

08/17/2005

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

RIGHT NUMBER: 27-12032

NAME AND ADDRESS: FRANKLIN D WRIGHT
607 W 225 S
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.040 CFS
17.00 AFY

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Rights 27-00023F, 27-00027D and 27-12032 when combined shall not exceed a total diversion rate of 1.98 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate.

PRIORITY DATE: 03/20/1886

POINT OF DIVERSION:
T03S R35E S18 SWNE Lot 6 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS 17.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County
T03S R34E S13 SENE 33.0 T03S R35E S18 Lot 2 SWNW 37.0

70 ACRES TOTAL

This right is limited to the irrigation of 35 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 70.0 acres in a single irrigation season. Combined Right Nos.: 27-00023F, 27-00027D, and 27-12032.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 27.

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 - Decreed

CLAIM RENUMBERED FROM 27-37K.

WATER IS DELIVERED THROUGH RIVERTON DITCH.

This right is from former right 27-37A.

03/10/2005

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

RIGHT NUMBER: 27-12032

NAME AND ADDRESS: FRANKLIN D WRIGHT
607 W 225 S
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.040 CFS
280.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/20/1886

POINT OF DIVERSION:

T03S R35E S18 SWNE Lot 6 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.040 CFS 280.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T03S R34E S13 SENE 31.0 T03S R35E S18 Lot 2 SWNW 39.0

70 ACRES TOTAL

This right is limited to the irrigation of 35 acres within the place of use described above in a single irrigation season.

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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Rights 27-00023F, 27-00027C and 27-12032 when combined shall not exceed a total diversion rate of 1.98 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 70.0 acres.

Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 27.

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.

03/10/2005

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

EXPLANATORY MATERIAL: Decreed

CLAIM RENUMBERED FROM 27-37K.

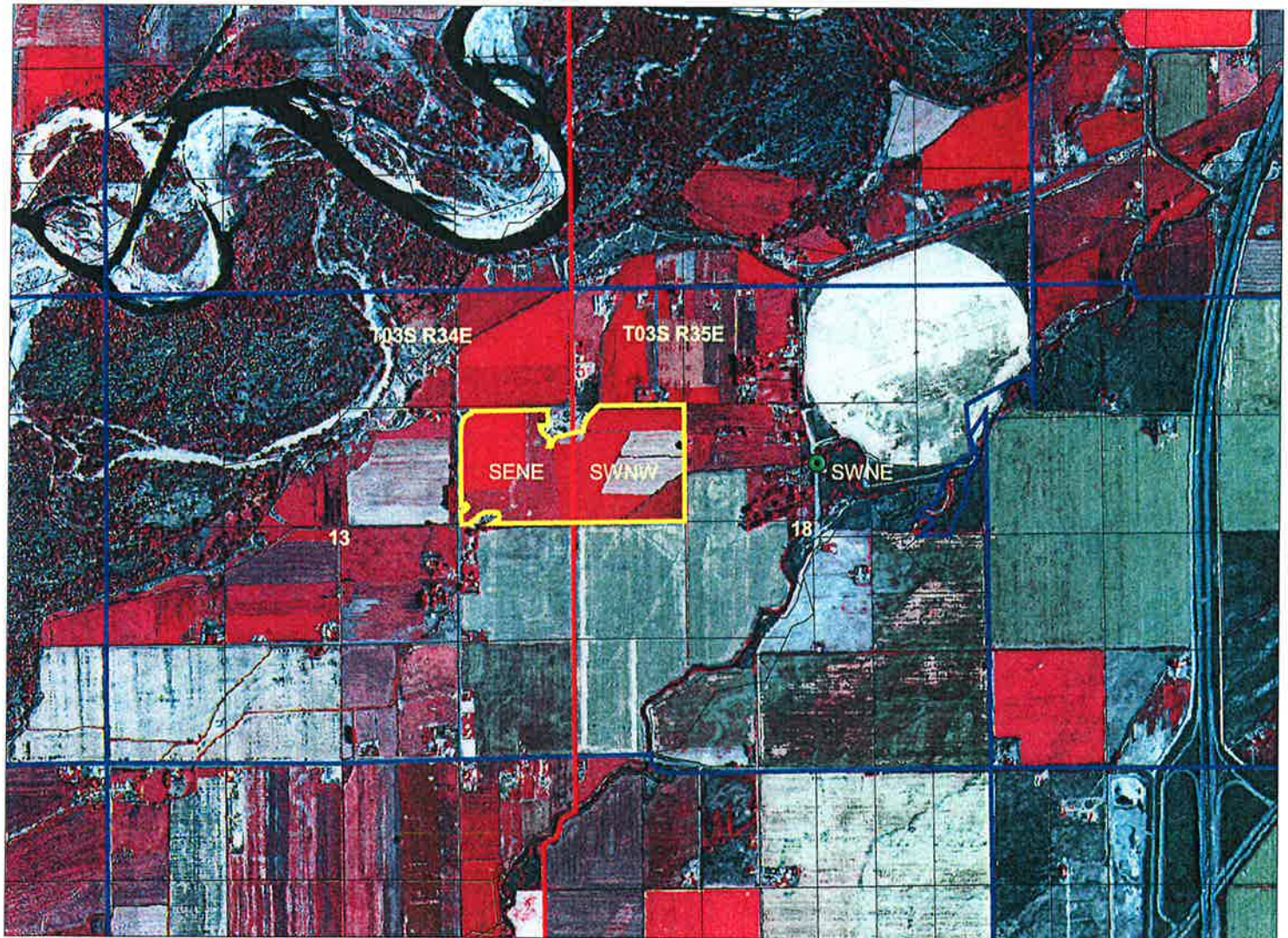
WATER IS DELIVERED THROUGH RIVERTON DITCH.

