

09/08/2006

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

RIGHT NUMBER: 27-4147
NAME AND ADDRESS: GORDON G PROUSE
914 W 650 N
BLACKFOOT ID 83221
SOURCE: BLACKFOOT RIVER
DEADMAN CREEK
TRIBUTARY: SNAKE RIVER
TRIBUTARY: BLACKFOOT RIVER
QUANTITY: 0.610 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
PRIORITY DATE: 08/02/1907
POINT OF DIVERSION:
T04S R39E S7 SESE Within BINGHAM County
T04S R39E S18 NESE Within BINGHAM County
T04S R39E S19 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/15	0.020 CFS
IRRIGATION	06/15 09/30	0.610 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T04S R39E S07	SESE	0.80	T04S R39E S18	NENE	1.50
T04S R39E S18	SENE	24.00	T04S R39E S18	NESE	17.00
T04S R39E S19	NENE	8.00	T04S R39E S19	SENE	2.80

STOCKWATER same as IRRIGATION

54.1 ACRES TOTAL

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Basis for this claim is license 27-2006.

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

11/17/2003

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

RIGHT NUMBER: 27-4147

NAME AND ADDRESS: GORDON G PROUSE
914 W 650 N
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.600 CFS

PRIORITY DATE: 06/01/1889

POINT OF DIVERSION:

T04S R39E S7 SESE Within BINGHAM County
T04S R39E S18 NESE Within BINGHAM County
T04S R39E S19 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	5/01 11/15	0.030 CFS
IRRIGATION	6/15 9/30	1.600 CFS

PLACE OF USE:

STOCKWATER Within BINGHAM County

T04S R39E S07	SESE	T04S R39E S18	SENE
T04S R39E S18	NESE	T04S R39E S19	NENE
T04S R39E S19	SENE		

IRRIGATION Within BINGHAM County

T04S R39E S07	SESE	5.0	T04S R39E S18	SENE	20.0
T04S R39E S18	NESE	17.0	T04S R39E S19	NENE	7.0
T04S R39E S19	SENE	6.0			

55 ACRES TOTAL

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

EXP - NO LAWFUL APPROPRIATION SHOWN: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is PROPOSED to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is PROPOSED to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

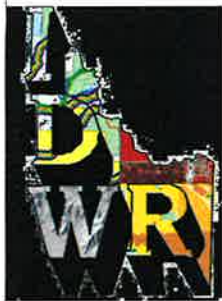
NO LAWFUL APPROPRIATION SHOWN.

EXPLANATORY MATERIAL: Statutory Claim

Water Right 27-4147

PROFILED

SCANNED
MAY 17 2006



Idaho Department of Water Resources

EMC

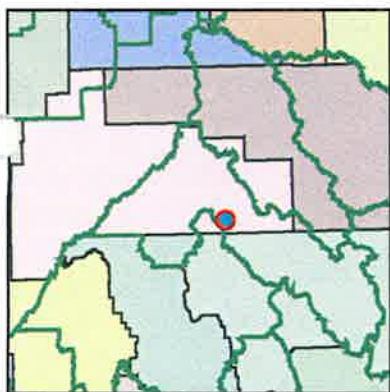
SRBA Recommendation:

