

02/04/2004

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

**RIGHT NUMBER: 27-7103**

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

Uaid

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right.

The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 5.430 CFS

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 2020.0 af at the field headgate for the lands above.

PRIORITY DATE: 05/28/1980

POINT OF DIVERSION:

T01S R37E S17 SWNWSE Within BINGHAM County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 5.430 CFS       |

PLACE OF USE: IRRIGATION Within BINGHAM County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T01S R37E S17 | NENE | 33.5 | T01S R37E S17 | NWNE | 38.0 |
| T01S R37E S17 | SWNE | 37.0 | T01S R37E S17 | SENE | 37.0 |
| T01S R37E S17 | NENW | 18.0 | T01S R37E S17 | NWNW | 4.5  |
| T01S R37E S17 | SWNW | 16.5 | T01S R37E S17 | SENW | 38.0 |
| T01S R37E S17 | NESW | 37.5 | T01S R37E S17 | NWSW | 34.0 |
| T01S R37E S17 | SWSW | 33.5 | T01S R37E S17 | SESW | 30.5 |
| T01S R37E S17 | NESE | 39.0 | T01S R37E S17 | NWSE | 38.0 |
| T01S R37E S17 | SWSE | 38.0 | T01S R37E S17 | SESE | 32.0 |

505 ACRES TOTAL

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

02/04/2004

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

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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**

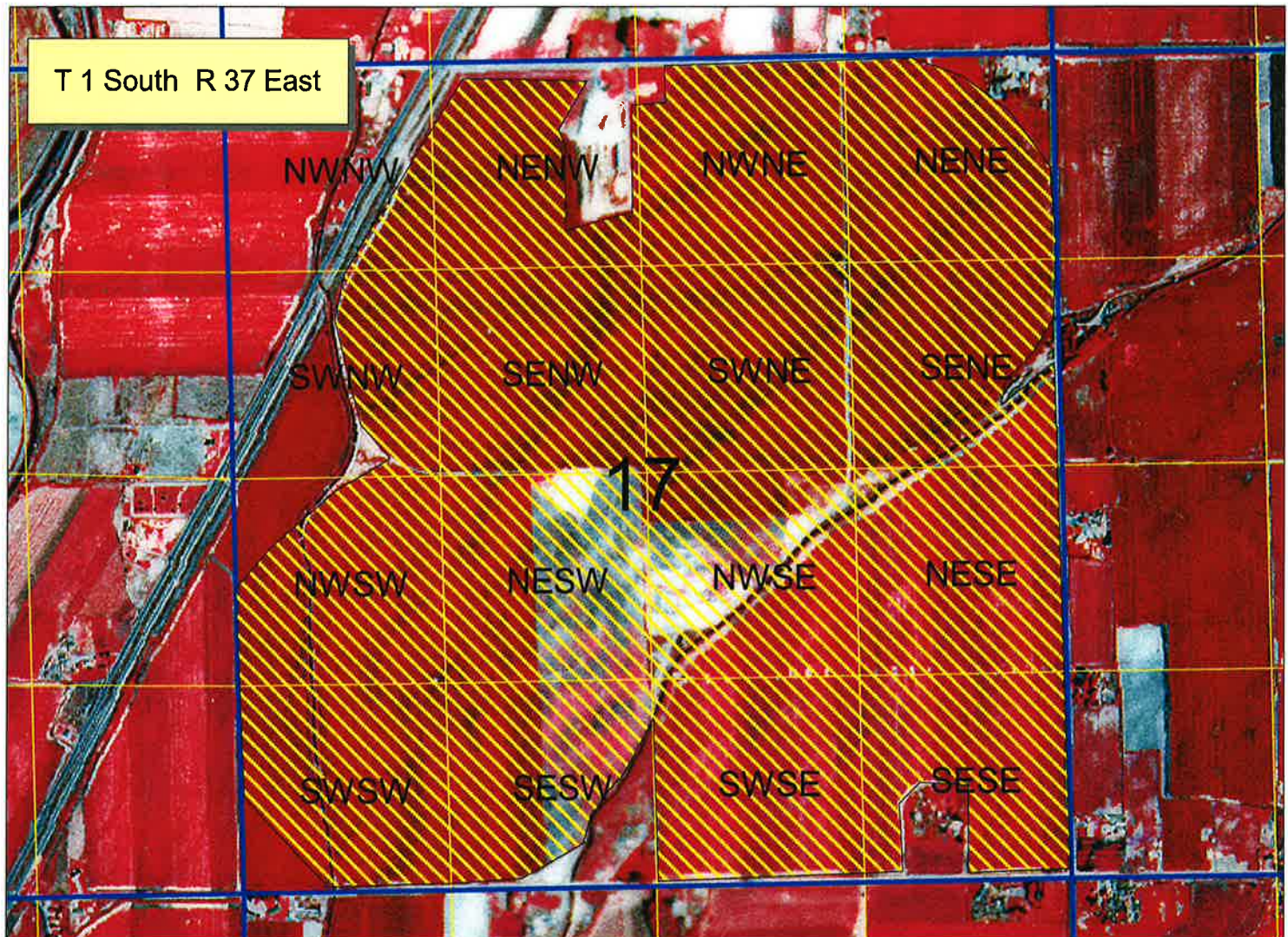


# State of Idaho

## Division of Water Resources

### Eastern Region

Water Right(s): 27-07103



1320 0 1320 2640 Feet

PROFILED

SCANNED

MAY 03 2003

- Place of Use
- Point of Diversion
- Section
- Quarter Quarter



GIS Place of Use Illustration  
1987/1988 NAPP photography  
Prepared by R. Mikesell  
Date: January 2004

