

10/01/2004

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

RIGHT NUMBER: 27-11991

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.100 CFS
371.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 27-11990 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.82 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 521.5 AF.

This right when combined with all other rights shall provide no more than 3.5
afa per acre for irrigation of the lands above.

PRIORITY DATE: 09/11/1974

POINT OF DIVERSION:

T01S R37E S9 ~~SW~~SENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.100 CFS 371.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T01S R37E S09	NENE	34.0	T01S R37E S09	SENE	39.0
T01S R37E S09	NESE	33.0			

106 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.

THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM
1977 TO 2004.

EXPLANATORY MATERIAL: **License**

Right No. 27-11990 is also diverted through point of diversion described
above.

This right is a split from former right 27-7044.



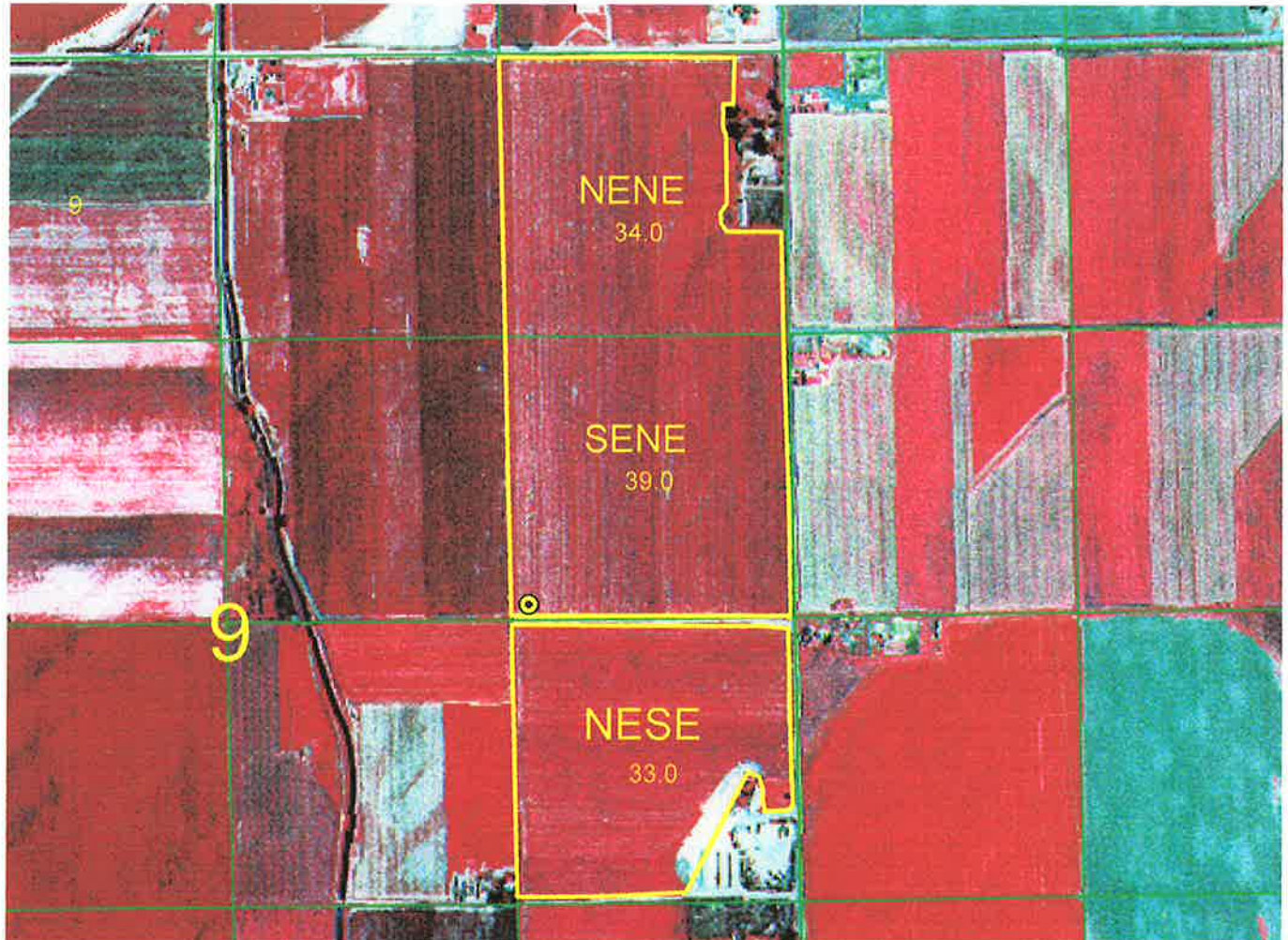
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-11991



800 0 800 1600 Feet

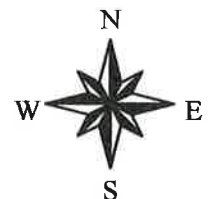
IRRIGATED ACRES 106.0

LEGEND

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

Place of Use: T1S, R37E:
(part of) Sec. 9 NENE,
SENE, NESE.