27-4147

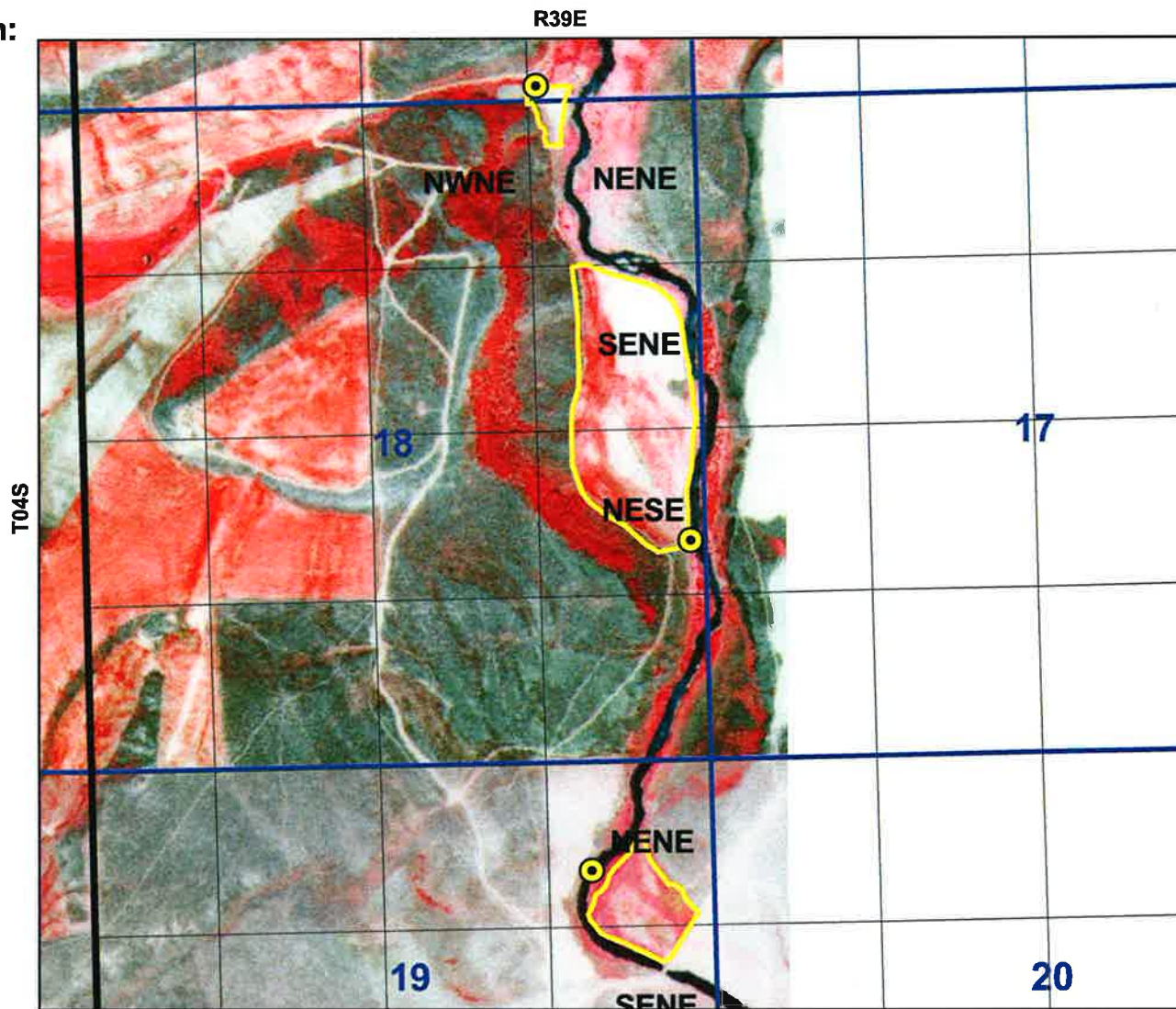
(Irrigation)

Legend

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



Bingham County
IDWR Basin 27



0 0.6 1.2 Miles

Prepared by E. Carlsen
On Tuesday, July 18, 2006
1987/88 Aerial Photography

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

RIGHT NUMBER: 27-4147

NAME AND ADDRESS:

GORDON G PROUSE
914 W 650 N
BLACKFOOT ID 83221

SOURCE:

Source:

BLACKFOOT RIVER
DEADMAN CREEK

Tributary:

SNAKE RIVER
BLACKFOOT RIVER

QUANTITY:

0.610 CFS

~~1.600 CFS~~

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

PRIORITY DATE:

08/02/1907

~~06/01/1889~~

POINT OF DIVERSION:

T04S R39E S7 SESE

Within BINGHAM County

T04S R39E S18 NESE

Within BINGHAM County

T04S R39E S19 NENE

Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

06/15 09/30

0.610 CFS

~~1.600 CFS~~

STOCKWATER

05/01 11/15

0.020 CFS

~~0.030 CFS~~

PLACE OF USE:

IRRIGATION

within BINGHAM County

T04S R39E S07 SESE 0.8

~~T04S R39E S07 SESE 5.0~~

T04S R39E S18 NENE 1.5

T04S R39E S18 SENE 24.0

~~T04S R39E S18 SENE 20.0~~

T04S R39E S18 NESE 17.0

T04S R39E S19 NENE 8.0

~~T04S R39E S19 NENE 7.0~~

T04S R39E S19 SENE 2.8

~~T04S R39E S19 SENE 6.0~~

~~STOCKWATER~~ within BINGHAM County

~~T04S R39E S07 SESE~~

~~T04S R39E S18 SENE~~

~~T04S R39E S18 NESE~~

~~T04S R39E S19 NENE~~

~~T04S R39E S19 SENE~~

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~~No beneficial use found.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use ~~BASIS OF CLAIM - Statutory Claim~~
Basis for priority date on this claim is license 27-2006.