This right is from former right 27-37A.



Department of Water Resources

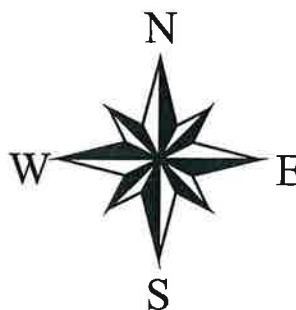
Claim No.: 27-00027D
27-00023F
27-12032



0 1320 2640 3960 5280 Feet



- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: August 2005



STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-12032



1000 0 1000 2000 Feet

IRRIGATED ACRES 70.0

LEGEND

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

Place of Use: T3S, R34E:
(part of) Sec. 13, SENE;
T3S, R35E, (part of) Sec. 18, SWNW

Point(s) of Diversion: T3S, R35E:
Sec. 18, SWNE.
Riverton Dam.



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

MAY 18 2006

PROFILED

08/17/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-12032

FRANKLIN D WRIGHT

607 W 225 S

BLACKFOOT ID 83221

Telephone Number: (208)785-0399

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

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

Sept 1-05

SIGNATURE:

Franklin D Wright

Please print your name:

FRANKLIN D WRIGHT

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

RECEIVED

SEP 01 2005

Department of Water Resources
Eastern Region

SCANNED

MAY 18 2006

PROFILED

KW
alc

03/10/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-12032

Franklin D. Wright
607 West 225 South
Blackfoot, ID 83221
Telephone Number: (208) 785-0399

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

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

6-3-05

SIGNATURE:

Franklin D Wright

Please print your name:

FRANKLIN D WRIGHT

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

KMT
6/9



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 17, 2005

In reply to: Changes made in recommendations

Franklin D Wright
607 W 225 S
Blackfoot, ID 83221
Telephone Number: (208) 785-0399

Dear Frank,

Some changes have been made to your recommendations. The water right number of 27-00027C has been changed to 27-00027D to correspond to the number assigned in the water right database and also Transfer No. 5027. Remarks were added and deleted for 27-00023F, 27-00027D, and 27-12032. Also, acreage was altered within the quarter-quarters to 33 acres and 37 acres. The total of 70 acres was not changed.

Thank you,

Kristin Moore
Idaho Dept. of Water Resources

CC: Cindy Bird

Bird, Cindy

From: Carlsen, Ernie
Sent: Thursday, August 19, 2004 8:13 AM
To: Bird, Cindy
Subject: RE: 27-37K

Welcome back. Hope your days off were rejuvenating.
The new number is 27-12032. I agree with your suggestion use P06 on 27-37K.
Ernie

-----Original Message-----

From: Bird, Cindy
Sent: Wednesday, August 18, 2004 3:28 PM
To: Carlsen, Ernie
Subject: 27-37K

good afternoon Ernie,
I hope all is well with you. This 27-37K claim was one of the claims from Theodore Stecklein that was over sold. He has a water deed from 1967. He called today and said that he wanted to claim it as a bu claim with the 1967 priority date. It will have to be renumbered because we don't want to recommend it as a bu with the decree number. I guess I can refer back to the 27-37K number and that it isn't been recommended as a decreed right.

Thanks, please let me know the new number.

Cindy

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 27-23F

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

-  1. General ¹²⁰³² Right 27-~~00037D~~ is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season. Rights 27-00023F, 27-00027^Q and 27-~~00037D~~ when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.
- Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- ¹²⁰³²

Comments:

1. PSKAGGS 3/5/1998 TRANSFER 5027

Comment: Transfer 5027 changes the point of diversion & identifies the historic place of use of a portion of Rights 27-00023D (E & F), 27-00027A (C & D) and 27-00037A (C & D) splitting each right.

Notes

8/19/04. Franklin Wright originally filed his claim based on James Welch water 27-37X. The Welch analysis showed that no Welch water was on this place even though the parties had a water deed to that effect. The water deed over sold the available water and rendered it invalid, the claim was converted to a B.H. claim at the request of the claimant.

