

09/07/2004

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

RIGHT NUMBER: 27-7070

NAME AND ADDRESS: ELDON & CLARA SCOTT LIVING TRUST
3665 SUMMIT DRIVE
POCATELLO ID 83201

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.530 CFS
263.900 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: 02/11/1977

POINT OF DIVERSION:

T02S R36E S22 NENENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.030 CFS 1.40 AFY
IRRIGATION	3/15 11/15	1.500 CFS 262.50 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R36E S22 NENE 36.0 T02S R36E S22 NWNE 39.0

STOCKWATER same as IRRIGATION

75 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**

Isatt, Eldon

09/08/2004

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-7070

ELDON & CLARA SCOTT LIVING TRUST
3665 SUMMIT DRIVE
POCATELLO ID 83201

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: 6/8/05

SIGNATURE: *Clara Scott*

Please print your name: Clara Scott

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

RECEIVED

JUN 17 2005

Department of Water Resources
Eastern Region

KATO
6/20



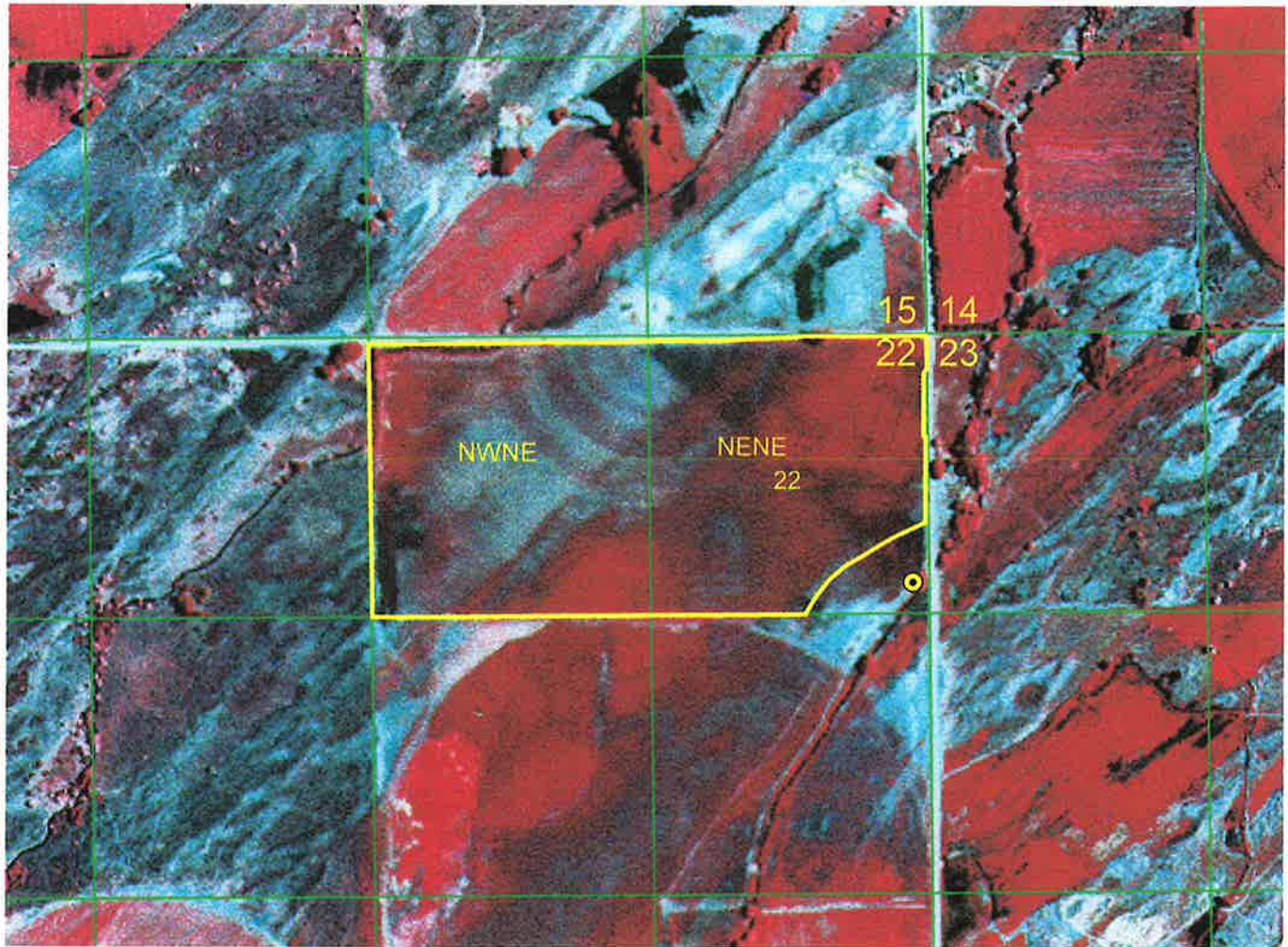
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7070



600 0 600 1200 Feet

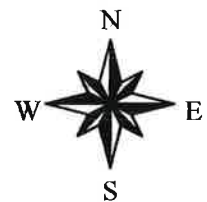
IRRIGATED ACRES 75.0

LEGEND

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

Place of Use: T2S, R36E:
(part of) Sec. 22, NENE, NWNE.

Point(s) of Diversion: T2S, R35E:
Sec. 22, NENE.



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

Notes

- 10/8/03 Verify ownership / address because mail sent 2/03 was returned.
- 10-10-03 Baughman Oresonor
Eldon E & Clara F Scott Liv Trust
WCD 12-6-90 394603
ing ag. 7900. 25 36 E Sec 22
- 10-31-03 called. No answer. BP
- 11-2-03 I contacted Eldon E Scott (237-2069). He said he is not the same Eldon Scott that owns the property in the Blackfoot area. Over the years he has been contacted thinking they are the same. They are not.
- 11-3-03 I called the Post Ofc which lead me to Claire Scott in Pocatello. 238-1212. BP
- 11-3-03 Sent ownership change. BP
- 12-4-03 Called 238-1212. The daughter gave it to the attorney to handle. She will send the atty for review. BP
- 12-11-03 Ownership change & copy of Living Trust received. BP
- 01-12-04 Talked to Jennifer, this has been received, recorded and sent to Boise. PB
- 9/2/04 Please create a layout based on the ~~note~~ spatial map. Should be 75 acres. Then it's ready for court. CB
We don't have any other A.J. claims to review. PB

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Eldon & Clara Scott Living Trust.					
Name connector: and, or, and/or						
Current Owner	3665 Summit Dr.					
Current Owner	Poc. Id 83201					

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

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

Ownership chg. received 12/11/03

Reviewer: _____

Date: _____

9/2/04

Priority Date Data Entry FormClaim Number: A27-7070

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

4 Use Claimed Priority Date and Basis as Recommended Priority Date and Basis 2-11-77

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

license

Reviewer: _____

CB

Date: _____

10/8/03

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. *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.

Point of Diversion and Source Data Entry Form

Claim Number: A27-7070

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:_____

4 Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? none (database search)

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

licenseTransfers Changing POD noReviewer: CBDate: 10/8/03

Point of Diversion

Claim No. -

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the POD as shown on the Permit. Go to 10

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

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

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

If No, go to 6

Yes (☒) No (☐)

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

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

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

If Yes, add condition C03, go to 9

If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes (☐) No (☐)

8. Was a transfer filed?

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

If No, go to 9

Yes (☐) No (☐)

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

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10

If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

Yes (☐) No (☐)

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

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

If No, POD review is complete.

Yes (☐) No (☒)

Source**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 Source as shown on the Permit. Go to 11

Yes (☐) No (☐)

4. Does the parent right have a Source?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

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

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

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a Posted Notice?

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

If No, go to 7

Yes (☐) No (☐)

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

If Yes, go to 8

If No, go to 10

Yes (☐) No (☐)

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

If Yes, add condition C02, go to 10

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

Yes (☐) No (☐)

9. Did the claimant file a transfer?

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

If No, go to 10

Yes (☐) No (☐)

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

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

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

Yes (☐) No (☐)

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

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

If No, Source review is complete.

Yes (☐) No (☒)

Place Of Use Data Entry Form

Claim Number: A27-70704 Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

License, 1987/88 NAPP. Photography, examiner's
reportTransfers Changing POU noReviewer: CPDate: 10/8/03

Place of UseClaim No.

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

If Yes, go to 2a

If No, go to 2b

Yes (☒) No (☐)

2a. Is a POU required?

If Yes, go to 5

If No, go to 14

Yes (☒) No (☐)

2b. Is a POU required?

If Yes, go to 3

If No, go to 14

Yes (☐) No (☐)

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

If Yes, go to 4

If No, go to 7

Yes (☐) No (☐)

4. Has the License been issued?

If Yes, go to 6

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

Yes (☐) No (☐)

5. Does the parent right have a POU?

If Yes, go to 6

If No, go to 7

Yes (☒) No (☐)

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

If Yes, recommend the POU as shown in the water right file. Go to 14

If No, go to 7

Yes (☒) No (☐)

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

If Yes, go to 8

If No, go to 13

Yes (☐) No (☐)

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

If Yes, add condition C05, go to 13

If No, go to 9

Yes (☐) No (☐)

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

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10

If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes (☐) No (☐)

10. Was an enlargement claim filed?

If Yes, go to 13

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

Yes (☐) No (☐)

11. Did the claimant file an enlargement claim?

If Yes, go to 13

If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14

If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

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

If Yes, go to 14

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

Yes (☒) No (☐)

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

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

If No, POU review is complete.

