

02/04/2004

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

**RIGHT NUMBER: 27-7066**

NAME AND ADDRESS: RONALD ESPLIN AND SONS  
747 E 1000 N  
SHELLEY ID 83274

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.860 CFS  
150.500 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 09/24/1976

POINT OF DIVERSION:

T01S R37E S20 SESENE Within BINGHAM County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 04/01 11/01          | 0.860 CFS<br>150.50 AFY |

PLACE OF USE: IRRIGATION Within BINGHAM County

|               |      |     |               |      |      |
|---------------|------|-----|---------------|------|------|
| T01S R37E S17 | SESE | 2.4 | T01S R37E S20 | NENE | 36.0 |
| T01S R37E S20 | SENE | 4.6 |               |      |      |

43 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: **License**

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.



# STATE OF IDAHO

Department of Water Resources

Eastern Region



## Water Right(s) 27-7066



IRRIGATED ACRES 43.0

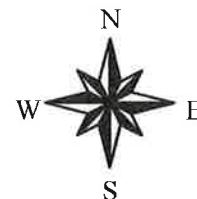


### LEGEND

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

Place of Use: T1S, R37E:  
(part of) Sec. 20, SESE, NENE, SENE.

Point(s) of Diversion: T1S, R37E:  
Sec. 20, SESENE



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

**JUN 23 2005**

Department of Water Resources

**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: 27-7066**

RONALD ESPLIN AND SONS  
747 E 1000 N  
SHELLEY ID 83274  
Telephone Number: (208) 357-3328

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:

*This was corrected and updated on July 22, 2003  
Enclosed is a copy of the correct permit # 27-11958.*

*6/21/05 - Ronald Espin*

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

DATE: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

Please print your name: \_\_\_\_\_

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

*Permit 27-11958 - increases acreage. - 27-7066 recommended  
as licensed - No action required  
Ernest Caber*

FILED 2-Vault

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 27-11958

Priority: July 22, 2003

Maximum Diversion Rate: 0.66 CFS

This is to certify, that RONALD ESPLIN AND SONS  
747 E 1000 N  
SHELLEY ID 83274

has applied for a permit to appropriate water from:

**Source:** GROUND WATER

and a permit is APPROVED for development of water as follows:

|                              |                             |                                 |
|------------------------------|-----------------------------|---------------------------------|
| <u><b>BENEFICIAL USE</b></u> | <u><b>PERIOD OF USE</b></u> | <u><b>RATE OF DIVERSION</b></u> |
| IRRIGATION                   | 04/01 to 10/31              | 0.66 CFS                        |

**LOCATION OF POINT OF DIVERSION:**

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 20, Twp 01S, Rge 37E, B.M., BINGHAM County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |    |      |      | NW |    |    |    | SW |    |    |    | SE |    |    |     | Totals |
|-------------|------|----|------|------|----|----|----|----|----|----|----|----|----|----|----|-----|--------|
|             | NE   | NW | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE  |        |
| 01S 37E 17  |      |    |      |      |    |    |    |    |    |    |    |    |    |    |    | 4.0 | 4.0    |
| 01S 37E 20  | 36.0 |    | 37.0 | 39.0 |    |    |    |    |    |    |    |    |    |    |    |     | 112.0  |

Total Acres: 116

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2004**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. This right does not authorize the irrigation of land not previously irrigated.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 29<sup>th</sup> day of September, 2003.

  
KARL J DREHER, Director

## Notes

1/29/04 See the spatial map for  
Ship's notes.

Recommend as noted.

CB

## Notes

A27-07066 - Exam date 11-7-03

800 B (Escott) - 1 1/2 miles south to pump  
well & pump 75 hp.

1/ Well originally located incorrectly & it  
appears that acre should have been larger  
since 5 sprinkler lines were used. Well  
capacity at time of original exam was 1.52 cfs.  
I believe the acreage shortage & pump location errors were mine  
in 1982. ~~WLF~~

2/ GPS data 0650875  
0248128

File # 7066

Tag # 40012489

3/ Photo <sup>1</sup> - pump & GPS tag on pole  
" 2 - well pump tag - 75 hp

4/ cfs should remain 0.86 if 43 acres are  
used in reclamation

5/ Pre-1987 Permit 27-11958 filed to make up  
discrepancy in acreage.

4/21/04 - OK to process CB

[illegible]

Date: 1/29/04

## Priority Date Data Entry Form

Claim Number: 27-70666

Water Right Priority Date: \_\_\_\_\_ Water Right Basis: \_\_\_\_\_

Claimed Priority Date: \_\_\_\_\_ Claimed Basis: \_\_\_\_\_

Recommended Priority Date: 11-7-03 Recommended Basis: \_\_\_\_\_☒

Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

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

License

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Reviewer: CBDate: 1/29/04

**Priority Date**Claim No. 27-7066

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. *license*
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 and Source Data Entry Form**Claim Number: 27-7066

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*GPS. File #7066.*

| Twp                              | Rge | Sec | Gov Lot | QQQ of QQ of Q | County | Source              |
|----------------------------------|-----|-----|---------|----------------|--------|---------------------|
|                                  |     |     |         |                |        | <i>Groundwater.</i> |
| GPS Coordinates: <u>02650875</u> |     |     |         |                |        | <u>0248128</u>      |
| GPS Coordinates: _____           |     |     |         |                |        |                     |
| GPS Coordinates: _____           |     |     |         |                |        |                     |
| GPS Coordinates: _____           |     |     |         |                |        |                     |
| GPS Coordinates: _____           |     |     |         |                |        |                     |
| GPS Coordinates: _____           |     |     |         |                |        |                     |
| GPS Coordinates: _____           |     |     |         |                |        |                     |

