

02/09/2005

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

RIGHT NUMBER: 27-11940

NAME AND ADDRESS: DAVID STANLEY
354 NORTH 300 WEST
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.260 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T03S R35E S9 SENE Lot 1 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.260 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T03S R35E S08 Lot 4 SWNW	2.0	T03S R35E S08	NWSW	11.0
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13 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH MINERS DITCH.

This right is a split from former right 27-10543.

This right is part of 27-4.



STATE OF IDAHO

Department of Water Resources

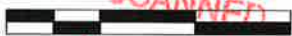
Eastern Region



Water Right(s) 27-11940



800 0 800 1600 Feet



MAY 26 2006

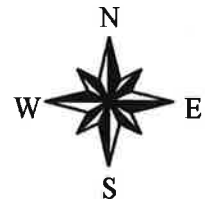
LEGEND

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

Place of Use: T3S, R35E:
(part of) Sec. 7, NESE, NWSE,
SWSE, SESE.

Point(s) of Diversion: T3S, R35E:
Sec. 9, SENE L-1.

IRRIGATED ACRES 13.0

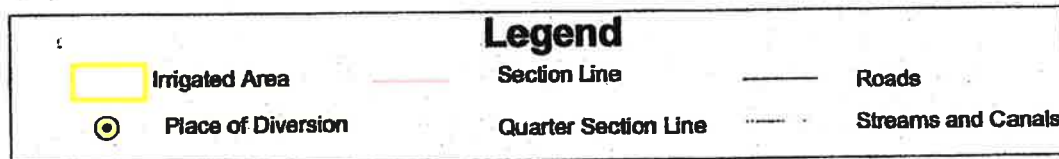
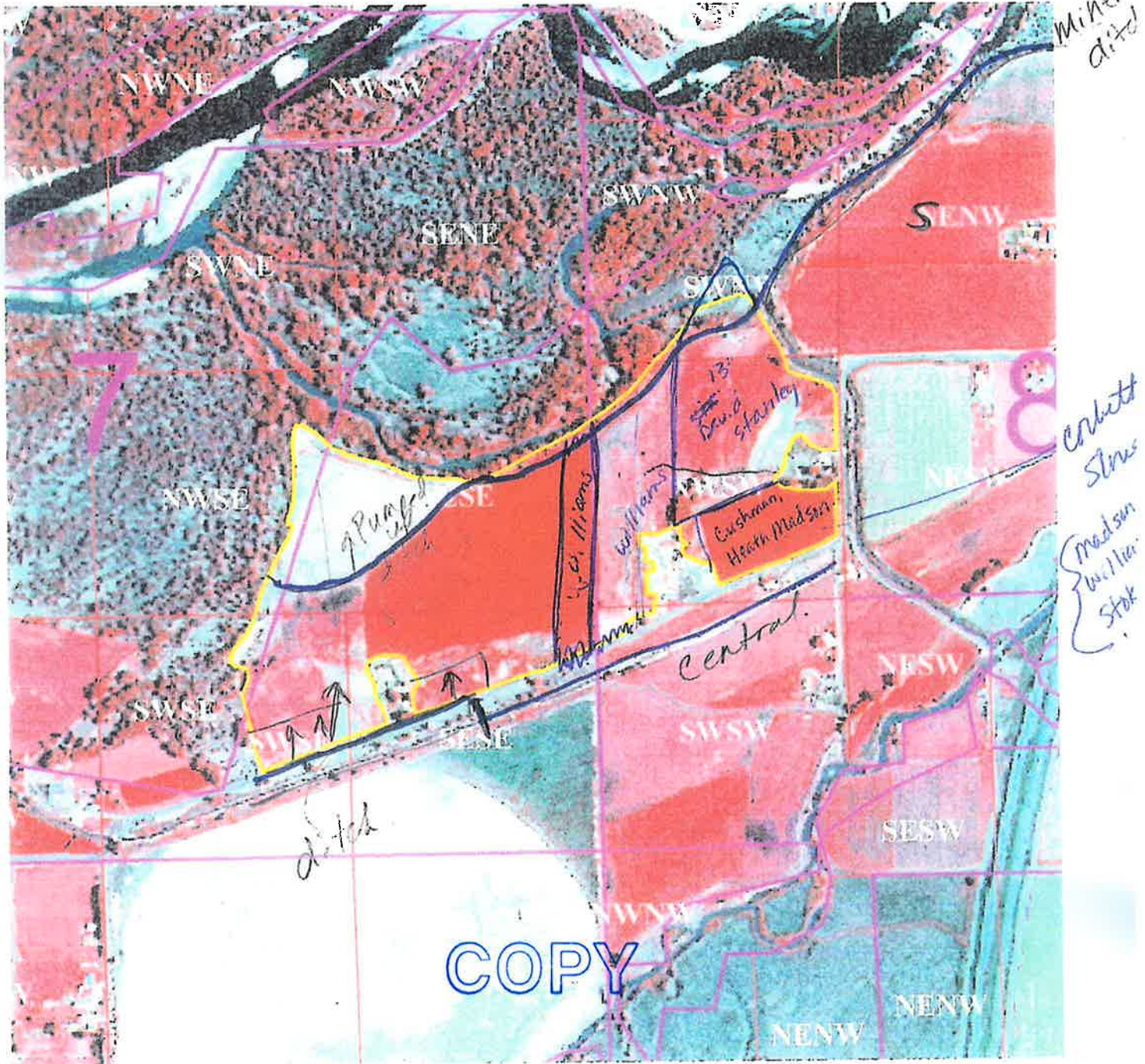


GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: February 2005

27- 3C, 10543, 37 F.

