

04/19/2005

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

RIGHT NUMBER: 27-4126

NAME AND ADDRESS: P THOMAS BLOTTER FAMILY LTD PARTNERSHIP
C/O P THOMAS BLOTTER
3250 N 1200 E
LOGAN UT 84341

SOURCE: GOODHART SPRING TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/10/1922

POINT OF DIVERSION:

T09S R44E S5 SWSWNE End of Stream Flow Within CARIBOU County
T09S R44E S5 NESENE Begin of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T09S R44E S05 SWNE T09S R44E S05 SENE

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

300 RANGE CATTLE 000000021080

PROFILED

Water Right 27-4126

1

SCANNED

MAY 05 2006

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

✓ 3
7/21/2010
MWT

RIGHT NUMBER: 27-4126

NAME AND ADDRESS:

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

SOURCE:

Source:

Tributary:

GOODHEART CREEK
SPRING

SINKS

QUANTITY:

0.020 CFS

7.300 AFY

~~4.000 AFY~~

The quantity of water under this right shall not exceed 13,000 gallons per day.

The rights listed below are limited to a total combined annual diversion volume of 14.3 af. Combined Right Nos.: 27-4075, 27-4124, 27-4126, 27-11901, 27-11954, 27-11955, and 27-11956.

PRIORITY DATE:

04/10/1922

POINT OF DIVERSION:

T09S R44E S5 NWSWNE End of Stream Flow
Within CARIBOU County

~~T09S R44E S5 SWSWNE End of Stream Flow~~
~~Within CARIBOU County~~

T09S R44E S5 NESENE Begin of Stream Flow
Within CARIBOU County

~~T09S R44E S5 SWSENE Begin of Stream Flow~~
~~Within CARIBOU County~~

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

STOCKWATER

05/01 11/01

0.020 CFS

7.30 AFY

~~01/01 12/31~~

~~4.00 AFY~~

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

PLACE OF USE: STOCKWATER within CARIBOU County
T09S R44E S05 Lot 1 NENE
T09S R44E S05 Lot 2 NWNE
T09S R44E S05 SWNE
T09S R44E S05 SENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 1000 cow/calf pairs, 32 bulls, and 400 yearlings.

~~300-RANGE-CATTLE-000000021080~~

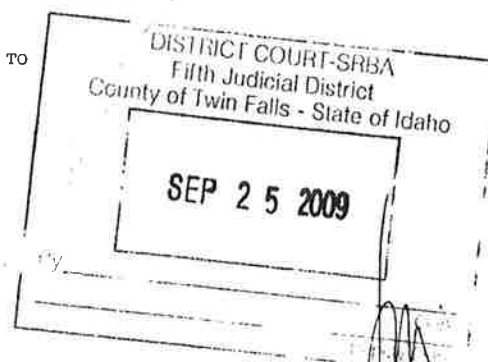
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

AMENDED

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 27-04126



NAME AND ADDRESS:

P THOMAS BLOTTER FAMILY LTD
PARTNERSHIP
C/O P THOMAS BLOTTER
3250 N 1200 E
LOGAN, UT 84321

SOURCE:

SPRING *should be gooderit creek*
TRIBUTARY: SINKS

QUANTITY:

0.02 CFS
4.00 APY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE:

04/10/1922

POINT OF DIVERSION:

T09S R44E S05

SWSWNE (Instream Ending Point) Within Caribou County
SWSENE (Instream Beginning Point)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Stockwater

PERIOD OF USE
01-01 TO 12-31

QUANTITY
0.02 CFS
4.00 APY

PLACE OF USE:

Stockwater
T09S R44E S05

SWNE

Within Caribou County
SENE

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

[Signature]
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

☒ need to update p/d shapes

01/26/2007

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4126

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

*just show this to
slip or*

SOURCE: SPRING

*PTB
AB
CB*

TRIBUTARY: SINKS

D/B

QUANTITY: 0.020 CFS
4.00 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/10/1922

POINT OF
DIVERSION:

109S R44E S5 SWSWNE End of Stream Flow Within CARIBOU County ✓
T09S R44E S5 SWSENE Begin of Stream Flow Within CARIBOU County ✓

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS
4.00 AFY ✓

PLACE OF USE:

STOCKWATER in CARIBOU County

109S R44E S05

SWNE

T09S R44E S05

SENE ✓

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
300 RANGE CATTLE 000000021080

11/09/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4126

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

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS 4.0 APY

~~THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED~~
~~12,000 GALLONS PER DAY.~~

PRIORITY DATE: 04/10/1922

POINT OF
DIVERSION:

T09S R44E S5 SWSWNE End of Stream Flow Within CARIBOU County
T09S R44E S5 NESENE Begin of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T09S R44E S05 SWNE T09S R44E S05 SESE

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 42-1413(6), Idaho Code.

