwritten signature in cursive script, reading "Candice M. McHugh".

Candice M. McHugh
Deputy Attorney General
Idaho Dept. of Water Resources

c: electronically Cindy Bird, IDWR



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

9 December 2003

Brett McDaniel
631 West 225 South
Blackfoot, ID 83221

COPY

Re: Snake River Basin Adjudication (SRBA)
Claim 27-37A

Subject: EVIDENCE OF PRIORITY DATE

Response Date: 8 January 2004

Dear Claimant(s):

The Idaho Department of Water Resources has begun its SRBA claims review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the SRBA.

The referenced claim is not a decreed right based on Welch Irrigation. In the Stevens' 1891 decree the Welch water was decreed as mining, not irrigation and cannot be converted to irrigation. The mining purpose is non-consumptive while, irrigation is consumptive. Therefore, it can only be recommended to the Court as a beneficial use claim. However, before we can prepare the recommendation, we need evidence to support when the water was put to beneficial use for irrigation.

It is important that each element of the Notice be substantiated. For claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

If we do not hear from you by the above referenced response date we will recommend to the Court that this claim be disallowed.

If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script, appearing to read "Cindy E. Bird".

Cindy E. Bird
Adjudication Bureau

CEB/bjp
Enclosure: Evidence of Priority Brochure

WARRANTY DEED

FOR VALUE RECEIVED, LINDA RAE HARKER McDANIEL, a widow, of 228 S. 625 W., Blackfoot, Idaho 83221 (hereinafter "Grantor"), does hereby grant, bargain, sell and convey unto BRETT RAY McDANIEL, a single man, whose current address is 228 S. 625 W., Blackfoot, Idaho 83221 (hereinafter "Grantee"), his heirs and assigns forever, the following described premises in Bingham County, Idaho, to-wit:

Lot 3, Section 13, Township 3 South, Range 34 East, B.M.,
excepting therefrom the South 20 acres of said Lot 3 described as
follows:

Beginning 50 feet North of the Southeast corner of said Lot 3,
running thence North 40 rods; thence West 80 rods; thence South
40 rods; thence East 80 rods to the place of beginning.

Tract 39 of Section 13, Township 3 South, Range 34 East, B.M.

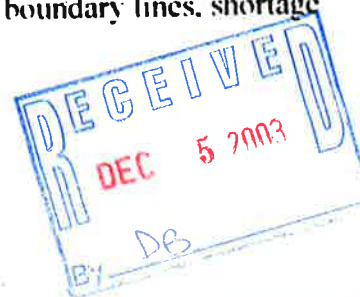
Lot 2, Section 13, Township 3 South, Range 34 East, B.M.,

EXCEPTING THEREFROM: Beginning at a point that is 18.40
feet South of the Northwest corner of the SE1/4 of the NE1/4 of
Section 13, Township 3 South, Range 34 East, Boise Meridian;
thence South along the Quarter Section line a distance of 224.34
feet; thence West 253.72 feet; thence North 224.34 feet; thence
East 253.72 feet to the point of beginning.

AND FURTHER EXCEPTING THEREFROM: Beginning at a
point that is 18.40 feet South and 253.72 feet West of the
Northwest Corner of the SW1/4 of the NE1/4 of Section 13,
Township 3 South, Range 34 East, Boise Meridian; thence West
100 feet; thence South 80 feet; thence East 100 feet; thence North
80 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all gas,
oil and mineral rights.

Grantor does hereby covenant that she is the owner in fee simple of said premises, that
they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage



in area, encroachments or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that she will warrant and defend the same from all lawful claims.

DATED this 25 day of January, 1996.

Linda Rae Harker McDaniel
LINDA RAE HARKER McDANIEL

STATE OF IDAHO)
 : SS
County of Bannock)

On this 25th day of January, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared LINDA RAE HARKER McDANIEL, a widow, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that she executed the same.

