

10/03/2005

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

RIGHT NUMBER: 27-2008
NAME AND ADDRESS: P THOMAS BLOTTER FAMILY LTD PARTNERSHIP
C/O P THOMAS BLOTTER
3250 N 1200 E
LOGAN UT 84321

SOURCE: UNNAMED STREAM TRIBUTARY: SLUG CREEK

QUANTITY: 1.100 CFS

PRIORITY DATE: 09/19/1904

POINT OF DIVERSION:
T08S R44E S30 NESW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.100 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County
T08S R44E S30 NESW 20.0 T08S R44E S30 Lot 3 NWSW 11.0
T08S R44E S30 NWSE 24.0

55 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: BASIS OF CLAIM - License

Source is known locally as Backman Spring.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

04/28/2005

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

RIGHT NUMBER: 27-2008

NAME AND ADDRESS: P THOMAS BLOTTER FAMILY LTD PARTNERSHIP
C/O P THOMAS BLOTTER
3250 N 1200 E
LOGAN UT 84321

SOURCE: BACKMAN SPRINGS TRIBUTARY: SLUG CREEK

QUANTITY: 1.100 CFS

PRIORITY DATE: 09/19/1907

POINT OF DIVERSION:

T08S R44E S30 NWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.100 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T08S R44E S30	NESW	20.0	T08S R44E S30 Lot 3 NWSW	11.0
T08S R44E S30	NWSE	24.0		

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EXPLANATORY MATERIAL: License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

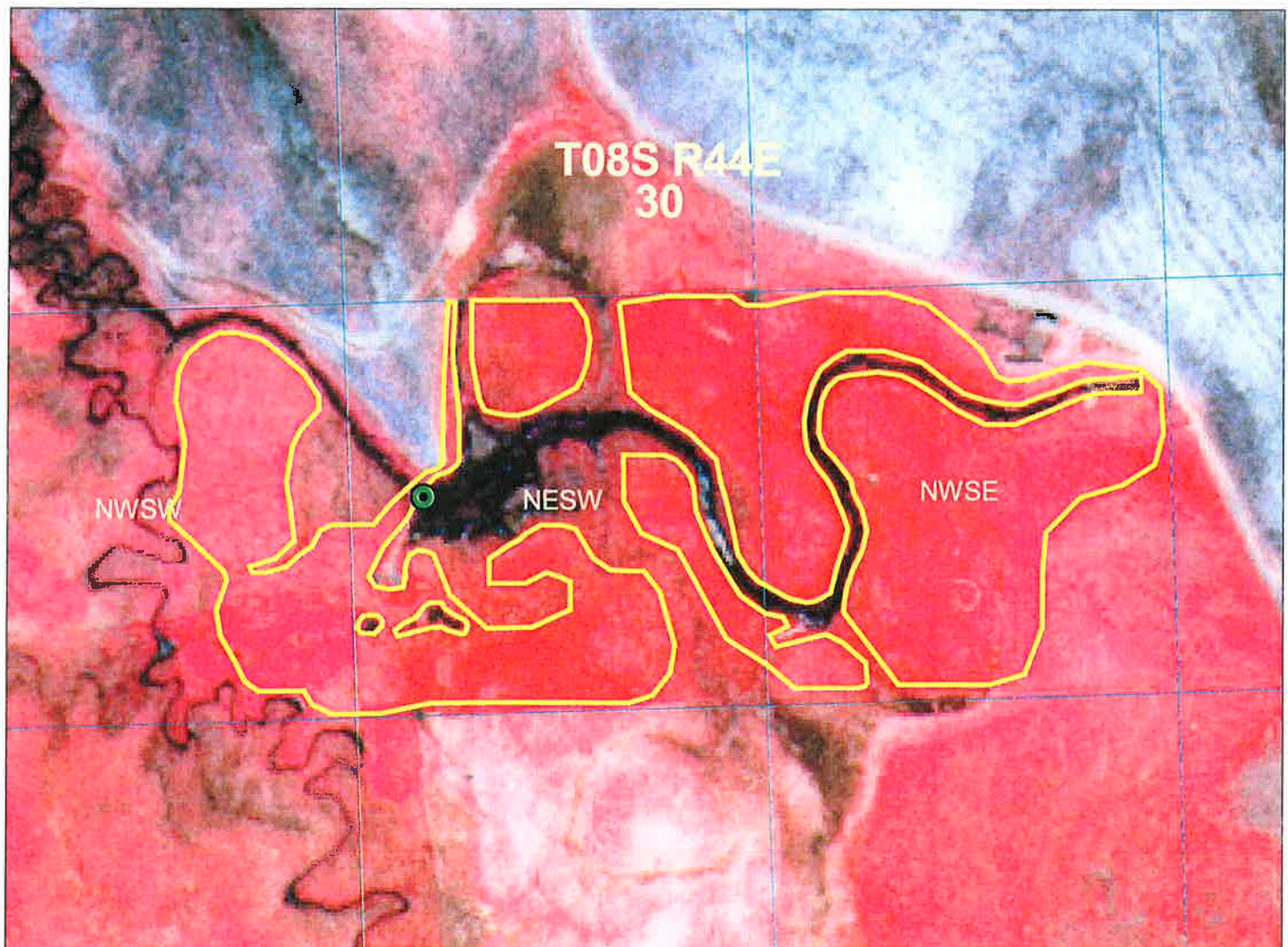


Department of Water Resources

Eastern Region



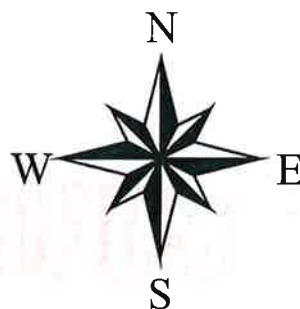
Claim No.: 27-2008



0 660 1320 Feet

- Point of Diversion
- 27-2008.shp
- Township/Range
- Sections
- QQ

SCANNED
JAN 26 2006



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: October 2005



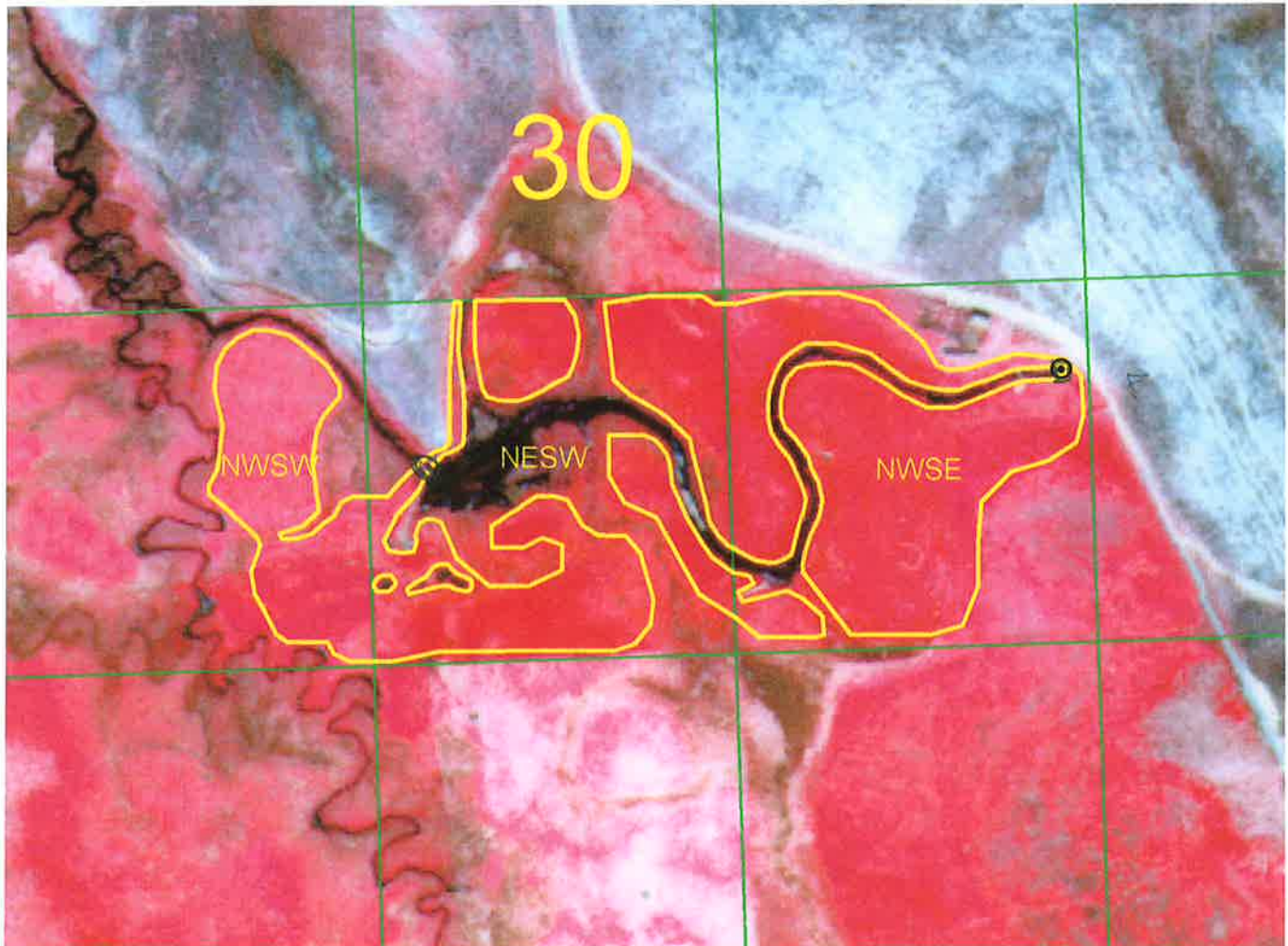
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-2008



