

10/01/2003

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

**RIGHT NUMBER: 27-11892**

NAME AND ADDRESS: RUBY I HANFT TRUST  
208 HORRICKS DR  
BLACKFOOT ID 83221

SOURCE: UNNAMED STREAM

TRIBUTARY: MEADOW CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 09/30/1953

POINT OF DIVERSION:

T04S R41E S15 SWSWSW Within BINGHAM County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
STOCKWATER

PERIOD OF USE  
1/01 12/31

QUANTITY  
0.020 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County

T04S R41E S15 SWSW

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

SCANNED

MAY 25 2006

PROFILED

Water Right 27-11892



**SHOSHONE-BANNOCK TRIBES**  
**TRIBAL WATER RESOURCES DEPARTMENT**  
 P.O. BOX 306  
 FORT HALL, ID 83203

*EO 24225*

**FACSIMILE TRANSMITTAL SHEET**

|                                                              |                                     |
|--------------------------------------------------------------|-------------------------------------|
| TO:                                                          | FROM:                               |
| Ernie Carlsen                                                | Else D Teton                        |
| COMPANY:                                                     | DATE:                               |
| IDWR                                                         | September 11, 2006                  |
| FAX NUMBER:                                                  | TOTAL NO. OF PAGES INCLUDING COVER: |
| (208) 525-7177                                               | 1                                   |
| PHONE NUMBER:                                                | SENDER'S TELEPHONE NUMBER:          |
| (208) 525-7161                                               | (208) 239-4580                      |
| RE:                                                          |                                     |
| Request for SF5 Preparation for 27-11892, Ruby I Hanft Trust |                                     |

☐ URGENT   ☐ FOR REVIEW   ☐ PLEASE COMMENT   ☐ PLEASE REPLY   ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Ernie we would like to request that an SF5 be prepared for water right no. 27-11892, Ruby Hanft Trust to settle the Tribes' objection. We have settled on a volumetric amount for her water right. This amount being 1.34 AFY, this was based on the following calculation:

$$200 \text{ cows} \times \frac{12 \text{ gallons / day}}{\text{cow}} \times 182 \text{ days} \times \frac{1 \text{ acre-ft}}{325,850 \text{ gallons}} \Rightarrow 1.34 \text{ AFY}$$

*5/1 - 10/31*

This settles all tribal objections to this water right. Should you have any questions regarding this request, please give me a call at the number above.

*gund have had to rec. 8/1/01*

*Add N11, N13.*

|                        |                        |      |            |
|------------------------|------------------------|------|------------|
| Post-it® Fax Note 7671 |                        | Date | # of pages |
|                        |                        | 11/1 | 1          |
| To                     | From                   |      |            |
| Cindy Bird             | GAIL Martin            |      |            |
| Co./Dept.              | Co.                    |      |            |
| IDWR                   | Shoshone-Bannock Trib. |      |            |
| Phone #                | Phone #                |      |            |
| (208) 525-7177         | (208) 239-4585         |      |            |
| Fax #                  | Fax #                  |      |            |
| (208) 525-7161         | (208) 239-4592         |      |            |

*per directive from Corbett, Buxton, IDWR*

TELEPHONE: (208) 239-4580

FAX: (208) 239-4592

*S:\Correspondence\Fax\2006\09-11-2006 R Hanft Trust 27-11892.doc*

SCANNED  
 FEB 14 2008

10/01/2003

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: 27-11892**

RUBY I HANFT TRUST  
208 HORRICKS DR  
BLACKFOOT ID 83221  
Telephone Number: (208) 785-3797

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:

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

DATE: 24 May 2005 SIGNATURE: Ruby I. Hanft, Trustee  
Please print your name: Ruby I. HANFT

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

SCANNED  
JUN 02 2005

FILED

RECEIVED  
JUN 02 2005  
Department of Water Resources  
Eastern Region

KMJ  
6/2

**Notes**

10-1-03 recommend as claimed CB.