Water Right Claim Number 27-00003H
Township , 3S35E

12/18/2000

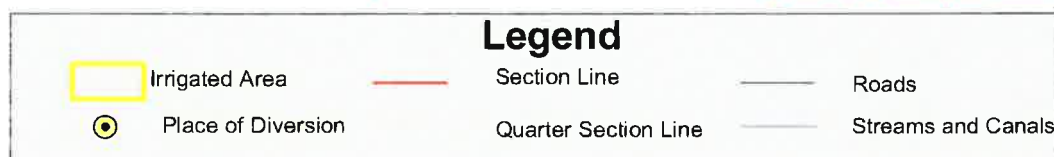
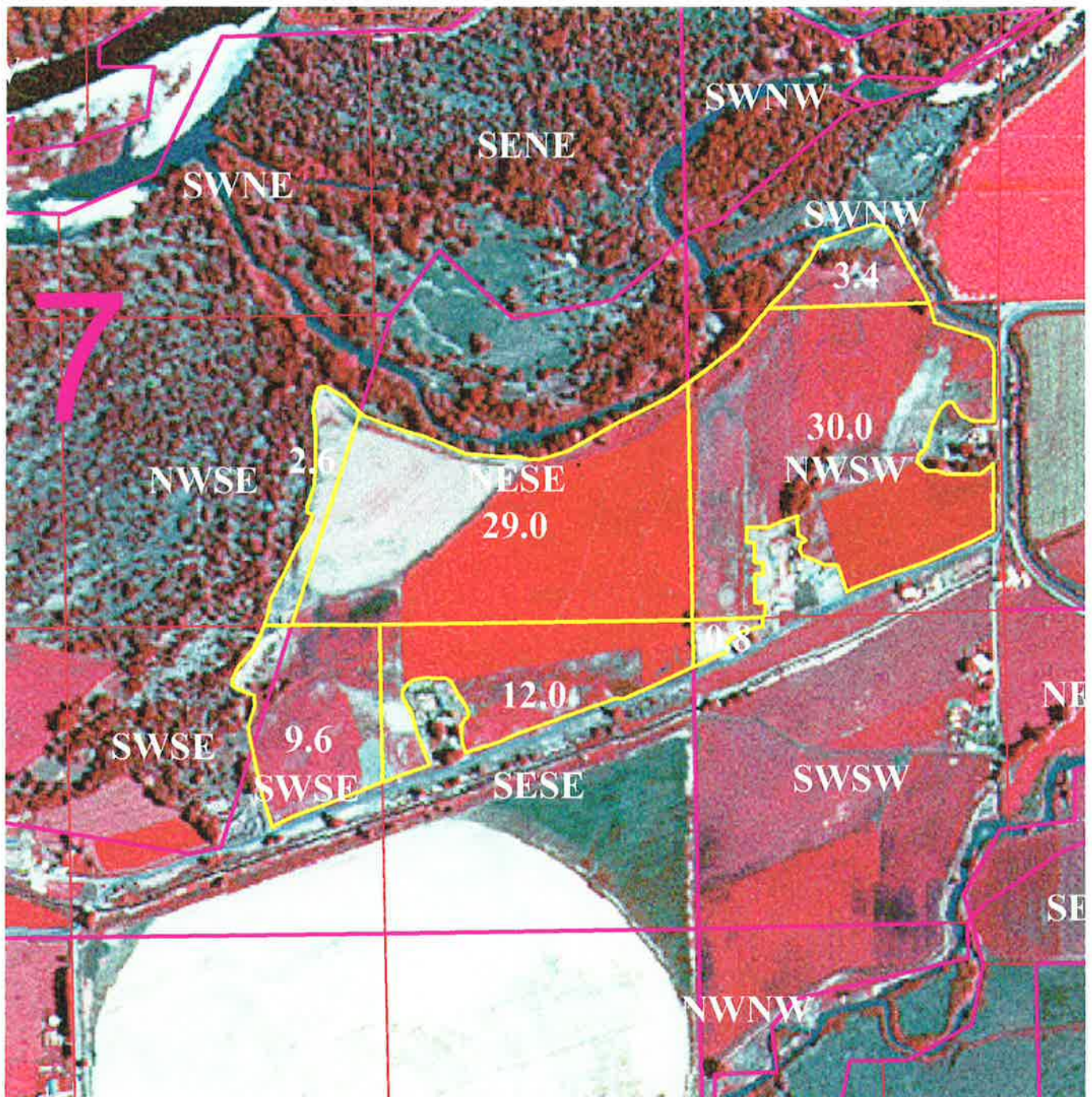


SPATIAL
DYNAMICS

27-11940.

Water Right Claim Number 27-10543
Township , 3S35E

01/04/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

02/10/2005

**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: 27-11940

David Stanley

~~354 North 300 West~~

Blackfoot, ID 83221

Telephone Number: (208) 785-4528

474W Riverton Rd

*address updated
6/18/15
KMT*

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:

6/2/05

SIGNATURE:

[Handwritten Signature]

Please print your name:

David Stanley, DVM

IDWR Regional Office, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, (208) 525-7161

SCANNED

MAY 26 2006

PROFILED

*KMT
6/19*

References

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Screen ID
 384
 Process:
 Claim
 Verification
 Record
 Step:
 Update
 Information

Quick Look **Contacts** **Priority Date** **POD** **Source** **POU** **Water Use** **Period**

Review/Verify Log

Status

Claim Number

Version Number

[View Documents](#)

[View Re](#)

Check List

[Print Form](#)

☒ Priority Date

☒ Contacts

☒ Point of Diversion

☒ Source

☐ Place of Use

☒ Purpose of Use

☒ Period of Use

☒ Quantity

☐ Summary

[Yes to All](#)

Contacts

Comments

Author

Text

Subj

Date - -

[Add](#)

[Edit](#)

[Remove Selected](#)

[Hide References](#)

[Next Step](#)

[Return to Home](#)

[Previous](#)
[Steps:](#)

[Select Claim](#)

Screen
 ID 384

Notes

27-10543 got split 5 times
between: 11939, 11940, 11941, 11942 + 11943

27-11939 Susan Cronquist

27-11940 Chester Gene Cushman

27-11941 Anne Hiltzman

27-11942 Heath Madsen

27-11943 Doug Williams

INTER-DEPARTMENT MEMO

TO: Barbara

SUBJECT: Layout

FROM: Cindy

DATE: 2/4/05

Please create a layout and give back
to Pauline to complete eCVR.

() For your information

() Response required

CB
signature

Notes

11-22-04 Received Ownership change, warranty deed, plat
+ Maine Dited stock certificate. BT

12/6/04 SPLIT 27-10543 into 27-11939 Stan Hill
+ 27-11940 David Stanley. (Part of 27-4)

2/4/05 See 27-11939 for copies of
supporting documents. CB

Notes

11-5-04 Stan Hill & Susan (his daughter) met with me in Soda Springs on Stan's water rights.

Stan sold about 13 acres in the SWNW & NWSW of section 8, T3S, R35E to David Stanley, with that he is conveying 13 inches of Fox and Whitten water. The piece south of that was sold to Cushman and now Heath Madison. With that he conveyed Corbett Slough water. Williams & Stokes purchased a strip in the NWSW & SWSW of Section 8, and E $\frac{1}{2}$ of the NESE & SESE of Section 7, T3S, R35E.

Stan has about 43 acres left, 40 irrigated. Susan is going to Bingham Co. Courthouse to do some research on Robert Miller, and Fox & Whitten water and send me the copies of what she found.

I've included a copy of the map from Stan Hill on the property he has left.

11-8-04 27-37E, 27-3C & 27-10543 are all used on the same POU. CB

11-10-04 27-10543. Dave Stanley called on the ownership change form. He will get a copy of the plat map and send it to me. He purchased 4 acres, got 13" of water. CB

Notes

1-22-04 Claim 27-10543 was split 5 times
27-11939, 27-11940, 27-11941, 27-11942 + 27-11943
All these claims are bogus claims, and we
need to get rid of them. A claim 27-11981
was also created for Stan Hill's portion
of 10543, it shouldn't exist. Stan Hill
never conveyed any of his Blackfoot
River water when he sold portions of
his land. RB

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
	David Stanley	354 N. 300W.	Blackfoot, ID		83221	785-4528
Current Owner						
Name connector: and						
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:

Ownership chg in file

Reviewer: CP

Date: 12/6/04

Contacts Data Entry Form

Priority Date Data Entry Form

Claim Number: 27-11940

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 6-1-1885 Recommended Basis: decree☐ 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:

decree

Reviewer: CBDate: 2/4/05

Priority Date Data Entry Form

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.
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.

Priority Date

Claim No. 27 - 11948

Point of Diversion and Source Data Entry Form

Claim Number: 27-11940

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
35	35E	9	1	SENE	Bingham	Blackfoot R.
GPS Coordinates:				43.1762671	-112.3585806	
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						

Miners
DitchOther rights from this POD? yes, miners Ditch

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

field exam (Stan Hill)

Transfers Changing POD _____

Reviewer: CBDate: 2/4/05

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

Claim No. 27-119416

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

Claim No. 27 - 11948

Purpose of Use Data Entry Form

Claim Number: 27-11940☒ 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:

direct

Transfers Changing Purpose of Use noReviewer: CBDate: 2/4/05

Purpose of Use Data Entry Form

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

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

Yes (X) No ()

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

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

Yes () No ()

3. Has the License been issued?

If Yes, go to 5
If No, recommend the 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 (X) 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 (X) 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 (X)

Purpose of Use

Claim No.

27-119410

Place Of Use Data Entry Form

Claim Number: 27-11940 *split from 27-10543.*☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
3S	3SE	8	SWNW		Bingham	4	2	Irrigation
		8	NWSW		"	-	11	Irrigation

Total Acres 13.

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
3S	3SE	8	SWNW		Bingham	4		Irrigation.
		8	NWSW		Bingham	-		Irrigation.

Total Acres _____

Document how the POU was verified:

ownership change

1987 Naps photography

Transfers Changing POU _____

Reviewer: CBDate: 2/4/05

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

If Yes, go to 2a
If No, go to 2b

Yes (☒) No (☐)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14

Yes (☒) No (☐)

2b. Is a POU required?