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

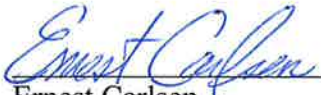
~~No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.~~

EMC
SP

In Re SRBA	)	Subcase No. 27-4147
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

1

IDWR Concurrence:

 7-18-06
Ernest Carlsen Date
IDWR Adjudication Supervisor

Candice McHugh Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on _____, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

GORDON G PROUSE
914 W 650 N
BLACKFOOT, ID 83221

Signature of person or attorney mailing the form

Notes

- 10-3-03 9.25. Talked to Vicki Musie. They will send a "general letter" re evidence of priority from the AHA's office. BP
- 10-9-03 AHA wrote letter re action. BP
- 10-9-03 Memo from Condie re Clement's call. BP
- 11-14-03 NO evidence submitted. Disallow and add POI Condition & Remark; general.
- 6-17-05 1:30 pm Mr + Mrs. Prouse came in the office to see what documents they need to have this recommended. I made a list of possibilities for them and they would like to come back in a couple weeks. I also requested that they fill out their NOE and return it to the Department. CB
- 3-10-06 - Gordon has license 27-2006 - may also need an enlargement claim.

SCANNED

MAY 17 2006

PROFILED

Priority DateClaim No.

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

Claim No.: _____

Summary Data Entry Form

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

Pol Gen R & C

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

Claim No.: 27-4147

Reviewer CB

Date 11/14/03

Bird, Cindy

From: McHugh, Candice
Sent: Thursday, October 09, 2003 1:14 PM
To: Bird, Cindy
Cc: Carlsen, Ernie
Subject: 27-4147 (Trouse) *Trouse*

Mr. Trowse called me today about the letter I sent to him. He was wondering about what evidence we needed. I explained that warranty deeds would be a place to start and that we may also want to look at his property given the fact that this is a statutory claim. He also wants to "trade" his surface water right so he can drill a well. I told him that would be unlikely but that a transfer would be required and that he needs to contact Idaho Falls Office with regards with this proposed change in point of diversion. He was concerned about not having received prior notification that he needed to provide evidence; I told him I wasn't sure what method was used to contact him previously but he was very agreeable. He will contact Cindy in the next couple of weeks but has the idea that she will "write a recommendation" to the Idaho Falls office that will somehow assist him with his proposed transfer so there is a little confusion yet. I don't think he could hear me very well. In any event, he has contact me and he will be following up with Cindy in the next week or so.

Candice

Confidentiality Notice: This e-mail may contain confidential and privileged information exempt from disclosure under applicable law. This message is intended only for the use of the individual or individuals identified above. If you have received this message by mistake, please notify the sender immediately by replying to this message. Please delete the message from your system and do not review, disclose, copy, or distribute any information contained or attached to the message. Thank You



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN
October 3, 2003

Gordon G. Trowse
914 West 650 North
Blackfoot, Idaho 83221

RE: SRBA Claim No. 27-4147

Dear Mr. Trowse:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 27 in the Snake River Basin Adjudication.

The Department of Water Resources has previously contacted you regarding the need for priority evidence for your SRBA claim no. 27-4147. However, the Department has not received the information requested. I have enclosed a brochure that discusses the type of evidence that can be helpful in proving the priority date for a water right claim.

In order to make a complete and accurate recommendation of your water rights, each element of the water right must be proven. At this time, the Department will not be recommending your water rights as claimed because you have not provided proof of priority for your claim.

Please contact Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources at 208-547-3993 or you can contact me directly at 208-327-5404.

Very truly yours,

A handwritten signature in black ink that reads "Candice M. McHugh".

CANDICE M. McHUGH
Deputy Attorney General
Idaho Department of Water Resources

Enclosure

cc: Cindy Bird

INTER-DEPARTMENT MEMO

TO: Barbara

SUBJECT: Evidence Required

FROM: Cindy

DATE: 9/30/03

Please refer to Candice and have them
send a letter requesting evidence from
the Attorney General's Office.

