

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

RIGHT NUMBER: 27-10250

NAME AND ADDRESS: SIDNEY HALE
24 NORTH 700 WEST
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 06/19/1941

POINT OF DIVERSION:

T03S R34E S35 NESESE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.		

PLACE OF USE: DOMESTIC Within BINGHAM County

T03S R34E S35 SESE

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

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

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

EXPLANATORY MATERIAL: **Beneficial Use**

Water Right 27-10250

1

PROFILED

STAMPED

MAY 17 2006

10/17/2003

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: 27-10250

SIDNEY HALE
24 NORTH 700 WEST
BLACKFOOT ID 83221

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

Quantity should be .06 CFS

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:

By a Notice of Claim To A water Right Dated 17 April 1989
it was For the people we Bought the Place From John Reavis

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

DATE: 5-24-05

SIGNATURE: Sidney K Hale

Please print your name: Sidney K. HALE

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

PROFILED

SCANNED
JUN 02 2005

RECEIVED
JUN 02 2005
Department of Water Resources
Eastern Region

KMJ
6/2

Notes

29-10250

John D. Reavis

No other claims have been filed in the adjudication in this legal description.

This claim has to high of a diversion rate for O/S.

Recommend 0.06 cfs.; but limited to 13,000 gpd.

10/3/03 verify ownership and that there is 3 homes. Then recommend as claimed or update owner if necessary.

10-7-03 Sidney Hale 684-3745
2410 N 700 W Sandy -
Blackfoot, ID 83 Told the John Reavis re new owner. AS

10-8-03 Sent change of ownership letter to Claimant. AS
10-15-03 Checked with Bingham Co. address for Sidney is:
Sidney Hale
24 North 700 West
Blackfoot, ID 83221

10-17-03 Sidney Hale called to see what he needed to do, I told him to fill-out the form, copy his warranty deed and get a copy of the plat map and return all of that to me. There is only 1 home, Sidney got rid of the rest of the trailers.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	<u>A27-10250</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) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

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

John Reavis
699 Poole Ave. Pocatello, ID

4. **New Owner/Claimant(s)**

Sidney K Sandra J Hale
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

24 N 700 W

City, State and ZIP Code

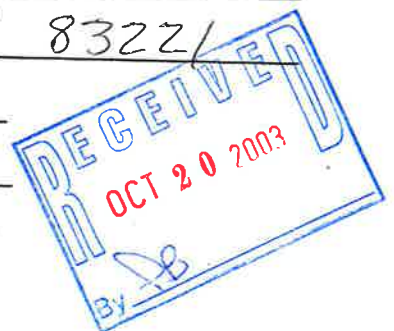
BLACKFOOT ID 83221

New Telephone Number

(208) 684 3745

5. **Date you acquired the property**

2-16-99



Warranty Deed

474477

For Value Received **JOHN D. REAVIS AND DONNA MARIE REAVIS, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
SIDNEY KAY HALE AND SANDRA JUNE HALE, husband and wife
whose address is: 24 N 700 W Blackfoot ID 83221

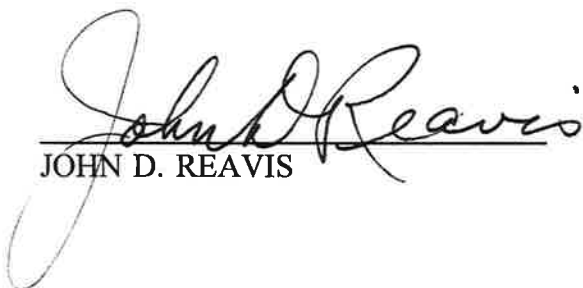
Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

Lot 1 and the N½ of Lot 2 of Block 3 of the Riverside Townsite, Bingham County, Idaho, according to the recorded plat thereof. **TOGETHER WITH** that portion of vacated Kimball Avenue adjacent hereto as set forth in Ordinance No. 98-6-A, recorded as instrument no. 468329.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: FEBRUARY 16, 1999


JOHN D. REAVIS

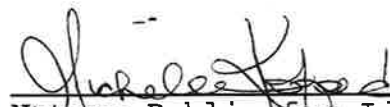

DONNA MARIE REAVIS

STATE OF IDAHO)
COUNTY OF BINGHAM) : ss.

474477

On this ¹⁷~~16~~TH day of FEBRUARY, 1999, before me the undersigned, a Notary Public in and for the said county and state, personally appeared JOHN D. REAVIS AND DONNA MARIE REAVIS, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.




Notary Public for Idaho
Residing at: BLACKFOOT IDAHO
My Commission Expires: 4-11-2000



BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEB 20 1999
99 FEB 18 PM 4:26
RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE COMPANY



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

Sidney Hale
24 North 700 West
Blackfoot, ID 83221

October 15, 2003

REF: Snake River Basin Adjudication (SRBA)
Water Right Claim No. A27-10250

Subject: Change in Ownership

Response Date: November 14, 2003

Dear Claimant(s),

We have been advised; you are one of the current owners of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property and water right, we need form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us.