If Yes, go to 3
If No, go to 14

Yes (☐) No (☐)

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

If Yes, go to 4
If No, go to 7

Yes (☐) No (☐)

4. Has the License been issued?

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

Yes (☐) No (☐)

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7

Yes (☒) No (☐)

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

Yes (☒) No (☐)

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

If Yes, go to 8
If No, go to 13

Yes (☐) No (☐)

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

If Yes, add condition C05, go to 13
If No, go to 9

Yes (☐) No (☐)

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes (☐) No (☐)

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes (☐) No (☐)

11. Did the claimant file an enlargement claim?

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes (☐) No (☐)

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

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

Yes (☐) No (☒)

Place of Use

Claim No. 27 - 11940

Period of Use and Quantity Data Entry Form

Claim Number: 27-11940☐ 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	10/31	0.26	

Overall Diversion Rate 0.26

Overall Diversion Volume _____

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

1987/88 NAPP photography

Reviewer: CBDate: 2/4/05

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

Period of Use

Claim No. 27 - 119410

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

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

Yes (X) No ()

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

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

Yes () No ()

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11

Yes () No ()

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

If Yes, go to 5
If No, go to 7

Yes (X) No ()

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

If Yes, go to 8
If No, go to 7

Yes () No (X)

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 (X)

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 (X)

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 (X)

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 (X)

Quantity

Claim No. 27 - 11940.

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. Does this right have any combined used limits with other rights?

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

Yes (☐) No (☒)

6. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7

Yes (☒) No (☐)

7. Would you like to view the recommended right?

If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (☒) No (☐)

8. 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 9
If No, go to 9

Yes (☒) No (☐)

9. 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 10
If No, go to 10

Yes (☐) No (☒)

10. 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 (☐)

Summary

Claim No. 27 - 11940

Summary Data Entry Form

Claim No.: _____

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

C18.

P21.

F01

part of 27-4

Miners Detach.

Split or Combined Right Analysis:

27-10543
(27-4)
24"

27-11939 11"
Stan Hill

27-11940
David Stanley 13"

Attached Field Notes or Other Documents:

Claim No.:

27-11940

Reviewer

ep

Date

2/4/05

27-11940

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

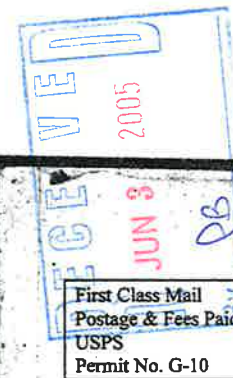
ADDRESS SERVICE
REQUESTED

STAN354 832212004 1205 03 05/25/05
FORM 3547

STANLEY
474 W RIVERTON RD
BLACKFOOT ID 83221-6302



DAVID STANLEY
354 NORTH 300 WEST
BLACKFOOT, ID 83221



U.S. POSTAL SERVICE
PS FORM 3547

RETURN TO SENDER

fee due 70¢

This information provided by
COMPUTERIZED FORWARDING
1750 FLANDRO DR
POCATELLO ID 83202-1970

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
	A27-10543	13"	(Fox & Whitten)		

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)

Stan M. Hill
522 W Riverston Rd
Blackfoot ID

4. New Owner/Claimant(s)

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

New Mailing Address

City, State and ZIP Code

New Telephone Number

Date you acquired the property

David W. J. Stanley
354N 300W Blackfoot ID
208 785-4528
6/17/04

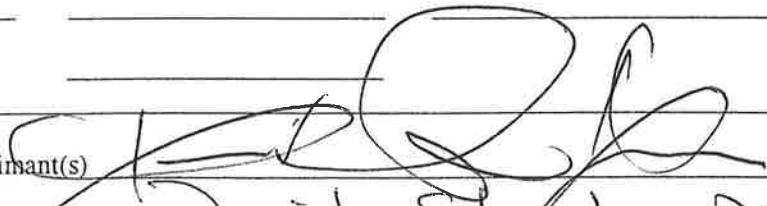


6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	A 27-10543	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	13 inches	26 CFS
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)


David Stanley, DWR
11/16/04

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by	Date	Fee
Received by	Date	Receipt No.
Processed by	AJ Date	WR Date

WARRANTY DEED

COPY

Order No.:3020405841-S

FOR VALUE RECEIVED

Stanley M. Hill, an unmarried person

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

David W.J. Stanley, an unmarried person

whose current address is

354 North 300 West, Blackfoot1, ID 83221

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

Part of Section 8 Township 3 South, Range 35 East, Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point that is South 89°56'55" East 519.56 feet along the latitudinal center line and North 50°33'05" East 475.54 feet from the West Quarter corner of said Section 8 to the True Point of Beginning, (the center of said Section 8 bears South 89°56'55" East 2618.57 feet from said West ¼ corner), said Point of Beginning being at the center line of the U.S. Army Corps of Engineers Channel and Levee Project No. BR-10; thence North 50°33'05" East 216.52 feet; thence South 00°03'05" West 418.81 feet to said Channel center line; thence along a non-tangent curve to the right 49.07 feet (Curve Data, Radius 163.70 feet, Delta 17°10'30", Chord Bears North 24°51'40" West 48.89 feet); thence along a curve to the left 135.45 feet (Curve Data, Radius 382.00 feet, Delta 20°19'00", Chord Bears North 26°25'55" West 134.75 feet; thence North 36°35'25" West 144.75 feet to the True Point of Beginning.

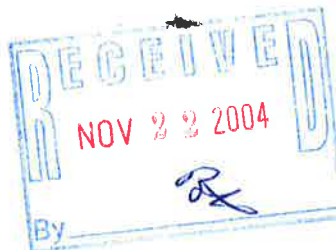
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: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

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

Dated:

6-17-2004

Stanley M Hill
Stanley M. Hill



State of Idaho

County of Bingham

On this 17th day of June, in the year 2004 before me, a Notary Public in and for said state, personally appeared Stanley M. Hill known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

NOTARY NETHER

Notary Seal

Part of Section 8 Township 3 South, Range 35 East, Boise Meridian, Bingham County, Idaho,
described as:

Beginning at a point that is South 89°56'55" East 519.56 feet along the latitudinal center line and North 50°33'05" East 475.54 feet from the West Quarter corner of said Section 8 to the True Point of Beginning, (the center of said Section 8 bears South 89°56'55" East 2618.57 feet from said West ¼ corner), said Point of Beginning being at the center line of the U.S. Army Corps of Engineers Channel and Levee Project No. BR-10; thence North 50°33'05" East 216.52 feet; thence South 00°03'05" West 418.81 feet to said Channel center line; thence along a non-tangent curve to the right 49.07 feet (Curve Data, Radius 163.70 feet, Delta 17°10'30", Chord Bears North 24°51'40" West 48.89 feet); thence along a curve to the left 135.45 feet (Curve Data, Radius 382.00 feet, Delta 20°19'00", Chord Bears North 26°25'55" West 134.75 feet; thence North 36°35'25" West 144.75 feet to the True 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 he will warrant and defend the same from all lawful claims whatsoever.

Dated: 6-17-2004

Stanley M Hill
Stanley M. Hill

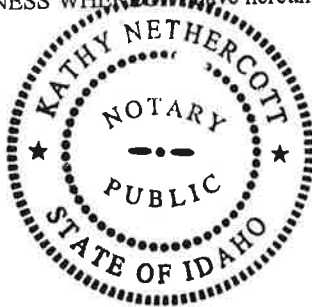
State of Idaho

County of Bingham

} ss.