If no response then, set it to be "disallowed"

Please...

☐ Read

☒ Handle

☐ Approve

And...

() For

☐ Forward

(/) Re:

☐ Return

☐ Keep or Recycle

ROUTING & REQUEST

To: Candice

Need a letter
from A.T. office

Call Vicki Musick

CB
signature

lpt message

Vicki 327-7928

10-2-03 2:15 pm



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

Gordon G. Prouse
914 West 650 North
Blackfoot, Idaho 83221

April 23, 2003

Re: Evidence of Priority

Claim No.(s) A27-04147

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.

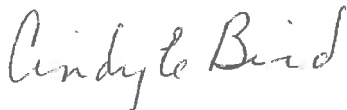
For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What 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 May 23, 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



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 Gordon G. Prouse
(Name of Claimant)
Rt. 4, Box 330 Blackfoot, ID 83221 Telephone No. 684-5204
(Mailing Address) (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) June 1, 1889

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)
Blackfoot River tributary to SNAKE RIVER

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	1.6cfs	Use	Irrigation	Period of Use From 6-15	To 9-30
Quantity	0.03	Use	Stock	Period of Use From 5-1	To 11-15
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 1.6cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 7 Twp. 4S Rge. 39E B.M., County of Bingham
 Additional points of diversion: NE ¼ NE ¼, NE ¼ SE ¼ Sec. 18 NE ¼ NE ¼ Sec. 19 T. 4S, R. 39E

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. Diversion dam and ditch changed to pump in 1978.

(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.

[illegible]