800 0 800 1600 Feet

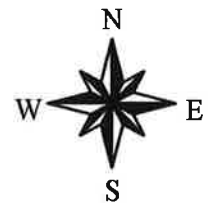
IRRIGATED ACRES 55

LEGEND

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

Place of Use: T8S, R44E:
(part of) Sec. 30, NESW, NWSW, NWSE.

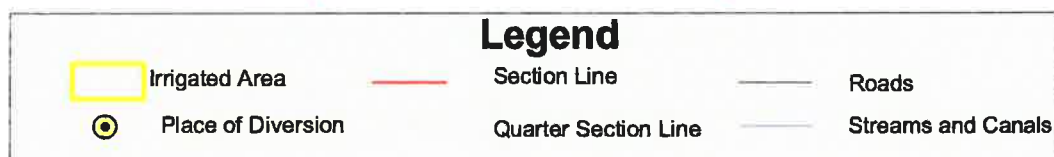
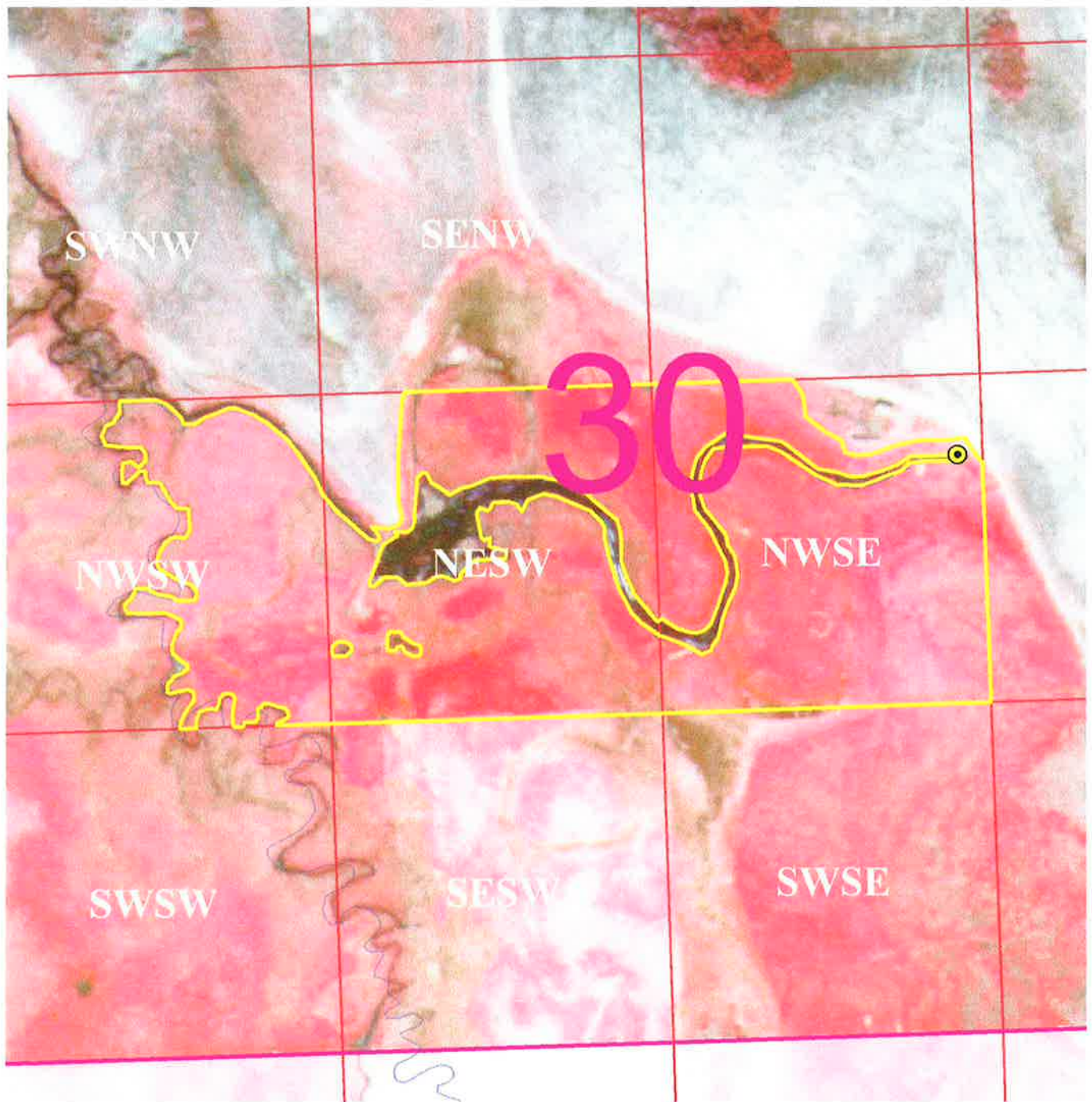
Point(s) of Diversion: T8S, R44E:
Sec. 30, NENWSE.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: P. Bassett
Date: April 2005.

Water Right Claim Number 27-02008
Township , 8S44E

11/30/2000



OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	P THOMAS BLOTTER FAMILY LIMITED PARTNERS 3250 N 1200 E LOGAN UT 84341 (435) 753-3008	09/19/1907	IRRIGATION	04-15 10-15	1.100 CFS	
				TOTAL DIVERSION:	1.100 CFS	

Water Source: BACKMAN SPRINGS

Tributary to: SLUG CREEK

Stage: LICENSE

Point(s) of Diversion:

T08S R44E S30

NWSE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
08S	44E	30	:					:					:					:					:			
			:					:					:	25	20			:		10				:	55.0	
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POU County: CARIBOU

Non-Irrigation Uses: INCIDENTAL STOCKWATER FOR UP TO 1000 CATTLE

Other Rights: 27-04127

Remarks: GEN P.T. BLOTTER IS THE GENERAL PARTNER FOR WALLENTINE FAMILY LTD.

CHANGE OF OWNERSHIP FILED 21 JUNE 1999, DONE 020200.

