

IDAHO DEPARTMENT OF WATER RESOURCES 10/11/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: LORI M OTTESON
2830 N BLACKROCK CANYON RD
POCATELLO ID 83204

MARK D OTTESON
2830 N BLACKROCK CANYON RD
POCATELLO ID 83204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.05 CFS
16.4 AFY

PRIORITY DATE: 05/07/1973

POINT OF DIVERSION:

T07S R35E S23 NWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.050 CFS 16.40 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County
T07S R35E S23 NWNE 4.1

4.1 ACRES TOTAL

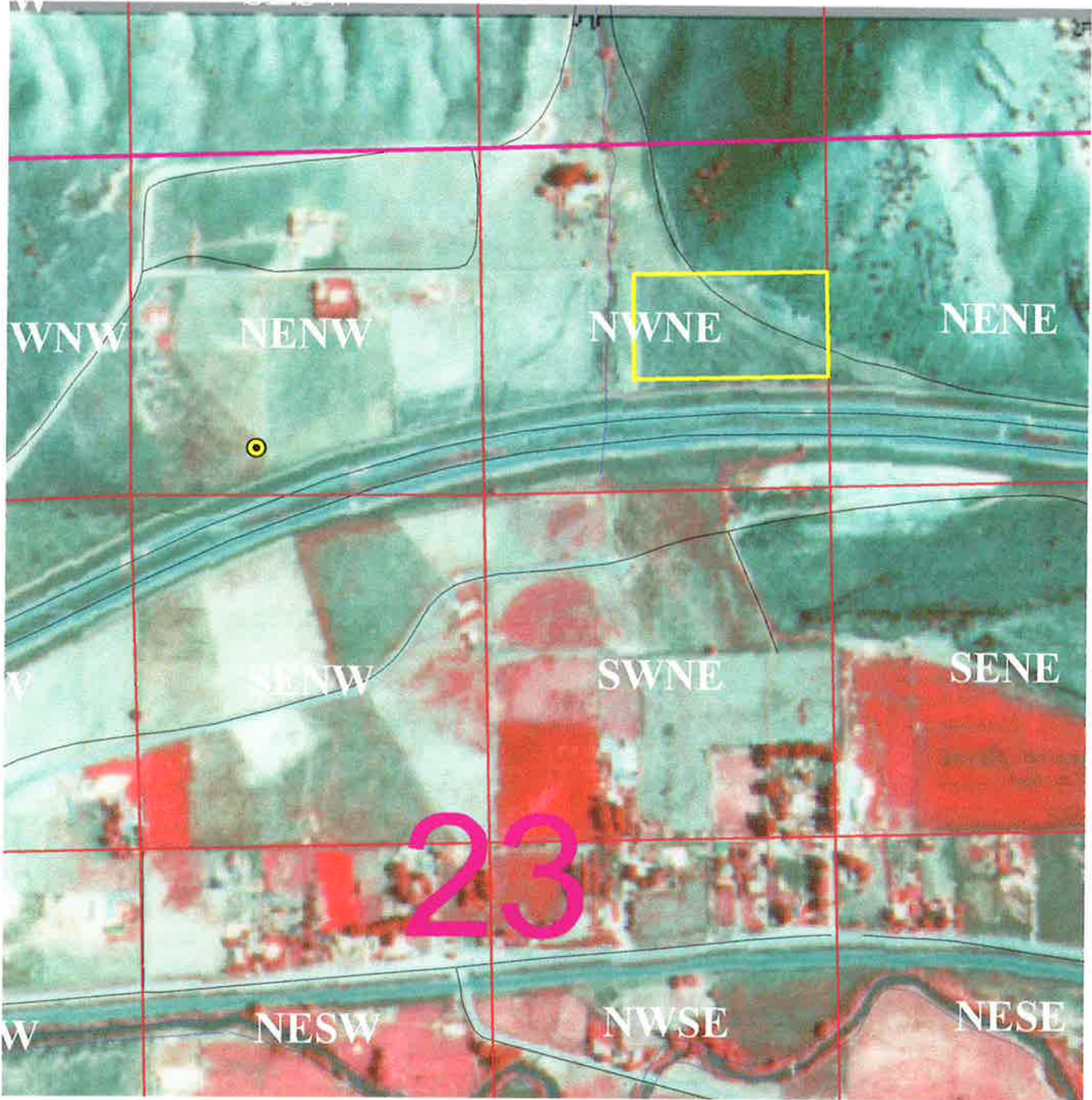
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