~~THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A~~
~~DETERMINATION OF HISTORICAL BENEFICIAL USE.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

300 RANGE CATTLE 000000021080

$$(300 \text{ cattle}) \times (12 \text{ gallons/head/day}) \times (365 \text{ days}) = 4.0 \text{ APY}$$

Post-it® Fax Note	7671	Date	1/12/07	# of pages	2
To	Cindy Bird	From	Eric Martin		
Co/Dept.	IDWR	Co.	SBT HDS		
Phone #		Phone #	(208) 239-4583		
Fax #		Fax #			

Director's Report - Basin 27

SCANNED

FEB 14 2007

04/27/2005

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-4126

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

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

*Quantity
Explanatory Material*

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

*0.020 CFS CHANGED TO 0.7 CFS
300 range cattle to 500+ as water permits but
less than 13,000 gal/day*

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

*Prior claims to water (27-4126) have been 0.7 cfs
The subject spring is on my ground and sinks on my ground.
Your apparent data point for the change does not reflect the
long term water flows.*

☐ 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

Disagree 22 July 05

P. Thomas Blotter

7/30/05 - Source changed to "spring tributary sink."

Emie.

RECEIVED

JUL 27 2005

Department of Water Resources
Eastern Region

PROFILED

BOANER

12/05/2005

*KMO
4/27*

Notes

5/12/03 diversion rate too high for stock
(in-stream).

500 head of range cattle.

4/19/05 Original claim was for 300 head,
in-stream stock, 0.02, not to exceed
13,000 gpd. CB

NEED NOE printed NO layout required.
CB



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

P. Thomas Blotter Family LTD
3250 North 1200 East
Logan, Utah 84341

May 12, 2003

Re: Evidence of Priority

Claim No.(s) A27-04126, A27-11356 & A27-11901

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 30, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Adjudication Claim Report



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

Wallentine Family Trust
% Lena D. Wallentine
3250 North 12th East
Logan, Utah 84321

May 9, 2003

Re: Evidence of Priority

Claim No.(s) A27-04126

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 26, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Adjudication Claim Report

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s): _____
Adjudication Claim No(s): A27-11356, A27-02026, A27-04126

2. The following **REQUIRED** information must be submitted with this form: A27-04075

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

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is 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 _____

4. New Owner/Claimant(s) _____

New Mailing Address _____

City, State and ZIP Code _____

New Telephone Number _____

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

3250 North 1200 East

Logan, UT 84341

(435) 253 3018

5. Date you acquired the property _____

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners**. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) _____

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

WARRANTY DEED

LENA D. WALLENTINE, Trustee of the James C. Wallentine Family Trust, Grantor of Logan, County of Cache, State of Utah, hereby CONVEYS AND WARRANTS to THOMAS BLOTTER and JILL W. BLOTTER, as joint tenants, and not as tenants common, with full rights of survivorship, Grantees of 3250 North 1200 East North Logan, Utah. 84321, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the following described tracts of land in Cache County, State of Idaho:

Township 9 South, Range 44 East of the Boise Meridian:

- Section 4: Southwest Quarter.
- Section 5: Lots 1 and 2, South half of the Northeast Quarter South half.
- Section 8: All.
- Section 9: Northwest Quarter, South half.

WITNESS, the hand of said Grantor, this 27 day of August, A.D. 1977
Signed in the presence of

STATE OF UTAH)
County of Cache) ss.

On the 27 day of August,
A.D. 1977 personally appeared before me

LENA D. WALLENTINE, as Trustee of the James C. Wallentine Family Trust, the signer of the within instrument, who duly acknowledged to me that she executed the same, as Trustee.

Commission Expires: 1980
Residing in Logan, Utah
and the said

Entry No. RECORDING DATA Fee \$ 1.00

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

140818

Olson & Hogan
9:50 March 1977

Ruth
835

QUIT CLAIM DEED

P. THOMAS BLOTTER a/k/a PAUL THOMAS BLOTTER and JILL W. BLOTTER a/k/a JILL WALLENTINE BLOTTER, Grantors of North Logan, County of Cache, State of Utah, hereby QUIT CLAIM to the P. THOMAS BLOTTER FAMILY LIMITED PARTNERSHIP, Grantors of 3250 North 1200 East, North Logan, Utah, 84321, for the sum of One Dollar (\$1.00) and other good and valuable consideration, the following described tracts of land in Caribou County, State of Idaho:

See Exhibit "A" attached hereto and by this reference incorporated herein.

