

12/19/2003

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

RIGHT NUMBER: 27-11977

NAME AND ADDRESS: JANICE HILLMAN
770 N 1000 E
SHELLEY ID 83274

BLAINE HILLMAN
770 N 1000 E
SHELLEY ID 83274

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.480 CFS
259.000 AFY

PRIORITY DATE: 09/19/1977

POINT OF DIVERSION:

T01S R37E S27 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
1.480 CFS
259.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T01S R37E S27 SWNE 40.0 T01S R37E S27 SENE 34.0

74 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: **License**

RIGHT NO. 27-11978 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 27-7113



STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-11977



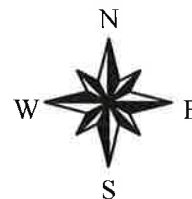
800 0 800 1600 Feet IRRIGATED ACRES 74.0

LEGEND

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

Place of Use: T1S, R37E:
(part of) Sec. 27, SWNE, SENE.

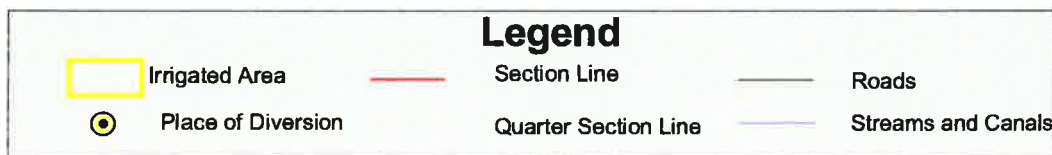
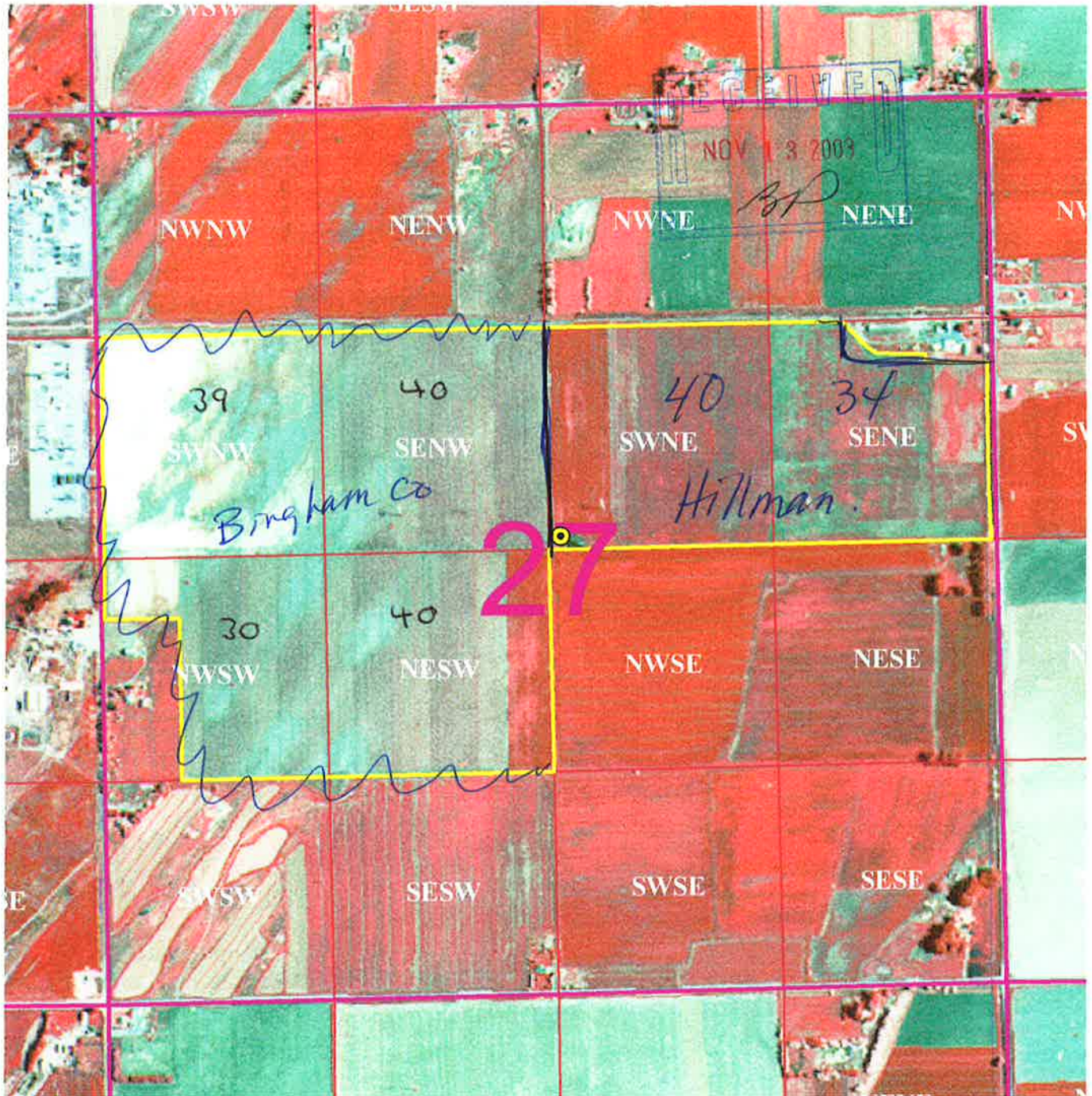
Point(s) of Diversion: T1S, R37E:
Sec. 27, SWNE.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: December 2003

Water Right Claim Number 27-07113
Township , 1S37E

11/10/2000





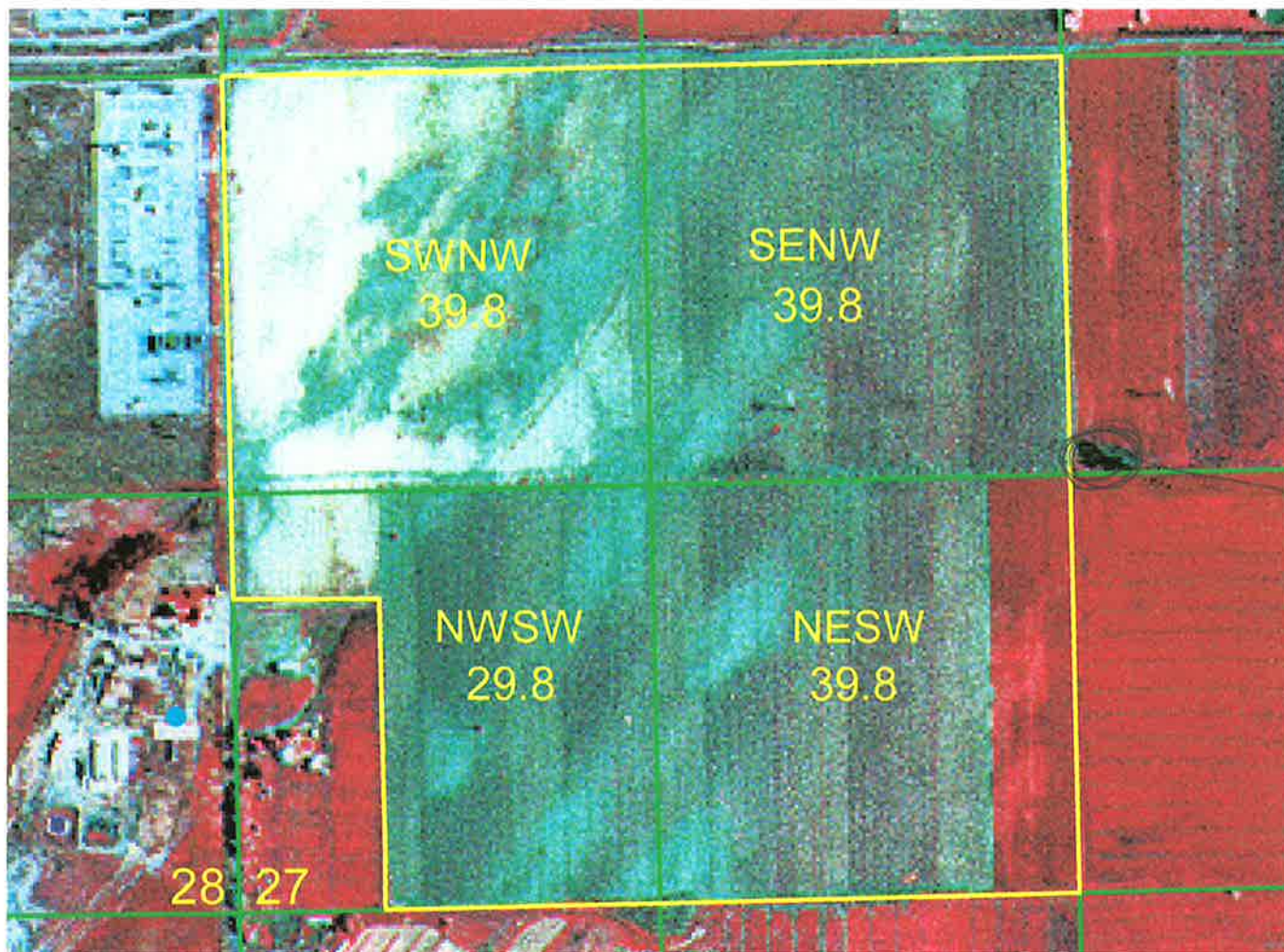
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7113