Water Right Claim Number A29-07127B
Township , 7S35E

09/07/2000



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals

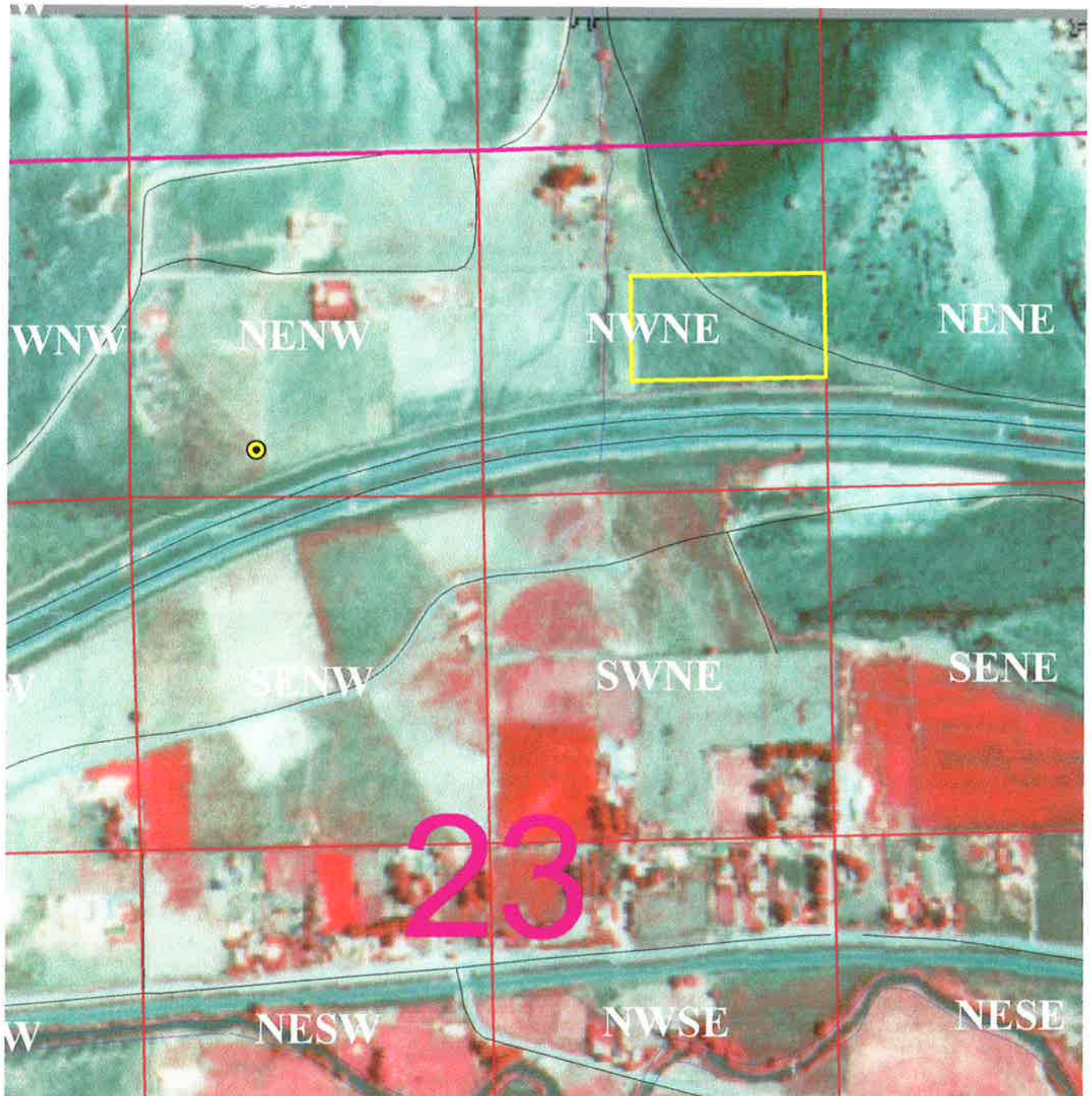
Legend



SCANNED
APR 14 2000

Water Right Claim Number A29-07127B
Township , 7S35E

09/07/2000



Legend					
	Irrigated Area		Section Line		Roads
	Place of Diversion		Quarter Section Line		Streams and Canals