We will also need a copy of the warranty deed, plat, survey map or aerial photo with the appropriate area marked.

Please fill out the highlighted areas on the notice of change form and submit with the necessary documents by the response date stated above.

When Claim 27-10250 was filed the purpose of use was stated that it was for domestic purposes. According to Idaho code such claims are restricted to using the water for irrigation purposes on up to ½ acre of land. This guideline will be included in IDWR's recommendation to the SRBA Court.

If you have any questions not covered by this letter please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/PB

Enclosure: Form 42-248/42-1409(6) "Notice of Change in Water Right Ownership"



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

8 October 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Sidney Hale
2410 North 700 West
Blackfoot, ID 83221



Re: Snake River Basin Adjudication (SRBA)
Claim 27-10250

Subject: CHANGE IN OWNERSHIP

Response Date: 8 November 2003

Dear Claimant(s),

We have been advised; you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property and water right, we need Form 42-248/42-1409(6) Notice of Change in Water Right Ownership, completed and returned to us.

We will also need a copy of the warranty deed, plat, survey map or aerial photo with the appropriate area marked. Please fill out the highlighted areas on the notice of change form and submit with the necessary documents by the response date stated above.

When Claim 27-10250 was filed the purpose of use was stated that it was for domestic purposes. According to Idaho code such claims are restricted to using the water for irrigation purposes on up to ½ acre of land. This guideline will be included in IDWR's recommendation to the SRBA Court.

If you have any questions not covered by this letter please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/

Enclosure:

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

7 October 2003

I talked with John Reavis. He advised that he had sold the property to a relative, Sidney Hale. His wife's name is Sandy. They have removed 2 homes. There is currently only 1 home on the property. Hendricks, the well driller, lowered the well to 100' to get water. I told him that I would send Sidney Hale a change in ownership form. *He said there was 1 1/2 acres.*

Barbara

SCANNED

JUL 13 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A27-10250
Date Received: 4/18/1989
Receipt No: E006898
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN D. REAVIS
Address: 699 POOLE AVE.
POCATELLO, ID

208-232-1688

83201

2. Date of Priority: JUN 19, 1941

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	34E	35	NE	SE	SE		BINGHAM

5. Description of diverting works:
WELL, 60' DEEP, 8" CASING, 1.5 HP JET PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/3

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03S	34E	35	SE	SE		DOMEST	

11. Place of use in counties: BINGHAM

A27-10250

Page 1

Date: 04/21/89

MICROFILMED

NOV 12 1992



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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A27-10280Date Received 4-18-89Receipt Number E006898NOTICE OF CLAIM
TO A
WATER RIGHTACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

RECEIVED

APR 18 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) John D. Reavis Phone () 2321688Mailing Address 699 Poole Ave Pocatello ID. Zip 832012. Date of Priority (Only one per claim) June 19, 1941 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 35 Range 34 ESection 35, NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM.,County of Bingham

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. well; 60' deep, 8" casing; 1 1/2 hp jet pump piped to Home.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Dom purposes from 1/1 Month/Day to 12/31 Month/Day amount 0.06 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 0/3 homes single ownership

MICROFILMED

NOV 12 1992

10. Place of use is: Township: 35 Range 34E

Section 35, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Bingham for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments _____

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

Signature of Claimant (s) John R. Lewis Date 4-17-89

Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 17th day of April 1989

SEAL

Notary Public Anna Baumgartner

Residing at Boise IDAHO

My Commission Expires 12-7-1994 MICROFILMED

Last Name _____ Ident No. _____ NOV 12 1992

Copies: White-State, Yellow-Claimant

1988 SRBA CLAIMS RECEIVING CHECKLIST
CLAIMANT'S NAME REAVIS CLAIM ID F. NO. A27-10250
DATE RECEIVED 4-18-89 CK # 8594 AMOUNT \$2500
1. Is the name and address complete with zip code? YES NO
2. Is a priority date entered? YES NO
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.
3. (a) Is a source entered? YES NO
(b) Is a tributary to entered? (if required) N/A X
4. Is the legal description of the p.d. sufficient? YES NO
5. Is there a description of the diverting works? YES NO
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES NO
Is the period of use included? YES NO
Is a quantity claimed for each use? YES NO
7. Is a total quantity claimed entered? YES NO
8. If required is a consumptive use entered? N/A X
Is the consumptive use correct? N/A X
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A X
10. Is (are) the place(s) of use and purpose(s) indicated? YES NO
11. Is (are) the county(ies) entered? YES NO
12. Is the ownership of p.u. checked? YES NO
13. Are other water rights listed or "none" indicated? YES NO
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A X
15. Is the basis of the claim indicated? YES NO
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES NO
Has the claim been signed, sealed, and dated by a notary? YES NO
Was this claim filed on time, or was an extension granted? YES NO
Is the fee enclosed correct? Exempt YES NO
If this claim is based on an existing water right, has the identification number been entered? N/A X
Should this claim be receipted and data entered? YES NO
Claim checked by: [Signature]
Comments: 3 HOMES, ONE OWNERSHIP
MICROFILMED
NOV 12 1992

FO06898