Yes (☐) No (☒)

Purpose of Use Data Entry Form

Claim Number: A27-7070☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

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

Claimed Purpose of Use

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

Recommended Purpose of Use

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

Document how the Purpose of Use was verified:

License

Transfers Changing Purpose of Use noReviewer: CBDate: 10/8/03

Purpose of Use

Claim No. _____

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

Yes (☒) No (☐)

If Yes, go to 4

If No, go to 2

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

Yes (☐) No (☐)

If Yes, go to 3

If No, go to 6

3. Has the License been issued?

Yes (☐) No (☐)

If Yes, go to 5

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

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

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 6

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

Yes (☒) No (☐)

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

If No, go to 6

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

Yes (☐) No (☐)

If Yes, go to 7

If No, go to 11

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

Yes (☐) No (☐)

If Yes, add condition C04, go to 11

If No, go to 8

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

Yes (☐) No (☐)

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

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

9. Was an enlargement claim filed?

Yes (☐) No (☐)

If Yes, go to 11

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

10. Did the claimant file an enlargement claim?

Yes (☐) No (☐)

If Yes, go to 11

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

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

Yes (☐) No (☐)

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

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

12. Did the claimant file a transfer?

Yes (☐) No (☐)

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

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

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

Yes (☐) No (☒)

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

If No, purpose of Use review is complete.

Period of Use and Quantity Data Entry FormClaim Number: A27-7070☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity**Water Right Period of Use and Diversion Rate**

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

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

License

Reviewer: CBDate: 10/8/03

Period of Use

Claim No. _____

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

If Yes, go to 4

If No, go to 2

Yes ☒ No ☐

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

If Yes, go to 3

If No, go to 6

Yes ☐ No ☐

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Period of Use as shown on the Permit. Go to 18

Yes ☐ No ☐

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

If Yes, go to 5

If No, go to 6

Yes ☒ No ☐

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

If Yes, go to 14

If No, go to 6

Yes ☒ No ☐

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

If Yes, go to 7

If No, go to 12

Yes ☐ No ☐

7. Does the change include an enlargement in the Period of Use?

If Yes, go to 9

If No, go to 8

Yes ☐ No ☐

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

If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12

If No, notify claimant that a transfer is necessary. Go to 11

Yes ☐ No ☐

9. Was an enlargement claim filed?

If Yes, go to 12

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

Yes ☐ No ☐

10. Did the claimant file an enlargement claim?

If Yes, go to 12

If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12

Yes ☐ No ☐

11. Was a transfer filed?

If Yes, go to 14

If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12

Yes ☐ No ☐

12. Does the file contain all of the necessary information to verify the Period of Use?

If Yes, go to 13

If No, collect the necessary information. Conduct field exam if necessary. Go to 13

Yes ☐ No ☐

13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?

If Yes, go to 14

If No, go to 15

Yes ☐ No ☐

14. Is irrigation claimed as a purpose of use?

If Yes, go to 16

If No, recommend the Period of Use of the parent right. Go to 18

Yes ☒ No ☐

15. Is irrigation claimed as a purpose of use?

If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18

If No, the Period of Use is usually recommended as claimed. Go to 18

Yes ☒ No ☐

16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?

If Yes, go to 17

If No, recommend the Period of Use of the parent right. Go to 18

Yes ☐ No ☐

17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?

If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18

If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18

Yes ☐ No ☐

18. Is a Period of Use remark and/or condition required?

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

Yes ☐ No ☒

Quantity

Claim No.

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

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

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

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

If Yes, go to 8

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a posted notice?

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

If No, go to 7

Yes (☐) No (☐)

7. Is a flow measurement required?

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

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

Yes (☐) No (☐)

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

If Yes, go to 10

If No, go to 9

Yes (☒) No (☐)

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

If Yes, go to 10

If No, go to 11

Yes (☐) No (☐)

10. Is irrigation a purpose of use?

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

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

Yes (☒) No (☐)

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

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

If No, go to 12

Yes (☐) No (☐)

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

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

If No, quantity review is complete.

Yes (☒) No (☐)

Summary

Claim No. -

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

If Yes, go to 2

If No, go to 3

Yes (☒) No (☐)

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

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4

If No, status will be set as Active. Go to 5

Yes (☐) No (☒)

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

If Yes, status will be set as Active. Go to 5

If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes (☐) No (☐)

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5

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

Yes (☐) No (☐)

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

If Yes, enter the appropriate remark and/or condition. Go to 6

If No, go to 6

Yes (☒) No (☐)

6. Would you like to view the recommended right?

If Yes, go to 7

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

Yes (☒) No (☐)

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

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8

If No, go to 8

Yes (☐) No (☒)

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

If Yes, go to PowerDOCS and profile the documents. Go to 9

If No, go to 9

Yes (☐) No (☒)

9. Would you like to set the verification date?

If Yes, the review is complete.

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

Yes (☒) No (☐)

Claim No.: _____

Summary Data Entry Form

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

C18
R30 Qty end

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

desk top

Claim No.:

27-7070

Reviewer

CB

Date

10/8/03

STATE OF IDAHO

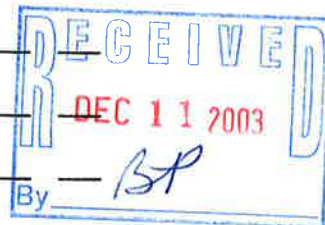
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>27-7070</u>				
<u>27-10121</u>					
<u>27-10122</u>					



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

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

OR

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

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

Eldon Scott

4. New Owner/Claimant(s)

Eldon & Clara Scott Living Trust

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

New Mailing Address

3665 Summit Dr.

City, State and ZIP Code

Poc. Id 83201

New Telephone Number

(208) 238-1212

5. Date you acquired the property

Nov. 28, 1990

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Blanca Scott

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

For Office Use Only

Received by <i>JG</i>	Date <i>12-5-03</i>	Fee <i>550</i>
Received by <i>JG</i>	Date <i>12-5-03</i>	Receipt No. <i>E 029400</i>
Processed by _____ AJ	Date _____	WR _____ Date _____

ELDON AND CLARA SCOTT

LIVING TRUST

ARTICLE I

28 1.1 Parties. This Agreement is made and entered into this day of November, 1990, by and between the following parties:

1.2 Grantors. Eldon Earl Scott and Erma Clara Harman Scott, husband and wife, of Bingham County, Idaho, hereinafter referred to as "Grantors", and

1.3 Trustee. Eldon Earl Scott and Erma Clara Harman Scott, acting together and any other Successor Trustee named or provided for as herein stated together and individually hereinafter being referred to as "Trustee."

ARTICLE II

2.1 Grantors have Acquired Assets. WHEREAS, the Grantors have acquired various assets during their lives which they desire to place in Trust for the benefit of themselves, and

2.2 Grantors Desire to Plan the Distribution of Their Estate. WHEREAS, Grantors desire to plan the essential distribution of their estate so as to provide for their own needs and the needs of their children.

2.3 Consideration. NOW THEREFORE, in consideration of the mutual agreements, covenants and promises contained herein, the parties hereto agree as is stated in the following paragraphs.

ARTICLE III

3.1 Transfer in Trust. For good and valuable consideration, Grantors hereby transfer and deliver to the Trustee and his successors, as herein stated, the property listed in Exhibit "A", annexed hereto and incorporated herein by reference, to have and to hold the same, and any cash, securities, or other property which the Trustee may, pursuant to any of the provisions hereof at any time hereafter hold or acquire, all of such property being hereinafter referred to collectively as the "Trust Estate," for the uses and purposes and upon the terms and conditions herein set forth.

3.2 Additions to Trust. Grantors or any other person may from time to time transfer or devise additional property to the Trustee upon the terms of this instrument.

Witnesses' Initials

Trustees' Initials

3.3 Name of Trust. The Trust hereby created shall be known as the Eldon and Clara Scott Living Trust.

ARTICLE IV

4.1 Disposition During Life of the Grantors. During the lives of the Grantors, the Trustee shall hold, manage, invest and reinvest the Trust Estate, and shall collect the income thereof and shall dispose of the net income and principal as stated in the following paragraphs.

4.2 Trustee Pays to Grantors. The Trustee shall pay to the Grantors, or the survivor of them, all of the net income of this Trust, in monthly or other convenient installments, but at least annually. The Trustee may, in their discretion, pay or apply for the benefit of the Grantors, in addition to the income payments herein provided for, such amounts of the principal of the Trust Estate, up to the whole thereof, as the Trustee may from time to time deem necessary or advisable for the use and benefit of the Grantors.