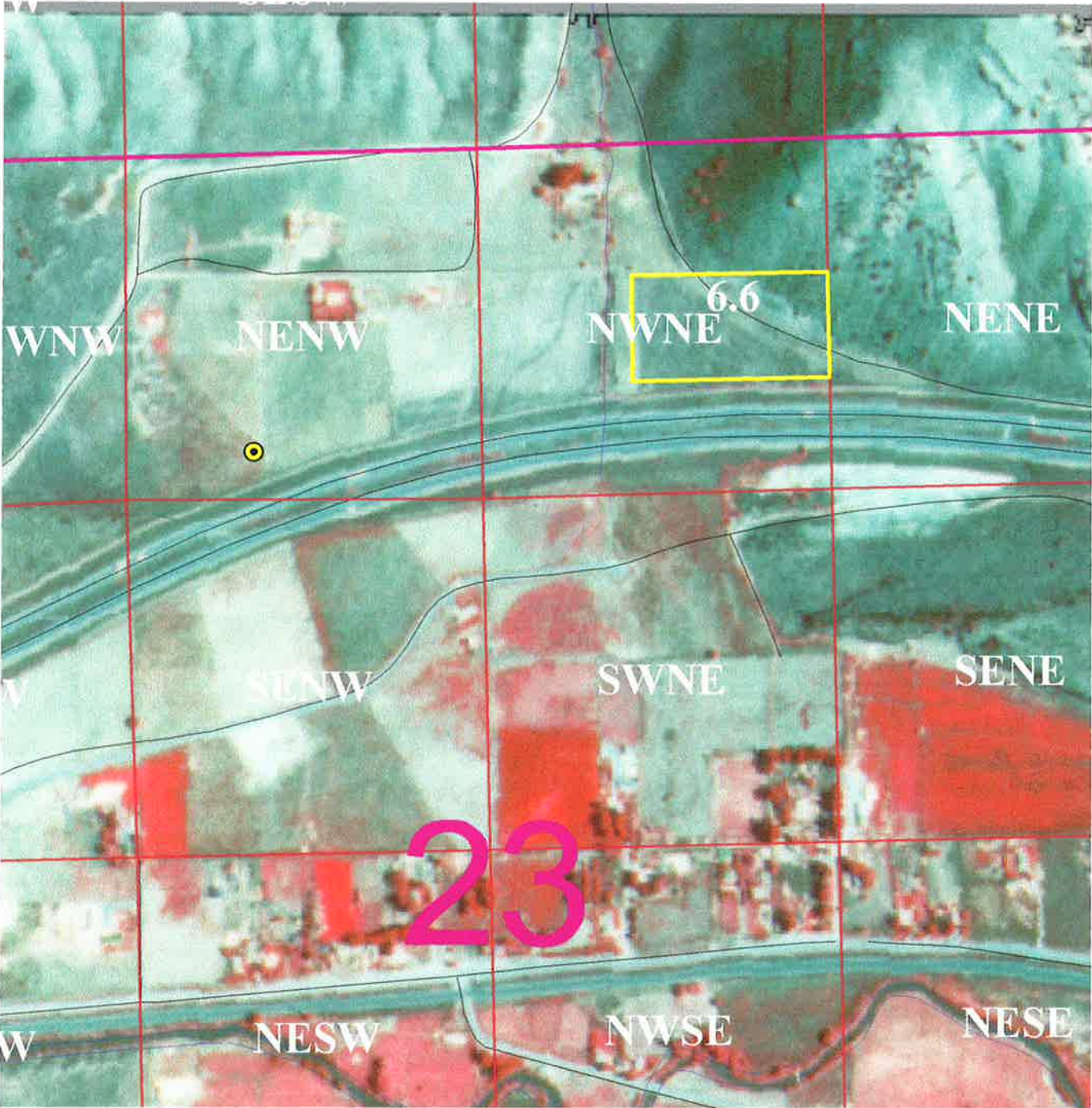
300 0 300 600 Feet



SCANNED
APR 14 2008

Water Right Claim Number A29-07127B
Township , 7S35E

09/07/2000



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals

Legend



SCANNED
APR 14 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7127B V1

WATER RIGHT NUMBER: 29-7127B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LORI M OTTESON 2830 N BLACKROCK CANYON RD POCATELLO, ID 83204 (208)775-3173
Current Owner	MARK D OTTESON 2830 N BLACKROCK CANYON RD POCATELLO, ID 83204 (208)775-3173

Priority Date: 05/07/1973

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.050 CFS	16.40 AF
	<u>Total Diversion:</u>	0.050 CFS	16.40 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4	Sec. 23, Twp 07S, Rge 35E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T07S R35E S23 NWNE 4.1

Total Acres: 4.1

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:Comments:

1. PSKAGGS 9/28/01 3:22:50 PM Transferred Right
Comment: This is now a approved transfer, transfer number = 69295
2. csaxton 10/11/01 Approved TR 69295
Comment: Recommended per Transfer 69295 approved on 9/28/01.

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 29-7127B V1

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: And
 Water District Number:
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 4
 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>
Summary	10/11/01 3:58:36 PM	csaxton	10/11/01 3:58:36 PM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	10/11/01 3:33:12 PM	csaxton	Edited point location
POU	10/11/01 3:34:03 PM	csaxton	Edited shape boundary
Summary	10/11/01 3:59:15 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? (No) 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?



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-07127B



0

1320 Feet

Total Irrigated Acres: 4.1



Point(s) of Diversion

SCANNED



Place of Use

APR 14 2006



Quarter Quarter Lines



Section Lines

PROFILED



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: October 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 2, 2001

MARK OTTESON
2830 N BLACKROCK CANYON RD
POCATELLO ID 83204

RE: Transfer Application to Change Point of Diversion for 29-07127B.

Dear Mark,

After our conversation a couple weeks ago I have taken the liberty of partially filling out a transfer application to change your point of diversion for 29-07127B. Due to that fact that your claim is based on a fairly recent license, with the approval of a transfer in point of diversion, I don't anticipate a problem making a positive recommendation for your claim.

I have highlighted in yellow the areas of the Transfer Application you need to complete. Note item #4, Point of Diversion. Any well (POD) used for irrigation purposes needs to be included on the transfer application. This would include both of your existing wells, or the addition of a third well if that is in your plans to increase flow.

Please look over the sections of the transfer I have completed and initial any changes you wish to make. When completed, please return it to this office as soon as possible with the filing fee of \$100.00.

As always, feel free to contact me with any questions.

Sincerely,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

7/16/01 Spoke with Mark
and He is sending in the
Transfer. POP is a new
well different than two
domestic wells.