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

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 W Center Street, Soda Springs, Idaho 83276-1575

Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FILE
COPY

February 22, 2007

P. Thomas Blotter Family LTD Partnership
C/O Thomas Blotter
3250 N 1200 E
Logan, UT 84321

REF: SRBA Rights 27-2001, 27-2003A, 27-2008, 27-2015, 27-2026, 27-2041A and 27-12109

Subject: Basin 27 Objections to Irrigation Use

Dear Claimant:

This letter concerns the objection filed by the Shoshone-Bannock Tribes and/or the Bureau of Indian Affairs (collectively referred to as "the Tribal Objectors") to your water right in the Snake River Basin Adjudication (SRBA) and the concurrence of the Idaho Department of Water Resources (IDWR) in a proposed settlement agreement to resolve the objection.

It is IDWR's understanding that you have agreed to settle the volume objection made by the Tribal Objectors to your water right by including a specific total annual volume limit on your irrigation water right. Recently, the Tribal Objectors requested that IDWR concur in the settlement agreement. IDWR is reluctant to concur in such settlements because of a lack of information regarding actual diverted volumes in Basin 27. If a volume limit is to be included in a water right, IDWR wants to make sure that the volume limit is as accurate as possible. To this end, IDWR is currently in the process of implementing a study intended to provide a basis for determining diverted volumes in Basin 27. Still, IDWR realizes that that some water users might have information that would provide actual diverted volumes for their water rights, thus eliminating the need to wait for completion of the study. As such, IDWR is requesting any information you have to support historical diversion amounts for your water right. If you have any such information, please send it to the address listed above.

SCANNED

JUN 07 2007

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

Respectfully,

Cindy E. Bird
Adjudication Bureau

CC: BIA, U.S. Dept. Of Justice
Jeanette Wolfley, Shoshone-Bannock Tribes
State Of Idaho, David Barber
Garrick Baxter, Deputy Attorney General

SCANNED
JUN 07 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 5, 2005

P Thomas Blotter Family LTD Partnership
C/O P Thomas Blotter
3250 N 1200 E
Logan UT 84321

RE: Changes in Claim and Recommendation

Dear Thomas,

Enclosed is a copy of an updated Preliminary Director's Report (PDR) for right 27-2008, an amended claim for 27-2015, a new claim 27-12109 for an enlargement of 27-2015, and associated layouts.

Take the time to review the new PDR. Please sign the Notice of Error attached and return it to the office. The report and layout are yours to keep for your records.

Regarding the new claim and the amended claim, please sign both documents before a notary public and return them with a check for \$111.00 for the added acreage. You may keep the layout for 27-2015 and 27-12109 for your records, as well.

Feel free to call Ernie Carlsen at (208) 525-7161 if you have any questions.

Respectfully yours,

Kristin Moore
GIS Specialist

FILED

SCANNED

JAN 26 2006

10/03/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-2008

P THOMAS BLOTTER FAMILY LTD PARTNERSHIP
C/O P THOMAS BLOTTER
3250 N 1200 E
LOGAN UT 84321
Telephone Number: (435)753-3008

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

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

DATE:

13 Oct 05

SIGNATURE:

P. Thomas Blotter

Please print your name:

P. Thomas Blotter

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

RECEIVED

OCT 17 2005

Department of Water Resources
Eastern Region

Kut
10/17

04/26/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-2008

P. Thomas Blotter Family LTD PTN
% P. Thomas Blotter
3250 North 1200 East
Logan, UT 84321
Telephone Number: (435) 753-3008

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

Priority date
Quantity
Acreage

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

Use priority date 27-4127 change 9/19/07 to 10/11/1884
Use Quantity 1.2 from 27-4127
Acreage: Use 60 & not 55 - see 27-4127

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

Desire oldest priority date

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

DATE: 22 July 05 SIGNATURE: [Signature]

Please print your name: P. Thomas Blotter

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

RECEIVED

JUL 27 2005

Department of Water Resources
Eastern Region

KMT
7/27

Notes

10-05-05 Sent new PDP w/changes discussed in conference w/
Ernie and Thomas

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 (☒)
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.
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.

Priority Date

Point of Diversion

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 POD as shown on the Permit. Go to 10

4. Does the parent right have a POD?

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 6

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

Yes (☒) No (☐)

If Yes, recommend the POD as shown in the water right file. Go to 10

If No, go to 6

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

Yes (☐) No (☐)

If Yes, go to 7

If No, go to 9

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

Yes (☐) No (☐)

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

8. Was a transfer filed?

Yes (☐) No (☐)

If Yes, recommend the POD as shown on the approved transfer. Go to 10

If No, go to 9

9. Does the file contain all of the necessary information to verify the POD?

Yes (☐) No (☐)

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

10. Is a POD remark and/or condition required?

Yes (☐) No (☒)

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

If No, POD review is complete.

Point of Diversion

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 (☒)**Source**

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 (☒)

Purpose of Use

Place of UseClaim 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.

Place of Use

Period of Use and Quantity Data Entry FormClaim Number: A27-2008☐ 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
Irrigation	4/15	10/15		

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 and Quantity Data Entry Form

SCANNED

JUL 16 2001

Log for claim 27-02008

Spatial Dynamics BTD

11/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s44e	30	NESW	25	32	Indiscernible
08s44e	30	NWSW	20	18	
08s44e	30	NWSE	10	34	Indiscernible
Totals:			55	84	



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

February 8, 2000

P THOMAS BLOTTER FAMILY LTD PARTNERSHIP
3250 N 1200 E
LOGAN UT 84341

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A27-02003, A27-02008,
A27-02015, A27-02041, A27-04075, A27-04080, A27-04124, A27-
11357

Dear Mr. Blotter:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

A27-02003 and A27-02041 were split in the following manner:

A27-02003A, 4.44 cfs, 222 acres, Blotter
A27-02003B, 0.56 cfs, 28 acres, Stucki

A27-02041A, 0.12 cfs, 6 acres, Blotter
A27-02041B, 0.48 cfs, 24 acres, Stucki

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: 427-02008
Adjudication Claim No(s).: _____

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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Walter H. Family, LTD
90 P. Thomas Blotter

4. New Owner/Claimant(s) P. Thomas Blotter Family Limited Partnership
Name Connector (Check one): ☐ and, ☒ and/or
New Mailing Address 3250 North 1200 East
City, State and ZIP Code Logan, UT 84341
New Telephone Number (435) 753 3008

5. Date you acquired the property 31 Dec 1991

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 you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 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 or Claimant(s) P. Thomas Blotter, Date 21 June 1999
General Partner Date _____
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

WALLENTINE FAMILY ASSOCIATES, LTD., a Utah Limited Partnership, Grantor of Logan, County of Cache, State of Utah, hereby CONVEYS AND WARRANTS to P. THOMAS BLOTTER FAMILY LIMITED PARTNERSHIP, Grantee of 3250 North 1200 East, North Logan, Utah, 84321, for the sum of Ten Dollars and other good and valuable consideration. The following described tracts of land in Caribou County, State of Idaho:

The South half of Section 25, Township 8 South, Range 43 East of the Boise Meridian, Idaho, Lots 3 and 4; the East half of the Southwest Quarter; and the Northwest Quarter of the Southeast Quarter of Section 30; and the Northeast Quarter of the Northwest Quarter of Section 31, all in Township 8 South, Range 44 East of the Boise Meridian, Idaho.

Twenty-five percent (25) of the oil, gas and mineral rights on the afore-described property are retained by Dean T. Kunz and Laura T. Kunz.

WITNESS, the hand of said Grantor, this 31 day of December, A.D. 1991.

Signed in the presence of

WALLENTINE FAMILY ASSOCIATES, LTD.

