

10/01/2004

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

RIGHT NUMBER: 27-7330

NAME AND ADDRESS: JOSEPH M OLER
505 SUGAR AVE
SHELLEY ID 83274

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.560 CFS
512.000 AFY

The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 11/04/1982

POINT OF DIVERSION:

T01S R37E S10 NESWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	2.560 CFS 512.00 AFY

Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

PLACE OF USE: IRRIGATION Within BINGHAM County

T01S R37E S10	NESW	32.0	T01S R37E S10	NWSW	32.0
T01S R37E S10	SWSW	32.0	T01S R37E S10	SESW	32.0

128 ACRES TOTAL

This water right is appurtenant to the described place of use.

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

10/01/2004

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

The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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**



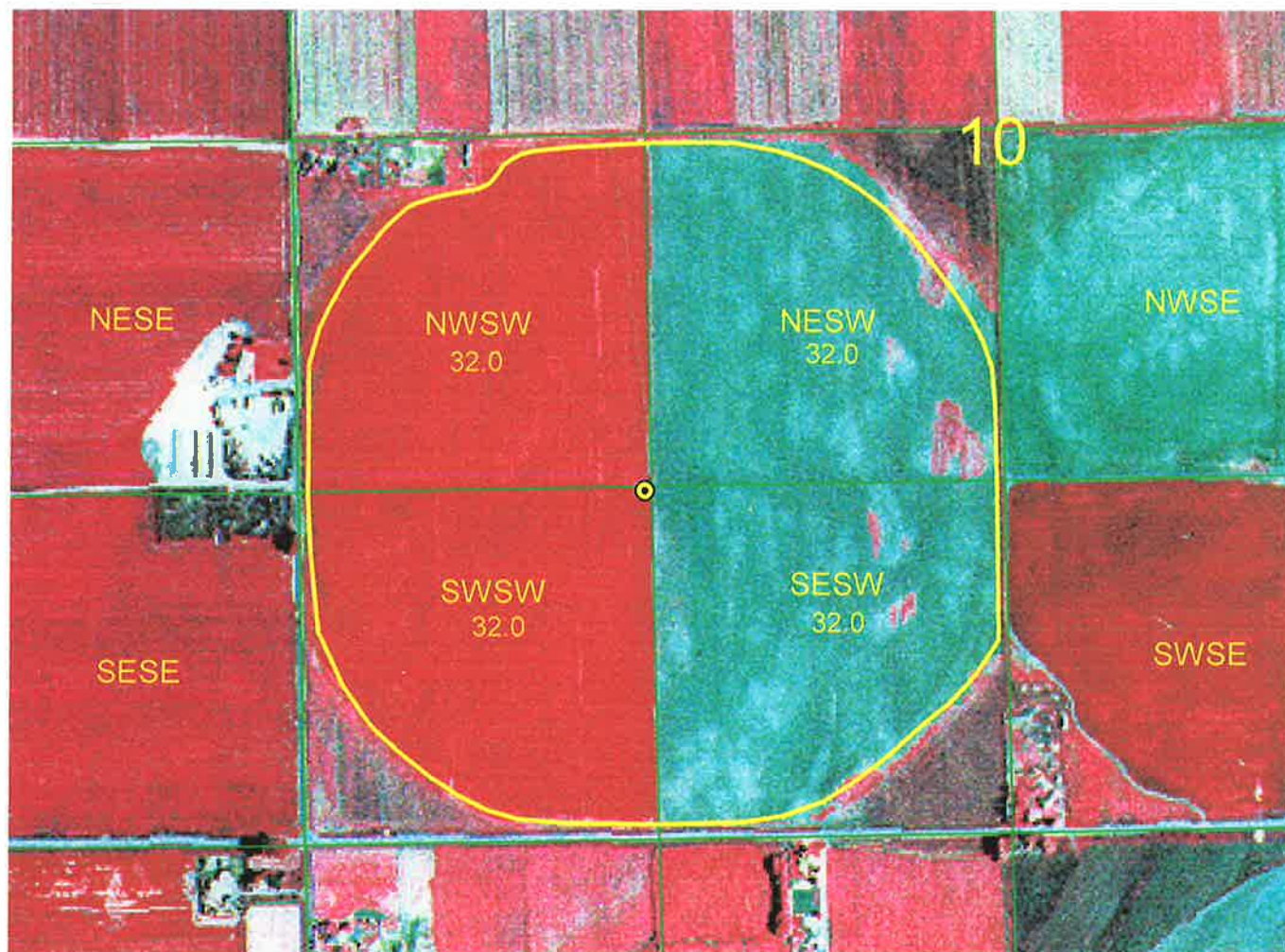
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7330



800 0 800 1600 Feet

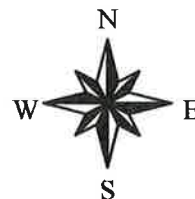
IRRIGATED ACRES 128.0

LEGEND

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

Place of Use: T1S, R37E:
(part of) Sec. 10, NESW,
NWSW, SWSW, SESW

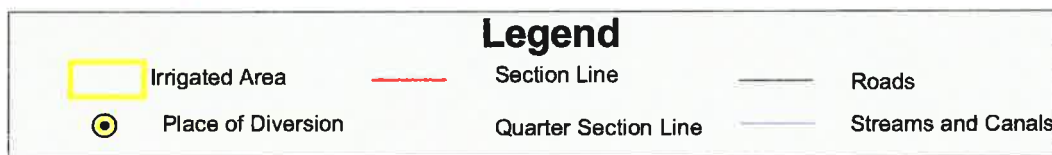
Point(s) of Diversion: T1S, R37E:
Sec. 10, NESWSW