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

**RIGHT NUMBER:** 27-7103

**NAME AND ADDRESS:**

RONALD ESPLIN AND SONS  
747 E 1000 N  
SHELLEY ID 83274

**SOURCE:**

Source:

Tributary:

GROUND WATER

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

**QUANTITY:**

5.430 CFS

2,020.000 AFY

~~0.000 AFY~~

This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 2020.0 af at the field headgate for the lands above.

**PRIORITY DATE:**

05/28/1980

**POINT OF DIVERSION:**

T01S R37E S17 SWNWSE  
Within BINGHAM County

**PURPOSE AND  
PERIOD OF USE:**

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

5.430 CFS

2,020.00 AFY

**PLACE OF USE:**

IRRIGATION

within BINGHAM County

T01S R37E S17 NENE 33.5  
T01S R37E S17 NWNE 38.0  
T01S R37E S17 SWNE 37.0  
T01S R37E S17 SENE 37.0  
T01S R37E S17 NENW 18.0  
T01S R37E S17 NWNW 4.5  
T01S R37E S17 SWNW 16.5  
T01S R37E S17 SENW 38.0  
T01S R37E S17 NESW 37.5  
T01S R37E S17 NWSW 34.0  
T01S R37E S17 SWSW 33.5  
T01S R37E S17 SESW 30.5  
T01S R37E S17 NESE 39.0  
T01S R37E S17 NWSE 38.0  
T01S R37E S17 SWSE 38.0  
T01S R37E S17 SESE 32.0

505 ACRES TOTAL

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

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

**EXPLANATORY MATERIAL:** BASIS OF CLAIM - License

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

02/04/2004

RECEIVED

JUN 23 2005

Department of Water Resources

NOTICE OF ERROR  
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

**Water right number: 27-7103**

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

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 6-21-05 SIGNATURE: Ronald Esplin

Please print your name: Ronald Esplin

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

RECEIVED  
JUN 23 2005

PROFILED

KJ  
6/28

## Notes

1/29/04 Please put a copy of the license,  
licensing exam, + permit.

1/30/04 Emailed Michael Currell to find  
out about getting the w/e shapes.



Claim Number: A 27-07103

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

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

Recommended Priority Date: \_\_\_\_\_ Recommended Basis \_\_\_\_\_

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

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

License

Reviewer:                     

**Date:**

## Priority Date Data Entry Form

**Priority Date**

Claim No. \_\_\_\_\_

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

**Priority Date**

Claim Number: A27-07103

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

Claimed Point of Diversion: T\_\_\_\_, R\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_. County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

Recommended Point of Diversion: T\_\_\_\_, R\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_. County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

4 Use Claimed POD and Source as Recommended POD and Source

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

GPS Coordinates: \_\_\_\_\_

GPS Coordinates: \_\_\_\_\_

GPS Coordinates: \_\_\_\_\_

GPS Coordinates: \_\_\_\_\_

GPS Coordinates: \_\_\_\_\_

GPS Coordinates: \_\_\_\_\_

Other rights from this POD? no

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

License

Transfers Changing POD no

Reviewer: CB

Date: 1/30/04

## Point of Diversion and Source Data Entry Form

**Point of Diversion**

Claim No. 27-7103

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

If Yes, go to 4  
If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3  
If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5  
If No, recommend the POD as shown on the Permit. Go to 10

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5  
If No, go to 6

Yes (☒) No (☐)

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

If Yes, recommend the POD as shown in the water right file. Go to 10  
If No, go to 6

Yes (☒) No (☐)

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

If Yes, go to 7  
If No, go to 9

Yes (☐) No (☐)

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

If Yes, add condition C03, go to 9  
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes (☐) No (☐)

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10  
If No, go to 9

Yes (☐) No (☐)

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

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

Yes (☐) No (☐)

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

If Yes, enter the appropriate remark and/or condition. POD review is complete  
If No, POD review is complete.

Yes (☐) No (☒)

## Source

Claim No. 27-7/1103

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: A27-07103☒ 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: 1/30/04

Purpose of Use Data Entry Form

## Purpose of Use

Claim No. 22 7103

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: A27-07103☒ 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:

license

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Transfers Changing POU noReviewer: CBDate: 1/30/04

Place Of Use Data Entry Form

## Place of Use

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

If Yes, go to 2a

If No, go to 2b

2a. Is a POU required?

If Yes, go to 5

If No, go to 14

2b. Is a POU required?

If Yes, go to 3

If No, go to 14

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

If Yes, go to 4

If No, go to 7

4. Has the License been issued?

If Yes, go to 6

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

5. Does the parent right have a POU?

If Yes, go to 6

If No, go to 7

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

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

If Yes, go to 8

If No, go to 13

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

If Yes, add condition C05, go to 13

If No, go to 9

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

10. Was an enlargement claim filed?

If Yes, go to 13

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

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

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

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

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.