Point(s) of Diversion: T1S, R37E:
Sec. 9, SENE.



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

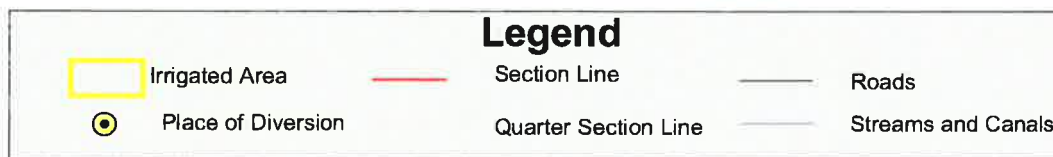
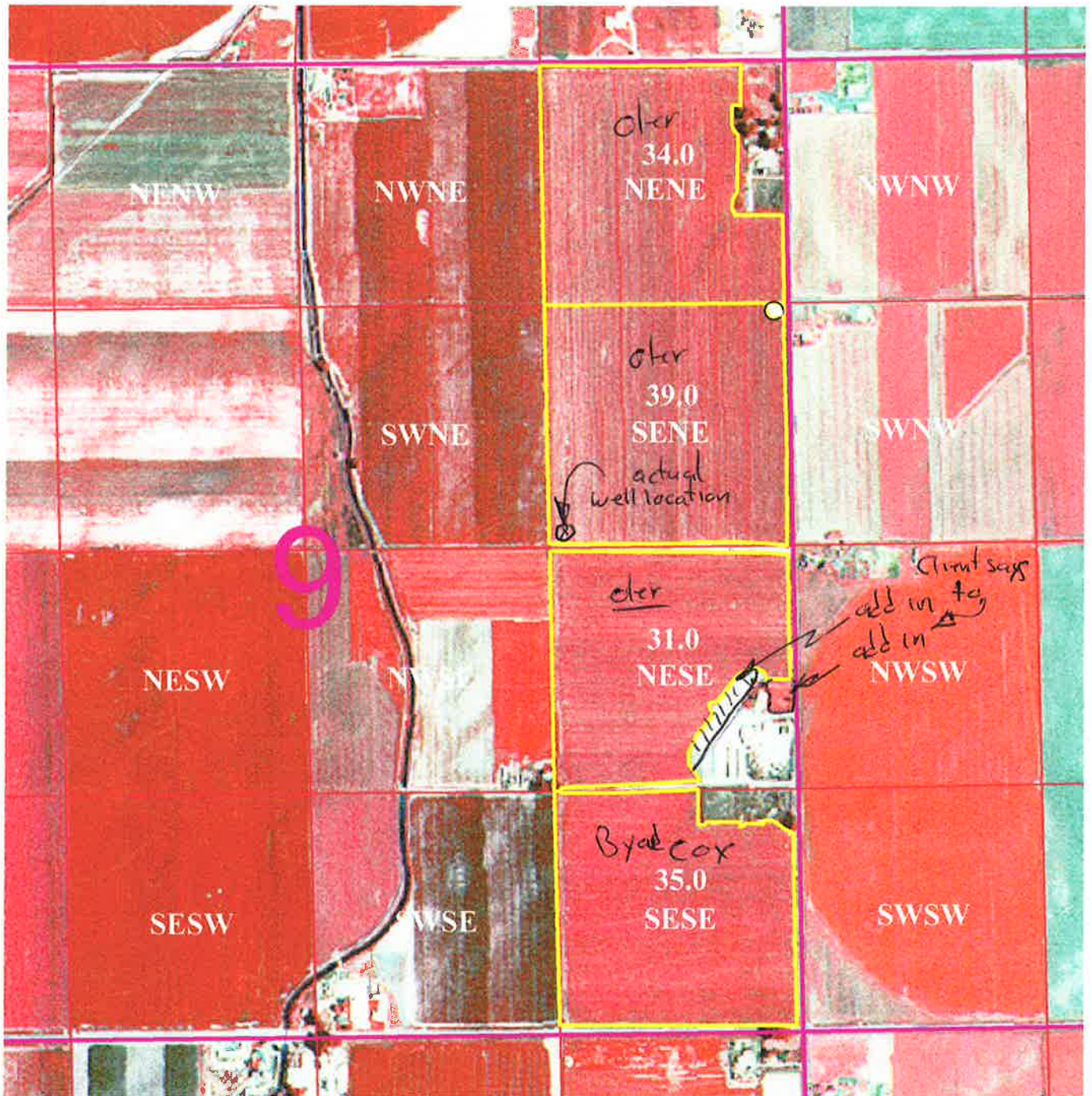
Water Right Claim Number 27-07044
Township , 1S37E