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

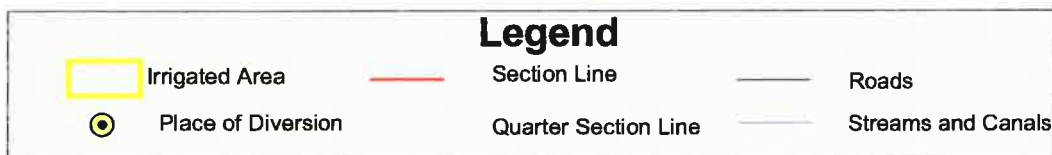
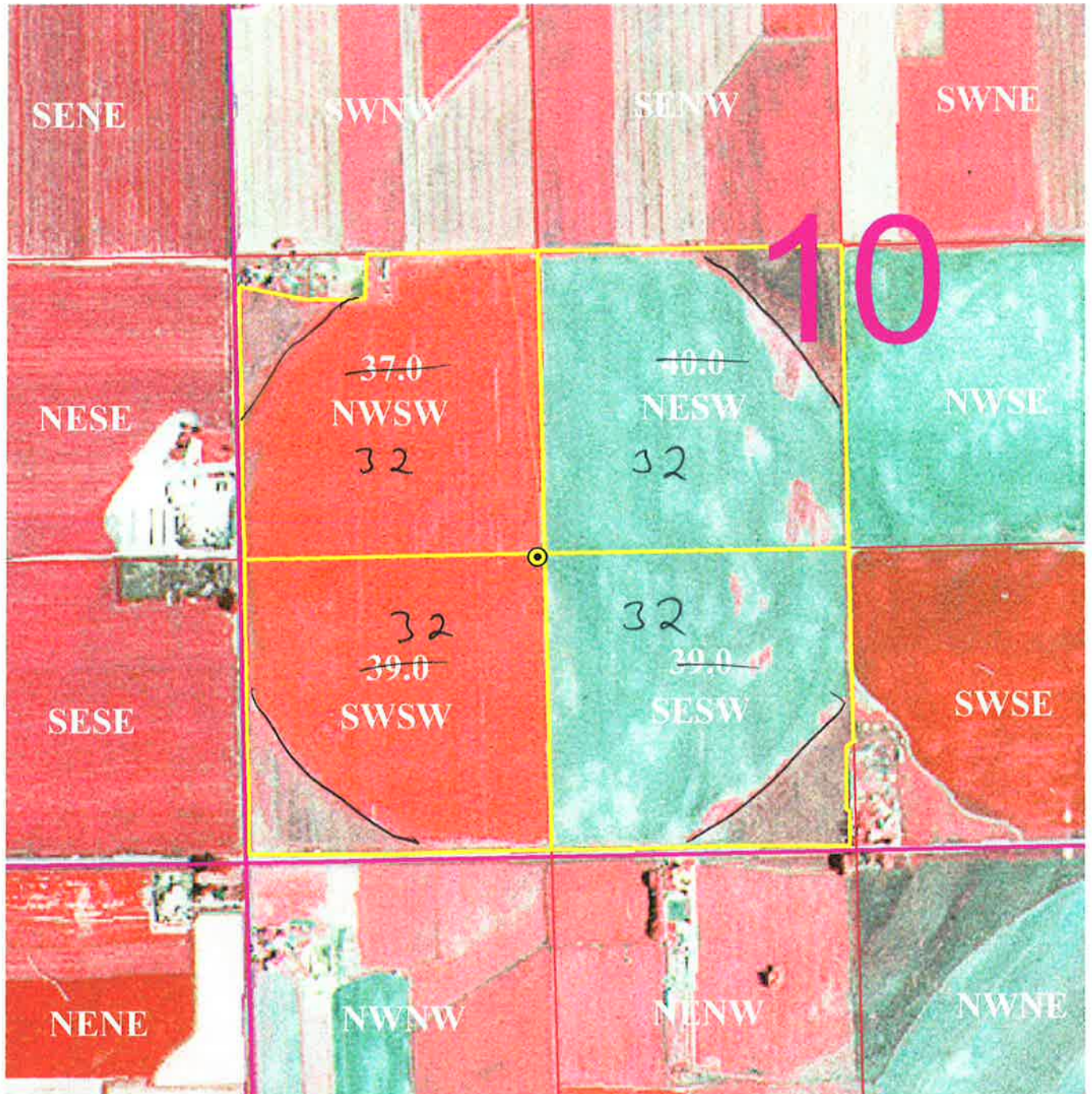
Water Right Claim Number 27-07330
Township , 1S37E

