

02/04/2004

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

RIGHT NUMBER: 27-105

NAME AND ADDRESS: LA VORA WHITE
1748 CEDAR VIEW ROAD
SODA SPRINGS ID 83276

LOYAL JUNIOR WHITE
1748 CEDAR VIEW ROAD
SODA SPRINGS ID 83276

SOURCE: SHEEP CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 05/15/1890

POINT OF DIVERSION:

T05S R42E S3 SWNWSW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	1.000 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T05S R42E S03	NWSW	36.0	T05S R42E S03	SWSW	37.3
T05S R42E S10	NWNW	10.7			

84 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**

RIGHT NO(s). 27-104 & 27-106 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.



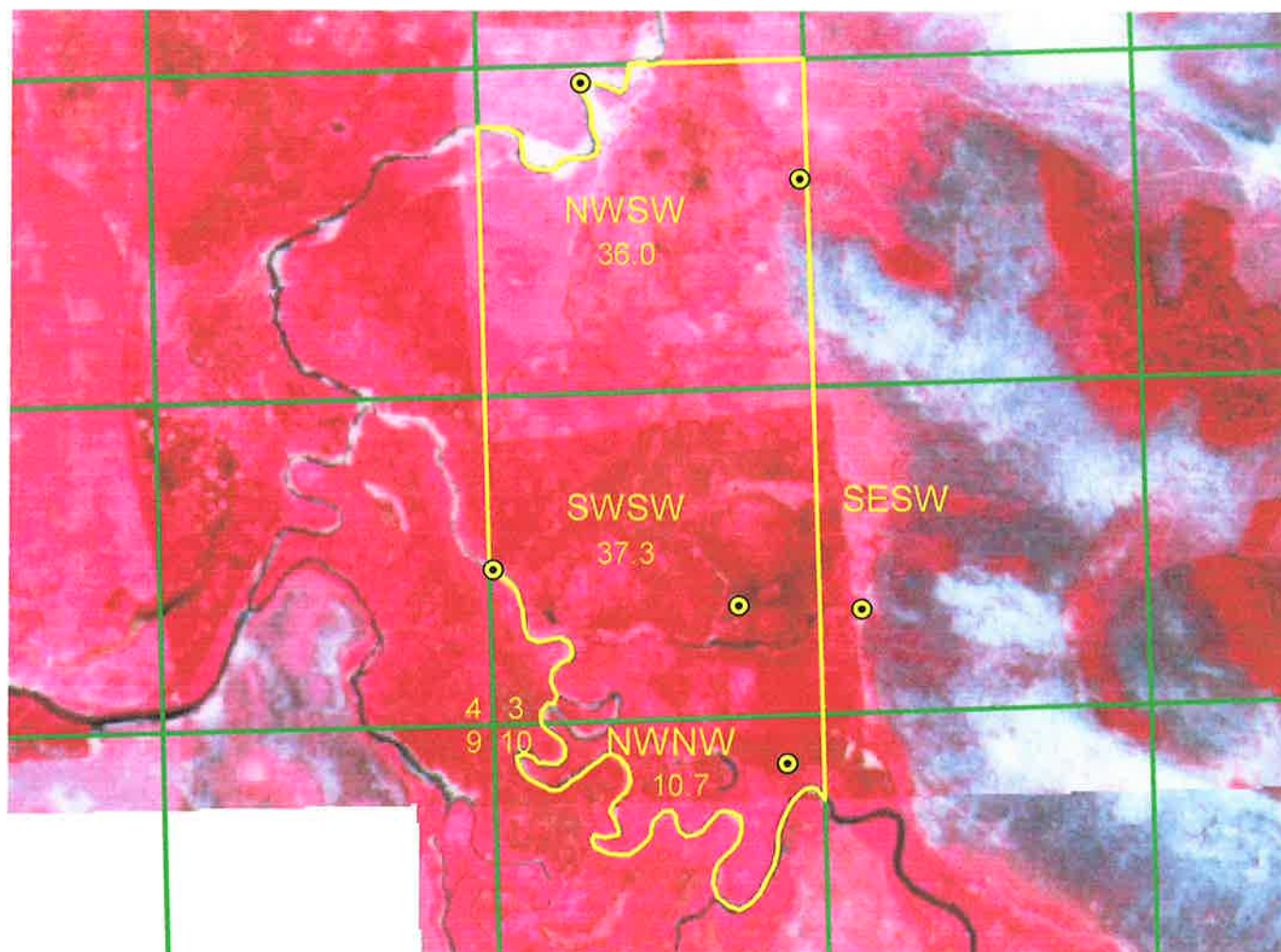
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-104 & 27-105 & 27-106