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



R. Butte
NOTARY PUBLIC FOR IDAHO.
Residing at Pocatello.
My Commission Expires 10/11/2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>27-37A</u>				
<u>27-10132</u>		<u>\$25</u>			
<u>27-10133</u>		<u>\$25</u>			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$50
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly **marked**. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

Name and Address of Former
Owner/Claimant(s)

Stanley McDaniel

228 S 625 W

New Owner/Claimant(s)

Blackfoot, ID 83221

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

New Mailing Address

Brett McDaniel

City, State and ZIP Code

228 S 625 W

New Telephone Number

(208) 785-7837

5. Date you acquired the property

6-30-95

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)

Brett R. McDaniel

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 _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED, LINDA RAE HARKER McDANIEL, a widow, of 228 S. 625 W., Blackfoot, Idaho 83221 (hereinafter "Grantor"), does hereby grant, bargain, sell and convey unto BRETT RAY McDANIEL, a single man, whose current address is 228 S. 625 W., Blackfoot, Idaho 83221 (hereinafter "Grantee"), his heirs and assigns forever, the following described premises in Bingham County, Idaho, to-wit:

Portion of Lots Two (2) and Three (3) of Section 13, Township 3 South, Range 34, described as follows:

Beginning at a point that is 80 feet North of the SE corner of said Lot 2, thence South to the SE corner of said Lot 2; thence West along the South line of said Lot 2 and the extended South line of Lot 2 to the westerly line of said Lot 3; thence Northeasterly along the westerly line of Lot 3 to a point which has a distance which has a North component of 80 feet; thence easterly parallel to the South line of Lot 2 to the point of beginning.

Lot 3, Section 13, Township 3 South, Range 34 excepting therefrom the South 20 acres of said Lot 3 described as follows:

Beginning 50 feet North of the Southeast corner of said Lot 3, running thence North 40 rods; thence West 80 rods; thence South 40 rods; thence East 80 rods to the place of beginning.

Those portions of Lots 6 and 7 described as beginning at angle point 5 of the original meander line; thence due North along existing fence line, for approximately 17 chains to the left bank of the secondary channel of the river; thence East along the left bank of this channel to its intersection with the original meander line, thence Southwesterly along the meander line to the point of beginning.

Lots Two (2) and Three (3) of Section Thirteen (13), in Township Three (3) South of Range Thirty-Four (34) East of the Boise Meridian.

EXCEPTING THEREFROM: The South 20 acres of said Lot 3

described as follows: Beginning 50 feet North of the Southeast corner of said Lot 3, running thence North 40 rods; thence West 80 rods; thence South 40 rods; thence East 80 rods to the place of beginning, and also excepting all rights-of-way.

Together with the ditches, ditch rights of way, water and water rights thereunto belonging, and particularly but not limited to 80 shares of the capital stock of Welch Irrigation Company, a corporation.

EXCEPTING THEREFROM: Portion of Lots Two (2) and Three (3) of Section 13, Township 3 South, Range 34, described as follows:

Beginning at a point that is 80 feet North of the SE corner of said Lot 2; thence South to the SE corner of said Lot 2; thence West along the South line of said Lot 2 and the extended South line of Lot 2 to the westerly line of said Lot 3; thence Northeasterly along the westerly line of Lot 3 to a point which has a distance which has a North component of 80 feet; thence easterly parallel to the South line of Lot 2 to the point of beginning.

AND ALSO EXCEPTING all of said Lot 3 which lies South of the herein described 80-foot strip.

AND FURTHER EXCEPTING THEREFROM: Beginning at a point that is 18.40 feet South of the Northwest corner of the SW1/4 of the NE1/4 of Section 13, Township 3 South, Range 34 East, Boise Meridian; thence South along the Quarter Section line a distance of 224.34 feet; thence West 253.72 feet; thence North 224.34 feet; thence East 253.72 feet to the Point of Beginning.

AND FURTHER EXCEPTING THEREFROM: Beginning at a point that is 18.40 feet South and 253.72 feet West of the Northwest Corner of the SW1/4 of the NE1/4 of Section 13, Township 3 South, Range 34 East Boise Meridian; thence West 100 feet; thence South 80 feet; thence East 100 feet; thence North 80 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all gas, oil and mineral rights.

RECORDED AT THE REQUEST OF
95 JUL 3 AM 10 31

Kennedy (1) 5-
JUL 10 1871
JUL 10 6 30 PM '14

SEP 14 1871

SEP 14 1871

Notes

12-9-03 Evidence of priority letter to Claumont. BP

1-6-04 Butt Mc Daniels - letter on Welch's Water response in reference to Merlin Yancey's letter dated 1-5-04 CB.

2-27-04 Received & filed letter from AG's office. PB

3-22-04 Letter from Claumont.

6/23/04. Recommend claim as noted. CB
Need layout and edit layout for number of acres.

