

Claim 27-37K

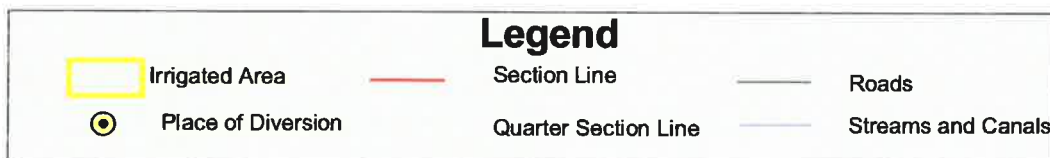
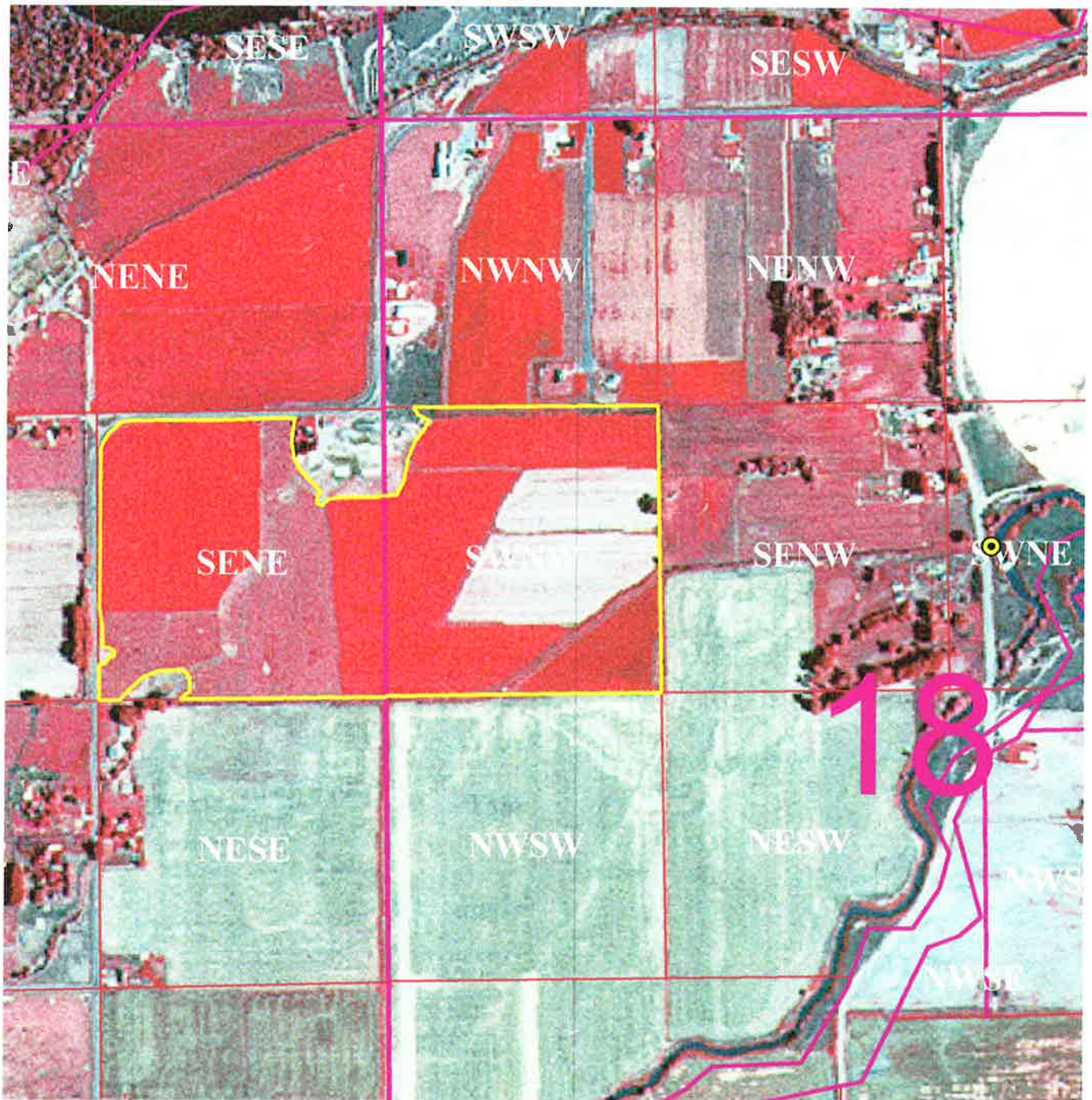
**Has been renumbered to
27-12032**