3/4/05. Need new layout for
27-23F, 27-12032, 27-27C.
Same POP.

linked 27-27C shp to 27-12032.

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner: See Claim

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

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

This image shows a single page of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Reviewer: 8/19/84

Date: CB

Contacts Data Entry Form

Priority Date Data Entry Form

Claim Number: 27-12032

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:

Water deed

Reviewer: CBDate: 8/19/04

Priority Date Data Entry Form

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

Priority Date

Claim No. 27-12032

Point of Diversion and Source Data Entry Form

Claim Number: 27-12032

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? 27-23 F, 27-27C

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

Transfers Changing POD 5027Reviewer: CBDate: 8/19/04

Point of Diversion and Source Data Entry Form

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.

Point of Diversion

Claim No. 27-12032

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

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

Yes () No (X)

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

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

Yes () No (X)

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 (X)

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 (X)

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 (X) 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 (X)

Source

Claim No. 27 - 12032

Purpose of Use Data Entry Form

Claim Number: 27-12032☒ 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
			35	

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 8/19/04

Purpose of Use Data Entry Form

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

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

Yes () No (X)

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

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

Yes () No (X)

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 (X)

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 (X) No ()

12. Did the claimant file a transfer?

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

Yes () No ()

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

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Yes () No (X)

Purpose of Use

Claim No. 27 - 12032

Place Of Use Data Entry Form

Claim Number: 27-12032.☒ 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
35	34E	13	SENE		Bingham	—	31	Irrigation
		18	SWNW		Bingham	2	39	Irrigation

Total Acres 70

Document how the POU was verified:

T5027

Transfers Changing POU yesReviewer: CB

Date:

8/19/04

Place Of Use Data Entry Form

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

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

Yes () No (X)

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 (X) No ()

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

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

Yes () No (X)

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 (X)

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 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

If Yes, 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 (X) 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 (X)

Place of Use

Claim No. 27 - 12032

Period of Use and Quantity Data Entry Form

Claim Number: 27-12032☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

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

Reviewer: CBDate: 8/19/04

Period of Use and Quantity Data Entry Form

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

Period of Use

Claim No. 27 - 12032

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

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

Yes () No (X)

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

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

Yes () No (X)

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 (X)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9

Yes () No (X)

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10
If No, go to 9

Yes () No ()

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10
If No, go to 11

Yes () No (X)

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes () No ()

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12

Yes () No (X)

12. Is a Quantity remark and/or condition required?

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

Yes (X) No ()

Quantity

Claim No. 27 - 12032

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 (X)

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 (X) No ()

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes () No ()

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

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

Yes (X) No ()

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

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

Yes (X) No ()

7. Would you like to view the recommended right?

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

Yes (X) No ()

8. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9
If No, go to 9

Yes () No (X)

9. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 10
If No, go to 10

Yes () No (X)

10. Would you like to set the verification date?

If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (X) No ()

Summary

Claim No.

27 - 12032

Claim No.: _____

Summary Data Entry Form

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

C18

F01 Exp Remark Riverton Pitch

B09 Gen Remark Water District 27

R43 Gen Cond

R64 Qty Cond

Gen Remarks - See attached

D21 Exp Remark - part of 27-37

Split or Combined Right Analysis:

No

Attached Field Notes or Other Documents:

Claim No.:

27-12032

Reviewer

CB

Date

8/19/04



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

May 11, 2004

FRANKLIN D WRIGHT
607 W 225 S
BLACKFOOT, ID 83221

REF: Snake River Basin Adjudication (SRBA)
Amended Notice of Claims **27-37K** and 27-23F.

Subject: Correct the legal on the place of use (POU).

RESPONSE DATE: MAY 25, 2004

Dear Mr. Wright,

While reviewing your claims I discovered that the place of use claimed under these two claims does not match the legal under the transfer or the map you provided the Department when you filed your adjudication claims.

Since the Amended claims include only a correction to the legal description it doesn't require an amending fee. Please carefully review the claims for any **additional error and sign them in front of a notary and return them to me as soon as possible for processing.**

If you have any questions, please feel free to contact me in my office in Soda Springs.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Amended Notice of Claims 27-37K and 27-23F.



Close

From: Skaggs, Pam
To: Carlsen, Ernie; Bird, Cindy; McHugh, Candice
Cc:
Subject: RE: Franklin Wright T5027- Order
Sent: 3/8/2005 8:31 AM

Importance: Normal

FYI

Jeff has prepared an Order Correcting Transfer Approval to address this matter. When it has been signed, I will notify AJ to update their records to match. No new approval document will be issued.

-----Original Message-----

From: Skaggs, Pam
Sent: Monday, March 07, 2005 9:05 AM
To: Peppersack, Jeff
Subject: FW: Franklin Wright T5027

Jeff,

This does appear to be an error on the approval document. Review records show 70 acres total between the rights & 35 acre limit on 27-37D only. What do you suggest?