On this 17th day of June, in the year 20 04 before me, a Notary Public in and for said state, personally appeared Stanley M. Hill known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

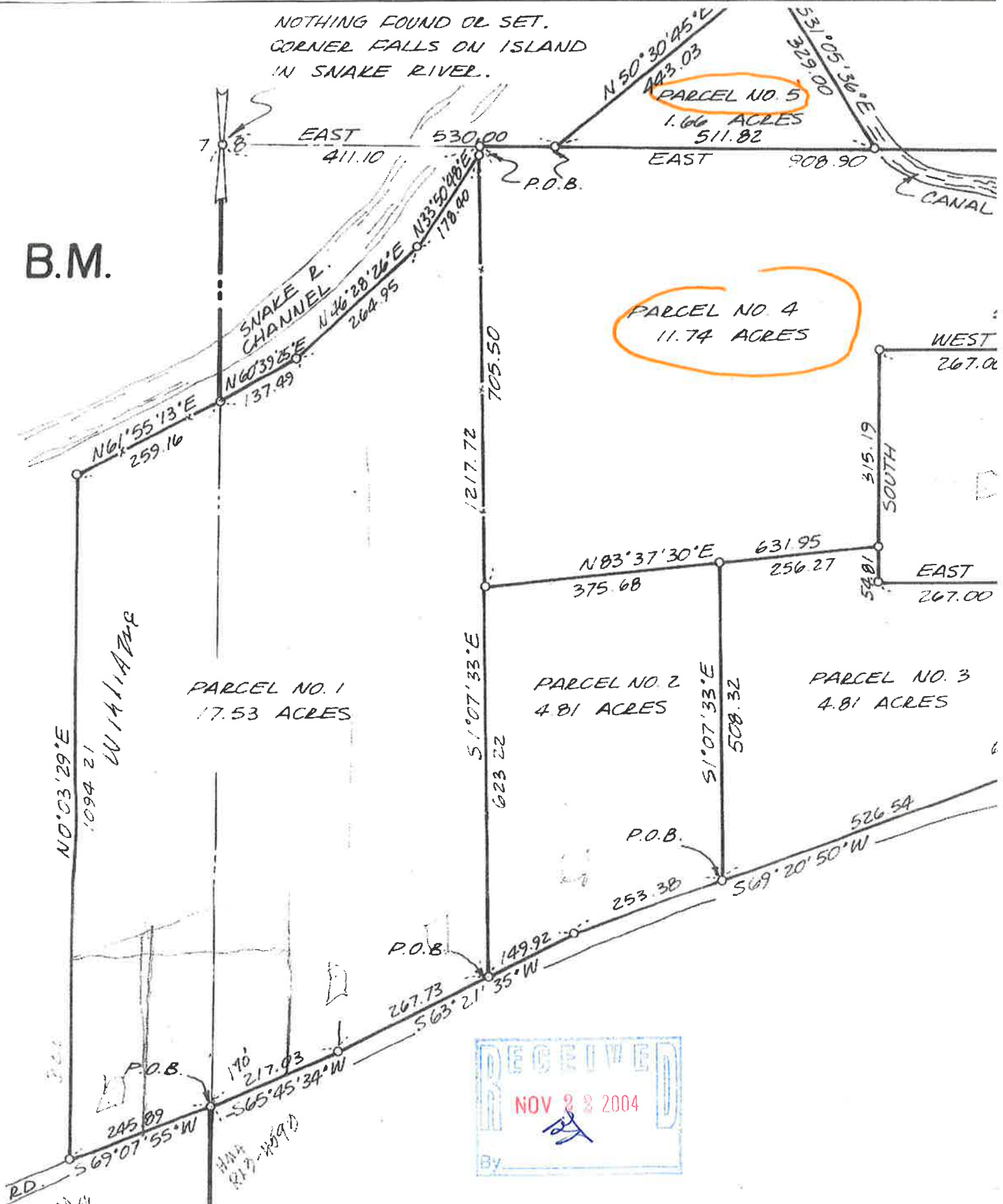
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Kathy Nethercott
Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 3-11-08



B.M.



NOTHING FOUND OR SET.
CORNER FALLS ON ISLAND
IN SNAKE RIVER.

PARCEL NO. 1
17.53 ACRES

PARCEL NO. 2
4.81 ACRES

PARCEL NO. 3
4.81 ACRES

PARCEL NO. 4
11.74 ACRES

PARCEL NO. 5
1.66 ACRES

Snake P. Channel

CANAL

RECEIVED
NOV 22 2004

NOTHING FOUND OR SET.
CORNER FALLS ON ISLAND
IN SNAKE RIVER.

PARCEL NO. 1
17.53 ACRES

PARCEL NO. 2
4.81 ACRES

PARCEL NO. 3
4.81 ACRES

PARCEL NO. 4
11.74 ACRES

PARCEL NO. 5
1.66 ACRES

Snake P. Channel

CANAL

RECEIVED
NOV 22 2004

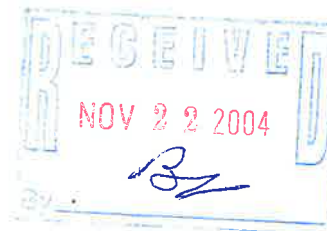
*For Value Received, _____ hereby sell, assign and transfer
unto _____*

*Shares of the Capital Stock represented by the within
Certificate, and do hereby irrevocably constitute and appoint
to transfer the said Stock on the books of the within named
Corporation with full power of substitution in the premises.*

Dated _____ 19____

In presence of _____

NOTICE. THE SIGNATURE OF THIS ASSIGNMENT MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE FACE
OF THE CERTIFICATE, IN EVERY PARTICULAR WITHOUT ALTERATION OR ENLARGEMENT OR ANY CHANGE WHATSOEVER.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DELOG
CB

4-17-03 RECEIVED

APR 17 2003

Department of Water Resources
Eastern Region

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
	A 27-00003C	X			
	A 27-10543	X			
	A 27-00003H	X			

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)

STANLEY M HILL
 542 W RIVERTON RD BLACKFOOT IDAHO 83221

4. New Owner/Claimant(s)

CHESTER GENE CUSHMAN

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

496 W. RIVERTON RD.

City, State and ZIP Code

BLACKFOOT, IDAHO 83221

New Telephone Number

208) 785-1453

5. Date you acquired the property

AMERICAN LAND TITLE COMPANY

167 WEST BRIDGE
P.O. BOX 415
(208) 785-4573
BLACKFOOT, IDAHO 83221

September 7, 1984

Mr. Stanley M. Hill
Rt. 3, Box 97
Blackfoot, ID 83221

Order No. 3-9641
Re: Hill/Stokes

Mr. Hill:

In connection with the above transaction, we enclose:

X Commitment No. 202630

Thank you for giving us the opportunity of serving you.

AMERICAN LAND TITLE COMPANY, INC.

BY: AUDREY



1	2	3	4	5	6	7	8	9	10	11	12	13	14
			0	0	0		8			11	13		
2			M	M	M	M							

Lawyers Title Insurance Corporation

National Headquarters
Richmond, Virginia

COMMITMENT FOR TITLE INSURANCE SCHEDULE A

1. Effective Date **September 4, 1984 at 9:00 a.m.**

Case No. **3-9641**

2. Policy or policies to be issued:

- (a) **None**
☐ ALTA Owner's Policy—Form B-1970 (Rev. 10-17-70)
☐ ALTA Residential Title Insurance Policy—1979
Proposed insured:

Amount \$ _____

- (b) ALTA Loan Policy, 1970 (Rev. 10-17-70)
Proposed insured: **None**

Amount \$ _____

- (c) **Standard Owners Policy**
Proposed insured:

Amount \$ **35,000.00**

DAN LLOYD STOKES

3. Title to the **fee simple** estate or interest in the land
described or referred to in this Commitment is at the effective date hereof vested in:
STANLEY M. HILL and DORIS D. HILL, husband and wife

4. The land referred to in this Commitment is described as follows:

Part of Sections 7 and 8, Township 3 South, Range 35 East, B.M., Bingham County Idaho, described as:

Beginning at a point on the North line of a county road that is North 1102.39 feet along the section line from the S.W. corner of said Section 8 and running thence S 69°07'55" W 245.89 feet along said North line; thence N 0°03'29" E 1094.21 feet; thence N 61°55'13" E 259.16 feet; thence N 60°39'25" E 137.49 feet; thence N 46°28'26" E 264.95 feet; thence N 33°50'48" E 178.40 feet; thence S 1°07'33" E 1217.72 feet to the North line of said county road; thence S 63°21'35" W 267.73 feet along said North line; thence S 65°45'34" W 217.03 feet along said North line to the point of beginning.