11/13/2000



Water Right Claim Number 27-07330
Township , 1S37E

11/13/2000

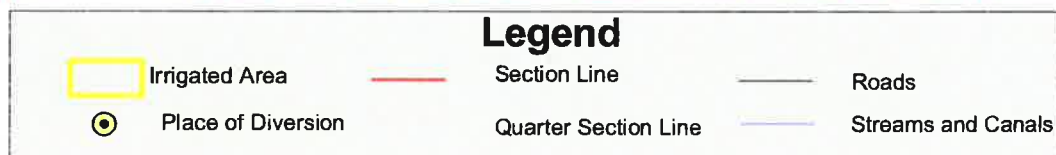
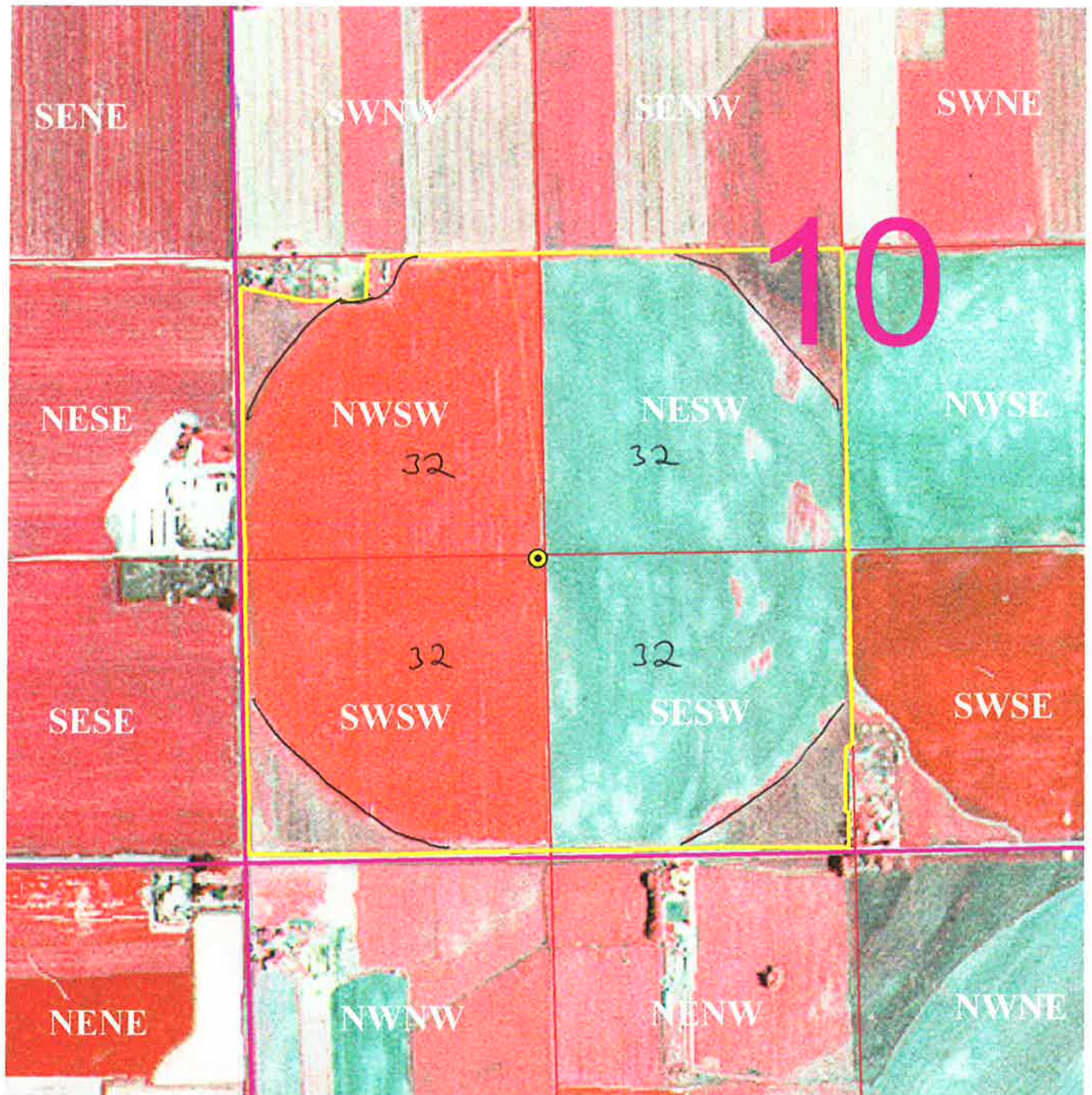


400 0 400 800 Feet



Water Right Claim Number 27-07330
Township , 1S37E

11/13/2000



400 0 400 800 Feet



Basin 27

Basin No.	Sequence Number	Split Suffix	Name	R	D	Basis of a Claim	yyyy-mm-dd Priority Date	File Movement	Remarks	Y N/A Layout	Useage	Other Water Rights Used	S=Stevens	Stevens Decrease #	Total CFS
27	7330		Oler, Joseph M.			License	1982-11-04	To Skip 10/14/03. To Cindy 11/05/03			irrigation				0.32
27	11991		Oler, Joseph M.			License	1974 09 11		Parent is 27-11991		irrigation				

Notes

2/9/04 Sent Joseph Oler an ownership change form on 27-7330 & 27-7044.

Once we get an ownership change form from Mr. Oler, then we need to amend the claim to match the license. Original claim was based on the application, it's now a license. CB

2/18/04. Left a message for Joseph reminding him I need the ownership change information.

2/23/04. Joe called to find out if it was dismissed at 1" per acre. CB

2-24-04 Received ownership change and Warranty deed for Joseph Oler. PB

9/27/04. ready for eCVR. Recommend as noted.