PROFILED

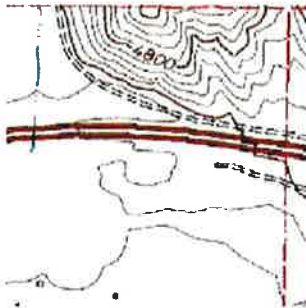
SCANNED
APR 14 2006

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Locator

**13 km SE of Pocatello, Idaho, United States** 15 Jul**Zoom****1m**

Other Imagery:

[USGS Topo Map](#)[01 Jul 1980](#)

HomeAdvisor Links:

[Homes for sale in 83201](#)[Homes for sale in 83204](#)[Homes for sale in 83245](#)[Schools, Crime and](#)[Demographics for 83201](#)[Schools, Crime and](#)[Demographics for 83204](#)[Schools, Crime and](#)[Demographics for 83245](#)

Encarta Articles:

[Pocatello](#)**FILED****SCANNED****APR 14 2006**

JUL 15 2001

Log for claim A29-07127B

Spatial Dynamics LTD

9/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	23	NWNE	7	6.6	
Totals:			7	6.6	

5/4/01 GPS Points 7127B1 - By Fence on Pasture
7127B2

- No signs of Irrigation Pipe - Two Wells Small 6"
- No one Home - Knocked on door
- Jacobs Says they are Having Hard time Getting Water
- Nice dog
- Needs TR For POO
- No Fortiture

not scanned { June 2001 } Spoke with Mark He was going to find out
How long it had been since the place was last
Irrigated. Need to file Transfer POO

6/22/01 Fortiture Clock stopped in 1990. Licensed In 1989
Recommend Acreage w/o House

Note unknown Pod For Surface Water. Goes East & West
GPS - Unknown
Pic - looking S.



Pump SN 2006
2 HP
Type: Wayne

PROFILED

SPATIAL
DYNAMICS

SCANNED

APR 14 2003

DATE: 05/18/00
PAGE: 245

Audit: 08/27/97 SCOX



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

August 27, 1997

SAMUEL D & SHERRIE JACOBS
2780 N BLACKROCK RD
POCATELLO ID 83204

RE: CHANGE IN OWNERSHIP FOR A29-07127

Dear Mr. & Mrs. Jacobs:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A29-07127A, 0.091 cfs on 13 acres, Samuel Jacobs
A29-07127B, 0.049 cfs on 7 acres, Mark Otteson

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: Mark Otteson/copy letter/copy Notice of Claim

PROFILE

SCANNED

APR 14 2006

RECEIVED

JUL 16 1997

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

Department of Water Resources
Eastern Region

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) 29-07127 / -29-0
Adjudication Claim Number(s) A29-07127 split A/B
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) Samuel A Jacobs
4. New Owner/Claimant(s) Mark OTTESON
Name connector (Check one): [] AND, [] OR, [] AND/OR
New Mailing Address 2830 W. Black Rock Canyon
City, State and ZIP Code Paratello IDAHO 83204
New Telephone Number (208) 775-3173
5. Date you acquired the property 9-4-96
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) Mark Otteson Date 7-17-97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
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.



LEGAL DESCRIPTION
ORDER NO. 22559-B

SCHEDULE C

The land referred to in this Policy is described as follows:

Beginning at the Northwest corner of NW 1/4 NE 1/4 of Section 23, Township 7 South, Range 35 East Boise Meridian; thence South along the West line of the said NW 1/4 NE 1/4 a distance of 490 feet to a point on the South right of way boundary of access road; thence East a distance of 565 feet to the Real Point of Beginning; thence South 390 feet; thence East 740 feet, more or less, to a point in the East line of NW 1/4 NE 1/4 of said Section 23; thence North along the said East line 390 feet; thence West 740 feet, more or less, to the POINT OF BEGINNING. Being a parcel of land located in the NW 1/4 NE 1/4 of Section 23, Township 7 South, Range 35 East Boise Meridian, BANNOCK COUNTY, IDAHO.

ALSO:

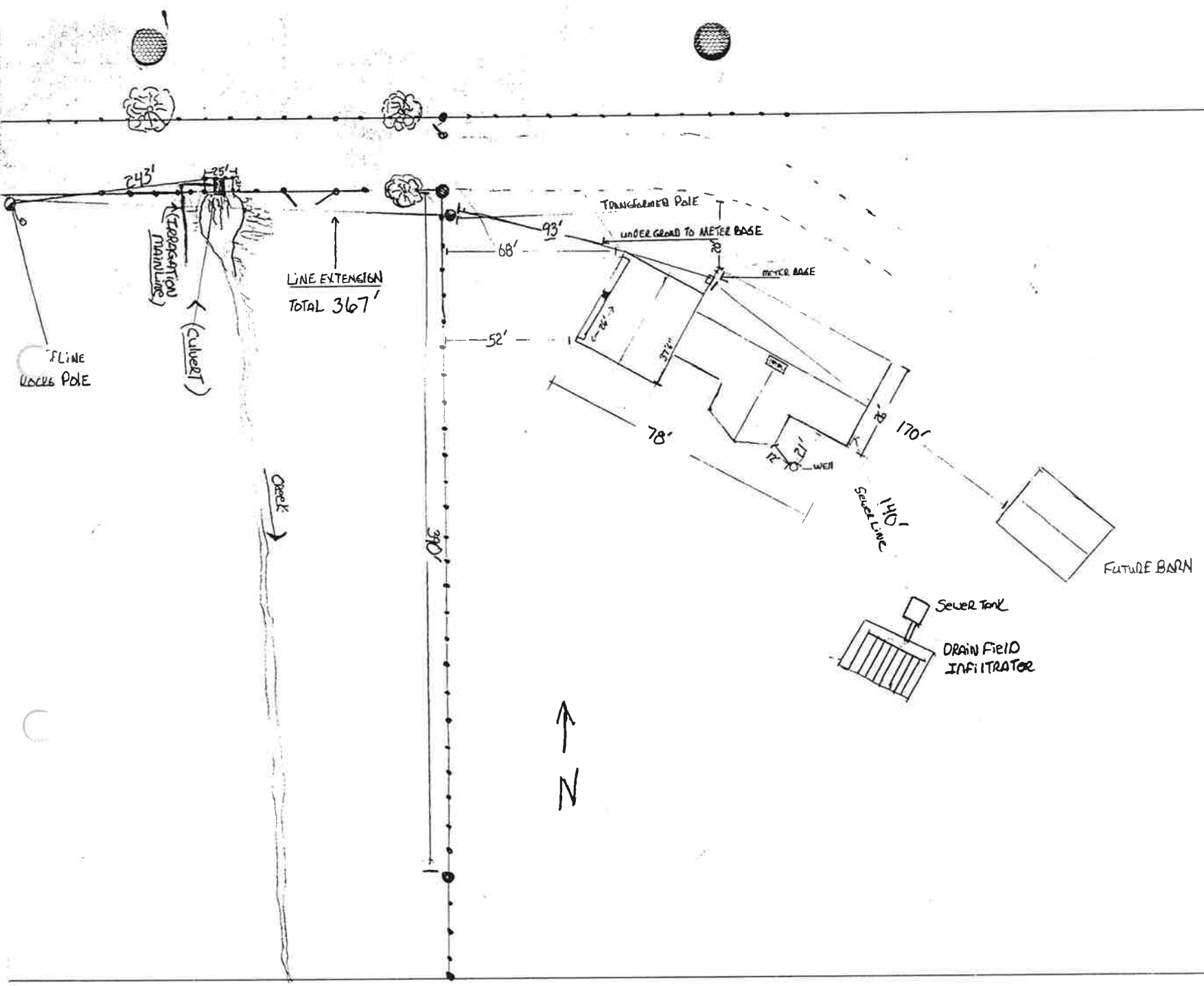
A parcel of property to be used as a Roadway with the right of ingress and egress more particularly described as follows:

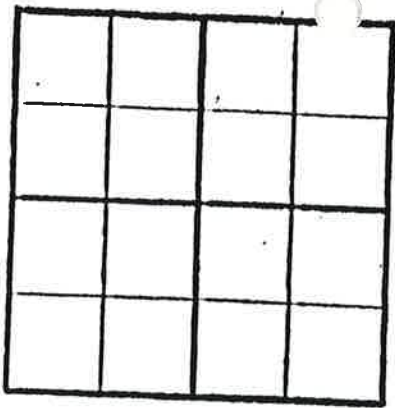
Commencing at the Southwest corner of the Northeast Quarter of the Northwest Quarter of Section 23, Township 7 South, Range 35 East Boise Meridian; thence North along the West boundary of said NE 1/4 NW 1/4 a distance of 830 feet to a point on the South boundary of a 30 foot road, same being the True Point of Beginning; thence East along the South boundary of said 30 foot road, 2060 feet; thence North 30 feet, more or less to the North boundary of said 30 foot road; thence West along said North boundary 2063 feet, more or less to the West boundary the NE 1/4 NW 1/4; thence South along the West boundary of the NE 1/4 NW 1/4 30 feet, more or less to the TRUE POINT OF BEGINNING.