ARTICLE V

5.1 Administration and Disposition of Trust Estate During Grantors' Lives. The powers reserved by Grantors under this Article V are exercisable in the absolute discretion of Grantors and, except as provided in Article VI, neither the Trustee nor any beneficiary hereunder shall have the right or power to enforce or object to the exercise of such powers.

5.2 Investment Direction by Grantors. The Grantors reserve the right to direct the investment of the Trust Estate. The Trustee shall not be liable for any investments made at the direction of the Grantors in accordance with the foregoing provisions.

5.3 Residential Real Property. While any residential property held in the Trust Estate is occupied by Grantors, the Trustee shall have no obligation or responsibility with respect thereto and shall not be liable for any loss, damage or other deterioration thereof nor for the payment of any taxes, insurance, repairs, maintenance or other charges in respect to such property. Nevertheless, the Trustee may in its discretion pay any or all such expenses out of the income or principal of the Trust Estate.

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ARTICLE VI

6.1 Disposition on Death of Grantors. Upon the first death of a Grantor, the Trust shall continue to operate for the benefit of the surviving Grantor, according to the same terms provided herein. All trust principal, with accumulated income thereof, directed to be disposed of under the provisions herein, shall, upon the death of both of the Grantors, be divided into as many equal shares as there are children of Grantors then living and children of the Grantors then deceased having issue then living. The equal shares shall be allocated by the Trustee as follows:

6.2.1 Living Child. One (1) share shall be distributed, free of trust, to each of Grantors' children who is then living.

6.2.2 Issue of Deceased Child. One (1) share shall be distributed, free of trust, among the surviving issue of each child of Grantors' then deceased, leaving issue then surviving, such allocation to be by right of representation.

6.2 Minors. Notwithstanding anything herein contained to the contrary, whenever pursuant to the provisions of this agreement all or any part of the principal of the trust shall vest in absolute ownership in a minor, the Trustee is authorized and empowered, in his uncontrolled discretion, to hold the property so vested in such minor, or any part thereof, in a separate fund for the benefit of such minor, notwithstanding that such property may consist of investments not authorized by law for trust funds, and during the minority of such minor to accumulate the net income, and in his uncontrolled discretion to pay or apply such principal and any income to the support, maintenance, and education of such minor, irrespective of the other resources of such minor or his or her parents. When such minor shall attain the age of twenty-one (21) years, the Trustee shall pay the principal, together with all accumulated income, to such minor, and if such minor shall die before attaining such age, the principal and all accumulated income shall be paid to his estate, and shall not operate to suspend the absolute ownership of such property by such minor or to prevent the absolute vesting thereof in such minor. With respect to the administration of any such property which shall vest in absolute ownership in a minor, and which shall be held for the minor pursuant to this agreement, the Trustee shall have all the powers vested in them under the provisions of this agreement.

ARTICLE VII

7.1 Termination. It is hereby declared that this Trust will terminate when Grantors are both deceased and when all property and

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principal of said Trust, including income which has accumulated and become a part of said principal, has been distributed.

ARTICLE VIII

8.1 Powers and Duties. The powers and duties of the Trustee and protective provisions of the Trusts hereunder without regard to any legal restrictions otherwise applicable to Trustees shall be as stated hereinafter.

8.2 Income vs. Principal. Any income distributed on a current basis under the provisions of any Trusts hereunder shall be accumulated and added to the principal of said Trust.

8.3 Uniform Principal and Income Act. All receipts and expenditures shall be administered in the Trust created by this agreement, subject to any limitations stated elsewhere herein, and allocated as to principal and income as provided in the UNIFORM PRINCIPAL AND INCOME ACT, Idaho Code, Title 28, Chapter 10, as now in effect and as it may hereafter be named.

8.4 Uniform Trustees Power Act. Subject to any limitations stated elsewhere herein, the Trustee, to carry out the purposes of any Trusts created hereunder, shall be vested with all of the powers and authority as set forth in the UNIFORM TRUSTEES POWER ACT, Idaho Code, Title 28, as now in effect and as it may hereafter be amended.

8.5 Plural. The word "Trustee" shall be construed as plural in the context of this Trust instrument where applicable.

8.6 Spend Directly or Pay Conservator. The Trustee either may spend directly any income or principal which it is authorized in this instrument to use for the benefit of any beneficiary of this trust, or the Trustee may pay said fund to the Conservator of such person or, in the absence of a Conservator, to the person with whom said beneficiary is residing. The receipt of any Conservator, or person with whom said beneficiary is residing shall be a complete discharge to the Trustee who shall not be responsible for the application of such payments.

8.7 No Court Approval Required. Any Trustee shall not be required to obtain authority or approval of any Court in the exercise of any power permitted under this instrument. The Trustee shall not be required to file accountings with any Court.

8.8 Dealing with Trustee. No person dealing with the Trustee shall be obligated to inquire into the Trustee's power or authority

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Trustees' Initials

or into the validity of any act of the Trustee, or be liable for the application of any money paid to the Trustee in the management of the Trust funds.

8.9 Termination of Trust when Principal Small. Any Trust created hereunder which has the aggregate principal value of Five Thousand Dollars (\$5,000.00) or less may, but need not be, terminated in the discretion of the Trustee. In such event, the Trustee shall distribute the assets thereof in the Trustee's possession to the then-current beneficiary or beneficiaries of the income, if more than one beneficiary is so entitled, in the proportions to which they are beneficiaries.

8.10 Additional Discretionary Powers. In addition to the powers given by law to the Trustee, and not by way of limitation of any such power, the Trustee, in its sole and absolute discretion is authorized and empowered, at any time and from time to time as stated hereinafter.

8.10.1 To Hold Property. To hold and retain any and all property received from the estate of Grantors, or any other source, without regard to any law or rule of court concerning diversification, risk, or nonproductivity.

8.10.2 To Invest Property. To invest and reinvest, or leave temporarily non-invested any funds and any property, real or personal of any kind, nature, including, without limitation, stocks (whether common, preferred or otherwise), bonds (secured or otherwise), obligations, mortgages, other securities and interests in the foregoing without regard to any law or rule of Court prescribing or restricting investments for fiduciaries.

8.10.3 To Make Loans. To make any loans, either secured or unsecured, in such amounts, and on such terms, at such rates of interest, and to such persons, firms, or corporations as deemed advisable; including beneficiaries of this Trust or estate.

8.10.4 To Sell. To sell, exchange, partition or otherwise dispose of any property, real or personal, by public or private sale, for such purposes and upon such terms, including options and sales on credits, with or without securities.

8.10.5 To Mortgage. To mortgage any real property in such amount and on such terms as deemed advisable; to lease any such property for such term or terms, upon such conditions and rentals, and in such manner as deemed advisable, irrespective of whether the term of any lease shall exceed the period permitted by law or the probable period of any Trust created hereby, and to

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E. S. Scott
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renew or modify any such leases; and to make repairs, replacements, and improvements, structural or otherwise.

8.10.6 To Borrow, Pledge, etc. To borrow money for any purpose in connection with the administration of any Trust created hereby; execute Promissory Notes or other obligations for amounts so borrowed, and to secure the payment of any amount so borrowed by mortgage or pledge of any real or personal property; to renew or extend the time of payment of any obligation, secured or unsecured, payable to or by the estate of any Trust created hereby, for so long a period of time and on such terms as deemed advisable; and to adjust, settle, compromise, and arbitrate claims or demands upon such terms as deemed advisable.

8.10.7 To Vote Stock. In respect to any stock or other securities forming part of my estate or any trust created hereby, to vote upon any proposition or election at any meeting and to grant proxies, discretionary or otherwise, to vote at any such meeting; to join in or become a party to any reorganization, and to deposit any such securities with any committee, depository, trustee, or otherwise, and to pay out any fees, expenses, and assessments incurred in connection therewith, and to charge the same to principal or income as deemed proper; to exercise conversion, subscription, or other rights, or to sell or abandon such rights, and to receive and hold any new securities issued as a result of any such reorganization, readjustment, merger, voting trust, consolidation, exchange, or exercise of conversion, subscription, or other rights; and, generally, to take all action in respect to any such securities as could be done by an absolute owner.

8.10.8 To Distribute or Divide Property. Whenever required or permitted, to divide or distribute any property, and to make such division or distribution in kind or in money, or in part kind and in part money and without regard to the income tax basis of any such property.

8.10.9 To Apportion Dividends. To apportion extraordinary stock and liquidating dividends between income and principal in such manner as shall fairly take into account the relative interests of the beneficiaries; and to determine what constitutes such dividends.

8.10.10 To Consolidate a Specific Trust. To hold and administer the Trusts created hereby in one or more consolidated funds, in whole or in part, in which the separate Trusts shall have undivided interests.

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E.S. E.E.S.
Trustees' Initials

8.10.11 To Engage Agents. To engage attorneys, accountants, agents, custodians, clerks, investment counselors, and such other persons as deemed advisable, to make such payments therefor as deemed advisable, to make such payments therefore as deemed reasonable, and to charge the expense thereof to income or principal as equitably determined, and to delegate to such persons any discretion deemed proper.

8.10.12 To Act as Needed Prior to Termination of Trust. To exercise all power and authority, including any discretion, conferred in this instrument, with respect to all accumulations of income under this instrument and with respect to all property held under a power in trust.