DO NOT COUNT 27-37K

12/21/2000

Water Right Claim Number 27-00037K

Townships , 3S35E, 3S34E



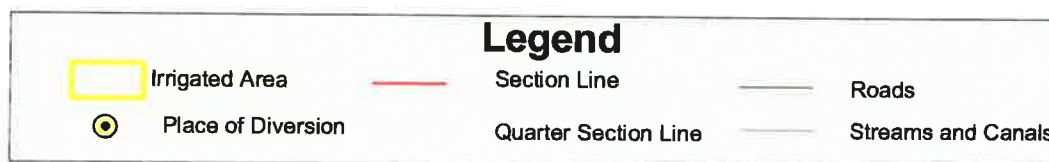
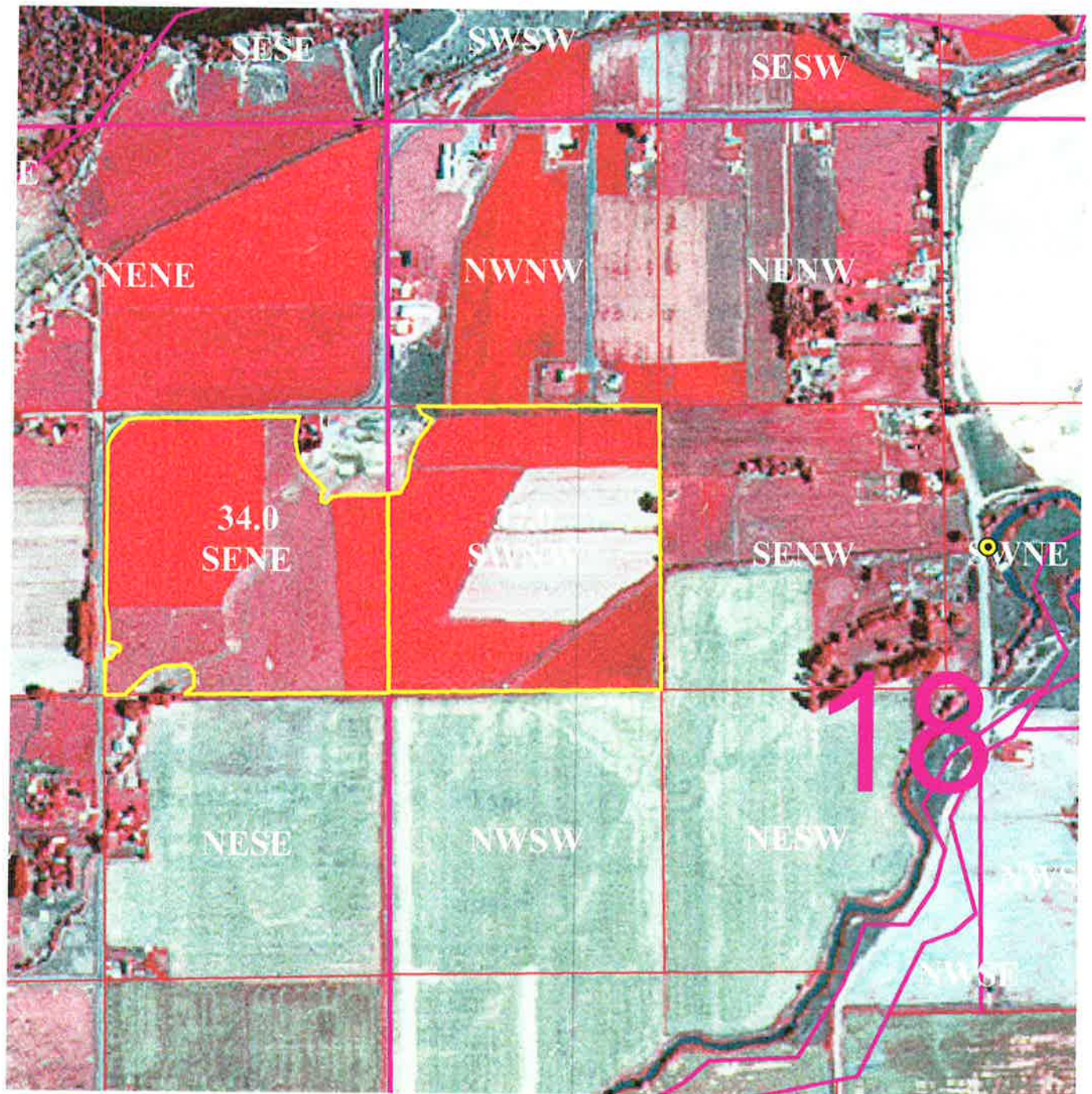
400 0 400 800 Feet



 SPATIAL
DYNAMICS

12/21/2000

Water Right Claim Number 27-00037K
Townships , 3S35E, 3S34E



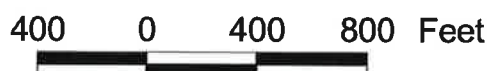
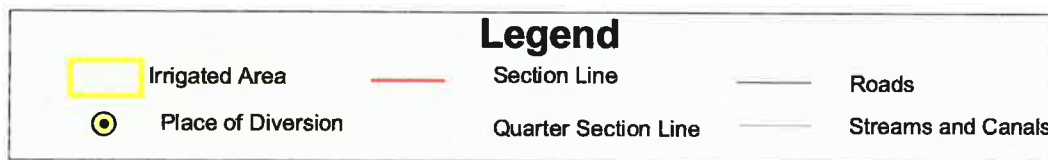
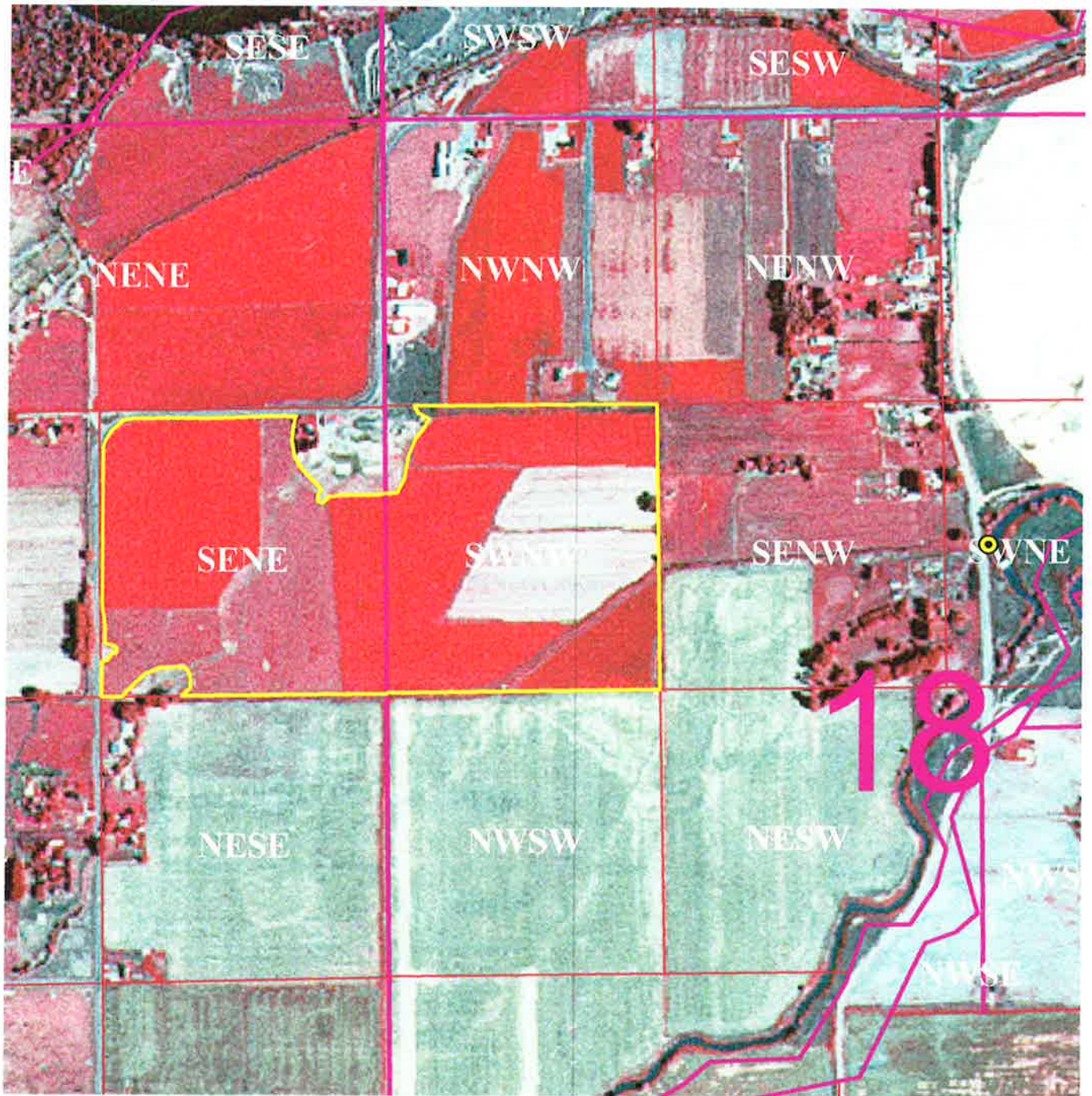
400 0 400 800 Feet