SCANNED

MAY 25 2006

PROFILED

785.3797

Current Owner Ruby I Hanft Trust, 208 Horrocks, Blackfoot, ID 83221

Current Owner \_\_\_\_\_

Current Owner \_\_\_\_\_

Representing Attorney: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Accompanied By: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Relationship to Claimant: \_\_\_\_\_

**Date of Field Exam:** \_\_\_\_\_ **Time:** \_\_\_\_\_

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

[illegible]

Reviewer: CB

Date: 10/1/03

Claim Number: 21-11892

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

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

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

4 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:**

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The left edge of the paper appears slightly irregular, suggesting it might be from a notebook or a piece of paper torn from a binder. There is no handwriting or other markings on the page.

Reviewer: CB

Date: 10/1/03

**Priority Date**Claim No. 27-11892

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

B U.

**Priority Date**

Claim Number: 21-11892

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**

[illegible]

Other rights from this POD? \_\_\_\_\_

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

Sm. Stock

Transfers Changing POD \_\_\_\_\_

Reviewer: CB

Date: 10/1/03

**Point of Diversion**

Claim No. 127-11892

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

If Yes, go to 4

If No, go to 2

Yes ☐ No ☒

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

If Yes, go to 3

If No, go to 6

Yes ☐ No ☒

3. Has the License been issued?

If Yes, go to 5

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

Yes ☐ No ☐

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes ☐ No ☐

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

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

If No, go to 6

Yes ☐ No ☐

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

If Yes, go to 7

If No, go to 9

Yes ☐ No ☒

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

If Yes, add condition C03, go to 9

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

Yes ☐ No ☐

8. Was a transfer filed?

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

If No, go to 9

Yes ☐ No ☐

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

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

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

Yes ☒ No ☐

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

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

If No, POD review is complete.

Yes ☐ No ☒

**Point of Diversion**

**Source**

Claim No. 27 - 11892

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: 27-11892     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 |
|--------------|-----------------|-----------------|------------|-----------------|
| <u>stock</u> |                 | <u>800</u>      |            |                 |
|              |                 |                 |            |                 |
|              |                 |                 |            |                 |

Document how the Purpose of Use was verified:

800 Stock

Transfers Changing Purpose of Use \_\_\_\_\_

Reviewer: CBDate: 10/1/03

## Purpose of Use

Claim No. 27-11892

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: 27-11892☒ 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:

Sm Stock

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Transfers Changing POU \_\_\_\_\_

Reviewer: CBDate: 10/1/03

**Place of Use**

**Claim No.** 27 - 11892

1. Is the basis of claim a Decree or License. Yes ☐ No ☒  
If Yes, go to 2a  
If No, go to 2b
- 2a. Is a POU required? Yes ☐ No ☐  
If Yes, go to 5  
If No, go to 14
- 2b. Is a POU required? Yes ☐ No ☒  
If Yes, go to 3  
If No, go to 14
3. Is the basis of claim a Permit or Application? Yes ☐ No ☐  
If Yes, go to 4  
If No, go to 7
4. Has the License been issued? Yes ☐ No ☐  
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? Yes ☐ No ☐  
If Yes, go to 6  
If No, go to 7
6. Can the claimed POU be verified using the water right file? Yes ☐ No ☐  
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? Yes ☐ No ☐  
If Yes, go to 8  
If No, go to 13
8. Can the change be verified as an accomplished transfer? Yes ☐ No ☐  
If Yes, add condition C05, go to 13  
If No, go to 9
9. Does the change include an enlargement of the POU? Yes ☐ No ☐  
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? Yes ☐ No ☐  
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? Yes ☐ No ☐  
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? Yes ☐ No ☐  
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? Yes ☐ No ☐  
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? Yes ☐ No ☒  
If Yes, enter the appropriate remark and/or condition. POU review is complete.  
If No, POU review is complete.