Pam

-----Original Message-----

From: Carlsen, Ernie
Sent: Friday, March 04, 2005 4:14 PM
To: Bird, Cindy
Cc: Skaggs, Pam; McHugh, Candice
Subject: RE: Franklin Wright T5027

Cindy after looking at the file here at Eastern I believe the second remark should say the combined use is 70 acres. The 70 acres is consistent with the acreage listed in the POU and documentation included with the transfer application. Since the transfer was approved in 1998 it may require correcting by Allocations in order to up the acreage limit.

Pam please check your records to determine the combined use remark should state 70 acres.

Candice will the transfer have to be corrected in order for the claim recommendations to reflect 70 acres instead of the 35 stated in remarks?

Ernie

-----Original Message-----

From: Bird, Cindy
Sent: Friday, March 04, 2005 1:56 PM
To: McHugh, Candice
Cc: Carlsen, Ernie

Subject: Franklin Wright T5027

good afternoon,

In reviewing 27-27C for Franklin Wright I notice one of the remarks on the above listed transfer that appears to wrong. Or maybe I'm interpreting it incorrectly. The transfer was approved for 70 acres with the following remarks.

What the remarks says: Right 27-37D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season.

Rights 27-23F, 27-27D and 27-37D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35 acres.

This last remark makes it sound like when the 3 rights are combined they can only irrigate a total of 35 acres? Would you interpret it that way? Or does the first remark clarify that it is only 27-37D that is limited to the 35 acres and the rights combined have diversion limits?

thanks,
Cindy



Close

From: Carlsen, Ernie
To: Bird, Cindy
Cc: Skaggs, Pam; McHugh, Candice
Subject: RE: Franklin Wright T5027
Sent: 3/4/2005 4:13 PM

Importance: Normal

Cindy after looking at the file here at Eastern I believe the second remark should say the combined use is 70 acres. The 70 acres is consistent with the acreage listed in the POU and documentation included with the transfer application. Since the transfer was approved in 1998 it may require correcting by Allocations in order to up the acreage limit.

Pam please check your records to determine the combined use remark should state 70 acres.
Candice will the transfer have to be corrected in order for the claim recommendations to reflect 70 acres instead of the 35 stated in remarks?

Ernie

-----Original Message-----

From: Bird, Cindy
Sent: Friday, March 04, 2005 1:56 PM
To: McHugh, Candice
Cc: Carlsen, Ernie
Subject: Franklin Wright T5027

good afternoon,

In reviewing 27-27C for Franklin Wright I notice one of the remarks on the above listed transfer that appears to wrong. Or maybe I'm interpreting it incorrectly. The transfer was approved for 70 acres with the following remarks.

What the remarks says: Right 27-37D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season.

Rights 27-23F, 27-27D and 27-37D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35 acres.

This last remark makes it sound like when the 3 rights are combined they can only irrigate a total of 35 acres? Would you interpret it that way? Or does the first remark clarify that it is only 27-37D that is limited to the 35 acres and the rights combined have diversion limits?

thanks,
Cindy

BEFORE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF TRANSFER NO.)	
5027 IN THE NAME OF PHYLLIS E)	PRELIMINARY ORDER CORRECTING
WRIGHT)	TRANSFER APPROVAL
_____)	

This matter having come before the Department of Water Resources (Department) as a result of an application for transfer of water rights, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On February 11, 1997, Phyllis E. Wright (applicant) submitted application for transfer no. 5027 (transfer) to the Department to change points of diversion for a portion of decreed water right nos. 27-23D, 27-27A and 27-37A for irrigation of 70 acres.
2. On November 16, 1998 the Department approved the transfer to change the points of diversion and renumbered the water rights to show the portions owned by the applicant. The portions of the water rights owned by the applicant were renumbered to 27-23F (split from 27-23D), 27-27D (split from 27-27A) and 27-37D (split from 27-37A).
3. The transfer approval included condition of approval no. 8 as follows:
 8. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.

CONCLUSIONS OF LAW

1. Condition no. 8 of the transfer approval contains a clerical error regarding the combined limit of acres allowed for irrigation under the water rights. The total number of acres allowed under the water rights when used in combination should be 70 acres instead of 35 acres.
2. The transfer approval should accurately describe each established water right as changed by the transfer pursuant to Section 42-222, *Idaho Code*.
3. The Department should correct condition no. 8 of the transfer approval to show a combined limit of 70 acres allowed for irrigation under the water rights.

ORDER

IT IS HEREBY ORDERED that condition of approval no 8 of the transfer approval for Transfer No. 5027 is **CORRECTED** as follows:

8. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 70 0 acres.

Dated this 9th day of March, 2005.



GARY SPACKMAN
Chief, Water Allocation Bureau



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

10 May 2004

Franklin Dean Wright
607 West 225 South
Blackfoot, ID 83221

REF: Snake River Basin Adjudication (SRBA)
Notice of Claim 27-37K

Subject: Ownership Documentation

RESPONSE DATE: 25 May 2004

Dear Claimant(s):

The Department of Water Resources is currently investing water right claims in Basin 27. The above referenced claim uses the priority date of March 20, 1886. This date is recognized as representing the 400 inches of water decreed to James G. Welch in the Fifth Judicial District Court on August 1, 1891 in the Fred Stevens vs Eastern Idaho Water Company Decree.