By

P. Thomas Blotter
Its General Partner

STATE OF UTAH)

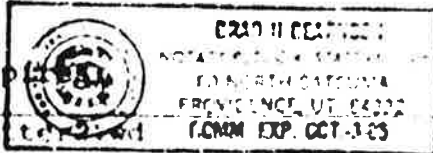
County of Cache)

On the 31 day of December, A.D. 1991, personally appeared before me

P. Thomas Blotter
known to me to be the General Partner in the partnership of WALLENTINE FAMILY ASSOCIATES, LTD., a Utah Limited Partnership, and the Partner who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name and that said partnership executed the same.

NOTARY PUBLIC

Commission Expires
Residing in
and/bhhp/blotter



RECORDING DATA

STATE OF IDAHO
County of Caribou

142989

I hereby certify that this instrument was filed at the request

of Sharon Haggan, R.C.

on 31 day of December

1991, in my office and duty

performed in presence of

Sharon Haggan, R.C.

3

Ex Officio Recorder Deputy

WARRANTY DEED

JAMES C. WALLENTINE and LENA D. WALLENTINE, husband and wife,
grantor of Logan County of Cache
State of Utah, hereby CONVEY and WARRANT to WALLENTINE FAMILY ASSOCIATES, LTD.,
a Utah limited partnership,

grantees of 564 North 200 East, Logan, Cache County, Utah,
for the sum of Ten Dollars and other good and valuable consideration,
the following described tract of land in Caribou County, State of Idaho:

The South Half of Section 25, Township 8 South, Range 43 East of the Boise Meridian, Idaho, Lots 3 and 4; the East half of the Southwest Quarter; and the Northwest Quarter of the Southeast Quarter of Section 30; and the Northeast Quarter of the Northwest Quarter of Section 31, all in Township 8 South, Range 44 East of the Boise Meridian, Idaho.

Twenty-five percent (25%) of the oil, gas and mineral rights on the
aforescribed property are retained by Dean T. Kunz and Laura T.
Kunz.

WITNESS, the hand of said grantor, this 30th day of December, A.D. 19 83

Signed in the presence of

James C. Wallentine
Lena D. Wallentine

STATE OF UTAH

County of Cache
On the 30th day of December,
A.D. 19 83 personally appeared before me

JAMES C. WALLENTINE and LENA D.
WALLENTINE,

The signers of the within instrument, who duly
acknowledged to me that they executed the same.

[Signature]
Notary Public

Commission expires: 10-3-87
Residing in: Provo, Utah

Entry No.

RECORDING DATA

Fee \$2.00

RECORDED ☒ INDEXED ☐
PLATTED ☐ ABSTRACTED ☐
COMPARED ☐ DELIVERED ☐

STATE OF IDAHO } 119462
County of Caribou

I hereby certify that this instrument was filed
in the records of Caribou County, Idaho
on 30th day of December A.D. 19 83
at 11:00 A.M. by me,
[Signature]
County Clerk

Land Title Company

Bannock County
Backman Springs
1.5 sec.ft.
Irrigation
Priority - 9-19-04

STATE OF IDAHO } ss 116811
County of Caribou
I hereby certify that this instrument was filed
at the request of Caribou Title Co
at 3:05 o'clock P on this 17th day of
June, 1908, in my office and duly
recorded in Microfilm Records
Myrna W. Archibald
Wm C Meads
Ex-Officio Recorder Deputy

STATE OF IDAHO
Water License No. 3157

WHEREAS, On the 19th day of September, A.D.1907, OLIVER J. BACKMAN of Soda Springs, County of Bannock and State of Idaho, duly made application (No.4399) to me for a permit to use 1.5 cubic feet per second of the waters of Backman Springs, County of Bannock, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the 5th day of October, A.D.1907, Permit No. 3157, was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 5th day of April, A.D.1908, and for the application to beneficial use of said water on or before the 5th day of April, A.D.1908, and

WHEREAS, On the 9th day of April, A.D.1908, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.5 cubic feet per second of said waters, as evidenced by my Certificate No. 3157, dated April 13, 1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.5 cubic feet per second of water, with date of priority of September 19, 1907, and,

WHEREAS, On the 9th day of April, A.D.1908, proof was duly made of the application to beneficial use of 1.5 cubic feet per second of said water;

~~NOT THEREFORE~~ By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to OLIVER BACKMAN of Soda Springs, Idaho, the holder and owner of said Permit No. 3157, a perpetual right, dating from September 19, 1907, to the use of 1.5 cubic feet per second of the waters of Backman Springs, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in Northwest quarter of Southeast quarter (NW4 SE4) Section 30, Township 8 South, Range 44 E.B.M. and conducted to and upon 10 acres in Northwest quarter of Southeast quarter; 25 acres in Northeast quarter of Southwest quarter; 20 acres in Northwest quarter of Southwest quarter, Section 30, Township 8 S., Range 44 E.B.M. for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office at Boise, Idaho, this 13th day of April, A.D. Nineteen Hundred and eight.

Jas. Stephenson, Jr.
State Engineer.

(SEAL)

Recorded April 13, 1908.

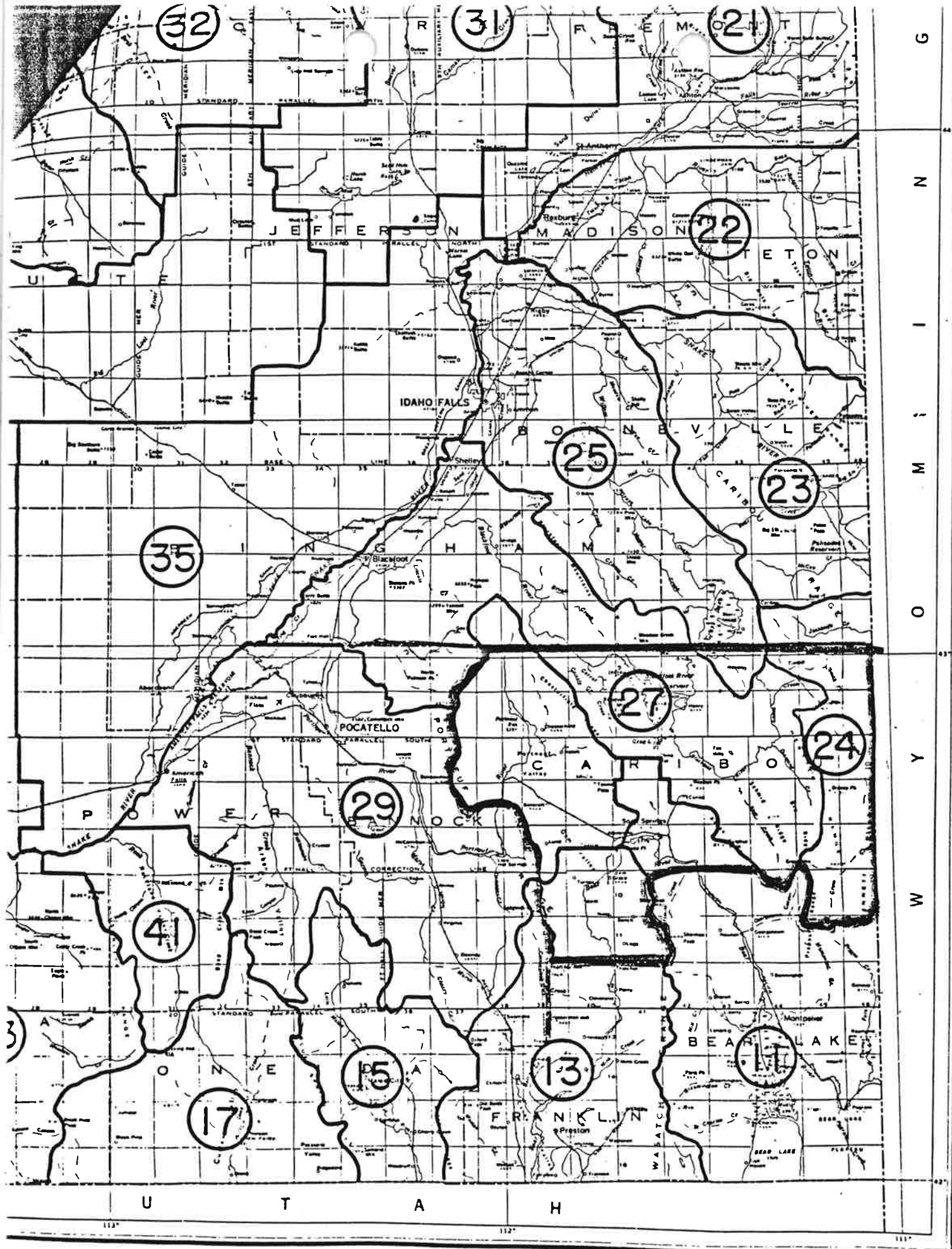
The foregoing is a true and certified copy of the document on file at the department of Water Resources.