SPATIAL
DYNAMICS

12/21/2000

Water Right Claim Number 27-00037K
Townships , 3S35E, 3S34E



Notes

6/23/04 Based on the evidence claimant doesn't have any well water. This claim is being disallowed. Claimant may want to file a B.U. right for the Blackfoot water. Priority date? Ask Ernie about a Remark/Cond. to reflect why the claim is being disallowed. Normally for decree it's because of abandonment/forfeiture. This however is not the case on these rights. The decree was just over claimed. Maybe recommended as — B.U. right?
7-20-04 No shape prepared. BP CB

7/30/04 Sent claimant a notice that his right is not being recommended and he can provide evidence for b.u. claim. response date 8/16/04

8-10-04 Frank Wright phoned this morning about the 5 inches of decreed water. He will call back next week and make an appointment with Cindy. PB

8/18/04 Franklin called me @ 3pm and. He wants to convert to a beneficial use right with a July, 19, 1967 priority date. CB

Claim will need to be renumbered.

Renumber.
Disallow this right and recommend as .b.u.

27-12032.

Notes

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

2/19/04 claim matches the W/R file except for the suffix. I would like to recommend the claim as 27-37D so it matches the W/R side since T5027 was filed creating the suffix.

5/11/04 amended 27-37K & 27-23C to connect the township of the POU. CB

5/11/04 Mailed request for more information. CB

5-11-04 Letter to Claumont re Ownership. BP

5-24-04 Claumont returned amended claim, & copy of ^{water} warranty deed. BP

6/23/04 Ullrich analysis

go back to transfer 5027 and see what the transfer accomplished. CB

water deed No. 135192 Norman Wright purchased this water from Theodore Stucklin. Theodore sold 50 inches of water when he only had 25". Arlie Wright purchase 50" of water. He sold 25" with some property but later sold the 50 inches to Theodore Stucklin. Norman's water deed was from the 2nd 25" of water. CB

DISALLOWED.

Owner Type	Full Name	Address	City	State	Zip	Phone
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Current Owner _____

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.

Date:

6/23/04

Priority Date Data Entry Form

Claim Number: A27-37K

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 7-19-1967 Recommended Basis: B.H.3-20-1886Dupee☒ 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:

DupeeDupeeReviewer: CBDate: 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 FormClaim Number: A27-37K

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?

Riverton Ditch

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

Transfers Changing POD _____

Reviewer: CB

Date:

4/23/04

Point of Diversion

Claim No. 27 - 37K

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

Place Of Use Data Entry FormClaim Number: A27-37K☐ 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

Total Acres _____

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

Place of Use

Claim No. _____

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

Yes () No ()

If Yes, go to 2a
If No, go to 2b

2a. Is a POU required?

Yes () No ()

If Yes, go to 5
If No, go to 14

2b. Is a POU required?