**Place of Use**

## Period of Use and Quantity Data Entry Form

Claim Number: 27-11892☒ 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:

add N13 Qty Perm Cond  
Dept. Std sou for stock  
\_\_\_\_\_  
\_\_\_\_\_

Reviewer: CBDate: 10/1/03

- Is the basis of claim a Decree or License?  
If Yes, go to 4  
If No, go to 2
- Yes ☐ No ☒
- Is the basis of claim a Permit or Application?  
If Yes, go to 3  
If No, go to 6
- Yes ☐ No ☒
- 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 ☐
- Does the parent right have a Period of Use?  
If Yes, go to 5  
If No, go to 6
- Yes ☐ No ☐
- 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 ☐
- 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 ☒
- Does the change include an enlargement in the Period of Use?  
If Yes, go to 9  
If No, go to 8
- Yes ☐ No ☐
- 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 ☐
- 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 ☐
- 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 ☐
- 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 ☐
- 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 ☐
- 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 ☒
- 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 ☐
- 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 ☒
- 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 ☐
- 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 ☐
- 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 ☒

## Period of Use

## Quantity

Claim No. 27 - 11892

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  
*stock claim*  
Yes ☐ No ☒
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 ☐

Quantity

## Summary

Claim No. 27 - 11892

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 ☐

LQ-5 NO

## Summary

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

### Summary Data Entry Form

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

C18

N13. Qty Cond

N11 Gen Cond

Split or Combined Right Analysis:

No

Attached Field Notes or Other Documents:

none

Claim No.: CB 27-11892 Reviewer \_\_\_\_\_ Date 10/1/03



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](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

Ruby I Hanft Trust  
208 Horricks Drive  
Blackfoot, Idaho 83221

May 12, 2003

Re: Evidence of Priority

Claim No.(s) A27-11890, A27-11891 & A27-11892

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

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

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

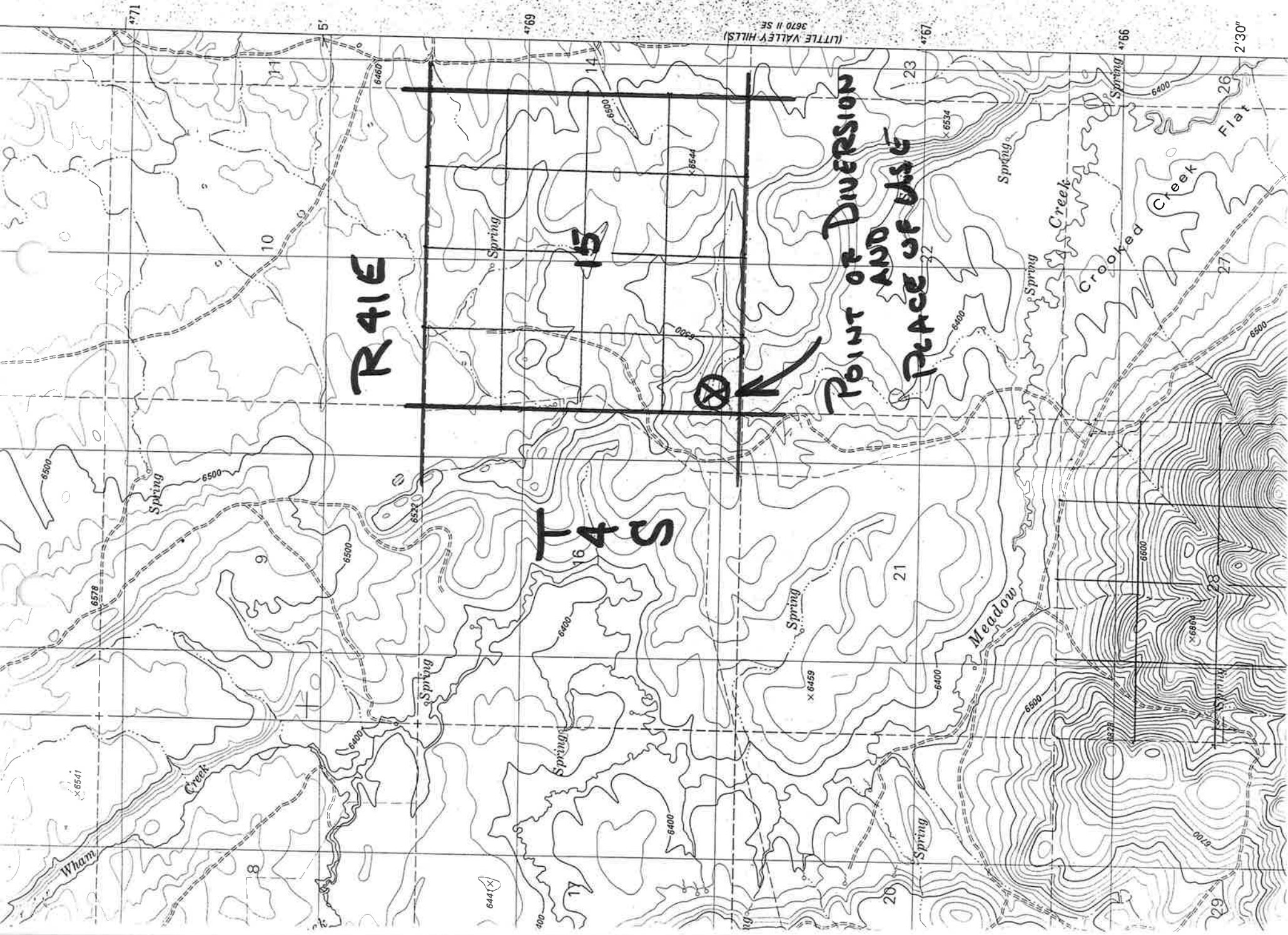
.....  
**The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.**  
.....

