

04/08/2005

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

RIGHT NUMBER: 27-7000

NAME AND ADDRESS: SHOSHONE BANNOCK TRIBES

TRIBAL UTILITIES
PO BOX 306
FORT HALL ID 83203

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS
362.000 AFY

PRIORITY DATE: 07/27/1967

POINT OF DIVERSION:

T04S R34E S35 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	0.500 CFS 362.00 AFY

PLACE OF USE: MUNICIPAL Within BINGHAM County

T04S R34E S25	SWSW	T04S R34E S26	SESE
T04S R34E S35	NENE	T04S R34E S35	SENE
T04S R34E S36	NWNW	T04S R34E S36	SWNW

Place of use is within the service area of Shoshone-Bannock Utilities as provided for under Idaho law. The place of use is generally Fort Hall Townsite, Sections 25, 26, 35 and 36, Township 4 south, Range 34 east.

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

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

EXPLANATORY MATERIAL: License

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

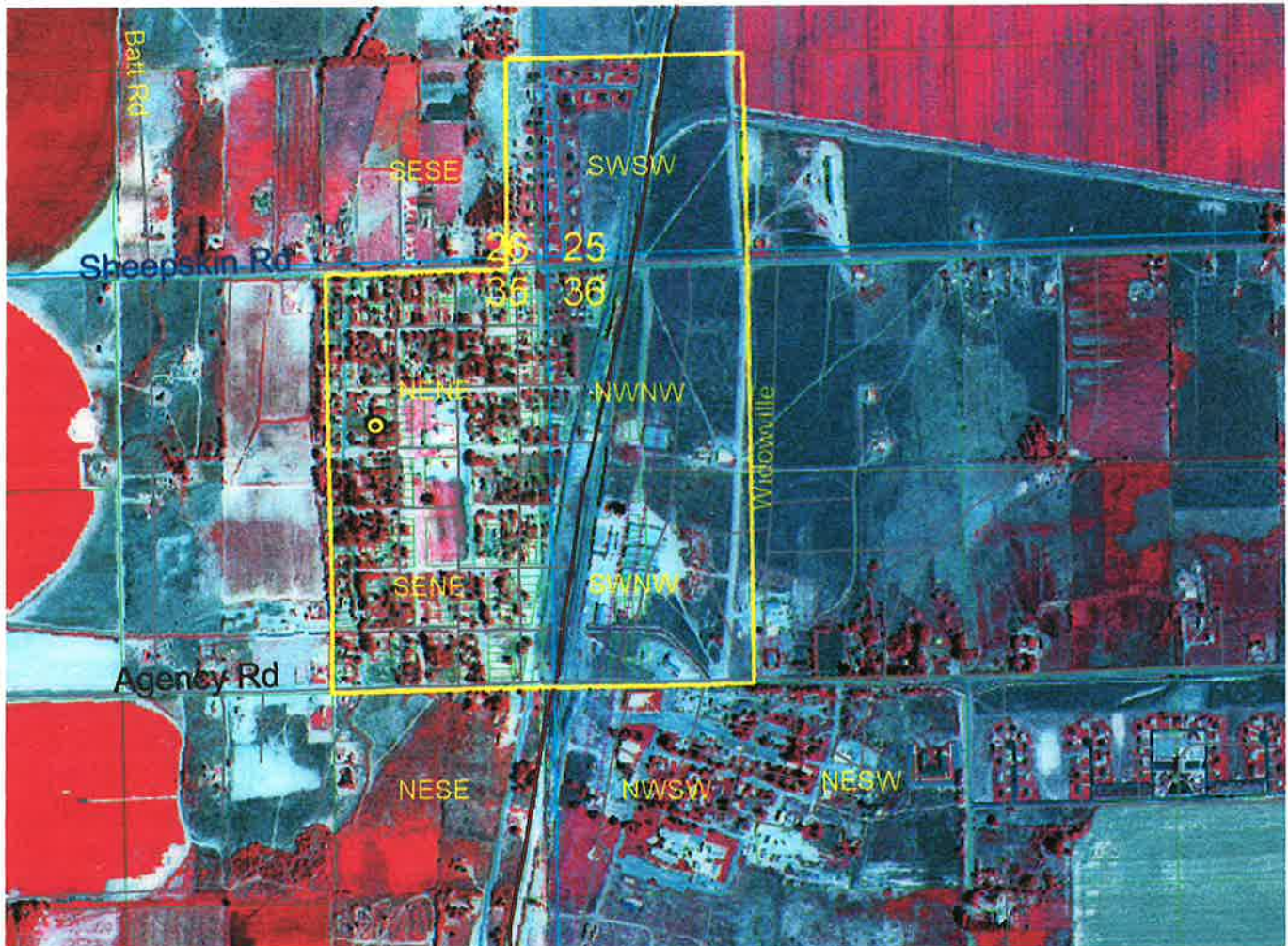


STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s) 27-7000



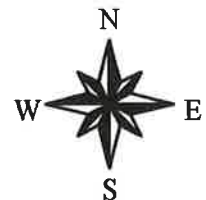
1000 0 1000 2000 Feet

LEGEND

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

Place of Use: T4S, R34E:
(part of) Secs. 25, 26, 35
and 36.

Point of Diversion: T3S, R34E:
Sec. 35, SWNENE.