SCANNED

APR 14 2010

SCANNED
APR 14 2000

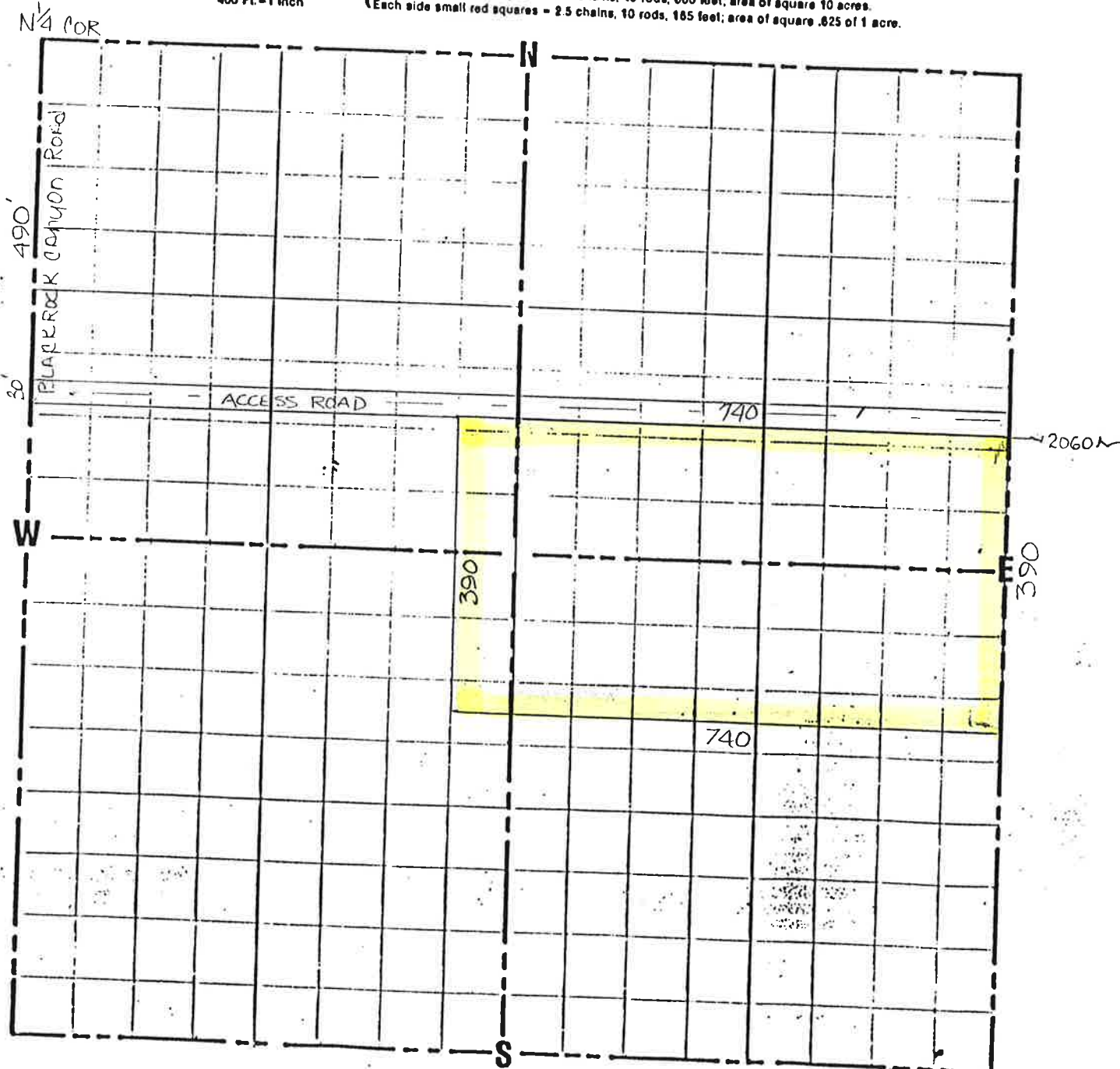




This plat is made for locational purposes only
no liability is assumed hereto for any
incorrectness with actual survey.

NW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 23 T7S-35E

SCALE FOR QUARTER SECTION, 400 Ft. = 1 inch
(Each side large blue squares = 10 chains, 40 rods, 660 feet; area of square 10 acres.
Each side small red squares = 2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.



SCALE FOR QUARTER QUARTER
SECTION, 200 Ft. = 1 inch

(Each side large blue squares = 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
Each side small red squares = 1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.

PRONTO LAND MEASURE 20-40 MAP SHEET

PRONTO LAND MEASURE
P.O. Box 3219, Flint, MI 48502
Phone (313) 233-7950

SCANNED
APR 14 2006

WARRANTY DEED

96014834

For Value Received **SAMUEL DEAN JACOBS and SHERRIE JACOBS, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

MARK D. OTTESON and LORI M. OTTESON, husband and wife *M.O. 80*

whose address is: c/o GENERAL DELIVERY - POCATELLO, ID 83201 (MAILING ADDRESS)

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, Idaho, to-wit:

Beginning at the Northwest corner of NW 1/4 NE 1/4 of Section 23, Township 7 South, Range 35 East Boise Meridian; thence South along the West line of the said NW 1/4 NE 1/4 a distance of 490 feet to a point on the South right of way boundary of access road; thence East a distance of 565 feet to the Real Point of Beginning; thence South 390 feet; thence East 740 feet, more or less, to a point in the East line of NW 1/4 NE 1/4 of said Section 23; thence North along the said East line 390 feet; thence West 740 feet, more or less, to the POINT OF BEGINNING. Being a parcel of land located in the NW 1/4 NE 1/4 of Section 23, Township 7 South, Range 35 East Boise Meridian, BANNOCK COUNTY, IDAHO. *Land*

ALSO:

A parcel of property to be used as a Roadway with the right of ingress and egress more particularly described as follows:

Commencing at the Southwest corner of the Northeast Quarter of the Northwest Quarter of Section 23, Township 7 South, Range 35 East Boise Meridian; thence North along the West boundary of said NE 1/4 NW 1/4 a distance of 830 feet to a point on the South boundary of a 30 foot road, same being the True Point of Beginning; thence East along the South boundary of said 30 foot road, 2060 feet; thence North 30 feet, more or less to the North boundary of said 30 foot road; thence West along said North boundary 2063 feet, more or less to the West boundary the NE 1/4 NW 1/4; thence South along the West boundary of the NE 1/4 NW 1/4 30 feet, more or less to the TRUE POINT OF BEGINNING. *Roadway*

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee

RECORDED
APR 14 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69295

RECEIVED

OCT 05 2001

Department of Water Resources
Eastern Region

This is to certify that: MARK D OTTESON
2830 N BLACKROCK CANYON RD
POCATELLO ID 83204
(208)775-3173

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
29-7127B	AJC/License	05/07/1973	0.05 cfs		7.0	7.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
29-7127B	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
29-7127B	29-7127B	0.05 cfs	16.4 af	4.1	4.1		N/A	N/A	N/A	N/A
TOTALS		0.05 cfs	16.4 af	4.1	4.1		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of September, 2001

[Signature]
Chief, Water Allocation Bureau

WATER RIGHT NO. 29-7127B**As Modified by Transfer No. 69295**

In accordance with the approval of Transfer No. 69295, Water Right No. 29-7127B is now described as follows.

