

06/17/2003

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

RIGHT NUMBER: 29-285I

NAME AND ADDRESS: JAMES L CHANDLER
PO BOX 565
INKOM ID 83245-0565

SOURCE: RAPID CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.200 CFS

The water rights listed below shall only be used in rotation as provided for in Stewart v. Damron, Decree (Fifth Jud. Dist. Ct., Bannock County, June 22, 1906) and are limited to a total combined diversion rate of 0.20 cfs: Right Nos. 29-00285A, 29-00258B, 29-00285C, 29-00285E, 29-00285F, 29-00285G, 29-00285I, and 29-00258J.

PRIORITY DATE: 06/01/1884

POINT OF DIVERSION:

T07S R36E S11 SWNESW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

04/01 10/31

QUANTITY

0.200 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S11 SWSW 4.6

4.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 29-00307A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4.6 ACRES IN A SINGLE IRRIGATION SEASON.

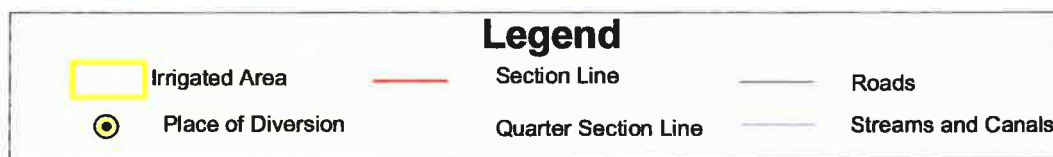
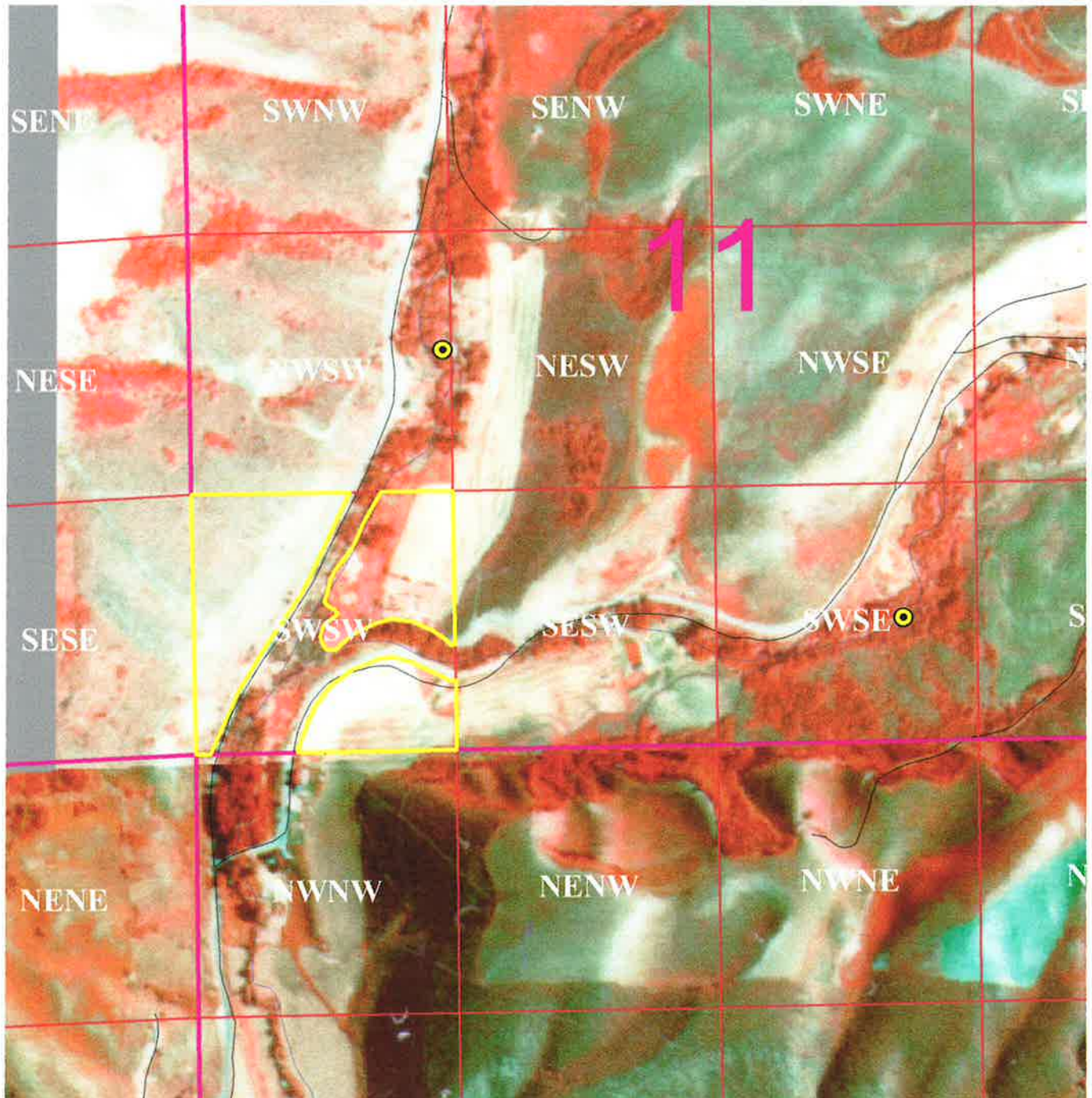
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: Decreed