Claim Summary Worksheet

Claim No. 27 - 7330

Completion of claim is dependent on processing the following documents and/or actions.	Requested	Response date	Received	Completed	Notes
OWNERSHIP					
Ownership Change Form	2/9/04	2/23/04	2/24/04		
Warranty Deed			✓		
Map(s)					
Is this a split? Y N					
AMENDMENT					
Notarized amended claim					
Correction in POD/Source					
Correction in POU					
Change in Priority Date					
Change in Diversion Rate					
ENLARGEMENT					
1. Advised claimant need to file enlargement claim					
2. Receive enlargement claim					
3. Eastern registration process					
4. Notarized claim					Enlargement Claim # -
SPLIT CLAIM	Obtain information from Eastern				Parent Right # - : CFS
Ownership					Children # - : CFS
					Children # - : CFS
					Children # - : CFS
					Children Total: CFS

Children total must agree with parent right.

Notes

Claim A:27-7330

- 1/ Exam done 10-7-03
- 2/ Property sold to Joseph M. Oler
505 Sugar Ave
Shelley, ID
Phone 357-3669

Need change of ownership

- 3/ GPS data - 0652824 File #7330
0250974 Tag # A0012477

4 / claim needs to be adjusted back to ¹²⁸~~132~~ acres

5 / Claimant advised + change of ownership given
on 10-30-03 to Joe Oler.

6 / I don't believe an enlargement claim
can be used since the field exam on
the original license was done in 1996
and only 128 acres was shown to examiners.
See "Remarks" in original field exam in
this file

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Joseph M. Oler	505 Sugar Ave	Shelley, ID		83274	357-3669
Name connector: and _____, or _____, and/or _____						
Current Owner						
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: Joe Oler Phone Number: 357-3669Relationship to Claimant: selfDate of Field Exam: 10-7-03 Time: _____

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

Verify ownership & address change
2/9/04 ownership change form was
sent to Joseph Oler. Ship left the
an ownership change with Mr. Oler
10-30-04.

February 9th -2004 sent Mr. Oler another letter
requesting ownership change.

✓ response date 2/23/04 2/24/04 new ownership cty CR

if no response then recommend to
Emmett Nulph.

Reviewer: CRDate: 8/11/03

Priority Date Data Entry FormClaim Number: 27-7330

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: CDDate: 8/11/03

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
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 (X) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (X) 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 (X) 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 (X) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim. *verify - license*
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Claim Number: 27-1230

Water Right Point of Diversion: T_____, R_____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

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

Source: _____ Tributary: _____

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

Source: _____ Tributary: _____

☒ Use Claimed POD and Source as Recommended POD and Source

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

1S 37E 10	NE SWSW	Bingham	G.W.
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GPS Coordinates: 0652824 0250974

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? None

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

license

link slope file #7330.

field exam

Transfers Changing POD

Reviewer: CB

Date: 0/11/03

Point of Diversion

Claim No. -

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

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

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

If No, go to 6

Yes (☒) No (☐)

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

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

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

If Yes, add condition C03, go to 9

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

Yes (☐) No (☐)

8. Was a transfer filed?

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

If No, go to 9

Yes (☐) No (☐)

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

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

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

Yes (☐) No (☐)

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

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

If No, POD review is complete.

Yes (☐) No (☒)

SourceClaim No. -

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

4. Does the parent right have a Source?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

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

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

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a Posted Notice?

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

If No, go to 7

Yes (☐) No (☐)

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

If Yes, go to 8

If No, go to 10

Yes (☐) No (☐)

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

If Yes, add condition C02, go to 10

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

Yes (☐) No (☐)

9. Did the claimant file a transfer?

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

If No, go to 10

Yes (☐) No (☐)

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

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

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

Yes (☐) No (☐)

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

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

If No, Source review is complete.

Yes (☐) No (☒)

Place Of Use Data Entry Form

Claim Number: 27- 7830☐ Use Claimed POU as Recommended POU

Claimed Place of Use

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

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
15	37E	10	NESW		Bingham		32	Irrigation.
			NWSW		Bingham		32	Irrigation.
			SWSW		Bingham		32	"
			SESW		"		32	"

Total Acres 128.

Document how the POU was verified:

field verify the POU (done 10/3/04.)Now based on license claim needs to be amended

Transfers Changing POU

No.

Reviewer:

CS

Date:

8/11/03

Place of UseClaim No. -

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

If Yes, go to 2a
If No, go to 2bYes (☒) No (☐)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14Yes (☒) No (☐)

2b. Is a POU required?

If Yes, go to 3
If No, go to 14Yes (☐) No (☐)

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

If Yes, go to 4
If No, go to 7Yes (☐) No (☐)

4. Has the License been issued?

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14Yes (☐) No (☐)

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7Yes (☒) 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 7Yes (☐) No (☒)

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

If Yes, go to 8
If No, go to 13Yes (☒) No (☒) ⁰⁸

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

If Yes, add condition C05, go to 13
If No, go to 9Yes (☐) 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 12Yes (☐) No (☐)

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11Yes (☐) 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 13Yes (☐) 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 13Yes (☐) 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 14Yes (☒) No (☐)

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

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.Yes (☒) No (☐)

Purpose of Use Data Entry Form

Claim Number: 27-7330☒ 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 _____

Reviewer: CBDate: 8/11/03

Purpose of Use

Claim No. _____

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the 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 (☒)

Period of Use and Quantity Data Entry Form

Claim Number: 27-7330☐ 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
Irrigation	4/1	1/1	2.56	512

Overall Diversion Rate 2.56 Overall Diversion Volume 512

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

license
field exam

Reviewer: CBDate: 8/12/03

Period of Use

Claim No. _____

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

Quantity

Claim No. _____

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

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

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

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

If Yes, go to 8

If No, go to 7

Yes (☐) No (☒)

6. Is the basis of claim a posted notice?

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

If No, go to 7

Yes (☐) No (☐)

7. Is a flow measurement required?

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

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

Yes (☐) No (☒)*Measured outside of Basin in 1996 under the Lic. Exam.*

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

If Yes, go to 10

If No, go to 9

Yes (☐) No (☐)

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

If Yes, go to 10

If No, go to 11

Yes (☒) No (☐)

10. Is irrigation a purpose of use?

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

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

Yes (☒) No (☐)

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

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

If No, go to 12

Yes (☐) No (☐)

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

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

If No, quantity review is complete.