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

PROFILED



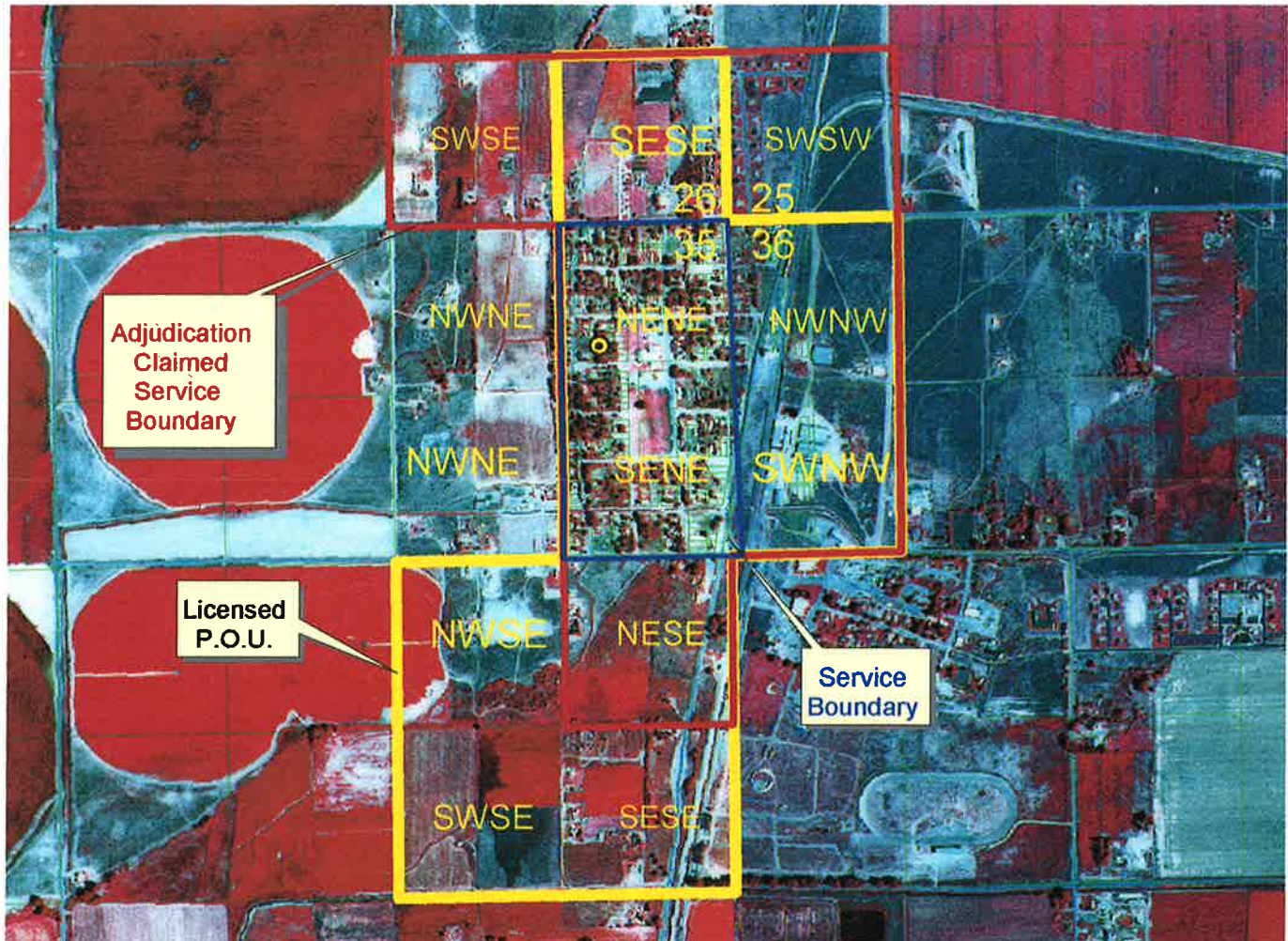
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7000



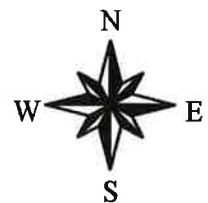
1000 0 1000 2000 Feet

LEGEND

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

Place of Use: T4S, R34E:
(part of) Sec. 25, SWSW
(part of) Sec. 26, SWSE, SESE;
(part of) Sec. 35, NENE, SENE, NESE;
(part of) Sec. 36, NWNW, SWNW.

Point(s) of Diversion: T3S, R34E:
Sec. 35, NENE.



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

12 January 2005

Cindy,

We received a fax from the Tribe but it was not legible. Kathy from the Tribal Utilities (478-3996) called on January 6. I returned her call on 1/12 and we discussed the fax. She said just use the Adjudication Claimed Service Boundary and not the section identified as Service Boundary. Because when they took over, they took over the entire service boundary.

Barbara

INTER-DEPARTMENT MEMO

TO: Barbara
FROM: Cindy

SUBJECT: layout / POI
DATE: 4/4/05

Please check to see if we have any spatial information or maybe a TOPO that shows the city limits of Ft. Hall. If not lets use the Claimed boundary.

Then we will need to add the COS.
Cord

() For your information

() Response required

CB
signature

SCANNED
MAY 17 2006

PROFILED

Notes

4/8/05 Pod shape: 27-7000 a/c claim. shp.

POD 27-7000 pod. Shp

The N $\frac{1}{2}$ SW of Section 36 is recommended to USA for murciple, Removed that from this claim.



← Ft Hall city limits (Cities)

← Ft Hall CDP Incorporated 2000 (Census)

Both same shape

4-6-05

BP

Notes

11/3/04 Kathy - called back around 1:30pm.
The tribe owns all of the ground. The utility
board only manages the transite for the tribe.

12-15-04 ~~11~~ Letter to Clamont re clarification on
POU. BP

1-12-05 Call from Kathy. Service area defined,
see memo. BP

Notes

10/14/04 4:18pm. Called and left a message for Kathy Murphy to call me. I need to know from the map she sent what the boundary is? CB

10/15/04 Kathy Murphy called back and said that the yellow highlighted area on the attached map is the townsite and is what they service. CB

Cond Code 126.

Fort Hall Townsite; Fort Hall Townsite

Water; Sewer 42-219, 42-222 & 42-202B(3)E

10/18/04 Sent claimants a map with licensed, claimed and Kathy's mapped service area outlined to determine the correct boundary or to find out if this right should be split. Response
date: 10-29-04

Also, emailed Eric to find out if the recommendations for Sewer + Water districts have changed or if we still use the "POU Descriptions for Water Delivery Organizations" 9/24/01.

11-2-04 Kathy left a message to call her. 478-3996

11-3-04 10:55am returned Kathy's call, she needs to take the map down to the tribal attorneys. She will call me back in 30 minutes.

Notes

2/4/04 When did the POU change?

2/10/04 Needs letter - Sent a letter requesting information on when the POU was changed.
Response date 2-27-04

9/2/04 no response received.

478-3996

Id. state page lists address as:
Rt 6 Box 595
Pocatello, ID 83202.

Shoshone Bannock Trib. Co. ^{attn:} tribal utilities
P.O. Box 306
Ft. Hall 83203 478-3996.

tribe purchased this in 2001.

They will send me a map of the service boundaries. OK

9-3-04 Letter to claimant re ownership BP

10-5-04 " " " " " " 2nd request BT

10-8-04 Kathy Murphy called, received 2nd notice just received the form back today with signatures on it, will send it to us. AB

10-12-04 Reconsider Ownership change. BP

Contacts Data Entry Form

Shashone - Bannock Tribe
attn: Tribal Utilities.

P.O. Box 306

Fort Hall, ID

83203

478-3996

Owner Type Full Name Address City State Zip Phone

Current Owner Fort Hall Water & Sewer Dist.

Name connector: and _____, or _____, and/or _____

Current Owner RT 6 Box 595

Current Owner Pocatello, ID 83202

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:

see state pg

10/18/04 see ownership chg form (rec'd 10-12-04)

Reviewer: LB

Date: 9/2/04

Contacts Data Entry Form

Priority Date Data Entry FormClaim Number: A27-07000

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

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

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

License

Reviewer: _____

CB

Date: _____

2/4/04**Priority Date Data Entry Form**

Priority Date

Claim No. 27-7000

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

Priority Date

Claim Number: A27-07000

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec. _____, _____, _____. County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec. _____, _____, _____. County: _____

Source: _____ Tributary: _____

 **Use Claimed POD and Source as Recommended POD and Source**

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
-----	-----	-----	---------	----------------	--------	--------

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? to no

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

License

Transfers Changing POD _____

Reviewer: OB

Date: 2/4/04

Point of Diversion

Claim No. 27 - 2000.