800 0 800 1600 Feet

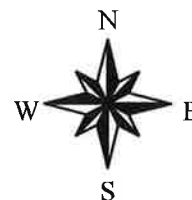
IRRIGATED ACRES 84.0

LEGEND

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

Place of Use: T5S, R42E:
(part of) Sec. 3, NWSW, SWSW.
(part of) Sec. 10, NWNW.

Point(s) of Diversion: T5S, R42E:
27-104: Sec. 3, SWSW.
27-105: Sec. 3, NWSW.
27-106: Sec. 3, NWSW,
SWSW, SESW, Sec. 10, NWNW.

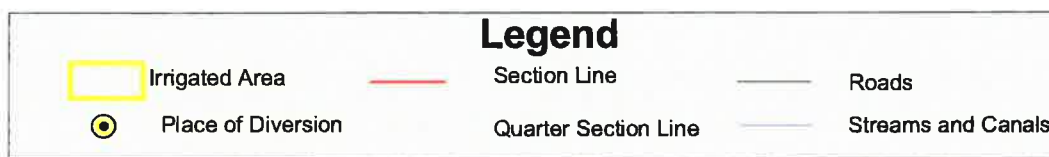
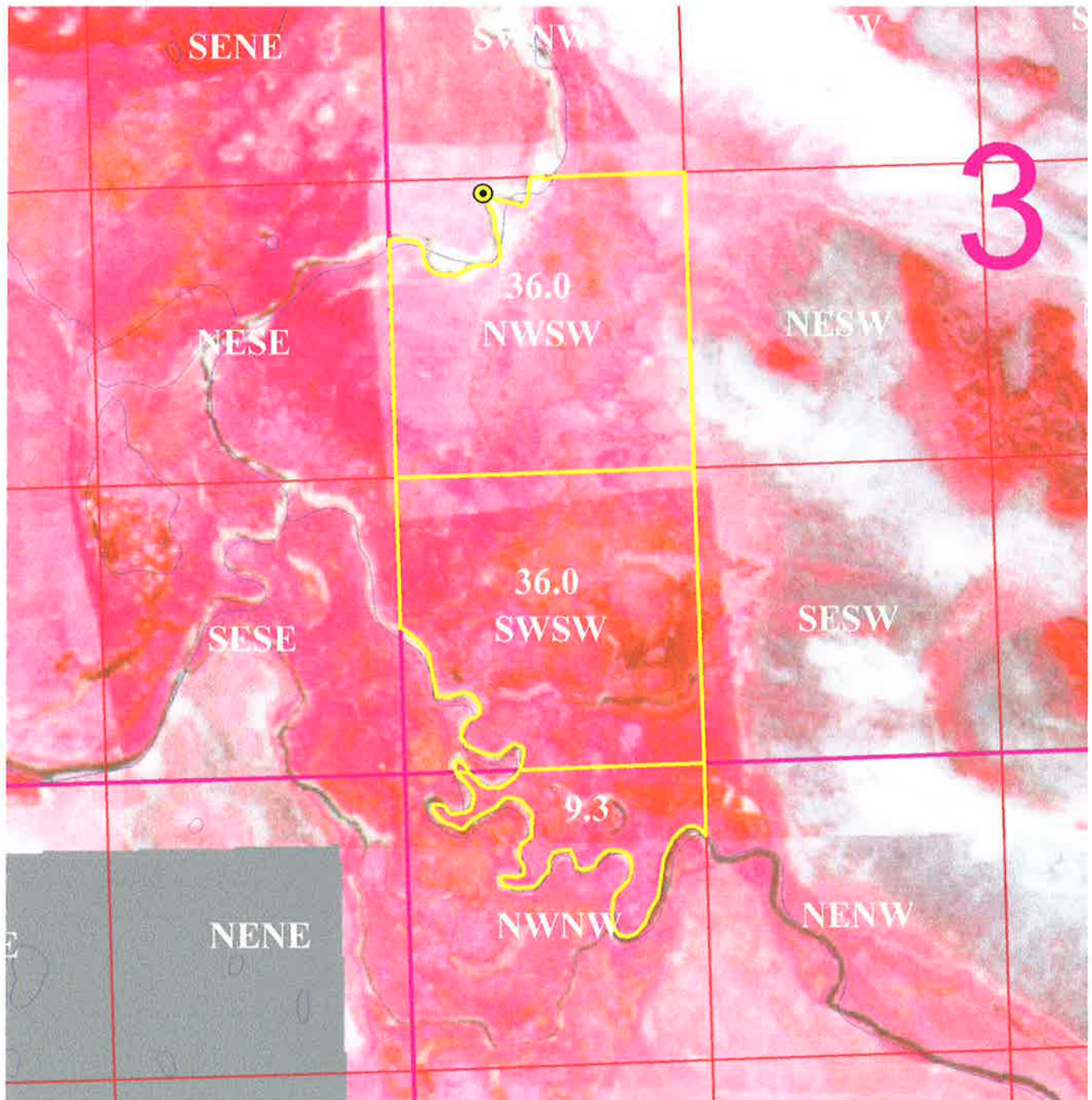


GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: December 2003

JAN 24 2006

Water Right Claim Number 27-00105
Township , 5S42E

11/30/2000



500 0 500 1000 Feet



SPATIAL
DYNAMICS

Notes

10-15-03 Talked to LaVora White their
address is: Junior White
1748 Cedar View Road
Soda Springs, ID 83276
phone: 547-4594

12/22/03. No reference to Sheep Creek in the
watermaster reports. Mailed claimant a letter
suggesting they amend their claim to correct
the POD to T5S; also diversion rate decreed
to 160 acres, claimed 84? lb

1/16/04 Junior came in the office and we
amended his claims. The POD was in
the wrong township, corrected address &
verified POD.

SCANNED

JAN 24 2006

PROFILED

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	see claim (Amended)					
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:

[illegible]

Reviewer: CB

Date: 7/16/04

Claim Number: A27-105

Recommended Priority Date: _____ Recommended Basis _____

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

Three

Date: 12/22/03

Priority DateClaim No. -

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

Point of Diversion and Source Data Entry FormClaim Number: A27-105

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? 27-104 & 27-106

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

1987/88 Napp photograph,
7080
Claimant

Transfers Changing POD _____

Reviewer: CBDate: 1/16/03

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 (☒)

SourceClaim No. -

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

4. Does the parent right have a Source?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

5. Can the claimed Source be verified using the water right file?

If Yes, recommend the Source as shown in the water right file. Go to 11

If No, go to 7

Yes (☐) No (☒)

6. Is the basis of claim a Posted Notice?

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

If No, go to 7

Yes (☐) No (☐)

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

If Yes, go to 8

If No, go to 10

Yes (☐) No (☒)

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

If Yes, add condition C02, go to 10

If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

Yes (☐) No (☐)

9. Did the claimant file a transfer?

If Yes, recommend the Source as shown in the transfer. Go to 11

If No, go to 10

Yes (☐) No (☐)

10. Does the file contain all of the necessary information to verify the Source?

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11

If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

Yes (☒) No (☐)

11. Is a Source remark and/or condition required?

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

If No, Source review is complete.

Yes (☐) No (☒)

Place Of Use Data Entry Form

Claim Number: 127-105☒ 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:

1987/88 NAPP photography
claimant
decree

Transfers Changing POU noReviewer: CBDate: 7/6/04

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: A27-105

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:

dunes

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 4/16/04

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 FormClaim Number: A27-105☒ 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:

decree

Standard SON

Reviewer: CBDate: 1/14/04

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 ☒

QuantityClaim 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. 27-105

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 (☐)

Claim No.: _____

Summary Data Entry Form

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

C18

FOS Exp Rem: 27-104 & 27-106

Split or Combined Right Analysis:

None

Attached Field Notes or Other Documents:

Claim No.:

27-105

Reviewer

CB

Date

1/26/04



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

December 22, 2003

Loyal Junior White
La Vora White
1748 Cedar View Road
Soda Springs, ID 83276

Ref: Snake River Basin Adjudication (SRBA)
Claims 27-104, 27-105 and 27-106

Subject: Address update and claim clarification

Response Date: January 22, 2004

Dear Mr. and Mrs. White:

IDWR has begun its initial investigation in basin 27 and expect to have recommendations to the SRBA court by mid-2004. So information and file update information needs to be handled as soon as possible to insure an accurate recommendation. IDWR records currently show the following address for the above referenced claims:

Loyal Junior White
La Vora White
15516 N. Cleveland Rd
Preston, ID 83263

The Caribou County Assessors office has informed us that your address has changed. In order for us to modify our records you need to fill out the enclosed change in address form and return it to this office. If there has been a change in the ownership of this land please advice the new owners that they must contact the Department to do an ownership change.

Also, the Notice of Claim files listed above claims the point of diversion (POD) in the wrong township. The claimed township is 4 south and should be 5 south. Therefore, I'm recommending you amend your Notice of Claims to correct the POD. To recommend the correct POD you have to amend your Notice of Claim.

Additionally, the legal description of the place of use in the decree describes 160 acres; W1/2SW of section 3 and N1/2NW of section 10, all within township 5

south, range 42 east of the Boise Meridian. For that 160 acres the courted decreed 2.5 cubic feet per second. Your SRBA claims only 84 acres within the W1/2SW of section 3 and the NWNW of section 10 but you have claimed the entire diversion rate. When was the NENW of section 10 no longer irrigated? If the irrigated acres have decreased to only 84 acres then the diversion rate must also decrease to match the reduced number of irrigated acres at a rate of no more than an inch per acre.

While, there is no charge to amend the POD on your claims there could be a fee to amend the number of acres claimed. Please contact either the Soda Springs office or the Idaho Falls office to amend your claims.

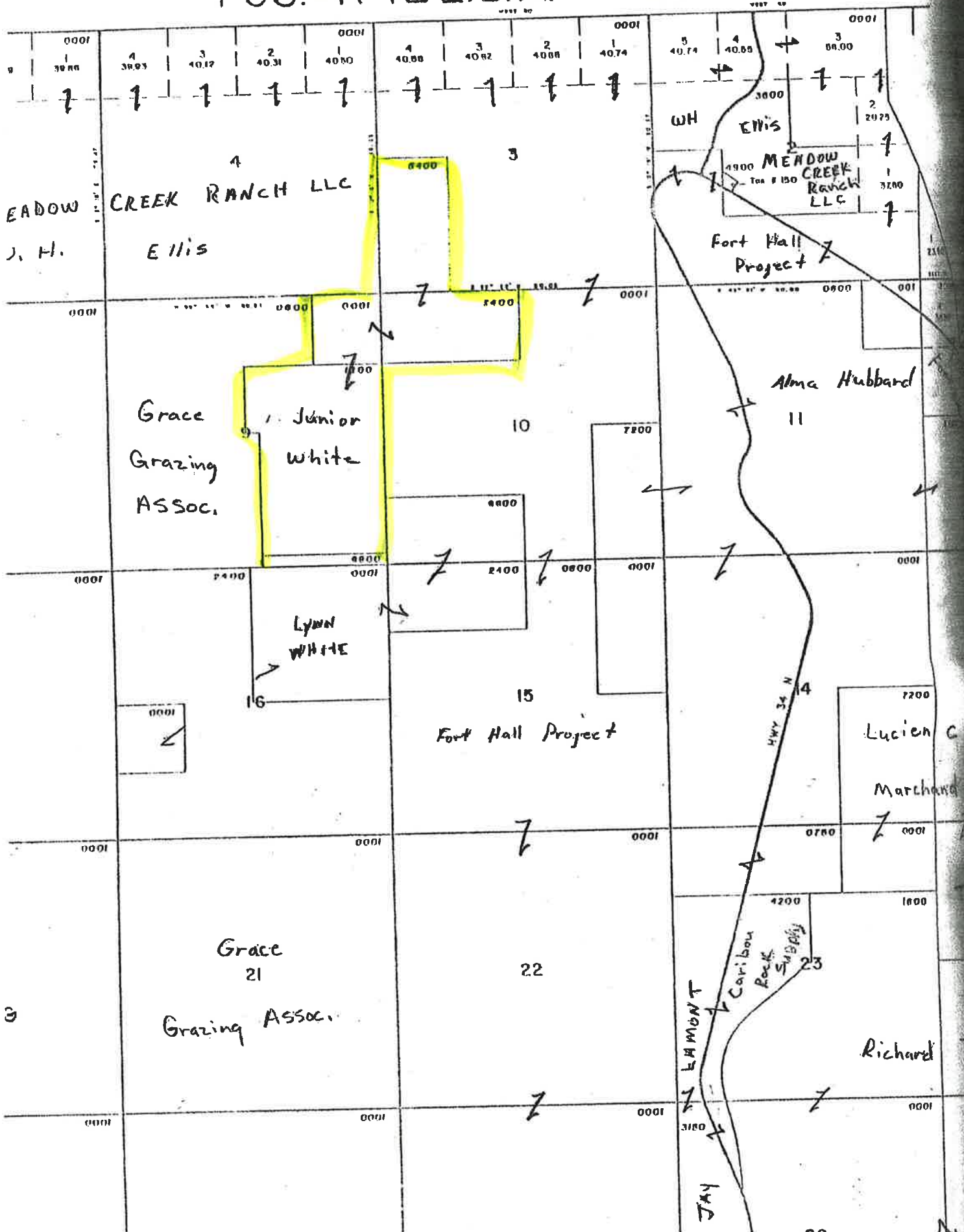
If you have any further questions please feel free to contact me in the Soda Springs office at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosed: SRBA Address Change form
ArcView Layout
Notice of Claims 27-104, 27-105 & 27-106