Yes (☒) No (☐)

3

Summary

Claim No. -

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

Yes (☒) No (☐)

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?

Yes (☐) No (☒)

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?

Yes (☐) No (☐)

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?

Yes (☐) No (☐)

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?

Yes (☒) No (☐)

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?

Yes (☒) No (☐)

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?

Yes (☐) No (☒)

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?

Yes (☐) No (☒)

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?

Yes (☒) No (☐)

If Yes, the review is complete.

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

Claim No.: 27-7330

Summary Data Entry Form

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

C18
904 POU Condition.
901 Gen Cond
902 Gen Cond
903 Qty Cond
048 Gen Cond
049 Gen Cond
R31 Qty Cond
050 Purpose Cond.

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

yes

Claim No.: 27-7330

Reviewer

CB

Date

2/9/04

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.

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	<u>A27-07330</u>	<u>N</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	<u>A27-07044</u>	<u>Y</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

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

Emmett Nulph
1032 N. 900 E Shelley, ID 83274

4. New Owner/Claimant(s)

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

New Mailing Address

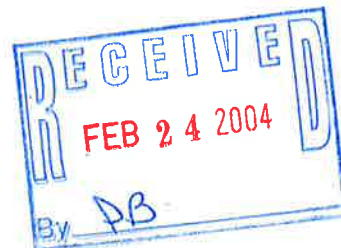
City, State and ZIP Code

New Telephone Number

Joseph M. Oler
505 Sugar Ave Shelley, ID 83274
(208) 357-3669

5. Date you acquired the property

2002



WARRANTY DEED

Order No.:3020002646-L

FOR VALUE RECEIVED

509428

Emmett R. Nulph, individually and Emmett R. Nulph as trustee of the Unified Credit Shelter Trust created by the Last Will and Testament of Barbara Dean Nulph

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Joseph M. Oler - a single person

whose current address is 505 Sugar Ave., Shelley, Idaho 83274

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Parcel 1:

NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 1 South, Range 37 East, Boise Meridian, Bingham County, Idaho, EXCEPTING a road right-of-way 1 rod wide along the entire side thereof; and FURTHER EXCEPTING THEREFROM that property described as follows:

Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, Township 1 South, Range 37 East, Boise Meridian, described as: Beginning at a point that is North 00°28'41" East 1695.00 feet along the Section line from the Southeast corner of said Section 9, and running thence North 89°06'29" West 321.26 feet; thence North 00°19'01" East 67.39 feet; thence North 33°47'30" East 138.39 feet; thence North 46°33'05" East 340.77 feet to the east line of said Section 9; thence South 00°28'41" West 421.76 feet along said East line to the Point of Beginning.

ALSO EXCEPTING THEREFROM:

Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 1 South, Range 37 East, Boise Meridian, Bingham County, Idaho described as: follows:

Beginning at a point that is North 00°28'41" East 1338.62 feet along the Section line from the Southeast corner of said Section 9 and running thence North 89°12'59" West 320.25 feet along the line that is parallel with and 16.5 feet perpendicular to the North line of the Southeast Quarter of the Southeast Quarter of said Section 9, said line being described in Deed, Instrument No. 444331; thence North 00°19'01" East 356.99 feet; thence South 89°06'29" East 321.26 feet to the East line of said Section 9, thence South 00°28'41" West 356.38 feet along said East line to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 2/19/2002


Emmett R. Nulph


Emmett R. Nulph, as Trustee of the Unified Credit Shelter Trust created by the Last Will and Testament of Barbara Dean Nulph

RECORDED
2002 FEB 19 PM 4:50
BIDG. REC'D IDAHO

State of Idaho

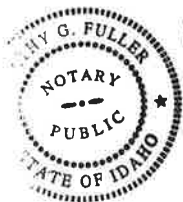
County of Bingham

ss.

On this 2-19-02, before me, a Notary Public in and for said state, personally appeared Emmett R. Nulph,

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.



Cathy G. Fuller
Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 03-19-2007

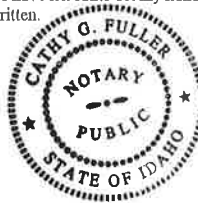
State of Idaho

} ss.

County of Bingham

On this 19th day of February 2002, before me, a Notary Public in and for said state, personally appeared Emmett R. Nulph known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Unified Credit Shelter Trust created by the Last Will and Testament of Barbara Dean Nulph, and acknowledged to me that he executed the same as Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Cathy G. Fuller
Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 03-19-2007

509428

509429

CORPORATION DEED

2002 FEB 19 PM 4:50

Order No. 3020002646-LP

For Value Received

Triple N. Farms, Inc.

a corporation duly organized and existing under the laws of the State of Idaho, Grantor,
does hereby Grant, Bargain, Sell and convey unto

Joseph M. Oler - a single person

whose current address is: 505 Sugar Ave., Shelley, Idaho 83274

the following described real estate, to-wit:

Parcel 2:

Township 1 South, Range 37 East, Boise Meridian, Bingham County, Idaho, Section 9:
E $\frac{1}{2}$ NE $\frac{1}{4}$

EXCEPTING THEREFROM, Beginning at the NE corner of said Section 9; and running
thence West along the North Section line, 223.93 feet; thence South 00°07'45" East 603.52
feet; thence East 223.93 feet to a point in a county road; thence North 00°07'45" West
603.52 feet to the Point of Beginning.