IRRIGATED ACRES 149.0

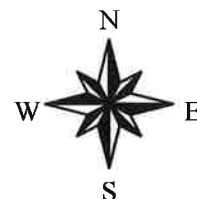


LEGEND

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

Place of Use: T1S, R37E:
(part of) Sec. 27, SWNW,
SENW, NWSW, NESW.

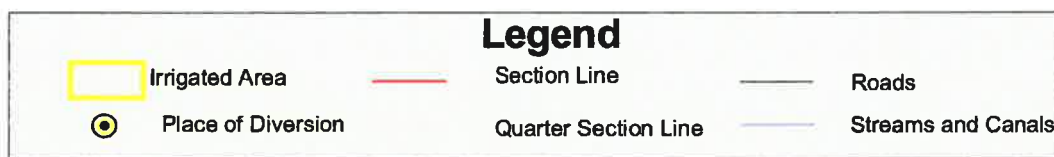
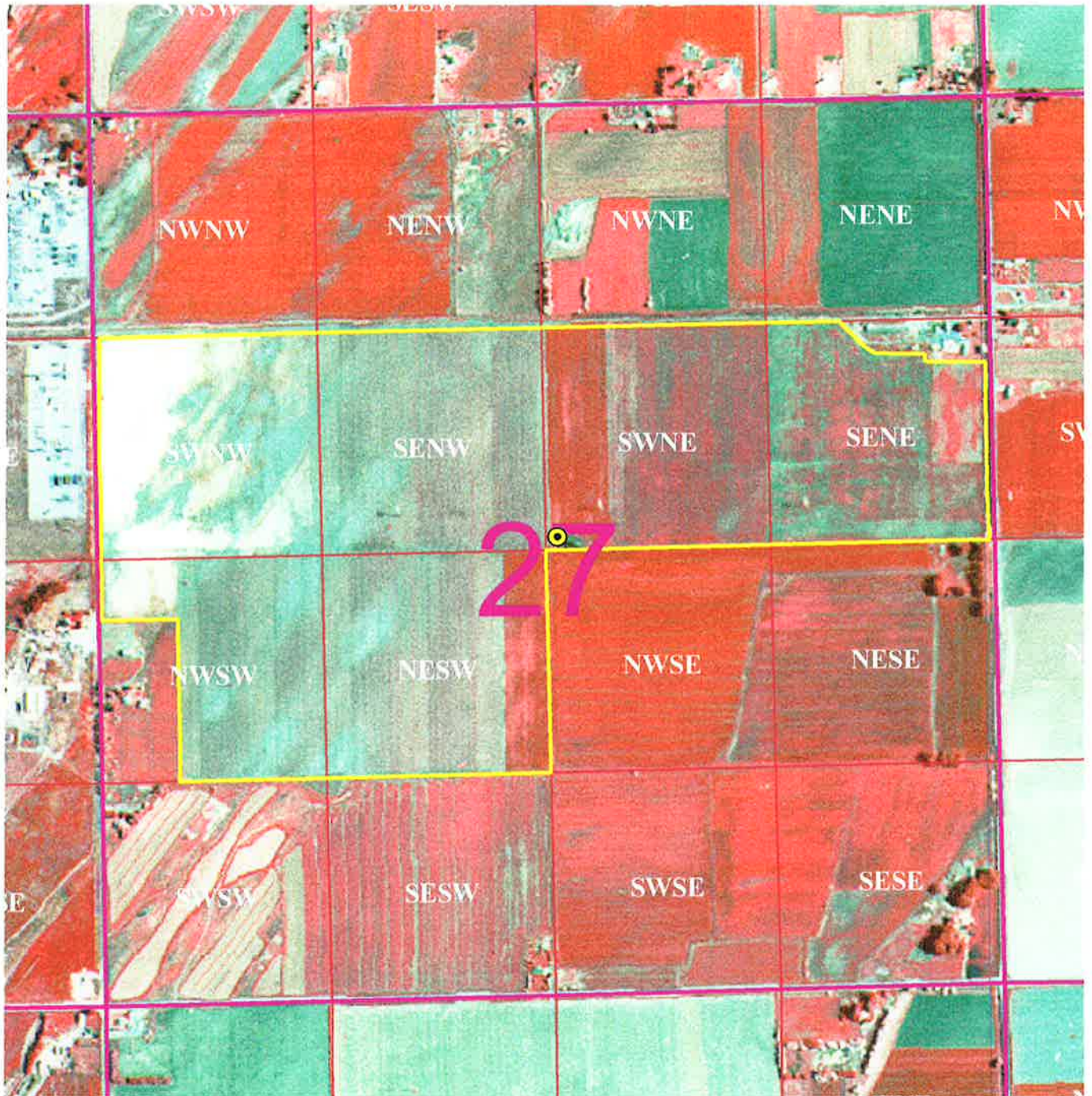
Point(s) of Diversion: T1S, R37E:
Sec. 27,



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: November 2003

Water Right Claim Number 27-07113
Township , 1S37E

11/10/2000

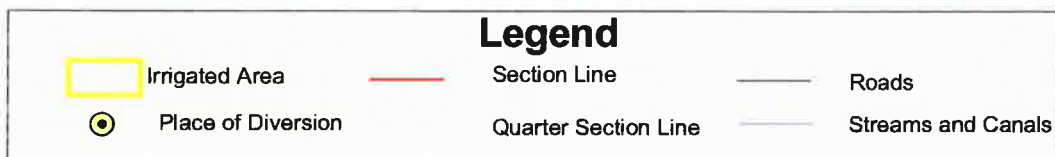
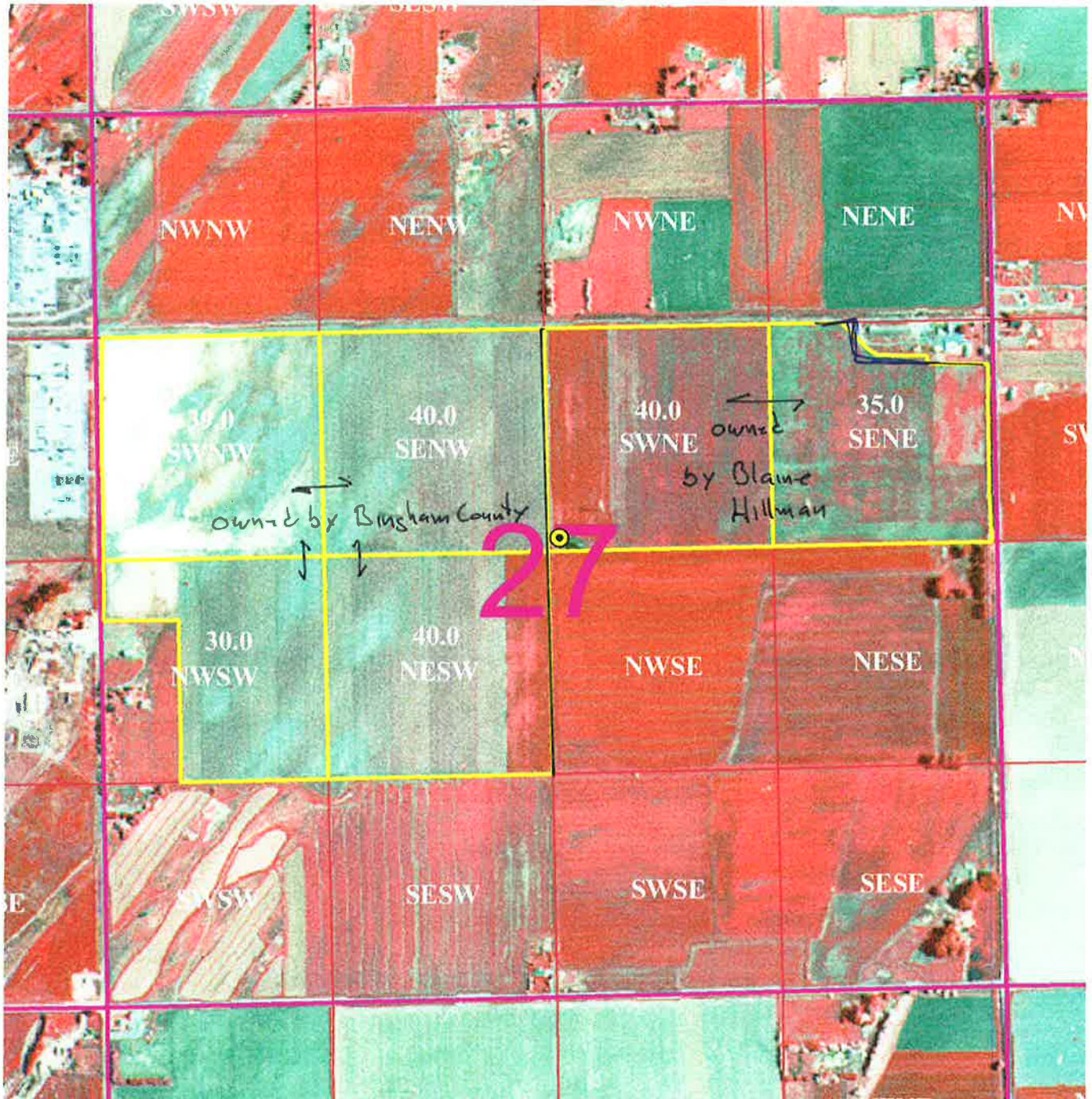