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

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

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

If No, go to 6

Yes (☒) No (☐)

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

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

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

If Yes, add condition C03, go to 9

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

Yes (☐) No (☐)

8. Was a transfer filed?

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

If No, go to 9

Yes (☐) No (☐)

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

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

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

Yes (☐) No (☐)

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

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

If No, POD review is complete.

Yes (☐) No (☒)

Point of Diversion

Source

Claim No. 27 - 7000.

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes (☒) No (☐)
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes (☐) No (☐)
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11
Yes (☐) No (☐)
4. Does the parent right have a Source?
If Yes, go to 5
If No, go to 7
Yes (☒) No (☐)
5. Can the claimed Source be verified using the water right file?
If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7
Yes (☒) No (☐)
6. Is the basis of claim a Posted Notice?
If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7
Yes (☐) No (☐)
7. Is there evidence that there has been a change in the Source?
If Yes, go to 8
If No, go to 10
Yes (☐) No (☐)
8. Can the change be verified as an accomplished transfer?
If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9
Yes (☐) No (☐)
9. Did the claimant file a transfer?
If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10
Yes (☐) No (☐)
10. Does the file contain all of the necessary information to verify the Source?
If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11
Yes (☐) No (☐)
11. Is a Source remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.
Yes (☐) No (☒)

Source

Purpose of Use Data Entry Form

Claim Number: A27-07000☒ 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: 8/2/04

Purpose of Use Data Entry Form

Purpose of Use

Claim No. 27-7000

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13
Yes ☐ No ☐
4. Does the parent right have a Purpose of Use?
If Yes, go to 5
If No, go to 6
Yes ☒ No ☐
5. Can the claimed Purpose of Use be verified using the water right file?
If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6
Yes ☒ No ☐
6. Is there evidence that there has been a change in the Purpose of Use?
If Yes, go to 7
If No, go to 11
Yes ☐ No ☐
7. Can the change be verified as an accomplished transfer?
If Yes, add condition C04, go to 11
If No, go to 8
Yes ☐ No ☐
8. Does the change include an enlargement of the Purpose of Use?
If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12
Yes ☐ No ☐
9. Was an enlargement claim filed?
If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10
Yes ☐ No ☐
10. Did the claimant file an enlargement claim?
If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13
Yes ☐ No ☐
11. Does the file contain all of the necessary information to verify the Water Use?
If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
Yes ☐ No ☐
12. Did the claimant file a transfer?
If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13
Yes ☐ No ☐
13. Is a Purpose of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.
Yes ☐ No ☒

Purpose of Use

Place Of Use Data Entry Form

Claim Number: A27-07000☐ Use Claimed POU as Recommended POU

Claimed Place of Use

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

Total Acres _____

Recommended Place of Use

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

Total Acres _____

Document how the POU was verified:

City limits of Fort Hall

Transfers Changing POU _____

Reviewer: CBDate: 4/4/05

Place Of Use Data Entry Form

Place of Use

Claim 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 (☒)**Place of Use**

Period of Use and Quantity Data Entry FormClaim Number: A27-07000☐ 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
<u>Municipal.</u>	<u>1/1</u>	<u>12/31</u>	<u>0.50.</u>	<u>362</u>

Overall Diversion Rate 0.50.Overall Diversion Volume 362

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

Reviewer: CBDate: 9/2/04**Period of Use and Quantity Data Entry Form**

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

Period of Use

Quantity

Claim No. 27- 2000

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 Quantity shown on the Permit. Go to 11

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

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 7

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

Yes (☒) No (☐)

If Yes, go to 8

If No, go to 7

6. Is the basis of claim a posted notice?

Yes (☐) No (☐)

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

If No, go to 7

7. Is a flow measurement required?

Yes (☐) No (☐)

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

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

Yes (☒) No (☐)

If Yes, go to 10

If No, go to 9

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

Yes (☐) No (☐)

If Yes, go to 10

If No, go to 11

10. Is irrigation a purpose of use?

Yes (☐) No (☒)

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

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

Yes (☐) No (☐)

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

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

Yes (☐) No (☒)

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

If No, quantity review is complete.

Quantity

Summary

Claim No. 27-7000

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?
If Yes, go to 2
If No, go to 3
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
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
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
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
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.
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
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
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 (☐)

Yes (☐) No (☒)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☒) No (☐)

Yes (☒) No (☐)

Yes (☐) No (☒)

Yes (☐) No (☒)

Yes (☒) No (☐)

Summary

Summary Data Entry Form

Claim No.: _____

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

C18

126.

Ft Hall townsite;

C05

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

Claim No.:

27-7000

Reviewer

CB

Date

9/2/04



Attn: Barbara

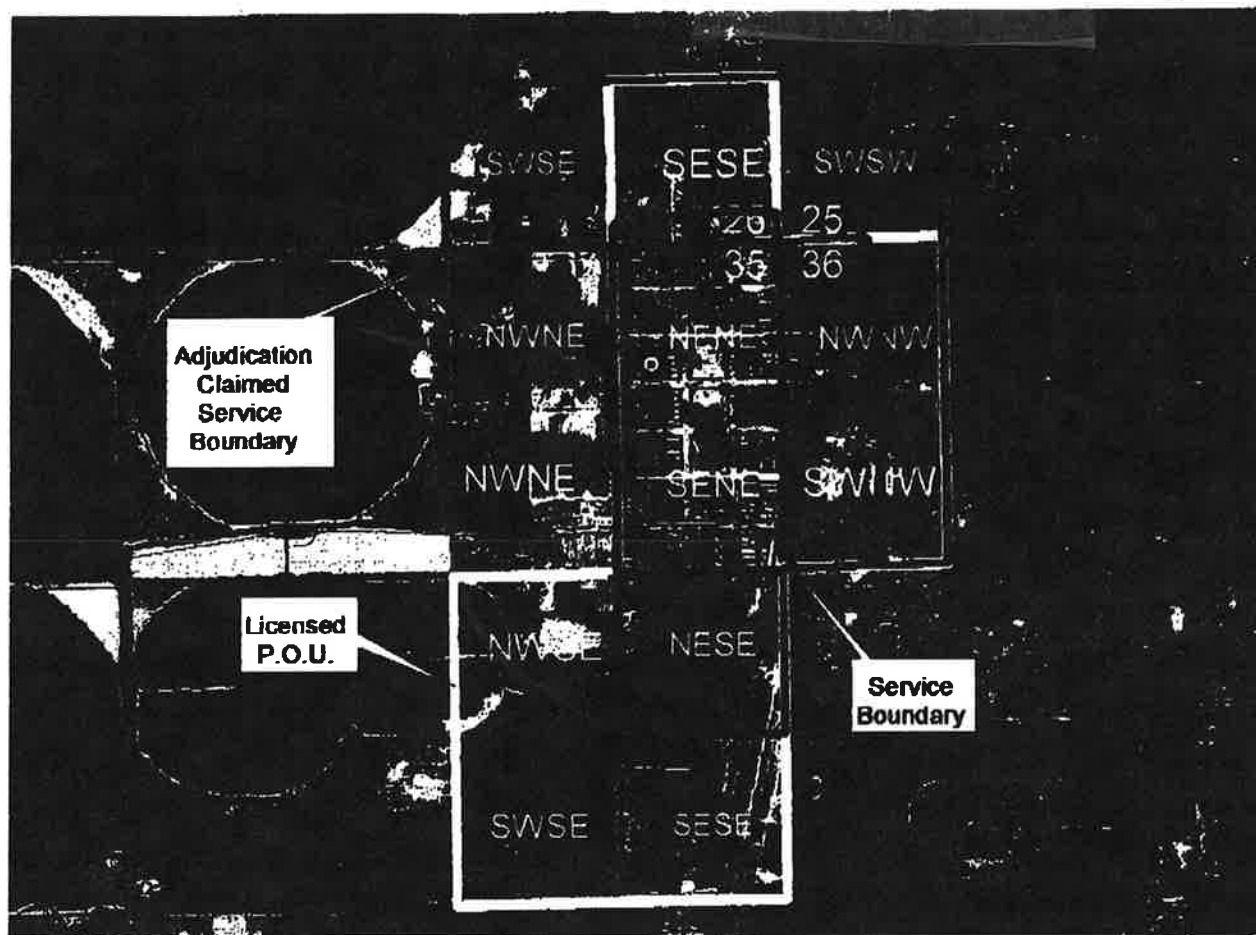
STATE OF IDAHO

Department of Water Resources

Eastern Region



*need to go over the Rail
Water Right(s) 27-7000 Road track also*



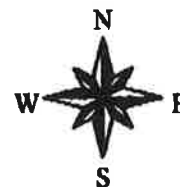
1000 0 1000 2000 Feet

LEGEND

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

Place of Use: T4S, R34E:
(part of) Sec. 25, SWSW
(part of) Sec. 26, SWSE, SESE;
(part of) Sec. 35, NENE, SENE, NESE;
(part of) Sec. 36, NWNW, SWNW.

Point(s) of Diversion: T3S, R34E:
Sec. 35, NENE.



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

15 December 2004

Cindy,

I called Michael and asked for something better than the Bingham Metsker map. He suggested the municipality map within spacial. I checked it and couldn't tell that it would tell us anything to clarification the boundary. It needs to be "projected" so that it fits the new layouts. Apparently the last time Michael was here, this was one file that didn't get switched to the new projection.

I prepared a drawing and wrote the claimant asking for confirmation of the service area.

Barbara



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

15 December 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Shoshone-Bannock Tribe
Attn: Tribal Utilities
P. O. Box 306
Fort Hall, ID 83203

Re: Snake River Basin Adjudication (SRBA)
Claim 27-7000

COPY

Subject: CLARIFICATION IN PLACE OF USE (POU)

RESPONSE DATE: 29 DECEMBER 2004

Dear Claimant(s):

Thank you for the information concerning clarification for the POU for this claim. I have prepared a drawing outlining three areas. The yellow outlined area is the licensed POU. The red outlined area is what is listed in this adjudication claim. The blue outlined area is what you have identified as the service boundary. Please confirm that these areas have been identified correctly. If this information is correct, we will recommend to the Court the Service Boundary area.

If we do not hear from you by the above response date, we will assume this information is correct. If you have any questions please feel free to contact me at 547-3993.

Respectfully,

Barbara Payne

Enclosure

Drawing 27-7000



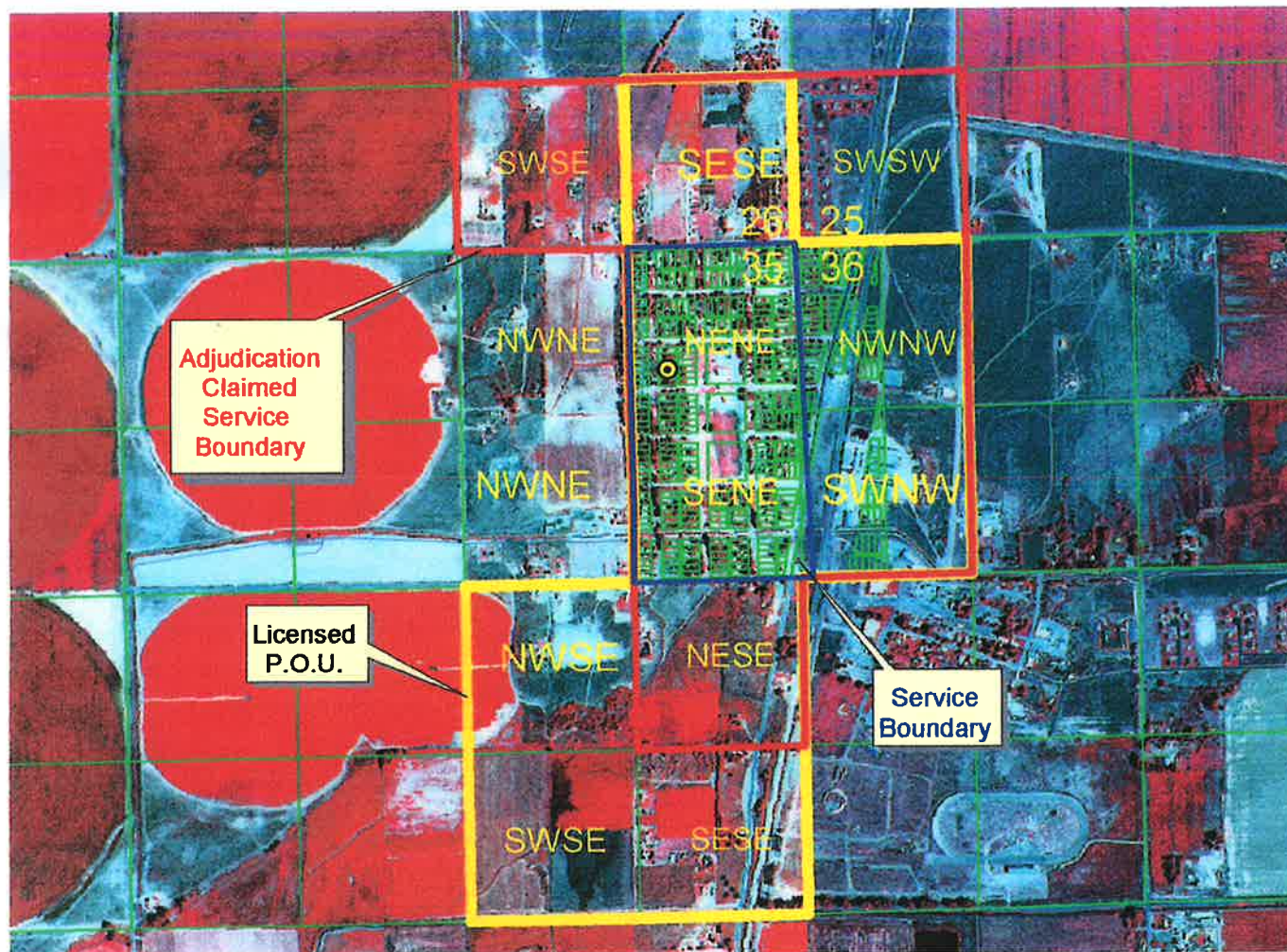
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7000