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

Signed in the presence of

P. Thomas Blotter
P. Thomas Blotter

Jill W. Blotter
Jill W. Blotter

STATE OF UTAH)
County of Cache)

RS.

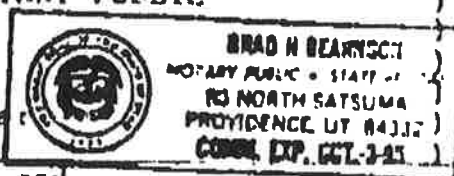
RECORDING DATA

Entry No.

Page 5

On the 31st day of December, A.D. 1991 personally appeared me P. THOMAS BLOTTER a/k/a PAUL THOMAS BLOTTER and JILL W. BLOTTER a/k/a JILL WALLENTINE BLOTTER, the signers of the within instrument, who duly acknowledged to me that they executed the same.

Brad N. Bearysco
NOTARY PUBLIC



Commission Expires
Residing in
wpd/bhh/p/blotter.qcd

STATE OF IDAHO 1 - 142988

County of Caribou

I hereby certify that this instrument was filed of the record

at Idaho - Toggan, B.C.

on Dec 31 1991

by John L. Gidrey

Recorded in the County of Caribou

Book 142988 Page 5

Subscribed and sworn to before me on this day of December 1991

at Idaho - Toggan, B.C.

EXHIBIT "A"

Parcel 1:

Township 5 South, Range 44 East of the Boise Meridian:

Section 4: Southwest Quarter.

Section 5: Lots 1 and 2, South half of the Northeast Quarter, South half.

Section 8: All.

Section 9: Northwest Quarter, South half.

Parcel 2:

The Southwest Quarter and the West half of the Southeast Quarter of Section 23; the Northwest Quarter of Section 25; and the North half of the Northwest Quarter and the Northeast Quarter of Section 26; all in Township 8 South, Range 43 East of the Boise Meridian, in Caribou County, State of Idaho, and containing 640 acres, more or less.

TOGETHER WITH: All rights, rights-of-way, easements, water rights, if any, and fifty percent (50%) of all Ferrell Neely Beckstead and Helen Towers Beckstead's subsurface rights, including oil, gas and mineral rights, and appurtenances thereunto belonging or in any way appertaining, however evidenced or denominated. Ferrell Neely Beckstead and Helen Towers Beckstead specifically reserve unto themselves fifty percent (50%) of all outstanding subsurface rights, including oil, gas, and mineral rights appertaining to said property.

SUBJECT, HOWEVER TO: easements, licenses, rights-of-way, boundary line disputes and discrepancies in the legal description, whether recorded or unrecorded; water, mineral, geothermal and hydrocarbon resources previously severed.

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

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

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

May 7, 1990

RECEIVED

MAY - 8 1990

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

Department of Water Resources
Eastern District Office

Dear Mr. Carlsen:

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

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

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

MICROFILMED
NOV 12 1992

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

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

Best wishes.

Very truly yours,

Frank
FRANCIS G. HITCHCOCK
LEGAL ASSISTANT

FGH/dcb
54781

cc: Thomas P. Blotter

MICROFILMED

NOV 12 1992

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

04/29/2003

WATER RIGHT NO. 27-4126

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	E S STUCKI , ID
Current Owner	J C WALLENTINE 564 N 2ND E LOGAN, UT 84321

Priority Date: 04/10/1922
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
GOODHART SPRING	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.7 CFS	
Total Diversion			0.07 CFS	

Location of Point(s) of Diversion:

GOODHART SPRING	SWNE	Sec. 05	Township 09S	Range 42E	CARIBOU County
GOODHART SPRING	SENE	Sec. 05	Township 09S	Range 44E	CARIBOU County

Place(s) of use:

Place of Use Legal Description: STOCKWATER CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09S	44E	5		SWNE			SENE							