Claim No. \_\_\_\_\_

Yes (☒) No (☐)

Yes (☒) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☒) No (☐)

Yes (☒) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☐)

Yes (☐) No (☒)

Place of Use

**Period of Use and Quantity Data Entry Form**Claim Number: A27-07103☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity**Water Right Period of Use and Diversion Rate**

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

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

**Claimed Period of Use and Diversion Rate**

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

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

**Recommended Period of Use and Diversion Rate**

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

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

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

License

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Reviewer: CBDate: 1/30/04**Period of Use and Quantity Data Entry Form**

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

## Period of Use

## Quantity

Claim No. 27 - 7103

1. Is the basis of claim a Decree or License?  
If Yes, go to 4  
If No, go to 2  
Yes (X) No ( )
2. Is the basis of claim a Permit or Application?  
If Yes, go to 3  
If No, go to 6  
Yes ( ) No ( )
3. Has the License been issued?  
If Yes, go to 5  
If No, recommend the Quantity shown on the Permit. Go to 11  
Yes ( ) No ( )
4. Does the parent right have a diversion rate and/or volume?  
If Yes, go to 5  
If No, go to 7  
Yes (X) No ( )
5. Can the claimed diversion rate and/or volume be verified using the water right file?  
If Yes, go to 8  
If No, go to 7  
Yes (X) No ( )
6. Is the basis of claim a posted notice?  
If Yes, consult the attorney assigned to the Basin. Go to 7  
If No, go to 7  
Yes ( ) No ( )
7. Is a flow measurement required?  
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9  
If No, describe why a flow measurement is not required. Go to 9  
Yes ( ) No ( )
8. Does the parent right have an annual diversion volume limit?  
If Yes, go to 10  
If No, go to 9  
Yes (X) No ( )
9. Is the source Ground Water and does the purpose of use require a diversion volume limit?  
If Yes, go to 10  
If No, go to 11  
Yes ( ) No ( )
10. Is irrigation a purpose of use?  
If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12  
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12  
Yes (X) No ( )
11. Has a diversion volume limit for this water use been established by a decree, license or transfer?  
If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12  
If No, go to 12  
Yes ( ) No ( )
12. Is a Quantity remark and/or condition required?  
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.  
If No, quantity review is complete.  
Yes (X) No ( )

Quantity

## Summary

Claim No. 27 - 7103

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?  
If Yes, go to 2  
If No, go to 3  
Yes ☒ No ☐
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?  
If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4  
If No, status will be set as Active. Go to 5  
Yes ☐ No ☒
3. Is the water being used for all of the purposes claimed and to the extent claimed?  
If Yes, status will be set as Active. Go to 5  
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4  
Yes ☐ No ☐
4. Is any portion of the claim being recommended?  
If Yes, status will be set as Active. Go to 5  
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5  
Yes ☐ No ☐
5. Is an additional remark and/or condition required?  
If Yes, enter the appropriate remark and/or condition. Go to 6  
If No, go to 6  
Yes ☒ No ☐
6. Would you like to view the recommended right?  
If Yes, go to 7  
If No, the review is incomplete. The recommendation must be viewed to complete the review.  
Yes ☒ No ☐
7. Is this a "split" or "combined" right?  
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8  
If No, go to 8  
Yes ☐ No ☒
8. Do you have documents you would like to attach or link to the file?  
If Yes, go to PowerDOCS and profile the documents. Go to 9  
If No, go to 9  
Yes ☐ No ☒
9. Would you like to set the verification date?  
If Yes, the review is complete.  
If No, the review is incomplete. The recommendation must be verified to complete the review.  
Yes ☒ No ☐

*Combined limit - yes.*

## Summary

# Summary Data Entry Form

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

CIB  
 OIM Qty Cond.  
 R60 Qty Cond.  
 WB7 Qty Cond.  
 Q65 Source Cond.  
 104 " "

Can copy from  
 27-7682

Split or Combined Right Analysis:

ND

Attached Field Notes or Other Documents:

ND

Claim No.:

27-7103

Reviewer

CB

Date

1/30/04

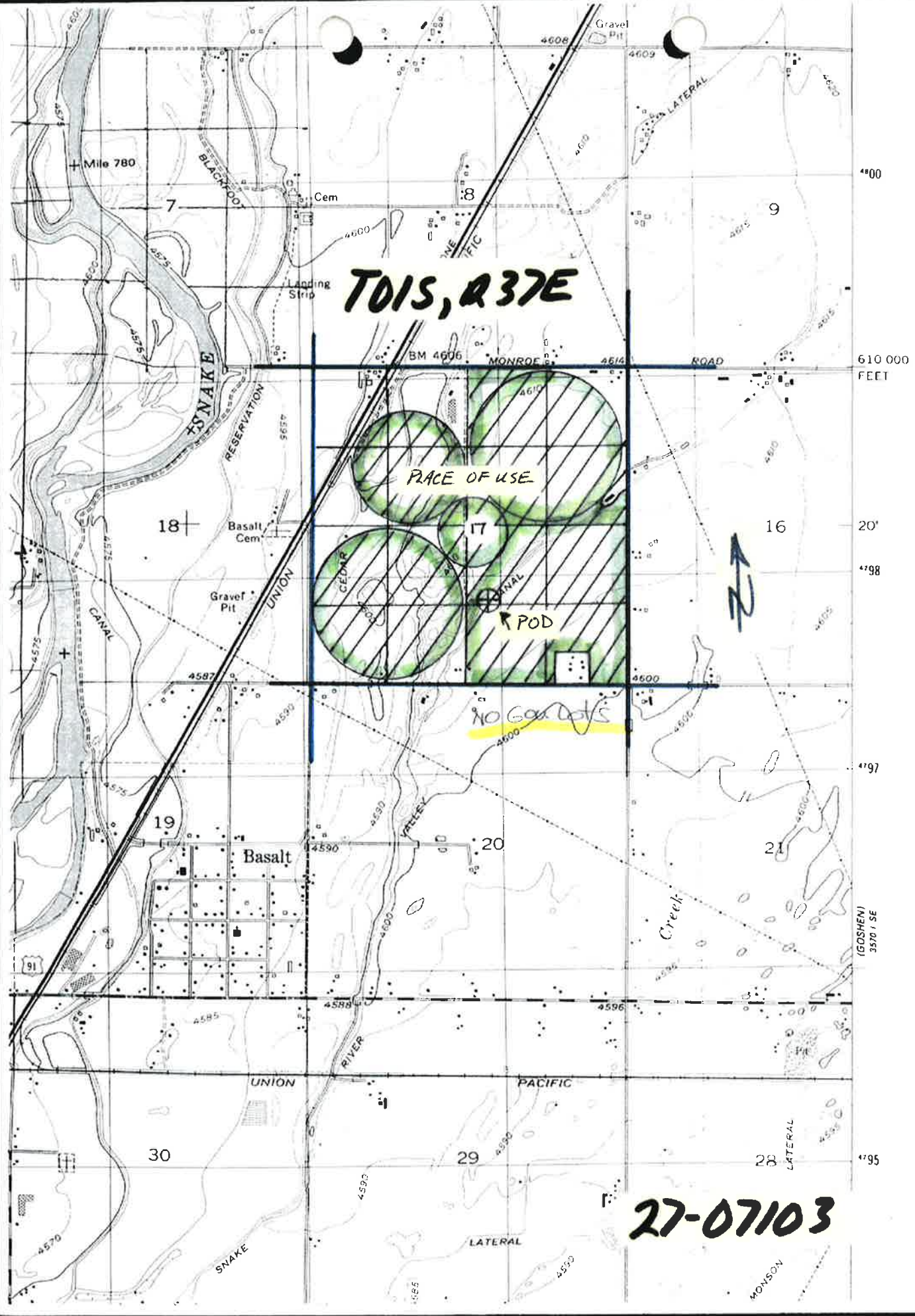
**TOIS, R37E**

PLACE OF USE

POD

NO GARDENS

**27-07103**



TOIS, R37E

HEL  
4  
518

OUT →

OUT →

OUT →

→

PLACE OF USE

MAIN  
↓ 4"

POINT OF DIVERSION  
← 8" ↓

MAIN  
↓ 4"

27-07103

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-7103

WATER RIGHT NUMBER: 27-7103

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

Priority Date: 05/28/1980

Basis: License

Status: Active

Source                                      Tributary  
 GROUND WATER

| <u>Beneficial Use</u>   | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-------------------------|-----------------------|-----------------------|----------------------|
| IRRIGATION              | 04/01 to 10/31        | 5.430 CFS             |                      |
| <u>Total Diversion:</u> |                       | 5.430 CFS             |                      |

Location of Point(s) of Diversion

GROUND WATER                      SW1/4NW1/4SE1/4                      Sec. 17, Twp 01S, Rge 37E, B.M.  
 BINGHAM County

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE   | NW   | SE   | SW   | NE   | NW  | SE   | SW   | NE   | NW   | SE   | SW   | Totals |
|-----|-----|-----|------|------|------|------|------|-----|------|------|------|------|------|------|--------|
| 01S | 37E | 17  | 33.5 | 38.0 | 37.0 | 37.0 | 18.0 | 4.5 | 16.5 | 38.0 | 37.5 | 34.0 | 33.5 | 30.5 | 505.0  |

Total Acres: 505

Conditions of Approval:

- 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
- 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
- 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
- R60 This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 2020.0 af at the field headgate for the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 27-7103

Remarks:

Comments:

1. kwalker 6/19/2003 GIS shape

Comment: The GIS shape I created for this place of use is larger than field examiner recommended. I came up with 526.7 acres rather than 505. I have edited the place of use to that recommended by examiner so right will reflect 505 acres.