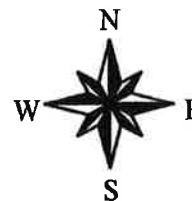
1000 0 1000 2000 Feet

LEGEND

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

Place of Use: T4S, R34E:
(part of) Sec. 25, SWSW
(part of) Sec. 26, SWSE, SESE;
(part of) Sec. 35, NENE, SENE, NESE;
(part of) Sec. 36, NWNW, SWNW.

Point(s) of Diversion: T3S, R34E:
Sec. 35, NENE.



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



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

October 18, 2004

Shoshone-Bannock Tribe
Attn: Tribal Utilities
P.O. Box 306
Fort Hall, ID 83203

REF: Snake River Basin Adjudication (SRBA)
Claim 27-7000

Subject: Service area boundary

RESPONSE DATE: OCTOBER 29, 2004

Dear Kathy:

Per our conversation from today I've enclosed a map with the Licensed, the SRBA claimed and your area outlined in the different colors as indicated. The area that you indicated is substantially reduced from the 1971 license. The area outlined in yellow is the 1971 licensed service boundary. The area outlined in green on the map is the area indicated as the service boundary on the map I received on October 12th. The area outlined by red is what the Fort Hall Water and Sewer District claimed in the Snake River Basin Adjudication as the service boundaries. Who services the area in yellow? Has new development occurred in the area outlined in red? Has part of the water right been abandoned? Was this water right split?

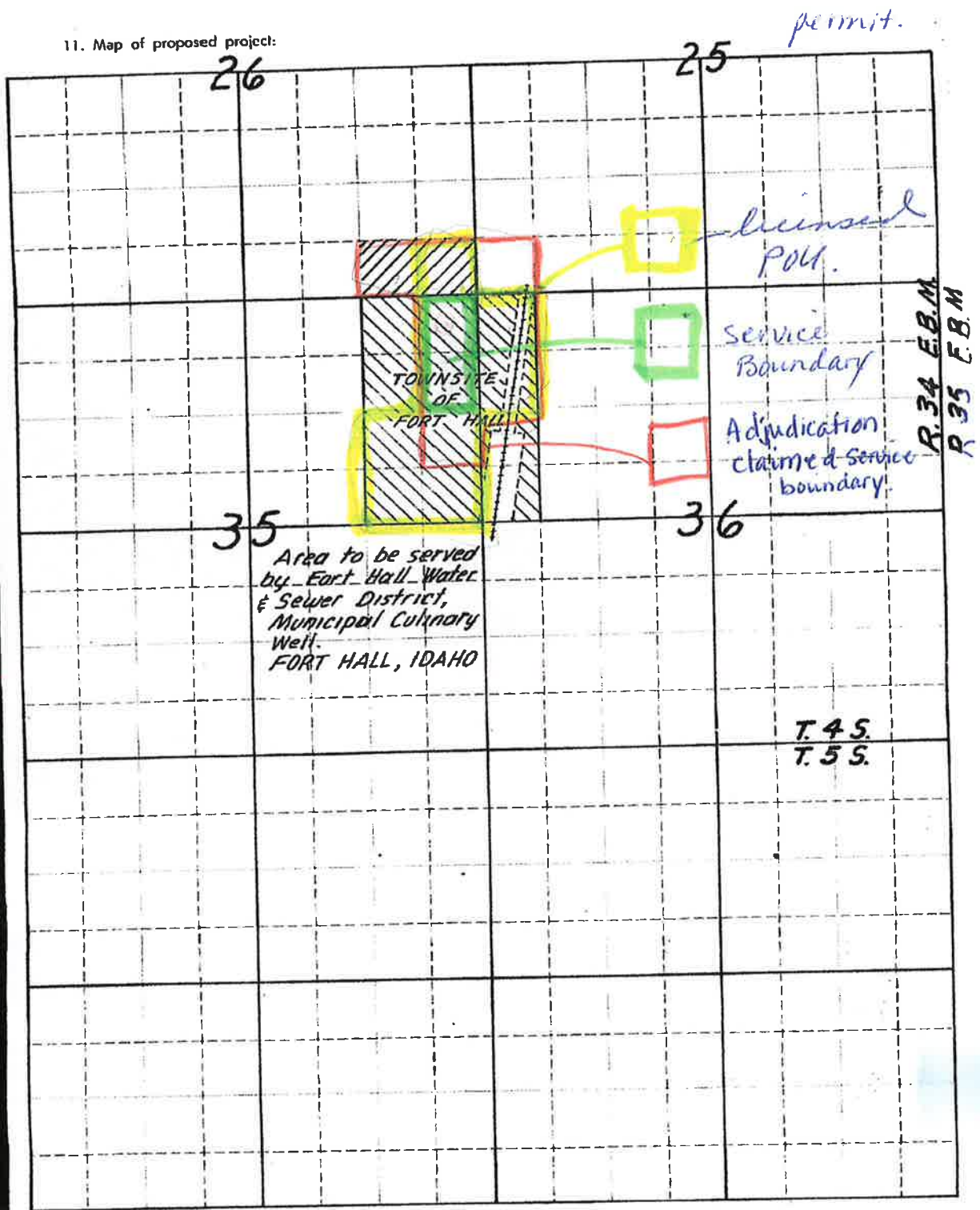
Please review that map and get back to me on these differences at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Area map.