See Welch Analysis: evidence of ownership supports the claim for 88 acres.

8/2/04 need layout & EVR done. CB



Close

From: Ciscell, Michael
To: Payne, Barbara
Cc:
Subject: RE: T3S,R34E, Section 13
Sent: 7/26/2004 2:31 PM

Importance: Normal

Try this. I snapped things a little tighter.

Michael

*didn't work. 7-26-04
4:05*

-----Original Message-----

From: Payne, Barbara
Sent: Monday, July 26, 2004 2:07 PM
To: Ciscell, Michael
Subject: RE: T3S,R34E, Section 13

Hi Michael,

I am still stuck on this shape but in a different manner. I will attach my shape files. Once again I don't remember which 2 of the 5 you need so you will get them all. My problem this time is that when I do a geo processing for a breakdown of the acres in each QQ, it only gives me the acres in part of the shape. It is missing a small portion in the SENW and doesn't include any of the SWNE. Thanks in advance for your help.

Keep smiling. Barbara :-}

-----Original Message-----

From: Ciscell, Michael
To: Payne, Barbara
Sent: 7/21/2004 12:50 PM
Subject: RE: T3S,R34E, Section 13

No, its Wednesday. Monday I was out of email range.

Lot 3 comprises portions of both the SENW and the NESW. The acreage is for the entire lot. BLM has, in this case, broken the lot into its constituent parts.

A way to get additional acreage in the QQ is to use some of Tract 39, the triangular piece to the west of Lot 3 in the SENW. Otherwise you put the additional acreage IN Lot 3 but in the NESW.

Michael

-----Original Message-----

From: Payne, Barbara

Sent: Tuesday, July 20, 2004 2:10 PM

To: Ciscell, Michael

Cc: Bird, Cindy

Subject: T3S,R34E, Section 13

Hi Michael,

Is this Monday again? I am working on the above referenced gcdb and am confused. In section 13, it identifies Lot 3 as being in both SENW and NESW. When I check the acreage for SENW it tells me that it has 52.20 acres. When I check the acreage for NESW it tells me that it has 52.20 acres. I am trying to get 30 acres in the SENW, Lot 3 and am way short of real estate. Do we need to amend the claim or amend the gcdb?

Thanks.

By the time we get out of the Stevens decree all this should be straightened out (ha, ha)

Barbara :-}

For my information. This is claim 27-37A.