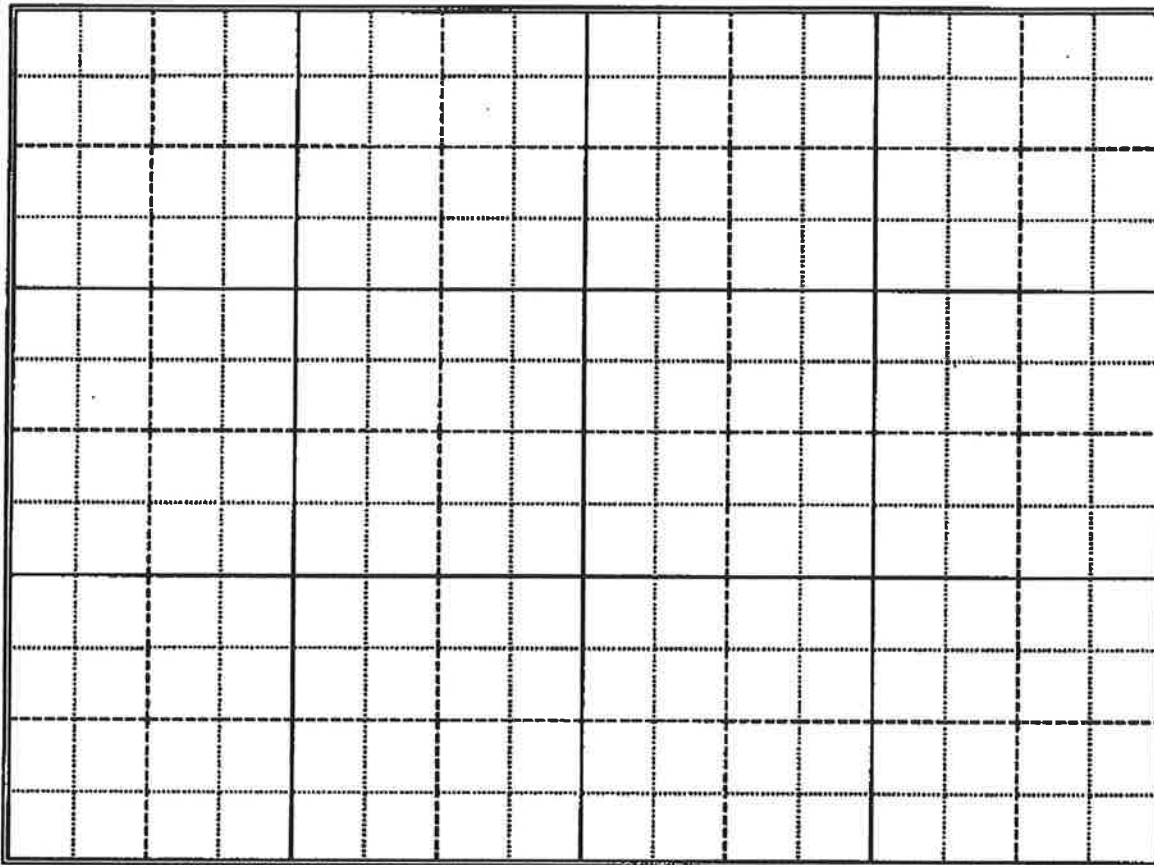
Dates and Other Information:

Licensed Date: 7/11/2003  
Decreed Date:  
Water Supply Bank Enrollment Accepted:  
Water Supply Bank Enrollment Removed:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal:  
Owner Name Connector:  
Water District Number:  
Generic Max Rate Per Acre: 0.02  
Generic Max Volume Per Acre: 4  
Decree Defendant:  
Decree Plaintiff:  
Civil Case Number:  
Judicial District:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Combined Use Limits:



3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable. *SEE MAPS / PHOTOS / FIELD NOTES*



Scale: 1" = \_\_\_\_\_

\_\_\_\_ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

\_\_\_\_ Aerial Photo Attached (required for irrigation of 10+ acres)

\_\_\_\_ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make        | Hp         | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|-------------------|------------|------------------|-----------|-----------------------------------|
|                                       | <i>U.S. MOTOR</i> | <i>125</i> |                  |           | <i>10"</i>                        |
|                                       |                   |            |                  |           |                                   |
|                                       |                   |            |                  |           |                                   |

\*Code to correspond with No. on map and aerial photo

#### D. FLOW MEASUREMENTS

1.