ALSO EXCEPTING THEREFROM:

Beginning at a point that is South 860.80 feet along the section line from the NE corner of
Section 9, Township 1 South, Range 37 East, Boise Meridian, (said NE corner being a 5/8"
iron rod as shown on the recorded corner perpetuation sheet and being North 2644.66 feet
from the East $\frac{1}{4}$ corner begin a 2" aluminum cap as shown on the recorded corner
perpetuation sheet) and running thence South 215.96 feet along said section line; thence
West 216.71 feet; thence North 215.96 feet; thence East 216.71 feet to the Point of
Beginning.

ALSO EXCEPTING THEREFROM:

Beginning at a point that is South 1076.76 feet along the section line from the NE corner of
Section 9, Township 1 South, Range 37 East, Boise Meridian, (said NE corner being a 5/8"
iron rod as shown on the recorded corner perpetuation sheet and being North 2644.66 feet
from the East $\frac{1}{4}$ corner of said Section 9, said East $\frac{1}{4}$ corner being a 2" aluminum cap as
shown on the recorded corner perpetuation sheet) and running thence South 225.80 feet
along said Section line; thence South 89°44'10" West 216.71 feet; thence North 226.80 feet;
thence East 216.71 feet to the Point of Beginning.

Parcel 3:

Township 1 South, Range 37 East, Boise Meridian, Bingham County, Idaho, Section 10:
SW $\frac{1}{4}$.

EXCEPTING THEREFROM: Part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 1 South,
Range 37 East, Boise Meridian, Bingham County, Idaho, described as follows:
Beginning at the West Quarter corner of said Section 10 and running thence South
00°28'41" West 145.32 feet along thence Section line; thence South 89°28'25" East 352.32
feet; thence North 00°28'41" East 143.34 feet to the North line of said Northwest Quarter of
the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$); thence North 89°09'01" West 352.32 feet along said
North line to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantee(s), heirs and assigns forever. And the Grantor does hereby covenant to and with
the Grantee(s), that it is the owner of said premises; that they are free from all
encumbrances EXCEPT: current year taxes, conditions, covenants, restrictions,
reservations, easements, rights and rights of way, apparent or of record.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of
Directors has caused its corporate name to be hereunto subscribed by its President and its
corporate seal to be affixed by its Secretary this February 19, 2002.

M

MB

By: _____

Triple N. Farms, Inc.

By: Mark Nulph, President

By: Mark Bolander, Secretary

State of Idaho

County of Bingham

} ss.

On this 19th day of February, 02, before me, a Notary Public in and for said state, personally appeared Mark Nulph and Mark Bolander known to me to be the President and Secretary of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, executed the foregoing in said Corporation name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Cathy G. Keller
Notary Public for the State of Idaho
Residing at Blackfoot
Commission Expires: 03-19-2007

509429



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

February 9, 2004

Joseph M. Oler
505 Sugar Ave.
Shelly, ID 83274

Ref: SRBA Claims 27-7044 and 27-7330

Subject: Ownership Change

RESPONSE DATE: February 23rd, 2004

Dear Mr. Oler:

Last fall Harold Jones a subcontractor working with the Department of Water Resources visited the farm described under SRBA claims 27-7044 and 27-7330. While there he discovered that you had purchased some of the ground under these rights. I've enclosed a "Notice of change in water right ownership form 42-248/42-1409(6) July, 2000 for your convenience. Please fill out the appropriate areas and return this form with the proper supporting documentation by the above referenced response date.

If proper ownership documents are not received by the above date, then all legal notices that IDWR is required by law to be mailed to the claimant of the Notice of Claim will be sent to the name and address currently shown in IDWR's records, and this notice will be deemed legally sufficient.

Respectfully,

Cindy Bird
Adjudication Bureau

Enclosure: Notice of change in Water Right Ownership form
42-248/42-1409(6) July, 2000.

Copy of the SRBA Notice of Claims 27-7044 and 27-7330.

Well, pump + 8 Tower Roof (looking North)

GPS
Tag



Claw A27-07330

Notes

8/11/03. Verify the new address & ownership.

Skip please verify the additional acres claimed under this right. We may need an additional (enlargement) claim to cover the additional acres. When was the additional acres irrigated?

Verify the PoD.

SCANNED

JUL 20 2001

Log for claim 27-07330

Spatial Dynamics LTD

11/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01s37e	10	NESW	40	40	
01s37e	10	NWSW	40	37	
01s37e	10	SWSW	40	39	
01s37e	10	SESW	40	39	
Totals:			160	155	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07330

Priority: November 4, 1982

Maximum Diversion Rate: 2.56 CFS

Maximum Diversion Volume: 512.0 AF

This is to certify, that EMMETT NULPH
1032 N 900 E
SHELLEY ID 83274

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 4, 1982; and has submitted Proof of Beneficial Use on March 28, 1990. An examination indicates that the works have a diversion capacity of 2.730 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.56 CFS	512.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 10, Township 01S, Range 37E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 37E 10	NESW 32	NWSW 32	SWSW 32	128
	SESW 32			