 27-37a.dbf  27-37a.shp  27-37a.shx

Owner Type	Full Name	Address	City	State	Zip	Phone
Individual	John Doe	123 Main St	Anytown	CA	90210	(555) 123-4567
Individual	Jane Smith	456 Oak Ave	Springfield	IL	62701	(555) 987-6543
Individual	Bob Johnson	789 Pine Rd	Portland	OR	97201	(555) 234-5678
Individual	Alice Brown	101 Elm St	Seattle	WA	98101	(555) 345-6789
Individual	Charlie Davis	202 Maple Dr	Phoenix	AZ	85001	(555) 456-7890
Individual	Diana Evans	303 Cedar Ln	San Diego	CA	92101	(555) 567-8901
Individual	Frank Green	404 Birch St	Denver	CO	80201	(555) 678-9012
Individual	Grace Hall	505 Walnut Ave	San Jose	CA	95101	(555) 789-0123
Individual	Henry King	606 Cherry Rd	San Francisco	CA	94101	(555) 890-1234
Individual	Ivy Lee	707 Peach St	Los Angeles	CA	90001	(555) 901-2345
Individual	Jack Miller	808 Apple Dr	San Antonio	TX	78201	(555) 012-3456
Individual	Karen Wilson	909 Orange Ln	San Jose	CA	95101	(555) 123-4567
Individual	Leo White	1010 Grape St	San Jose	CA	95101	(555) 234-5678
Individual	Mia Young	1111 Lemon Ave	San Jose	CA	95101	(555) 345-6789
Individual	Noah Adams	1212 Lime Rd	San Jose	CA	95101	(555) 456-7890
Individual	Olivia Baker	1313 Coconut St	San Jose	CA	95101	(555) 567-8901
Individual	Peter Carter	1414 Mango Dr	San Jose	CA	95101	(555) 678-9012
Individual	Quinn Fisher	1515 Kiwi Ln	San Jose	CA	95101	(555) 789-0123
Individual	Rachel Garcia	1616 Avocado St	San Jose	CA	95101	(555) 890-1234
Individual	Samuel Hill	1717 Pecan Ave	San Jose	CA	95101	(555) 901-2345
Individual	Tina King	1818 Cashew Rd	San Jose	CA	95101	(555) 012-3456
Individual	Uma Lee	1919 Pistachio St	San Jose	CA	95101	(555) 123-4567
Individual	Victor Miller	2020 Walnut Dr	San Jose	CA	95101	(555) 234-5678
Individual	Wendy Wilson	2121 Almond Ln	San Jose	CA	95101	(555) 345-6789
Individual	Xavier Young	2222 Hazelnut St	San Jose	CA	95101	(555) 456-7890
Individual	Yara Adams	2323 Coffee Ave	San Jose	CA	95101	(555) 567-8901
Individual	Zoe Baker	2424 Tea Rd	San Jose	CA	95101	(555) 678-9012
Individual	Adam Carter	2525 Herb St	San Jose	CA	95101	(555) 789-0123
Individual	Bella Fisher	2626 Spice Dr	San Jose	CA	95101	(555) 890-1234
Individual	Carl Hall	2727 Sugar Ln	San Jose	CA	95101	(555) 901-2345
Individual	Dora King	2828 Honey St	San Jose	CA	95101	(555) 012-3456
Individual	Ethan Lee	2929 Butter Ave	San Jose	CA	95101	(555) 123-4567
Individual	Fiona Miller	3030 Oil Rd	San Jose	CA	95101	(555) 234-5678
Individual	Gavin Wilson	3131 Cream St	San Jose	CA	95101	(555) 345-6789
Individual	Helen Young	3232 Milk Dr	San Jose	CA	95101	(555) 456-7890
Individual	Ian Adams	3333 Yogurt Ln	San Jose	CA	95101	(555) 567-8901
Individual	Jessica Baker	3434 Ice Cream St	San Jose	CA	95101	(555) 678-9012
Individual	Kyle Carter	3535 Candy Ave	San Jose	CA	95101	(555) 789-0123
Individual	Laura Fisher	3636 Gum Rd	San Jose	CA	95101	(555) 890-1234
Individual	Max Hall	3737 Lollipop St	San Jose	CA	95101	(555) 901-2345
Individual	Nora King	3838 Jelly Dr	San Jose	CA	95101	(555) 012-3456
Individual	Oliver Lee	3939 Marshmallow Ln	San Jose	CA	95101	(555) 123-4567
Individual	Pamela Miller	4040 Candy Cane St	San Jose	CA	95101	(555) 234-5678
Individual	Quinn Wilson	4141 Chocolate Ave	San Jose	CA	95101	(555) 345-6789
Individual	Rachel Young	4242 Vanilla Rd	San Jose	CA	95101	(555) 456-7890
Individual	Samuel Adams	4343 Caramel St	San Jose	CA	95101	(555) 567-8901
Individual	Tina Baker	4444 Fudge Dr	San Jose	CA	95101	(555) 678-9012
Individual	Uma Carter	4545 Tiramisu Ln	San Jose	CA	95101	(555) 789-0123
Individual	Victor Fisher	4646 Cheesecake St	San Jose	CA	95101	(555) 890-1234
Individual	Wendy Hall	4747 Pie Ave	San Jose	CA	95101	(555) 901-2345
Individual	Xavier King	4848 Pastry Rd	San Jose	CA	9510	

Name connector: and ____, or ____, and/or ____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears slightly aged or off-white. There is no handwriting or other markings on the page.

Reviewer: CB

Date: 6/23/04

Claim Number: A 27-37A

Recommended Priority Date: _____ Recommended Basis _____

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

three

Date: 6/23/04

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 (X) No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No ()
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (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: A27-37A

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
3S	R35E	8	8	SENE	Bingham	Blackfoot River
GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

GPS Coordinates: _____						

link Central
ditch shape.
Central

Other rights from this POD? yes, central ditch

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

link point GPS'd for central ditch

Transfers Changing POD _____

Reviewer: CPDate: 4/23/04

Point of Diversion

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 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 (☒)

Source**Claim No.** _____**1. Is the basis of claim a Decree or License?**

If Yes, go to 4

If No, go to 2

Yes (X) 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 (X) 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 (X) 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 (X)

Place Of Use Data Entry Form

Claim Number:

A27-37A

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	34E	13	SWNE		Bingham	2	37	Irrigation
			SE NW		"	3	12.5	Irrigation
			NESW		"	3	17	Irrigation
							0.5	

Total Acres 66.5

Document how the POU was verified:

1987/88 NAPP Photographylink shape & update PLS.