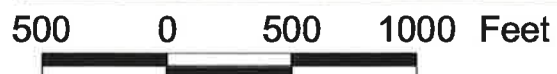
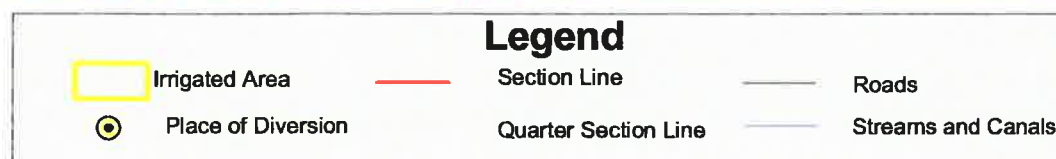
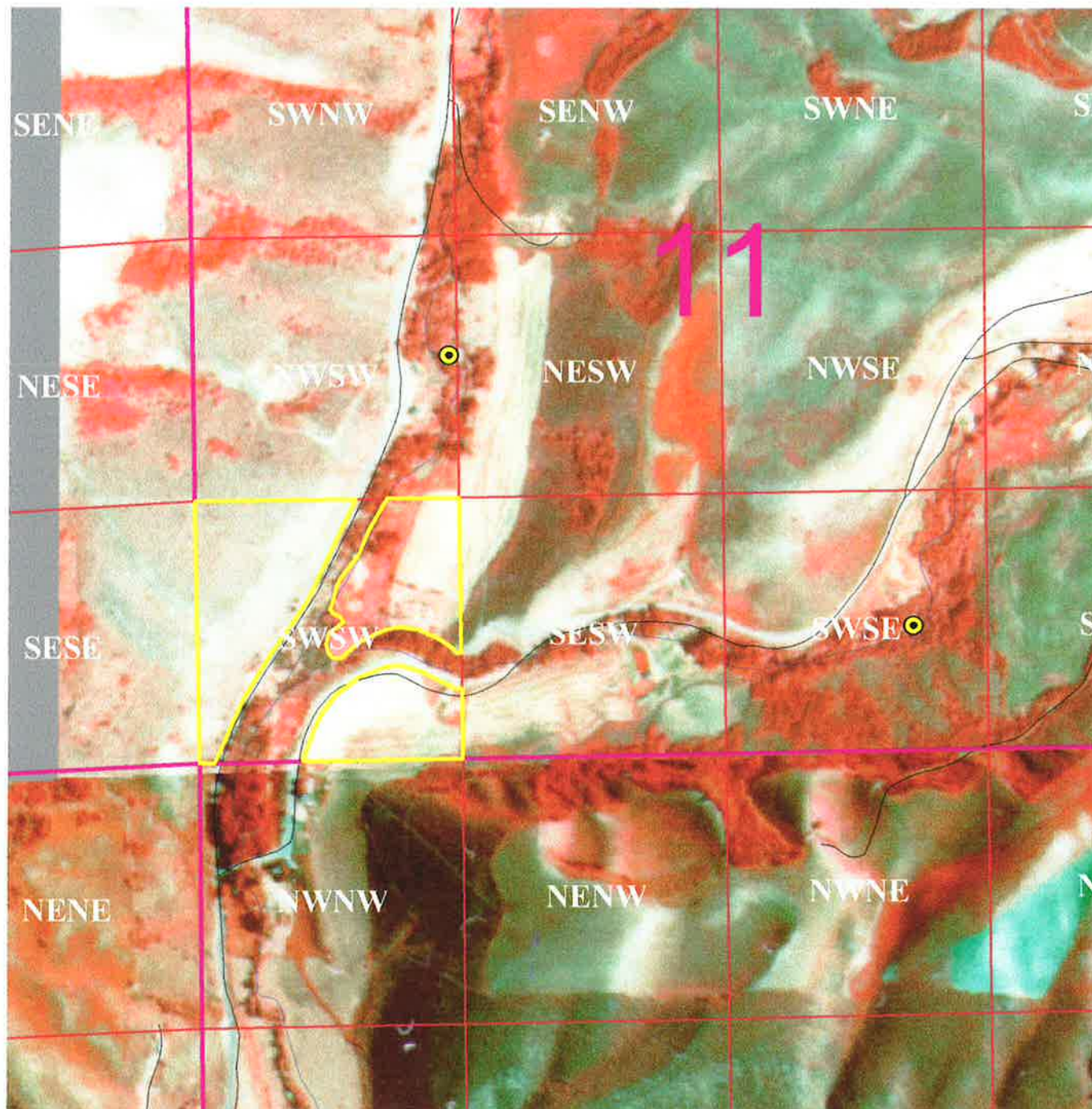
Water Right Claim Number A29-002851
Township , 7S36E