Yes () No ()

If Yes, go to 3
If No, go to 14

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

Yes () No ()

If Yes, go to 4
If No, go to 7

4. Has the License been issued?

Yes () No ()

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

5. Does the parent right have a POU?

Yes () No ()

If Yes, go to 6
If No, go to 7

6. Can the claimed POU be verified using the water right file?

Yes () No ()

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

7. Is there evidence that there has been a change in the POU?

Yes () No ()

If Yes, go to 8
If No, go to 13

8. Can the change be verified as an accomplished transfer?

Yes () No ()

If Yes, add condition C05, go to 13
If No, go to 9

9. Does the change include an enlargement of the POU?

Yes () No ()

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

10. Was an enlargement claim filed?

Yes () No ()

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

11. Did the claimant file an enlargement claim?

Yes () No ()

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

12. Was a transfer filed?

Yes () No ()

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

13. Does the file contain all of the necessary information to verify the POU?

Yes () No ()

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

14. Is a POU remark and/or condition required?

Yes () No ()

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Purpose of Use Data Entry FormClaim Number: A27-37K☐ Use Claimed Purpose of Use as Recommended Purpose of Use**Water Right Purpose of Use**

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

Claimed Purpose of Use

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

Recommended Purpose of Use

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

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Purpose of Use

Claim No. _____

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13
4. Does the parent right have a Purpose of Use? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed Purpose of Use be verified using the water right file? Yes () No ()
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
6. Is there evidence that there has been a change in the Purpose of Use? Yes () No ()
If Yes, go to 7
If No, go to 11
7. Can the change be verified as an accomplished transfer? Yes () No ()
If Yes, add condition C04, go to 11
If No, go to 8
8. Does the change include an enlargement of the Purpose of Use? Yes () No ()
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
9. Was an enlargement claim filed? Yes () No ()
If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes () No ()
If Yes, go to 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
11. Does the file contain all of the necessary information to verify the Water Use? Yes () No ()
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
12. Did the claimant file a transfer? Yes () No ()
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
13. Is a Purpose of Use remark and/or condition required? Yes () No ()
If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Period of Use and Quantity Data Entry FormClaim Number: A27-37K☐ 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

Overall Diversion Rate _____ Overall Diversion Volume _____

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

Reviewer: _____

Date: _____

Period of Use

Claim No. _____

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

Quantity

Claim No. _____

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
4. Does the parent right have a diversion rate and/or volume? Yes () No ()
If Yes, go to 5
If No, go to 7
5. Can the claimed diversion rate and/or volume be verified using the water right file? Yes () No ()
If Yes, go to 8
If No, go to 7
6. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
7. Is a flow measurement required? Yes () No ()
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
8. Does the parent right have an annual diversion volume limit? Yes () No ()
If Yes, go to 10
If No, go to 9
9. Is the source Ground Water and does the purpose of use require a diversion volume limit? Yes () No ()
If Yes, go to 10
If No, go to 11
10. Is irrigation a purpose of use? Yes () No ()
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
11. Has a diversion volume limit for this water use been established by a decree, license or transfer? Yes () No ()
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
12. Is a Quantity remark and/or condition required? Yes () No ()
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.

Summary

Claim No. 27 - 37K

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 ☐

DISALLOWED: Welch decree overclaimed

Summary Data Entry Form

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

~~C18~~~~FOI Exp Remark Riverton Ditch~~

P06 Gen Remark 27- 12032

Split or Combined Right Analysis:

yes, see Welch analysis

Attached Field Notes or Other Documents:

yes

Claim No.:

27- 37K

Reviewer

CB

Date

7/29/04

Bird, Cindy

From: Carlsen, Ernie
Sent: Thursday, August 19, 2004 8:13 AM
To: Bird, Cindy
Subject: RE: 27-37K

Welcome back. Hope your days off were rejuvenating.
The new number is 27-12032. I agree with your suggestion use P06 on 27-37K.
Ernie

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

From: Bird, Cindy
Sent: Wednesday, August 18, 2004 3:28 PM
To: Carlsen, Ernie
Subject: 27-37K

good afternoon Ernie,
I hope all is well with you. This 27-37K claim was one of the claims from Theodore Stecklein that was over sold. He has a water deed from 1967. He called today and said that he wanted to claim it as a bu claim with the 1967 priority date. It will have to be renumbered because we don't want to recommend it as a bu with the decree number. I guess I can refer back to the 27-37K number and that it isn't been recommended as a decreed right.

Thanks, please let me know the new number.

Cindy



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

July 30, 2004

Franklin D. Wright
607 W. 225 S.
Blackfoot, ID 83221

REF: Snake River Basin Adjudication (SRBA)
Notice of Claim to Water Right 27-37K

Subject: Ownership of the Welch water

RESPONSE DATE: AUGUST 16, 2004

Dear Mr. Wright,

IDWR has been investigating the ownership of water rights 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. You responded to our request for information with a water deed from Theodore and Philomena Stecklein dated July 19, 1967. Theodore Stecklein purchased 50 inches of water from Artie Wright in 1958. In 1926 George W. Jones signed a Quit Claim deed to Artie Wright giving him 50 inches of the Blackfoot River decreed to James Welch. In 1927, there was a complaint, Summons, default decree issued from *Continental Life Insurance v. Artie Wright*. This default decree included 25 inches of his Blackfoot River water decreed to James Welch. This left Artie Wright with 25 inches of the Blackfoot River water but he sold 50 inches to Theodore Stecklein. Your 5 inches was purchased after the balance of the 25 inches was already conveyed. IDWR can only recommend 400 inches under the Welch decree.

There are a couple options left for you at this time. 1). Provide convincing documentation/evidence to support a favorable recommendation. 2). Provide convincing documentation/evidence to show beneficial use of the water. Failure to achieve number one or two will result in the claim being disallowed. If convincing documentation/evidence to show beneficial use is provided then we can amend the basis

of your claim to a "Beneficial Use" instead of a "Decree". The priority date would be recommended sometime after the August 1, 1891 date based on the evidence of when the water was first put to beneficial use.

Please let this office know by the above response date with the option you wish to pursue. If we do not hear from by the above response date your claim to water will be DISALLOWED. If you have any additional questions please feel free to contact me at the Soda Springs Office at 547-3993.