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

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

02/03/00 14:26:59
Page 1

Old (D) Number -

Phone - 801-750-2949

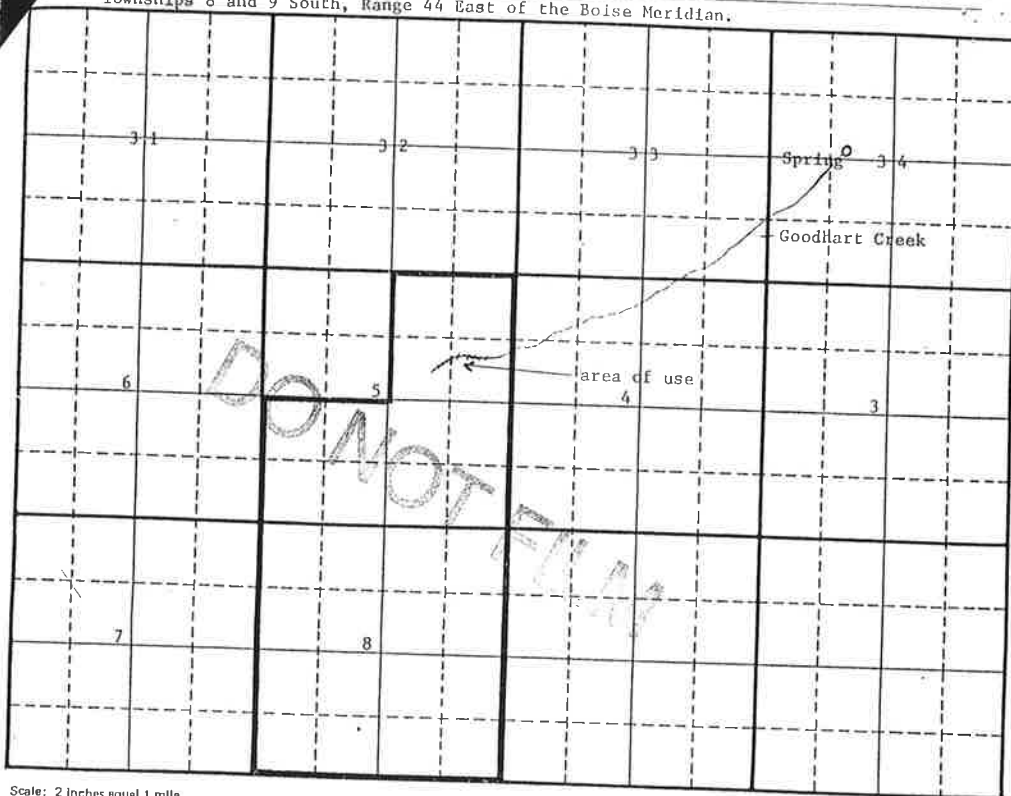
+ - - Other Rights for Same Use - 27-04124

Prefix Translation: ADJUDICATION CLAIM

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 02/16/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- E012076	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	-

Remarks Except in high water periods, Goodhart spring never reaches any other
stream. An additional unnamed spring, covered by separate filing, also supplies
water in this area.

Townships 8 and 9 South, Range 44 East of the Boise Meridian.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Caribou) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

J. C. Wallen
(Claimant)

Sworn to before me this 15th day of June, 19 83.

Leonard O. Kingford
Notary Public
Residing at Soda Springs, Idaho.

My commission expires Lifetime

FOR DEPARTMENT USE ONLY

Received by CW Date 6-16-83 Exception filed by: _____ Date _____
Prelim. check by SM Date 8-2-83 Forwarded to _____
\$70.00 fee received by CW Date 6-28-83 claimant by: _____
Published in Caribou County Sun
Dates 8/25 & 9/1/83

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	LENA D WALLENTINE TRUSTEE 3250 N 12TH E LOGAN UT 84321 (B01) 750-2949	04/10/1922	STOCKWATER	01-01 12-31	0.70 CFS ~~0.70~~	.07 CFS ✓
TOTAL DIVERSION:					0.07 CFS	
C	J C WALLENTINE FAMILY TRUST C/O P T BLOTTER &/OR E STUCKI 3250 N 12TH E LOGAN UT 84321 (B01) 750-2949					

Water Source: GOODHART SPRING Tributary to: SINKS Stage: STATUTORY CLAIM ✓

Point(s) of Diversion: T09S R44E S05 SWNE SENE CARIBOU County

Place of use Legal Description for: STOCKWATER																																	
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	
19S	44E	5	:																														

Caribou County: CARIBOU

Other Rights: 27-04124

- Conditions of Approval:
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
 - N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP 500 RANGE CATTLE
000000021080

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

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

✓ RBH
2/10/18
De AG
2-18-98

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Underline Trust CLAIM ENT. NO. 227-04126

DATE RECEIVED 2-15-90 CK # 333 AMOUNT \$ 120 1582

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

Claim checked by: Emc Date: 2-16-1990

Claim must be returned to claimant: ☐ (Yes) ☒ (No)

Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____
Checked by: _____ Date: _____

Comments: _____

MICROFILMED
NOV 12 1992

WATER RIGHT NUMBER - A27-04126

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
WALLENTINE FAMILY TRUST

J.C.