08/24/2000



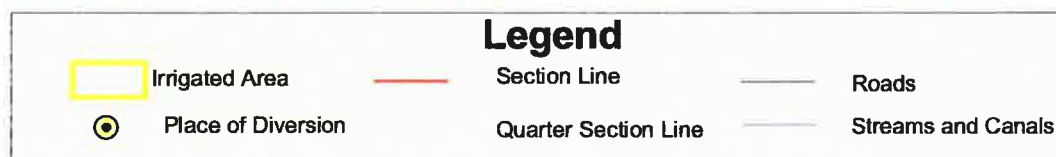
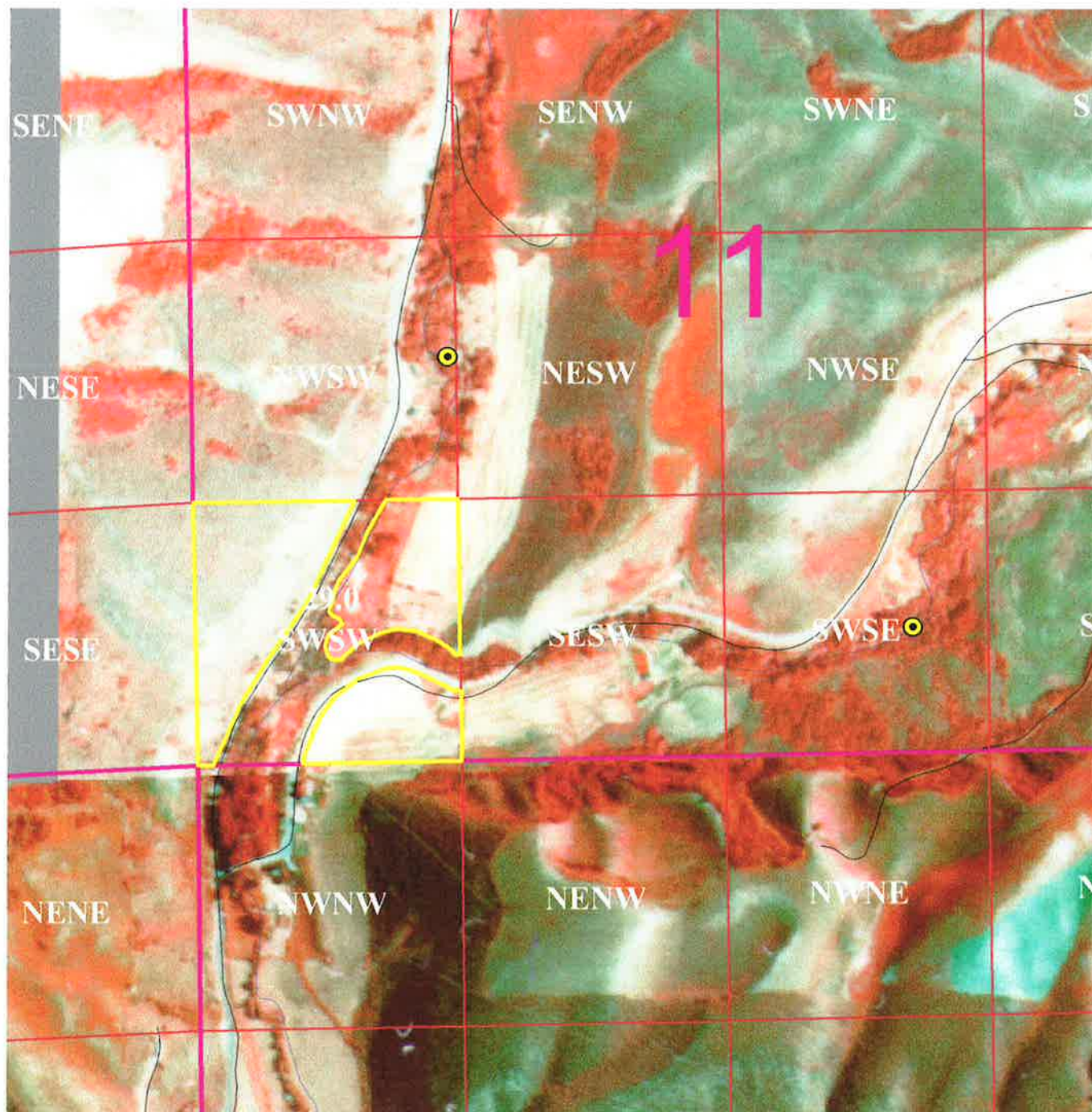
Water Right Claim Number A29-00285I
Township , 7S36E

08/24/2000



Water Right Claim Number A29-00285I
Township , 7S36E

08/24/2000



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-285I V1

WATER RIGHT NUMBER: 29-285I V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES L CHANDLER PO BOX 565 INKOM, ID 83245-0565 (208)775-4401
Original Owner	PHILLIP FERGUSON INKOM, ID 83245
Original Owner	SAMUEL HARGRAVES
Original Owner	, ID FRED M KELSEY
Original Owner	, ID A J DAMRON
Original Owner	, ID E M WEBB
Original Owner	, ID ORSEN J CHANDLER 205 N 10TH POCATELLO, ID 83201 (208)233-3355

Priority Date: 06/01/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

RAPID CREEK	SW1/4NE1/4SW1/4	Sec. 11, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	11												4.6					4.6

Total Acres: 4.6

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-285I V1

Conditions of Approval:

1. C18 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.

Remarks:

1. Quantity The water rights listed below shall only be used in rotation as provided for in Stewart v. Damron, Decree (Fifth Jud. Dist. Ct., Bannock County, June 22, 1906) and are limited to a total combined diversion rate of 0.20 cfs: Right Nos. 29-00285A, 29-00258B, 29-00285C, 29-00285E, 29-00285F, 29-00285G, 29-00285I, and 29-00258J.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 29-00307A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4.6 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. csaxton 1/2/2003 POD
Comment: POD not defined in Decree. No C03.