11. Map of proposed project:



Scale: 2-inches-equal-1-mile

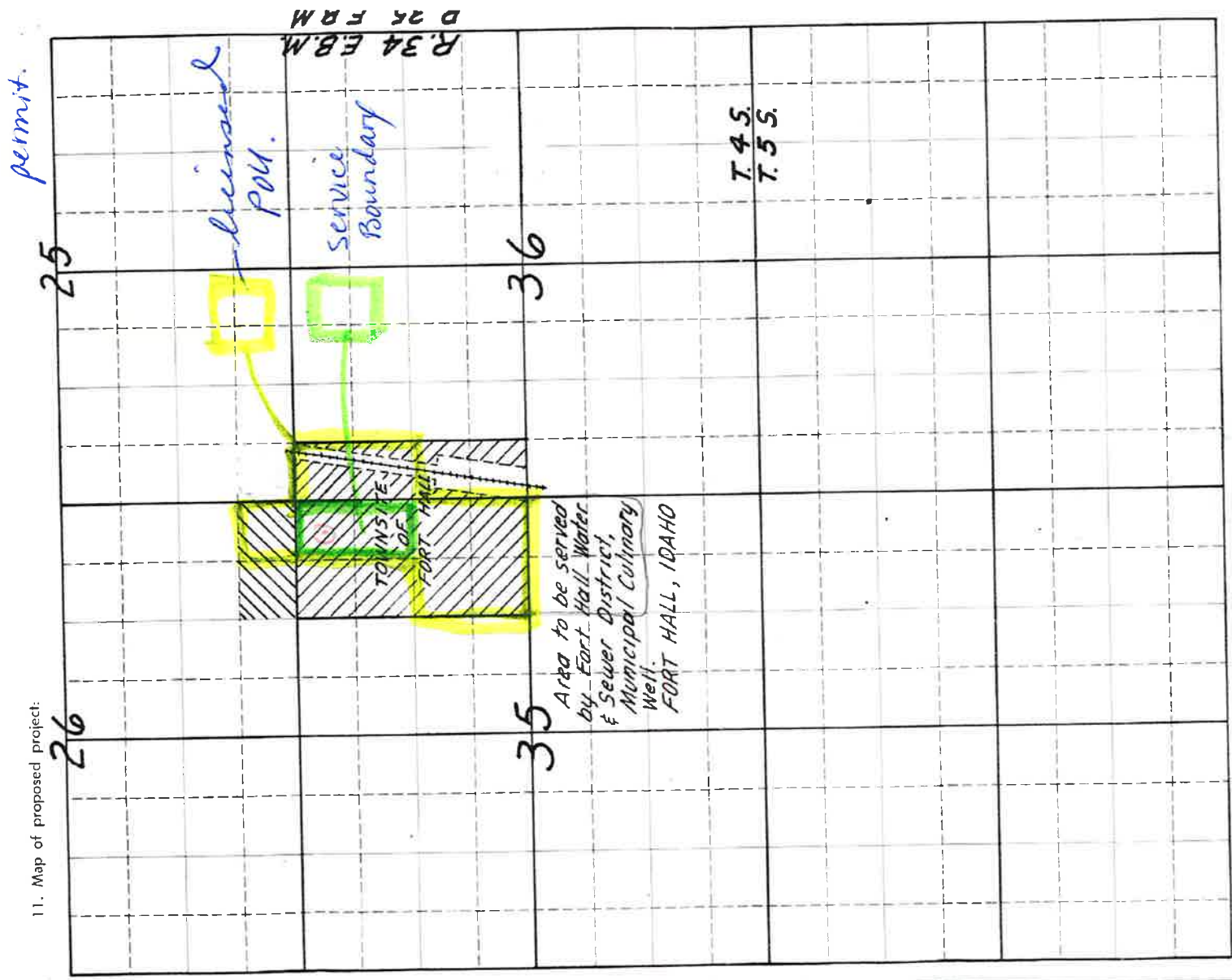
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Harold D. Schmidt
(Applicant)

Fort Hall Water and Sewer District
c/o Harold D. Schmidt
P. O. Box 105
Fort Hall, Idaho

22-7000

11. Map of proposed project:



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.

Harold D. Schmidt
(Applicant)

Fort Hall Water and Sewer District
c/o Harold D. Schmidt
P. O. Box 105
Fort Hall, Idaho

27-7000

Department of Reclamation Res that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of well.

WELL OWNER:

Name Fort Hall Sewer & Water Dist.

Address Fort Hall, Idaho

Engineer: David E. Benton, 1400 Benton Idaho

Owner's Permit No. 27-1080 Falls, Ida.

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: (Domestic) Municipal

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

28 "Diam. from 0 ft. to 50 ft.

16 "Diam. from 0 ft. to 154 ft.

12 "Diam. from 140 ft. to 190 ft.

"Diam. from ft. to ft.

Thickness of casing: 3/16-5/16 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☒ Type of perforator used:

Size of perforations: " by "

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☒ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

ft. Material used in seal:

Did any strata contain unusable water? Yes ☒

No. ☐ Type of water: Sandy

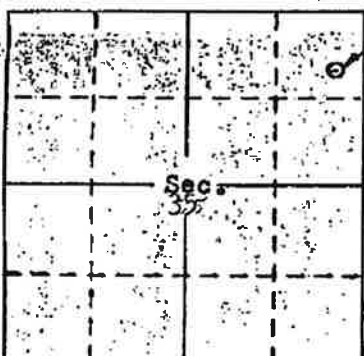
Depth of strata 18 ft. Method of sealing

strata off: Neat Cement

Surface casing used? Yes ☒ No ☐

Cemented in place? Yes ☒ No ☐

Locate well in section



Size of drilled hole: 28-16-12" Total depth of well: 300' Standing water level below ground: 29' Temp. Fahr. 56 ° Test delivery: 2200 gpm or cfs Pump? ☒ Bail ☐ Size of pump and motor used to make test: 10" Pump --100 B.H.P.

Length of time of test: 33 Hrs. 30 Min.

Drawdown: 9" Artesian pressure: ft.

above land surface Give flow 5 cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☒ Cap ☒ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☒

DEPTH MATERIAL WATER

FROM TO YES OR NO

FEET FEET

0 20 Sand

20 24 Sandy Clay

24 40 Clay

40 45 Sandy Clay

45 55 Gravel

55 65 Sand some gravel yes

65 107 Gravel water yes

107 120 Clay & gravel no

120 130 Clay small amount of gravel no

130 133 Sand and gravel yes

133 154 Broken lava (Blk) yes

154 170 Hard lava no

170 176 Broken lava (Blk) no

176 186 Clay brown no

186 188 Broken lava (Blk) no

188 202 Hard lava (Blk) no

202 237 Brown sand stone some yes

237 261 Lava (Blk) no

261 272 Pross lava some yes

272 285 Red lava hard no

285 300 Lava cinders some crevices yes

Work started: October 23, 1967

Work finished: January 30, 1968

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: Jack Cushman

Address: 1405 South Broadway

Signed by: Jack Cushman

Kathy Murphy

Modified:

Fri 10/8/2004 10:36 AM

Ms. Payne,

Enclosed is the information you need on the ownership change.

I'm sorry it took so long to get a signature, I had to have the FH Business Council and the Tribal Attorney review it before it could be signed.

If you have any questions please call me.

Kathy Murphy, Office Manager
208)478-3996



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 (under the "split" heading), 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
	27-7000				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. No. A.J. fee.
- 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) 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(s)

Fort Hall Water & Sewer Dist.
RR 6 Box 590 Pocatello, ID.

4. New Owner/Claimant(s)

Shoshone-Bannock Tribe. ATTN: Tribal Utilities.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 306.