Please submit the documentation supporting the priority date by June 30, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird  
Adjudication Bureau

Enclosure:    Brochure on "Evidence of Priority"  
                  Adjudication Claim Report



R41E

T4S

POINT OF DIVERSION  
AND  
PLACE OF USE

(LITTLE VALLEY HILLS)  
3670 N SE

2'30"

RECEIVED

8493

JUL 2 - 1991

Department of Water Resources  
Eastern District Office

QUIT CLAIM DEED

397010

FOR VALUE RECEIVED LORIN G. HANSEN, GERALD A. HANSEN, VERNA JOHNSON, and BERTHA BROWN, do hereby convey, release, remise and forever quit claim unto RUBY HANFT, whose current address is 208 Horrocks Drive, Blackfoot, Idaho 83221, as her sole and separate property, the following described premises, to-wit:

PARCEL I:

Township 4 South, Range 41 E.B.M., Bingham County, Idaho

Section 15: SW 1/4

Section 22: N 1/2 NW 1/4; SW 1/4 NW 1/4; NW  
1/4 SW 1/4

Section 28: N 1/2 NE 1/4

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the same being subject to rights of way and easements, reservations in Federal patents and State deeds, or other restrictions imposed by law, building use restrictions of record, building and zoning regulations, ordinances of any governmental unit, the encumbrance of that certain oil and gas lease recorded under Instrument No. 211199, records of Bingham County, Idaho, as modified by Instrument recorded under Bingham County, Idaho Recorder's Instrument No. 231974; and subject to those reservations with respect to oil, gas, geothermal and mineral rights relating to said property as indicated by Quit Claim Deed recorded under Instrument No. 228410, records of Bingham County, Idaho, and any other encumbrances of record including those set forth in Warranty Deed recorded as Instrument No. 231362, records of Bingham County, Idaho.

PARCEL II:

Township 4 South, Range 41, E.B.M., Bingham County, Idaho

Section 15: NW 1/4

Section 22: SE 1/4 NW 1/4; NE 1/4 SW 1/4

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the same being subject to rights of way and easements, reservations in Federal patents and State deeds, or other restrictions of record, building and zoning regulations, ordinances of any governmental unit, the same also being subject to the reservation of oil, gas, geothermal, and mineral rights under and upon said property reserved as per Warranty Deed recorded under Instrument No. 230876, records of Bingham County, Idaho, and Instrument No. 231362, records of Bingham County,

Idaho.

Said Parcel II likewise being subject to the encumbrance of the reservation of oil, gas, and mineral rights as per recorded Instruments Numbered 211198 and 211594, records of Bingham County, Idaho, and any other encumbrances of record.