Signed this 6 day of June, 1908

William D. Flannery

27 2008

Wallentine 3 of 3



NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH

P.O. BOX 1906

TWIN FALLS, IDAHO 83303-1906

TELEPHONE (208) 734-0700

FAX (208) 736-0041

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY R. McDANIEL
GARY D. SLETTE
F. BRUCE COVINGTON
JERRY JENSEN
CAROLYN M. MINDER
BRUCE M. SMITH
G. RICHARD BEVAN
GARY L. QUIGLEY
TIM J. WILLIAMS
SHARON F. DUNKIN
JUSTIN R. SEAMONS

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

May 7, 1990

RECEIVED

MAY - 8 1990

Department of Water Resources
Eastern District Office

Mr. Ernest Carlsen, Adjudication Supervisor
Idaho Department of Water Resources
Eastern Region
150 Shoup Avenue, Suite 15
Idaho Falls ID 83402

Dear Mr. Carlsen:

In our telephone conversation of May 4, 1990, you stated that the license 27-02008 for 1.100 cfs to irrigate and water stock as filed timely in the Snake River Basin Adjudication in your offices on February 14, 1990, in the name of the J.C. Wallentine Family Trust, Lena D. Wallentine Trustee, c/o P.T. Blotter and/or Ezra Stucki was not entered into the database record on the AJ side of the computer. Would you please do so and send me a copy of the claim in the Fifth District Court filing format for our client and our records.

In reviewing the similar forms printed out for me at southern region in order to check the accuracy of the data entry as well as provide our client with copies of his claims, I note that the claimant name(s) in Field No. 1 are incomplete compared to the carbon copies of our claims. I have checked Field 14 under Remarks to see if there would be a continuation of the additional information and find no continuation that fully describes the original as filed claim. Please tell me the status of the Blotter claims with regard to this method of data entry.

Our client has had a change in trustee status for a number of his claims as filed originally. While this will not be a change in ownership to the extent that it will remove the entire claimant name as filed, there will be a change in one of the trustee names for a portion of the claims as originally filed.

MICROFILMED

NOV 12 1992

Mr. Ernest Carlsen, Adjudication Supervisor
Idaho Department of Water Resources
Eastern Region
May 7, 1990
Page - 2

Thanks for your past help and attention to this rather large filing and I look forward to hearing from you regarding the status and completeness of the claims.

Best wishes.

Very truly yours,



FRANCIS G. HITCHCOCK
LEGAL ASSISTANT

FGH/dcb
54781

cc: Thomas P. Blotter

MICROFILMED

NOV 12 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

February 16, 1990

Francis G. Hitchcock
P.O. Box 1906
Twin Falls, ID 83303-1906

RE: Notices for Wallentine Family Trust ..

Dear Mr. Hitchcock:

Enclosed please find Receipt E012076 for \$1,582.00 and a copy of three (3) Notices which need some corrective action. The Notices you prepared for J. C. Wallentine Family Trust, Wallentine Family Ltd., and Beckstead and/or Blotter, on the whole, were complete and in proper form.

For Notices A27-04075 and A27-11358, either the signature of the claimant or the claimant's name needs to be modified. This was one of the items we discussed by telephone on February 16, 1990. A copy of Notice A27-02008 is also enclosed because of a difference in the place of use between the Notice and License. If the place of use is correctly described on the notice, no further action is necessary. If the License is correct, please submit an amended Notice on a long form.

Just as a reminder, we also need confirmation for Notice of Appearance on all of the Notices except the new domestic and stockwater.

Naturally, if you have any questions, feel free to contact this office.

Respectfully submitted,

Ernest Carlsen
Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

*Scat note to
ret. within
30 days
D*

MICROFILMED

NOV 12 1992

AJ5809NP
No. A27-02008

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 38

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	P THOMAS BLOTTER FAMILY LIMITED PARTNERS 3250 N 1200 E LOGAN UT 84341 (435) 753-3008	09/19/1907	IRRIGATION	04-15 10-15	1.100 CFS	
TOTAL DIVERSION:					1.100 CFS	

Water Source: BACKMAN SPRINGS

Tributary to: SLUG CREEK

Stage: LICENSE

Point(s) of Diversion: T08S R44E S30

NWSE

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	SUM	

08S 44E 30 :																																
: 25 20 : 10 : 55.0																																
TOTAL ACRES 55.0																																

POU County: CARIBOU

Non-Irrigation Uses: INCIDENTAL STOCKWATER FOR UP TO 1000 CATTLE

Other Rights: 27-04127

Remarks: GEN P.T. BLOTTER IS THE GENERAL PARTNER FOR WALLENTINE FAMILY LTD.

CHANGE OF OWNERSHIP FILED 21 JUNE 1999, DONE 020200.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Bannock County *
Backman Springs *
1.5 sec.ft. *
Irrigation *
Priority - 9-19-04 *

S T A T E O F I D A H O

Water License No. 3157

WHEREAS, On the 19th day of September, A.D.1907, OLIVER J. BACKMAN of Soda Springs, County of Bannock and State of Idaho, duly made application (No.4399) to me for a permit to use 1.5 cubic feet per second of the waters of Backman Springs, County of Bannock, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the 5th day of October, A.D.1907, Permit No. 3157, was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 5th day of April, A.D.1908, and for the application to beneficial use of said water on or before the 5th day of April, A.D.1908, and

WHEREAS, On the 9th day of April, A.D.1908, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.5 cubic feet per second of said waters, as evidenced by my Certificate No. 3157, dated April 13, 1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.5 cubic feet per second of water, with date of priority of September 19, 1907, and,

WHEREAS, On the 9th day of April, A.D.1908, proof was duly made of the application to beneficial use of 1.1 cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to OLIVER J. BACKMAN of Soda Springs, Idaho, the holder and owner of said Permit No. 3157, a perpetual right, dating from September 19, 1907, to the use of 1.1 cubic feet per second of the waters of Backman Springs, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in Northwest quarter of Southeast quarter (NW4 SE4) Section 30, Township 8 South, Range 44 E.B.M. and conducted to and upon (10 acres in Northwest quarter of Southeast quarter; 25 acres in Northeast quarter of Southwest quarter; 20 acres in Northwest quarter of Southwest quarter, Section 30, Township 8 S., Range 44 E.B.M. for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office at Boise, Idaho, this 13th day of April, A.D.
Nineteen Hundred and eight.

Jas. Stephenson, Jr.

State Engineer.

(SEAL)

27-2008

No. 4399. 27-2008

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Oliver J. Backman

Postoffice address: Soda Springs.

County: Bannock State: Idaho.

2. The quantity of water claimed is 1.5 cubic feet per second.

3. Source of water supply: Backman Spring

County of *Caribou* Bannock4. Location of point of diversion: NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 30 T. 8S. R. 44 E. B. M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: Seventy five acres.

(b) In the following legal subdivisions: NE $\frac{1}{4}$, SW $\frac{1}{4}$, & NW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 30 T 8 S. R. 44
E. B. M.

6. Estimated cost of works: \$250.00

7. Description of works for diversion:

I. Kind of works: Dam & 2 ditches.

II. Dimensions of works:

(a) Height of dam 6 feet, length of dam at top 70 feet, length of dam at
bottom 70 feet. Material used in construction: Earth & Stone.(c) Size of headgate: Width 3.0 feet, height 2 $\frac{1}{2}$ feet.(d) Conduit 2 ditches, width at bottom 2 $\frac{1}{2}$ feet, width at water line 3 feet,
depth of water 1 foot. Average grade per mile is 10 feet. Length of
conduits one half mile, and they cross the following quarter section:
NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 30 T 8 S. R. 44 E. B. M. to land described in 5 I (b) above
which is the point of intended use.

8. Time required for the completion of the construction of such work is November 30 1907.

9. Time required for the complete application of the water to the proposed use is November
30 1907.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho, as herein set forth.

Oliver J. Backman

Applicant

By.....Chas. B. Wilson.....Agent.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3157

Date of first receipt of application 9:00 AM September 19 1907.

Returned to applicant for corrections September 19 1907.

Corrected application received September 30 1907.

Recorded in Book 9 Page 3157. Approved October 5 1907.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby grant the same, subject to the following limitations and conditions:

Work to begin on or before December 4 1907, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before January 5 1908.

The whole of said work to be completed on or before April 5 1908.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to April 5 1908.

Witness my hand this fifth day of October 1907.

Jas. Stephenson, Jr.,

State Engineer.

Blank notices of proof of completion and beneficial use mailed applicant January 1, 1908.
Notices received February 6, 1908, fixing April 6, 1908, as date and Soda Springs, Idaho, as place of proof.

Notice for publication mailed Soda Springs Chieftain February 11, 1908.

Deposition blanks mailed applicant February 11, 1908.

C. B. Wilson authorized February 11, 1908, to make examination of works.

His report received April 10, 1908.

Affidavit of publication, depositions and fees received April 13, 1908.

Certificate and License issued April 13, 1908.

Permit No. 3157

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that OLIVER J. BACKMAN of Soda Springs, County of Bannock and State of Idaho, the holder of Permit No. 3157, issued upon Application No. 4399, bearing date of priority of September 19, 1907, authorizing the diversion of 1.5 second feet of the waters of Backman Springs, County of Bannock, State of Idaho, for irrigation and domestic purposes; has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 1.5 second-feet of the waters of Backman Springs, that the point of diversion is in the Northwest quarter of Southeast quarter (NW4 SE4) Section 30, Township 8 South, Range 44 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northwest quarter of Southeast quarter (NW4 SE4); North half of Southwest quarter (N2 SW4) Section 30, Township 8 South, Range 44 East of Boise Meridian.

Witness my hand this 13th day of April, A.D. 1908.

Jas. Stephenson, Jr.

State Engineer.

License issued for 1 1/2 second feet

Page 291

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 3157 / 27-2008
 Old No. New No.

Record

1. Original Owner: Oliver G. Backman

Present Owner: _____

2. Address: _____

3. City: Soda Springs State: _____ Zip: _____

4. A. Source of Water: Backman Springs

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 9-19-1904

D. County: OS

E. Total Diversion Rate: 1.1

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: 27

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NWSE</u>	<u>30</u>	<u>8S</u>	<u>144E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount 1.1
 (cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

1.25.79

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 3159

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

Report

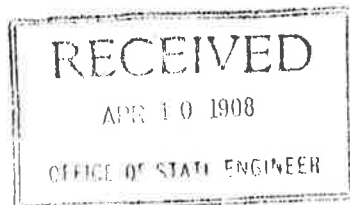
re Permit No. 3157

1. Name of Applicant. Oliver J. Backman, Soda Springs, Idaho.
2. The Quantity of water claimed is 1.5 Cubic foot per second.
3. Source of Water Supply. Backman Spring, Bannock County.
4. Location of Point of Diversion 287 ft. N from NW Corner SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec 30, T. 8. S. R. 44 E. B. 14.
5. Used for, Irrigation & Domestic use:
 - (a) Amount of Land irrigated = 55 Acres.
 - (b) In the following legal subdivisions viz. NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec 30, T. 8. S. R. 44 E. B. 14. ^{acres} 10.

8 $\frac{1}{2}$	NE $\frac{1}{4}$ SW $\frac{1}{4}$. 30 . 8 . 44 . . .	35
8 $\frac{1}{2}$	NW $\frac{1}{4}$ SW $\frac{1}{4}$. 30 . 8 . 44 . . .	20
6. Estimated Cost of Works \$250⁰⁰.
7. Description of Works of Diversion (I) Kind of Works. Dam & 2 Ditches.
 - (II) Dimensions of Works (a) Height of Dam 6 feet.
 - Length of Dam at top 70 feet, Length of Dam at bottom 60 feet. Material used in Construction Earth and Stone. (c) Size of Headgate. Width 4' 6", height 2' 6".
 - (d) Conduits. 2 Ditches ^{depth of each} at bottom 2' 6", width at waterline 3 feet. Average Grade per Mile is 10 feet. Length of Conduits = One half Mile and they cross the following quarter sections NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec 30, T. 8. S. R. 44 E. B. 14. & NW $\frac{1}{2}$ SW $\frac{1}{4}$, Sec 30 T. 8. S. R. 44 E. B. 14 on each of which $\frac{1}{4}$ Section the water is used.
 - Width of Weir = 42 inches. Depth of Water on Crest of Weir 6 $\frac{1}{2}$ inches

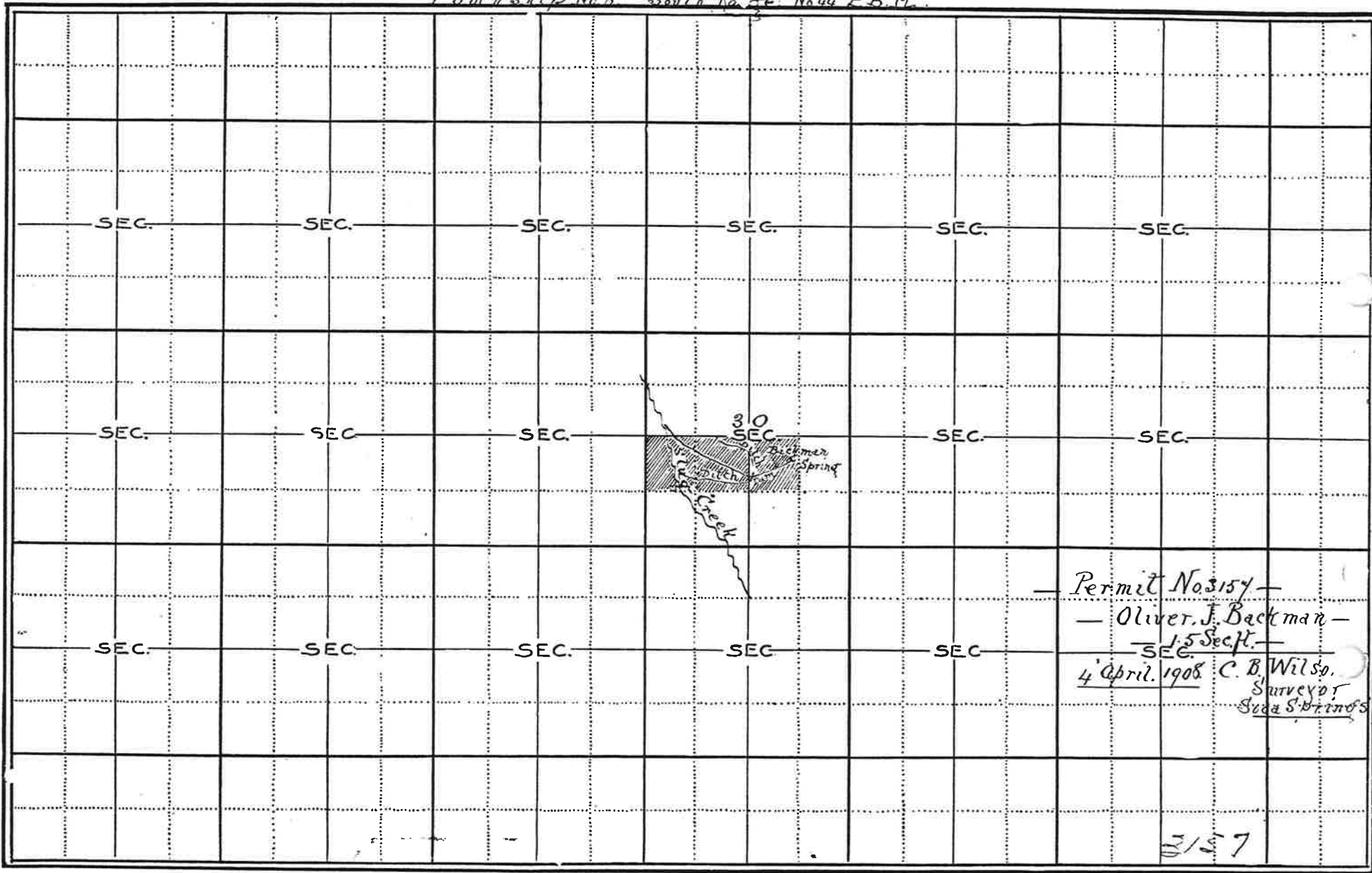
April 4th 1908.

Charles Wilson.
Soda Springs, Idaho.



3157

Township No. 8 South Range No. 4 E.B.M.



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-2008

WATER RIGHT NUMBER: 27-2008

Owner Type Name and Address
 Current Owner OLIVER J BACKMAN
 SODA SPRINGS, ID 83276

Priority Date: 09/19/1907

Basis: License

Status: Active

Source Tributary
 BACKMAN SPRINGS SLUG CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31		
IRRIGATION	/ to /	1.100 CFS	
	<u>Total Diversion:</u>	1.100 CFS	

Location of Point(s) of Diversion

BACKMAN SPRINGS NW1/4SE1/4 Sec. 30, Twp 08S, Rge 44E, B.M.
 BANNOCK County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08S	44E	30									25.0	20.0					10.0		55.0

Total Acres: 55

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:Dates and Other Information:

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Wallentine et.CLAIM NO. A27-02008DATE RECEIVED 2-15-90

CK # _____

AMOUNT \$ _____

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) N/A ☒ YES ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited
to domestic and stockwater uses with direct diversion. All claims that
include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? N/A ☒ YES ☐ NO *
- Is the consumptive use correct? N/A ☒ YES ☐ NO *
9. Are the non-irrigation uses listed properly? If this claim is on the
short form, and more than one domestic use is listed, single owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4. N/A ☒ YES ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own
the place of use, authority for filing the claim must be
explained in the remarks.) N/A ☒ YES ☐ NO *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) N/A ☒ YES ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? Exempt ☒ YES ☐ NO *
21. If this claim is based on an existing water right, has the
identification number been entered? N/A ☒ YES ☐ NO *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: EMCDate: 2-16-90

Claim must be returned to claimant: _____

(Yes) (No)

Claimant must be notified of modifications: _____

(Yes) (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Checked by: _____

Date: _____

Comments: Active shows a different P.O.U. than listed - same acreage

MICROFILMED

NOV 12 1992

M E M O R A N D U M

TO: IDWR Reviewing Agent

FROM: Frank Hitchcock, Legal Assistant

RE: Bannock County Identification of Original Licenses

The original paperwork for the following licenses lists Bannock County as the county in which the diversion and usage occurs.

1. 27-02003
-02008
-02015
-02026
-02041

Idaho Code Title 31-105. Bannock county. -- the Compiler's notes. states that:

"Caribou County created therefrom 1919, ch. 5 p. 28. Election was held in November, 1920, to decide whether certain territories should be detached from Bannock County and Caribou County organized therefrom, 1919, ch. 5, § 23-28, pp. 40, 41."

I enclose one of your Department's basin maps with the place of use, township and range highlighted to show that the lands are in Caribou County and within the Department's Basin 27.

Idaho Code Title 31-117. Caribou county. -- the Compiler's notes. states that:

"The remainder of S.L. 1919, ch. 5 is omitted as temporary. Election was held in November, 1920, to decide whether above described territory should be detached from Bannock County and Caribou County organized therefrom, 1919, ch. 5, §§ 24, 28, pp. 40, 41.

It appears that claimant's lands were taken into the formation of Caribou County at this time, although there is no way of documenting the lands without additional expense in terms of time and effort.

MICROFILMED

NOV 12 1992

3168m

WALLENTINE

1 of 3

Bannock County
Backman Springs
1.5 sec.ft.
Irrigation
Priority - 9-19-04

STATE OF IDAHO } ss 116811
County of Caribou }
I hereby certify that this instrument was filed
at the request of Caribou Title Co
at 3:05 o'clock P M this 17th day of
June, 1983, in my office and duly
recorded in Microfilm Records
Myrna W. Archibald
James C. Meads
Ex-Officio Recorder Deputy
2.00

STATE OF IDAHO

Water License No. 3157

WHEREAS, On the 19th day of September, A.D.1907, OLIVER J. BACKMAN of Soda Springs, County of Bannock and State of Idaho, duly made application (No.4399) to me for a permit to use 1.5 cubic feet per second of the waters of Backman Springs, County of Bannock, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the 5th day of October, A.D.1907, Permit No. 3157, was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 5th day of April, A.D.1908, and for the application to beneficial use of said water on or before the 5th day of April, A.D.1908, and

WHEREAS, On the 9th day of April, A.D.1908, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.5 cubic feet per second of said waters, as evidenced by my Certificate No. 3157, dated April 13, 1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.5 cubic feet per second of water, with date of priority of September 19, 1907, and,

WHEREAS, On the 9th day of April, A.D.1908, proof was duly made of the application to beneficial use of 1.1 cubic feet per second of said water;

NOV. THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to OLIVER BACKMAN of Soda Springs, Idaho, the holder and owner of said Permit No. 3157, a perpetual right, dating from September 19, 1907, to the use of 1.1 cubic feet per second of the waters of Backman Springs, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in Northwest quarter of Southeast quarter (NW4 SE4) Section 30, Township 8 South, Range 44 E.B.M. and conducted to and upon (10 acres in Northwest quarter of Southeast quarter; 25 acres in Northeast quarter of Southwest quarter; 20 acres in Northwest quarter of Southwest quarter, Section 30, Township 8 S., Range 44 E.B.M. for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office at Boise, Idaho, this 13th day of April, A.D. Nineteen Hundred and eight.

Jas. Stephenson, Jr.

State Engineer

(SEAL)

Recorded April 13, 1908.

The foregoing is a true and certified copy of the document on file at the department of Water Resources.

Signed this 17th day of June, 1983

Bohn D. Flann

NOV 12 1997

27-2008

Wallentine 3 of 3

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: A27-02008
Date Received: 2/16/1990
Receipt No: E012076
Received By:

P Thomas Blotter Family LTO Partnership

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALLENTINE FAMILY LTD. 801-750-2949
Address: GENERAL PARTNER, P.T. BLOTTER
3250 N. 12TH E.
LOGAN, UT 84321

2. Date of Priority: SEP 19, 1907

3. Source: BACKMAN SPRINGS Trib. to: SLUG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	44E	30	NW	SE			CARIBOU

5. Description of diverting works:
DAM AND CULVERT FOR IRRIGATION TO 55 ACRES & INCIDENTAL STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATER FOR UP TO 1000 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	44E	30	NE	SW		IRR	25.0
			NW	SW		IRR	20.0
			NW	SE		IRR	10.0

A27-02008

Page 1

Date: 05/21/90

RECORDED

NOV 12 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	55.0
					Total Acres	55.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
27-04127

14. Remarks:

P.T. BLOTTER IS THE GENERAL PARTNER FOR WALLENTINE FAMILY LTD.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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 27-2008
Date Received: 2/16/1990
Receipt No: E012076
Received By: *EMC*

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

1. Name of Claimant(s)

P THOMAS BLOTTER FAMILY LTD PARTNERSHIP Phone: (435)753-3008
C/O P THOMAS BLOTTER
3250 N 1200 E
LOGAN UT USA 84321

2. Date of Priority: 09/19/1904

3. Source: UNNAMED STREAM to: SLUG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	44E	30	NE SW	CARIBOU	

5. Description of diverting works:

DAM AND CULVERT FOR IRRIGATION TO 55 ACRES & INCIDENTAL STOCKWATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	1.1	

7. Total Quantity Appropriated is:
1.1 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
08S	44E	30	NE	SW	IRRIGATION	25
			NW	SW	IRRIGATION	20
			NW	SE	IRRIGATION	10
Section Acres						55
Total Acres						55

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks: SOURCE KNOWN LOCALLY AS BACKMAN SPRING

15. Basis of Claim: License

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 Organizations:

I do solemnly swear or affirm that I am GENERAL PARTNER of
Title

P THOMAS BLOTTER FAMILY LTD PARTNERSHIP, that I have signed the foregoing
Organization

document in the space below as GENERAL PARTNER of
Title

P THOMAS BLOTTER FAMILY LTD PARTNERSHIP and that the statements contained in the
Organization

foregoing document are true and correct.

Paul Thomas Blotter
Signature of Authorized Agent

GENERAL PARTNER, P THOMAS BLOTTER FAMILY LTD PARTNERSHIP
Title and Organization

30 Sept 05
Date

State of Idaho)
County of Bonneville) SS.
)

Subscribed and sworn (or affirmed) before me this 30 of September 2005.



Ernest M Carlson

Notary Public

Residing at Idaho Falls, Idaho

My commission Expires 8/21/2009

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A27-02008Date Received 2-14-1990Receipt Number E012076

RECEIVED

FEB 15 1990

Department of Water Resources
Eastern District OfficeNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

FEB 14 1990

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s)

Wallentine Family Ltd.,
General Partner, P.T. Blotter

Phone (801)

753-3008 home
750-2949 work

Mailing Address

3250 N. 12th East Logan, Ut.

Zip

84321

2. Date of Priority (Only one (1) per claim)

09-19-1907

3. Source of water supply (a)

BACKMAN SPRINGS

which is tributary to (b)

SLUG CREEK

4. a. Location of existing point of diversion is: Township

8S

Range

44E

Section

301/4 ofNW1/4 ofSE1/4, Govt. Lot,B.M., County ofCARIBOU (see #14)

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township

Range

Section

1/4 of1/4 of

Govt. Lot

B.M., County of

ending point is: Township

Range

Section

1/4 of1/4, Govt. LotB.M., County of5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.dam and culvert

A2702008



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NOV 12 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 04-15 to 10-15 amount 1.10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 110 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1000 cattle - incidental stockwater use.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

(7) 03-05-90

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
85	44E	30									25	20			25	10			55

Total number of acres irrigated 55

11. In which county (ies) are lands listed above as place of use located? CARIBOU

12. Do you own the property listed above as place of use? Yes XX No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
27-04127 or None ()

14. Remarks: P.T. BOUTER is the General Partner for Walentine Family Ltd.

of all attachments 1-3

MICROFILMED

NOV 12 1992

Last Name Walentine Ident No. _____

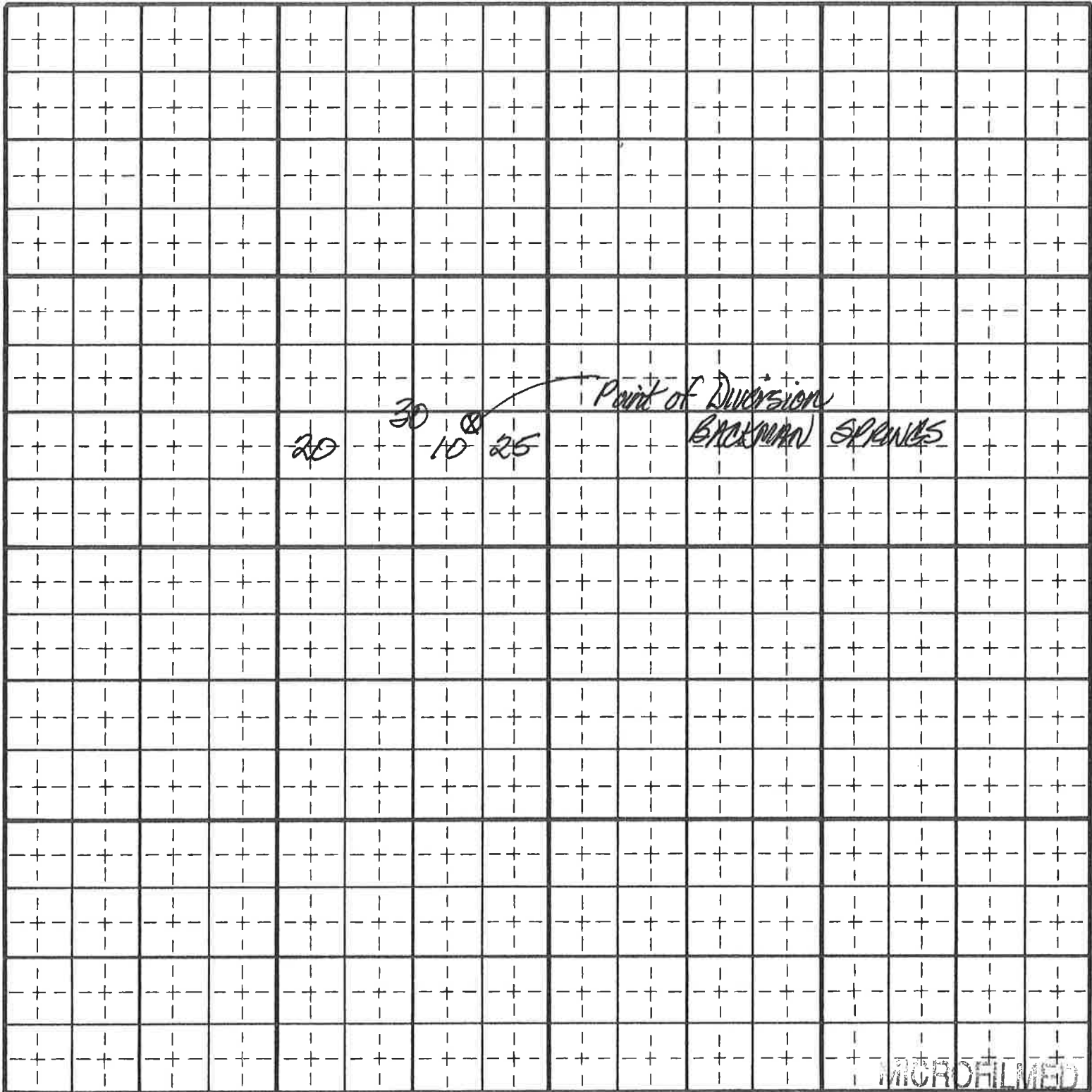
Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

44E

35



MICROFILMED

NOV 12 1992

Last Name Wallentine

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 27-02008
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am General Partner Title _____
of Wallentine Family Ltd. Organization _____, that I have signed the foregoing
document in the space below as General Partner Title _____ of Wallentine Family Ltd. Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Paul Lamar Blotter
Title and Organization General Partner, Wallentine Family Ltd. Date 02-01-90

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1st day of February 19 90.

SEAL

Residing at

Notary Public

Amy J. Meulenz

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, JOHN A. ROSHOLT will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature John A. Rosholt
Address P.O. 1906, Twin Falls, ID 83301
Date 2/19/90

MICROFILMED

NOV 12 1992

Last Name WALLENTINE/BLOTTER Ident. Number _____

Copies White-State, Yellow-Claimant

Copies White-State, Yellow-Claimant