T 5 S. R 42 E. B. M.



$N\frac{1}{2}W$
 $N\frac{1}{2}SE$

0103 27

27-0102

~~27 205-01~~

[illegible]

John E. Smith,
President,
W. C.
Lars Hansen, A. J. Hansen,
O. J. Peterson and J. C.
Ford, Ows. - Benton, and
O. J. Peterson,
Defendants.

906
- 2 years
- 2 years
- 2 years

- 27-0104 section four, all in township five south, range 42 East Boise Meridian, Bannock County, State of Idaho, and containing 520 acres;
- 0105 That the defendant and cross complainant C. E. McPherson, sometimes known as Evan McPherson, is entitled to the continuous flow of one cubic foot per second of time of the waters of Meadow Creek, for domestic and agricultural purposes, his right to the use thereof to date from the 15th day of May, 1890; also to the continuous flow of one cubic foot per second of time, of the waters of Sheep Creek, a tributary of said Meadow Creek, for domestic and agricultural purposes, his right to the use thereof to date from the 15th day of May, 1890; also to the continuous flow of one-half cubic foot per second of time, of the waters of those certain small springs located and rising upon the lands of said defendant herein after described, for domestic and agricultural purposes, his right to the use thereof to date from the 15th day of May, 1890; all of said water to be used upon the following described lands, to-wit: The west half of the south-west quarter, section three and the north half of the north-west quarter of section ten, township five south, range 42 East of Boise Meridian, Bannock County, State of Idaho, containing 160 acres;
- 27-0107 That the defendant and cross-complainant, Chas. Burton, is entitled to the continuous flow of eight cubic feet per second of time, of the waters of Meadow Creek, for domestic and agricultural purposes, right to the use thereof to date from the 1st day of January, 1891, to be used upon the following described lands, to-wit: East half of the south-east quarter, section ten, east half of the north-east quarter, section eleven, west half of south-west quarter, section eleven, west half of north-west quarter, section fourteen, township 5, south of range 42 East of Boise Meridian; and the east half of north-west quarter, and north half of south-west quarter, section fourteen, township five south, of range 42 East of Boise Meridian, containing 480 acres, and being in Bannock County, State of Idaho;
- 27-0108 That the defendant and cross-complainant L. S. Pond, sometimes known as Louis S. Pond, is entitled to the continuous flow of three and one-fifth cubic feet per second of time of the waters of Meadow Creek, for domestic and agricultural purposes, his right to the use thereof to date from the 1st day of April, 1891, and to be used upon the following described lands, to-wit: Lot three, and the south half of the north-west quarter, and the north-east quarter of the south-west quarter, section five, township six south, range 42 East of Boise Meridian, Bannock County, State of Idaho, and containing 160.12 acres;
- 27-0109 That the defendant and cross-complainant, Elizabeth P. Hansen, as the administratrix of the estate of O. B. Hansen, deceased, is entitled to the continuous flow of three and one-fifth cubic feet per second of time, of the waters of Meadow Creek, for agricultural purposes said right to the use thereof to date from the 1st day of April, 1891, and to be used upon the following described lands, to-wit: South half of the north-east quarter, the north-west quarter of the south-east quarter, section five, and south-west quarter of north-west quarter, section four, township six south, range 42 East of Boise Meridian, in Bannock County, Idaho, containing 160 acres;