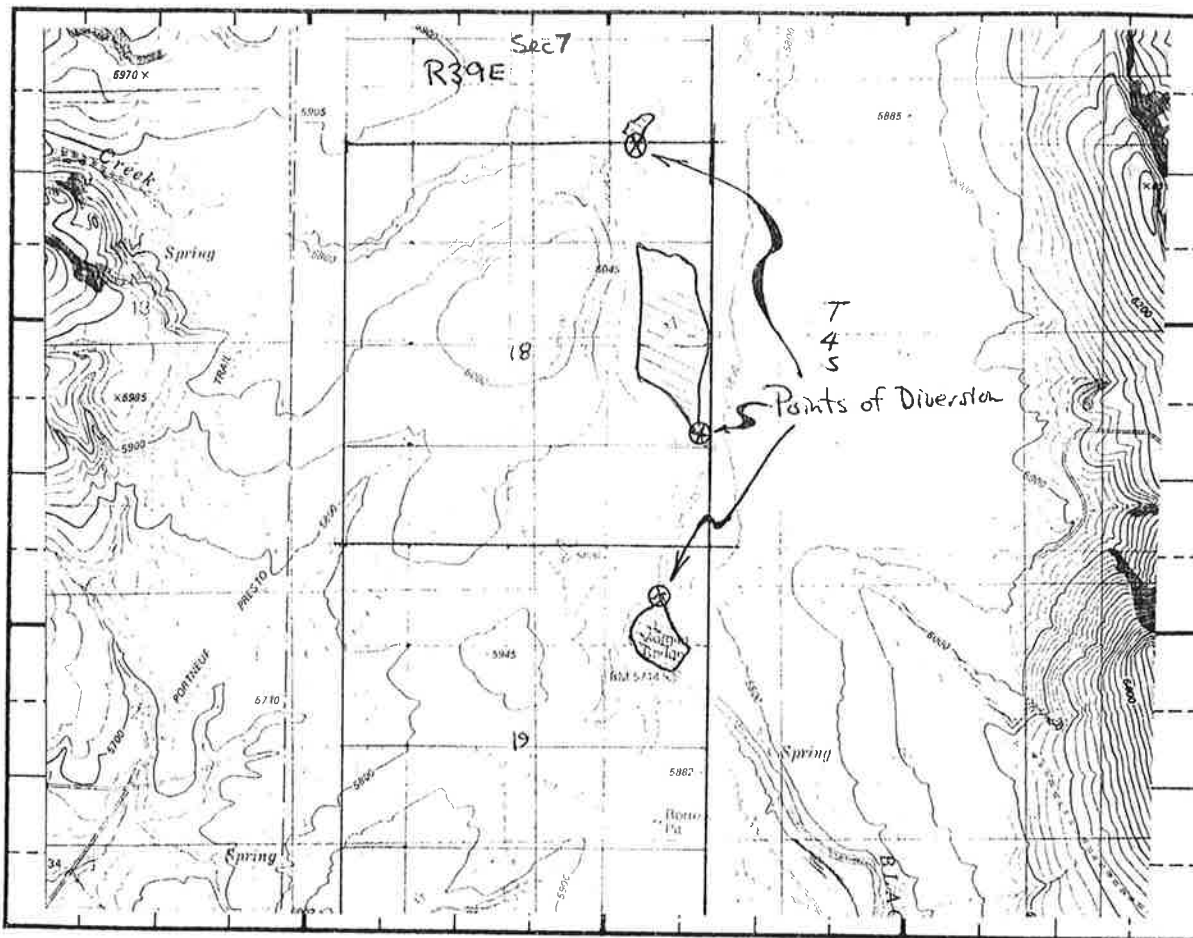
No. of acres 55

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater

NOTE: Include here the type and number of stock watered: 125 head of cattle

(7) * If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.
1:24000

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 Bear River

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.

Sworn to before me this 20th day of June, 1983

(Claimant)

Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by KCW Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KCW Date 10-21-83 claimant by: _____
\$30.00 fee received by id Date 6-21-83
Published in Blackfoot News 2-23-83
Dates 11/3 11/14/83

JUL 18 2001

Log for claim 27-04147

Spatial Dynamics LTD

12/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04s39e	7	SESE	5	2.8	
04s39e	18	SENE	20	25	
04s39e	18	NESE	17	16	
04s39e	19	NENE	7	9.5	
04s39e	19	SENE	6	3.1	
Totals:			55	56.4	

AJ5809NP
No. A27-04147

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 93

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GORDON G PROUSE 914 W 650 N BLACKFOOT ID 83221 (208) 684-5204	06/01/1889	IRRIGATION STOCKWATER	06-15 09-30 05-01 11-15	1.600 CFS 0.030 CFS	
TOTAL DIVERSION:					1.600 CFS	
CONSUMPTIVE USE:						137.50 AFA

Water Source: BLACKFOOT RIVER

Tributary to: SNAKE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T04S R39E S07	SESE	BINGHAM County
	S18	NESE	BINGHAM County
	S19	NENE	BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
04S	39E	7	:					:					:					:					:	5.0
04S	39E	18	:				20	:					:					:	17				:	37.0
04S	39E	19	:	07			06	:					:					:					:	13.0
TOTAL ACRES																							55.0	

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
04S	39E	7	:					:					:					:					:	S
04S	39E	18	:				S	:					:					:	S				:	
04S	39E	19	:	S			S	:					:					:					:	

POU County: BINGHAM

Non-Irrigation Uses: S/125 CATTLE

Other Rights: N/A

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 27	Field Inspection Flag:	Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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(Mailing Address) (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) June 1, 1889
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)
Blackfoot River tributary to Snake River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>1.6cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>6-15</u>	To <u>9-30</u>
Quantity	<u>0.03</u>	Use <u>Stock</u>	Period of Use From <u>5-1</u>	To <u>11-15</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 1.6cfs TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 7 Twp. 4S Rge. 39E B.M., County of Bingham
Additional points of diversion: NE¼ NE¼, NE¼ SE¼ Sec. 18 NE¼NE¼ Sec. 19 T. 4S, R. 39E

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.
Diversion dam and ditch changed to pump in 1978.

- (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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	39E	7																5	5
		18				20									17				37
		19	7			6													13