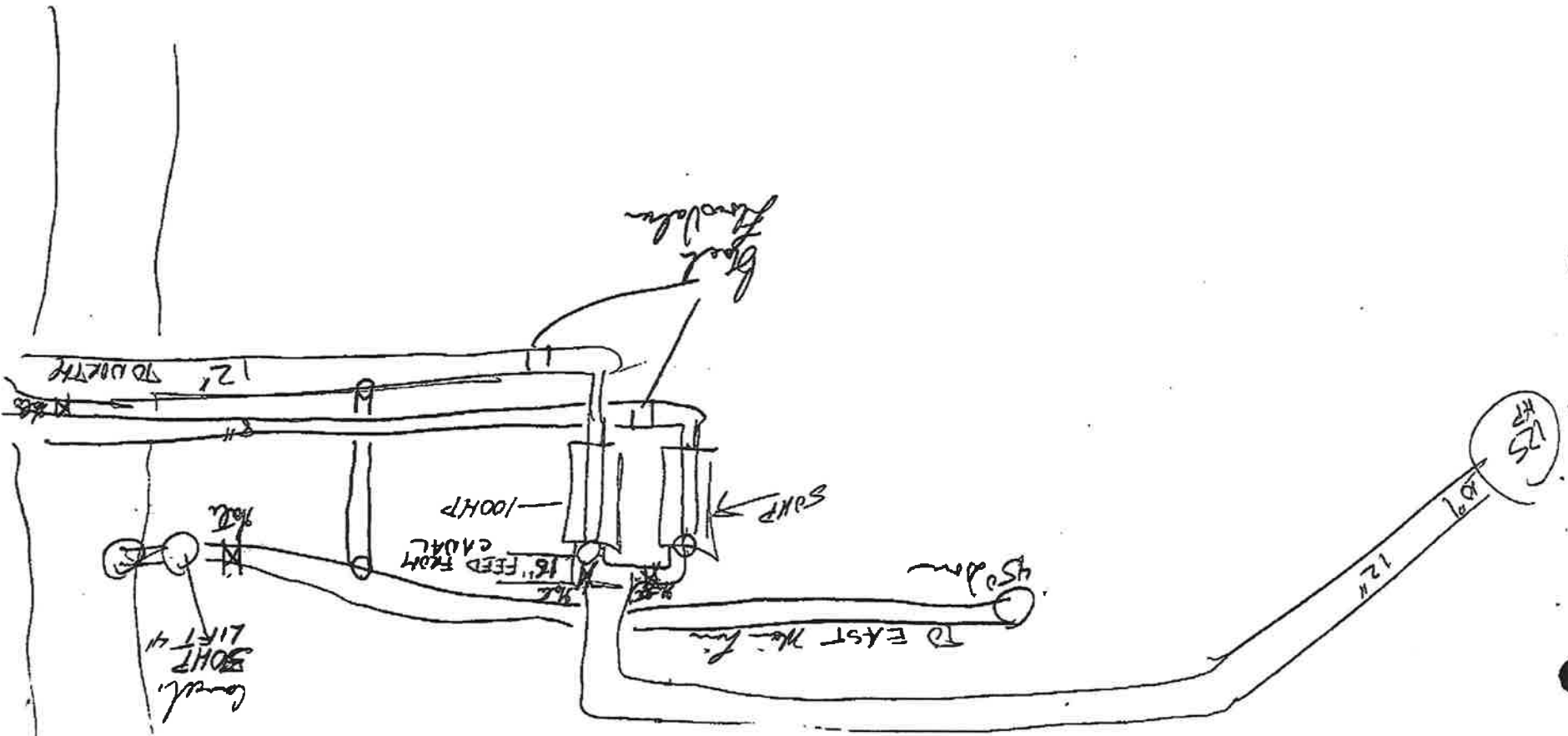
| Measurement Equipment | Type | Make          | Model No. | Serial No. | Size         | Calib. Date |
|-----------------------|------|---------------|-----------|------------|--------------|-------------|
| <i>PRESSURE GAGE</i>  |      | <i>U.S.G.</i> |           |            | <i>0-100</i> |             |
|                       |      |               |           |            |              |             |

2. Measurements: *(PRESSURE LINE)*  
*NONE - OPEN DISCHARGE*



27-07103

Cond.