Total number of acres irrigated: 128

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

MICROFILMED
APR 08 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07330

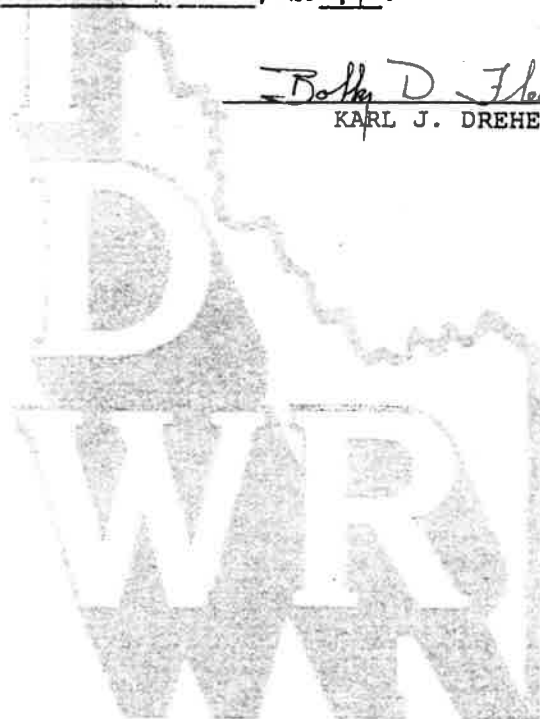
CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for the use of existing rights used for supplemental purposes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25th day of March, 1997.



KARL J. DREHER, Director



MICROFILMED

APR 08 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Emmett Nulph Phone 357-3168

Post office address Rt. #2, Box 357, Shelley, Idaho 83274

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 Township 1S

Range 37E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.20 cfs for irrigation purposes from 4/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 3.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinkler system,
center pivot

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 250 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

MICROFILMED

AUG 16 1989

E. NARRATIVE/REMARKS/COMMENTS

well pump mainline to 8 tower center pivot w/ low pressure heads and an end gun.

Broke pipe wrench trying to get well access port open

No corner irrigated

Accompanied by Mark Mufson. He stated that they have never irrigated the corners, but may in the future if it becomes cost effective.

* Proof of Beneficial Use indicates a request of 3.2 CFS on 160 acres.

Polysonic reading 2.47 CFS. They say they have sufficient water for grain crops.

Actual average - 128.0 acres

* No measuring device, no flow measurement port.

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

MICROFILMED

SEP 2 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 27-7330

1. Owner: Emmett Nulph Phone No. 357-3168

Current Address: 1032N 900E Shelley ID 83274

2. Accompanied by: Mark Nulph EXAM DATE: 22JUN196

Address: 937 E 1000 N Shelley, ID 83274 Phone No. 357-5596

Relationship to Permit Holder: _____

3. Source: GROUND WATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Snake River Valley Irr. Co. (Lumber H₂O)

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SW	10	15	37E	Bingham	ON site

2. Place(s) of Use:

Indicate Method of Determination onsite

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	37E	10									32	32	32	32					128