11/10/2000



Water Right Claim Number 27-07044
Township , 1S37E

11/10/2000



04/28/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-11991

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.100 CFS
388.50 AFY

This right when combined with all other rights shall provide no more than 3.5
afa per acre for irrigation of the lands above.

PRIORITY DATE: 09/11/1974

POINT OF
DIVERSION:

T01S R37E S9 SENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.100 CFS 388.50 AFY

PLACE OF USE: IRRIGATION in BINGHAM County

T01S R37E S09	NENE	37.00	T01S R37E S09	SENE	39.00
T01S R37E S09	NESE	35.00			

111 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: BASIS OF CLAIM - License

Right No. 27-11991 is also diverted through point of diversion described
above.

This right is a split from former right 27-7044.

2/19/04 cont.

Notes

last night and will fill it out and return it. I also explained we need a copy of his warranty deed & a plat with his property outlined. He said he doesn't have one. So, I asked him what he did have. He didn't know because his attorney keeps all his legal documents. Then I explained that he could get a copy from Bingham Co; and it would be a lot cheaper and quicker than going through his attorney.

2/23/04 - Joe called and wanted to know what I where to send information. I explained I needed the ownership chg form, warranty deed & map. sent to my office in Soda. CO

2-24-04 Received ownership Change, warranty deed in file 27-7330

$$9/27/04 \quad \frac{2.82 \text{ cfs}}{149 \text{ ac.}} = 0.018926 \text{ cfs/ac} * 106 \text{ Acres} = 2.01 \text{ cfs.}$$

2.10 cfs. is the balance left from the split. It's still less than an inch per acre. Recommend 2.10 cfs Ready for leave.

This right has 5 acres that are not irrigated under the license.

Add P19 Gen Remark 1977 to 2004.

Looking at the 1974 Orthoquad # Y92; the house lots are the same. So, I feel this Archie's map more actually shows what has always been irrigated.

Notes

2/9/04 Sent Byard Cox a letter requesting the supporting documents required for an ownership change.

Also mailed an ownership change form to Joseph Oler on claims 27-7044 & 27-7330-02

This claim will need to be split between Byard Cox & Joseph Oler.

Response date 2/23/04

2/12/04 Snake River Irrigation water - he has 40" of Snake River water.

Byard Cox: phone call: He is subdividing his land and has already sold a 5ac plot.

Emmett & Forest Nulph are brothers.

2/12/04 Byard Cox

CB mailed. Send a copy of transfer application.

2/18/04 left Mr. Oler a message that
CB I need the ownership change information

2/23/04. 8:58am Spoke with Joseph Oler about getting the ownership documents returned. He said he just got back to town

Notes

Claim A21-07044

1/ Exam done on 10-07-2003

* 2/ Property sold - NENE, SENE + NEEB Sec 9 TIS R37E
sold to: Joseph M. Oler 357-3669
505 Sugar Ave
Shelby, ID 83274

- SESE Sec 9, TIS R37E

Sold to: Byard Cox
3775 N. Yellowstone
Idaho Falls, ID 83402
529-6679, 529-8031

3/ Changes of ownership form will be sent with return to
Soda Springs office. Done.

4/ GPS data - 0652019 File #7044
0251350 Tag #A0012476

5/ Change of ownership form + map given to
Joe Oler on 10-30-2003 with instructions
to send info to Soda Springs office.
Map was modified.

12-15-03 Received change of ownership. BP

12-15-03 Left messages for hinto call BP

12-18-03 " " " " " BP

Claim Summary Worksheet

Claim No. 27 - 11991

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

Children total must agree with parent right.