Transfers Changing POU

no

Reviewer:

CB

Date:

6/23/04

Place of Use**Claim No.** _____

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 FormClaim Number: A27-37A☒ 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:

deed

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 6/23/02

Purpose of Use

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 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: A 27-37A☐ 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	1.76	

Overall Diversion Rate 1.76

Overall Diversion Volume _____

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

decree
IDWR STD 304

Reviewer: CBDate: 6/23/04

Period of Use

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 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 ☒

Quantity**Claim No.**

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Quantity shown on the Permit. Go to 11

Yes (☐) No (☐)

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7

If No, go to 7

Yes (☐) No (☐)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9

If No, describe why a flow measurement is not required. Go to 9

Yes (☐) No (☐)

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10

If No, go to 9

Yes (☐) No (☒)

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10

If No, go to 11

Yes (☐) No (☒)

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes (☐) No (☐)

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

If No, go to 12

Yes (☐) No (☒)

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.

If No, quantity review is complete.

Yes (☐) No (☒)

Summary

Claim No. _____

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 Data Entry Form

Claim No.: 27-37A

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

C18

For

Conveyed thru Central Ditch

Exp - Remark

Split or Combined Right Analysis:

yes - see welch analysis

Attached Field Notes or Other Documents:

Claim No.:

27-37A

Reviewer

CB

Date

6/23/04

SCANNED
JUL 13 2001

Log for claim 27-00037A

Spatial Dynamics LTD

12/20/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s34e	13	SWNE	29	32	
03s34e	13	SENE	50	26	NESW qq is including in SENE.
Totals:			79	58	

AJ5809NP
No. A27-00037A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 40

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STANLEY A MCDANIEL	03/20/1886	IRRIGATION	04-01 11-01	1.760 CFS	
C	LINDA MCDANIEL					
	228 S 625 W					
	BLACKFOOT ID 83221			TOTAL DIVERSION:	1.760 CFS	
	(208) 785-1398			CONSUMPTIVE USE:		197.50 AFA

Water Source: BLACKFOOT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

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

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
03S	34E	13	:			02-29	:				03-30	:	03-20	:				:						
																							TOTAL ACRES	79.0

POU County: BINGHAM

Non-Irrigation Uses: INCIDENTAL STOCKWATERING OF 75 HEAD OF CATTLE

Other Rights: NONE

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

A27-00003F A27-00004F A27-00004H A27-00012 A27-00016A A27-00025A A27-00025C A27-00037C A27-00037F A27-00037H
A27-00037J A27-00037L A27-02019A A27-10267 A27-11120 A27-11199

Remarks: GEN ORIGINAL DECREED TO WELCH IRR. CO. IN 10-11-1929 CONVERTED STOCK
TO CENTRAL DITCH COMPANY FOR CARRYING WATER. THIS CLAIM FILED
TO RECORD OWNERS PORTION OF ORIGINAL RIGHT. PARENT RIGHT FROM
TRANSFER 52.

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

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

Audit: 03/27/89 VERNER 09/28/94 JTHOMPSO 03/29/95 POST-STD

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

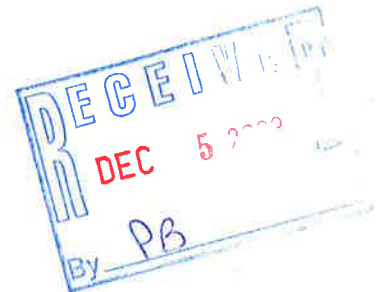
CIVIL CASE NUMBER: 39576

Ident. Number 27-37A
Date Received: 3/27/1989
Receipt No: E006557
Received By:

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

1. Name of Claimant(s)

BRETT MC DANIEL Phone: (208)785-7837
631 W 225 S
BLACKFOOT ID USA 83221



2. Date of Priority: 03/20/1886

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	8	SW SE NE	BINGHAM	

5. Description of diverting works:

HEAD WORKS OF CENTRAL DITCH. CEMENT DAM IN RIVER TO HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.76	

7. Total Quantity Appropriated is:
1.76 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	34E	13	SW NE 2	IRRIGATION	29
			SE NW 3	IRRIGATION	30
			NE SW 3	IRRIGATION	20

Section Acres 79
Total Acres 79

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:

c/o warranty deed from son

ORIGINAL DECREED TO WELCH IRR. CO. IN 10-11-1929 CONVERTED STOCK TO CENTRAL DITCH COMPANY FOR CARRYING WATER. THIS CLAIM FILED TO RECORD OWNERS PORTION OF ORIGINAL RIGHT. PARENT RIGHT FROM TRANSFER 52.