2. csaxton 1/2/2003 Priority
Comment: Priority date just listed in the decree as 1884. But WR database shows it as 6/1/1884. Recommend as WR database indicates.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number: 29F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/2/2003 2:53:33 PM	csaxton			Active
Priority Date	1/2/2003 2:54:02 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-285I V1

POD	1/2/2003 2:54:16 PM	csaxton	Active
Source	1/2/2003 2:56:21 PM	csaxton	Active
POU	1/2/2003 2:57:09 PM	csaxton	Active
Use	1/2/2003 2:58:08 PM	csaxton	Active
Season	1/2/2003 2:58:26 PM	csaxton	Active
Quantity	1/2/2003 2:59:28 PM	csaxton	Active
Summary		01/02/2003 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	1/2/2003 2:55:34 PM	csaxton	Edited PLS
Source	1/2/2003 2:56:21 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	1/2/2003 2:57:09 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (Yes) 14. Is a POU remark and/or condition required?
Contacts	1/2/2003 2:53:33 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Spoke with claimant on 9/11/02
Priority Date	1/2/2003 2:54:03 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/2/2003 2:54:17 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	1/2/2003 2:55:00 PM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-285I V1

POU	1/2/2003 2:57:50 PM	csaxton	Edited PLS
POU	1/2/2003 2:57:27 PM	csaxton	Edited shape boundary
Use	1/2/2003 2:58:09 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	1/2/2003 2:58:26 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (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? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/2/2003 2:59:28 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?
Summary	1/2/2003 3:02:47 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-285I

WATER RIGHT NUMBER: 29-285I

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES L CHANDLER PO BOX 565 INKOM, ID 83245-0565 (208)775-4401
Original Owner	PHILLIP FERGUSON INKOM, ID 83245
Original Owner	SAMUEL HARGRAVES
Original Owner	, ID FRED M KELSEY
Original Owner	, ID A J DAMRON
Original Owner	, ID E M WEBB
Original Owner	, ID ORSEN J CHANDLER 205 N 10TH POCATELLO, ID 83201 (208)233-3355

Priority Date: 06/01/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

RAPID CREEK BANNOCK County	SE1/4NW1/4SW1/4	Sec. 11, Twp 07S, Rge 36E, B.M.
RAPID CREEK BANNOCK County	SE1/4SW1/4SE1/4	Sec. 11, Twp 07S, Rge 36E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec		NE		NW		SW		SE							
	NE		NW		SW		SE		NE		NW		SW		SE		Totals

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-285I

07S 36E 11				10.0			10.0
Total Acres: 10							

Conditions of Approval:Remarks:

1. General CHANGED OWNERSHIP PER REQUEST/JH/5-15-98

Comments:Dates and Other Information:

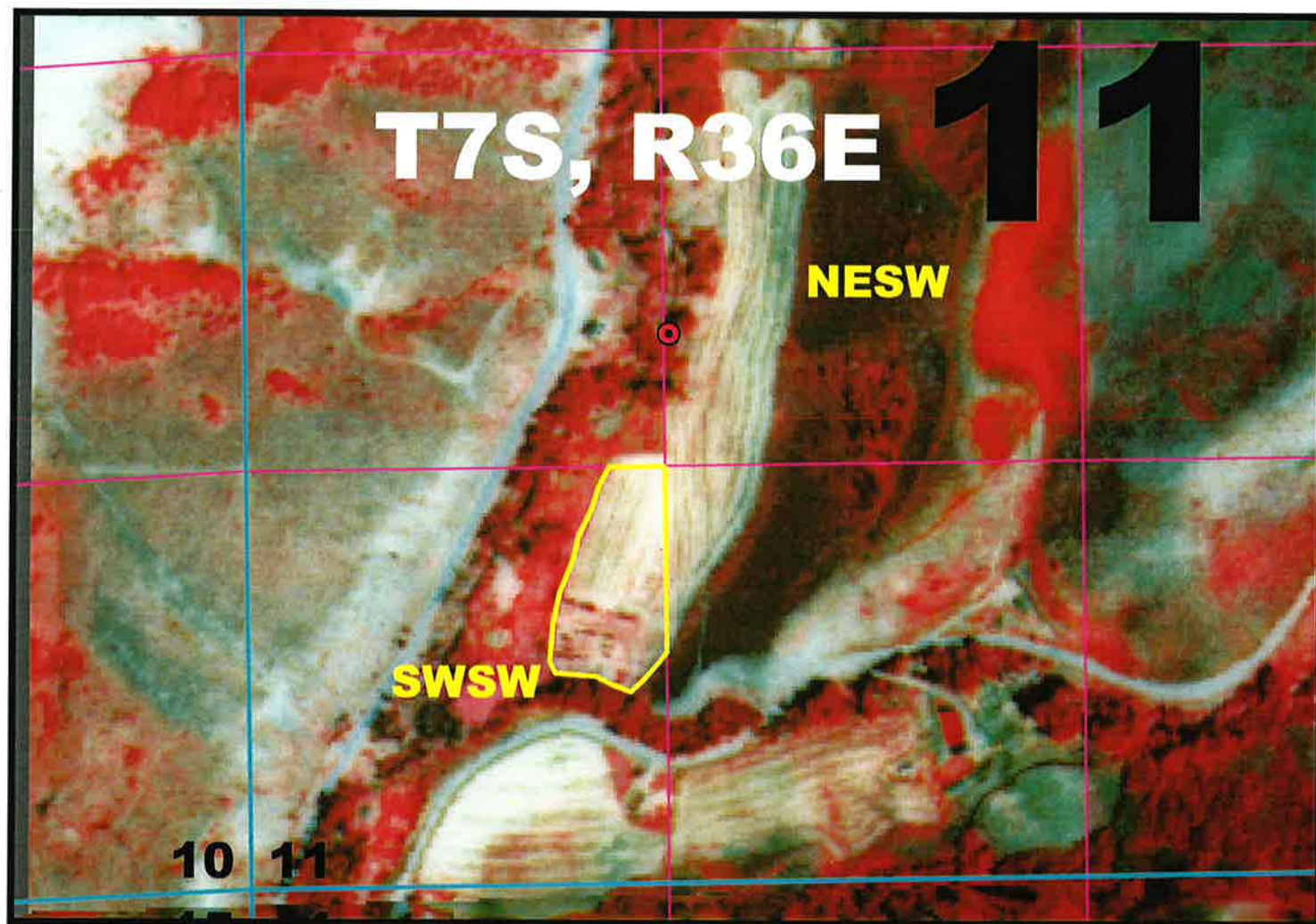
Claim Received Date: 4/2/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number: 29F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-00285I, 29-00307A