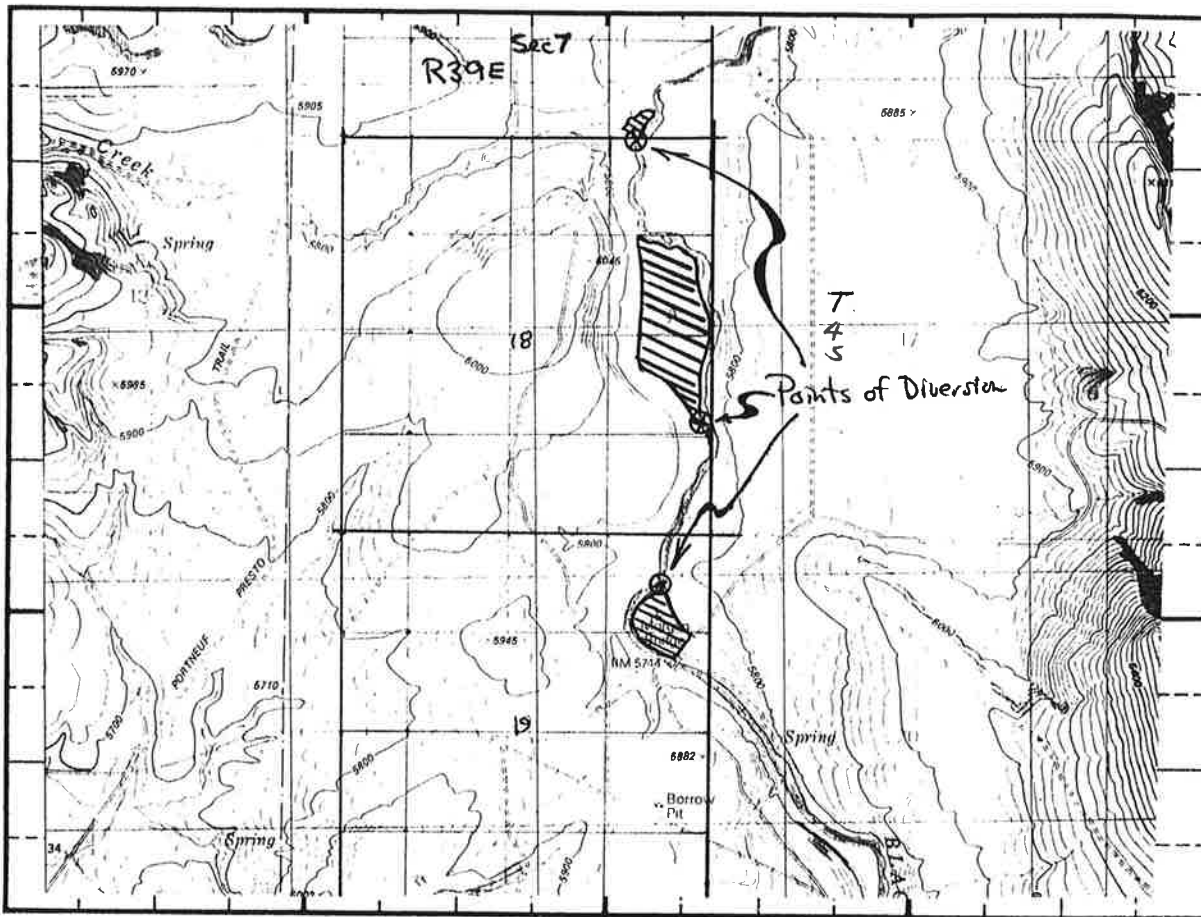
No. of acres 55

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwater

NOTE: Include here the type and number of stock watered: 125 head of cattle

If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.
1:24000

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 Bonneville) 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.

Sworn to before me this 30th day of June, 1983.

Stephen Spence
(Claimant)

Colleen Gray
Notary Public
Residing at Idaho Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>KCW</u>	Date <u>6-30-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KCW</u>	Date <u>10-21-83</u>		claimant by:	
\$30.00 fee received by <u>PW</u>	Date <u>6-30-83</u>			
Published in <u>Blackfoot News</u>	<u>25758</u>			
Dates <u>11/3 - 11/10/83</u>				

JUL 18 2001

\$105

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: A27-04147

Date Received: 4/13/1989

Receipt No: E007246

Received By: ADU

RECEIVED

MAY 8 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GORDON G. PROUSE 208-684-5204
Address: 914 W. 650 N.
BLACKFOOT, ID 83221

2. Date of Priority: JUN 01, 1889

3. Source: BLACKFOOT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	39E	7		SE	SE		BINGHAM
		18		NE	SE		BINGHAM
		19		NE	NE		BINGHAM

5. Description of diverting works:
DAM & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/15	09/30	1.600		
STOCKWATER	05/01	11/15	0.030		

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

A.F.A.