MICROFILMED

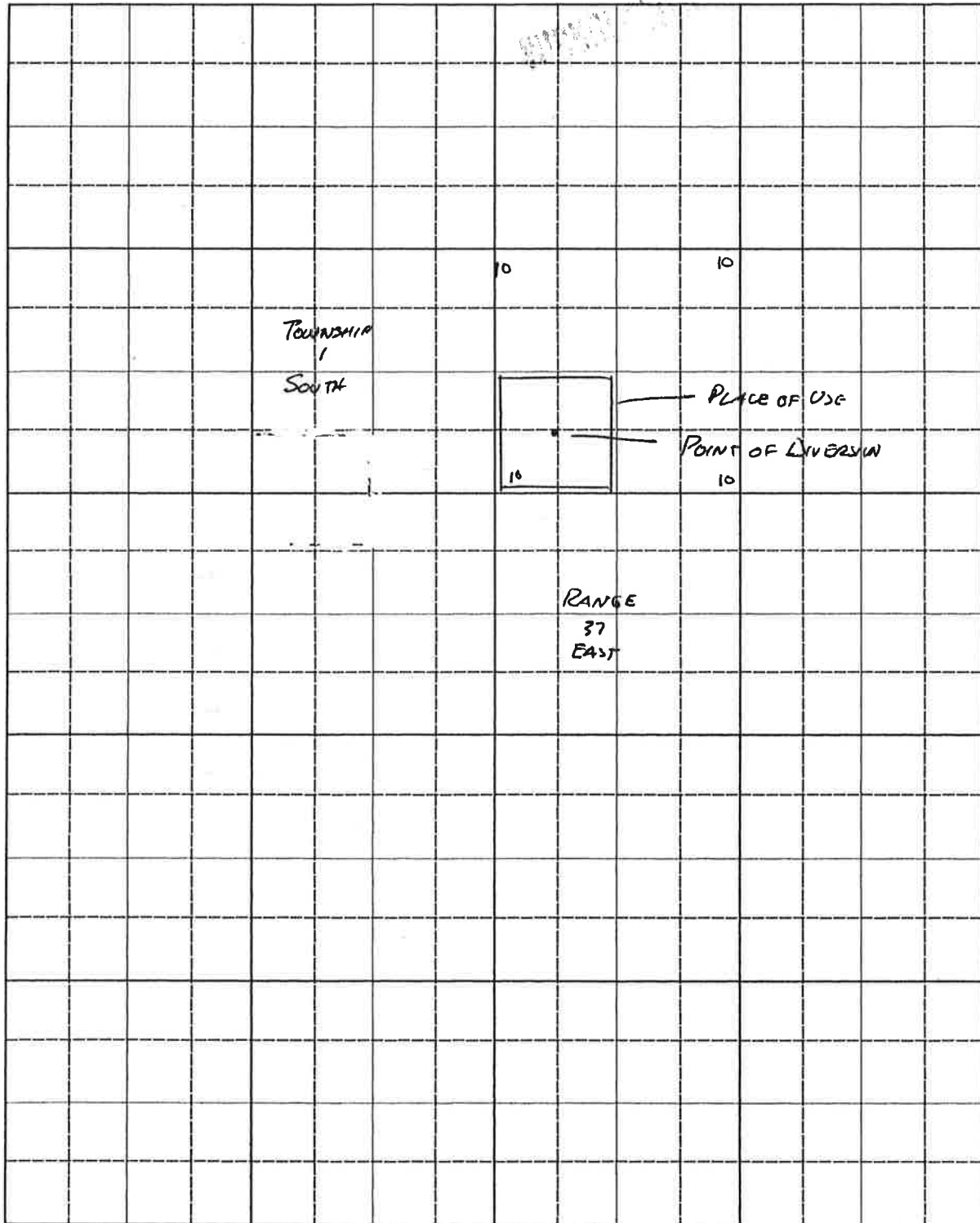
APR 08 1997

RECEIVED

FEB 06 1997

Department of Water Resources

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



Scale: 2 inches equal 1 mile.

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

RECEIVED

AUG 16 1989

Emmett Hight
(Applicant)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

October 1, 1996

KARL J. DREHER
DIRECTOR

EMMETT NULPH
3351 CREEK SIDE DR
IDAHO FALLS ID 83404-8205

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A27-07330
Change of Address

Dear Claimant,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

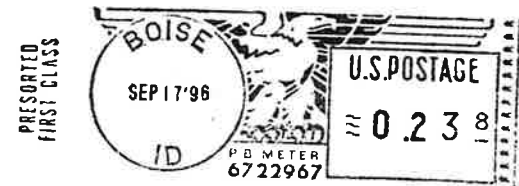
MICROFILMED
NOV 13 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

A27-07330 ✓

✓ A27-07044
EMMETT NULPH
1032 N 900 E
SHELLEY

NOV 13 1996
MICROFILMED



RECEIVED
SEP 20 1996

Department of Water Resources

ID 83274

NULP032 832743003 1895 09/18/96
FORWARD TIME EXP RTN TO SEND
NULPH
3351 CREEK SIDE DR
IDAHO FALLS ID 83404-8205
RETURN TO SENDER

83274



PETERSEN, MOSS, OLSEN, MEACHAM & CARR

GEORGE C. PETERSEN, JR.
REED L. MOSS
GREGORY P. MEACHAM
WM. CHARLES CARR
EARL BLOWER
SCOTT P. ESKELSON
STEPHEN D. HALL
KARL R. DECKER

ATTORNEYS AT LAW
485 "E" STREET
IDAHO FALLS, IDAHO 83402
(208) 523-4650

DENNIS M. OLSEN
(1930-1985)

May 1, 1989

Idaho Department of Water Resources
150 Shoup Avenue
Idaho Falls, Idaho 83402

ATTENTION: Eric Verner

Dear Eric:

Enclosed please find some additional Water Rights Claims under the name of Triple N Farms, Inc. and Emmett Nulph. These are as follows:

1. Claim for No. A27-07044.
2. Claim for No. A27-07330.
3. A domestic well claim on property which Mr. Nulph identifies as the "Mullen" property.
4. A domestic claim on property for which Mr. Nulph identifies as the "Kohler" property.
5. A domestic well claim for Mr. Nulph's individual home.

Also enclosed will be our check in the amount of \$484.00 payable to the Department of Water Resources to cover the necessary filing fees.

I would appreciate it if you would process these and return the completed copies to my attention. As always, thanks for your help.

Very truly yours,

PETERSEN, MOSS, OLSEN,
MEACHAM & CARR


Scott P. Eskelson

SPE:jww
Enclosures
cc: Emmett Nulph
9869L

RECEIVED

MAY 2 1989

Department of Water Resources
Eastern District Office

MICROFILMED

NOV 12 1992

JUL 22 2001

1210 X

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A27-07330
Date Received: 9/08/1988
Receipt No: 6007095
Received By: ES/

RECEIVED

MAY 2 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EMMETT NULPH
Address: 1032 N. 900 E. 1649 N 900 E. 357-3808.
SHELLEY, ID 83274

2. Date of Priority: NOV 04, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	37E	10	SW	SW			BINGHAM

5. Description of diverting works:
WELL, PUMP, SPRINKLER SYSTEM & CENTER PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.56 3.200		512.0

7. Total Quantity Appropriated is:
2.56 3.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	37E	10	NE	SW		IRR	40.0 32
			NW	SW		IRR	40.0 32
			SW	SW		IRR	40.0 32
			SE	SW		IRR	40.0 32

Section Acres 160.0 128.

A27-07330

Page 1

Date: 09/08/88

MICROFILMED
NOV 12 1992

A2707330

10. Place of Use: Continued

Total Acres 160.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: APPLICATION

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): *Ermott Meyer* Date: 3/2/89
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of April 19 89 *Scott P. Exhelson*
Notary Public

Seal

Residing at *Slacks Falls*
My Commission Expires 10-25-93