1320 0 1320 Feet

Total Irrigated Acres: 4.6

● Point(s) of Diversion

□ Place of Use

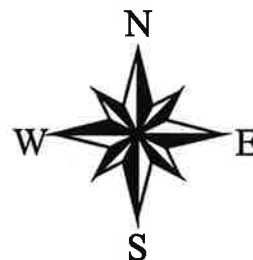
□ Quarter Quarter Lines

□ Section Lines

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JUL 20 2005

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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: January 2003

Saxton, Craig

Subject: FW: Rotation Remark

Craig,

My understanding is that the following be added as a quantity remark:

The water rights listed below shall only be used in rotation as provided for in Stewart v. Damron, Decree (Fifth Jud. Dist. Ct., Bannock County, June 22, 1906) and are limited to a total combined diversion rate of 0.20 cfs: Right Nos.

The waterusers will have to work out their rotation schedules. I don't see a need for a remark requiring this, unless someone else has a different idea...

Dave

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

From: Saxton, Craig

Sent: Friday, June 13, 2003 12:58 PM

To: Tuthill, Dave; McHugh, Candice; Carlsen, Ernie

Subject: RE: Rotation Remark

Hello,

I need some guidance on if we are adding the remark requiring that a rotation plan for that year be submitted to the Department for administrative purposes.

I can not tell from the E-mail if a decision was made on this subject.

Thanks,

Craig S.

SCANNED
JUL 20 2005

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9-11-01 - Belongs to James Chandler + Jeff Morton
CFO needed because they own the land

9-11-02 = Spoke with James Chandler and he said the
area is dry farmed and has been for a long
time

i According to George's ^{Chandler} statement that water hasn't been
used for 30 yrs. Recommend as disallowed due
to Forfeiture

12-24-02: Intension of this claim seems to be use
for property w of Inman Rd owned by Clement

13-752 500 SHEETS, FILLER 5 SQUARE
42-381 50 SHEETS, EVER-EASE 5 SQUARE
42-382 100 SHEETS, EVER-EASE 5 SQUARE
42-383 200 SHEETS, EVER-EASE 5 SQUARE
42-384 500 SHEETS, EVER-EASE 5 SQUARE
42-385 1000 SHEETS, EVER-EASE 5 SQUARE
42-386 100 RECYCLED WHITE 5 SQUARE
42-387 200 RECYCLED WHITE 5 SQUARE
Made in U.S.A.



SCANNED
JUL 20 2005

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-285I

WATER RIGHT NUMBER: 29-285I

Owner Type Name and Address
 Current Owner JAMES L CHANDLER ✓
 PO BOX 565
 INKOM, ID 83245-0565
 (208)775-4401

Priority Date: 06/01/1884 ✓

Basis: Decreed ✓

Status: Active ✓

Source Tributary
 RAPID CREEK PORTNEUF RIVER

Beneficial Use From To Diversion Rate Annual Volume
 IRRIGATION 3/15 to 11/15 0.200 CFS 0.20 n/a
 4/1 10/31 ~~0.200 CFS~~ ~~0.20~~
 Total Diversion: ~~0.200 CFS~~ ~~0.20~~

Location of Point(s) of Diversion

RAPID CREEK ✓ ~~SE1/4NW1/4SW1/4~~ Sec. 11, Twp 07S, Rge 36E, B.M.
 BANNOCK County ✓ ~~SW NE SW~~
 RAPID CREEK ~~SE1/4SW1/4SE1/4~~ Sec. 11, Twp 07S, Rge 36E, B.M.
 ~~BANNOCK County~~

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	11											10.0						10.0
Total Acres: 10											4.6								4.6

4.6

Conditions of Approval:Remarks:

- General CHANGED OWNERSHIP PER REQUEST/JH/5-15-98

Comments:

C18

This right and 29-00307A is limited to 4.6 ac
0.14 cfsDates and Other Information:

Claim Received Date: 4/2/1990
 State or Federal: S
 Owner Name Connector: OR
 Mitigation Plan: False

FILED

SCANNED
 JUL 20 2005

Split history for Decreed Right 29-00285

WR	Claimed	Source	Decreed Owner of POU	Rec	Revised	
29-00285 Share Per User 0.2 0.02857 rotational	29-00285A Chandler, Sam	<i>Inman</i>	Whitworth, George	*		1/4 share
	0.2			0.01	0.20	
	20			20	20	
	29-00285B Chandler, George	<i>Inman</i>	Whitworth, George	*		1/4 share
	0.2			0.01	0.20	
	22.7			22.7	22.7	
	29-00285C Spraker, Irvin	<i>Rapid</i>	Whitworth, George	*		1/4 share
	0.2			0.01	0.20	
	1.5			1.5	1.5	
	29-00285E Anderson, Melvin	<i>Webb</i>	Hargraves, Samual	*		Full Share
	0.2			0.029	0.200	
	102			54.1	54.1	
	29-00285F Anderson, Melvin	<i>Webb</i>	Webb, E.M	*		Full share
	0.2			0.029	0.200	
	102			54.1	54.1	
	29-00285G Kent, Wes	<i>Rapid</i>	Whitworth, George	*		1/4 share
	0.16		Damron, A.J.	0.01	0.20	Amended claim Requested.
	8			0.3	4.2	1/2 share
	29-00285H Morrison, MD	<i>Rapid</i>	Damron, A.J.	* Disallowed	Disallowed	1/2 share
	0.2					
	10					
	29-00285I Chandler, James	<i>Rapid</i>	Ferguson, Phillips	*		1/2 share
	0.2			0.014	0.200	
	10			4.6	4.6	
	29-00285J Chandler, Seren	<i>Rapid</i>	Ferguson, Phillips	*		1/2 share
	0.2			0.014	0.200	
	10			7.6	7.6	