# FIELD EXAM NOTES

EXAM # 27-07103

DATE OF EXAM 5/6/96

PERMITEE NAME Ronald Exline + Son

OTHER WATER RIGHTS SAME POD None

OTHER WATER RIGHTS SAME POU Canal Right

PUMP #1 HP 125 MAKE U.S. MOTOR SERIAL # \_\_\_\_\_

COLOR AND DESCRIPTION GRAY - Iron Pump

OUTPUT DIAMETER 10 1/2 SYSTEM PRESSURE \_\_\_\_\_ PSI WELL DEPTH 120

STATIC H2O \_\_\_\_\_ WELL DEPTH \_\_\_\_\_ DYNAMIC PUMP \_\_\_\_\_

PSI GAGE TYPE \_\_\_\_\_ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

*Open Discharge to  
Canal if no  
booster in on line*

PUMP #2 HP \_\_\_\_\_ MAKE \_\_\_\_\_ SERIAL # \_\_\_\_\_

COLOR AND DESCRIPTION \_\_\_\_\_

OUTPUT DIAMETER \_\_\_\_\_ SYSTEM PRESSURE \_\_\_\_\_ PSI WELL DEPTH \_\_\_\_\_

STATIC H2O \_\_\_\_\_ WELL DEPTH \_\_\_\_\_ DYNAMIC PUMP \_\_\_\_\_

PSI GAGE TYPE \_\_\_\_\_ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

BOOSTER PUMP #1 HP \_\_\_\_\_ MAKE \_\_\_\_\_ SERIAL # \_\_\_\_\_

COLOR AND DESCRIPTION \_\_\_\_\_

BOOSTER PUMP #2 HP \_\_\_\_\_ MAKE \_\_\_\_\_ SERIAL # \_\_\_\_\_

COLOR AND DESCRIPTION \_\_\_\_\_

CIRCLE PIVOT ☒ [Y] [N] NUMBER OF TOWERS \_\_\_\_\_ PIVOT LENGTH \_\_\_\_\_

PRESSURE [H] ☒ [L] 4710075

2 1/4 mile 8 TOWER 1320? LOW  
2 6 TOWER 3 TOWER PRESSURE

HAND LINES ☒ [Y] [N] NUMBER OF LINES 10 LENGTH OF LINES 1 1/4 mile

RAIN BIRDS PER LINE (32)10 NOZZEL DIAMETER 5/82

SURFACE WATER TYPE OF MEASUREING DEVICE \_\_\_\_\_

AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH 1

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM

27-07103

RONALD ESPIN

IRRIGATION

10/7



VIEW OF  
PIPING  
SYSTEM

CENTER PORTION

← PUMP FROM  
CANAL

↔ INTAKE UNDER  
WATER

← TWO  
BOOSTER PUMPS



VIEW OF  
PIPING SYSTEM  
RIGHT SIDE

PIPING ACROSS  
CANAL TO  
SW PLOT

PERMIT  
NUMBER

27-07103

RONALD ESPINO

161647100

2/7

VIEW OF  
RIPRAP SYSTEM  
AND WELL  
←  
AT LEFT SIDE



PERMIT  
NUMBER

27-07103

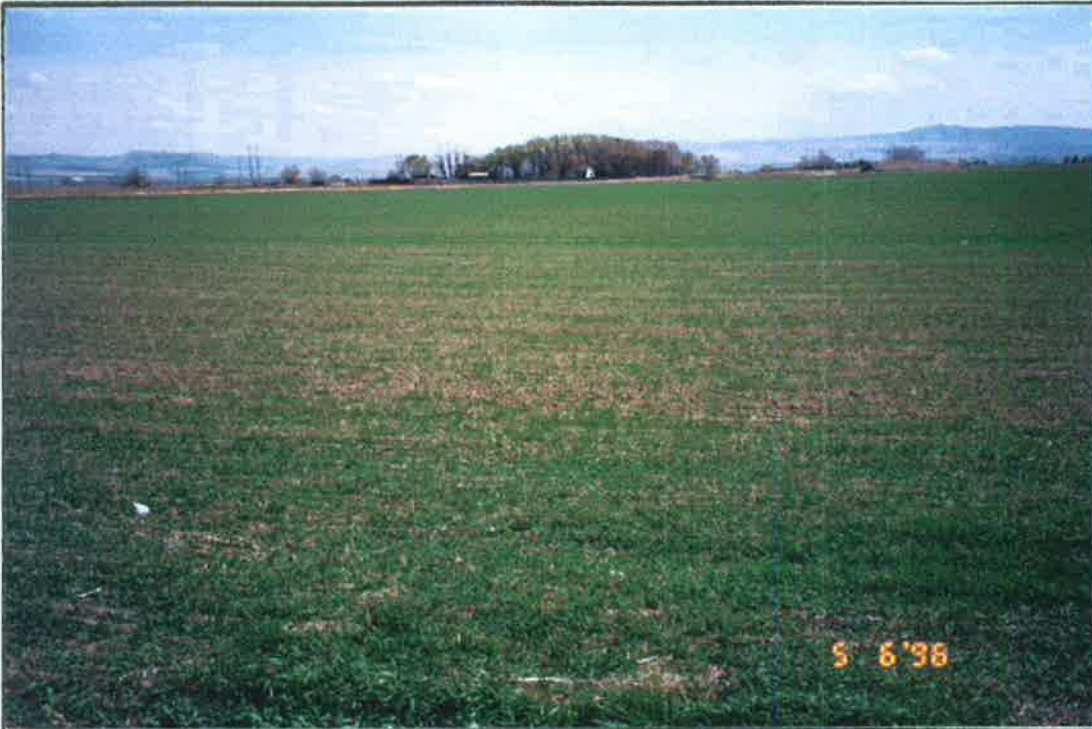
NEXT (4) PHOTO SEQUENCE  
FROM LEFT TO RIGHT.

RONALD ESPIN

IRRIGATION

3/7

VIEW OF  
NORTH EAST  
CORNER  
POU  
VIEW EAST



CENITEK  
PORTIONS  
NE, NW  
SECTIONS  
VIEW SOUTH



PERMIT  
NUMBER

27-07103

RONALD ESPLIN

IRRIGATION

4-17



CENTER  
PORTIONS  
NE, NW  
SECTION  
NE PLOT  
VIEW SOUTH



VIEW OF  
WEST FROM  
NE SECTION

PERMIT  
NUMBER

27-07103

RONALD ESPLIN

IRRIGATION

5/7

VIEW WEST  
FROM SE  
CORNER.



VIEW NORTH  
WEST FROM  
SE CORNER



PERMIT  
NUMBER

27-07103

RONALD ESPLIN

IRRIGATION

6-17



VIEW WEST  
FROM SE  
CORNER OF  
SW CORNER  
160



VIEW NORTH  
WEST FROM  
SE CORNER  
OF SW 160.

PERMIT  
NUMBER

27-07103

DONALD ESPIN

IRRIGATION

757



VIEW NORTH  
FROM EAST  
CORNER OF  
SW ~~40~~ 160.