Respectfully,

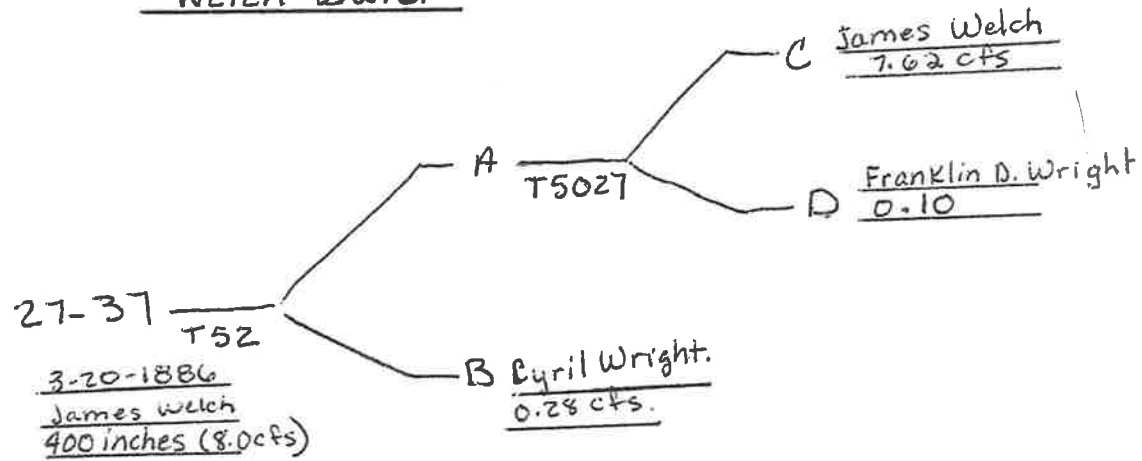
Cindy E. Bird
Adjudication Bureau

Basin No.	Sequence Number	Split Suffix	Name	R	D	Basis of a Claim	yyyy-mm-dd Priority Date	Remarks	Y N/A Layout	Other Water Rights Used	Stevens #	Decree #	Total CFS	Claimed Diversion (Inches)	Recommended diversion (inches)	Difference in inches		
27	37	L	Anderson, Donald			Decreed	1886-03-20	Welch Irrigation Co. T.52		27-2125								
27	37	C	Bean, Audrey H.			Decreed	1886-03-20			27-4F	s	37	0.64	32.00	30.00	(2.00)		
27	37	P	Bergeman, E. V.				1886-03-20				s	37	1.17	58.50	58.50	0.00		
27	10267		Clements, Casey A. Novasad & Hoskin			Decreed	1885-06-01				s	37	0.28	14.00	14.00	0.00		
27	11997		Coffman, Harvey			Decreed	1886-03-20				s	37	0.60	30.00	30.00	0.00		
								Claim based on Miners shares & F&W 27-23B. AMENDED			s	37	0.10	5.00	5.00	0.00		
27	10550		Ganske, Robert L.			Decreed	1886-03-20				s	37	0.06	3.00	3.00	0.00		
27	10844		Gay, Walter A.			Decreed	1886-03-20				s	37	0.43	21.65	4.50	(17.15)		
27	37	M	Hamilton, Wesley			Decreed	1886-03-20			27-4G	s	37	2.10	105.00	62.00	(43.00)		
		F	Hill, Stanley			Decreed	1886-03-20				s	37	0.28	13.00	6.00	(7.00)		
			LDS Church			Decreed	1886-03-20				s	37		0.00	2.00	NOT CLAIMED IN SRBA		
27	10356		Leiseth, Jason			Decreed	1886-03-20	probably 27			s	37						
27	37	A	McDaniel, Brett			Decreed	1886-03-20	T#52 Welch Irrigation			s	37	0.08	3.00	0.00	(3.00)		
27	11994		Nation, Howard S.			Decreed	1886-03-20	Parent right 27-11120			s	37	1.76	88.00	88.00	0.00		
27	11995		Romrell, Don			BU	1886-03-20	Parent Right 27-11120	Y		s	37	0.03	1.50	0.75	(0.75)		
27	37	E	Rowbury, Rex C.			Decreed	1886-03-20	T#52			s	37	0.03	1.50	0.75	(0.75)		
27	37	B	Stecklein, LaVerelle			Decreed	1886-03-20				s	37	0.60	30.00	30.00	0.00		
											s	37	0.40	20.00	17.00	(3.00)		
27	37	G	Stecklein, LaVerelle			Decreed	1886-03-20			27-27B, 7065, 2126, 10552, 10555, 26B								
27	37	J	Winter, Norman			Decreed	1886-03-20				s	37	0.80	40.00	21.50	(18.50)		
27	37	H	Worthington, Dallen			Decreed	1886-03-20				s	37	0.05	2.50	0.00	(2.50)		
27	37	K	Wright, Franklin D.			Decreed	1886-03-20				s	37	0.04	2.00	2.00	0.00		
27	37	N	Yancey, Merlin			Decreed	1886-03-20			27-27C, 23F	s	37	0.10	5.00	0.00	(5.00)		
											s	37	0.50	25.00	25.00	0.00		
								TOTALS					10.01	500.65	400.00	(102.65)		

Disputed
later

WATER RIGHT RESEARCH

Welch Water



WATER DEED

NO. 135192
RECORDED AT REQUEST
FEL-90
OF FISH, REVENUE & COMMERCE
Earl Cory
67 Nov 27 PM 2

135192

THIS INDENTURE, Made this 19th day of July, 1967, by and between
THEODORE STECKLEIN and PHILOMENA STECKLEIN, husband and wife, of Blackfoot,
Bingham County, Idaho, hereinafter referred to as Grantors, and NORMANA WRIGHT^R
of Blackfoot, Bingham County, Idaho, hereinafter referred to as Grantee;

WITNESSETH: That the said Grantors, for and in consideration of
the sum of ONE HUNDRED TWENTY-FIVE and No/100 - - - (\$125.00) - - DOLLARS,
to them in hand paid by the said Grantee, the receipt whereof is hereby
acknowledged, do hereby grant, bargain, sell, convey and confirm unto the
Grantee and his heirs and assigns forever, all of the following described
water rights, situated in the County of Bingham, State of Idaho, to-wit:



5 Miner's inches of the waters of the Blackfoot River
decreed to James Welch by the District Court of the Fifth
Judicial District of the State of Idaho, in and for Bingham
County in re Fred S. Stevens, et al, plaintiff, vs. Eastern
Idaho Water Company, et al, defendants, dated August 1, 1891,
and recorded in Book 1 of Judgments at pages 107-116, records
of Bingham County, Idaho, with a priority of March 20, 1886.

TO HAVE AND TO HOLD all and singular the above described water
rights, together with their appurtenances unto the Grantee and to his heirs
and assigns forever.

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

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF:

Theodore Stecklein (SEAL)

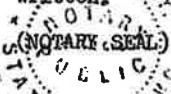
Earl W. Cory
Witness

Philomena Stecklein (SEAL)

STATE OF IDAHO,)
: ss.
County of Bingham,)

On this 19th day of July, 1967, before me, Earl W. Cory, a Notary
Public in and for the State of Idaho, personally appeared THEODORE STECKLEIN
and PHILOMENA STECKLEIN, husband and wife, of Blackfoot, Idaho, and known to
me to be the persons whose names are subscribed to the within and foregoing
instrument and acknowledged to me that they executed the same.

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



My Commission Expires:
February 29th, 1968.

Earl W. Cory
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho

MICROFILMED

NOV 24 1998

135192

<u>Basin</u>	<u>Seque</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
27	23	F	Decreed	Active	1880-03-25	1	280	BLACKFOOT RIVER	IRRIGATION	WRIGHT, FRANKLIN D (Current)	wrAdjudicationClaim
27	27	C	Decreed	Active	1884-10-01	0.94	284	BLACKFOOT RIVER	IRRIGATION	WRIGHT, FRANKLIN D (Current)	wrAdjudicationClaim
27	37	K	Decreed	Active	1886-03-20	0.1	42.2	BLACKFOOT RIVER	IRRIGATION	WRIGHT, FRANKLIN D (Current)	wrAdjudicationClaim
27	2019	A	License	Active	11/12/1910	0.5		BLACKFOOT RIVER	IRRIGATION	WRIGHT, FRANKLIN D (Current); WRIGHT, PHYLLIS E (Current)	wrAdjudicationClaim

T3S, R34E Sec. 13 SENE

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
27	23	F	Decreed	Active	1880-03-25	1	280	BLACKFOOT RIVER	IRRIGATION	WRIGHT, FRANKLIN D (Current)	wrAdjudicationClaim
27	37	K	Decreed	Active	1886-03-20	0.1	42.2	BLACKFOOT RIVER	IRRIGATION	WRIGHT, FRANKLIN D (Current)	wrAdjudicationClaim

T3S, R34E, Sec. 18 SWNW

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-37D

WATER RIGHT NUMBER: 27-37D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANKLIN D WRIGHT 607 W 225 S BLACKFOOT, ID 83221 (208)785-0399
Original Owner	JAMES WELCH , ZZ
Original Owner	PHYLLIS E WRIGHT 607 W 225 S BLACKFOOT, ID 83221 (208)785-0399

Priority Date: 03/20/1886

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.100 CFS	42.20 AF
	<u>Total Diversion:</u>	0.100 CFS	42.20 AF

Location of Point(s) of Diversion

BLACKFOOT RIVER	L6 (SW1/4NE1/4)	Sec. 18, Twp 03S, Rge 35E, B.M.
BINGHAM County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	34E	13				31.0													31.0
03S	35E	18							39.0										39.0
									L 2										

Total Acres: 70

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2. R43 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-37D

3. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 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.

Remarks:

1. General Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.
Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Comments:

1. PSKAGGS 3/5/1998 TRANSFER 5027

Comment: Transfer 5027 changes the point of diversion & identifies the historic place of use of a portion of Rights 27-00023D (E & F), 27-00027A (C & D) and 27-00037A (C & D) splitting each right.



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

Franklin Dean Wright
607 West 225 South
Blackfoot, ID 83221

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

Subject: EVIDENCE OF PRIORITY DATE

COPY

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 that reads "Cindy E. Bird" followed by a stylized monogram or initials.

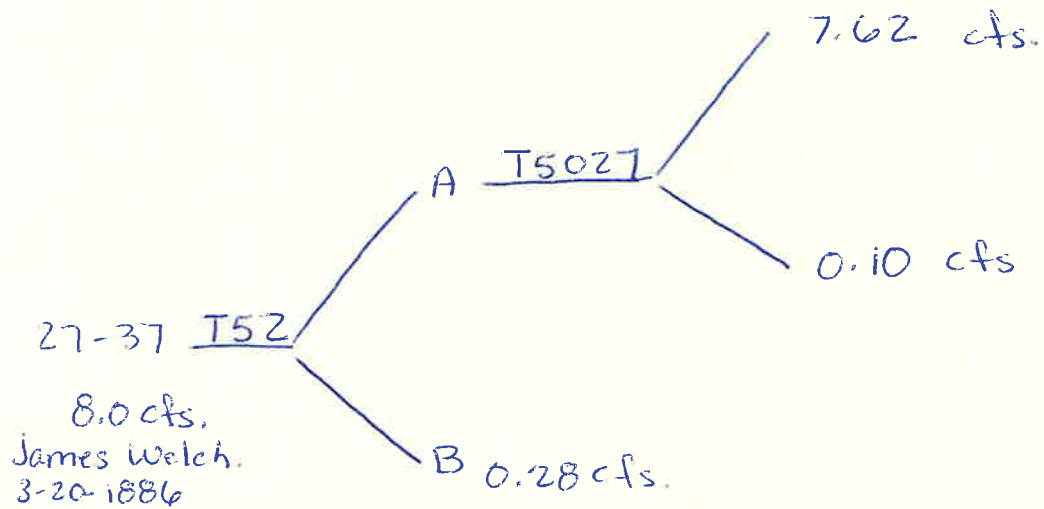
Cindy E. Bird
Adjudication Bureau

CEB/bjp

Enclosure: Evidence of Priority Brochure

27-37 (8.0 cfs) (8.5 claimed)

<u>claim #</u>	<u>cfs</u>	<u>claimant</u>	<u>Adjudication Claims</u> <u>Remarks</u>
27-37A	1.76	McDaniel, Stanley Linda	Originally decreed to Welch Irrigation (10-11-1929) converted stock to Central Ditch Co for carrying water,
27-37B	0.40	Stecklein, LaVerelle	Original decreed to Welch Irrigation. This claim covers land W $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 13, T3S, R34E.
27-37C	1.17	Caldwell, Zane	Part of James Welch.
27-37E	0.60	Rowbury, Nina Rex	Split from 27-37A
27-37F	0.34	Hill, Stan	Split from 27-37A.
27-37G	0.80	Stecklein, LaVerelle	40" of Welch water (Information from watermaster & abstract)
27-37H	0.04	ELison, Gayle , ELison	Part of 27-37 (Welch)
27-37J	0.05	Winter, Norman	None
27-37K	0.10	Wright, Franklin	From 27-37D, per transfer 5021 irrigation limit 35 ac.
27-37L	0.64	Anderson, Donald	originally decreed to Welch Irrigation Co. in. 10-11-1929
27-37M	2.10	Hamilton, Wesley	For 105 inches of Welch water (27-37)
27-37 N	0.50	Yancy, Merlin	14 inches (0.28 cfs) comes from Central ditch in Sec. 8 cell 11 inches (0.22 cfs) Riverton Canal in Sec. 18



11-13-03 CB



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 31, 2001

FRANKLIN DEAN WRIGHT
607 W 225 S
BLACKFOOT ID 83221

RE: CHANGE IN OWNERSHIP FOR A27-23F, 27-27C AND 27-37K

Dear Mr. Wright:

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

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

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

OK JC 10/31/01
RECEIVED

OCT 30 2001

Department of Water Resources
 Eastern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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
_____ 27-23F ✓	_____	_____	_____	_____	_____
_____ 27-27C ✓	_____	_____	_____	_____	_____
_____ 27-37K ✓	_____	_____	_____	_____	_____
27-27D _____	_____	_____	_____	_____	_____
27-37D _____	_____	_____	_____	_____	_____

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

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

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

Phyllis Wright

4. New Owner/Claimant(s)

Franklin Dean Wright

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

New Mailing Address

Franklin Dean Wright

City, State and ZIP Code

607W 2255 Blackfoot Id 83221

New Telephone Number

208-785-0399

5. Date you acquired the property

Aug 9 - 2001

SCANNED

JUL 13 2001

Log for claim 27-00037K

Spatial Dynamics LTD

12/21/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s34e	13	SENE	31	34	
03s35e	18	SWNW	39	37	Wrong tract in database?
Totals:			70	71	

Stage: DECREED

BINGHAM County

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. .
- R43 - 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.
- R64 - This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - 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.

Remarks: GEN CHANGED OWNERSHIP 1/24/97/JT/EC

Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season.

Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.

Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

SHOULD BE A TOTAL OF 70 ACRES

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

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

Audit: 05/31/89 DUNN 09/29/94 JTHOMPSO 03/29/95 POST-STD 01/24/97 JTHOMPSO
12/22/99 DCARLSON

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5027
WATER RIGHT NO(S). 27-00023F/27-00027D/27-00037D

This is to certify that: PHYLLIS E WRIGHT
607 W 225 S
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 27-00023F :			
IRRIGATION	04/01 to 10/31	1.00 CFS	280.0 AF
Priority: 03/25/1880			
Right No. 27-00027D :			
IRRIGATION	04/01 to 10/31	0.94 CFS	280.0 AF
Priority: 10/01/1884			
Right No. 27-00037D :			
IRRIGATION	04/01 to 10/31	0.10 CFS	42.2 AF
Priority: 03/20/1886			
TOTAL:		* 2.04 CFS	* 280.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BLACKFOOT RIVER	SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 6(SWNE), Sec. 18, Township 03S, Range 35E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	34E	13	SENE	31		31
	35E	18	Lot 2(SWNW)	39		39
Total number of acres irrigated:						* 70 **

CONDITIONS OF APPROVAL AND REMARKS

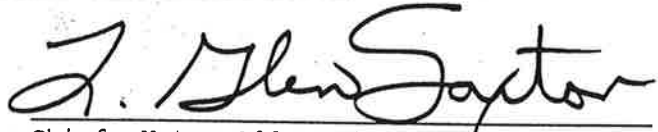
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 27.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

TRANSFER NO. 5027
WATER RIGHT NO(S). 27-00023F/27-00027D/27-00037D

CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
- ** 7. Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season.
- * 8. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.
9. Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 16th day of November, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 27-00023D (A27-00023F)
27-00027A (A27-00027C)
27-00037A (A27-00037K)

FROM: Pam Skaggs^{PS}/State Office

SUBJECT: Transfer 5027

DATE: October 23, 1998

Transfer 5027 changes the point of diversion and place of use under portions of Rights 27-00023D (E & F), 27-00027A (C & D) and 27-00037A (C & D) splitting each right. The applicant is consolidating the points of diversion into the Riverton Ditch to facilitate a change from flood to sprinkler irrigation system.

The season of use and diversion volume were adjusted to current standards. Recommended conditions include watermaster control, measuring device & lockable controlling works, irrigation overlap, permissible place of use, combined right limits and standard transfer conditions.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

JANUARY 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PHYLLIS E WRIGHT
607 W 225 S
BLACKFOOT ID 83221

RE: CHANGE IN OWNERSHIP FOR A27-00023F, A27-00037K

Dear Ms. Wright:

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

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

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

ENC
OKAY.
1-24-97

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

JAN 24 1997

Department of Water Resources
Eastern Region

1. Water Right Number(s) 27-02049A

Adjudication Claim Number(s) ~~A27-00013E~~, A27-00023F, A27-00057K

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

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

607 W 225 S Blackfoot, ID 83221

4. New Owner/Claimant(s) Phyllis E. Wright

New Mailing Address 607 W 225 S

Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR

City, State and ZIP Code Blackfoot ID 83221

New Telephone Number (208) 785-0399

5. Date you acquired the property AUG, 1992

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) x Phyllis E Wright

Date 1-23-1997

Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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 27-37K
Date Received: 5/31/1989
Receipt No: E008432
Received By:

AMENDED

AMENDED

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

1. Name of Claimant(s)

FRANKLIN D WRIGHT Phone: (208) 785-0399

607 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	18	SW	NE	6	BINGHAM	

5. Description of diverting works:

HEAD WORKS FOR RIVERTON DITCH.

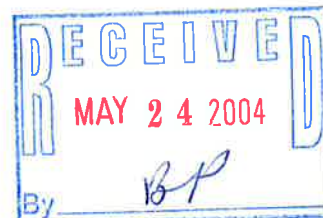
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.1	42.2

7. Total Quantity Appropriated is:
0.1 C.F.S. and/or 42.2 A.F.A.

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	SE	NE	IRRIGATION	31	
					Section Acres	31	
03S	35E	18	SW	NW	2	IRRIGATION	39
					Section Acres	39	
					Total Acres	70	

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:

AMENDED CLAIM TO CORRECT THE LEGAL DESCRIPTION FOR THE POU. 5-11-04 CB

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

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.

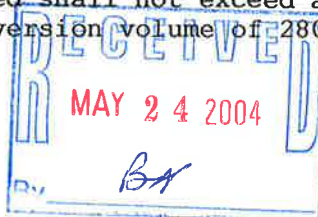
This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

CHANGED OWNERSHIP 1/24/97/JT/EC Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.



Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
SHOULD BE A TOTAL OF 70 ACRES

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: 2

For Individuals:

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

Signature of Claimant(s):

Franklin D Wright

Date: 5-21-04

Date: _____

State of Idaho)

County of

Bingham

) SS.

Subscribed and sworn (or affirmed) before me this 21st day

of May 2004

Marilyn D Archibald

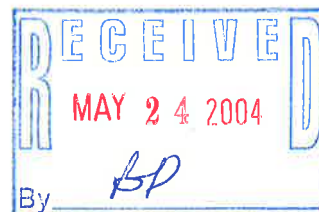
Notary Public

Residing at

Blackfoot, Idaho

My commission Expires

10-10-06



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 27-37K
Date Received: 5/31/1989
Receipt No: E008432
Received By:

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

1. Name of Claimant(s)

FRANKLIN DEAN WRIGHT Phone: (208) 785-0399
607 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	18	SW NE 6	BINGHAM	

5. Description of diverting works:

HEAD WORKS FOR RIVERTON DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.1	42.2

7. Total Quantity Appropriated is:
0.1 C.F.S. and/or 42.2 A.F.A.

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	SE NE	IRRIGATION	31
Section Acres					31

03S	34E	18	SW	NW	2	IRRIGATION	39
						Section Acres	39
						Total Acres	70

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:

CHANGED OWNERSHIP 1/24/97/JT/EC Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres

Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner
SHOULD BE A TOTAL OF 70 ACRES

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

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.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

15. Basis of Claim: Decreed

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: A27-00037K
Date Received: 5/31/1989
Receipt No: E008432
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHYLLIS E WRIGHT
Address: 607 W 225 S
BLACKFOOT ID

208-785-0399

83221

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	Lot	County
03S	35E	18	SW	NE		6	BINGHAM

5. Description of diverting works:
HEAD WORKS FOR RIVERTON DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.100		42.20

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

42.20 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	34E	13	SE	NE		IRR	31.0
						Section Acres	31.0
		18	SW	NW	2	IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	39.0
					Total Acres	70.0

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:
A27-00027C, A27-00023F.

14. Remarks:

CHANGED OWNERSHIP 1/24/97/JT/EC
Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.
Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
SHOULD BE A TOTAL OF 70 ACRES

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FRED S. STEVENS ET AL
Decree Plaintiff

EASTERN IDAHO WATER CO. ET AL
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: _____

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: **A27-00037K**

Date Received: 5/31/1989

Receipt No: E008432

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: PHYLLIS E WRIGHT
Address: 607 W 225 S
BLACKFOOT ID

208-785-0399

83221

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 FOR CENTRAL DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

A.F.A.

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03S	34E	13	SE	NE		IRR	35.0

Section Acres 35.0

10. Place of Use: Continued

Total Acres 35.0

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:
A27-00027C, A27-00023F.

14. Remarks:
CHANGED OWNERSHIP 1/24/97/JT/EC

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FRED S. STEVENS ET AL
Decree Plaintiff

EASTERN IDAHO WATER CO. ET AL
vs Decree Defendant

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: A27-00037K
Date Received: 5/31/1989
Receipt No: E008432
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORMAN R. WRIGHT
Address: 607 W. 225 S.
BLACKFOOT, ID

208-785-0399

83221

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 FOR CENTRAL DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

A.F.A.

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03S	34E	13	SE	NE		IRR	35.0

Section Acres 35.0

Total Acres 35.0

A27-00037K

Page 1

Date: 05/31/89

MICROFILMED
NOV 12 1992



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:
A27-00027C, A27-00023F.
14. Remarks:
15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

FRED S. STEVENS ET AL
Decree Plaintiff

vs

EASTERN IDAHO WATER CO. ET AL
Decree Defendant

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): Norman R. Wright Date: 5-31-89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 31 day

of May 19 89

Ernest Carlson
Notary Public



Residing at Blake Falls, ID.

My Commission Expires 6-14-1994