Contacts Data Entry Form

357-3669

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

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: 10/7/03 Time: _____

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

Please verify address and ownership,

- Joseph Oler purchased this 111 acres.
on 10/7/03 Skip left a change of
ownership form with Joseph Oler
and as of 2/18/04 he has not responded.

Response date 2/23/04

* If no response is received then
recommend to Emmett Nulph

Reviewer: CBDate: 8/11/03

Priority Date Data Entry Form

Claim Number: 27-7044 (27-11991)

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

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

License

Notes

8/11/03 Verify new address and ownership.

Pull up the Orthoquad to see if you
can verify the POP.

POU - Claimed Shape doesn't match the
license or claim. Please verify POU.
Check the POU on the orthoquad.

Reviewer: CBDate: 8/11/03

Priority Date

Claim No. _____

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

Point of Diversion and Source Data Entry Form

Claim Number: 27-7044 (27-11991)

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

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

Source: _____ Tributary: _____

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

Source: _____ Tributary: _____

☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
1S	37E	9		SWSENE	Bingham	G.W.
GPS Coordinates: <u>0652019</u> <u>0251350</u>						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? _____

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

license, orthograde
field exam (GPS)

Transfers Changing POD _____

Reviewer: CBDate: 8/11/03

Point of Diversion

Claim No. _____ - _____

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

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

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

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

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

If No, go to 6

Yes (☒) No (☐)

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

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

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

If Yes, add condition C03, go to 9

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

Yes (☐) No (☐)

8. Was a transfer filed?

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

If No, go to 9

Yes (☐) No (☐)

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

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

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

Yes (☐) No (☐)

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

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

If No, POD review is complete.

Yes (☐) No (☒)

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 (☒)

Place Of Use Data Entry Form

Claim Number:

~~27-7044~~ 27-1199/

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
1S	31E	9	NENE		Bingham		34	Irrigation.
		9	SENE		Bingham		39	Irrigation
		9	NESE				38	Irrigation.

Total Acres ~~111~~ 106.CB
2/18/04

Document how the POU was verified:

License, 1987/88 NAPP Photography
field exam. 10/7/04

Transfers Changing POU _____

Reviewer:

CB

Date:

8/11/03.

Place of Use

Claim No. _____

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

Yes (☒) No (☐)

If Yes, go to 2a

If No, go to 2b

2a. Is a POU required?

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 14

2b. Is a POU required?

Yes (☐) No (☐)

If Yes, go to 3

If No, go to 14

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

Yes (☐) No (☐)

If Yes, go to 4

If No, go to 7

4. Has the License been issued?

Yes (☐) No (☐)

If Yes, go to 6

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

5. Does the parent right have a POU?

Yes (☒) No (☐)

If Yes, go to 6

If No, go to 7

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

Yes (☒) No (☐)

If Yes, recommend the POU as shown in the water right file. Go to 14

If No, go to 7

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

Yes (☐) No (☐)

If Yes, go to 8

If No, go to 13

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

Yes (☐) No (☐)

If Yes, add condition C05, go to 13

If No, go to 9

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

Yes (☐) No (☐)

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10

If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

10. Was an enlargement claim filed?

Yes (☐) No (☐)

If Yes, go to 13

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

11. Did the claimant file an enlargement claim?

Yes (☐) No (☐)

If Yes, go to 13

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

12. Was a transfer filed?

Yes (☐) No (☐)

If Yes, recommend the POU as shown on the approved transfer. Go to 14

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

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

Yes (☐) No (☐)

If Yes, go to 14

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

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

Yes (☐) No (☒)

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

If No, POU review is complete.

Purpose of Use Data Entry Form

Claim Number: 27-7044 27-11991☒ 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			11106	

Document how the Purpose of Use was verified:

License
field exam.

Transfers Changing Purpose of Use NoReviewer: CDDate: 8/11/03

Purpose of Use

Claim No. 27 - 11991

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

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

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

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes (☐) No (☐)

4. Does the parent right have a Purpose of Use?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13

If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7

If No, go to 11

Yes (☐) No (☐)

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

If Yes, add condition C04, go to 11

If No, go to 8

Yes (☐) No (☐)

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9

If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes (☐) No (☐)

9. Was an enlargement claim filed?

If Yes, go to 11

If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes (☐) No (☐)

10. Did the claimant file an enlargement claim?

If Yes, go to 11

If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13

If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.

If No, purpose of Use review is complete.