8. Total consumptive use is 137.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/125 CATTLE

A27-04147

Page 1

Date: 04/17/89

A2704147



MICROFILMED

NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	39E	7	SE	SE		IRR	5.0
			SE	SE		STOCK	
			Section Acres				5.0
		18	SE	NE		IRR	20.0
			SE	NE		STOCK	
			NE	SE		IRR	17.0
			NE	SE		STOCK	
			Section Acres				37.0
		19	NE	NE		IRR	7.0
			NE	NE		STOCK	
			SE	NE		IRR	6.0
			SE	NE		STOCK	
			Section Acres				13.0
			Total Acres				55.0

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:
N/A

14. Remarks:

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 Individuals:

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

Signature of Claimant(s): *Sandra J. Hansen* Date: 5-5-89

Mary T. Prouse Date: 5-5-89

State of Idaho)

County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of May 19 89

Jessie L. Carlson
Notary Public

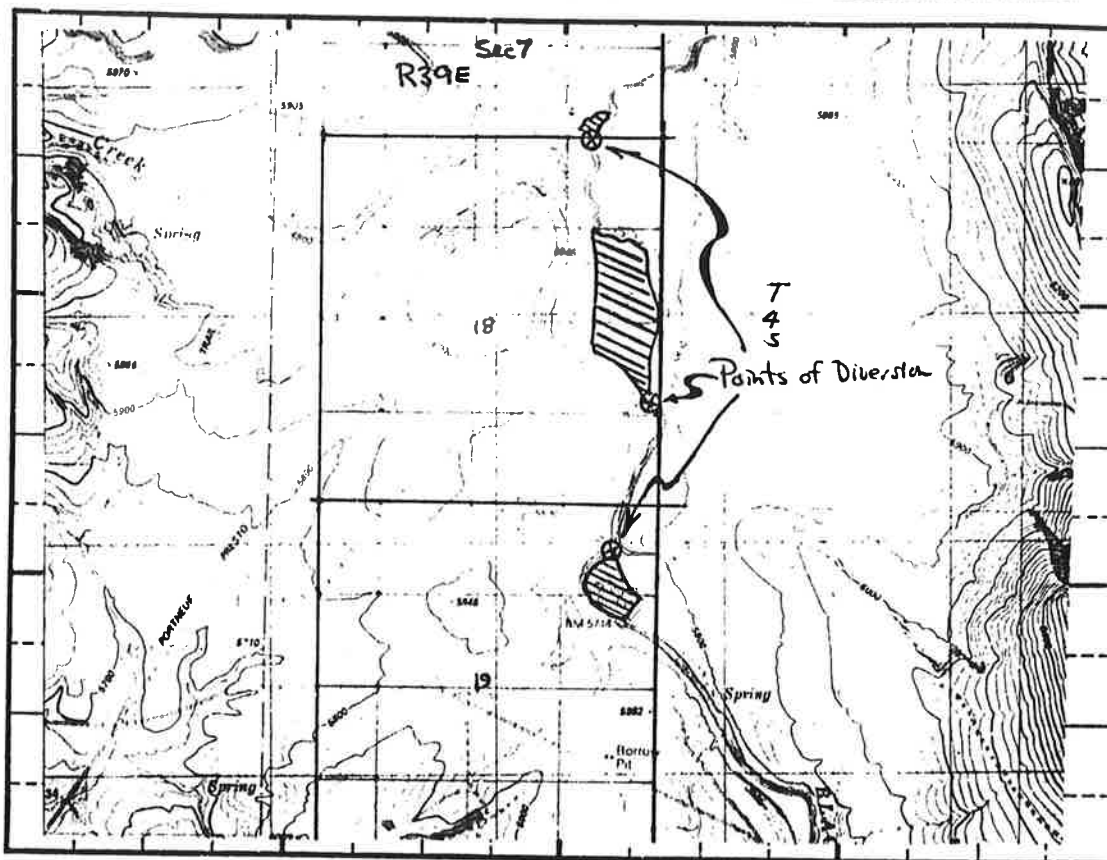
Seal

Residing at Blackfoot, Idaho

My Commission Expires 5/29/93

A27-04147

(8) Remarks



Scale: 2 inches equal 1 mile.
1:24000

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 Bennett

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.

Sworn to before me this 30th day of June, 1985

William Gray
Notary Public
Residing at Edwards Falls

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>KCW</u>	Date <u>6-30-85</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KCW</u>	Date <u>10-21-85</u>		claimant by:	
\$30.00 fee received by <u>PW</u>	Date <u>6-30-85</u>			
Published in <u>Blackfoot News</u>	<u>252-8</u>			
Dates <u>11/3 - 11/10/83</u>				

MICROFILMED
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