It is our responsibility to recommend to the Court a clear chain of ownership for the land and water dating from the current claimant, which is you, back to the 1891 decree. We are unclear if the document we have on file for your claim is, in fact, connected with your claim. The document in question is as follows:

Water Deed dated July 19, 1967 from Theodore Stecklein to Norman R. Wright for 5 Miner's inches of the waters of the Blackfoot River decreed to James Welch.

If we do not receive sufficient documentation from you by the above response date, we will be forced to recommend to the Court that this claim be disallowed.

Claim 27-37K

If you have any questions, please feel free to contact me at the Soda Springs
Satellite office at 547-3993.

Respectfully,

A handwritten signature in cursive script, appearing to read "Cindy E. Bird".

Cindy E. Bird
Adjudication Bureau

CEB/bjp

cc: Laverelle Stecklein
757 West Riverton Road
Blackfoot, ID 83221

Franklin D Wright
607 W. 245 S
Blackfoot Id. 83201
208-785-0399
cell 681-0399

Water Resource Board
The County Bird

I released I hope is the information
you needed in regards to my water rights
and everything is settled. if your needing
anything more on or regards to my
ownership of water feel free to call
or write me. again I hope this
will do what you needed

Yours Truly
Franklin D Wright



WATER DEED

THIS INDENTURE, Made this 19th day of July, 1967, by and between
THEODORE STECKLEIN and PHILOMENA STECKLEIN, husband and wife, of Blackfoot,
Bingham County, Idaho, hereinafter referred to as Grantors, and NORMAN WRIGHT
of Blackfoot, Bingham County, Idaho, hereinafter referred to as Grantee;

WITNESSETH: That the said Grantors, for and in consideration of
the sum of ONE HUNDRED TWENTY-FIVE and No/100 - - - (\$125.00) - - DOLLARS,
to them in hand paid by the said Grantee, the receipt whereof is hereby
acknowledged, do hereby grant, bargain, sell, convey and confirm unto the
Grantee and his heirs and assigns forever, all of the following described
water rights, situated in the County of Bingham, State of Idaho, to-wit:



5 Miner's inches of the waters of the Blackfoot River
decreed to James Welch by the District Court of the Fifth
Judicial District of the State of Idaho, in and for Bingham
County in re Fred S. Stevens, et al, plaintiff, vs/ Eastern
Idaho Water Company, et al, defendants, dated August 1, 1891,
and recorded in Book 1 of Judgments at pages 107-116, records
of Bingham County, Idaho, with a priority of March 20, 1886.

TO HAVE AND TO HOLD all and singular the above described water
rights, together with their appurtenances unto the Grantee and to his heirs
and assigns forever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands
and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF:

Theodore Stecklein (SEAL)

Earl W. Cory
Witness

Philomena Stecklein (SEAL)

STATE OF IDAHO,)
) ss.
County of Bingham.)

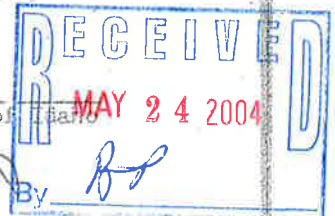
On this 19th day of July, 1967, before me, Earl W. Cory, a Notary
Public in and for the State of Idaho, personally appeared THEODORE STECKLEIN
and PHILOMENA STECKLEIN, husband and wife, of Blackfoot, Idaho, and known to
me to be the persons whose names are subscribed to the within and foregoing
instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal at Blackfoot, Idaho, the day and year in this certificate first above
written.

(NOTARY SEAL)

My Commission Expires:
February 29th, 1968.