Yes (☒) No (☒)

Period of Use and Quantity Data Entry Form

Claim Number: 27-7644
☒ 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	8/15	11/15	2.10	388.5 371.

Overall Diversion Rate 2.10 Overall Diversion Volume 388.5 371

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

field exam.license1987 Napp photography.

$$\frac{2.82 \text{ cfs}}{149 \text{ acres}} = 0.0189 \text{ * } 100 \text{ ft} = 2.10 \text{ cfs.}$$

$$3.5 \text{ AFA * } 111 \text{ acres} = 388.5 \text{ AFA.}$$

$$3.5 \text{ AFA * } 106 = 371$$

Recommending 2.10 because it is less than 1"/acre.

Reviewer: CBDate: 8/11/03

Period of Use

Claim No. _____

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
Yes ☐ No ☐
4. Does the parent right have a Period of Use?
If Yes, go to 5
If No, go to 6
Yes ☒ No ☐
5. Can the claimed Period of Use be verified using the water right file?
If Yes, go to 14
If No, go to 6
Yes ☒ No ☐
6. Is there evidence that there has been a change in the Period of Use?
If Yes, go to 7
If No, go to 12
Yes ☐ No ☐
7. Does the change include an enlargement in the Period of Use?
If Yes, go to 9
If No, go to 8
Yes ☐ No ☐
8. Can the change be recommended as an accomplished transfer?
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
Yes ☐ No ☐
9. Was an enlargement claim filed?
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
Yes ☐ No ☐
10. Did the claimant file an enlargement claim?
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
11. Was a transfer filed?
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
12. Does the file contain all of the necessary information to verify the Period of Use?
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
Yes ☐ No ☐
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?
If Yes, go to 14
If No, go to 15
Yes ☐ No ☐
14. Is irrigation claimed as a purpose of use?
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☒ No ☐
15. Is irrigation claimed as a purpose of use?
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
Yes ☐ No ☐
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
Ann. Sate. ok
4/1-19/31
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.
CB
SATZ
Yes ☒ No ☒

QuantityClaim No. 27-11991

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 (☒)CB
2/18/04

Summary

Claim No.

27-11991

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 Data Entry Form

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

Q18 Gen Cond

~~S02 Change the beginning date to 4/1
and remove the reference to an ending
date. (Use Remark)~~

P21 27-7044 (Split Claim) (Exp - Rem)

F05 27-11990 Exp - Rem

E25 Qty Rem. 27-11990 2.82 cts 521-SAF.

R25 Qty Cond.

P19 Gen Rem 1977 to 2004

Split or Combined Right Analysis:

None yes; split between Joseph Oler &
Byard Cox, per Harold Jones' note.

27-7044 / 27-11990 (Cox) 0.72 cts

27-11991 (Oler) 2.10 cts.

Attached Field Notes or Other Documents:

disk top review
notes in file.

(10-7-04 field exam)

Claim No.:

27-7044
11991

Reviewer

CB

Date

8/11/03

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

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

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**.

Name and Address of Former
Owner/Claimant(s)

Emmett Nulph
1032 N. 900 E Shelley, ID 83274

New Owner/Claimant(s)

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

New Mailing Address

Joseph M. Oler

City, State and ZIP Code

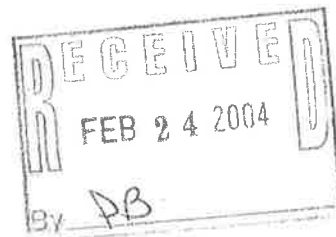
505 Sugar Ave Shelley, ID 83274

New Telephone Number

(208) 357-3669

Date you acquired the property

2002



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 A27-07044

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	<u>2.12 cfs</u>	<u>106 107</u>
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	_____	_____

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

Joseph M. DeL...

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 _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

Well pump + 7 foot post (looking west)



GPS tag
on wood
post

Claim A27-07044

Claim A27-07044



Pump name plate - 125 Hp

JUL 18 2001

Log for claim 27-07044

Spatial Dynamics LTD

11/10/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01s37e	9	NENE	36	34	
01s37e	9	SENE	39	39	POD placement?
01s37e	9	NESE	36	31	
01s37e	9	SESE	38	35	
Totals:			149	139	



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 9, 2004

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

Ref: SRBA Claims 27-7044 and 27-7330

Subject: Ownership Change

RESPONSE DATE: February 23rd, 2004

Dear Mr. Oler:

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

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

Respectfully,

Cindy Bird
Adjudication Bureau

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

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

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42-248/42-1409(6) July, 2000.