All water to be measured at the point of diversion.

It is further ordered, adjudged and decreed that the plaintiff and the several defendants and cross-complainants herein and each of them, jointly and severally, their agents, attorneys and assigns, be and they are forever and permanently enjoined and restrained from in any manner molesting or interfering with the rights of any of the parties as herein decreed, and the several and individual rights of the several defendants and cross-complainants as herein decreed shall be protected by said injunction from any intrusion or interference by each and every of the other defendants herein and the said plaintiff; herein pay the costs incurred by him; and that the defendants and cross-complainants herein to whose rights are herein decreed, shall each pay an equal share of the costs incurred by all.

Done in open District Court on this the 10th day of June, 1904.

STATE OF IDAHO,
COUNTY OF BANNOCK, ss.

I, E. G. Gallet, Clerk of the District Court, Ex-Officio Auditor and Recorder of Bannock

County, Idaho, do hereby certify that the within and foregoing is a full, true and correct copy

of the original. Water Decree

as shown by the records of my office.

Witness my hand and official seal this 10th day of June, 1904.

E. G. Gallet
Clerk District Court, Ex-Officio Auditor and Recorder

By _____, Deputy.

COURT.

SCANNED

JUL 16 2001

Log for claim 27-00105

Spatial Dynamics LTD

11/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05s42e	3	NWSW	37	36	Is Clark's Cut a portion of Sheep Creek?
05s42e	3	SWSW	37	36	
05s42e	10	NWNW	10	9.3	
Totals:			84	81.3	

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-105

WATER RIGHT NUMBER: 27-105

Owner Type Name and Address

Current Owner C E MC PHERSON

, ID

Priority Date: 05/15/1890 ✓

Basis: Decreed

Status: Active

Source

SHEEP CREEK

Tributary

MEADOW CREEK

Beneficial Use

IRRIGATION

DOMESTIC

From To

/ to /

/ to /

Diversion Rate

1.000 CFS

Annual VolumeTotal Diversion: 1.000 CFSLocation of Point(s) of Diversion

SHEEP CREEK

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	
05S	42E	3									40.0	40.0							80.0
05S	42E	10					40.0	40.0											80.0

Total Acres: 160

DOMESTIC same as IRRIGATIONConditions of Approval:

- 016 See remarks for additional conditions of approval.

Remarks:

- General P/D NOT GIVEN IN DECREE.
ALL WATER TO BE MEASURED AT P/D.

Comments:Dates and Other Information:

AJ5809NP
No. A27-00105

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 34

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOYAL JUNIOR WHITE	05/15/1890	IRRIGATION	04-01 11-01	1.000 CFS	
C	LA VORA WHITE					
	15516 N CLEVELAND RD					
	PRESTON ID 83263			TOTAL DIVERSION:	1.000 CFS	
	(208) 427-6360			CONSUMPTIVE USE:		84.00 AFA

Water Source: SHEEP CREEK

Tributary to: BLACKFOOT RIVER

Stage: DECREED

Point(s) of Diversion: T04S R42E S03 NWSW CARIBOU County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
05S	42E	3	:	:	:	:	37	37	:	:	:	:	:	74.0		
05S	42E	10	:	:	10	:	:	:	:	:	:	:	:	10.0		
TOTAL ACRES													84.0			

POU County: BANNOCK

Non-Irrigation Uses: S/450 CATTLE

Other Rights: A27-00104, A27-00106.