1 - C/O P.T. BLUTTER &/OR E. STUCKI
2 - 3250 N. 12TH E.
3 -
CITY- LOGAN STATE- UT ZIP- 84321
PHONE - 801-750-2949*** P - PRESENT OWNER ***
WALLENTINE

LENA D.

1 - TRUSTEE
2 - 3250 N. 12TH E.
3 -
CITY- LOGAN STATE- UT ZIP- 84321
PHONE - 801-750-2949*** A - ATTORNEY ***
ROSHOLT

JOHN A.

1 - P.O. BOX 1906
2 -
3 -
CITY- TWIN FALLS STATE- ID ZIP- 833031906
PHONE - 208-734-0700+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
04/10/1922 15 EASTERN S - STATUTORY CLAIM+ - - - - SOURCE - - - - + + - - - - - TRIBUTARY - - - - - +
GOODHART SPRING SINKS+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)09S 44E 5 SW NE (29) CARIBOU
09S 44E 5 SE NE (29) CARIBOU+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER 01/01 12/31 0.700

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.070 0.0+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY09S 44E 5 SW NE 04 STOCKWATER (29) CARIBOU
09S 44E 5 SE NE 04 STOCKWATER (29) CARIBOU

+ - - DIVERSION MEANS - STOCK DRINK DIRECTLY FROM STREAM

+ - - NON-IRRIGATION USE - ⁵⁰⁰500 RANGE CATTLE

+ - - OTHER RIGHTS FOR SAME USE - 27-04124

WATER RIGHT NUMBER = A27-04126

PREFIX TRANSLATION: ADJUDICATION CLAIM

```

+ - - - - REMARKS - - - - - +
  NAME AND ADDRESS OF CLAIMANT(S) LISTED ON NOTICE AS FOLLOWS:
  J.C. WALLENTINE FAMILY TRUST
  LENA O. WALLENTINE TRUSTEE
  C/O P.T. BLOTTER &/OR EZRA STUCKI
  3250 N. 12TH E.
  LOGAN, UT 84321

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
  NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
  NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - + - - - - DECREE DEFENDANT - - - - + - - - - DECREE DATE - +
  00/00/0000

+ - - - - AUDIT FIELDS - 01/25/90 WHITE 03/22/90 DCARLSON 05/14/90 BLOOM 05/17/90 BLOOM 05/18/90 BLOOM

+ - - - - COMMENTS - - - - - +
  NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING - 00/00/0000 FIELD INSPECTION MADE - 00/00/0000 CIVIL CASE NUMBER - 39576
OBJECTION FILED DATE - 00/00/0000 FIELD INSPECTION FLAG - OLD CASE NUMBER -
RESPONSE FILED DATE - 00/00/0000 VERIFIED DATE - 03/12/1995 OLD JUDICIAL DISTRICT -
CLAIM RECEIVED DATE - 02/16/1990 LAST AMENDED DATE - 00/00/0000 TEMPORARY RIGHT - P
PROOF DUE DATE - 00/00/0000 PROOF MADE DATE - 00/00/0000 WATER DISTRICT -
LICENSED DATE - 00/00/0000 RECEIPT NUMBER - 5012076 FEDERAL/STATE INDICATOR - S
CLAIMS TAPE ERROR FLG - PDU OWNERSHIP FLAG - Y PRESUMPTION FLAG -
FEE EXEMPT FLAG - NAME CONNECTOR - DR
  
```

000000021080

PROOF
JUL 30 1991

DATA ENTRY
ENTERED
CHECKED 74 8/21/90

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
SEP 21 1991

CERTIFIED
OCT 17 1991
WATER EXAMINER

SCANNED

JUL 13 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A27-04126
Date Received: 2/16/1990
Receipt No: E012076
Received By: _____

P. Thomas
Blotter Family Trust LTD Partnership

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LENA D. WALLENTINE 801-750-2949
Address: TRUSTEE
3250 N. 12TH E.
LOGAN, UT 84321

OR

Name: J.C. WALLENTINE FAMILY TRUST 801-750-2949
Address: C/O P.T. BLOTTER &/OR E. STUCKI
3250 N. 12TH E.
LOGAN, UT 84321

2. Date of Priority: APR 10, 1922

3. Source: GOODHART SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	44E	5	SW	NE	NE		CARIBOU
			SE	NE			CARIBOU

5. Description of diverting works:
STOCK DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.700		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	44E	5	SW	NE		STOCK	
			SE	NE		STOCK	