Other rights from this POD? \_\_\_\_\_

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

link shape 7066

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Transfers Changing POD \_\_\_\_\_

Reviewer: CBDate: 1/29/04

## Point of Diversion

Claim No. 27-7066

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 (☒)

Point of Diversion

**Source**

Claim No. 27 - 7066

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**

## Place Of Use Data Entry Form

Claim Number: 27-7066.☐ 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 |
|-----|-----|-----|------|---|---------|---------|-------|----------------|
| 15  | 37E | 17  | SESE |   | Bingham | -       | 2.4   | Irrigation.    |
|     |     | 20  | NENE |   | "       | -       | 36    | "              |
|     |     | 20  | SENE |   | "       | -       | 4.6   | "              |
|     |     |     |      |   |         |         |       |                |
|     |     |     |      |   |         |         |       |                |
|     |     |     |      |   |         |         |       |                |

Total Acres 43.

Document how the POU was verified:

field exam.

1987/88 NApp photography.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Transfers Changing POU \_\_\_\_\_

Reviewer: CBDate: 4/29/04.

**Place of Use**

CLAIM NO. 27-7066

1. Is the basis of claim a Decree or License?  
If Yes, go to 2a  
If No, go to 2b  
Yes (☒) No (☐)
- 2a. Is a POU required?  
If Yes, go to 5  
If No, go to 14  
Yes (☒) No (☐)
- 2b. Is a POU required?  
If Yes, go to 3  
If No, go to 14  
Yes (☐) No (☐)
3. Is the basis of claim a Permit or Application?  
If Yes, go to 4  
If No, go to 7  
Yes (☐) No (☐)
4. Has the License been issued?  
If Yes, go to 6  
If No, recommend the POU as shown on the Permit. Go to 14  
Yes (☐) No (☐)
5. Does the parent right have a POU?  
If Yes, go to 6  
If No, go to 7  
Yes (☒) No (☐)
6. Can the claimed POU be verified using the water right file?  
If Yes, recommend the POU as shown in the water right file. Go to 14  
If No, go to 7  
Yes (☐) No (☒)
7. Is there evidence that there has been a change in the POU?  
If Yes, go to 8  
If No, go to 13  
Yes (☒) No (☐)
8. Can the change be verified as an accomplished transfer?  
If Yes, add condition C05, go to 13  
If No, go to 9  
Yes (☒) No (☐)
9. Does the change include an enlargement of the POU?  
If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10  
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12  
Yes (☐) No (☐)
10. Was an enlargement claim filed?  
If Yes, go to 13  
If No, notify claimant that an enlargement claim is necessary. Go to 11  
Yes (☐) No (☐)
11. Did the claimant file an enlargement claim?  
If Yes, go to 13  
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13  
Yes (☐) No (☐)
12. Was a transfer filed?  
If Yes, recommend the POU as shown on the approved transfer. Go to 14  
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13  
Yes (☐) No (☐)
13. Does the file contain all of the necessary information to verify the POU?  
If Yes, go to 14  
If No, collect the necessary information. Conduct field exam if necessary. Go to 14  
Yes (☒) No (☐)
14. Is a POU remark and/or condition required?  
If Yes, enter the appropriate remark and/or condition. POU review is complete.  
If No, POU review is complete.  
Yes (☐) No (☒)

**Place of Use**

## Purpose of Use Data Entry Form

Claim Number:

27-7066

☐ 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 |
|------------|-----------------|-----------------|------------|-----------------|
| Irrigation |                 |                 | 43         |                 |
|            |                 |                 |            |                 |
|            |                 |                 |            |                 |

Document how the Purpose of Use was verified:

license

Transfers Changing Purpose of Use \_\_\_\_\_

Reviewer:

CB

Date:

1/29/04

## Purpose of Use

Claim No. 27-7066

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

Yes (☒) No (☐)

If Yes, go to 4

If No, go to 2

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

Yes (☐) No (☐)

If Yes, go to 3

If No, go to 6

3. Has the License been issued?

Yes (☐) No (☐)

If Yes, go to 5

If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

4. Does the parent right have a Purpose of Use?

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 6

5. Can the claimed Purpose of Use be verified using the water right file?

Yes (☒) No (☐)

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13

If No, go to 6

6. Is there evidence that there has been a change in the Purpose of Use?

Yes (☐) No (☐)

If Yes, go to 7

If No, go to 11

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

Yes (☐) No (☐)

If Yes, add condition C04, go to 11

If No, go to 8

8. Does the change include an enlargement of the Purpose of Use?

Yes (☐) No (☐)

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9

If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

9. Was an enlargement claim filed?

Yes (☐) No (☐)

If Yes, go to 11

If No, Notify claimant that an enlargement claim is necessary. Go to 10

10. Did the claimant file an enlargement claim?

Yes (☐) No (☐)

If Yes, go to 11

If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

11. Does the file contain all of the necessary information to verify the Water Use?

Yes (☐) No (☐)

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

12. Did the claimant file a transfer?

Yes (☐) No (☐)

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13

If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

13. Is a Purpose of Use remark and/or condition required?

Yes (☐) No (☒)

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.

If No, purpose of Use review is complete.

## Purpose of Use

## Period of Use and Quantity Data Entry Form

Claim Number: \_\_\_\_\_

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

## Water Right Period of Use and Diversion Rate

| Water Use | Start | End   | Rate  | Volume |
|-----------|-------|-------|-------|--------|
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |

Overall Diversion Rate \_\_\_\_\_ Overall Diversion Volume \_\_\_\_\_

## Claimed Period of Use and Diversion Rate

| Water Use | Start | End   | Rate  | Volume |
|-----------|-------|-------|-------|--------|
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |

Overall Diversion Rate \_\_\_\_\_ Overall Diversion Volume \_\_\_\_\_

## Recommended Period of Use and Diversion Rate

| Water Use  | Start | End   | Rate  | Volume |
|------------|-------|-------|-------|--------|
| Irrigation | 4/1   | 11/1  | 0.86  | 150.5  |
| _____      | _____ | _____ | _____ | _____  |
| _____      | _____ | _____ | _____ | _____  |

Overall Diversion Rate 0.86 Overall Diversion Volume 150.5

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

field exam  
license

Reviewer: CBDate: 4/29/04

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

## Period of Use

## Quantity

Claim No. 27 - 7066

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 (☐)

*flow taken during  
field exam for  
license.*

## Quantity

## Summary

Claim No. 27-7066

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

If Yes, go to 2  
If No, go to 3

Yes (☒) No (☐)

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4  
If No, status will be set as Active. Go to 5

Yes (☐) No (☒)

3. Is the water being used for all of the purposes claimed and to the extent claimed?

If Yes, status will be set as Active. Go to 5  
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes (☐) No (☐)

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5  
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes (☐) No (☐)

5. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 6  
If No, go to 6

Yes (☒) No (☐)

6. Would you like to view the recommended right?

If Yes, go to 7  
If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (☒) No (☐)

7. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8  
If No, go to 8

Yes (☐) No (☒)

8. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 9  
If No, go to 9

Yes (☐) No (☒)

9. Would you like to set the verification date?

If Yes, the review is complete.  
If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (☒) No (☐)

## Summary

## Summary Data Entry Form

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

C18

C05

Exp. Remark - Correcting the error in the original field exam for the license from 1982. Claimant file a pre-1987 permit to cover the additional acres.

R30 Qty Cond

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

yes

Claim No.:

27-7064

Reviewer

CB

Date

7/29/04

A27-07066



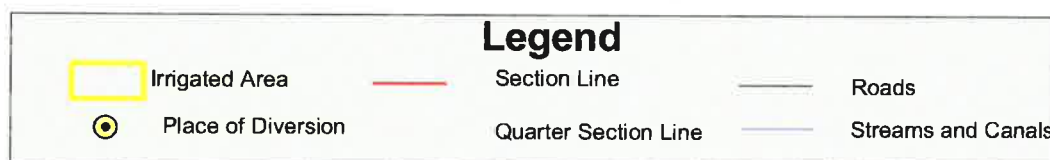
GIS  
TAG

A27-07066 pump plate - 75hp



Water Right Claim Number 27-07066  
Township, 1S37E

11/10/2000



Fills in  
acres missed  
by 27-1066

State of Idaho  
Department of Water Resources

Permit to Appropriate Water

NO. 27-11958

Priority: July 22, 2003

Maximum Diversion Rate: 0.66 CFS

This is to certify, that RONALD ESPLIN AND SONS  
747 E 1000 N  
SHELLEY ID 83274

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

RATE OF DIVERSION

0.66 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 20, Twp 01S, Rge 37E, B.M., BINGHAM County

PLACE OF USE: IRRIGATION

| Twp Rge Sec | NE   |    |      |      | NW |    |    |    | SW |    |    |    | SE |    |    |     | Totals |
|-------------|------|----|------|------|----|----|----|----|----|----|----|----|----|----|----|-----|--------|
|             | NE   | NW | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE  |        |
| 01S 37E 17  |      |    |      |      |    |    |    |    |    |    |    |    |    |    |    | 4.0 | 4.0    |
| 01S 37E 20  | 36.0 |    | 37.0 | 39.0 |    |    |    |    |    |    |    |    |    |    |    |     | 112.0  |

Total Acres: 116

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2004**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. This right does not authorize the irrigation of land not previously irrigated.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 464.0 af at the field headgate for the lands above.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

USE TYPEWRITER OR BALL POINT PEN

State of Idaho Department of Water Resources

RECEIVED JUN 30 1977

# WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

## 1. WELL OWNER

Name GARTH HALLER Holm  
Address RT 4 FIFTH IDAHO  
Owner's Permit No. 27-7066

## 7. WATER LEVEL

Static water level 59 feet below land surface  
Flowing ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Temperature \_\_\_\_\_ °F. Quality \_\_\_\_\_  
Artesian closed-in pressure psl  
Controlled by ☐ Valve ☒ Cap ☐ Plug

## 2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement  
☐ Abandoned (describe method of abandoning)

## 6. WELL TEST DATA

☐ Pump ☐ Bailor ☐ Other

| Discharge G.P.M. | Draw Down | Hours Pumped |
|------------------|-----------|--------------|
|                  |           |              |
|                  |           |              |
|                  |           |              |

## 3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)  
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

## 4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

## 5. WELL CONSTRUCTION

Diameter of hole 12 inches Total depth 100 feet

| Casing schedule:  |                     | <input type="checkbox"/> Steel | <input type="checkbox"/> Concrete |
|-------------------|---------------------|--------------------------------|-----------------------------------|
| Thickness         | Diameter            | From                           | To                                |
| <u>250</u> inches | <u>9 1/2</u> inches | <u>1 1/2</u> feet              | <u>99</u> feet                    |
|                   |                     |                                |                                   |
|                   |                     |                                |                                   |
|                   |                     |                                |                                   |
|                   |                     |                                |                                   |

Was casing drive shoe used? ☐ Yes ☒ No  
Was a packer or seal used? ☐ Yes ☒ No  
Perforated? ☐ Yes ☒ No  
How perforated? ☐ Factory ☒ Knife ☐ Torch

Size of perforation 4 inches by   inches  
Number 280 perforations 60 feet 100 feet  
perforations   feet   feet  
perforations   feet   feet

Well screen installed? ☐ Yes ☒ No  
Manufacturer's name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

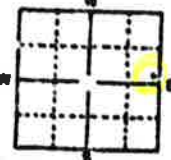
Gravel packed? ☐ Yes ☒ No Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Surface seal depth 20 Material used in seal ☐ Cement grout  
☒ Pudding clay ☐ Well cuttings

Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing  
☐ Overbore to seal depth

## 8. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name \_\_\_\_\_

Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_

County Bingham

SE 1/4 Sec. 20 T. 1 N. R. 37 E. W.

## 9.

Work started 1-26-77 finished 2-7-77

## 11. DRILLER'S CERTIFICATION

Firm Name BERNARD DRILLING COMPANY

Address P.O. 146 Hazzard

Signed by (Firm Official) James H. Berman

and (Operator) Herb Butke

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

**State of Idaho**  
**Department of Water Resources**

**WATER RIGHT LICENSE**

License of Water Right No. 27-7066 Priority September 24, 1976 Amount 0.86 cfs

THIS IS TO CERTIFY, that Ronald Esplin  
of Shelley, Idaho, has complied with the terms and conditions of Permit  
No. 27-7066 issued pursuant to Application for Permit dated September 24, 1976,  
and has submitted proof to the Department of Water Resources on September 10, 1981,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 1.52 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use                                                                                           | Period of Use | Rate of Diversion | Annual Volume |
|----------------------------------------------------------------------------------------------------------|---------------|-------------------|---------------|
| <u>Irrigation</u> from <u>April 1</u> to <u>November 1</u> at <u>0.86</u> cfs and <u>150.5</u> acre feet |               |                   |               |
| _____ from _____ to _____ at _____ cfs and _____                                                         |               |                   |               |
| _____ from _____ to _____ at _____ cfs and _____                                                         |               |                   |               |

(both dates inclusive)

Subject, however, to the condition that no more than 0.86 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
150.5 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 20,  
Twp 1S, Rge 37E in the County of Bingham

Description and location of place of use:

| Twp. | Range | Sec. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | Totals |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 1S   | 37E   | 17   |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 4   | 4   |        |
|      |       | 20   | 36  |     |     | 3   |     |     |     |     |     |     |     |     |     |     |     | 39  |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres irrigated 43

**MICROFILMED**

State of Idaho  
Department of Water Resources  
ASSIGNMENT OF PERMIT

Garth Holm  
27-7066  
**RECEIVED**  
MAY 18 1984

I, Garth Holm, hereby assign to Ronald Esplin Department of Water Resources  
of Route #2, Shelley, Idaho 83274  
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 27-7066  
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit  
No. \_\_\_\_\_ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within  
each 40 acre subdivision, the point of diversion and the amount of water in cubic  
feet per second for direct diversion, or acre feet for storage)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Made this 14th day of MAY, 19 84.

Garth Holm 5/18/84  
Permit Holder

Ruthelda A. Holm 5/14/84  
Spouse of Permit Holder

State of Idaho )  
County of Donnerville ) ss.

On this 14th day of MAY, 19 84, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Jamaine Robinson  
Notary Public residing at  
Idaho Falls

My commission expires:  
3-22-87

**RECEIVED**

MAY 16 1984

Department of Water Resources  
Eastern District Office

RECORDED

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
FIELD REPORT27-7066  
Permit No.  
A + B portions

## CONTACT WITH PERMIT HOLDER

DATE INITIALS REMARKS

- ☐ Appointment letter mailed: \_\_\_\_\_
- ☐ Telephone call made:  
(List Telephone No. used) \_\_\_\_\_
- ☐ Appointment scheduled for:  
(Date, time, location) \_\_\_\_\_

## EXAMINATION

Date 7-26-1982 Accompanied by Ron Esplin Total Q measured 1.52 cfs ✓

If source is surface water, estimate total flow of source \_\_\_\_\_

Methods of measurement Pitot Gauge Meets Permit requirements? \_\_\_\_\_

|                                                |                                                                   |                                                             |
|------------------------------------------------|-------------------------------------------------------------------|-------------------------------------------------------------|
| Measurement calculations:                      | #1 - 63 psi, 28 b. i. s. = 5.78 gpm x 28 b. = 161.84 gpm<br>5/32N | #4 - 54 psi, 28 b. = 5.60 gpm x 28 b. = 156.8 gpm<br>5/32N  |
| V = 43 ac x 3.5 af<br>= 150.5 af ✓             | #2 - 61 psi, 28 b. = 5.69 gpm x 28 b. = 159.32 gpm<br>5/32N       | #5 - 55 psi, 8 b. = 5.37 gpm x 8 b. = 43.12 gpm<br>5/32N    |
| V = 0.86 cfs x 1.98 sec x 2.14 d<br>= 365 af ✓ | #3 - 61, 28 b. = 5.69 gpm x 28 b. = 159.32 gpm<br>5/32N           | Total = 680.4 gpm or 1.52 cfs ✓<br>43 ac x 0.025 = 0.86 cfs |

| WELL/DIVERSION* NO. | HP | MOTOR MAKE | MOTOR SERIAL NO. | PUMP MAKE | PUMP SERIAL NO. | MEASURING DEVICE TYPE | CONDITION OF MEAS. DEV. | REMARKS |
|---------------------|----|------------|------------------|-----------|-----------------|-----------------------|-------------------------|---------|
|                     | 50 | GE         | FKJ623480        | Johnston  | NA              | Pitot Gauge           |                         |         |
|                     |    |            |                  |           |                 |                       |                         |         |
|                     |    |            |                  |           |                 |                       |                         |         |

System Description well pump thru mainline to 5 sprinkler lines - Ground irrigated belongs to 2 different parties (Garth Holm 4 acres) (Ron Esplin 39 acres)

\*Code with map on reverse side. Disregard code if only one.

## RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 <sup>214 days</sup> AFA/Acre

| USE                                     | Q (cfs) | V (afa)  | FROM | TO   |
|-----------------------------------------|---------|----------|------|------|
| <del>Part B</del> Irrigation (39 acres) | 0.78    | 136.5    | 4-1  | 11-1 |
| <del>Part A</del> Irrigation (4 acres)  | 0.08    | 14.0     | 4-1  | 11-1 |
| Irrigation (43 ac)                      | 0.86    | 150.5 AF | 4-1  | 11-1 |
| Total                                   | 0.86    | 150.5 AF |      |      |

Remarks This pump also waters small acreage across road which belongs to Garth Holm (sect. 17) - Do not recommend splitting right; is all one system - kw

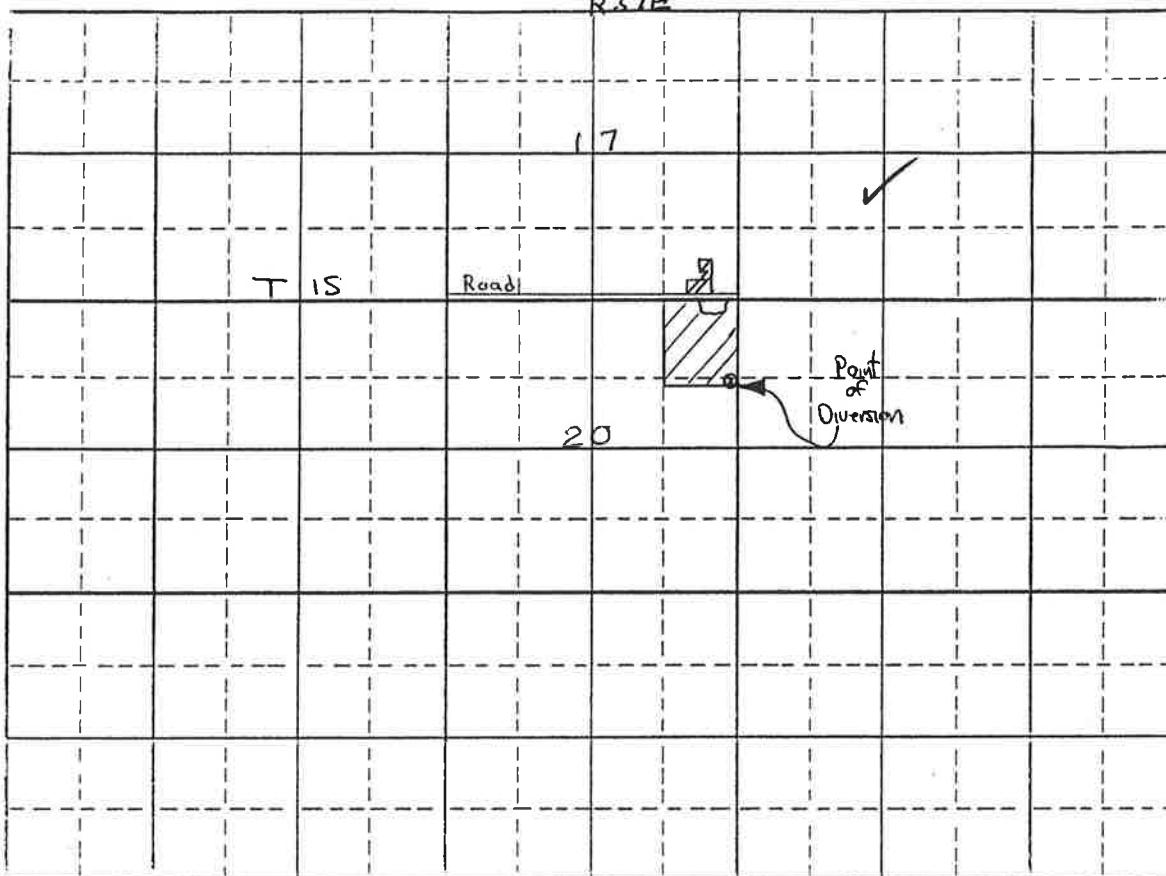
License Part B - should be assigned to Ronald Esplin, Firth ID.

License Part A - To Arthur + /or Garth Holm Rt 2 Box 90 Shelley, ID.

P/D overlap per VAX 5/12/86: NONE  
Recommend R30

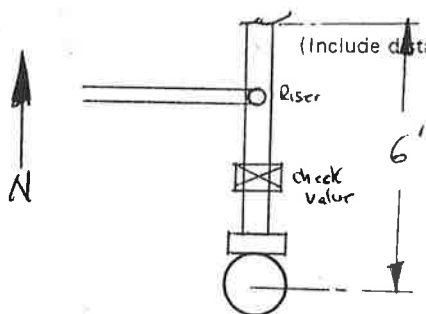
MICROFILMED

MAP (Attach Aerial Photo)



### SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 NE 1/4 Sect. 20 T1S R37E

Place(s) of Use ☒

| TWP.             | RGE.          | SEC.           | NE 1/4        |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------------------|---------------|----------------|---------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|                  |               |                | NE 1/4        | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| <del>But A</del> | <del>1S</del> | <del>37E</del> | <del>17</del> |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 4      | 4      |
| <del>But B</del> | <del>1S</del> | <del>37E</del> | <del>20</del> | 36     |        | 3      |        |        |        |        |        |        |        |        |        |        |        |        | 39     |
|                  |               |                |               |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                  |               |                |               |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                  |               |                |               |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                  |               |                |               |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                  |               |                |               |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

### Recommended Amendments:

- ☐ Change P.D. as reflected above    ☐ Add P.D. as reflected above  
☐ Change P.U. as reflected above    ☐ Add P.U. as reflected above  
☒ None  
☐ Other

Examiner's Signature

Checked by

Approved by

Date

Date

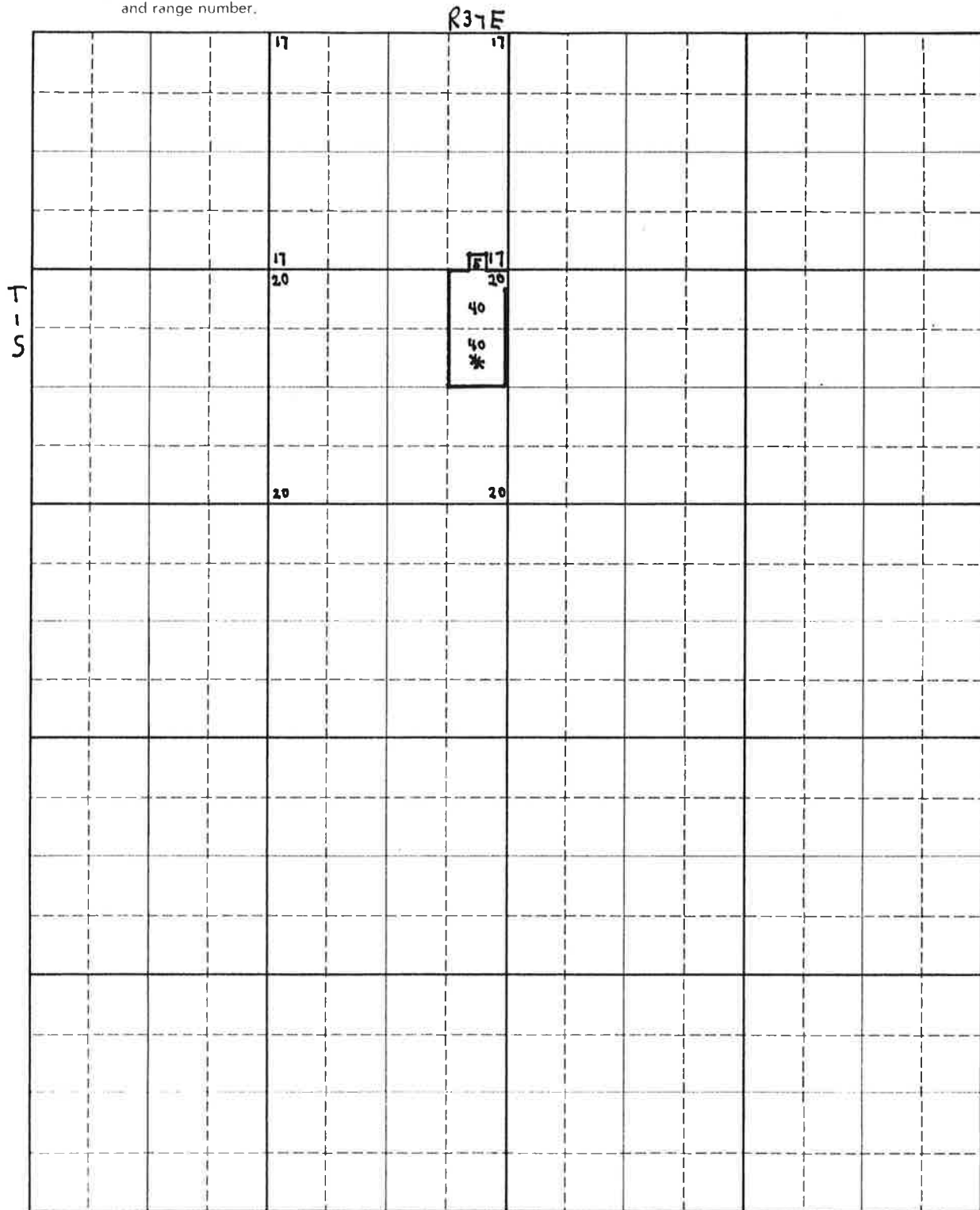
Date

12-19-83

14 Nov 1984

5-12-86

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



Scale: 2 inches equal 1 mile

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

Garth Holm  
(Applicant)

Proposal Priority 9-24-76

Received by me Date 9-24-76 Time 4:05 p.

Preliminary check by me Fee \$ 35.00

Receipted by me Date 9-24-76 # 2560

Publication prepared by me Date 9-28-76

Published in Blackfoot Press

Publication dates Oct. 7 & 14, 1976

Publication approved me Date 10-20-76

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by: \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by BDF

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7066, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 81.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: \_\_\_\_\_

Witness my hand this 4 day of November, 19 76.

  
Director

27 7066

Identification No. \_\_\_\_\_

Application No. \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

**APPROVED**

**To Appropriate the Public Waters of the State of Idaho**  
 (TYPE OR PRINT IN INK)

1. Name of applicant Arthur Holm &/or Garth Holm Phone: 346-6677  
 post office address Rt. #2, Box 65, Shelley, Idaho 83724
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 20 Township 1S  
 Range 37E B.M. Bingham County; additional points of diversion if any: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
 of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
 Amount 1.70 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
 a. 1.70 cubic feet per second and/or  
 b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
 a. Description of ditches, flumes, pumps, headgates, etc. well, pump and sprinkler system  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
 Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo., Day) (Mo., Day)
- c. Proposed well diameter is 12 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.  
 b. Estimated construction cost is \$ 30,000.
8. Description of proposed uses:  
 a. If water is **not** for irrigation:  
 (1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
 Range \_\_\_\_\_ B.M. \_\_\_\_\_  
 (2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
 (3) List number of each kind of livestock to be watered \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 (4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water \_\_\_\_\_  
 (5) If water is to be used for other purposes describe: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1S   | 37E   | 17   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 5      | 5      |
|      |       | 20   | 40     |        |        | 40     |        |        |        |        |        |        |        |        |        |        |        |        | 80     |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 85

c. Describe any other water rights used for the same purposes as described above. Snake River Valley Irrigation Company - 125"

9. a. Who owns the property at the point of diversion Applicant  
 b. Who owns the land to be irrigated or place of use Applicant  
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing \_\_\_\_\_

10. Remarks NONE



NOT TO SCALE

MICROFILMED



27-7066



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

April 22, 1991

Ronald Esplin & Sons  
747 E. 1000 N.  
Shelley, ID 83274

RE: A27-10314, A27-10318, A27-07066

Dear Mr. Esplin & Sons:

Please find enclosed the three (3) Notice of Claim forms you filed in 1989. These are copies of the Claims. We do not have the originals in our office. Would you please look in your files and see if you have the originals with the notary seals. If you have them, please send them to us and keep these copies for your files. If you do not have them, will you please sign these, have them notarize and return them to our office as soon as possible.

If you have any questions, please feel free to contact me.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Ernest Carlsen".

Ernest Carlsen  
Adjudication Supervisor

EC:sc

Enclosed

MICROFILMED

NOV 12 1992

Close

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report

05/06/2003

WATER RIGHT NO. 27-7066

**Owner Type**      **Name and Address**

Current Owner RONALD ESPLIN AND SONS  
747 E 1000 N  
SHELLEY, ID 83274  
(208)357-3328

Priority Date: 09/24/1976

Basis: License

Status: Active

**Source**      **Tributary**

GROUND WATER

**Beneficial Use**   **From**   **To**   **Diversion Rate**   **Volume**

IRRIGATION   4/01   11/01   1.52 CFS

Total Diversion                      1.52 CFS

Location of Point(s) of Diversion:

GROUND WATER SESENE Sec. 20 Township 01S Range 37E BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> |
|-----------------|--------------|----------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|
| 01S             | 37E          | 17             |            | SESE         | 4            |            |              |              |            |              |              |            |              |              |
|                 |              | 20             |            | NENE         | 36           |            | SENE         | 40           |            |              |              |            |              |              |

Total Acres: 80

Conditions of Approval:

1. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Remarks:

1. General P/U IN SEC. 17 IS OWNED BY THELMA &/OR GARTH HOLM, 793 E. 900 N., SHELLEY, ID. THIS NOTICE OF CLAIM REFLECTS THE USE WHICH HAS HISTORICALLY OCCURRED FROM THIS WELL. BOTH THE LOCATION OF THE WELL AND THE IRRIGATED ACREAGE ON THE LICENSE ARE IN ERROR. THE WELL HAS ALWAYS BEEN LOCATED IN THE SE CORNER OF THE SE1/4NE1/4 AND WE HAVE ALWAYS IRRIGATED THE 80 ACRES BEING CLAIMED. THE RATE OF DIVERSION BEING CLAIMED IS BASED ON THE FLOW MEASURED AT THE TIME OF THE LICENSING FIELD EXAM.

Dates:

Licensed Date: 07/28/1986

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

JUL 18 2001

Log for claim 27-07066

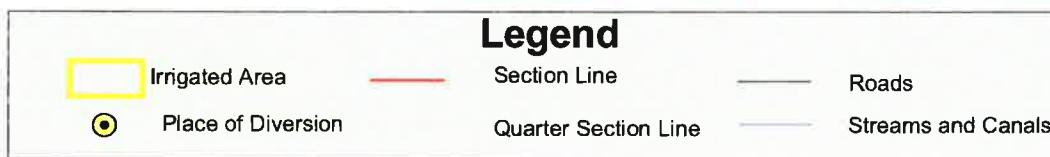
Spatial Dynamics LTD

11/10/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 01s37e         | 17  | SESE | 4                | 2.4            |         |
| 01s37e         | 20  | NENE | 36               | 36             |         |
| 01s37e         | 20  | SENE | 40               | 39             |         |
| <b>Totals:</b> |     |      | 80               | 77.4           |         |

Water Right Claim Number 27-07066  
Township , 1S37E

11/10/2000



Water Right Claim Number 27-07066  
Township , 1S37E

11/10/2000



| OWNER<br>CODE | NAME & ADDRESS                                                               | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | RONALD ESPLIN AND SONS<br>747 E 1000 N<br>SHELLEY ID 83274<br>(208) 357-3328 | 09/24/1976       | IRRIGATION | 04-01 11-01           | 1.520 CFS         |                     |
|               |                                                                              |                  |            |                       | TOTAL DIVERSION:  | 1.520 CFS           |
|               |                                                                              |                  |            |                       | CONSUMPTIVE USE:  | 200.00 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R37E S20 SESENE BINGHAM 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 | :           | SUM |      |  |
| T   | R   | S  | : | Lt   | Ac   | Lt   | Ac   | Lt | Ac   | Lt   | Ac   | Lt   | Ac | :    | Lt   | Ac   | Lt   | Ac | Lt   | Ac   | Lt   | Ac   | Lt          | Ac  | :    |  |
| 01S | 37E | 17 | : |      |      |      |      | :  |      |      |      |      |    | :    |      |      |      |    |      |      |      |      |             |     | :    |  |
| 01S | 37E | 20 | : | 36   |      |      |      | :  | 40   |      |      |      |    | :    |      |      |      |    |      |      |      |      |             |     | :    |  |
|     |     |    |   |      |      |      |      |    |      |      |      |      |    |      |      |      |      |    |      |      |      |      | TOTAL ACRES |     | 80.0 |  |

POU County: BINGHAM

Other Rights: SNAKE R. VALLEY IRR. CO.

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

A01-00038 A01-00039 A01-00171 A01-00172 A01-00250 A01-00328 A01-10247

Conditions of Approval:

R30 - This right when combined with all other rights shall provide no  
- more than .02 cfs per acre nor more than 3.5 afa per acre for  
- irrigation of the lands above.

Remarks: GEN P/U IN SEC. 17 IS OWNED BY THELMA &/OR GARTH HOLM, 793 E. 900 N.,  
SHELLEY, ID.

THIS NOTICE OF CLAIM REFLECTS THE USE WHICH HAS HISTORICALLY  
OCCURRED FROM THIS WELL. BOTH THE LOCATION OF THE WELL AND THE  
IRRIGATED ACREAGE ON THE LICENSE ARE IN ERROR. THE WELL HAS  
ALWAYS BEEN LOCATED IN THE SE CORNER OF THE SE1/4NE1/4 AND WE  
HAVE ALWAYS IRRIGATED THE 80 ACRES BEING CLAIMED. THE RATE OF  
DIVERSION BEING CLAIMED IS BASED ON THE FLOW MEASURED AT THE  
TIME OF THE LICENSING FIELD EXAM.

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

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

Audit: 04/24/89 CARLSEN 09/16/94 JTHOMPSO 03/29/95 POST-STD

WATER RIGHT SPLIT  
SUMMARY

| ACTION          | RIGHT NO. | NAME                        | AMOUNT CFS |
|-----------------|-----------|-----------------------------|------------|
| Original Permit | 27-7066   | Arthur Holm &/or Garth Holm | 1.70 cfs   |
| Full Assignment | 27-7066   | Ronald Esplin               | 1.70 cfs   |

REPROFILING

SCANNED

JUL 18 2001

1650  
+180 acres  
#130

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: A27-07066  
Date Received: 4/24/1989  
Receipt No: E007003  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RONALD ESPLIN AND SONS  
Address: 747 E. 1000 N.  
SHELLEY, ID

208-357-3328

83274

2. Date of Priority: SEP 24, 1976

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

|          |       |         |        |        |     |     |         |
|----------|-------|---------|--------|--------|-----|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
| 01S      | 37E   | 20      | SE     | SE     | NE  |     | BINGHAM |

5. Description of diverting works:  
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 1.520  |      |        |

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

A.F.A.

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

|          |       |         |        |     |     |               |       |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
| 01S      | 37E   | 17      | SE     | SE  |     | IRR           | 4.0   |
|          |       |         |        |     |     | Section Acres | 4.0   |
|          |       | 20      | NE     | NE  |     | IRR           | 36.0  |

A27-07066

Page 1

Date: 04/24/89

A2707066



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NOV 12 1992

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 01S           | 37E   | 20      | SE NE      |     | IRR | 40.0  |
| Section Acres |       |         |            |     |     | 76.0  |
| Total Acres   |       |         |            |     |     | 80.0  |

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:  
SNAKE R. VALLEY IRR. CO.

14. Remarks:

P/U IN SEC. 17 IS OWNED BY THELMA &/OR GARTH HOLM, 793 E. 900 N., SHELLEY, ID.

THIS NOTICE OF CLAIM REFLECTS THE USE WHICH HAS HISTORICALLY OCCURRED FROM THIS WELL. BOTH THE LOCATION OF THE WELL AND THE IRRIGATED ACREAGE ON THE LICENSE ARE IN ERROR. THE WELL HAS ALWAYS BEEN LOCATED IN THE SE CORNER OF THE SE1/4NE1/4 AND WE HAVE ALWAYS IRRIGATED THE 80 ACRES BEING CLAIMED. THE RATE OF DIVERSION BEING CLAIMED IS BASED ON THE FLOW MEASURED AT THE TIME OF THE LICENSING FIELD EXAM.

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: 1

For Organizations:

I do solemnly swear or affirm that I am Partner of  
Title  
Ronald Emelin & Sons, that I have signed the foregoing  
Organization  
document in the space below as Partner of  
Title  
Ronald Emelin & Sons and that the statements contained in the  
Organization  
foregoing document are true and correct.

Ronald Emelin  
Signature of Authorized Agent  
Partner of Ronald Emelin & Sons  
Title and Organization

4-24-89  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 24<sup>th</sup> day  
of April 19 89

Anthony L. Olenchok  
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 9/12/1994

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NOV 12 1992