8.10.13 To Act as Needed After Termination of Trust. To exercise all power and authority, including any discretion, conferred in this instrument after the termination of any trust created herein and until the same is fully distributed.

8.10.14 No Bond. To act with all power and authority, including any discretion, conferred in this instrument, without bond or security.

8.10.15 Resignations. To resign at any time by giving written notice specifying the effective date of resignation to the beneficiaries of the current income at the time of giving of notice. If any said Trustee at any time resigns or is unable or refuses to act, another trustee may be appointed which shall be an individual Trustee approved by at least three-fourths (3/4) of the then-current income beneficiaries of the Trust; or, alternatively, a Corporate Trustee authorized under the laws of the State of Idaho to administer Trusts. Such a Trustee may be, but not by way of limitation, any commercial bank authorized to do business in the State of Idaho. Any Successor Trustee shall accept without examination or review the accounts rendered and the property delivered by or for the predecessor Trustee, without incurring any liability or responsibility for doing so.

8.10.16 Successor. All Successor Trustees shall have the same title, powers, duties, and discretion of the Trustee succeeded; without the necessity of any conveyance or transfer.

8.10.17 Compensation. To be entitled to reasonable compensation for services rendered in administering and distributing the trust property, and any Trustee shall be reimbursed for expenses.

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Trustees' Initials

8.10.18 Exercise Tax Election. To have power to exercise any election in respect to whether any expense is claimed as an expense of the Trust or as a personal deduction for income tax purposes.

8.10.19 Income Tax Returns. The Trustee is authorized to file, with my surviving spouse or said spouse's personal representative, a joint Federal Income Tax return for the year in which my death occurs or any previous year for which a return has not been filed prior to the date of my death.

ARTICLE IX

9.1 Control by Grantor. So long as a Grantor is the Trustee or co-Trustee hereunder, the decision of the said Grantor(s) shall prevail and be binding upon all other Trustees as to all matters concerning the Trust Estate, without any liability on the part of the Trustee for such decision by the Grantor(s). Grantor(s) may resign as Trustee at any time by filing his or her written resignation with the Trustee, and shall thereupon be relieved of and discharged from all future duties as such Trustee. In the event of the death, resignation, or incapacity of the Grantor(s), all rights and powers of the Trustee shall thereupon vest in and be thereafter exercised only by the Successor Trustee.

ARTICLE X

10.1 Accounting by Trustee. The Trustee shall keep all the accounts and records of the Trusts created herein and semi-annually, or oftener, shall render to the Grantor statements showing all receipts, disbursements, and investment transactions. After the death of the Grantors, the Successor Trustee shall render, at least annually, to each adult beneficiary then entitled to income under the terms of any trust created hereunder, a statement showing in detail receipts, disbursements, and distributions of both principal and income of the Trust Estate.

ARTICLE XI

11.1 Spendthrift Clause. After any of the Trusts created herein become irrevocable, the interests of each beneficiary in income and principal shall be free from the control or interference of any creditor of such beneficiary, or the spouse of a married beneficiary, or the parent of a child beneficiary, and shall not be subject to attachment or be subject to assignment.

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Witnesses' Initials

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ARTICLE XII

12.1 Tax Provision. Upon the death of each Grantor, the Trustee shall pay all taxes which shall be properly charged against the Trust Estate by reason of the death of said person. If any Trustee, or other person acting in a fiduciary capacity shall have paid any estate or other tax upon or with respect to any or all of the Trust Estate required to be included in the gross estate of the said party, the Trustee shall reimburse such fiduciary for the amount of such taxes.

ARTICLE XIII

13.1 Situs. This Trust shall not take effect until the execution of this agreement by Grantors. It shall be governed and construed in all respects according to the laws of the State of Idaho.

ARTICLE XIV

14.1 Inter Vivos Revocable Trust. The undersigned intend by the creation of this Trust instrument to create an Inter Vivos (Living) Revocable Trust. Therefore, this trust instrument shall be interpreted in accordance with their express general intention. In furtherance of, and pursuant to, their intention, it is provided as follows:

14.1.1 Pour-over Will. In conjunction with this Trust, the Grantors will hereafter or contemporaneously herewith execute a Will which may pour-over certain assets, probably a portion of their estate, to this Trust as a Will beneficiary with the intention that such assets constitute an integral part of this Trust and not a testamentary Trust subject to Probate Court control after the end of the estate probate process. Trustee shall hold, administer and distribute said pour-over assets as an integral part of this Trust and pursuant to the provisions set forth herein.

ARTICLE XV

15.1 Liability and Governing Law. An honest, non-negligent error of judgment shall never be grounds for liability of the original or Successor Trustees. However, any Successor Trustee shall be liable for its acts and omissions and be governed by any laws relating to Trustees in accordance with the laws of the State of Idaho. It is the intention herein that all Successor Trustees be held to the standard of a conservative, but reasonably prudent man in connection with all transactions contained herein.

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ARTICLE XVI

16.1 Thirty-Day Survivorship. In determining beneficiaries of the Trusts created herein, a beneficiary shall be deemed to have survived the Grantor, any other person, a point in time, or an event, as the case may be, only if such survivorship is for at least thirty (30) days. Provided, however, this clause shall not apply in any case where its application would cause any provision of this instrument, which would otherwise be valid, to be void under any applicable rule against perpetuities, rule limiting suspension of the power of alienation, or other similar rule.

ARTICLE XVII

17.1 Incapacity of Grantor. During Grantor's life, if the Trustee shall at any time receive a written statement signed by Grantor's personal physician, or two unrelated objective physicians, stating that he considers Grantor to be so mentally or physically incapacitated as to be unable to effectively manage or apply his or her estate to necessary ends, then, whether or not Grantor may have been adjudicated or certified an incapacitated or incompetent person and notwithstanding any contrary direction from Grantor, Grantor shall be considered to be incapacitated and the provisions of this Article XVII shall apply.

17.2 Effect of Determination of Incapacity. If a Grantor is determined to be incapacitated as provided herein, then, during the period of such incapacity, (1) if Grantor is then acting as a Trustee hereunder, he or she shall be deemed to have resigned; (2) any attempt by such Grantor to exercise any of the powers reserved by him or her under this instrument shall be without force and effect; and (3) the Trustee shall have power and authority on such Grantor's behalf to exercise or perform any act, power, duty, right or obligation whatsoever that such Grantor may have, relating to any person, matter, transaction or property, real or personal, tangible or intangible, whether in the Trust Estate or owned by such Grantor, including, without limitation, power to transfer to itself upon the terms set forth in this instrument any property owned by such Grantor. The power granted to the Trustee under (3) above shall be construed and interpreted as a general durable power of attorney to act as such Grantor's attorney in fact and agent and shall be in addition to all other powers bestowed upon the Trustee by this instrument.

17.3 Restoration of Capacity. If at any time after such Grantor is determined to be incapacitated under this Article, the Trustee shall receive a written statement signed by such Grantor's personal physician, or two unrelated objective physicians, that

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Trustees' Initials

such Grantor is no longer so mentally or physically incapacitated to be unable to effectively manage or apply his or her estate to necessary ends, then such Grantor shall no longer be deemed to be incapacitated and the provisions of this Article shall cease to apply. Restoration of Capacity pursuant to this Article shall not automatically reinstate such Grantor as a Trustee under this instrument.

ARTICLE XVIII

18.1 Appointment of Trustee. We appoint as our trustees, ourselves, Eldon Earl Scott and Erma Clara Harman Scott of Bingham County, Idaho.

18.2 Resignation. The Trustee appointed under this agreement may resign from office at any time by giving written notice delivered in person to or mailed to the last known address of any co-Trustee and each beneficiary then receiving or who would then be eligible in the discretion of the Trustee to receive the income of such Trust, such resignation to be effective upon the acceptance of the Trusteeship by a properly designated Substitute Trustee. Notice shall be effectively given in the case of a beneficiary who is under a legal disability if given to the parent, guardian or other person or institution having custody of such beneficiary.

18.3 Succession. In the event a vacancy exists, for any reason, in the office of Trustee, I appoint as Substitute Trustees, to act successively in the order named: Carl Scott of Omaha, Nebraska, then Colleen Call of Idaho Falls, Idaho.

ARTICLE XIX

19.1 Perpetuities Savings Clause. Regardless of anything to the contrary herein contained notwithstanding, the Trusts created in this Agreement, if they have not previously terminated pursuant to the terms hereof, shall terminate upon the date of expiration of twenty-one (21) years after the death of the Grantor and his issue now living. And, at said termination of this Trust, the Trustee shall distribute the Trust Estate as it shall then be constituted, together with any net income to the beneficiaries then entitled to the income from the Trust Estate in accordance with the terms of this Agreement.

ARTICLE XX

20.1 Revocation. As long as either Grantor is alive, he or she reserves the right to amend, modify, or revoke this Trust in whole or in part, including the principal, and the present or past

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Trustees' Initials

undisbursed income from such principal. Upon revocation, the Trustee shall promptly distribute to Grantor(s) all of the designated portion of the property comprising the Trust Estate.