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

WATER RIGHT LICENSE

For the Director

1000
June 1, 1979
Stem Don 37-3050
April 37-7091

10/15

SEP 29 1977

Department of Water Resources
Eastern District Office

Department of Water Resources
Eastern District Office

Department of Water Resources
Eastern District Office

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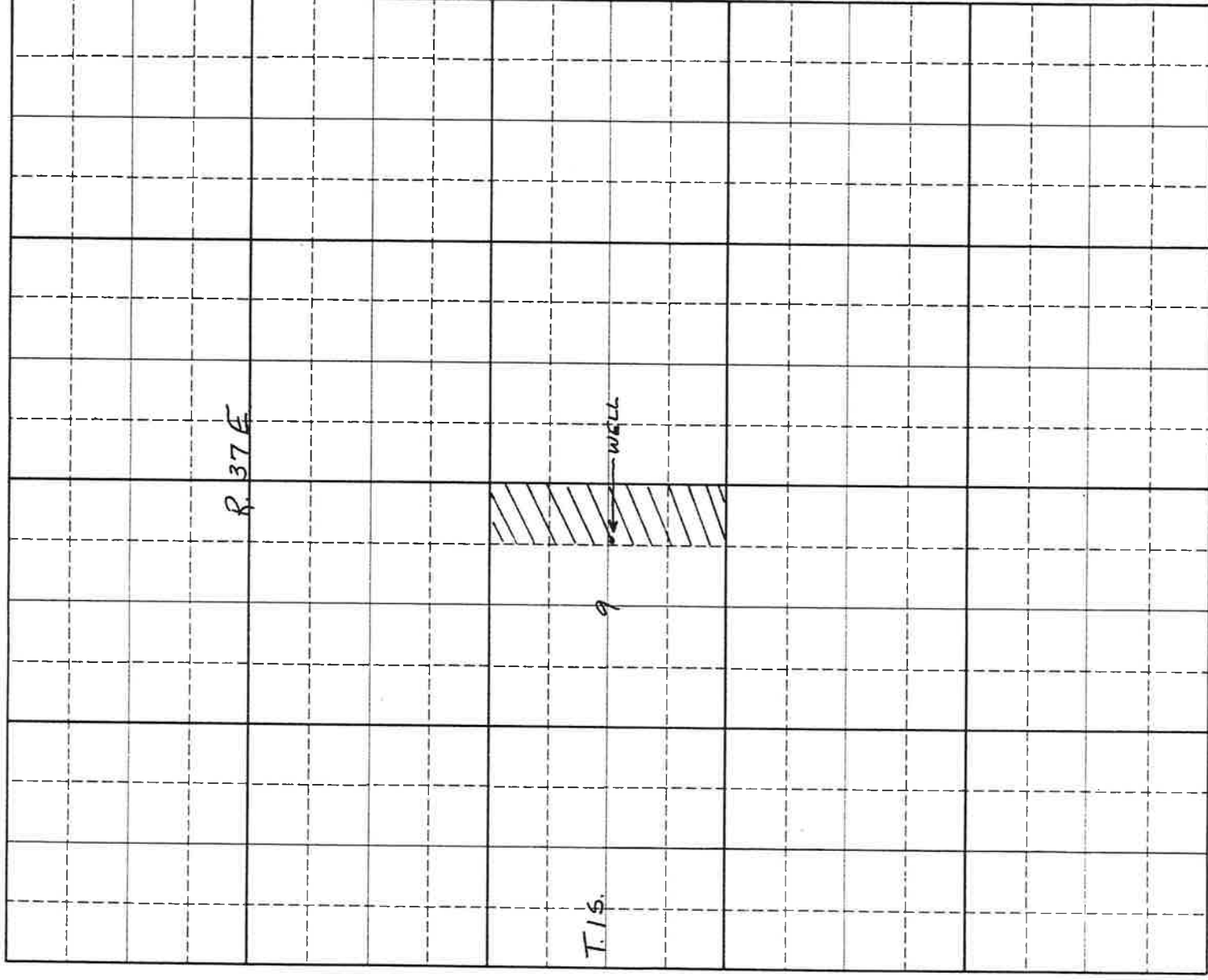
Department of Water Resources
Eastern District Office

Department of Water Resources
Eastern District Office

SECRET

160

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.