Earl W. Cory
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho



Basin No.	Sequence Number	Split Suffix	Name	Basis of a Claim	yyyy-mm-dd Priority Date	Remarks	Useage	Other Water Rights Used	S-Stevens	ven s Decree	Total CFS	Recommended diversion (inches)
27	37	L	Anderson, Donald	Decreed	1886-03-20	Welch Irrigation Co. T.52	irrigation	27-2125	s	37	1.08	54.00
27	37	C	Bean, Audrey H.	Decreed	1886-03-20		irrigation	27.4F	s	37	0.97	48.50
27	37	P	Bergeman, E. V.		1886-03-20		irrigation		s	37	0.28	14.00
27	12017		Clements, Casey A.	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.38	19.00
27	11997		Coffman, Harvey	Decreed	1886-03-20		irrigation		s	37	0.10	5.00
27	10550		Ganske, Robert L.	Decreed	1886-03-20	Claim based on Miner's shares & F&W 27-23B. AMENDED	irrigation		s	37	0.06	3.00
27	10844		Gay, Walter A.	Decreed	1886-03-20		irrigation		s	37	0.17	8.67
27	37	M	Hamilton, Wesley	Decreed	1886-03-20		irrigation	27-4G	s	37	1.30	65.00
27	12015		Hansen, Helen	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.03	1.50
27	37	F	Hill, Stanley	Decreed	1886-03-20		irrigation		s	37	0.12	6.00
27	12016		Hospkins, Robert	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.03	1.50
			LDS Church	Decreed	1886-03-20		irrigation		s	37		0.00
27	10358		Leiseth, Jason	Decreed	1886-03-20	probably 27	irrigation		s	37	0.00	0.00
27	37	A	McDaniel, Brett	Decreed	1886-03-20	T#52. Welch Irrigation	irrigation		s	37	1.76	88.00
27	11994		Nation, Howard S.	Decreed	1886-03-20	Parent right 27-11120	irrigation		s	37	0.015	0.75
27	12014		Novosad, Joyce	Decreed	1886-03-20	Parent is 27-12067	irrigation		s	37	0.16	8.00
27	11995		Romrell, Don	Decreed	1886-03-20	Parent Right 27-11120	irrigation		s	37	0.015	0.75
27	37	E	Rowbury, Rex C.	Decreed	1886-03-20	T#52	irrigation		s	37	0.12	6.00
27	37	B	Stecklein, LaVerelle	Decreed	1886-03-20		irrigation		s	37	0.00	0.00
27	37	G	Stecklein, LaVerelle	Decreed	1886-03-20		irrigation	27-27B, 7065, 2126, 10552, 10555, 26B	s	37	0.69	34.33
27	37	J	Winter, Norman	Decreed	1886-03-20		irrigation		s	37	0.10	5.00
27	37	H	Worthington, Dallen	Decreed	1886-03-20		irrigation		s	37	0.04	2.00
27	37	K	Wright, Franklin D.	Decreed	1886-03-20		irrigation	27-27C, 23F	s	37	0.04	2.00
27	37	N	Yancey, Merlin	Decreed	1886-03-20		irrigation		s	37	0.50	25.00
								TOTALS			7.96	398.00

12032-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5027
WATER RIGHT NO(S). 27-00023F/27-00027D/27-00037D

This is to certify that: PHYLLIS E WRIGHT
607 W 225 S
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 27-00023F :			
IRRIGATION	04/01 to 10/31	1.00 CFS	280.0 AF
Priority: 03/25/1880			
Right No. 27-00027D :			
IRRIGATION	04/01 to 10/31	0.94 CFS	280.0 AF
Priority: 10/01/1884			
Right No. 27-00037D :			
IRRIGATION	04/01 to 10/31	0.10 CFS	42.2 AF
Priority: 03/20/1886			
TOTAL:		* 2.04 CFS	* 280.0 AF

SOURCE
BLACKFOOT RIVER

TRIBUTARY OF
SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 6(SWNE), Sec. 18, Township 03S, Range 35E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	34E	13	SENE	31		31
	35E	18	Lot 2(SWNW)	39		39

Total number of acres irrigated: * 70 **

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 27.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

MICROFILMED

NOV 24 1998

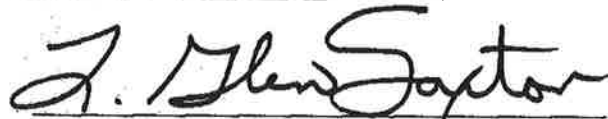
TRANSFER NO. 5027
WATER RIGHT NO(S). 27-00023F/27-00027D/27-00037D

CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ** 7. Right 27-00037D is limited to the irrigation of 35.0 acres within the place of use described above in a single irrigation season.
- * 8. Rights 27-00023F, 27-00027D and 27-00037D when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 280.0 af at the field headgate, and the irrigation of 35.0 acres.
9. Approval of Transfer 5027 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 16th day of

November, 1998.


Chief, Water Allocation Bureau

NOT FILMED

NOV 24 1998

TRANSFER REVIEW SHEET

(07-98)

Transfer # 5027

AS

Date Reviewed 10-22-98

28

Right(s) 27-00023D ^E A27-00023F
27-00027A ^C A27-00027C (Weight)
27-00037A ^S A27-00037K

☒ WRQ/Split Summary ☒ SRBA Status ☒ Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
 F:Change Period of Use G:Other H:Change P/D & Add P/D
 I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership 96 tax notices/warranty deeds to Norman Wright & previous owners listing WRs. 1880 Attachment #1 (1.00cks) 1884 Attachments 1 & 3 (.94cks) + 1886 Attachment #4 (.10cks) Riverton Ditch Co. minutes 4-24-97 approve transfer to their ditch.