600 0 600 1200 Feet



Water Right Claim Number 27-07113
Township , 1S37E

11/10/2000



600 0 600 1200 Feet



SPATIAL
DYNAMICS



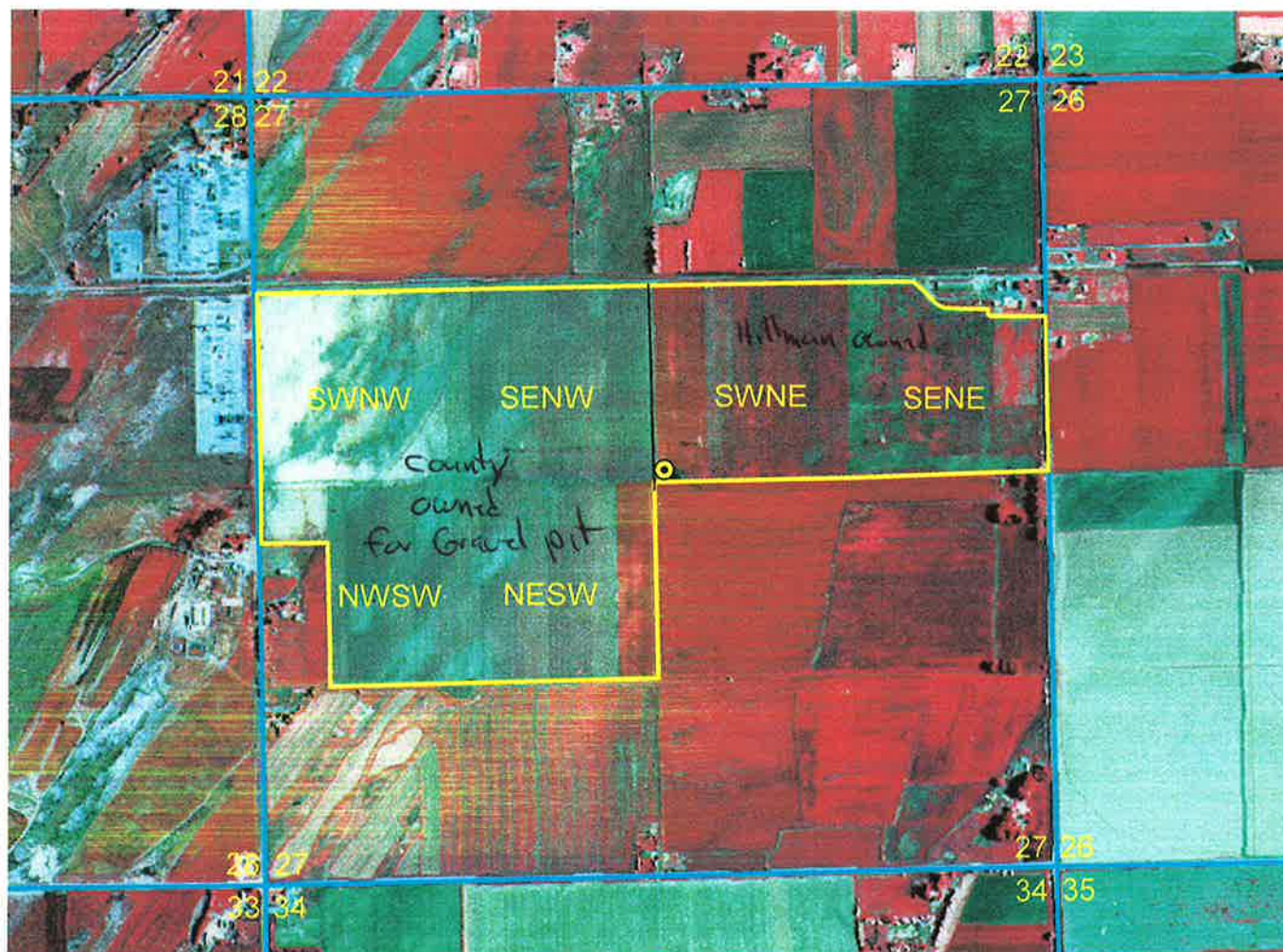
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7113



IRRIGATED ACRES 223.0

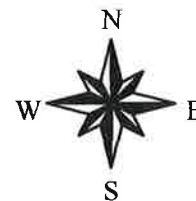
0.3 0 0.3 0.6 Miles

LEGEND

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

Place of Use: T1S, R37E
(part of) Sec. 27 SWNE, SENE,
SWNW, SENW, NESW, NWSW

Point of Diversion: T1S, R37E
Sec. 27 NWSW



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: August 2003

Notes

12-1-03 Claim 27-71B is split. New #s: 27-11977
11978

12/18/03. 27-11977 is recommended for Blaine Hillman's portion, 74 acres. located in the S $\frac{1}{2}$ NE Sec. 27, T 15 R 37E.

See Spatial Map for new layout boundaries.

SWNE 34.2

SENE 39.8

74.0

Notes

A27-07113

1/ Exam done on 11-10-2003 with Mr. Hillman

2/ GPS data - 0653338

File # 7113

0246567

GPS Tag # A0012491

3/ Photos - 1/ well + 125hp pump

2/ Pump tag

4/ Ownership of right is split. I talked to Bingham County Commissioners + secured a change of ownership from them. Dave Babbitt, Director of Public Works signed documents. All paperwork sent to Soda Springs office, 11-10-2003.



DAVID BABBITT

Director

Solid Waste / Roads & Bridges

**BINGHAM COUNTY
PUBLIC WORKS
DEPARTMENT**

501 N. Maple #209
Blackfoot, ID 83221-1700
(208) 782-3170

Fax: (208) 785-4131

Email: dbabbitt@co.bingham.id.us

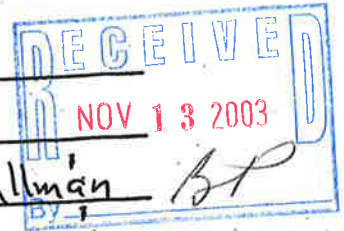
5/ County (Bingham) now owns 2/3 of the irrigated ground but Hillman leases ground back + farms it all.

12-1-03 Requested IF to split account. BP

Notes

A27-07113

Copy X



1/ Exam done on 11-10-2003 with Mr. Hillman

2/ GPS data - 0653338

File # 7113

0246567

GPS Tag # A0012491

3/ Photos - 1/ well + arhp pump

2/ Pump tag

4/ Ownership of right is split. I talked to Bingham County Commissioners + secured a change of ownership from them. Dave Babbitt, director of Public Works signed document. Phone for him is 782-3170.