PERMIT  
NUMBER

27-07103

**E. NARRATIVE/REMARKS/COMMENTS**

THIS PUMP LIFTS WATER APPROXIMATELY 74 FEET TO A  
MANIFOLD SYSTEM WHICH CAN: ① PUMP OPEN DISCHARGE TO  
CANAL; ② PUMP TO BOOSTER PUMPS THEN TO PLACES OF USE; ③ PUMP  
DIRECTLY TO PLACES OF USE.

AT TIME OF TEST, PUMP WAS OPEN DISCHARGE TO CANAL  
WITH FULL PIPE FLOW (DUE TO MANIFOLD DESIGN).

PUMP IS USED DURING TIMES OF DROUGHT AND LOW CANAL  
WATER.

Have conditions of permit approval been met? ☒ yes ☐ no

## F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q = \text{SONIC METER} = 5.43 \text{ CFS}$$

## G. VOLUME CALCULATIONS

### 1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 505 \text{ AC} \times 3.5 = 1,767.5 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 5.43 \text{ CFS} \times 183 \times 1.9835 = 1,970.98 \text{ AF}$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = 1,767.5 \text{ AFA}$$

### 2. Volume Calculations for Other Uses:

## H. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| IRRIGATION     | 4/15          | 10/15 | 5.43                         | 1,767.5                  |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| Totals:        |               |       | 5.43 CFS                     | 1,767.5 AFA              |

### 2. Recommended Amendments

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

## I. AUTHENTICATION

Field Examiner's Name SIMPKINS Date 1/13/97

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PERMIT  
NO. 27-7103 IN THE NAME OF  
RONALD ESPLIN & SONS

---

ORDER OF REINSTATEMENT

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 27-7103 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 27-7103 to appropriate the public waters of the State of Idaho with a proposed priority of JULY 20, 1977.
2. On APRIL 17, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 16, 1986.
3. The license examination fee was not paid within one year of the date, and the permit lapsed for failure to pay the license examination fee.

MICROFILMED

JUN 12 1989

4. The license examination fee was received on  
APRIL 24, 1989, 1042 day(s) late.

#### CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 27-7103 should be advanced 1042 day(s).

#### ORDER

IT IS HEREBY ORDERED that Permit to Appropriate Water No. 27-7103 is reinstated.

IT IS FURTHER ORDERED that the date of priority of Permit No. 27-7103 is advanced to MAY 28, 1980.

Dated this 16<sup>th</sup> day of May, 1989.

J. Glen Saxton  
Chief, Water Allocation Bureau

MICROFILMED

JUN 12 1989



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS  
Governor

A. KENNETH DUNN

Director

27-7111  
FISHLIN & SONS, MUNAID  
RT. 2 BOX 43  
SHELLBY, ID 83274

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

April 17, 1987

Dear Permit Holder:

**LAPSE NOTICE**  
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 17, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 17, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 17, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

If you have questions, please contact any office of the Department.

Sincerely,

*L. Glen Saxton*  
L. GLEN SAXTON, Chief  
Operations Bureau

je

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 27-7103  
Date Received: 7/22/2003  
Receipt No: E029023  
Received By: DC

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

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

2. Date of Priority: 05/28/1980

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot |    |    | County  | Type |
|----------|-------|---------|-----------------------|----|----|---------|------|
| 01S      | 37E   | 17      | SW                    | NW | SE | BINGHAM |      |

5. Description of diverting works:

Well with 125 hp pump

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 10/31 | 5.43   |            |

7. Total Quantity Appropriated is:  
5.43 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot |    | Use        | Acres |
|----------|-------|---------|----------------|----|------------|-------|
| 01S      | 37E   | 17      | NW             | NE | IRRIGATION | 38    |
|          |       |         | NW             | SW | IRRIGATION | 34    |
|          |       |         | NE             | SE | IRRIGATION | 39    |

|    |    |            |      |
|----|----|------------|------|
| SW | SE | IRRIGATION | 38   |
| SE | SE | IRRIGATION | 32   |
| NE | NE | IRRIGATION | 33.5 |
| SW | NE | IRRIGATION | 37   |
| SE | NE | IRRIGATION | 37   |
| NE | NW | IRRIGATION | 18   |
| NW | NW | IRRIGATION | 4.5  |
| SW | NW | IRRIGATION | 16.5 |
| SE | NW | IRRIGATION | 38   |
| NE | SW | IRRIGATION | 37.5 |
| SW | SW | IRRIGATION | 33.5 |
| SE | SW | IRRIGATION | 30.5 |
| NW | SE | IRRIGATION | 38   |

Section Acres 505

Total Acres 505

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 2020.0 af at the field headgate for the lands above.

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin

Adjudication." (b.) I/We do \_\_\_\_\_ do not X 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 a partner of  
Title  
Ronald Eplin & Sons, that I have signed the foregoing  
Organization  
document in the space below as partner of  
Title  
Ronald Eplin & Sons and that the statements contained in the  
Organization  
foregoing document are true and correct. Ronald Eplin - partner

Signature of Authorized Agent

of Ronald Eplin & Sons - a Partnership  
Title and Organization

7-22-03  
Date

State of Idaho

County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this

22 of July 2003

Dave Carlson

Notary Public

Residing at Ruby, Id

My commission Expires 2/26/2008