Total Recommended CFS/Shares =	0.114	N/A
Unclaimed Shares =	0.086	N/A
Total Check=	0.200	
Total Acreage	164.900	

* Anderson, Melvin claimed two shares of the rotational right. I don't know which claim is for which decreed piece of property. Calimed as PPU
7 original users: 0.20cfs / 7 users = 0.02857 per share holder

Each user recommended the full decreed diversion rate to be used only in rotation with the other users of the right.

SCANNED
JUL 20 2005

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Saxton, Craig

From: Saxton, Craig
Sent: Tuesday, November 26, 2002 1:24 PM
To: Carlsen, Ernie; McHugh, Candice
Subject: Rotational Right 29-00285

Hi,

Ok, I did manage to speak with George Chandler. Here is what he said:

He said that 29-00285 was originally decreed to 5 people (we know there were actually 7 users). George said that they rotated every 5 day's were each person got the full 10 inches or 0.20 cfs on day a week (this would work better with the decreed 7 users, but this is what he said).

When asked who the users were on the rotational right now, he confirmed that everyone who had claimed part of 29-00285 were users of the right and used the right. With one exception...he never said that MD Morrison used his portion of the rotational right (which I don't think he does), but George confirmed that it was understood that MD Morrison held a portion of this right.

I asked about current practice. He stated that they split up the right and each use an for example... inch of water at all times at the same time for everyone. This makes me think we might want to pro-rate the diversion rate. In addition, George confirmed that George, Sam, Wes, and Irvin all have a part of one of the originally decreed portions. So...if we prorated the right between the original 7 (example would be 0.0285 cfs for George Whitworth's original property), then one of those portions would need to be pro-rated out to the four users (so George's 0.0285 cfs would need to be split 4 times for 0.007 cfs). If we did it this way, we are going to have extra diversion rate because 2 of the original 7 users portions were not claimed....could this be a possible accomplished transfer to save loss of diversion rate?

Different from what Irvin Spraker said: George said that they did hire a water master as recent as 5 years ago, but they did not regulate right 29-00285 as a fully rotated right as originally done at time of the decree.

Your thoughts/guidance?

Let me know if you have further questions.

Thanks,

Craig

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SCANNED
JUL 20 2005

11/26/2002

Saxton, Craig

Subject: FW: 29-00285 Rotational

Hey Ernie,

Attached are several files:

- 1) JPG of Decreed POU
- 2) JPG of possible recommended POU overlying Decreed POU
- 3) Shape file for Decreed POU
- 4) Shape file for possible recommended POU
- 5) Updated 29-00285 spread sheet

Let me know if you don't receive one of these.

Now, to summarize:

Original Owners of Decreed right 29-00285:

Damron, A.J.	Current owners of Property: Morrison, MD Kent, Wes
Ferguson, Phillip	Chandler, James Chandler, Seren
Hargraves, Samuel	Anderson, Melvin
Webb, E.M	Anderson, Melvin
Kelsey, Fred	Not claimed
Richardson, John & Fanny	Not claimed
Whitworth, George	Chandler, Sam Chandler, George Spraker, Irvin Kent, Wes

So, some of the rotational rights haven't been claimed, and some have been claimed by several users.

Lets note some other things:

- 1) Wes Kent only claimed a portion of the rotational right. If he uses the water year round, he should claim portions of 29-00297 and 29-00314 also.
- 2) Absolutely nothing was claimed on Richardson or Kelsey property. No high water, low water, rotational, bene-use, etc.
- 3) Note EM Webbs property could never have been irrigated by Rapid Creek. Could only be irrigated from Webb Creek. Yet he was still included as part of the rotation.
- 4) Even though it is not possible now, MD Morrison's property could have historically been irrigated from Rapid Creek.

PROFILED

JUL 20 2005

1/3/2003

I guess take a look at this and let me know if you would like additional information. When completed, I can pass this stuff onto Candice.

I appreciate your help with this.

Thanks Ernie,

Craig

PROFILE

**SCANNED
JUL 20 2005**

JUN 11 2001

Log for claim A29-00285I

Spatial Dynamics LTD

8/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	11	SWSW	10	29	Indiscernible
Totals:			10	29	

AJ5809NP
No. A29-00285I

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 28

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES L CHANDLER PO BOX 565 INKOM ID 832450565 (208) 775-4401	06/01/1884	IRRIGATION	03-15 11-15	0.200 CFS	
					TOTAL DIVERSION:	0.200 CFS
					CONSUMPTIVE USE:	25.00 AFA

Water Source: RAPID CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T07S R36E S11 SENWSW SESWSE BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE											
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE											
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM									
07S 36E 11 :														:	:	:	10	:	:	:	:	10.0	
																						TOTAL ACRES	10.0

POU County: BANNOCK

Non-Irrigation Uses: INCIDENTAL STOCKWATERING

Other Rights: 29-00307

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

29-00307C A29-00285A A29-00285B A29-00285H A29-00285J A29-00297A A29-00297B A29-00302 A29-00306 A29-00307A
A29-00307B A29-00307C A29-00314A A29-02595