20.2 Amendment. Grantor may at any time during his life amend any of the terms of this instrument by an instrument signed by him and delivered to the Trustee.

20.3 Interest of Beneficiaries. The interest of the beneficiaries is a present interest which shall continue until this Trust is revoked or terminated other than by death. As long as this Trust exists, the Trust properties and all rights and privileges thereunder shall be controlled and exercised by the Trustee named herein.

ARTICLE XXI

21.1 Separate Property to Remain Separate Property. All property now or hereafter conveyed or transferred to the Trustee to be held by the Trustee pursuant to this Trust Agreement that was community property or separate property at the time of such conveyance or transfer shall remain, respectively, community property or the separate property of the Grantor(s) transferring such property to the Trustee.

IN WITNESS WHEREOF, the Grantors and the Trustee have executed and sealed this Agreement.

GRANTORS:

Eldon Earl Scott
Eldon Earl Scott

Erma Clara Harman Scott
Erma Clara Harman Scott

TRUSTEES:

Eldon E. Scott

Eldon Earl Scott

Erma Clara Harman Scott
Erma Clara Harman Scott

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Trustees' Initials

ATTESTATION

This instrument was signed, sealed, published and declared by the Grantors and Trustees to be their respective testamentary documents in the presence of us, who at their request, and in their presence, and in the presence of each other, have subscribed our names as witnesses thereto.

Patricia L. Ostot
Witness

Idaho Falls, ID
Address

B. Fred Coor
Witness

Idaho Falls ID
Address

STATE OF IDAHO)
) ss.
County of Bonneville)

We, Eldon Earl Scott and Erma Clara Harman Scott, as Grantors, and as Trustees, and Patricia L. Ostot and B. Fred Coor, the witnesses whose names are signed to the attached or foregoing instrument, being first duly sworn, do hereby declare to the undersigned authority that the said parties signed and executed this instrument as their testamentary documents and that they had signed willingly, and that they executed it as their free and voluntary act for the purposes therein expressed; and that each of

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Witnesses' Initials

E.S. E.C.S.
Trustees' Initials

the witnesses, in the presence and hearing of said parties, signed the document as witness and that to the best of his knowledge, said parties were at this time adults, of sound mind, and under no constraint or undue influence.

GRANTORS:

Eldon E. Scott
Eldon Earl Scott

Erma Clara Harman Scott
Erma Clara Harman Scott

TRUSTEES:

Eldon E. Scott
Eldon Earl Scott

Erma Clara Harman Scott
Erma Clara Harman Scott

Patricia L. Distot
Witness

R. Fred Cooper
Witness

SUBSCRIBED AND SWORN TO AND ACKNOWLEDGED before me this 28 day of November, 1990, by Eldon Earl Scott and Erma Clara Harman Scott, Grantors and Eldon Earl Scott and Erma Clara Harman Scott, as Trustees, and subscribed and sworn to before me by Patricia L. DISTOT and R. Fred Cooper, the witnesses.

(SEAL)

Royce Lee
Notary Public for Idaho
Residing at Idaho Falls, ID
My Commission Expires: 5/12/94

plc RFC
Witnesses' Initials

E.E.S. E.C.H.
Trustees' Initials

EXHIBIT "A"

This Exhibit represents a description of that property which is being contributed to the Eldon and Clara Scott Living Trust dated the 28 day of November, 1990.

Description of Personal Property

Bank Accounts:

Key Bank of Idaho, savings account #03 3484821
Key Bank of Idaho, checking account #03 022305 7

Certificates of Deposit:

First Federal Savings & Loan Association,
Savings Account No. 003 3806400
Westmark Federal Credit Union,
Certificate of Deposit No. 12144, dated 11/19/91

Life Insurance:

Policy No. B1937315, Face amount \$5,000,
Bankers Life Company
Insured: E. Clara Scott

Policy No. 10086049
First Continental Life and Accident Insurance Co.
Insured: E. Clara Scott

Policy No. 3914358
Occidental Life
Insured: Eldon E. Scott

Policy No. I7014869
First Continental Life and Accident Insurance Co.
Insured: Eldon E. Scott

Policy No. 760015830
Republic National Life
Insured: Eldon E. Scott

Policy No. 14830
Pacific National Life Assurance Company

Pacific Western Insurance Company

W pl
Witnesses' Initials

E.S. E.E.S.
Trustees' Initials

Contract Receivable

Contract dated April 14, 1983, recorded as Instrument No. 307703 in the Bingham County Recorder's Office, with Jared Norman Pease and Mardee Lyn Pease, husband and wife, as Purchasers and Eldon E. Scott and Clara E. Scott as Sellers, and together with associated Promissory Notes and security.

Contract with Karen Lloyd, for renting house at Wapello, with option to apply all rents to purchase the property.

Motor Vehicles

1982 Kawasaki Motorcycle
VIN No. JKAK2LB13CA001402

1985 Oldsmobile
VIN No. 1G3CW69T2F1340507

1948 Ford Pickup
VIN No. 88RW-86,032

1979 Oldsmobile
VIN No. 3X69N9M-352,287

1957 International Pickup
VIN No. S-37,578

Water Certificates

9/50 share, West Branch Canal Company, No. 1046
9/50 share, Blackfoot Irrigation Company, No. 1982
42/50 share, West Branch Canal Company, No. 1188
55/66 share, Blackfoot Irrigation Company, No. 1984
2/5 share, Blackfoot Irrigation Company, No. 1983
2/5 share, West Branch Canal Company, No. 1047
1 share, West Branch Canal Company, No. 737
2 shares, Blackfoot Irrigation Company, No. 1456
1 share, West Branch Canal Company, No. 735

Miscellaneous

All Furniture and household items
All machinery and equipment

plw RJC
Witnesses' Initials

E.S. E.E.S.
Trustees' Initials

Description of Real Property

IN BINGHAM COUNTY, IDAHO

PARCEL I (Wapello):

All that part of the Southeast Quarter of the Northeast Quarter of Section 17 in Township Two South of Range 36, East of the Boise Meridian, in Idaho, lying East of the Right-of-way of the Oregon Short Line Railroad, containing Three (3) acres, more or less;

Together with the ditches, ditch rights-of-way, water and water rights thereunto belonging, and particularly Fifteen (15) inches of water of the Blackfoot Irrigation Company, a Corporation, and the West Branch thereof.

PARCEL II (Home):

Lots 11 and 12 in Block 6 of McMullen Addition to the Village of Firth, Bingham County, Idaho, according to the recorded plat thereof.

PARCEL III (80 acres):

The North Half of the Northeast Quarter of Section Twenty-Two (22), in Township Two (2) South, Range Thirty-six (36), East of the Boise Meridian, in Idaho;

Together with all water rights and ditch rights of way thereunto belonging and appertaining, and particularly 55/66 shares of water in the East Branch of the Blackfoot Irrigation Company.

PARCEL IV (Grandma's):

The West half of the Northeast Quarter of the Southwest Quarter of Section Sixteen (16), Township Two (2) South of Range Thirty-Six (36) East of the Boise Meridian in Idaho, together with the ditches, ditch rights-of-way, and water rights thereunto belonging or appertaining and particularly two-fifths of one share of the capital stock of the Blackfoot Irrigation Company, a corporation.

Wpl RAC
Witnesses' Initials

E.S. E.C.S.
Trustees' Initials



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

3 November 2003

Clara Scott
3665 Summit Drive
Pocatello, ID 83201

Re: Snake River Basin Adjudication (SRBA)
Claim 27-7070

COPY

Subject: CHANGE IN OWNERSHIP

Response Date: 3 December 2003

Dear Claimant(s),

We have been advised the current owners of the property and water right referenced above is Eldon E. and Clara E. Scott, Living Trust. Before we can modify our records to reflect this ownership of the water right, we need Form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us.

We will also need a copy of the trust with the legal description of the property, plat, survey map or aerial photo with the appropriate area marked.

Please fill out the highlighted areas on the notice of change form and submit with the necessary documents by the above referenced response date.

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

Respectfully,

Cindy E. Bird
Cindy E. Bird
Adjudication Bureau

CEB/bjp

Enclosure:

Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership"
Water Right Report # 27-7070



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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 13 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water right in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 27.

You are invited to attend a **public meeting to be held on March 11 at 7:00 p.m. in the Eastern Idaho State Fairgrounds, Needle Craft Building, at the corner of Park and Maple streets.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 27. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

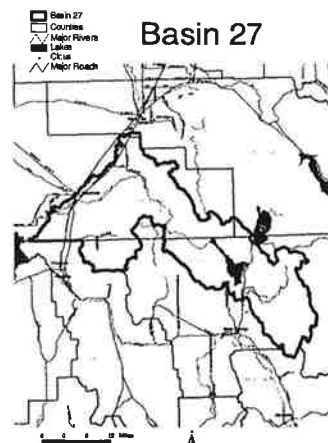
This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and the Portneuf River.

Please contact the Idaho Falls Office with any questions.