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
27-04124

14. Remarks:

NAME AND ADDRESS OF CLAIMANT(S) LISTED ON NOTICE AS FOLLOWS:
J.C. WALLENTINE FAMILY TRUST
LENA D. WALLENTINE TRUSTEE
C/O P.T. BLOTTER &/OR EZRA STUCKI
3250 N. 12TH E.
LOGAN, UT 84321

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of) SS.
_____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A27-04126Date Received 2-15-1990Receipt Number 2012076

RECEIVED

FEB 15 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

FEB 14 1990

Department of Water Resources
Southern Region OfficePlease type or print clearly J.C. Wallentine Family Trust, Lend.1. Name of Claimant (s) Wallentine Trust, c/o P.T. Blotter and/or Feza StudeiPhone (801) 753-3008 home
750-2849 workMailing Address 3250 N. 12th East Logan, UT.Zip 843212. Date of Priority (Only one (1) per claim) 04-10-19223. Source of water supply (a) GOODHEART SPRING
which is tributary to (b) SINKS4. a. Location of existing point of diversion is: Township 9S Range 4E Section 5,1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of CARIBOUAdditional points of diversion if any: 9S 4E 5. (see #14 re: R42E, divers-
SE 1/4 NE 1/4. ion #1)

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.stock drink directly from stream

A2704126



MICROFILMED

NOV 12 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For STOCKWATER purposes from 01-01 to 12-31 amount .70 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .70 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 RANGE CATTLE

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>9S</u>	<u>44E</u>	<u>5</u>			<u>S</u>	<u>S</u>													

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
27-04124 or None ()

14. Remarks: a review of the original paperwork (copy attached) indicates a typographical error in the description of the second subdivision. The map with the original application shows clearly that the place of use is in T9S, R44E, S5, the SE land SW 1/4 is as indicated.