DATED this 18th day of March, 1991.

Lorin G. Hansen  
LORIN G. HANSEN

Gerald A. Hansen  
GERALD A. HANSEN

Verna Johnson  
VERNA JOHNSON

Bertha Brown  
BERTHA BROWN

STATE OF IDAHO           )  
                                  : ss.  
County of Bingham       )

On this 18th day of March, 1991, before me, a notary public in and for said State, personally appeared LORIN G. HANSEN, GERALD A. HANSEN, VERN A JOHNSON, and BERTHA BROWN, known to me to be the persons, whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

My com. exprs:

9 - 2 - 91

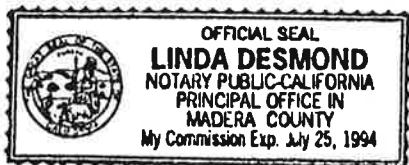
Samuel Stuck  
Notary Public for Idaho  
Residing at Blackfoot

STATE OF CALIFORNIA )  
 ) ss.  
 County of *Fresno* )

On this 21st day of February, 1991, before me, a notary public in and for said State, personally appeared BERTHA BROWN, known to me to be the person, whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

My cmn exprs: *7-25-94*

*Linda Desmond*  
 Notary Public for California  
 Residing at ~~Fresno~~  
*Madera*



397010

RECORDED & INDEXED

*900*

1991 MAR 25 PM 3:41

PRODUCED AT THE REQUEST OF  
*Thomas Moss*

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: A27-11892  
Date Received: 7/ 6/1998  
Receipt No: E024225  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RUBY I HANFT TRUST  
Address: 208 HORRICKS DR  
BLACKFOOT ID

208-785-3797

83221

2. Date of Priority: SEP 30, 1953

3. Source: UNNAMED STREAM

Trib. to: MEADOW

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot |
|----------|-------|---------|--------|--------|--------|-----|
| 04S      | 41E   | 15      | SW     | SW     | SW     |     |

County  
BINGHAM

5. Description of diverting works:

A2711892



6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 800 RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use   | Acres |
|----------|-------|---------|--------|--------|-----|-------|-------|
| 04S      | 41E   | 15      | SW     | SW     |     | STOCK |       |

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: 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. A27-11897Date Received 6/25/98Receipt Number E024235NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Ruby I. Hanft Trust % Ruby I. Hanft Phone (208) 785-3797Mailing Address 208 Horricks Dr, Blackfoot, Id Zip 832212. Date of Priority (Only one per claim) 09/30/1953 Month/Day/Year3. Source of water supply (Check one) ( ) Groundwater or Other (✓) (a) Unnamed Stream  
which is tributary to (b) Meadow Name or kind of source4. Location of point of diversion is: Township 4S Range 41E  
Section 15, SW 1/4 of SW 1/4 of SW 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. Stock drink from stream

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

For Stockwater purposes from 1/1 to 12/31 amount 0.02 cfs  
(Both dates are inclusive)

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed 0.02 (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) Stockwater 800 Range cattle

10. Place of use is: Township: 4S Range 41E  
Section 15 SW 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_, B.M.,

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.

☒ None or \_\_\_\_\_

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) Ruby I. Hanft, Trustee Date 6/25/98  
\_\_\_\_\_  
Date \_\_\_\_\_

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

of Ruby I Hanft Trust that I have signed the foregoing  
Organization Title  
document in the space below as TRUSTEE of Ruby I Hanft Trust  
Title Organization

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

Signature of Authorized Agent Ruby I. Hanft, Trustee Date 6-25-1998

Title and Organization Ruby I Hanft Trust % Ruby I Hanft

State of Idaho/or \_\_\_\_\_ )

County of Bonanza ) SS. NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn to before me this 25<sup>th</sup> day of June 1998

Notary Public Wendy J. Murphy

Residing at Idaho Falls

My Commission Expires 6/23/00

Last Name Ruby I. Hanft Ident No. \_\_\_\_\_  
Trust

Copies: White-State, Yellow-Claimant