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

A29-00307 A29-00307A

Remarks: GEN CHANGED OWNERSHIP PER REQUEST/JH/5-15-98

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

Misc: Water District Number: 29F Field Inspection Flag:
Presumption Flag: D

Audit: 06/21/90 DCARLSON 04/04/94 THOMPSON 03/29/95 POST-STD 05/14/98 JHOAGLAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 14, 1998

JAMES L CHANDLER
PO BOX 565
INKOM ID 83245-0565

RE: CHANGE IN OWNERSHIP FOR A29-00285I, A29-00307A

Dear Mr. Chandler:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

DELOG JH 4/29/98
OK JH/ST

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A 29-00307 A, A29-00285 I
Adjudication Claim Number(s) _____

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE**, or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY or SURVEY MAP** for parcel of **ten acres or less**. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving **ten or more irrigated acres**, a USDA Farm Service Agency (formerly ASCS) **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

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

205 N 10th Pocatello, IDAHO 83201

4. New Owner/Claimant(s) James L. Chandler

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address P.O. Box 565

City, State and ZIP Code Inkom Idaho 832450565

New Telephone Number (208) 775 - 4401

5. Date you acquired the property Oct 31, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) James L. Chandler Date 4-1-98

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by JAMES L. CHANDLER, as personal representative of the Estate of ORSEN J. CHANDLER, deceased, Grantor, to JAMES L. CHANDLER , Grantee, whose current address is PO Box 565, Inkom, Idaho 83245.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. SP IE 97-00078 in Bannock County, Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Bannock County, Idaho:

S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 7 South, Range 36 E.B.M.

NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 7 South, Range 36 E.B.M. — no rights

SW¼SW¼, N½SW¼, SE¼SW¼ of Section 4, Township 7 South, Range 36 E.B.M. — no rights

East 80 feet of Lots 9 and 10, Block 157, POCA TELLO TOWNSITE, as the same appears on the official plat thereof on file at the office of the County Recorder of Bannock County, Idaho.

with all appurtenances.

EXECUTED this 31 day of October, 1997.

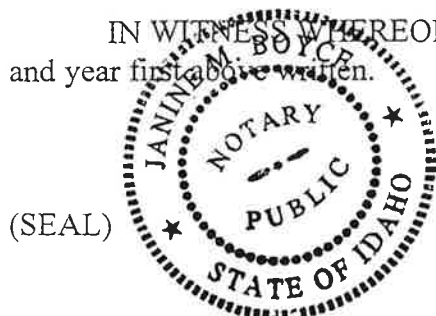
James L Chandler

JAMES L. CHANDLER, Personal Representative of
the Estate of ORSEN J. CHANDLER, deceased.

[illegible]

On this 31st day of October, 1997, before me, the undersigned, a notary public in and for said state, personally appeared, JAMES L. CHANDLER, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of ORSEN J. CHANDLER, deceased, and acknowledged to me that he executed the same as such Personal Representative.

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



NOTARY PUBLIC FOR IDAHO.

Residing at: 1121 Long Rd.
My Commission Expires: 5-9-2020

RECEIVED

APR 29 1998

Department of Water Resources
Eastern Region

State of Idaho
Department of Water Resources
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, Idaho 83402-1718

April 27, 1998

To Whom It May Concern:

Enclosed you will find the necessary information needed to transfer the water rights from my deceased father (Orsen J Chandler) to me. This was not a sale but the result of inheritance. I am enclosing all of the water rights information that I could find, in addition to this, I am also attaching the deed transferring this property to me.

You may have more information on the other parcels listed on the transfer deed that I do not have. If there are water rights on these parcels they will need to be transferred to me also.

Please let me know if you need any other information that I may be able to provide for you. My address is listed below.

Thank You


James L Chandler
PO Box 565
Inkom, Idaho
83245

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No:

M006447

Date:

Time: 04/02/90

16:56:42

Received

From:

CHANDLER, ORSEN J./MARG.

Type of Payment

Program Acct Class

Amount

ADJUDICATION FEE

0410162 9337 6490

\$120.00

Total

\$120.00

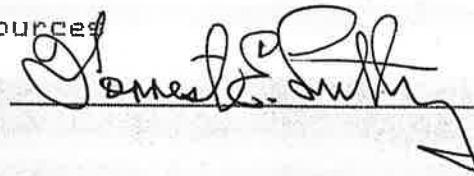
CHECK 6673

WR/NO: A29-00307A

Idaho Department of Water Resources

Region: MOBILE I

Signature:



JUN 11 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A29-00285I
Date Received: 4/02/1990
Receipt No: M006447
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ORSEN J. CHANDLER 208-233-3355
Address: 205 N. TENTH
POCATELLO, ID 83201

2. Date of Priority: JUN 01, 1884

3. Source: RAPID CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	36E	11	SE	NW	SW		BANNOCK
			SE	SW	SE		BANNOCK

5. Description of diverting works:
DAMS/ DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	36E	11	SW	SW		IRR	10.0

A29-00285I

Page 1

Date: 06/21/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-00307

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

CHARLES E. STEWART, ET. AL.
Decree Plaintiff

vs

A. J. DAMRON, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

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:

Ident. Number

Date Received

Receipt Number

39576
129-00285 (SPLIT)
4/2/1990
M006447

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR 02 1990

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) CHANDLER, ORSEN J. Phone (208) 233-3355

Mailing Address 205 NO TENTH, BOGATELLO Zip 83201

2. Date of Priority (Only one (1) per claim) 06/1/1884

3. Source of water supply (a) RAPID C.K.
which is tributary to (b) PORTNEUF

4. a. Location of existing point of diversion is: Township T7S Range 36E Section 11,
SE 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BANNOCK

Additional points of diversion if any: SE SW SE, SEC. 11, T07S, R36E

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DIVERSION DAMS IN CREEKS WITH
DITCHES TO PLACES OF USE.