MICROFILMED

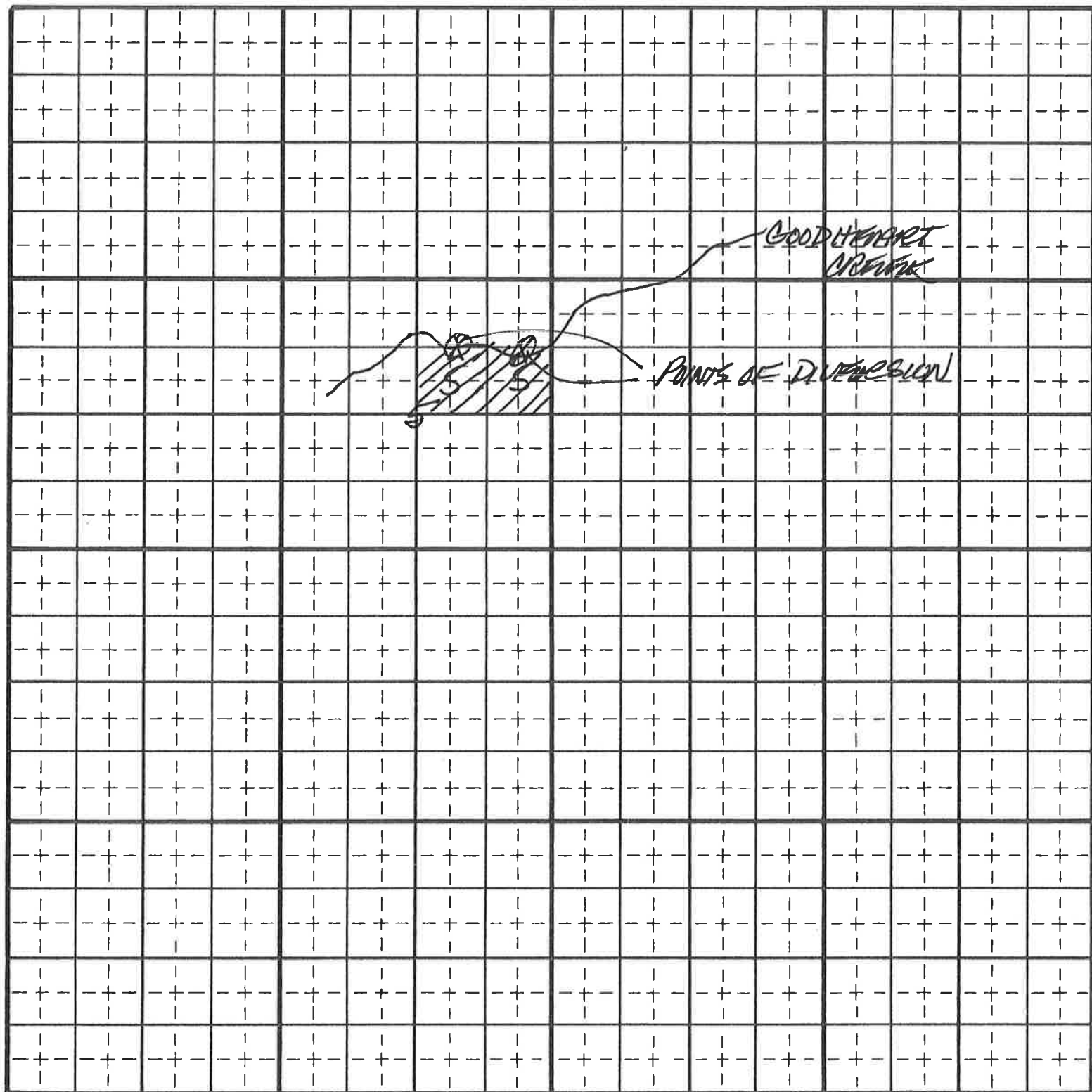
Last Name Wallentine Ident No. _____

NOV 12 1992
Copies: White State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

44E



MICROFILMED

NOV 12 1992

Last Name

Wallentine

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 27-04126
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ✓
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Signature of Authorized Agent Paul Thomas Bloch
Title and Organization Business Agent, J.C. Wallentine Family Trust Date 02-01-90

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

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

SEAL Notary Public Amy L. Meuleme
Residing at Twin Falls
My Commission Expires 2-7-95

Please Print Name

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

Signature Paul Thomas Bloch
Address _____
Date _____

Last Name Wallentine Ident. Number _____

MICROFILMED
NOV 12 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

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

Signature John A. Rosholt

Address P.O. 1906, Twin Falls, ID 83301

Date 2/19/90

MICROFILMED

NOV 12 1992

Last Name WALLENTINE/BLOTTER Ident. Number _____

Copies White-State, Yellow-Claimant

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 127-041210

Date Received _____

Receipt Number _____

RECEIVED

FEB 14 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) J.C. Wallentine Family Trust, Lema D. Phone (801) 753-3008 home
Wallentine Trust, c/o P.T. Blotter and for Ezra Stuebel 750-2949 work

Mailing Address 3750 N. 12th East Logan, UT. Zip 84321

2. Date of Priority (Only one (1) per claim) 04-10-1922

3. Source of water supply (a) GOODHEART SPRING
which is tributary to (b) SINKS

4. a. Location of existing point of diversion is: Township 9S Range 42E Section 5,

1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of CARIBOU

Additional points of diversion if any: 9S 44E S 5. (see #14 re: R42E, divers-
SE 1/4 NE 1/4. ion #1)

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Water drawn directly from stream

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For STOCKWATER purposes from 01-01 to 12-31 amount 70 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 70 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 RANGE CATTLE

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9S	44E	5			5	5													

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
27-04124 or None ()

14. Remarks: a review of the original paperwork (now attached) indicates a typographical error in the description of the second subdivision. The map with the original application shows clearly that the place of use is on T9S, R44E, S5, the SE 1/4 and SW 1/4 are indicated.

Last Name Waltentine Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

44E

5

GOOD HENRIET
WEEK

POINTS OF DIVERSION

Last Name

Valentine

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 27-04126
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Signature of Authorized Agent Faust Thomas Bloeth

Title and Organization Business Agent, J.C. Wallentine Family Trust Date _____

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

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

Notary Public Amy M. Meuleman

Residing at Twin Falls

My Commission Expires 2-7-95

Please Print Name

17. Notice of Appearance:

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

Signature Faust Thomas Bloeth

Address _____

Date _____

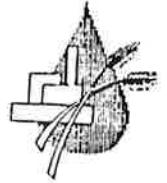
Last Name Wallentine Ident. Number _____

Copies White-State, Yellow-Claimant

JUN 16 1983

Department of Water Resources
Eastern District OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that J. C. Wallantine and E. S. Stucki
(Name of Claimant)

564 North Second East, Logan Utah 84321
(Mailing Address)

Telephone No. (801) 752-3370
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) April 10, 1922

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Goodhart or Goodhard Spring

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
tributary to Nothing (sinks on applicants land)

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.7 cfs</u>	Use	<u>Stock Water</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) 0.7 cfs. TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

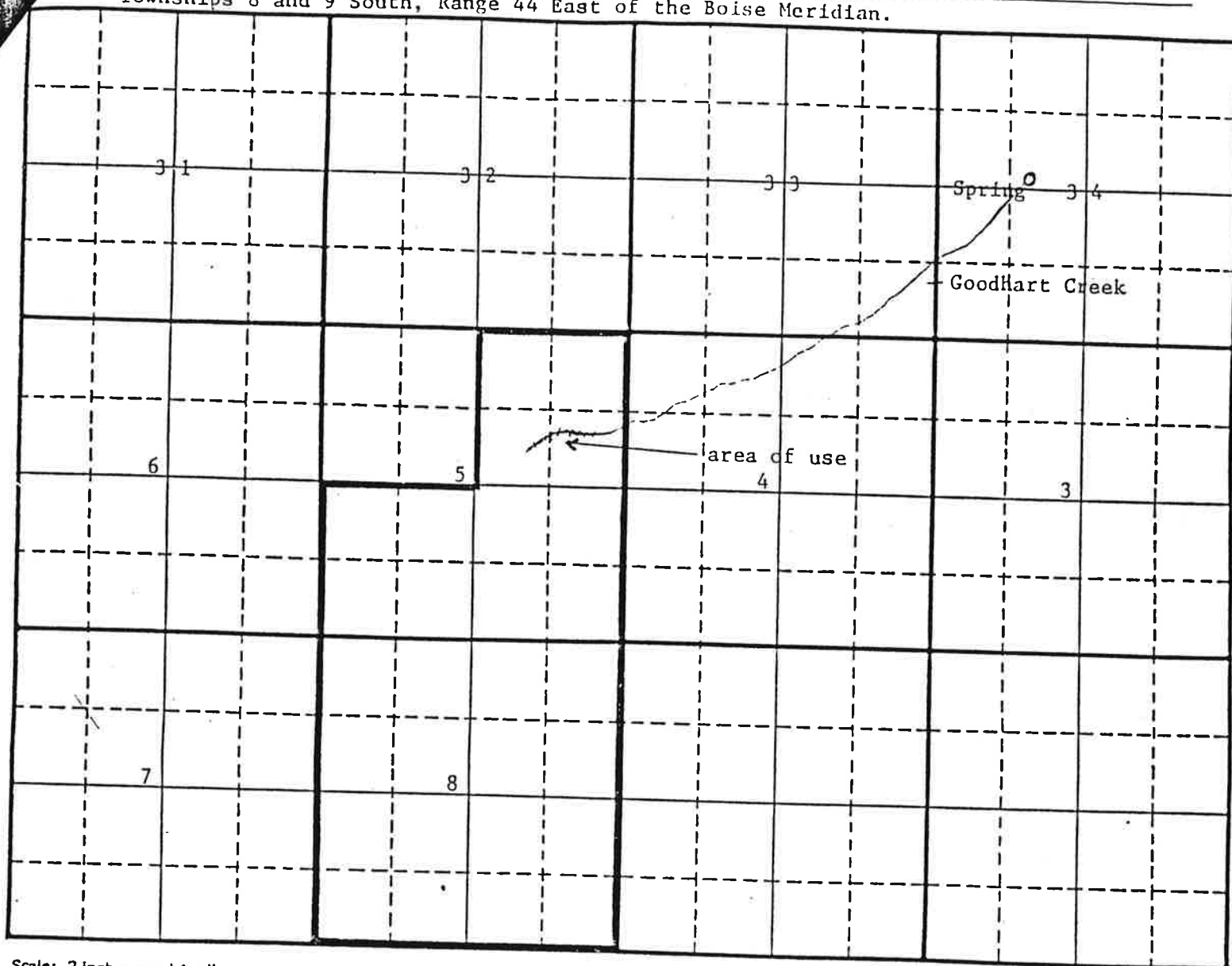
SE 1/4 NE 1/4, Sec. 5 Twp. 9 S Rge. 44 E B.M., County of Caribou
Additional points of diversion: SW 1/4 NE 1/4, Sec. 5 Twp. 9 S, Rge. 42 E.B.M.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Stock drink directly from stream.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

Remarks Except in high water periods, Goodhart spring never reaches any other stream. An additional unnamed spring, covered by separate filing, also supplies water in this area.

Townships 8 and 9 South, Range 44 East of the Boise Meridian.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

)
) ss.

County of Caribou