AMERICAN LAND TITLE COMPANY, INC.

Countersigned at **Blackfoot, Idaho**

Commitment No. **202630**
Schedule A—Page 1

Audrey Stanfield

This commitment is invalid unless
the Insuring Provisions and Sched-

Lawyers Title Insurance Corporation

National Headquarters
Richmond, Virginia

SCHEDULE B—Section 1

Requirements

The following are the requirements to be complied with:

Item (a) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Item (b) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to-wit:

1. Execution and recordation of a Warranty Deed from Stanley M. Hill and Doris D. Hill, husband and wife, vesting fee simple title in Dan Lloyd Stokes.
- (c) Payment and cancellation of record of a Mortgage from Stanley M. Hill and Doris D. Hill, husband and wife, to The Federal Land Bank of Spokane, to secure the payment of \$23,200.00, together with interest and any other obligations secured thereby, dated February 1, 1966, recorded April 21, 1966, in Book 4, as Instrument No. 122902.
- (d) Payment and cancellation of record of a Mortgage from Stanley M. Hill and Doris D. Hill, husband and wife, to The Federal Land Bank of Spokane, to secure the payment of \$35,000.00, together with interest and any other obligations secured thereby, dated June 2, 1977, recorded June 14, 1977, in Book 20, as Instrument No. 226242.

NOTE: Taxes for the year 1983 were paid in the amount of \$227.66. Ledger No. 03644.00. (covers this and other property)

NOTE: Taxes for the year 1983 were paid in the amount of \$584.88. Ledger No. 03630.00. (covers this and other property)

202630

3-20086-A

QUITCLAIM DEED

455844

For Value Received

CHESTER GENE CUSHMAN

do hereby convey, release, remise and forever quit claim unto GENE CUSHMAN AND PATRICIA CUSHMAN,
HUSBAND AND WIFE

whose current address is 496 W. RIVERTON ROAD, BLACKFOOT, IDAHO 83221

the following described premises, to-wit:

"SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF"

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 6.00 DEF 00
97 JUL 23 PM 2:26
RECORDED AT THE REQUEST OF
Alliance Title and Escrow Corp.

together with their appurtenances.

Dated: JULY 18, 1997

Chester Gene Cushman
CHESTER GENE CUSHMAN

STATE OF IDAHO, COUNTY OF Bingham

On this 18th day of July, 1997,
before me, a notary public in and for said State, personally
appeared

CHESTER GENE CUSHMAN

known to me to be the person who SE name IS
subscribed to the within instrument, and acknowledged to
me that HE executed the same.

Jan McAllister
Notary Public

Residing at Blackfoot

Comm. Expires 4/4/03



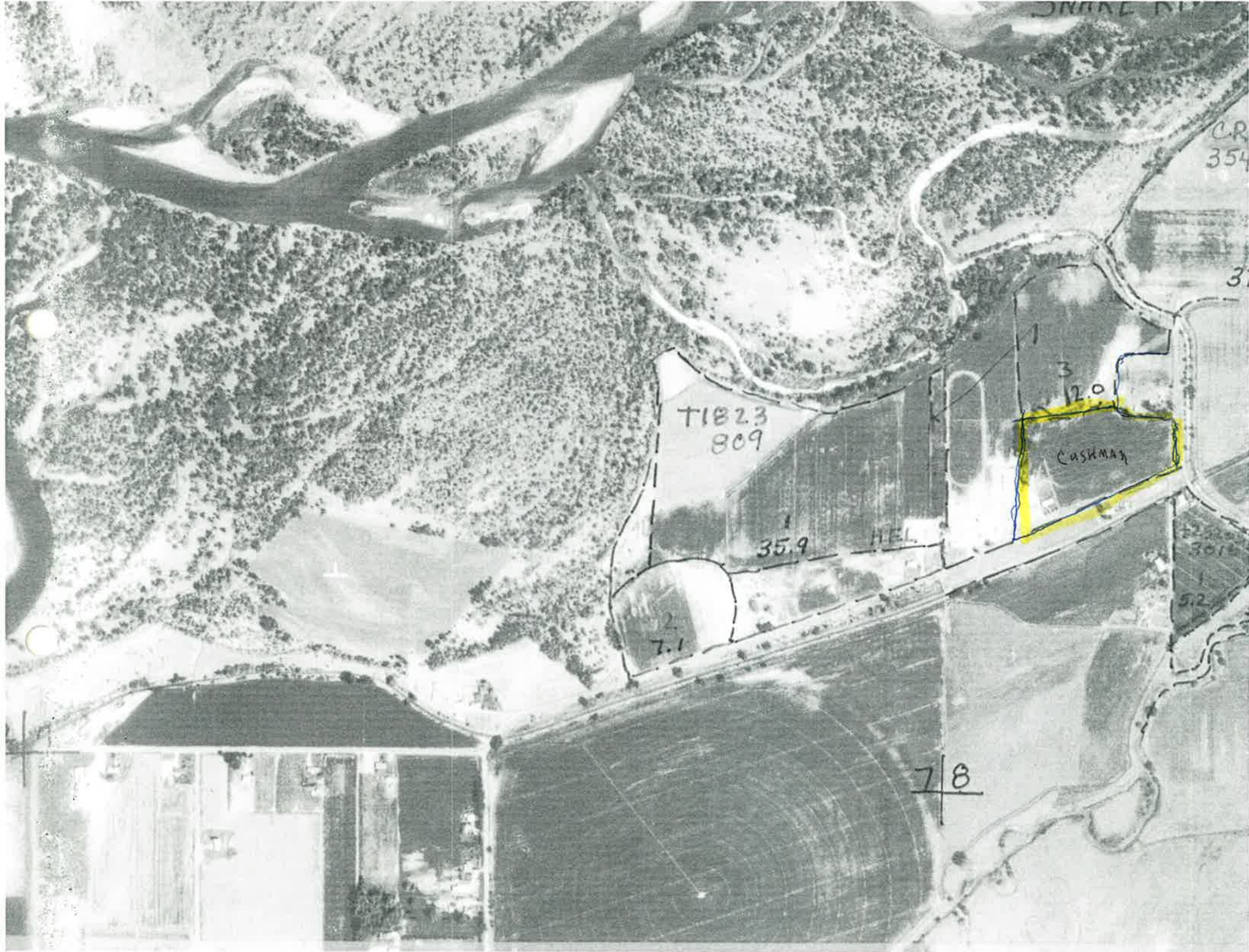
EXHIBIT A

Part of the SW $\frac{1}{4}$ of Section 8, Township 3 South, Range 35 East, Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point on the North line of a County Road that is North 1102.39 feet along the section line and North 65°45'34" East 217.03 feet along said North line and North 63°21'35" East 267.73 feet along said North line from the S.W. corner of said Section 8 and running thence North 1°07'33" West 623.22 feet; thence North 83°37'30" East 375.68 feet; thence South 1°07'33" East 508.32 feet; thence South 69°20'50" West 253.38 feet along the North line of said County Road; thence South 63°21'35" West 149.92 feet along said North line to the Point of Beginning.

ALSO: Beginning at a point on the North line of a County Road that is North 1102.39 feet along the Section line and North 65°45'34" East 217.03 feet and North 63°21'35" East 417.66 feet and North 69°20'50" East 253.38 feet from the S.W. corner of said Section 8 and running thence North 1°07'33" West 508.32 feet; thence North 83°37'30" East 256.27 feet; thence South 54.8 feet; thence East 267.00 feet to the East line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 8; thence South 272.75 feet along said East line; thence South 39°03'18" West 30.14 feet; thence South 69°20'50" West 526.54 feet along the North line of said County Road to the Point of Beginning.

455844



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 27-11940

WATER RIGHT NUMBER: 27-11940

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STANLEY M HILL 522 W RIVERTON RD BLACKFOOT, ID 83221 (208)785-0533
Current Owner	DORIS D HILL 522 W RIVERTON RD BLACKFOOT, ID 83221 (208)785-0533

Priority Date: 06/01/1885

Basis: Decreed

Status: See Remarks

<u>Source</u>	<u>Tributary</u>
BLACKFOOT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 11/15	0.480 CFS	
	<u>Total Diversion:</u>		0.480 CFS	

Location of Point(s) of Diversion

BLACKFOOT RIVER	SE1/4SE1/4NE1/4	Sec. 7,	Twp 03S,	Rge 33E, B.M.
BINGHAM County				

Place of UseIRRIGATION Within BINGHAM County

T03S R35E S07	NESE	32.0	T03S R35E S07	NWSE	9.0
T03S R35E S07	SWSE	9.0	T03S R35E S07	SESE	10.0
T03S R35E S08	SWNW	5.0	T03S R35E S08	NWSW	35.0
T03S R35E S08	SWSW	1.0	T03S R35E S08	SESW	1.0

Total Acres: 102

Conditions of Approval:Remarks:

1. Explanatory 27-11939 THROUGH 27-11943 AND 27-11981 WERE GENERATED AS PORTIONS OF 27-00004. HOWEVER, RESEARCH REVEALED 27-00004 WAS RETAINED BY CLAIMANT AND NOT SOLD.

Bird, Cindy

From: Bird, Cindy
Sent: Tuesday, January 06, 2004 2:17 PM
To: Carlsen, Ernie; Harold Jones (E-mail)
Subject: Stan Hill

hi,

What a mess:

Claim 27-10543 filed by Stan Hill was split into 27-11939 to 11943. Then 27-11981 was created to include Stan's portion of claim 27-10543.

Ernie did you amended 27-10543? What happens to the children of 27-10543 (27-11939 to 11943) and 29-11981? Did they file a new claim on 27-3C? Because 27-3 is overclaimed.

Thanks,
Cindy

Stan Hill

MEMO TO CLAIM FILE A27-11939

Original right 27-4 had 1500 miners inches (30.00 cfs) with a priority date of June 1, 1885 decreed to A. & Susan E. Whitten. On Jan 19, 1918, the Whittens sold 60 miners inches of this water to J.F. Hamilton. The total amount of the original right 27-4 is listed as "1000 inches" on the warranty deed. This erroneous amount appears on several water deeds made by the Whittens and the deed books eventually state that the true original amount should be 1500 miners inches.

On Dec. 19, 1918, Annie & John F. Hamilton (J. F.) sell 36 miners inches of this water to Edward Hoffman. This leaves a balance of 24 miners inches out of the original 60 inches purchased. On May 20, 1919, J.F. & Annie Hamilton sell the remaining 24 miners inches to N.J. Thorstenberg.

On Feb. 10, 1919, D. A. & Evelyn Jenkins sell Lot 9 of Sec. 7, T-missing, R 35E to Charles E. Crawford (Crawford). This is the ground that claimant Stanley M. Hill eventually purchases.

On June 8, 1929, May Brown files an action against Charles E Crawford , N. J. Thorstenberg and others to foreclose on a mortgage for non payment. Stan Hill tells me these folks were gold miners and had purchased farm ground and water rights including the 24 miners inches of right 27-4 to pursue their mining interests. It then appears that Lot 9 Sec. 7, T 3S, R 35E is part of this action as is 60 shares of Miners Canal Company ? stock. Note that John W. Jones is the attorney for May Brown. /

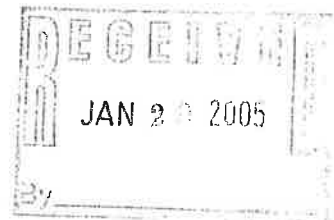
On Dec. 17, 1945, John W. Jones purchases Lot 9, Sec. 7, T 3S, R 35E along with 60 shares of Miners Irrigation Canal Company. This is done at a Sheriff's Sale on a foreclosure action.

On Sept. 21, 1946, John W. Jones sells to Owen H. (Harry) Jones the property in Lot 9, Sec. 7, T 3S, R 35E along with "shares in Miners Irrigation Canal Company"

On Nov. 20, 1961, Owen Harry Jones & Letha Hofer Jones sell Lot 9 Sec. 7, T 3S, R 35E

COPY

PAGE 2



along with shares in Miners Ditch Canal Company. Included in the sale is Miners Ditch Company certificate #106 and #75 along with other ground and water rights. This sale is made to Clarence C. Cox.

On Jan. 5, 1966 three warranty deeds for the same properties including Lot 9 Sec. 7, T 3S R 35E are issued. It appears Clarence Cox, Val Dee Bell and Lellan Allen all held paper on this ground that was then sold to Stanley M. Hill and Doris Hill. Doris has passed away and this leaves the property to our claimant Stanley M. Hill .

Stanley M. Hill has since made a permissible place of use of his remaining acres. I had to make the assumption that the 24 miners inches of right 27-4 was buried in the Miners Ditch Company shares along with other water rights.

On June 17, 2004 Stanley M. Hill sells a part of his property in Sec. 8, T 3S, R 35E and includes 13 miners inches of right 27-4. This is purchased by David W. J. Stanley. This leaves claimant Stanley M. Hill with 11 miners inches (0.22 cfs) of right 27-4 on his PPU of 45 acres, MOL.

D.W. Jones
1-19-2005

COPY

NAME	DITCH SHARES	TOTAL	Idaho	Corbett Slough	Kirkpatrick	Whitten	Mislin	Mislin	irrig.	Millen	Welch
Empey	2.5	2.5			2.5						
McNutt	1.0	1.0			1.0						
Hoge/Ellsworth	36.5	36.5			36.5						
Kirkpatrick	5.0	5.0			5.0						
Lilya	5.0	5.0			5.0						
Collard	20.0	20.0				20.0					
Dechant	50.0	50.0			50.0						
Hinderager	76.5	75.7	66.7	9.0							
Hamilton	48.0	121.0		74.0		35.0	12.0				
Sub-total:	244.5	316.7	66.7	83.0	100.0	55.0	12.0	0.0	0.0	0.0	0.0
Bergeman, Ed	79.0	2.5	2.5								
Bergeman, David		2.0	2.0								
Christensen		1.5	1.5								
Petersen		1.0	1.0								
Smith		80.0	51.0			15.0					14.0
Hinderager	103.5	138.3	33.3	55.0					50.0		
Hill	93.7	77.7				24.0				41.7	12.0
Stokes		21.3		21.3							
Cushman		12.0		12.0							
Lindsey	43.5	53.5		10.0						43.5	
Mickelson	21.0	21.0		21.0							
Colson	5.0	5.0								5.0	
Haddon	4.0	4.0								4.0	
Bingham	5.0	5.0								5.0	
Carson	12.0	12.0	12.0								
Elison	5.8	5.8								5.8	
Sub-total:	372.5	442.6	103.3	119.3	0.0	39.0	0.0	0.0	50.0	105.0	26.0
Younie Ditch	151.5	151.5					31.5	120.0			
Giest	4.5	4.5					4.5				
GRANDTOTAL:	773.0	915.3	170.0	202.3	100.0	94.0	48.0	120.0	50.0	105.0	26.0
% of Total Water Rights:			18.6%	22.1%	10.9%	10.3%	5.2%	13.1%	5.5%	11.5%	2.8%

DITCH BRANCH	% OF TOTAL	% OF TOTAL
Riverton Road	31.6%	34.6%
Beyond concrete	48.2%	48.4%
Younie	19.6%	16.6%
Giest	0.6%	0.5%
Total:	100.0%	100.0%

DATES OF WATER RIGHTS

Leon Misslen	1873 & 1885
John Misslen	1874
Kirkpatrick	1878
Eastern Idaho	1880 & 1885 (64% & 36%)
Robert Millen	1885
Fox & Whitten	1885
James Welch	1886
Corbett Slough	(Snake River Water)
Blackfoot Irrig.	(Snake River Water)

Note: This list has been put together over the years as from best information able to find, but has not been confirmed and is not claimed to be 100% accurate.

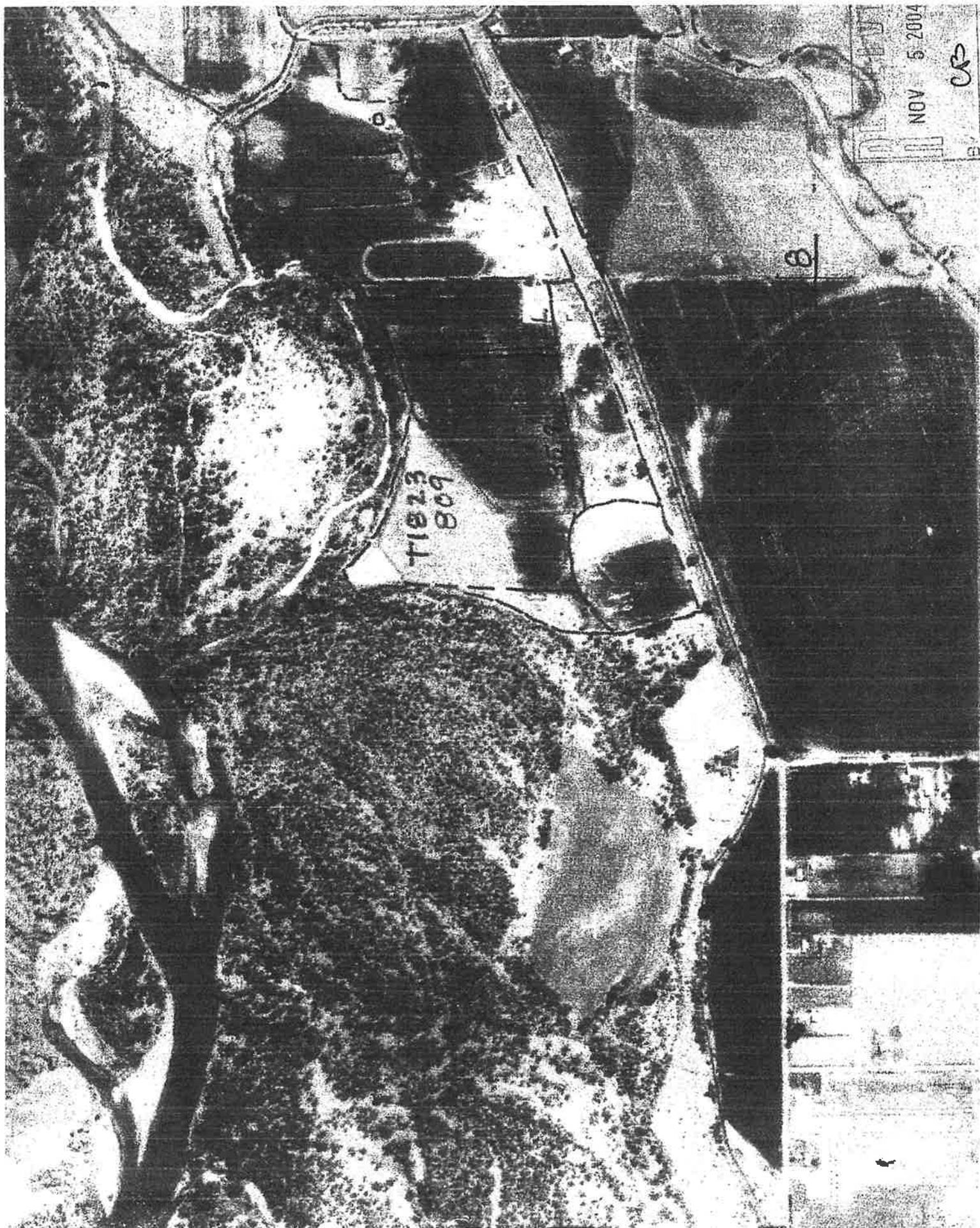
Miner's Ditch Shareholders

Note: water is held separately; shares and inches water may not be same

Shareholder	Number Shares
Bergeman, Ed	4
Bingham, Paul	5
Bjornberg, Elaine	2
Breed, Michael	1
Brooks, Leroy	3
Burwell, Howard	1
Carson, Dave	12
Christensen, Spencer	0.5
Christiansen, Robert	4
Cloward, Jerry	1.5
Collard, Max	24
Colson, Bob	4
Cushman, Gene	12
Dechant, Louise	62
Ditto, Ken	2
Empy, Gary	2
Garza, Cerildo	16
Gerginov, Emil	1.5
Giest, Bruce	4
Haddon, Billy	4
Hamilton, Elouise	52.5
Harwell, Stan	2
Hendershott, Irving	5.67
Hershberger, Don	2
Hill, Stan	62.67
Hinderager, Larry	179.5
Johnson, Gordon	8
Lindsay, Kathy	23.33
Long, John	7.75
Mickelson, Loreen	2
Olsen, George	1.5
Olsen, George	1.5
Overdorf, Martha	1
Peterson, Roger	2
Rowe, Steve	1.5
Sauche, Rudy	0.5
Schmitt, Steve	15.5
Stecklein, Elmer	10
Stokes, Lloyd Dan	13
Tanner, Lyle	1
Thurman, Kirk	1
Vandersys, Gerald	3
Warren, John	1
Williams, Doug	3
Wing, B.	1
Zuezada, P.	1
Miners Ditch total:	568.42