Notes

8/5/03 Please verify the ownership of property with Bingham Co.

Add: C18 Gen Cond. ; C05 Gen Cond.

Adjust Claim shape in the SENE to 34 acres.

- link POB & POD.

- Then finish the Q you must answer the first 3 Question on the summary sheet to set the status as active.

9-16-03 No Bingham special tax lot available. BP

10-2-03 I talked to Clement & he did not verify anything but his address. He indicated the property had been "switched" up the County. I listed him we would send an ownership change. BP

10-3-03 Skip, Cindy would like you to check this out before we send any ownership change. There is only 1 Bingham Cty claim. It is in 1N, 36E. BP

Contacts Data Entry Form

<u>Owner Type</u>	<u>Full Name</u>	<u>Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	<u>Phone</u>

Current Owner Blaine Hillman.

Name connector: and ____, or ____, and/or ____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Mr. Hillman. Phone Number: _____

Relationship to Claimant: Claimant

Date of Field Exam: 11-10-2003 Time: _____

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

Reviewer: CB

Date: 1/18/03

Priority Date Data Entry FormClaim Number: 27-7H3. 11977

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 9-19-77 Recommended Basis: license☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

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

license

Reviewer: CBDate: 8/3/03

Priority Date**Claim No.** _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes (X) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (X) No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes () No (X)
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. *license*
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Point of Diversion and Source Data Entry FormClaim Number: 27-7113.11977

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
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? 27-11978

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

license 27-7113

Transfers Changing POD _____

Reviewer: CBDate: 8/5/03

Point of Diversion

Claim No. _____ - _____

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

Yes (☒) 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 POD as shown on the Permit. Go to 10

4. Does the parent right have a POD?

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 6

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

Yes (☒) No (☐)

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

If No, go to 6

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

Yes (☐) No (☐)

If Yes, go to 7

If No, go to 9

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

Yes (☐) No (☐)

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

8. Was a transfer filed?

Yes (☐) No (☐)

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

If No, go to 9

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

Yes (☐) No (☐)

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

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

Yes (☐) No (☒)

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

If No, POD review is complete.

Source**Claim No.** -

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the 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 (☒)

Purpose of Use Data Entry Form

Claim Number: 27-7113 11977☒ 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
Irrigation			74	

Document how the Purpose of Use was verified:

license 27-7113, 1987 NApp photography,
field exam.

Transfers Changing Purpose of Use noReviewer: CBDate: 8/5/03

Purpose of Use

Claim No. 27-11977

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: 27-7113. 27-11977.☒ Use Claimed POU as Recommended POU

Claimed Place of Use

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

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
DIS	37E	27	SWNE		Bingham		40	Irrigation
			NWSW		Bingham		34	Irrigation.

Total Acres 74

Document how the POU was verified:

license

See claimed shape, it shows 35 acres in
the SENE of section 27, it should only be
34 acres.
add COS condition

Transfers Changing POU _____

Reviewer: CBDate: 8/5/03

Place of Use

Claim No. 27 - 11977

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

Period of Use and Quantity Data Entry Form

Claim Number:

27-7H+3-11977

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
<u>Irrigation</u>	<u>4/1</u>	<u>11/1</u>	<u>1.48</u>	<u>780.5</u> <u>259</u>

Overall Diversion Rate 1.48Overall Diversion Volume 259

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

License - add volume;

Reviewer:

CB

Date:

8/5/03

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

Period of Use

Quantity

Claim No. 27-11977

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
Yes ☐ No ☐
4. Does the parent right have a diversion rate and/or volume?
If Yes, go to 5
If No, go to 7
Yes ☒ No ☐
5. Can the claimed diversion rate and/or volume be verified using the water right file?
If Yes, go to 8
If No, go to 7
Yes ☒ No ☐
6. Is the basis of claim a posted notice?
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
Yes ☐ No ☐
7. Is a flow measurement required?
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9
Yes ☐ No ☐
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. 27-11977

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 ☐

Summary

Summary Data Entry Form

Claim No.: _____

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

C18

P21 Exp Rem 27-7113

F05 Exp Rem. 27-11978

Split or Combined Right Analysis:

27-7113 4.46 cfs
27-11977 1.48 cfs Blaine Hillman
27-11978 2.98 cfs Bingham Co

Attached Field Notes or Other Documents:

yes

Claim No.:

27-11977

Reviewer

CB

Date

12/18/03



Close

From: Crabtree, Jennifer
To: Bird, Cindy
Cc: Carlsen, Ernie; Payne, Barbara; Forsgren, Kristen
Subject: Split of 27-7113
Sent: 12/1/2003 11:11 AM

Importance: Normal

Hi. 27-7113 is split into 27-11977 and 27-11978. ERNIE, please delete the parent recommendation. CINDY, for some reason the database did not create two new claims, but created two new recommendations, instead. Please edit the recommendations. BARBARA, please create two new folders. KRISTEN, please barcode the new claims to Cindy. Thanks all!

15 West Center
Soda Springs, ID 83276
Phone (208) 547-3993
FAX (208) 547-3939

Idaho Department of Water Resources

Fax

FAXED
12/1/2003

To: Jennifer Crabtree

From: Barbara Payne

Fax: 525-7177

Pages: 3

Phone:

Date: 12/1/2003

Re: Split 27-7113 Blaine Hillman

CC:

Hi Jennifer,

Cindy would like for you to split this claim according to the attached notice of change in water right ownership. Mr. Hillman sold 149 acres to Bingham County. Diversion rate is 2.97 cfs. The change states that 149 acres were sold to Bingham County. When I prepared a preliminary spacial drawing, they calculate out as follows:

SWNW	39.8 acres
SENW	39.8 acres
NWSW	29.8 acres
NWSW	39.8 acres
Total	149.2 acres

These acres are located in T1S, R37E, Section. The POD is located in the SESENW.

You stated these would be 10,000 numbers because we were not using alpha designation for split any more.

Please let Cindy know what these numbers will be. Thanks.

Barbara



WATER RIGHT NO. 27-7113

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM T MATLOCK 5718 WALLIS LN WOODLAND HILLS, CA 91367

Priority Date: 09/19/1977

Basis: License

Status: Active

Source GROUND WATER	Tributary
-------------------------------	----------------------

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	4.46 CFS	780.5 AFA
Total Diversion			4.46 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWNE	Sec. 27	Township 01S	Range 37E	BINGHAM County
--------------	------	---------	--------------	-----------	----------------

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

[illegible]

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	37E	27		SWNE	40		SENE	34						
				SWNW	39		SENE	40						
				NESW	40		NWSW	30						

Total Acres: 223

Dates:

Licensed Date: 04/12/1982

Decreed Date:

Permit Proof Due Date: 11/1/1982

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 11/30/1977

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

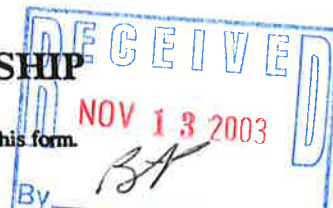
Close

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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



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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>A27-07113</u>	<u>Y</u>			

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

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

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

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

OR

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

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

Blaine Hillman
770 N. 1100 E. Shelley, ID 83274

4. New Owner/Claimant(s)

Bingham County

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

New Mailing Address

501 North Maple #209

City, State and ZIP Code

Blackfoot ID 83221-1700

New Telephone Number

(208) 782-3123

5. Date you acquired the property

Oct 16, 2001

1 December 2003

Re: 27-7113 Blaine Hillman

Memo to File:

Skip called this morning stating that Blaine Hillman sold a portion of this land to Bingham County for the purpose of mining the gravel. However, the mining will not begin for several years. The arrangements was that Mr. Hillman will continue to farm the ground. So at this time only a change in ownership for a portion of the land needs to take place.

Barbara



Close

From: Harold and Anne Marie Jones [SMTP:powder1@ida.net]**To:** Payne, Barbara**Cc:****Subject:** Re: Missing File followup & Blaine Hillman**Sent:** 11/27/2003 8:05 PM**Importance:** Normal

This should be just a change of ownership for a portion of the claim.
Bingham County only purchased about 2/3 of the ground and the Claim should
be an A and B type split with a common POD.

The ground is still farmed by the original owner.