Garrett Mayhew
(Applicant)

Identification No. 27 7044

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 Emmett Nulph Phone: 357-3168
post office address Route #2, Box 273, Shelley, Idaho 83274
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 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 3.2 for Irrig. purpose from March 15 to Nov. 15 (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. 3.2 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, mainline and sprinkler system

- 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 20 inches; proposed depth of well is 185 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years.
b. Estimated construction cost is \$ 35,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(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: _____

MICROFILMED

STATE OF IDAHO
LICENSING

t. No. 27-7044
RECEIVED

JUL 26 1982

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Emmett Nulph Phone _____
of (address) Route #2, Box 357, Shelley, ID, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 27-7044, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ NE ¼, Section 9, Township 1S, Range 37E, B.M.,
County of Bingham. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 2.82 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre feet per annum)

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

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

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	37E	9	36			39									36			38	149

Total number of acres to be irrigated = 149

4. a. Who owns the property at the point of diversion? _____

b. Who owns the land to be irrigated or the place of use? _____

If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

RECEIVED

DATE OF EXAM 6/25/79

ACREAGE
Found 149
Recommended 149

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 2.82 c.f.s. V = 521.5 AF/Ann. from March 15 to Nov 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: n/a
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: n/a
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2.82 Method of measurement Annubar ✓

Total Q recommended 2.82 Meter No. 13 Type High Eye Condition New

Total V recommended 521.5 AF/yr

Recommended Amendments:

P.D. SE NE Sec 9 T15 R37E BM.
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:
 $Q = (\text{inside dia})^2 \times \text{velocity} \times \text{area} = (9.75)^2 \times 3.85 \times 12 = 1268 \text{ gpm} \div 44.88 = 2.82 \text{ cfs}$
 $V = 149 \text{ Ac} \times 3.5 \text{ AF/Ac} = 521.5 \text{ AF/yr} < 2.82 \text{ cfs} \times 1.9835 \text{ cfs AF/yr} \times 245 \text{ days} = 1370 \text{ AF/ann.}$

SYSTEM DESCRIPTION:

groundwater is diverted from a 20" by 125' deep well by a 125' top motor, and pump. 10" main line and 8.74 mile hard line.

REMARKS:

System shown and described by Emmet Ruppel.
No conflicting g.w. rights

Examiner's Signature John D. Carlson Date Feb 11, 80

Checked by Anthony R. Kozlowski Date 4-3-80

Approved by [Signature] Date 6/29/82

Jim
7-1-82

PETERSEN, MOSS, OLSEN, MEACHAM & CARR

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

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

DENNIS M. OLSEN
(1930-1985)

May 1, 1989

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

ATTENTION: Eric Verner

Dear Eric:

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

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

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

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

Very truly yours,

PETERSEN, MOSS, OLSEN,
MEACHAM & CARR


Scott P. Eskelson

SPE:jww
Enclosures
cc: Emmett Nulph
9869L



MAY 1 1989

Department of Water Resources
Eastern District Office

MICROFILMED
NOV 12 1992

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 27-11991
Date Received: 2/17/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

EMMETT R NULPH Phone: (208)357-3168

1032 N 900 E
SHELLEY ID USA 83274

2. Date of Priority: 09/11/1974

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	37E	9	SE NE	BINGHAM	

5. Description of diverting works:

WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.82	521.5

7. Total Quantity Appropriated is:
2.82 C.F.S. and/or 521.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01S	37E	9	NE	NE		IRRIGATION	36
			SE	NE		IRRIGATION	39
			NE	SE		IRRIGATION	36
			SE	SE		IRRIGATION	38
						Section Acres	149
						Total Acres	149

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: 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)

) SS.

County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

JUL 18 2001

199.20

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: A27-07044 ✓

Date Received: 9/08/1988 ✓

Receipt No: E007045Received By: SS

RECEIVED

MAY 2 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

357-3808
208-357-3168

1. Name: EMMETT NULPH ✓
Address: 1032 N. 900 E. ✓
SHELLEY, ID 83274

1049 N. 900 E.
83274

2. Date of Priority: SEP 11, 1974 ✓

3. Source: GROUNDWATER ✓

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S ✓	37E ✓	9 ✓	SE ✓	NE ✓			BINGHAM ✓

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION ✓	03/15	11/15	2.820		521.50 ✓

7. Total Quantity Appropriated is:
2.820 C.F.S. (and/or) 521.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S ✓	37E ✓	9 ✓	NE	NE		IRR	36.0 ✓
			SE	NE		IRR	39.0 ✓
			NE	SE		IRR	36.0 ✓
			SE	SE		IRR	38.0 ✓

Section Acres 149.0 ✓

A27-07044

Page 1

Date: 09/08/88

A2707044



MICROFILMED

NOV 12 1992

10. Place of Use: Continued

Total Acres 149.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: 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.