Conditions of Approval:

016 - See remarks for additional conditions of approval.

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

Misc: Water District Number: 27 Field Inspection Flag:
Presumption Flag:

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 27-105
Date Received: 12/26/1989
Receipt No: E011392
Received By:

AMENDED

AMENDED

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

1. Name of Claimant(s)

LA VORA WHITE Phone: (208) 547-4594

1748 CEDAR VIEW ROAD
SODA SPRINGS ID USA 83276

LOYAL JUNIOR WHITE Phone: (208) 547-4594

1748 CEDAR VIEW ROAD
SODA SPRINGS ID USA 83276

2. Date of Priority: 05/15/1890

3. Source: SHEEP CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	42E	3	NW SW	CARIBOU	

5. Description of diverting works:

HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1	

7. Total Quantity Appropriated is:
1 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
05S	42E	3	SW	SW	IRRIGATION	37
			NW	SW	IRRIGATION	37
			Section Acres		74	
05S	42E	10	NW	NW	IRRIGATION	10
			Section Acres		10	
			Total Acres		84	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

27-106 AND 27-104

14. Remarks:

AMENDED CLAIM TO CORRECT THE POD.

See remarks for additional conditions of approval.

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: 0

For Individuals:

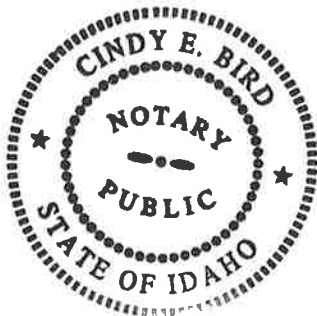
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Loyal Junior White Date: 1-16-04
Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of January 2004 Cindy E. Bird
Notary Public

Residing at Lava Hot Springs
My commission Expires 5-1-2007



SCANNED

JUL 16 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: A27-00105
Date Received: 12/26/1989
Receipt No: E011392
Received By: _____

FEB 21 1990

Department of Water Resources

Eastern ~~AMENDED~~

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

AMENDED

1. Name: LOYAL JUNIOR WHITE 208-427-6360
Address: 15516 N. CLEVELAND RD.
PRESTON, ID 83263
AND/OR
Name: LA VORA WHITE 208-427-6360
Address: 15516 N. CLEVELAND RD.
PRESTON, ID 83263
2. Date of Priority: MAY 15, 1890
3. Source: SHEEP CREEK Trib. to: BLACKFOOT RESERVOIR
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
S 04S	42E	3	NW	SW			CARIBOU
5. Description of diverting works:
HEADGATE/DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 84.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/450 CATTLE

A27-00105

Page 1

Date: 02/09/90

MICROFILMED

NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	42E	3	NW	SW		IRR	37.0
			SW	SW		IRR	37.0
					Section Acres		74.0
		10	NW	NW		IRR	10.0
					Section Acres		10.0
					Total Acres		84.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
A27-00104, A27-00106.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN SWANK

Decree Plaintiff

vs

LARS HANSON, ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): L. Junior White Date: 2-¹⁴-1990

Date: _____

State of Idaho)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of Feb 19 90

[Signature]
Notary Public

Seal

Residing at Grav. Rd 83241
My Commission Expires 12-17-91

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: A27-00105
Date Received: 12/26/1989
Receipt No: E011392
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOYAL JUNIOR WHITE
Address: 15516 N. CLEVELAND RD.
PRESTON, ID

208-427-6360

83263

AND/OR

Name: LA VORA WHITE
Address: 15516 N. CLEVELAND RD.
PRESTON, ID

208-427-6360

83263

2. Date of Priority: MAY 15, 1890

3. Source: SHEEP CREEK

Trib. to: BLACKFOOT RESERVOIR

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	42E	3	NW	SW			CARIBOU

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

A.F.A.