Transfer All of Right ☒ Portion of Right
 Resulting Split(s)

27-00023 ^E 6.00cks — 27-00027C .94cks — 27-00037C 7.62cks —
 F) 1.00cks 70 Acres 280.0afa D) .94cks 70 Acres 280.0afa D) .10cks 35 Acres 42.2afa
 V & R V & R V & R

Check Transfer Against Recorded Right

Season/Vol. C/4.0

(1) ☒ Priority (2) Use (3) Season (4) ☒ ^{Deeded} Rate .029cks/acre (5) Volume
 (6) ☒ Source (7) P/D (8) P/U (9) ☒ Proof/Owner (10) ☒ Map
 (11) 27 Water District (12) No Pertinent Conditions (13) No Expansion
 W & Comment Rev'd. 3-31-97

(2) IRR use only
 (3) Standard Season 4-1 to 10-31
 (5) Standard Vol 4 x 70 = 280 afa max.
 (7) Identify Riverton Ditch as new P/D
 (8) Identify specific P/U

Transfer Remarks W35 2.04cks/70 Acres/280.0afa W27 PP/U 27-00037D/35 Acres
 Conditions R04, R43, R64, T07, T08, T09

Database/Processing Notes

Standard ☒ Non-Standard ☐

T Files all splits - Clear original when approved.

Edit Remarks T27-00023F when approved.

"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo ☒

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

11-18-98 28

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5027

Notice is hereby given that Phyllis E. Wright, 607 W. 225 S. Blackfoot, ID, 83221, has applied to the Department of Water Resources to change point of diversion and place of use of the rights listed below. The rights sought to be changed are evidenced by decrees and recorded as follows:

Decree No.: 27-00023D. Source: Blackfoot River .
tributary of Snake River .
Amount: 7.00 cfs. Priority: 03/25/1880.
Point(s) of Diversion: NOT GIVEN IN DECREE.

The water is used for irrigation from 01/01 to 12/31, Place of use NOT GIVEN IN DECREE,

Decree No.: 27-00027A. Source: Blackfoot River .
tributary of Snake River .
Amount: 1.90 cfs . Priority: 10/01/1884.
Point(s) of Diversion: SWNE, SEC 8, T03S, R35E, BINGHAM COUNTY .

The water is used for irrigation from 04/01 to 11/15 and domestic from 01/01 to 12/31 within the NENW LOT 1, LOT 2, LOT 3, SEC 18, T03S, R35E, B.M.,

Decree No.: 27-00037A. Source: Blackfoot River .
tributary of Snake River .
Amount: 7.72 cfs . Priority: 03/20/1886.
Point(s) of Diversion: NOT GIVEN IN DECREE

The water is used for irrigation and domestic from 01/01 to 12/31. Place of use incomplete. Known as placer mining claims Lawrence Bar (160 AC.), Woodruff's Bar (160 AC.), & Warrens Bar. .
TO BE CHANGED AS FOLLOWS:

The applicant will take her portion of each right for a total of 2.04 cfs and transfer the point of diversion for said waters from the Central & Stevens Ditch to the Riverton Ditch in the SWNE, LOT 6, SEC 18, T03S, R35E, for the irrigation of 70 acres in the SENE, SEC 13, T03S, R34E, & SWNW SEC 18, T03S, R35E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before APRIL 14, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published on in the Morning News March 27, & April 3, 1997.

MICROFILMED

NOV 24 1998

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 27-00027A

STAGE: DECREEED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 11/15	1.90 CFS
DOMESTIC	01/01 to 12/31	
	Totals	1.90 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BLACKFOOT RIVER	SNAKE RIVER

Priority: 10/01/1884

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 8, Township 03S, Range 35E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	35E	18	Lot 1()	Lot 2()	Lot 3()	
			NENW			

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

1. TRANS. 1597.

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NOV 24 1998

PART 2

Transfer No. 5027

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No. If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED T27-00027D

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.94 cfs. for Irrigation. purposes from April 1 to October 31
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	8	3S	3SE	BINGHAM.	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3S	35E	18							I										

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.96 for Irrigation purposes from April 1 to October 31 T27-00027C
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	8	3S	3SE	Bingham.	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3S	35E	18					I	I			I								