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NOV 13 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 03/15 to 11/15 amount 0.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 25.0 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>07S</u>	<u>36E</u>	<u>11</u>											<u>100</u>						<u>10.0</u>

Total number of acres irrigated 10.0

11. In which county (ies) are lands listed above as place of use located? BANNOCK

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
A29-00307 or None ()

14. Remarks: THIS SPLIT RT IS USED BY THE CLAIMANT ON A ROTATIONAL BASIS ALONG WITH SEVERAL OTHER SPLITS OF THIS RT. THE SPLIT NO. SUFFIX NEEDS TO BE ASSIGNED FOR THIS RT. THE SECOND PT OF DIVERSION LISTED IS FROM INMAN CR. TRIB. TO RAPID CR.

MICROFILMED

NOV 13 1992

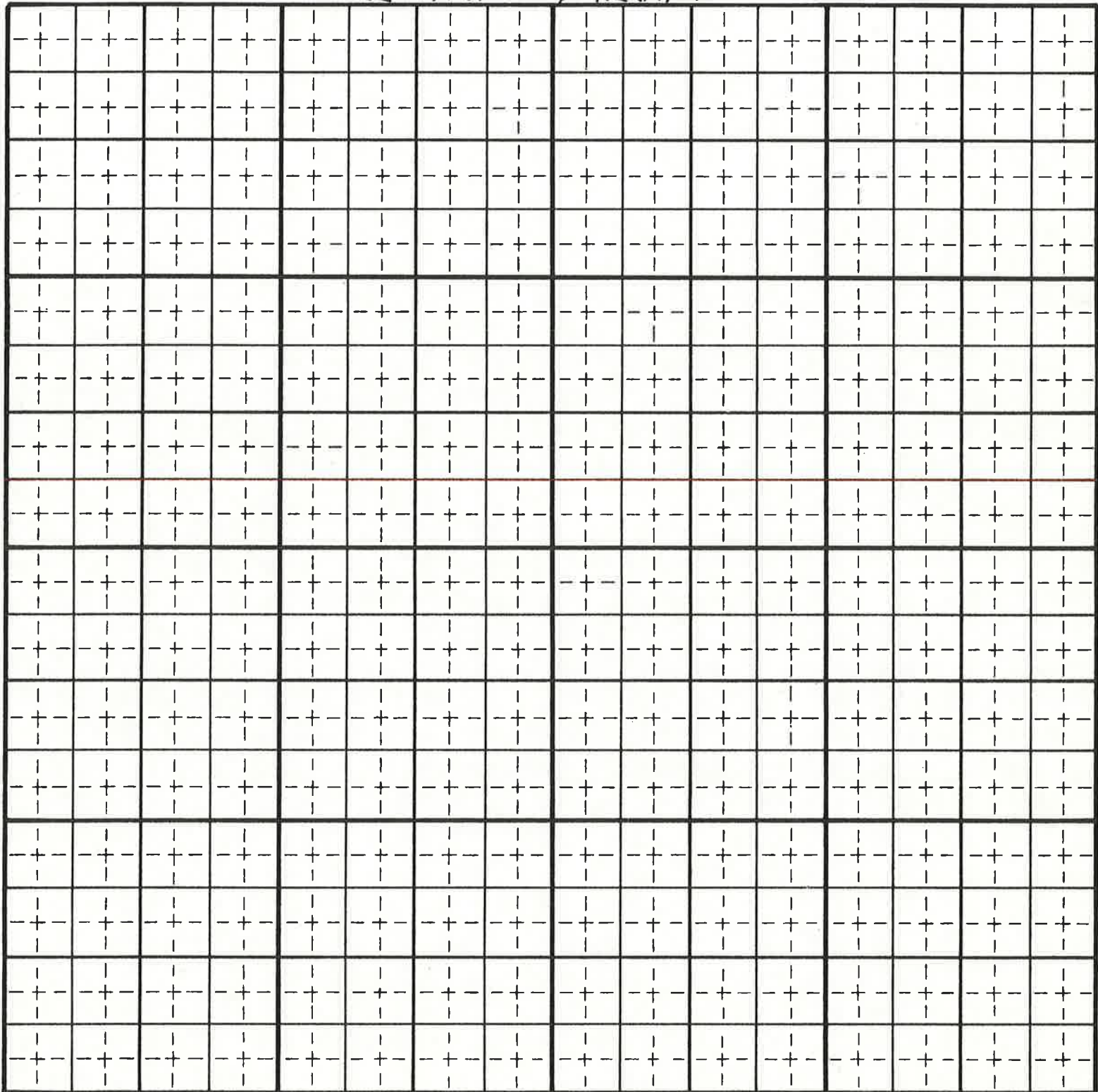
Last Name CHANDLER Ident No. A29-00285 (SPLIT)

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

SEE ATT. COPY AERIAL



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NOV 13 1992

Last Name CHANDLER

Ident No. A29-00285 (SPLIT) Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree X

If applicable provide IDWR Water Right Number 29-00285

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Orison J. Chandler Date 4-2-90

_____ Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of BANNOCK)

SS.

Subscribed and sworn (or affirmed) before me this 2nd day of APRIL 19 90

SEAL

Notary Public Sharon E. Gully

Residing at BOISE, ID

My Commission Expires 11/08/1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name CHANDLER Ident. Number A29-00285(SPLIT)

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NOV 13 1992

Copies White-State, Yellow-Claimant

T7S R 36E S24



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NOV 13 1992