Sincerely,

Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosure: Information Brochure



SCANNED

JUL 15 2001

Log for claim 27-07070

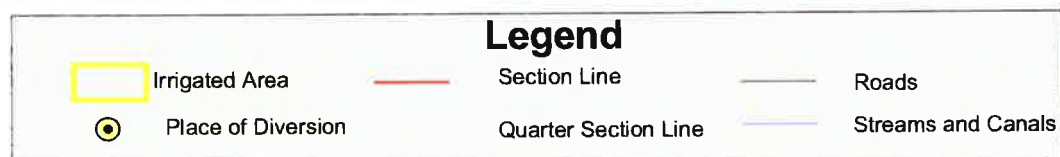
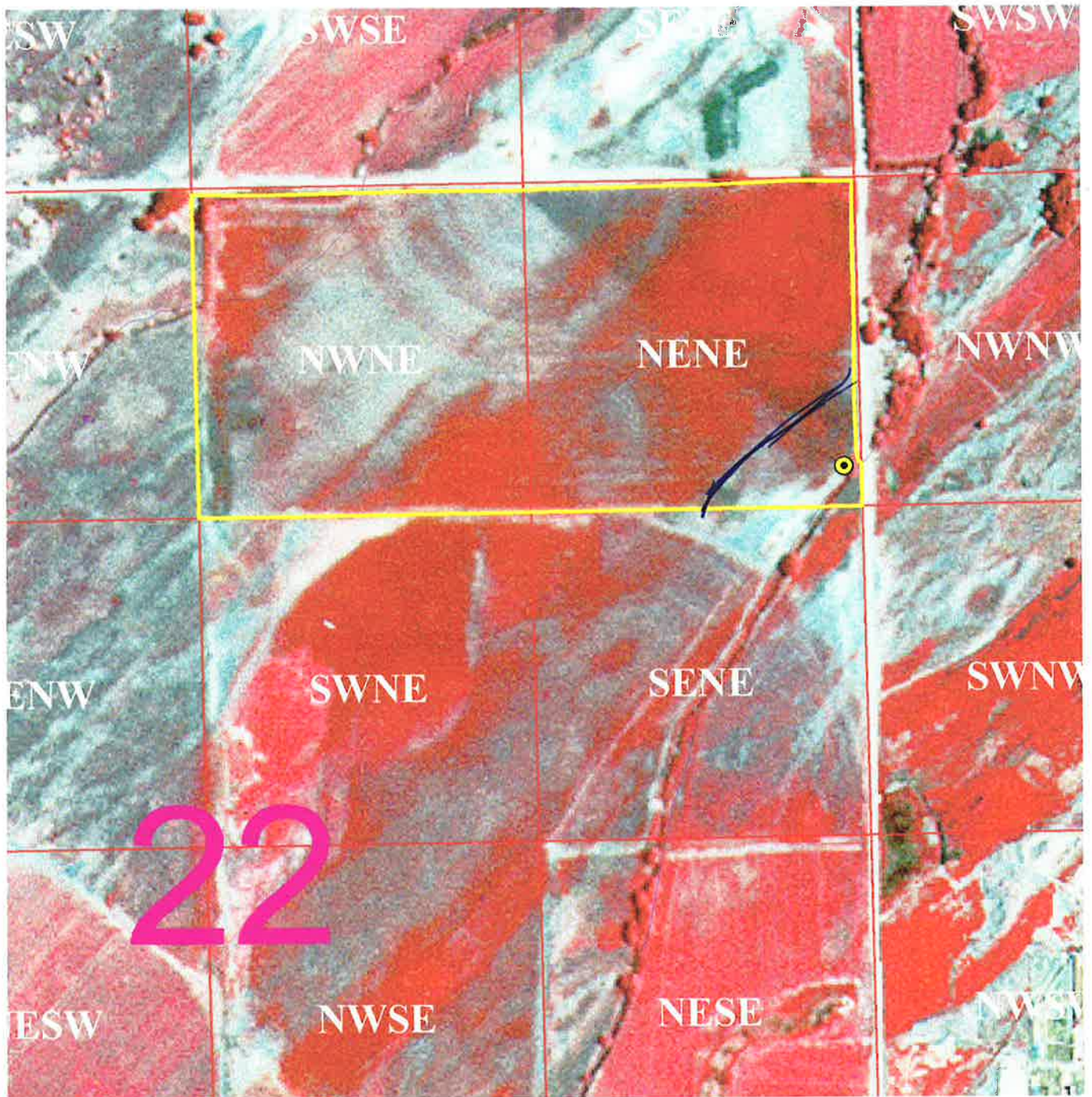
Spatial Dynamics LTD

12/27/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	22	NENE	36	39	
02s36e	22	NWNE	39	39	
Totals:			75	78	

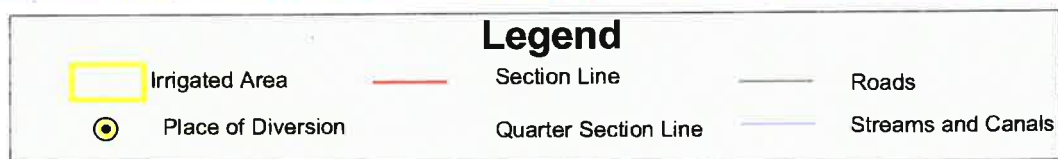
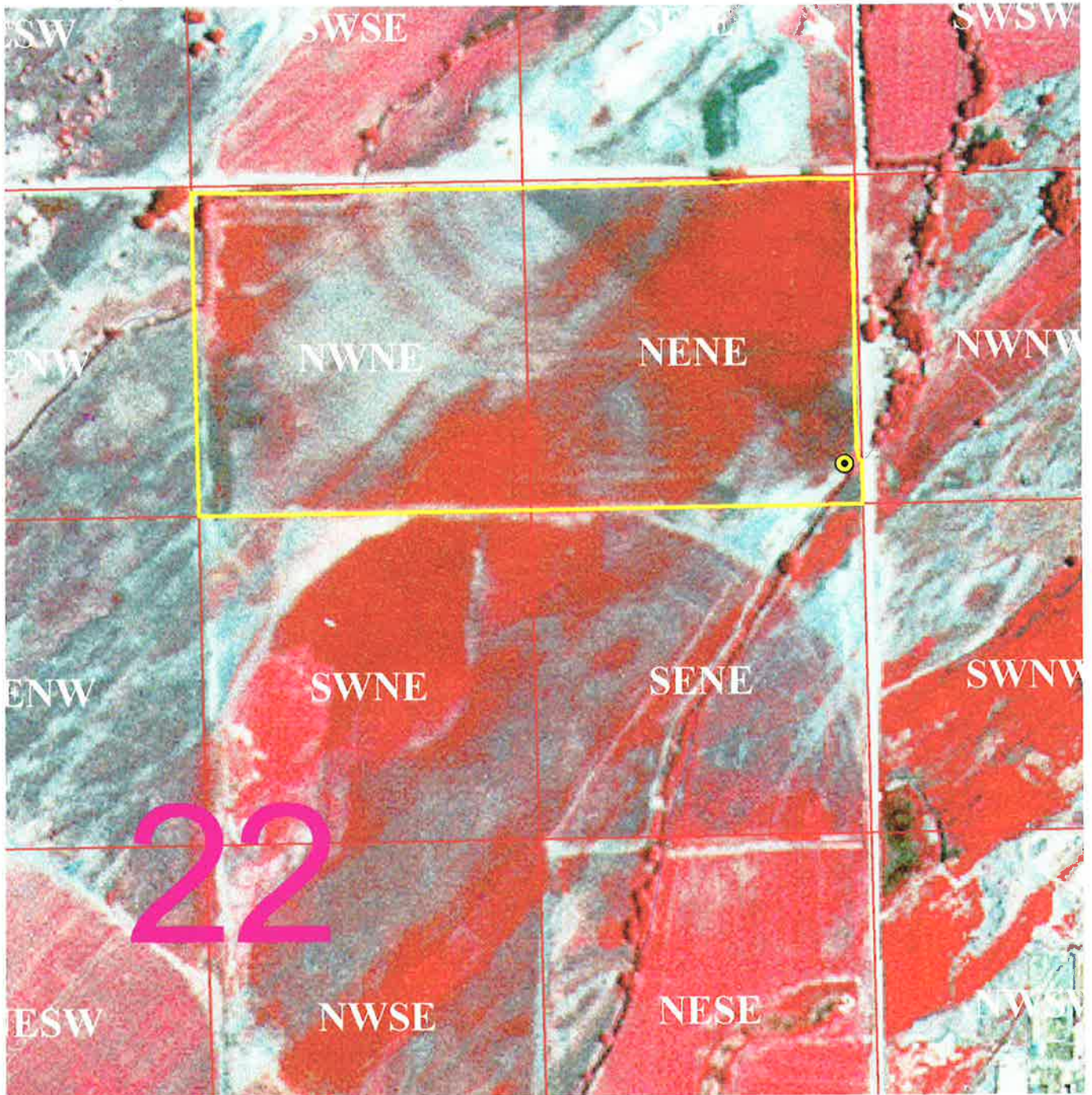
Water Right Claim Number 27-07070
Township , 2S36E

12/27/2000



Water Right Claim Number 27-07070
Township , 2S36E

12/27/2000



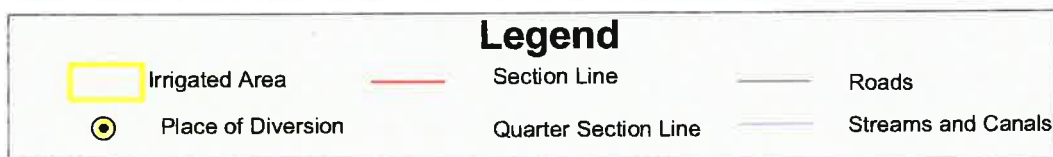
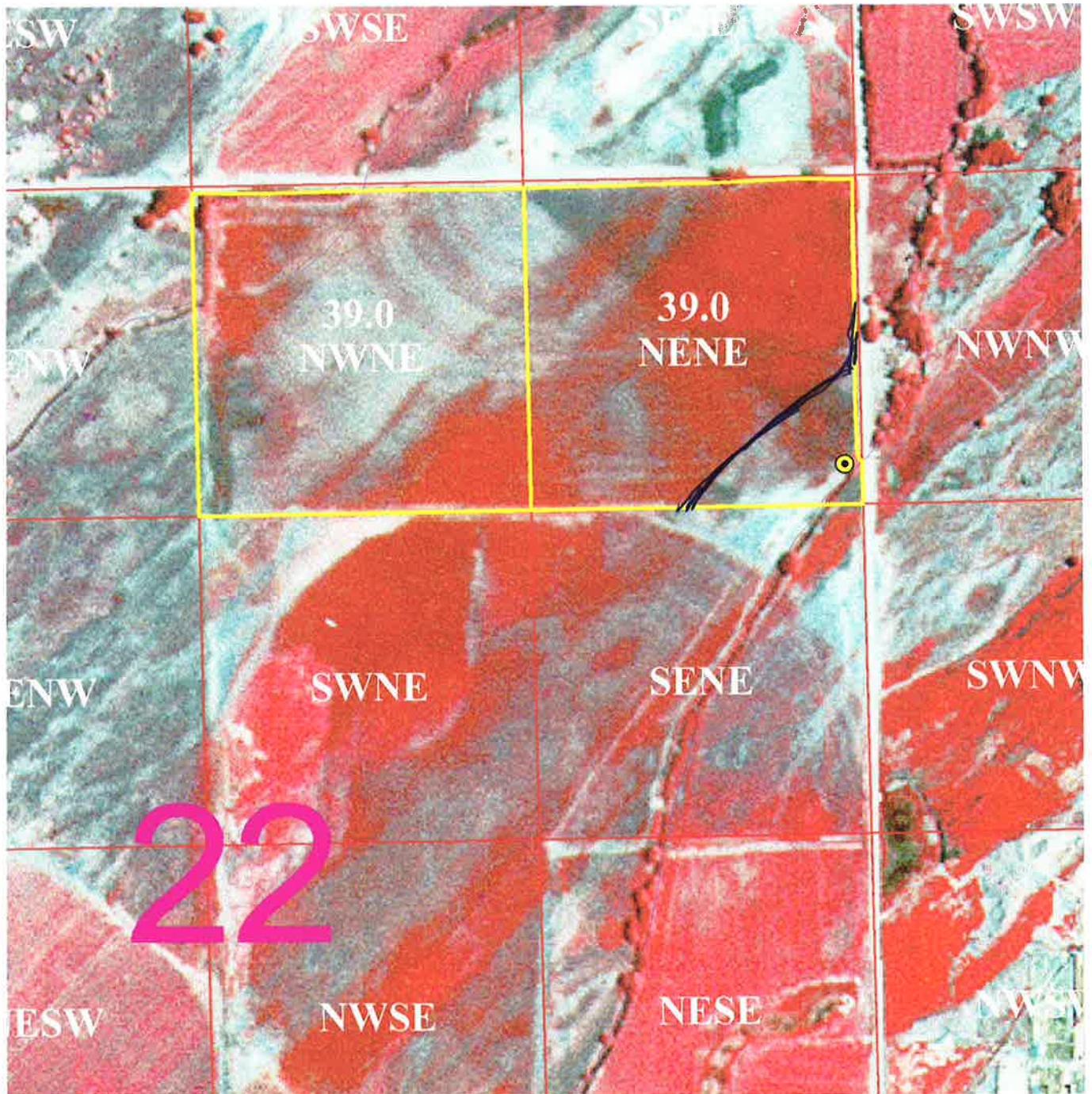
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 27-07070
Township , 2S36E

12/27/2000



400 0 400 800 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A27-07070

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 97

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELDON E SCOTT	02/11/1977	IRRIGATION	03-15 11-15	1.500 CFS	262.50 AFA
	121 W CENTER		STOCKWATER	01-01 12-31	0.030 CFS	1.40 AFA
	PO BOX 454					
	FIRTH ID 83236			TOTAL DIVERSION:	1.530 CFS	263.90 AFA
	(208) 346-4212			CONSUMPTIVE USE:		187.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R36E S22 NENE 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				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
02S	36E	22	: 36 39	:	:	:	:	:	:	:	:	:	:	75.0		
TOTAL ACRES													75.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BINGHAM

Non-Irrigation Uses: S/100 RANGE.

Other Rights: BLACKFOOT E. BRANCH IRR. CANAL.

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00001J A01-00298

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.

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

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

Audit: 03/27/89 ESRBA 10/11/94 JTHOMPSO 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 27-7070 Priority (Late Proof) February 11, 1977 Amount 1.53 cfs

THIS IS TO CERTIFY, that Eldon E. Scott
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 27-7070 issued pursuant to Application for Permit dated February 7, 1977,
and has submitted proof to the Department of Water Resources on March 5, 1982,
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 1.75 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>March 15</u> to <u>November 15</u>	at <u>1.50</u> cfs and	<u>262.5</u> acre feet
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.03</u> cfs and	<u>1.4</u> acre feet
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.53 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
263.9 acre feet per year, said waters to be diverted within the NE¹/₄NE¹/₄ Section 22,
Twp 2S, Rge 36E in the County of Bingham

Description and location of place of use:

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	
2S	36E	22	36	39															75

Total number of acres irrigated 75

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CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

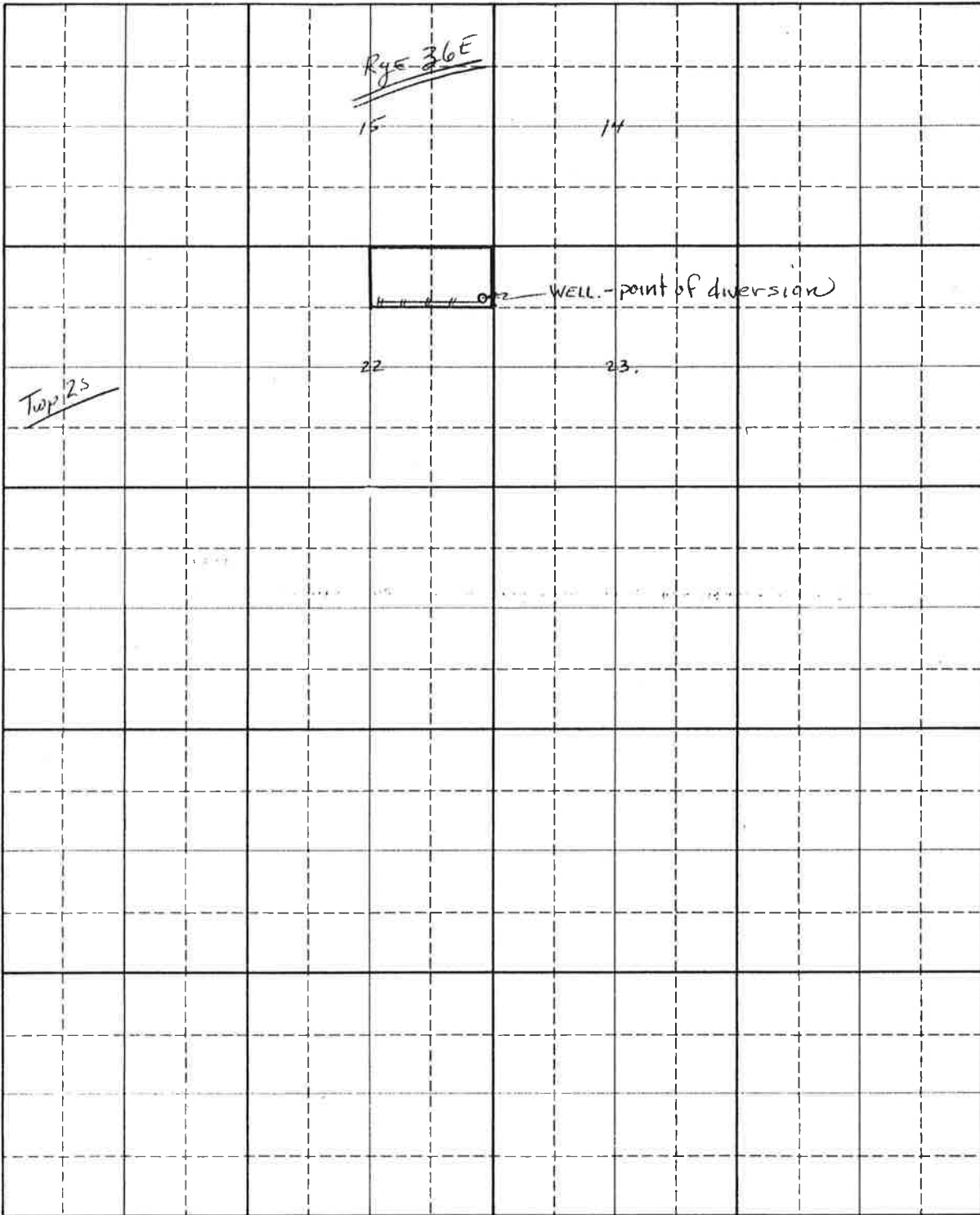
This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28TH day of

July, 19 86

Norman C. Young
Assistant to the Director

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.

Eldon E. Scott
(Applicant)

Proposed Priority 2/ 7/77

Received by CW Date 2-07-77 Time 4:05p

Preliminary check by mc Fee \$35.00

Received by CW Date 2-07-77 #4530

Publication prepared by CW Date 2-09-77

Published in Blackfoot News

Publication dates Feb. 17 + 24, 1977

Publication approved me Date 2-28-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial WDC

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. 27-7070, 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 March 1, 19 82.
- 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 14 day of March, 19 77.


Director

Identification No. 27 7070

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 Eldon E. Scott Phone: 785-1848
post office address Rt. #1, Box 274, Blackfoot, ID 83221
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 2S
Range 36E 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 1.6 for irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for stockwater purpose from Jan. 1 to Dec. 31 (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. 1.63 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 16 inches; proposed depth of well is 60 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 \$16,000
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 2S
Range 36E 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 100 head beef cattle

(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: _____

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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	
2S	36E	22	40	40															80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes as described above. Presently has 48" surface water from Blackfoot East Branch Irrigation Canal.

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 Applicant is converting from surface water to ground water, for his existing sprinkler system.



State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources

27-7070

Permit No.

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 7-22-82 Accompanied by N.A. Total Q measured 1.75 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Pitot gauge Meets Permit requirements?

Measurement calculations	*1 - 58 psi, 116 wds = 5.58 psi x 116 = 61.05 gpm 5/32N	*4 - 65 psi, 326 wds = 5.87 psi x 326 = 187.84 5/32N
$V = 75 \text{ gpm} \times 3.5$ = 262.5 ✓	*2 - 60 psi, 326 = 5.65 gpm x 326 = 180.8 gpm 5/32N	*5 - 55 psi, 326 = 5.39 gpm x 326 = 172.48 5/32N
$V = 1.50 \text{ cfs} \times 1.98 \text{ sec} = 2.97$ = 728.9 ✓	*3 - 62 psi, 326 = 5.74 gpm x 326 = 183.68 5/32N	75 gpm x 0.02 cfs 1.50 cfs ✓
		or 1.75 cfs ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	50	G.E.	GF3715567	Johnston	NA			

System Description well/pump thru mainline to 5 sprinkler lines

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

RECOMMENDED AMOUNTS

USE
Irrigation ✓
Stock ✓

Irrigation requirement = 3.5 ✓ 245 days AFA/Acre

Q (cfs) 1.50 ✓
V (afa) 262.5 ✓
FROM 3-15 ✓ TO 11-15 ✓
0.03 ✓ 1.4 ✓ 1/1 ✓ 12/31 ✓

Total 1.53 cfs ✓ 263.9 ✓

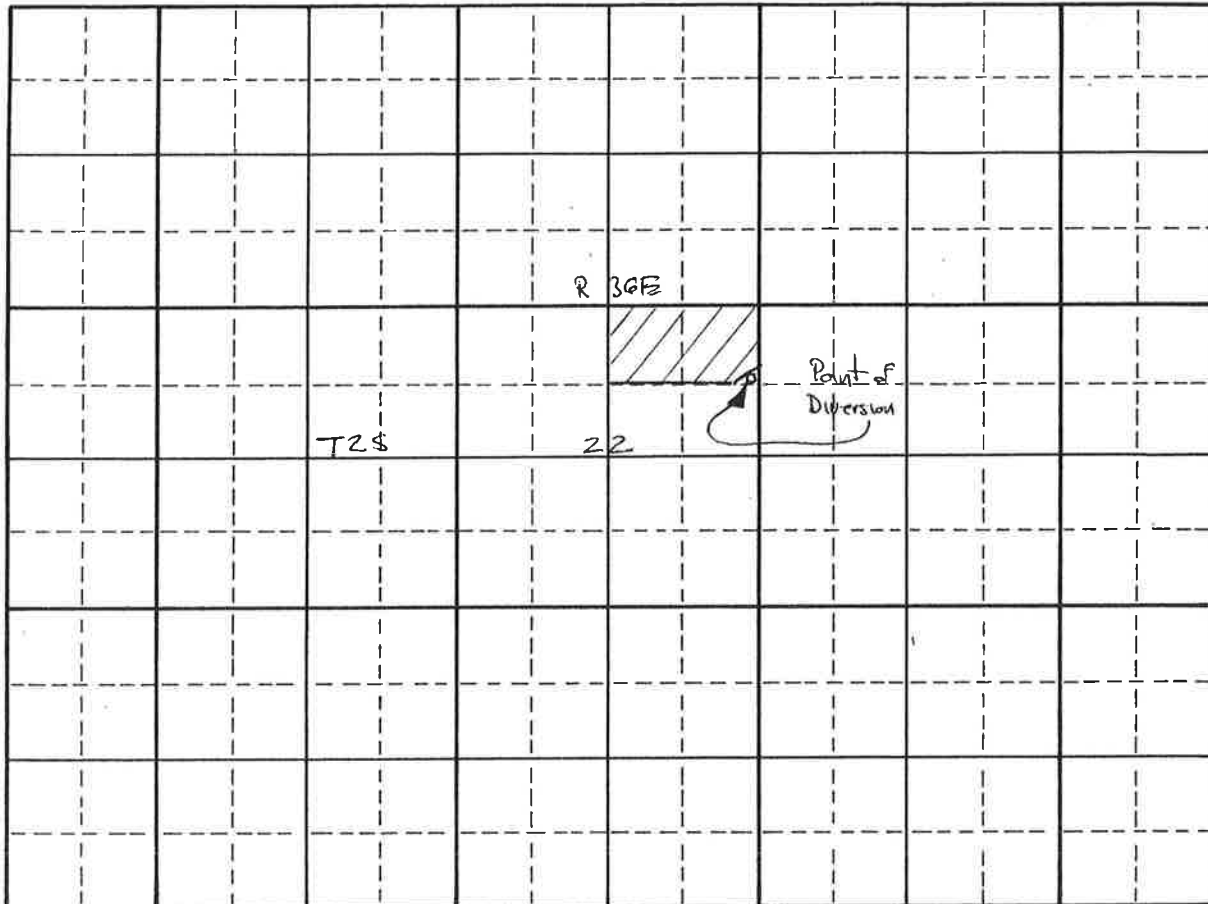
Remarks

Permit allows for 100 head cattle; above amounts per Admin. Memo of 4/7/75.

P/D overlap per VAX: none

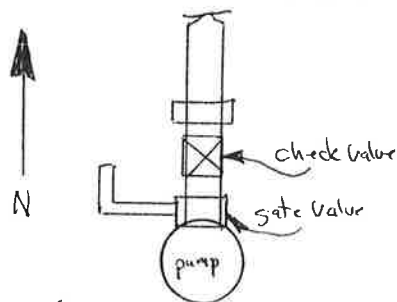
Recommend R30

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SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: ☒ NE NE Sect. 22 T2S R36E

Place(s) of Use ☒

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
2S	36E	22	36	39															75 ☒

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

Examiner's Signature

Checked by

Approved by

Ray C. Walker

Date 12-08-83

Date 30 Mar 1984

Date 13-86

[illegible]

NOT TO SCALE

SCANNED

JUL 18 2001

#125 X

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: A27-07070
Date Received: 3/27/1989
Receipt No: E006491
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELDON E. SCOTT 208-346-4212
Address: 121 W. CENTER
P.O. BOX 454
FIRTH, ID 83236

2. Date of Priority: FEB 11, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	36E	22	NE	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	03/15	11/15	1.500		262.50
STOCKWATER	01/01	12/31	0.030		1.40

7. Total Quantity Appropriated is:
1.530 C.F.S. (and/or) 263.90 A.F.A.

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	22	NE	NE		IRR	36.0

A27-07070

Page 1

Date: 03/27/89

A2707070

MICROFILMED

NOV 12 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	36E	22	NW NE		IRR	39.0

Section Acres 75.0

Total Acres 75.0

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:
BLACKFOOT E. BRANCH IRR. CANAL.

14. Remarks:

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 Individuals:

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

Signature of Claimant(s): Eldon E. Scott Date: 3/27/89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of March 19 89 Anthony L. Olsen
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9/24/89

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