Right Holder: LORI MOTTESON And
MARK D OTTESON
2830 N BLACKROCK CANYON RD
POCATELLO ID 83204

Priority Date: 05/07/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.05 CFS	16.4 AF
			0.05 CFS	16.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 23 Twp 07S Rge 35E 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	35E	23			4.1														4.1
Total Acres:			4.1																

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28th day of September, 2001


Chief, Water Allocation Bureau

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant Mark OTTESON Phone (208)-775-3173 (Home)
Post Office address 2830 NORTH BLACK ROCK CANYON RD. POC. ID. 83204 (208)-233-6700 (WK)

A. PURPOSE OF TRANSFER

RECEIVED

JUL 19 2001

Department of Water Resources
Eastern Region

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Right Split by Change of ownership.
Original licensed well no longer used. Transfer is to
change POC.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number A29-07127B Priority 5/7/1973 Amount (cfs/ac-ft) 0.05 cfs Nature of Use Irrigation Period of Use 3/15 to 11/15

2. Total amount of water being transferred 0.05 cfs cubic feet per second and/or 16.4 acre-feet per annum.

3. Source of water Groundwater tributary to N/A

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
				<u>23</u>	<u>7S</u>	<u>35E</u>	<u>Bannock</u>	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7S</u>	<u>35E</u>	<u>23</u>		<u>4.1</u>															<u>4.1</u>

Total Acres 4.1

6. General Information:

1. Description of diversion system

New well - 6" or 8"

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____

For the Director

page 3 of 6

T69295

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

07/02/2001

WATER RIGHT NO. 29-7127B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARK OTTESON 2830 N BLACKROCK CANYON POCATELLO, ID 83204 (208)775-3173
Original Owner	BILL B HOWELL
Original Owner	DOLORES C HOWELL , ID
Original Owner	SAMUEL D JACOBS
Original Owner	SHERRIE JACOBS 2780 N BLACKROCK RD POCATELLO, ID 83204 (208)775-3705

Priority Date: 05/07/1973
Basis: License
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.049 CFS		
Total Diversion			0.049 CFS		

Location of Point(s) of Diversion:

GROUND WATER NENW Sec. 23 Township 07S Range 35E BANNOCK County

IRRIGATION Use:
Acre Limit: 7

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	23		NWNE	7									

Total Acres: 7

Remarks:

1. General RIGHT IS SPLIT BY CHANGE OF OWNERSHIP, 07/25/97 AS: A29-07127A, 0.091 CFS, 13 ACRES, S. JACOBS
A29-07127B, 0.049 CFS, 7 ACRES, M. OTTESON ----- TOTAL 0.140 CFS, 20 ACRES,
CLAIMED IN-FULL PAID UNDER RECEIPT NO. E012991.

Dates:
Licensed Date:

Water Right 29-7127B

page 4 of 6

TL69295

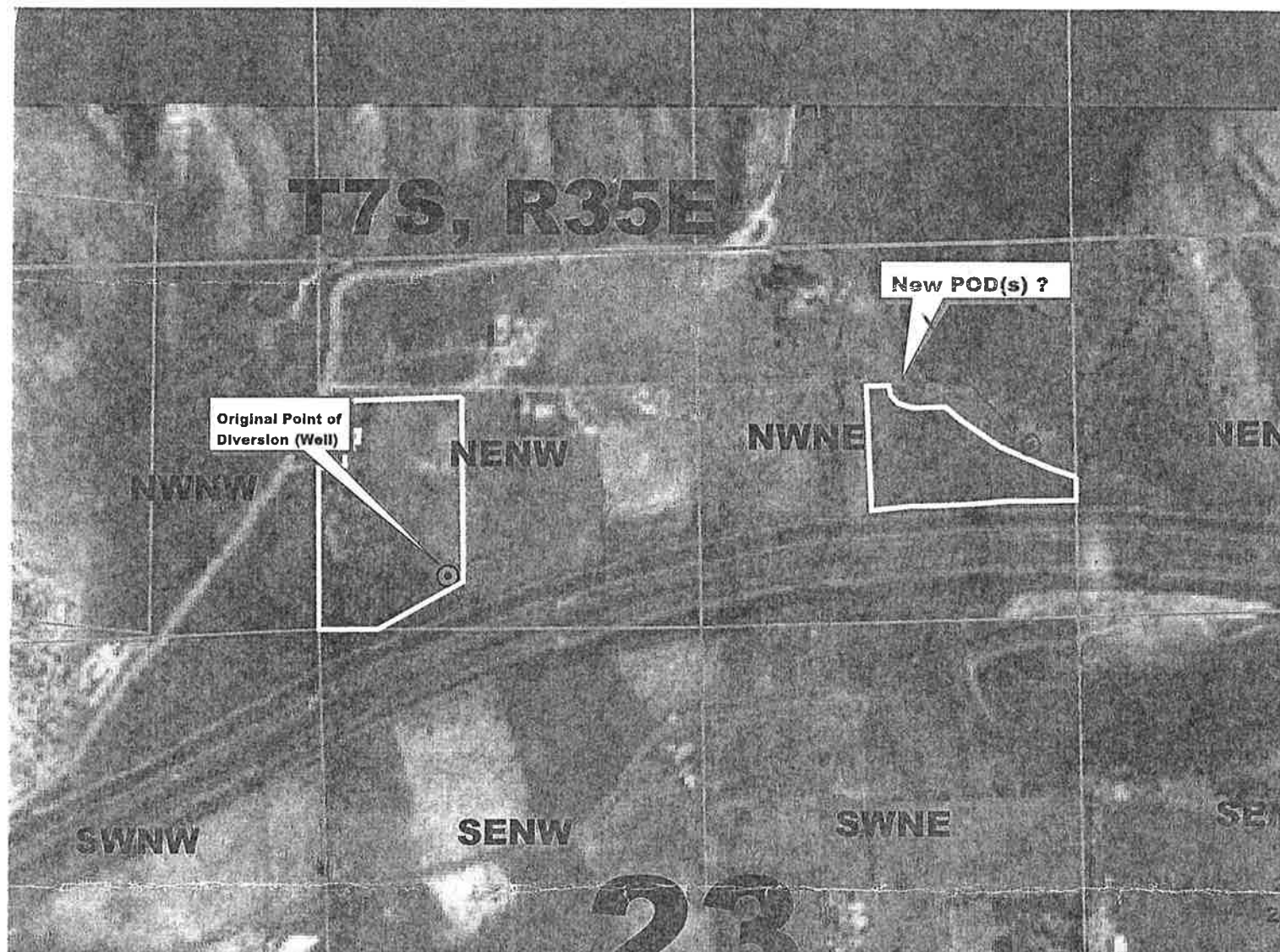
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): X777777
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Mark Otteson - Transfer Application

Please indicate below the location of your well(s) that you use to irrigate your pasture and return this map with your Transfer App.



Point of Diversion

Place of Use



Taxlot Boundaries

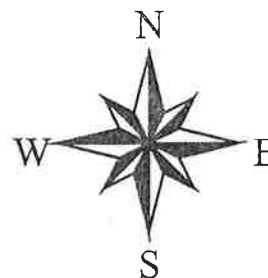


Section Lines



Quarter Quarter Lines

Irrigated Acreage: 4.1



Prepared By: Craig Saxton
July 2001

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount(cfs/af-ft) Hours/days/year Period of Use
N/A _____ to _____
 _____ to _____
2. Quantity and quality of return flows and location of discharge:
N/A _____

3. Describe effects on other water uses resulting from the proposed change:
N/A _____

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Man O'Hara

(Signature of Applicant)

Subscribed and sworn to before me this 18th day of July, 2001

Clayton S. Weber

(Notary Public)

My commission expires 10-2-01

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by HWT Date 7-19-01 Protest filed by _____

Prelim. Check by _____ Fee \$100

Received by HWT # E026931 Date 7-19-01

Published in Idaho State Journal Copies of protest forwarded by _____

Pub. Dates August 2 and 9th, 2001 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

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 29-7127B
Date Received: 4/10/90
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LORI M OTTESON Phone: (208) 775-3173

2830 N BLACKROCK CANYON RD
POCATELLO ID USA 83204

MARK D OTTESON Phone: (208) 775-3173

2830 N BLACKROCK CANYON RD
POCATELLO ID USA 83204

2. Date of Priority: 05/07/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	23	NW NE	BANNOCK	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.05	16.4

7. Total Quantity Appropriated is:
0.05 C.F.S. and/or 16.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	NW	NE	IRRIGATION	4.1
Section Acres						4.1
Total Acres						4.1

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

15. Basis of Claim: License

SCANNED

APR 14 2006

SCANNED

JUN 15 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: **A29-07127B**
Date Received: 4/10/1990
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MARK OTTESON
Address: 2830 N BLACKROCK CANYON
POCATELLO ID 83204

208-775-3173

2. Date of Priority: MAY 7, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	23	NE		NW		BANNOCK

5. Description of diverting works:
150'X10" WELL WITH 7.5HP SUBMERSIBLE PUMP. PIPED TO HOME/4" SPRIN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.049		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	23	NW	NE		IRR	7.0



SCANNED

PROFILED

A29-07127B 1 4 2006

Page 1

Date: 08/27/97

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	7.0
					Total Acres	7.0

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:

14. Remarks:

RIGHT IS SPLIT BY CHANGE OF OWNERSHIP, 07/25/97 AS:
A29-07127A, 0.091 CFS, 13 ACRES, S. JACOBS
A29-07127B, 0.049 CFS, 7 ACRES, M. OTTESON

TOTAL 0.140 CFS, 20 ACRES, CLAIMED IN-FULL
PAID UNDER RECEIPT NO. E012991.

15. Basis of Claim: LICENSE