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NOV 24 1998

Total acres _____

SPLIT RIGHT SUMMARY
10/22/98
TRANSFER 5027

D-0611-2 Basin: 27 Starting Water Right: 00023

S	Water	Name	O	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
	27-00023			00/00/0000	/		WR
	27-00023A	JUST, CHARLES	C	03/25/1880	D/	BLACKFOOT RIVER	IRR WR
		JUST, ALVIN	C				DOMEST
	27-00023B	BITHELL, NEIL F.	C	03/25/1880	D/	RAWLINGS CREEK	IRR WR
		BITHELL, WALTER C.	C				DOMEST
	27-00023C	STECKLEIN, THEO	C	03/25/1880	D/	BLACKFOOT RIVER	IRR WR
							DOMEST
	27-00023D	FOX, JR., P. B.	C	03/25/1880	D/	BLACKFOOT RIVER	IRR WR
		HOWARD, WILLIAM	C				DOMEST
		WHITTEN, A.	C				
		WHITTEN, SUSAN E.	C				
		MILLS, CALVIN	C				
	T27-00023E	FOX, JR., P. B.	C	03/25/1880	D/	BLACKFOOT RIVER	IRR WR
		HOWARD, WILLIAM	C				
		WHITTEN, A.	C				
		WHITTEN, SUSAN E.	C				
	T27-00023E	MILLS, CALVIN	C	03/25/1880	D/		WR
	T27-00023F	WRIGHT, PHYLLIS E	C	03/25/1880	D/	BLACKFOOT RIVER	IRR WR
	A27-00023A	SPLIT RIGHT	C	03/25/1880	/Z	BLACKFOOT RIVER	IRR AJ
						SPLIT RIGHT	DOMEST
	A27-00023B	RAWLINGS CREEK LAND	C	03/25/1880	D/	RAWLINGS CREEK	IRR AJ
	A27-00023C	LYON, DOROTHY	C	03/25/1880	D/	BLACKFOOT RIVER	IRR AJ
		LYON, EVERETT L	C				
	A27-00023D	SPLIT RIGHT	C	03/25/1880	/Z	BLACKFOOT RIVER	IRR AJ
						SPLIT RIGHT	DOMEST
	A27-00023E	COLLARD, MAX E	C	03/25/1880	D/	BLACKFOOT RIVER	IRR AJ
		COLLARD, LINDA E	C				
	A27-00023F	WRIGHT, PHYLLIS E	C	03/25/1880	D/	BLACKFOOT RIVER	IRR AJ

SD-0611-2 Basin: 27 Starting Water Right: 00027

S	Water	Name	O	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
	27-00027			00/00/0000	/		WR
	27-00027A	STEVENS, FRED S.	C	10/01/1884	D/	BLACKFOOT RIVER	IRR WR
							DOMEST
	27-00027B	STRECKLIN, THEODORE	C	10/01/1884	D/	BLACKFOOT RIVER	IRR WR
	T27-00027C	STEVENS, FRED S.	C	10/01/1884	D/	BLACKFOOT RIVER	IRR WR
	T27-00027D	WRIGHT, PHYLLIS E	C	10/01/1884	D/	BLACKFOOT RIVER	IRR WR
	A27-00027B	STECKLEIN, LA VERELL	C	10/01/1884	D/	BLACKFOOT RIVER	IRR AJ
	A27-00027C	WRIGHT, PHYLLIS E	C	10/01/1884	D/	BLACKFOOT RIVER	IRR AJ

D-0611-2 Basin: 27 Starting Water Right: 00037

S	Water	Name	O	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
	27-00037			00/00/0000	/		WR
	27-00037A	WELCH, JAMES	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
							DOMEST
	27-00037B	WRIGHT, CYRIL J.	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	T27-00037C	WELCH, JAMES	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	T27-00037D	WRIGHT, PHYLLIS E	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	A27-00037A	MCDANIEL, STANLEY A	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		MCDANIEL, LINDA	C				
	A27-00037B	STECKLEIN, LAVERELLE	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		STECKLEIN, SCOTT	C				
	A27-00037C	CALDWELL, ZANE	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		CALDWELL, MARLENE	C				
	A27-00037E	ROWBURY, REX C	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		ROWBURY, NINA L	C				
	A27-00037F	HILL, STANLEY M	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	A27-00037F	HILL, DORIS D	C	03/20/1886	D/		
	A27-00037G	STECKLEIN, LA VERELL	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	A27-00037H	ELISON, GAYLE G	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		ELISON, JIMMY K	C				
	A27-00037J	WINTER, NORMAN	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	A27-00037K	WRIGHT, PHYLLIS E	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
	A27-00037L	ANDERSON, DONALD	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		ANDERSON, LORETTE	C				
	A27-00037M	HAMILTON, WESLEY R	C	03/20/1886	D/	BLACKFOOT RIVER	IRR
		HAMILTON, ANNETTE F	C				
	A27-00037N	YANCEY, MERLIN	C	03/20/1886	D/	BLACKFOOT RIVER	IRR

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: 27-12032
Date Received: 8/19/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)
Franklin D. Wright phone: (208) 785-0399
607 W 225 S
Blackfoot ID USA 83221

2. Date of Priority: 07/19/1967

3. Source: BLACKFOOT RIVER Trib: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	35E	18	SW NE 6	BINGHAM	

5. Description of diverting works:
HEAD WORKS FOR RIVERTON DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.1	

7. Total Quantity Appropriated is:

0.1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	Use	Acres
03S	35E	13	SE NE	IRRIGATION	31
				Section Acres	31
03S	35E	18	SW NW 2	IRRIGATION	39

Section Acres 39

Total Acres 70

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: RENUMBERED FROM 27-37K. THIS RIGHT AS IT TURNS OUT WAS NOT BASED ON THE JAMES WELCH WATER.

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____