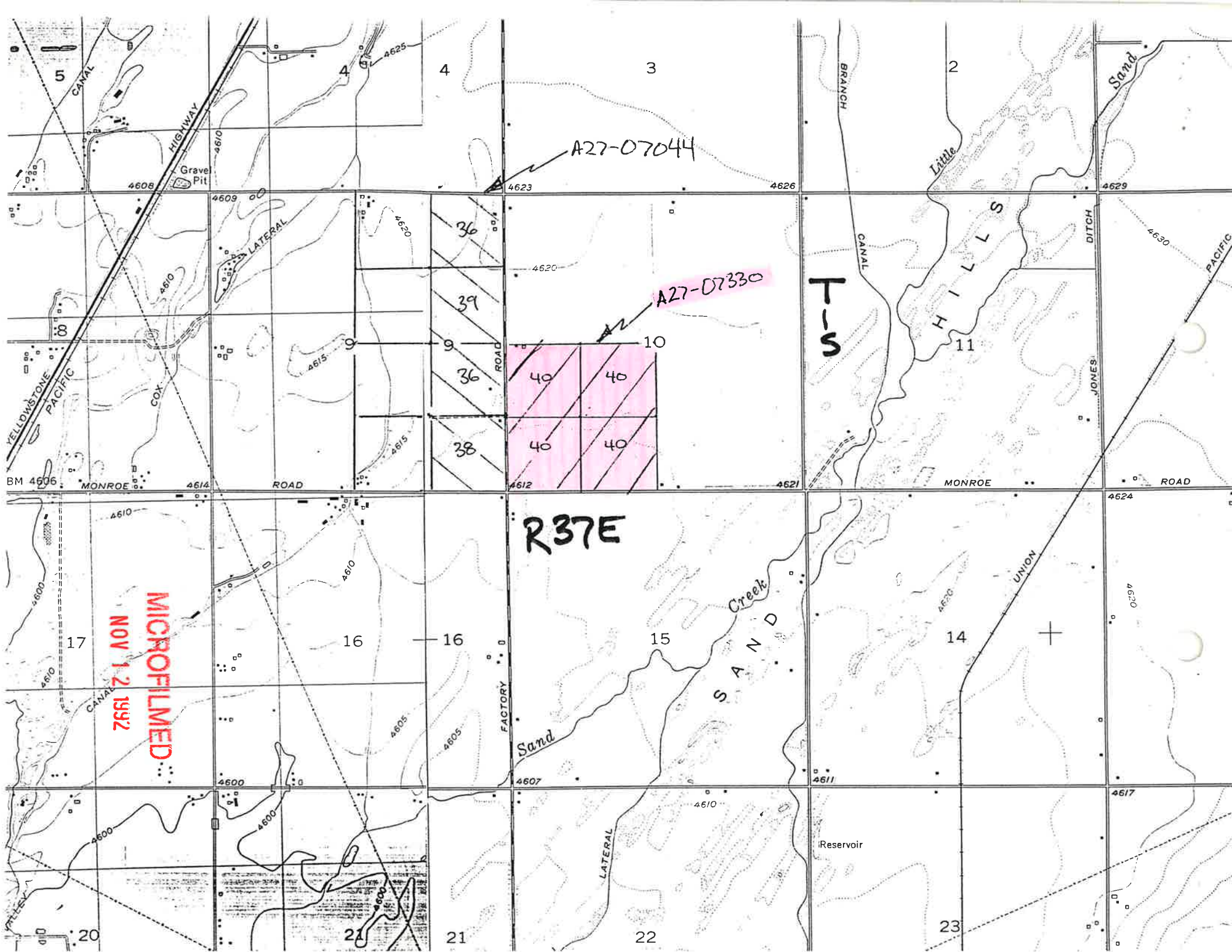
Signature of Claimant(s): Ernest M. Neph Date: 3/7/89
Date: _____

State of Idaho)
County of Bonneville) SS.

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

Seal

Residing at Idaho Falls
My Commission Expires 10-25-93



A27-07044

A27-07330

R37E

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NOV 12 1992