Skip

--

Anne Marie Jones
2101 Bramble Lane
Idaho Falls, Idaho 83402

Technology Fellow
Albertson Foundation
e-mail Ajones@ext.jkaf.org

Work:
Century High School
7801 Diamonback Lane
Pocatello, Idaho 83204
208-478-6863
e-mail jonesal@d25.k12.id.us



Close

From: Payne, Barbara
To: 'powder1@ida.net'
Cc: Bird, Cindy
Subject: Missing File followup & Blaine Hillman
Sent: 11/26/2003 2:35 PM

Importance: Normal

Hi Skip,

Please disregard my last request for the missing file. My eagle eye "Bird Lady" found it for me.

SECOND ITEM

You sent this claim file back stating that it needed to be split. Cindy was wondering exactly what you told the claimant on how the transfer will take place. Apparently Bingham County purchased part of this land in 2001. Do you want the transfer to be handled as a split or within the adjudication process. Thanks.

Still have a great turkey day.
Barbara :-}

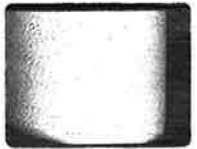
11-10-03 exam - with Mr. Hollman

GPS data - 0653338
0246567

File 7113

GPS tag # A0012491

Photo - 1/ Well + GPS tag on post
looking East
2/ Motor tag - 125 Hp



COPY

Purchase Agreement

This agreement is entered into between Bingham County, a political subdivision of the State of Idaho, and Blaine and Janice Hillman, husband and wife:

WITNESSETH:

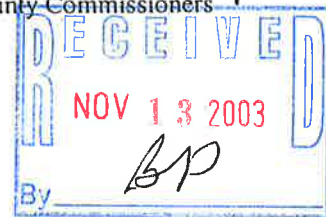
1. SALE OF PROPERTY: BINGHAM COUNTY agrees to purchase the real property described as Tract D and Tract F of the Warranty Deed recorded in Bingham County as #380605 and the real property described as Tract F-2 and F-3 of the Quitclaim Deed recorded in Bingham County as #403547. Both said recorded documents are attached. The property, which is being purchased, constitutes 154.9654 acres.
2. WATER RIGHT: The sale of the property includes all water rights associated with the parcel of property being sold. Should BLAINE HILLMAN discontinue farming, the County will be responsible for placing its own source for accessing its water right upon the purchased property.
3. PURCHASE PRICE: BINGHAM COUNTY agrees to pay BLAINE HILLMAN the sum of four hundred sixty five thousand dollars and no cents (\$465,000.00)
4. RIGHT OF WAY: BINGHAM COUNTY will allow BLAINE HILLMAN to reserve the right to ingress and egress his property over Tract F-2 described in the Quitclaim Deed recorded in Bingham County as #403547 and attached hereto. This right of way will be perpetual
5. IRRIGATION SYSTEM: The irrigation system located above ground on the property at the time of purchase will remain the property of BLAINE HILLMAN.
6. HAZARDOUS WASTE: BLAINE HILLMAN guarantees that there has not been any hazardous waste as defined by federal, state or local laws or regulations, except approved agriculture chemicals used, stored, and/or buried on the property.
7. ATTORNEY FEES: If action is brought to enforce the terms or provisions of this agreement, or to enforce forfeiture for default, or to collect damages for breach, the prevailing party in such action shall be entitled to recover from the losing party reasonable attorney fees together with costs.
8. ENTIRE AGREEMENT: This is the entire agreement of the parties and can only be modified or amended in writing by the parties.

DATED this 12th day of October 2001.

Blaine Hillman
BLAINE HILLMAN

Janice Hillman
JANICE HILLMAN

DeVaughn Shipley
DeVAUGHN SHIPLEY, Chairman
Board of Bingham County Commissioners



Bonneville Land & Title Co.

497 N. Capital Ave * P.O. Box 51690 * Idaho Falls, ID 83405-1690 * (208) 524-6600 * Fax (208) 524-6072

BUYER'S SETTLEMENT STATEMENT

PURCHASER: Bingham County

SELLER: Bonn. Land & Title Co., Accom Janice Hillman, Exchanger
Blaine D. Hillman, Exchanger

FILE NUMBER: CB-1122

Property 154.9654 Acres Bingham County
Location: Farm Ground

Settlement date: 10/16/01

Date of prorations: 10/16/01

COPY

	Debit	Credit
Purchase Price.....	465,000.00	
Deposit or Earnest Money.....		465,000.00
Title Insurance Premium.....	1,576.25	
Recording Fees.....	3.00	
Sub-totals	466,579.25	465,000.00
BALANCE DUE FROM PURCHASER		1,579.25
Totals	466,579.25	466,579.25

The undersigned acknowledges receipt hereof, agrees to the correctness hereof, and authorizes and instructs Closing Agent to disburse accordingly.

Stephan Shipley
Bingham CountyWayne T. BrownChloe Jolley



Bonneville Land & Title Co.

497 N. Capital Ave. • P.O. Box 51690 • Idaho Falls, ID 83405-1690 • (208) 524-6600 • Fax (208) 524-6072

February 7, 2003

Bingham County
ATTN: David N. Babbitt
501 North Maple #209
Blackfoot, Idaho 83221

RE: CB-1122

COPY

Dear Sirs:

Please find enclosed the following documents from the transaction we recently closed:

- [X] Original Warranty Deed, Instrument No. 505323 ,
- [X] Original Owners Policy of Title Insurance,
- [] Your Copy of the Application for Homeowners Exemption,
- [] ADDT'L ITEM:
- [] ADDT'L ITEM:
- [] ADDT'L ITEM:

We appreciate your letting us serve you! Please contact us when you refinance, purchase or sell, so that we can make sure you receive the discounts and great service you are entitled to.

If you have any questions, please do not hesitate to contact our office.

Thank you.

Sincerely,


Molly Hart



Lane R. Archibald
President & General Counsel

505323

WARRANTY DEED

COPY

BLAINE D. HILLMAN and JANICE HILLMAN, husband and wife, as GRANTOR,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto

BINGHAM COUNTY, as GRANTEE,

whose address is P. O. Box 607, Blackfoot, Id 83221, and Grantee's successors and assigns, all of the following described real property, to-wit:

Township 1 South, Range 37 E.B.M., Bingham County, Idaho

Section 27: S1/2NW1/4 and N1/2SW1/4.

EXCEPTING the County road along the West.

ALSO EXCEPTING THEREFROM: Beginning at a point of the East line of a County road that is N0°21'30"E along the section line 1318.85 feet to the SW corner of said NW1/4SW1/4 and S89°48'17"E 25.00 feet from the SW corner of said Section 27, and running thence S89°48'17"E 439.47 feet; thence N0°21'30"E 937.50 feet; thence N89°48'17"W 439.47 feet to the East line of said County Road; thence S0°21'30"W along said East line 937.50 feet to the point of beginning.

The South 66 feet of the N1/2NW1/4.

RESERVING UNTO THE GRANTOR, his successors and assigns the right of ingress and egress and utilities over, through and across the South 66 feet of the North Half of the Northwest Quarter.

SUBJECT TO the 2001 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

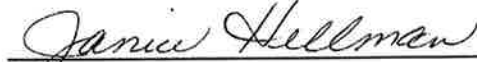
Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: October 16, 2001



Blaine D. Hillman



Janice Hillman



POLICY OF TITLE INSURANCE



COPY

ISSUED BY

First American Title Insurance Company

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

First American Title Insurance Company

BY

Gary L. Kernott

PRESIDENT

ATTEST

Mark L. Anderson

SECRETARY

J 1781386



COPY

OWNER'S POLICY

SCHEDULE A

Order No.: **B44460**

Policy No.: **J 1781386**

Reference No.:

Amount of Insurance: **\$ 465,000.00**

Premium: **\$ 1,576.25**

Endorsements: **None**

\$

Date of Policy: **October 22, 2001** at **04:27 PM**

1. Name of Insured:

Bingham County

2. The estate or interest in the land which is covered by this policy is:

A fee simple interest

3. Title to the estate or interest in the land is vested in:

Bingham County

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

**Township 1 South, Range 37 E.B.M., Bingham County, Idaho
Section 27: The S. 66 feet of the N $\frac{1}{2}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; and N $\frac{1}{2}$ SW $\frac{1}{4}$
EXCEPTING the County road along the West. ALSO EXCEPTING
THEREFROM: Beginning at a point on the E. line of a County road that is
N. 0°21'30" E. along the section line 1318.85 feet to the SW corner of said
NW $\frac{1}{4}$ SW $\frac{1}{4}$, and S. 89°48'17" E. 25.00 feet from the SW corner of said
Section 27, and running thence S. 89°48'17" E. 439.47 feet; thence N.
0°21'30" E. 937.50 feet; thence N. 89°48'17" W. 439.47 feet to the E. line of
said County road; thence S. 0° 21'30" W. along said E. line 937.50 feet to
the point of beginning.**

COPY

SCHEDULE B

Order No.: **B44460**

Policy No.: **J 1781386**

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorney's fees or expenses) which arise by reason of:

PART I

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
7. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year.
Taxes which may be assessed and entered on the property roll for 2001 with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.
8. Levies and assessments of Snake River Valley Irrigation District.
9. Contract upon the terms, conditions and provisions contained therein:
Recorded: August 17, 1945, in Book N of Miscellaneous Records, Page 388
Vendor: Oregon Short Line Railroad Company and Union Pacific Railroad Company
Purchaser: Frandsen Brothers, a co-partnership composed of Viggo Frandsen and Efner Frandsen, individuals.