Younnie Ditch 151.5

Grand total: 719.92



NOV 5 2004

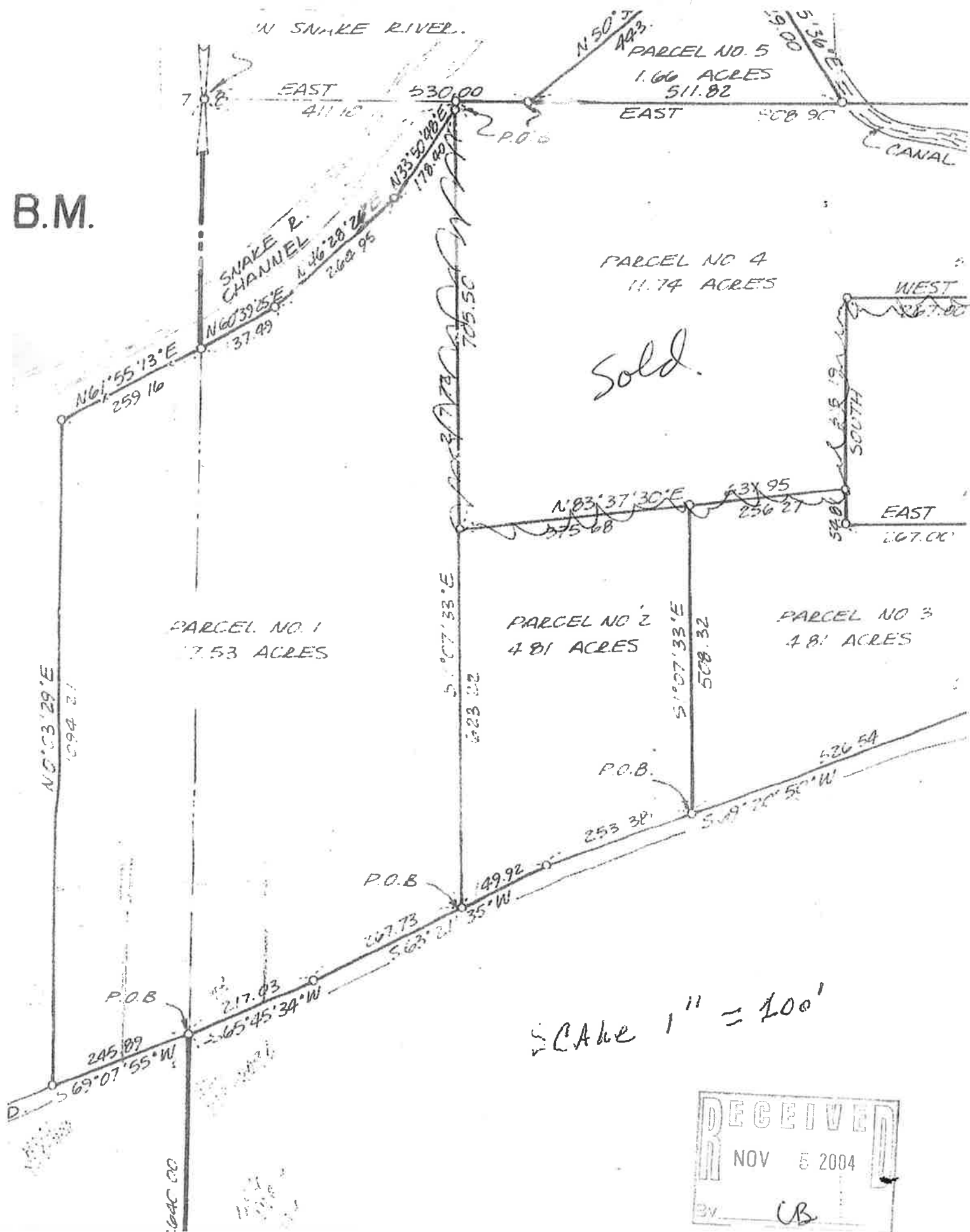
CR

12/18/2000



SPATIAL DYNAMICS

B.M.



JUL 20 2001

Log for claim 27-10543

Spatial Dynamics LTD

1/4/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s35e	7	NESE	32	29	
03s35e	7	NWSE	9	2.6	
03s35e	7	SWSE	9	9.6	
03s35e	7	SESE	10	12	
03s35e	8	SESW	1	0	
03s35e	8	SWNW	5	3.4	
03s35e	8	NWSW	35	30	
03s35e	8	SWSW	1	0.8	
03s35e	9	SENE	0	0	Wrong tract in database for POD?
Totals:			102	87.4	

AJ5809NP
No. A27-10543

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 175

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STANLEY M HILL	06/01/1885	IRRIGATION	03-15 11-15	0.480 CFS	
C	DORIS D HILL					
	522 W RIVERTON RD					
	BLACKFOOT ID 832221			TOTAL DIVERSION:	0.480 CFS	
	(208) 785-0533			CONSUMPTIVE USE:		270.00 AFA

Water Source: BLACKFOOT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R33E S07 SESENE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE										
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
03S	35E	7	:																			
03S	35E	8	:					05				35	01	01				32	09	09	10	60.0
																			TOTAL ACRES	102.0		

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: EASTERN IDAHO CANAL SHARES, CORBETT SLEW SHARES, ROBERT MILLEN

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00047E A01-00048 A01-00304 A27-00003B A27-00003C A27-00003H A27-00012 A27-00012A A27-00037F A27-07079
A27-10296

Remarks: GEN THIS RIGHT IS PART OF 27-00004. WHICH PART OF THIS SPLIT
IS UNKNOWN AT THE TIME OF FILING.
DEED SAID 24 INCHES OF 1000 INCHES DECREED.
DECREED TO A. WHITTEN AND SUSAN WHITTEN.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 05/10/89 CARLSON 11/29/94 ECARLSEN 03/29/95 POST-STD 05/15/00 SSHERMAN

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 27-10543
Date Received: 5/10/1989
Receipt No: M003545
Received By:

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

1. Name of Claimant(s)

STANLEY M HILL Phone: (208)785-0533
522 W RIVERTON RD
BLACKFOOT ID USA 83221

SUSAN CRONQUIST Phone: (208)785-2922
526 W RIVERTON RD
BLACKFOOT ID USA 83221

2. Date of Priority: 06/01/1885

3. Source: BLACKFOOT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	35E	9	SE NE 1	BINGHAM	

5. Description of diverting works:

MINERS DITCH HAS PUMPS ON THE BLACKFOOT RIVER BY THE BRIDGE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.48	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	35E	7	NE	SE 9	IRRIGATION	19
			NW	SE 9	IRRIGATION	4.5
			NW	SE 17	IRRIGATION	2.8
			SW	SE 8	IRRIGATION	8.3
			SW	SE 21	IRRIGATION	1.2
			SE	SE	IRRIGATION	10

Section Acres 45.8

COPY

03S

35E 8

SW
NWNW
SW

4

IRRIGATION
IRRIGATION

2

11

Section Acres 13

Total Acres 58.8

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:

THIS RIGHT IS PART OF 27-00004. WHICH PART OF THIS SPLIT IS UNKNOWN AT THE TIME OF FILING.

DEED SAID 24 INCHES OF 1000 INCHES DECREED.
DECREED TO A. WHITTEN AND SUSAN WHITTEN.

15. Basis of Claim: Decreed

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): Stanley M Hill Date: 12-19-03

Susan Hill Date: 12-19-03

State of Idaho

County of Bonneville) SS.Subscribed and sworn (or affirmed) before me this 19of Dec 19 2003

Ernest Carlsen

Notary Public

Residing at Shoshone FallsMy commission Expires 8-21-2009

COPY

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: A27-10543
Date Received: 5/10/1989
Receipt No: M003545
Received By: JPC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STANLEY M. HILL 208-785-0533
Address: 522 W. RIVERTON RD.
BLACKFOOT, ID 83222-1

AND/OR

Name: DORIS D. HILL 208-785-0533
Address: 522 W. RIVERTON RD.
BLACKFOOT, ID 83222-1

2. Date of Priority: JUN 01, 1885

3. Source: BLACKFOOT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
03S	33E	7	SE	SE	NE		BINGHAM

5. Description of diverting works:
MINERS DITCH HAS PUMPS ON THE BLACKFOOT RIVER BY THE BRIDGE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.480		

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

8. Total consumptive use is 270.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03S	35E	7	NE		SE		IRR	32.0
			NW		SE		IRR	9.0
			SW		SE		IRR	9.0
			SE		SE		IRR	10.0
							Section Acres	60.0
		8	SW		NW		IRR	5.0
			NW		SW		IRR	35.0
			SW		SW		IRR	1.0
			SE		SW		IRR	1.0
							Section Acres	42.0
							Total Acres	102.0

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:

EASTERN IDAHO CANAL SHARES, CORBETT SLEW SHARES, ROBERT MILLEN

14. Remarks:

THIS RIGHT IS PART OF 27-00004. WHICH PART OF THIS SPLIT
IS UNKNOWN AT THE TIME OF FILING.
DEED SAID 24 INCHES OF 1000 INCHES DECREED.
DECREED TO A. WHITTEN AND SUSAN WHITTEN.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 8/01/1891

FRED S. STEVENS, ET. AL.

Decree Plaintiff

vs

EASTERN IDAHO WATER CO. ET. AL

Decree Defendant

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): Stanley M Hill Date: May 10 1989

Date: _____

State of Idaho)
County of Butte) SS.

Subscribed and sworn (or affirmed) before me this 10 day

of May 19 89

Seal

John Dale Larson
Notary Public

Residing at Boise

My Commission Expires 4/10/90

T2S

T3S

27-10