City, State and ZIP Code

Fort Hall, ID 83203.

New Telephone Number

(208) 478-3996.

5. Date you acquired the property

May 1, 2001



RESOLUTION

WHEREAS, the Fort Hall Water and Sewer District (the "District") was legally dissolved and its assets passed to Bingham County; and

WHEREAS, Bingham County is desirous of selling the District's assets and the Tribes are desirous of purchasing such assets; and

WHEREAS, the parties met on January 4, 2001 and Bingham County accepted the Tribes offer to purchase the assets for the amount needed to pay off the District's outstanding debts;

NOW, THEREFORE, BE IT RESOLVED BY THE BUSINESS COUNCIL OF THE SHOSHONE-BANNOCK TRIBES, that approval is given, in accordance with the attached Agreement, for the payment of \$68,000 to be paid to Bingham County to purchase the District's assets; and

BE IT FURTHER RESOLVED, that the Chairman is authorized to execute the attached Agreement by and on behalf of the Business Council and the Tribes.

Authority for the foregoing resolution is found in the Indian Reorganization Act of June 18, 1934 (48 Stat., 984), as amended, and under Article VI, Section 1 (a, r) of the Constitution and ByLaws of the Shoshone-Bannock Tribes.

Dated this 1st of May 2001.

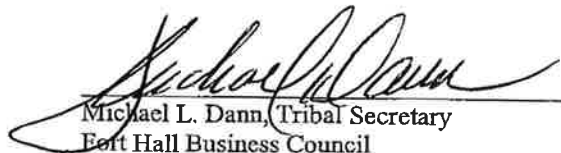


Lionel Q. Boyer, Chairman
Fort Hall Business Council

S E A L

CERTIFICATION

I HEREBY CERTIFY, that the foregoing resolution was passed while a quorum of the Business Council was present by a vote of 5 in favor, 1 absent (LQB), and 1 not voting (CMB) on the date this bears.

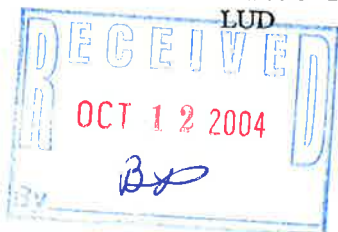


Michael L. Dann, Tribal Secretary
Fort Hall Business Council

FHBC-01-1121

c: Office of Tribal Attorneys

LUD

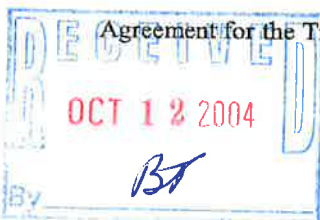


AGREEMENT FOR THE TRANSFER OF THE ASSETS OF THE FORT HALL WATER AND SEWER DISTRICT

This Agreement is entered into by and between Bingham County, by and through the Board of Bingham County Commissioners (hereinafter "the County") and the Shoshone-Bannock Tribes, by and through the Fort Hall Business Council (hereinafter "the Tribes"). This Agreement is intended to transfer possession of the assets of the Fort Hall Water and Sewer District (hereinafter "the District") from the County to the Tribes.

This Agreement is entered into subject to the following conditions and understandings:

1. The District was formed to serve persons in Bingham County that were located in the Fort Hall Townsite and within the external boundaries of the Fort Hall Indian Reservation.
2. The District has been legally dissolved by vote of the members of the District in accordance with Idaho law.
3. At the time of dissolution, the District had certain assets including, but not limited to, pumps, filters, pipes, storage tank, a building, sewage facilities, easements, a water right, and monetary funds. Possession of these assets was transferred to the County as per Idaho Code §63-4105. The County currently exercises control over the assets.
4. The County will be responsible for paying all outstanding liabilities previously incurred by the District, including, but not limited to:
 - a. The mortgage created on May 17, 1998, between the District and the Idaho Water Resource Board, recorded in the Bingham County Clerk's office as document number 470350.
 - b. Calgon filter replacement.
 - c. Utility bills.
 - d. Engineering report.
 - e. Attorney' fees.
 - f. David Schiess Engineers.
 - g. Payroll tax.
 - h. Water testing.
5. It is the desire of the parties that the assets of the District be transferred to the Tribes to be used for the benefit of persons in the Fort Hall Townsite and on the Fort Hall Indian Reservation.
6. The parties have agreed to a payment in the amount of \$68,000.00 to be paid by the Tribes to the County for the assets of the District.



7. Under the terms of this Agreement the Tribes are purchasing the assets of the District outlined in paragraph 3 above, including accounts receivable as of the date of signing of this Agreement. The Tribes do not assume any previously existing liabilities.

THEREFORE, IT IS HEREBY AGREED TO BY THE PARTIES that:

8. Possession of the assets of the District shall be vested in the Tribes to be used for the benefit of persons in the Fort Hall Townsite and on the Fort Hall Indian Reservation.
9. The Tribes shall pay to the County the amount of \$68,000.00 for the assets of the District.
10. Transfer of possession of the District's assets shall be effective upon the signing of this Agreement by authorized representatives of the County and the Tribes and upon receipt by the County of the sum of \$68,000.00 from the Tribes.
11. This Agreement shall not constitute a waiver of the sovereign immunity of the Tribes. Neither the execution of this Agreement nor any provision contained herein shall be construed as a waiver of the Tribes' sovereign immunity.

DATED this 15 day of May, 2001.

Robert W. Shirley
Chairman, Bingham County Board of
County Commissioners

Wayne T. Dwyer
Member, Bingham County Board of
County Commissioners

Clarence Jolley
Member, Bingham County Board of
County Commissioners

Claudio M. Bronckes
Chairman, Fort Hall Business
Council



Well
4429

4435

Sewage Disposal
Ponds
Lagoons

4434

26

BM
4434

25

4438

HOUSING

4435

TOWNSEND

Storage
Bins

4450

ROAD

SHEEPSKIN

4440

Fort Hall
(BM 4448)

Grain
Elevator

4445

TOWNSHIP

LAT

AGENCY

ROAD

36

AGENCY

35

BM
4457

**Fort Hall
Indian Agency**

Good Shepherd
Cem

EAGLE

ROAD

LATERAL

Rest
Area

**LS
#2**

BM

4448

AGENCY
ROAD

HOUSING

ROSS

FORK

ROSS

WASTEWAY

4440

4450

INDIAN

Sandpit

2

ELLSWORTH

RD

BM
4451

SCHOOL

1

MISSION





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

5 October 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Shoshone-Bannock Tribe

Attn: Tribal Utilities

P. O. Box 306

Ft. Hall, ID 83203

Re: Snake River Basin Adjudication (SRBA)
Claim 27-7000

Subject: OWNERSHIP CHANGE

SECOND REQUEST

Response Date: 15 October 2004

Dear Claimant(s),

We have not heard from you concerning the ownership change on the above referenced claim. If we do not hear from you by the above response date, this claim may be disallowed.

Respectfully,

A handwritten signature in cursive script, appearing to read 'Barbara Payne', is written over a horizontal line.

Barbara Payne

COPY



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

3 September 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Shoshone-Bannock Tribe
Attn: Tribal Utilities
P. O. Box 306
Ft. Hall, ID 83203

Re: Snake River Basin Adjudication (SRBA)
Claim 27-7000

COPY

Subject: OWNERSHIP CHANGE

Response Date: 14 September 2004

Dear Claimant(s),

We have been advised you are the current owners of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property and water right, we need form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us. Please fill out the highlighted areas on the enclosed Notice of Change form. An authorized signature is required on the reverse side of the form.

We will need a copy of the warranty deed from Fort Hall Water & Sewer District to you as the new owners. We also need a plat, survey map or aerial photo with the appropriate area marked.

Please submit the necessary documentation 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,

Barbara Payne

Enclosure:

Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership"
Water Right Report # 27-7000

INTER-DEPARTMENT MEMO

TO: Barbara
FROM: Cindy

SUBJECT: ownership chg.
DATE: 9/2/04

Please send this ownership change form to the Tribal Utilities, Co Shoshone-Bannock Tribe at the address listed below.

Also, please remind them we need a map of the boundaries.

Thanks,

CP

signature

✓ For your information

IMPORTANT MESSAGE

FOR Barbara
DATE 10-8-04 TIME 10:20 ☒ A.M. ☐ P.M.
M. Kathy Murphy
OF _____

PHONE _____
AREA CODE _____ NUMBER _____ EXTENSION _____

☐ FAX

☐ MOBILE _____
AREA CODE _____ NUMBER _____ TIME TO CALL _____

TELEPHONED	☒	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE Called to let you
know she has received 2nd
notice. She was waiting
on signatures which she
received today. Will mail
info to you.

SIGNED _____



FORM 3002P
MADE IN U.S.A.



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]

FORT HALL WATER & SEWER DISTRICT

RT 6 BOX 595
POCATELLO, ID 83202

Type of Business: UNINCORPORATED NON PROFIT ASSOCIATION

Status: , CURRENT 25 Aug 1998

State of Origin: IDAHO

Date of 25 Aug 1998

Origination/Authorization:

Initial Registered Agent: TERRY A RUDOLPH
RT 6 BOX 595
POCATELLO, ID 83202

File Number: U103

Date of Last Annual Report:

Amendments:

Amendment filed 25 Aug 1998 ORIGINAL FILING

[View Document Online](#)
[Download \(TIFF format\)](#)

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us



Idaho Secretary of State Search Results

Search Result Summary

[[New Search](#)]

Search Results 1 through 1

(FORT HALL WATER & SEWER DISTRICT ... FORT HALL WATER & SEWER DISTRICT)

FORT HALL WATER & SEWER DISTRICT [View Details]

Organizational ID / Filing number: Filed 25 Aug 1998
U103

RT 6 BOX 595
POCATELLO, ID 83202

UNINCORPORATED NON PROFIT
ASSOCIATION

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us



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

February 10, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Fort Hall Water & Sewer District
RR 6 Box 590
Pocatello, ID 83202

Ref: Snake River Basin Adjudication (SRBA)
Claim 27-7000

Subject: Place of Use (POU) Change

RESPONSE DATE: February 27, 2004

Dear Claimant(s):

IDWR's initial investigation of the Notice of Claim listed above indicates that there has been a change in the place of use of the water right, to the new place of use for the purpose of use listed below.

Claimed purpose of use: **Municipal**

Claimed POU: SWSW section 25, S1/2SE section 26, E1/2NE and NESE of section 35, W1/2NW of section 36, all within township 4 south, range 34 east of the Boise Meridian.

Licensed POU: SESE section 26, E1/2NE, SE1/4 of section 35, W1/2NW of section 36, all within township 4 south, range 34 east of the Boise Meridian.

A water right owner who has made a change in use of a water right prior to commencement of the SRBA without obtaining IDWR approval may claim the change in the SRBA. IDWR may recommend a right as changed, however, only if the change meets certain requirements. One of those requirements is that the changes not result in injury to other water rights.

Before IDWR may recommend your claim, you must provide IDWR with the date the change was made and submit some evidence tending to support that date. If the change was made before November 19, 1987, then the date provided must include the month, day and year. If the change was made after November 19, 1987, then a specific date is not necessary, and the evidence need only support that the change occurred sometime after November 19, 1987.

This office must receive your response by the response date shown above. If no response is received, then your claim to water for the new place of use will not be recommended to be decreed. Lack of verification of the change may result in a reduction of the total amount of water claimed. If you have any additional questions, please feel free to contact me in our Soda Springs office at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Copy of the Notice of Claim on 27-7000
Copy of water right License 27-7000

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 27-7000 Priority July 27, 1967 Amount 0.5 cfs

THIS IS TO CERTIFY, that Fort Hall Water and Sewer District
of Fort Hall, Idaho, has complied with the terms and conditions of Permit
No. 27-7000 issued pursuant to Application for Permit dated July 27, 1967,
and has submitted proof to the Department of Water Administration on November 29, 1968,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.5 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.5 cfs for municipal from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.5 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35, Twp. 4 S, Rge. 34 E, B.M.

in the county of Bingham; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 362 acre feet per year ~~xx~~

~~XXXXXXXXXXXXXXXX~~

Description and location of place of use:

TWP	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	34E	26																	
		35	X			X									X	X	X	X	
		36					X	X											

Total number of acres irrigated _____

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 20 day of

December, 19 71.


Director

JUL 18 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: A27-07000

Date Received: 3/30/1989

Receipt No: E007069

Received By: HWT

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FORT HALL WATER & SEWER DIST. 208-237-4531
Address: RR 6 BOX 590
POCATELLO, ID 83202

2. Date of Priority: JUL 27, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	34E	35		NE	NE		BINGHAM

5. Description of diverting works:
WELL AND PUMP TO 100,000 GALLON STORAGE TANK AND DISTR. LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MUNICIPAL USE AT FT. HALL TOWNSITE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	34E	25	SW	SW		MUNI	
		26	SW	SE		MUNI	
			SE	SE		MUNI	

A2707000



A27-07000

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Date: 03/30/89

MICROFILMED

NOV 12 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	34E	35	NE	NE		MUNI	
			SE	NE		MUNI	
			NE	SE		MUNI	
		36	NW	NW		MUNI	
			SW	NW		MUNI	

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:
NONE

14. Remarks:
P/U WITHIN CITY LIMITS OF FORT HALL.

15. Basis of Claim: LICENSE
Water Right Number: 277000

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 X 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): [Signature] Date: 25 Apr 89
[Signature] Date: 25 APRIL 1989

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of April 19 89

[Signature]
Notary Public

Seal

Residing at Pocatello
My Commission Expires 10-17-94