**OWNER'S POLICY
SCHEDULE B**
(Continued)

COPY

Order No.: **B44460**

10. Power line easement granted to Idaho Power Company recorded November 18, 1971, as Instrument No. 165608.
(over S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 27)
11. Provisions in deed recorded December 16, 1991 as Instrument No. 403193, substantially as follows: Including but not limited to minerals
12. Provisions in deed to Bingham County recorded October 22, 2001 as Instrument No. 505323.

END OF EXCEPTIONS

FIRST AMERICAN



1889

First American Title Insurance Company

POLICY OF TITLE INSURANCE



Agent For
First American Title Insurance Company

FIRST AMERICAN TITLE COMPANY
P.O. Box 868
168 West Pacific
Blackfoot, ID 83221
(208) 785-0320
Fax: (208) 785-6276



JUL 18 2001

Log for claim 27-07113

Spatial Dynamics BTD

11/10/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01s37e	27	SWNE	40	40	
01s37e	27	SENE	34	35	
01s37e	27	SWNW	39	39	
01s37e	27	SENW	40	40	
01s37e	27	NESW	40	40	
01s37e	27	NWSW	30	30	
Totals:			223	224	

AJ5809NP
No. A27-07113

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 55

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JANICE HILLMAN	09/09/1977	IRRIGATION	04-01 11-01	4.460 CFS	780.50 AFA
C	BLAINE HILLMAN					
	770 N 1000 E			TOTAL DIVERSION:	4.460 CFS	
	SHELLEY ID 83274			CONSUMPTIVE USE:		669.00 AFA
	(208) 346-6037					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T01S R37E S27 SWNE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
01S	37E	27	:			40	34	:			39	40	:	40	30			:						223.0
																							TOTAL ACRES	223.0

POU County: BINGHAM

Non-Irrigation Uses: NOT GIVEN

Other Rights: NONE

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

A01-00038 A01-00039 A01-00171 A01-00172 A01-00250 A01-00328 A01-10247 A27-07131

Remarks: GEN IN 1977 WE DRILLED A WELL INSTEAD OF PUMPING OUT OF THE SNAKE
RIVER VALLEY CANAL

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

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

Audit: 07/28/89 KEISER 10/11/94 JTHOMPSO 03/29/95 POST-STD

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 27-7113 Priority 09/19/1977 Amount 4.46 CFS 780.50 AF

THIS IS TO CERTIFY, that PAIDON, JULIAN T.

of WOODWARD BILLS, CALIFORNIA 91367, has complied with the terms and conditions of
Permit No. 27-7113 issued pursuant to Application for Permit dated 09/19/1977, and has
submitted proof to the Department of Water Resources on 07/13/1978, that he has applied water to a
beneficial use; and examination by the Department indicates that the works have a capacity for the
DIVERSION OF 5.69 CFS of water from GROUNDWATER
tributary to _____, and that the permit holder has
applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
<u>4.46</u> CFS	<u>780.5</u> ACRE FEET	<u>IRRIGATION</u>	<u>09/01 - 11/01</u>

Location of point of diversion: TRACT, SWNE SEC. 27 TWP. 01S RGE. 37E

Location of place of use:

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>01S</u>	<u>37E</u>	<u>27</u>			<u>35</u>	<u>34</u>			<u>39</u>	<u>40</u>	<u>40</u>	<u>30</u>							<u>723</u>

Total number of acres irrigated 723

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

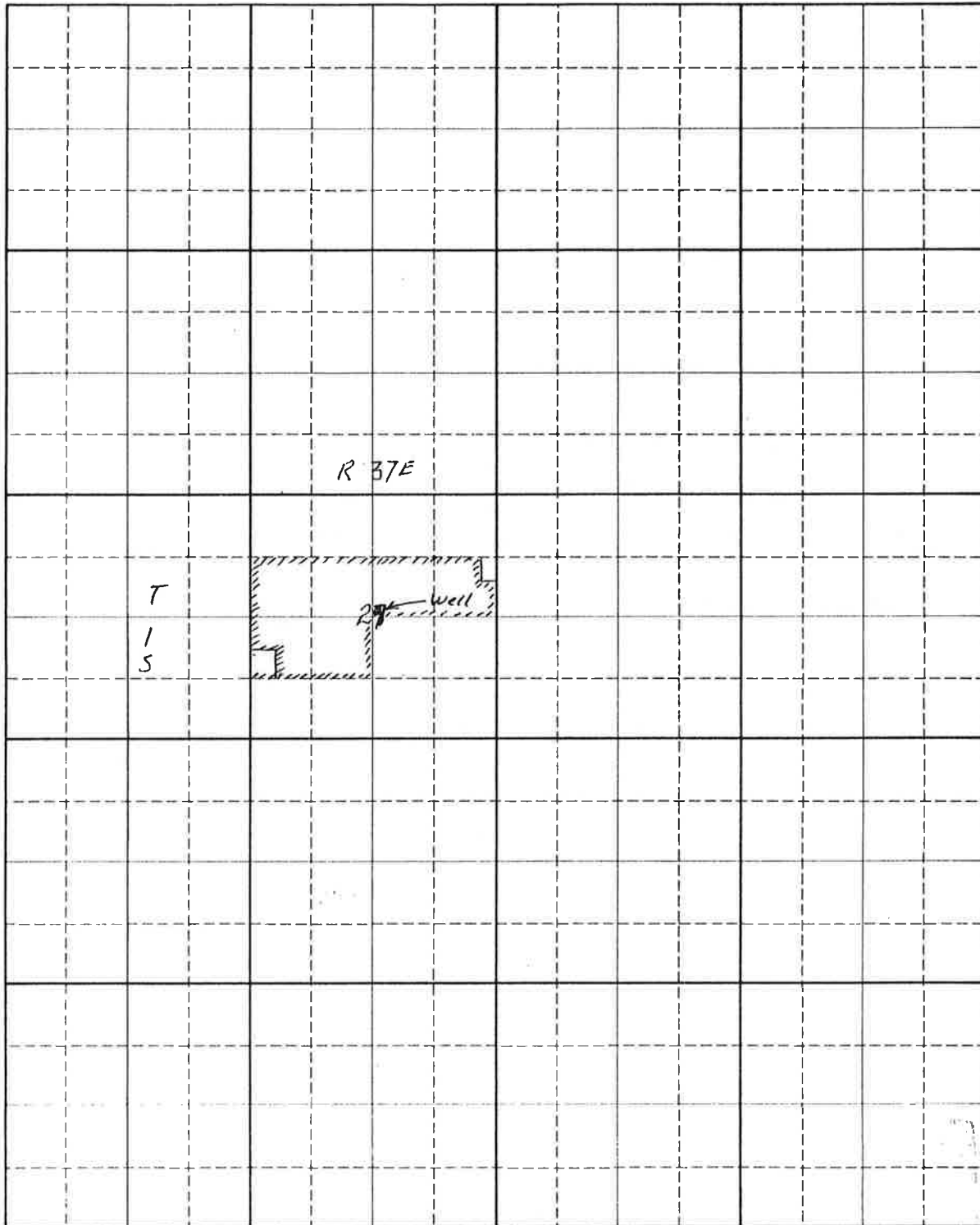
Witness the seal and signature of the Director, affixed at Boise, Idaho this 23 day of SEPTEMBER, 19 78.