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): _____ Date: _____

_____ Date:

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

JUL 17 1989

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: A27-00037A
Date Received: 3/27/1989
Receipt No: E006557
Received By: SSA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STANLEY A. MCDANIEL 208-785-1398
Address: 228 S. 625 W.
BLACKFOOT, ID 83221
OR
Name: LINDA MCDANIEL 208-785-1398
Address: 228 S. 625 W.
BLACKFOOT, ID 83221

A2700037A



2. Date of Priority: MAR 20, 1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	35E	8	SW	SE	NE		BINGHAM

5. Description of diverting works:
HEAD WORKS OF CENTRAL DITCH. CEMENT DAM IN RIVER TO HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.760		

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

8. Total consumptive use is 197.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING OF 75 HEAD OF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	34E	13	SW	NE	2	IRR	29.0
			SE	NW	3	IRR	30.0
			NE	SW	3	IRR	20.0
						Section Acres	79.0
						Total Acres	79.0

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:
ORIGINAL DECREED TO WELCH IRR. CO. IN 10-11-1929 CONVERTED STOCK
TO CENTRAL DITCH COMPANY FOR CARRYING WATER. THIS CLAIM FILED
TO RECORD OWNERS PORTION OF ORIGINAL RIGHT. PARENT RIGHT FROM
TRANSFER 52.

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: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

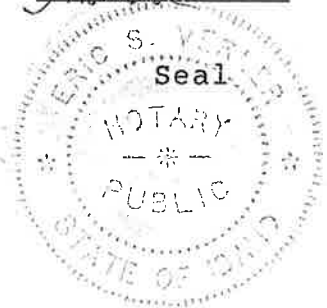
Signature of Claimant(s): Stanley A. McDaniels Date: 3/29/87

Date: _____

State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of March 19 89

[Signature]
Notary Public



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

MICROFILMED
NOV 12 1992

NOV 12 1952
FILMED

PHOTOMOUNT

R 34E R35E

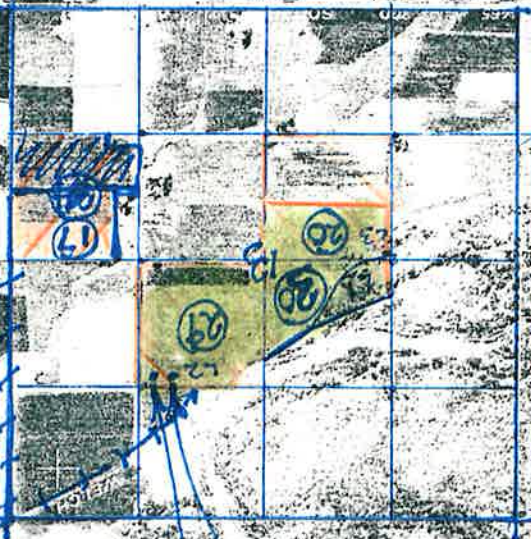
R 35E
T 35

Sec 8

SW 1/4 Sec 11

POD

537



GEORGE DITCH

A27-10132

A27-10133

Water Right Number - 27-00037A Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WELCH JAMES 1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/20/1886 15 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BLACKFOOT RIVER SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 7.720
43 - DOMESTIC 01/01 12/31

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
7.720

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

Total Acres:

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
TRANS. 52.
P/D NOT GIVEN IN DECREE.
P/U INCOMPLETE: KNOWN AS PLACER MINING CLAIMS LAWRENCE BAR
(160 AC.), WOODRUFF'S BAR (160 AC.) & WARRENS BAR.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - Decree Plaintiff - - - + + - - Decree Defendant - - - + + - Decree Date - +
FRED S. STEVENS, ET AL. EASTERN IDAHO WATER CO., ET AL. 08/01/1891

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/10/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 27
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	- P
Decree Date	- 08/01/1891				

MICROFILMED
NOV 13 1996