8. Total consumptive use is ~~210~~ 84.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A27-00105

Page 1

Date: 12/26/89

MICROFILMED

NOV 12 1992

A2700105



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	42E	3	NW	SW		IRR	37.0
			SW	SW		IRR	37.0
					Section Acres		74.0
		10	NW	NW		IRR	10.0
					Section Acres		10.0
					Total Acres		84.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
A27-00104, A27-00106.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

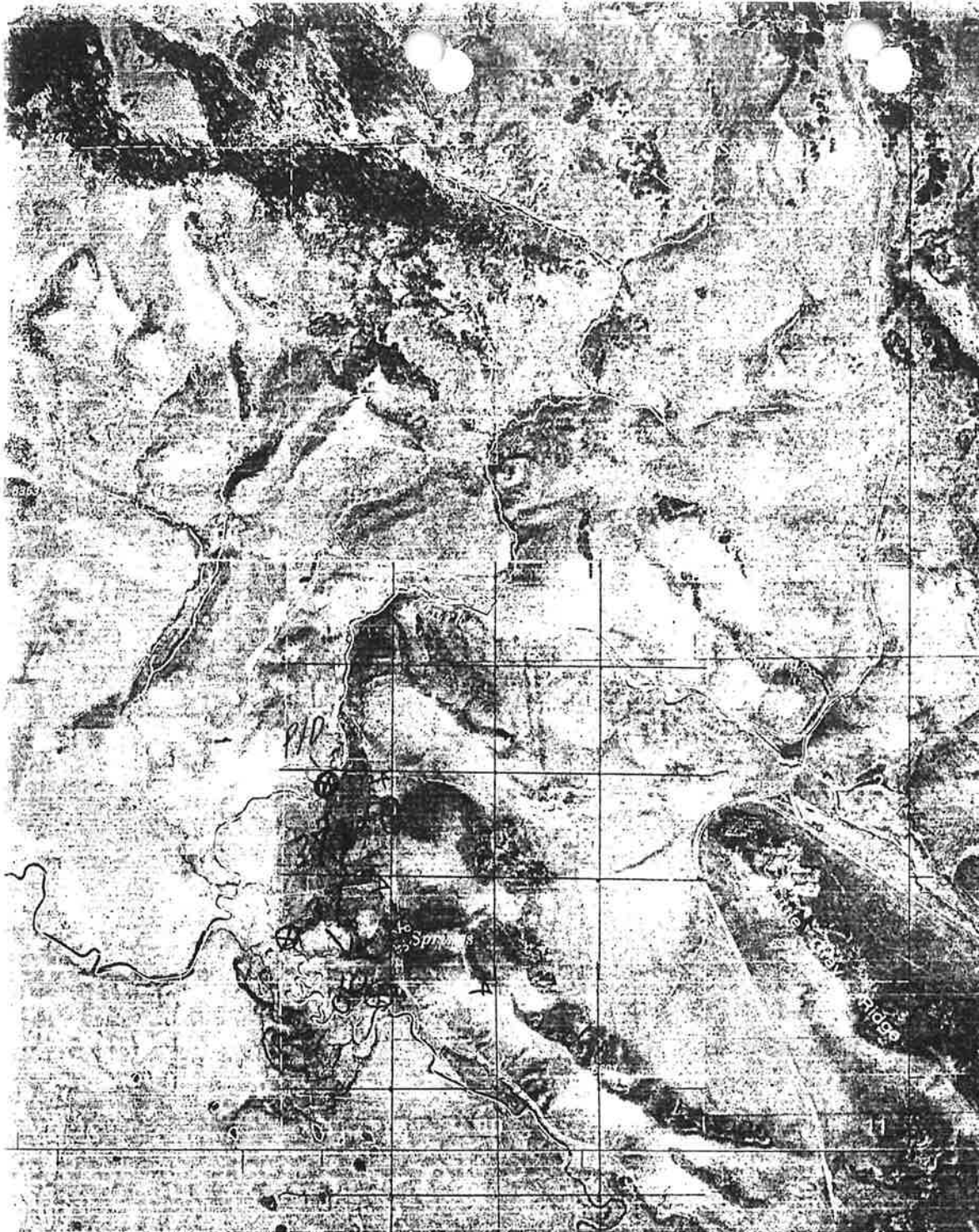
JOHN SWANK
Decree Plaintiff

vs

LARS HANSON, ET AL.
Decree Defendant

(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.

REF FILMED
NOV 12 1992



T4S

T5S

47 61000m.N.

43°00'

4 59000m.E. 111°30'

FILE

IDAHO
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ADVANCE PRINT

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