Director

MICROFILMED

DET

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



Scale: 2 inches equal 1 mile

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

(Applicant)

A27-07113 125 hp pump



A27-07113 - looking East

GPS
Tag



Identification No. 27 7113

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant William T. Matlock Phone: 213-883-1349
post office address 5718 Wallis Ln. Woodland Hills, Calif. 91367
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27 Township 1S
Range 37E B.M. Bingham County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 4.48 for Irri. purpose from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.48 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinklers

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo, Day) (Mo, Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 45,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

1. Name of permit holder William L. Matlock
 Post office address 5718 Wallis Lane, Walland Phone 885-1349
 Person to contact operator Blaine Hillman Phone _____

3. Water will be used for the following purposes:

Amount 2.48 c.f.s. for irrigation
AF/Annum (nature of use)

Period of Use: from 4-1 to 11-1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use) _____ Department _____

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 4.48 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 18 N/S, Range 57E E/W, B.M., Section 27, Subdivision SW 1/4 NE 1/4 Bingham County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 125 Hp H.E. electric motor & Johnston turbine pump, mainline

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

22.4

Rye 37E

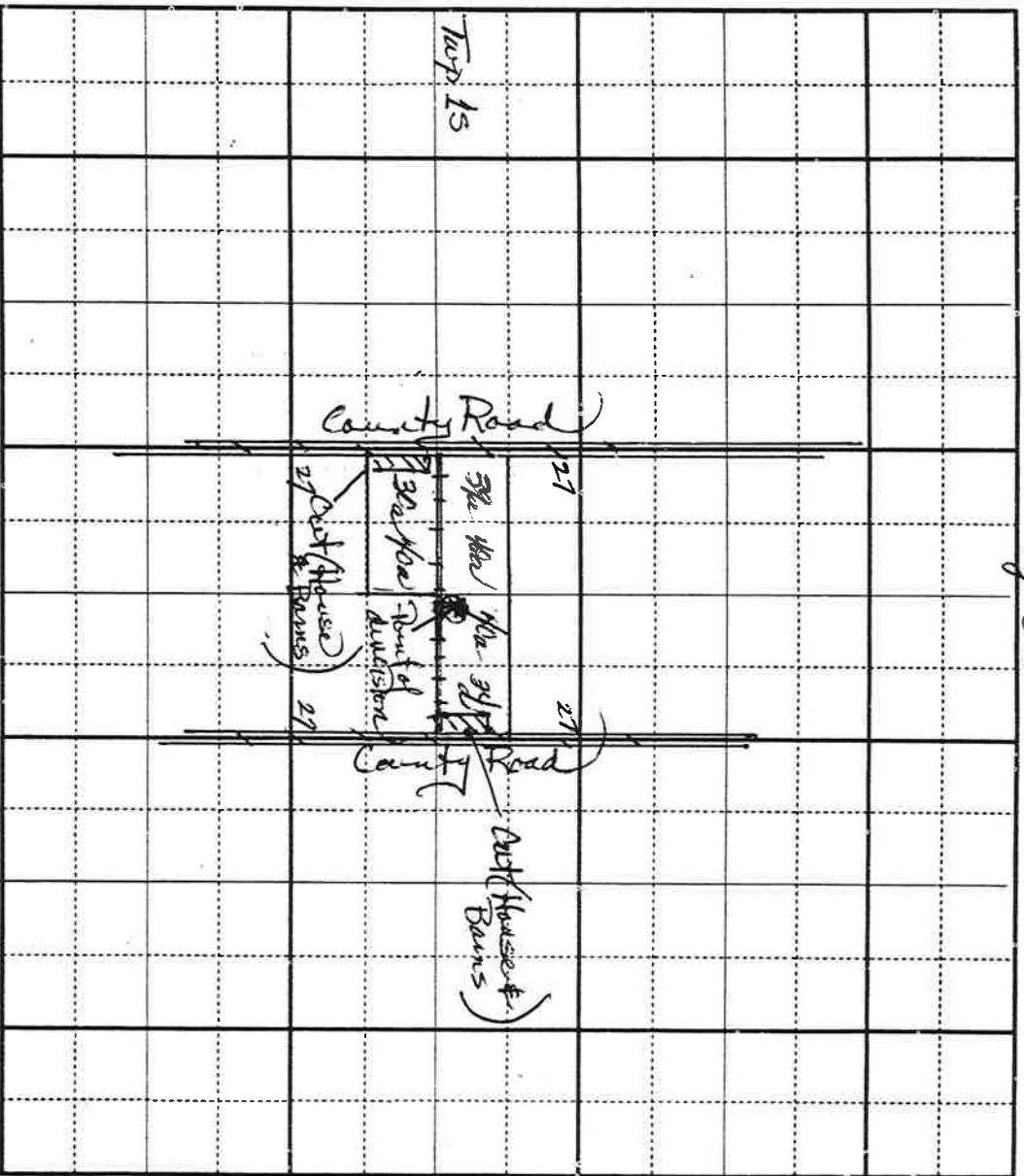
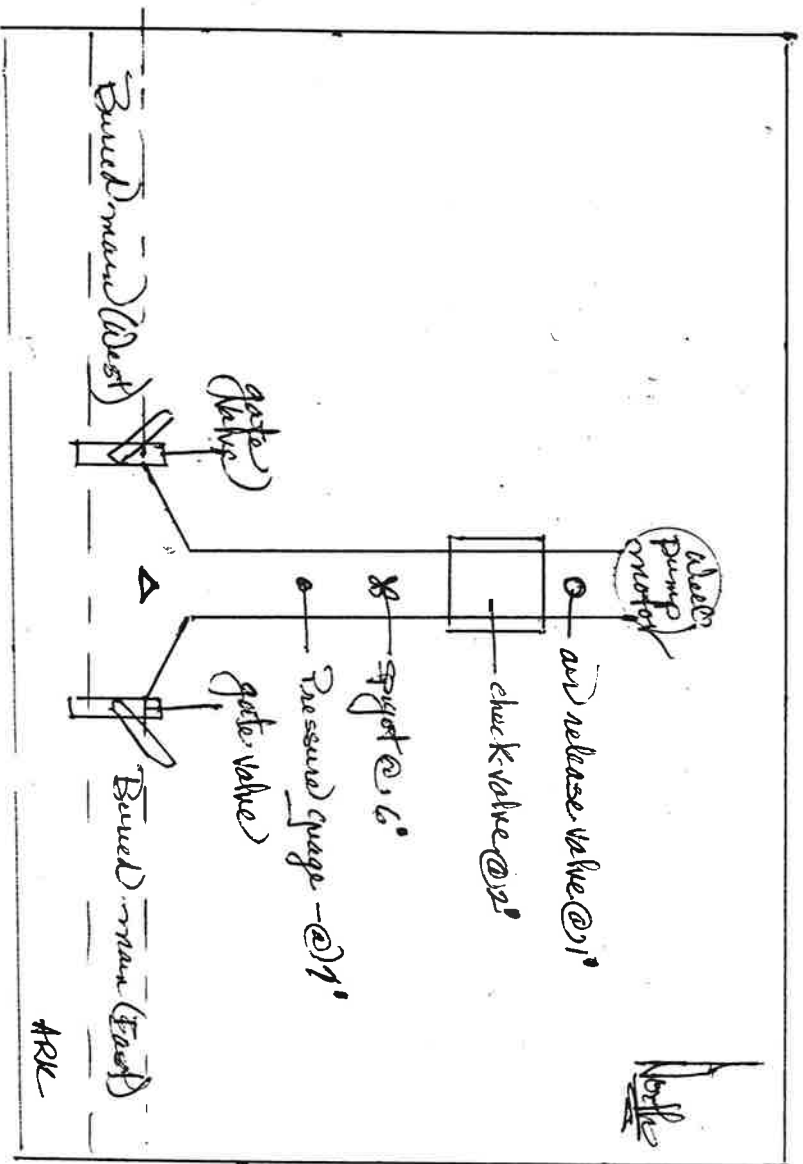


Diagram of System



ARC

No Overlap w/ 27-7131

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Blaine Tillman CLAIM NO. A27-07113DATE RECEIVED 6-1-89 CK # — AMOUNT \$ — YES — NO — Required Info? —

1. Is the name and address complete with zip code? — YES — NO — Required Info? — *
2. Is a priority date entered? — YES — NO — Required Info? — *
- Is the priority date acceptable in view of mandatory filing dates? — YES — NO — Required Info? — *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. — YES — NO — Required Info? — *
3. (a) Is a source entered? — YES — NO — Required Info? — *
- (b) Is a tributary to entered? (if required) — YES — NO — Required Info? — *
4. Is the legal description of the p.d. sufficient? — YES — NO — Required Info? — *
5. Is there a description of the diverting works? — YES — NO — Required Info? — *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. — YES — NO — Required Info? — *
- Is the period of use included? — YES — NO — Required Info? — *
- Is a quantity claimed for each use? — YES — NO — Required Info? — *
7. Is a total quantity claimed entered? — YES — NO — Required Info? — *
8. If required is a consumptive use entered? — YES — NO — Required Info? — *
- Is the consumptive use correct? — YES — NO — Required Info? — *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. — YES — NO — Required Info? — *
10. Is (are) the place(s) of use and purpose(s) indicated? — YES — NO — Required Info? — *
11. Is (are) the county(ies) entered? — YES — NO — Required Info? — *
12. Is the ownership of p.u. checked? — YES — NO — Required Info? — *
13. Are other water rights listed or "none" indicated? — YES — NO — Required Info? — *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) — YES — NO — Required Info? — *
15. Is the basis of the claim indicated? — YES — NO — Required Info? — *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) — YES — NO — Required Info? — *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. — YES — NO — Required Info? — *
18. Has the claim been signed, sealed, and dated by a notary? — YES — NO — Required Info? — *
19. Was this claim filed on time, or was an extension granted? — YES — NO — Required Info? — *
20. Is the fee enclosed correct? — YES — NO — Required Info? — *
21. If this claim is based on an existing water right, has the identification number been entered? — YES — NO — Required Info? — *
22. Should this claim be data entered? — YES — NO — Required Info? — *

Claim checked by: ESDate: 6-7-89Claim must be returned to claimant: — (Yes) — (No)Claimant must be notified of modifications: — (Yes) — (No)Receipt Prepared by: —Claim data entered by: —Sent to claimant by: —Date: 7/28/89Date: 7/28/89Date: 7/28/89Checked by: —Date: —

MICROFILMED

NOV 12 1992

Comments: —

JUL 18 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: A27-07113

Date Received: 6/01/1989

Receipt No: E008615

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BLAINE HILLMAN 208-346-6037
Address: 770 N. 1000 E.
SHELLEY, ID 83274

OR

Name: JANICE HILLMAN 208-346-6037
Address: 770 N. 1000 E.
SHELLEY, ID 83274

2. Date of Priority: SEP 09, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	37E	27	SW	NE			BINGHAM

5. Description of diverting works:
1 20" WELL, 100' DEEP, 125 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.460		780.50

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

8. Total consumptive use is 669.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NOT GIVEN

A27-07113

Page 1

Date: 07/28/89

MICROFILMED
NOV 12 1992

A2707113



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	37E	27	SW		NE		IRR	40.0
			SE		NE		IRR	34.0
			SW		NW		IRR	39.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	30.0
Section Acres								223.0
Total Acres								223.0

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:
NONE

14. Remarks:
IN 1977 WE DRILLED A WELL INSTEAD OF PUMPING OUT OF THE SNAKE
RIVER VALLEY CANAL

15. Basis of Claim: ~~BENEFICIAL USE~~

License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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 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

Date Received

Receipt Number

A27-07113

6-1-89

E00 8615

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Blaine^{or} Janice Hillman Phone (208) 346-6037Mailing Address 770 N. 1000 E. Shelley, Idaho Zip 832742. Date of Priority (Only one (1) per claim) Sept. 9, 19773. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 01S Range 37E Section 27,
~~SWSW~~ 1/4 of NE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Bingham

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 01S Range 37E Section 27, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. 120" well 100' feetDeep. 125hp pump.

MICROFILMED
NOV 12 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 4-16 amount 4.46 or 780.5

For Irrigation purposes from 4-1 to 11-1 amount 4.46 or 780.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.46 (cfs) and/or (b) 780.5 (acre feet)

8. Total consumptive use claimed is 669 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
01S	37E	27			40	34			39	40	40	30							223

Total number of acres irrigated 223

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 X 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. _____ or None ()

14. Remarks: IN 1977 we drilled a well instead of
pumping out of the Snake River Valley Canal

MICROFILMED

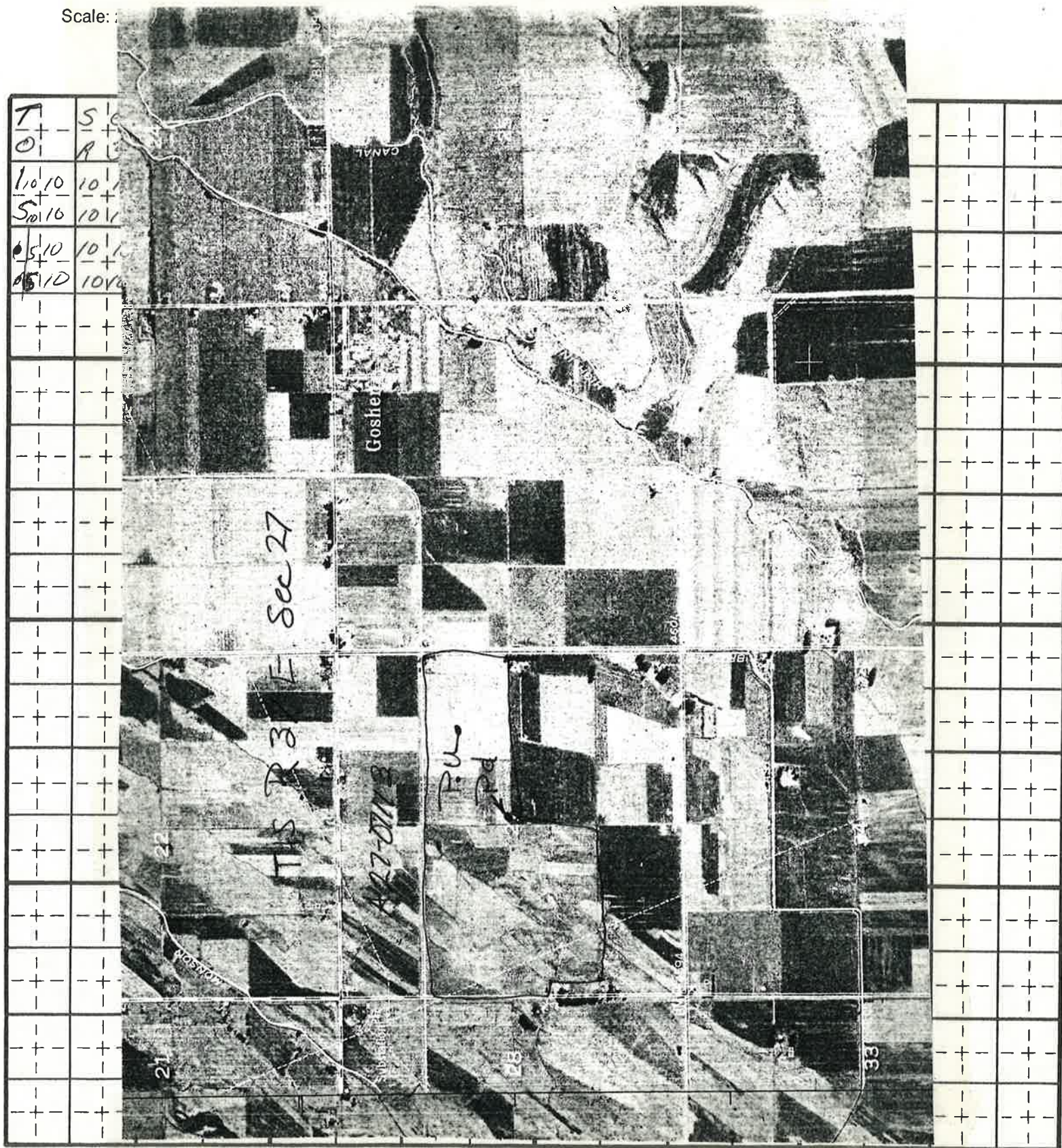
NOV 12 1992

Last Name Hillman Ident No. 27-7113

Copies: White -State, Yellow-Claimant

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

Scale: 1" = 1 mile



MICROFILMED

NOV 12 1992

Last Name

H. H. H. H. H.

Ident No.

27-7113

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 27-7113
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Blaine Hillman Date May 26, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 26 day of May 19 89

SEAL

Notary Public Henry W. Miller

Residing at 712 N. 20th St.

My Commission Expires July 8, 1991

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
NOV 12 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant