

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10781 V1

WATER RIGHT NUMBER: 29-10781 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ZELLA L HALL 4471 S MARSH CREEK RD MC CAMMON, ID 83250 (208)254-3145

Priority Date: 05/15/1968

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.060 CFS	
	<u>Total Diversion:</u>	0.060 CFS	

Location of Point(s) of Diversion

SPRING	NW1/4SW1/4NW1/4	Sec. 27, Twp 08S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
08S	36E	27	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
									2.2										2.2

Total Acres: 2.2

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:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10781 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: OR
 Water District Number:
 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	1/16/2003 12:56:30 PM	rwarnar			Active
Priority Date	1/16/2003 12:58:05 PM	rwarnar			Active
POD	1/16/2003 12:59:06 PM	rwarnar			Active
Source	1/16/2003 1:14:18 PM	rwarnar			Active
POU	1/16/2003 1:17:18 PM	rwarnar			Active
Use	1/16/2003 1:17:55 PM	rwarnar			Active
Season	1/16/2003 1:19:32 PM	rwarnar			Active
Quantity	1/16/2003 1:20:29 PM	rwarnar			Active
Summary			01/16/2003	rwarnar	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	1/16/2003 1:14:18 PM	rwarnar	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - GIS analysis
POU	1/16/2003 1:15:33 PM	rwarnar	Edited shape boundary
POU	1/16/2003 1:15:50 PM	rwarnar	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10781 V1

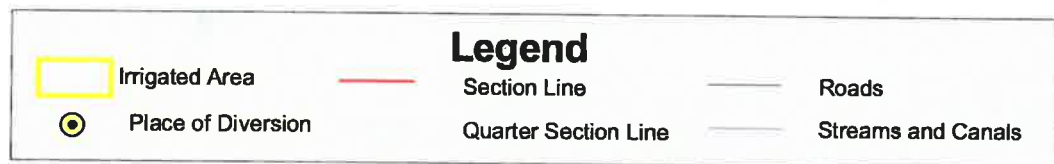
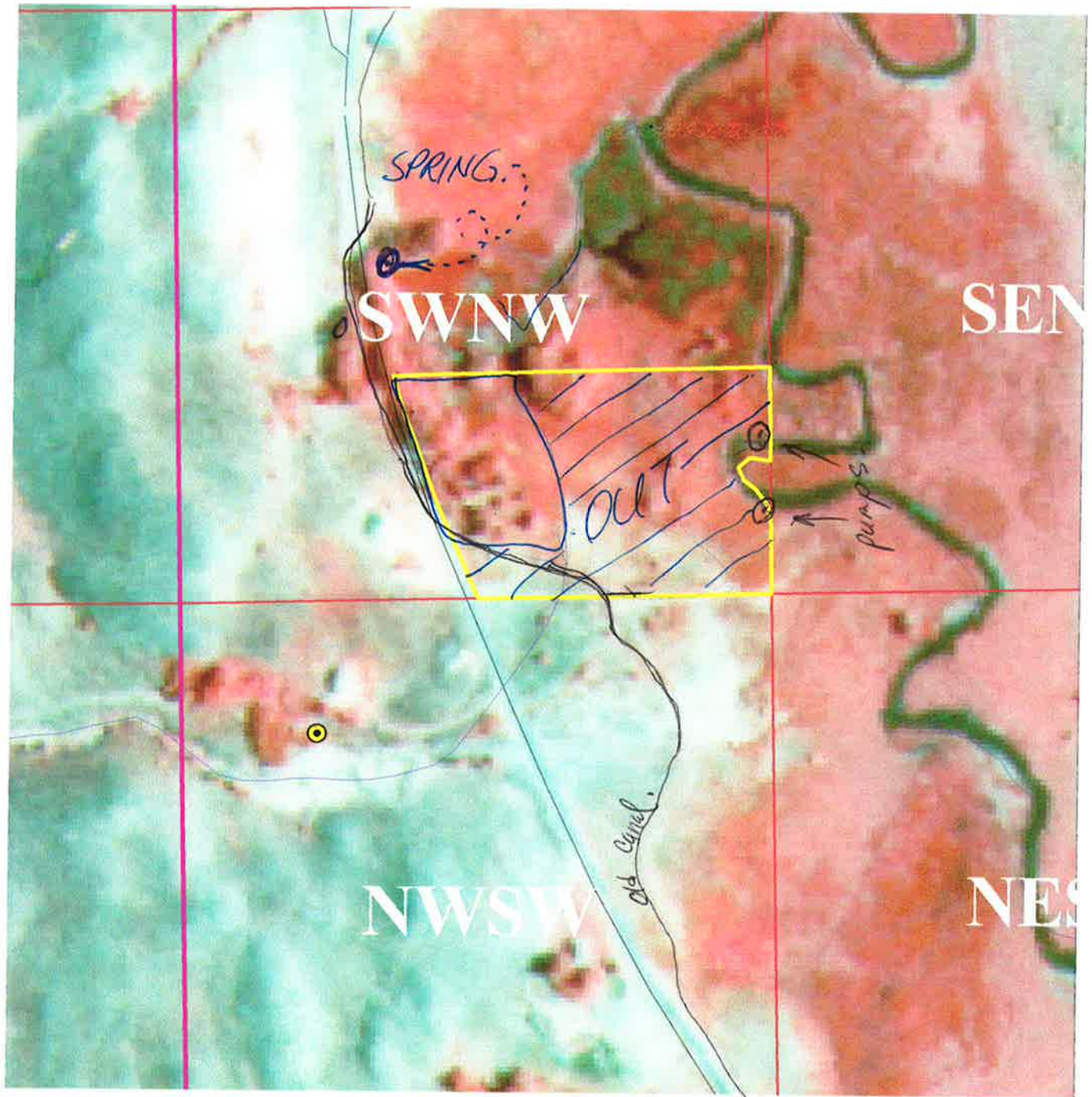
POU	1/16/2003 1:17:18 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (No) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - field visit by C. Bird
Use	1/16/2003 1:17:55 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - field visit by C. Bird.
Season	1/16/2003 1:19:32 PM	rwarnar	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (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	1/16/2003 1:20:29 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (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? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

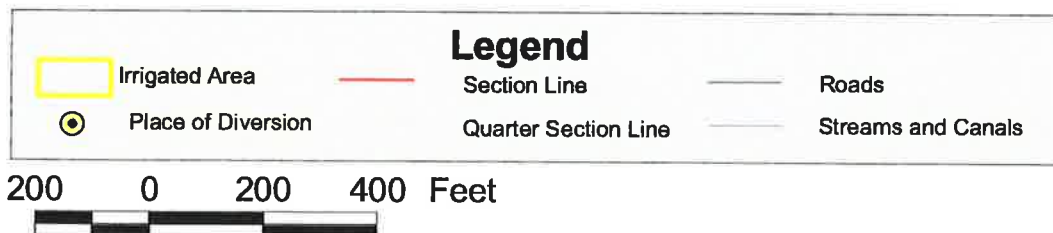
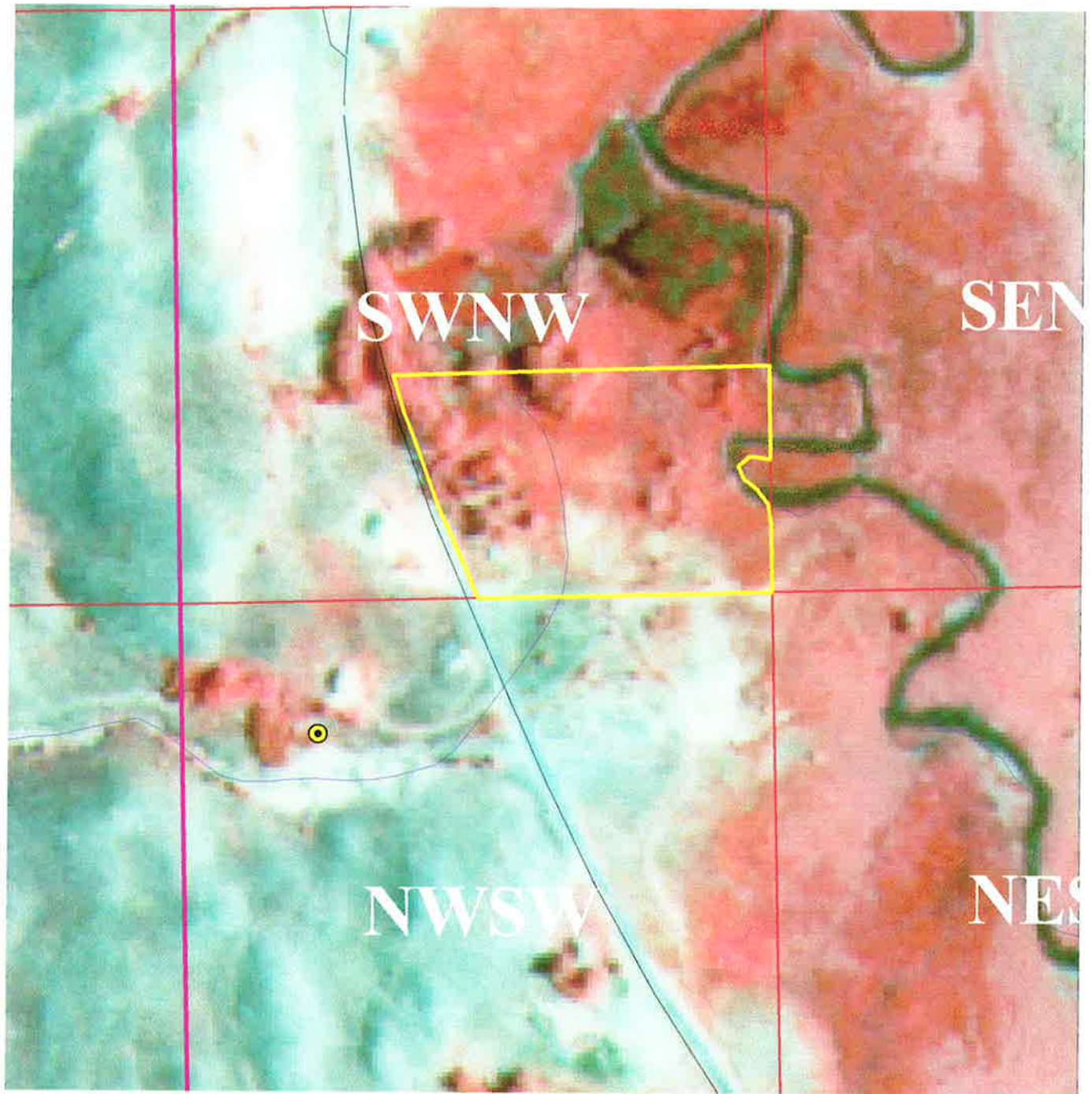
Adjudication Recommendation Report 29-10781 V1

Summary	1/16/2003 1:21:51 PM	rwarnar	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 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?
Contacts	1/16/2003 12:56:30 PM	rwarnar	(No) 1. Do you want to schedule an appointment? Comment for 1: desktop review
POD	1/16/2003 12:59:06 PM	rwarnar	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (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?
Priority Date	1/16/2003 12:58:04 PM	rwarnar	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Deed provided

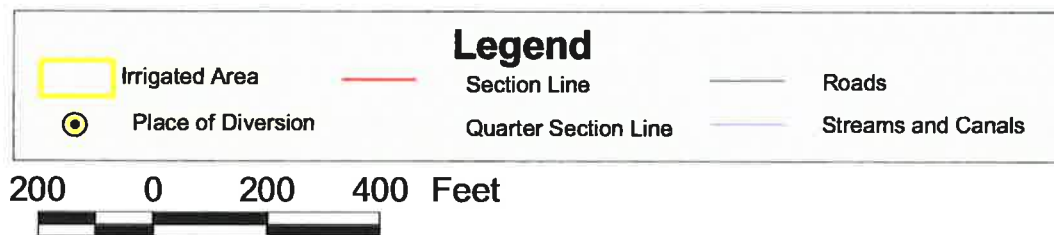
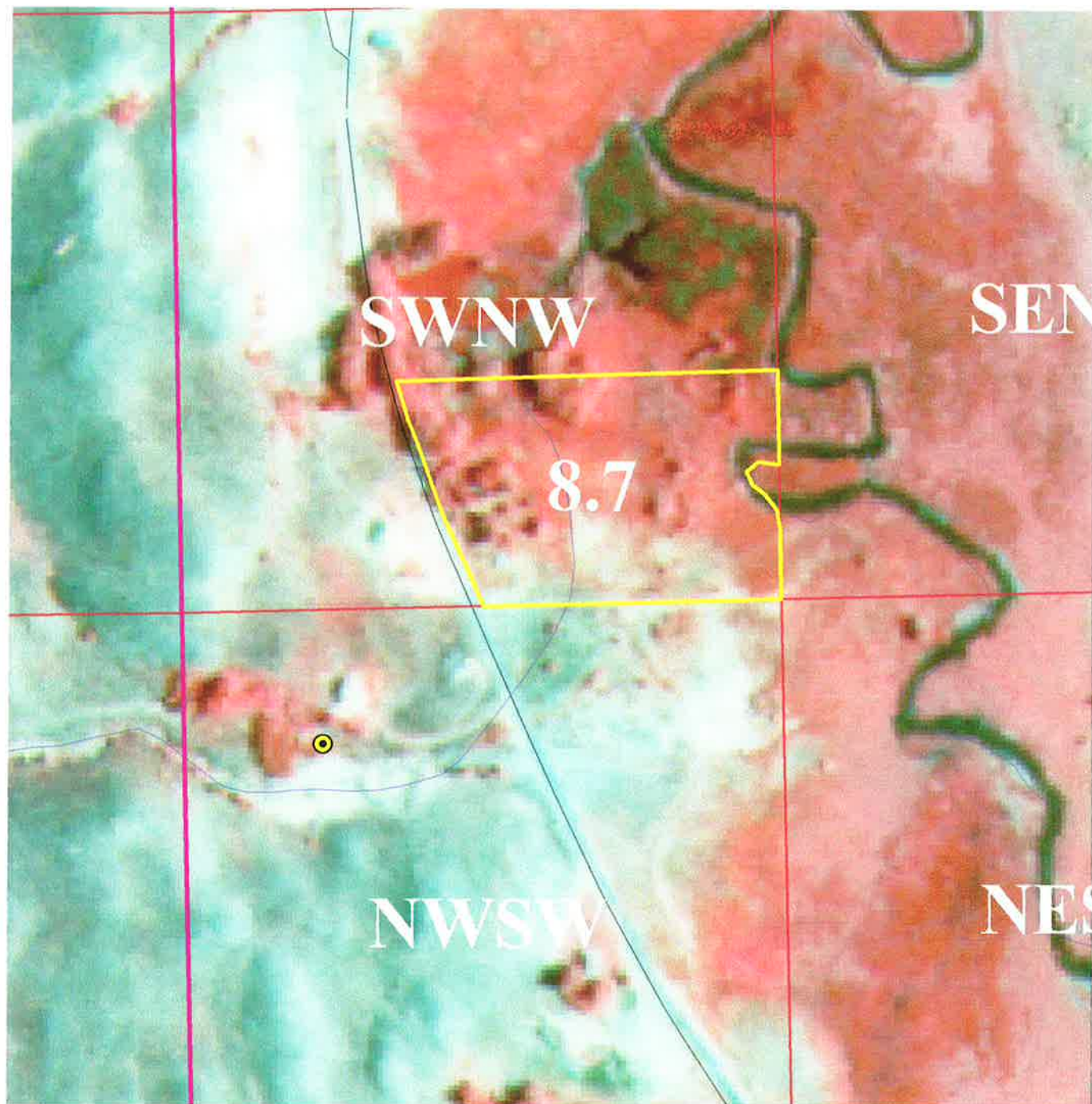
Township , 8S36E



Township , 8S36E

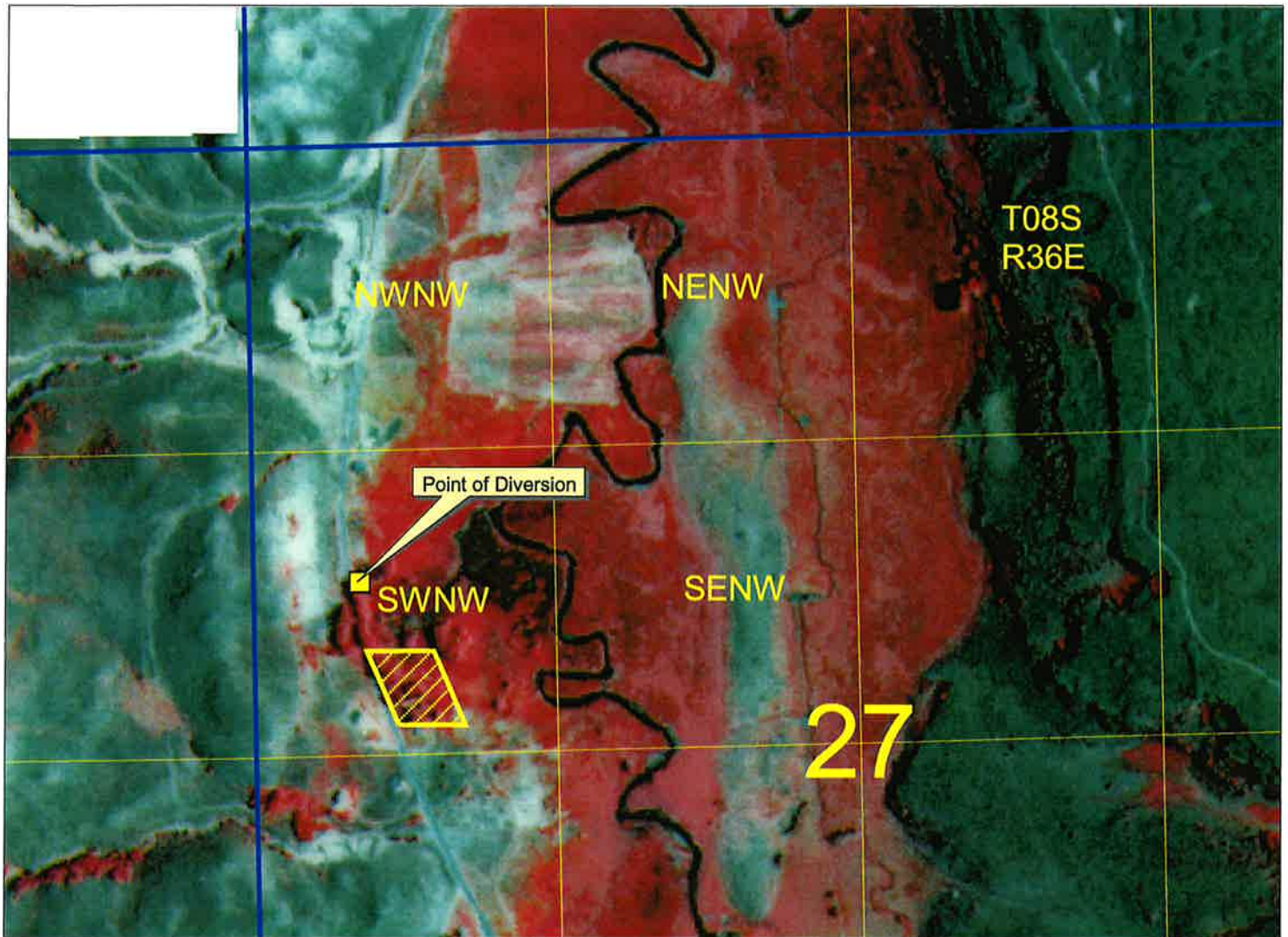


Township , 8S36E



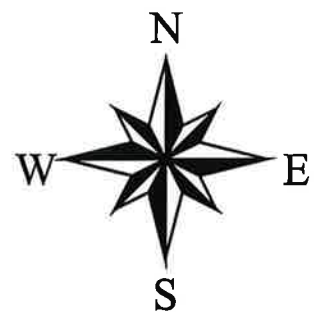


State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-10781



0.1 0 0.1 0.2 Miles

Irrigated Acres = 2.2



-  **Diversion.shp**
-  **Place of use.shp**
-  **Sections**
-  **QQ**

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: January, 2003



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

May 28, 2004

BRYCE & CANDICE RANSBOTTOM
4471 S MARSH CREEK RD
MC CAMMON ID 83250

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP 29-10781

Dear Mr. & Mrs. Ransbottom:

I am returning the above referenced request because the property you purchased from Ms. Hall is not appurtenant to water right 29-10781. Your deed indicates you bought property, "lying west of the center line of Marsh Creek Road." As you can see on the aerial photo, Ms. Hall irrigated the east side of the road (depicted by the yellow hash-marked polygon).

If you purchase the property on the east side of the road, please provide a copy of that deed, and resubmit your request. Otherwise, I cannot put the water right into your name.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS

CERTIFICATE OF APPRAISEMENT

Allottee Nanneatse Stone No. 32 Agency Fort Hall

I hereby certify that on the 7th day of September, 1951

I personally visited and made a careful inspection of the following-described lands:

N/2 NW/4 Sec. 27, T. 8 S., R. 36 E. B.M., Idaho, containing 80 acres

being the allotment of Ella Nephi Smart (heir Probate 44940-35)

That I find the character of the land and the value, in my best judgement, to be as follows: Agricultural 13 acres; Grazing 67 acres; Timber 0 acres; Irrigated 13 acres; Irrigable 23 acres; Oil, gas, or mineral value (if any) \$ 0.00; value for power-site purposes (if any) \$ 0.00

Land	\$ <u>2912.00</u>
Improvements	<u>505.00</u>
Total	\$ <u>3417.00</u>

Ray E. Solter
Ray E. Solter
Soil Scientist

Superintendent.

NOTE.— The appraisement should be made to correspond with the legal divisions for which bids will be received. The appraisement should be made by the superintendent, but in cases where it is not possible for him to personally appraise the land, he should appoint an appraiser and fill out the following blank:

I hereby certify that Ray E. Solter was appointed by me to appraise the land above described; that he is well acquainted with the value of lands in the vicinity of the tract above described, and fully competent to make such appraisement, and that I verily believe the above appraisement is the true value of the land and the improvements thereon.

Dated 15th day of October, 1951

Earl Wooldridge

Superintendent.

29-10781
MICHAEL AND SUSAN HALL
SPRING



Photo 1. Looking west at POD and POU from the spring.

9/20/02 Hall M 14:58 (15:58) 9/20/02

N 42° 41.888'

W 112° 14.431'

Spring - Trib. Marsh Ck

SPRING 29-10781

4:05 pm 1-Photo looking West at POD.-POU.

photo #671 Portable

29- 13397 Marsh Crk.

9/20/02 MHL MRS - Mike Hall Marsh Ck

N 42° 41.814'

15:07 (16:07)

W 112° 14.264'

Portable pump - sprinklers -

Donald Hall also uses the system.

photo #672

4:12 pm Photo Looking West at
Side channel (old channel) for Marsh Ck

photo #673

1-Photo 4:15 pm Close-up of Marsh Ck
(new channel) 1988/89.

photo #674

Briggs + Stratton. (Don's ^(Hall) using)

5.5 hp.

- Pacur Pump No. 5/1 #5 or Model

- 4" h.L. Don's using.

10/29/02 9:15 AM Jennifer Crabtree, 29-13397 was b.c. to me yesterday 10/28/02. IT's probably setting on Allen's Desk in a pile.

10/29/02 9:30 AM Sue Hall - I need a copy of your warranty deed. She will copy and send to me.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A29-10781					

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

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

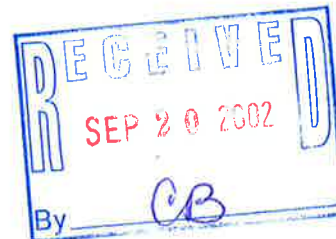
B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

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

OR

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

3. **Name and Address of Former Owner/Claimant(s)** ZELLA L. HALL
4471 S. MARSH CREEK RD McCAMMON, ID
4. **New Owner/Claimant(s)** MICHAEL C. , SUSAN L. HALL
Name Connector (Check one): [] and, [] or, ☒ and/or
- New Mailing Address** 4494 S. MARSH CREEK RD
- City, State and ZIP Code** MCCAMMON ,ID. 83250
- New Telephone Number** (208) 254-9234
5. **Date you acquired the property** 6-25-1996



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:



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

September 10, 2002

Mike & Susan Hall
4494 South Marsh Creek Road
McCammon, Idaho 83250

REF: Snake River Basin Adjudication (SRBA)
Adjudication No. A29-10781

Subject: Change in Ownership & Evidence of Priority

Response Date: September 27, 2002

Dear Claimant(s),

Bannock County records indicate that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property, we need form 42-248/42-1409(6) completed, signed and returned. I have enclosed the form for your convenience.

In the adjudication review process there is no filing fee. However, we will need a copy of the plat, survey map or aerial photo with the appropriate area marked and a copy of the warranty deed.

For your reference, I have enclosed the brochure entitled "**Evidence of Priority**". The brochure describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

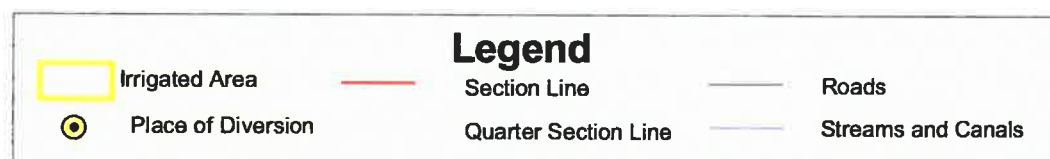
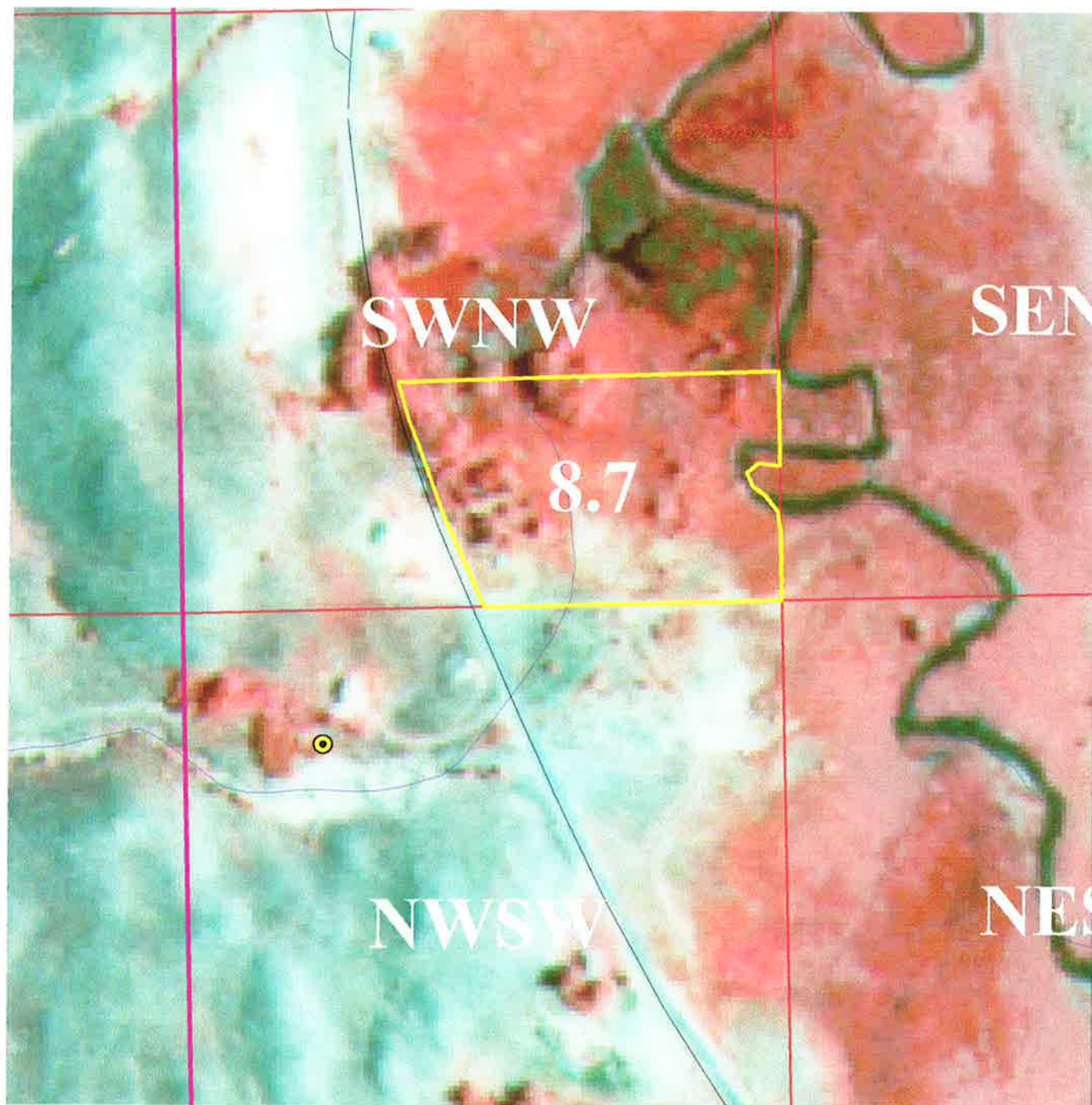
Please submit the documentation by **September 27, 2002**, referencing **all documents with the corresponding Notice number**. If you have any questions not covered by this letter or the enclosed brochure, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

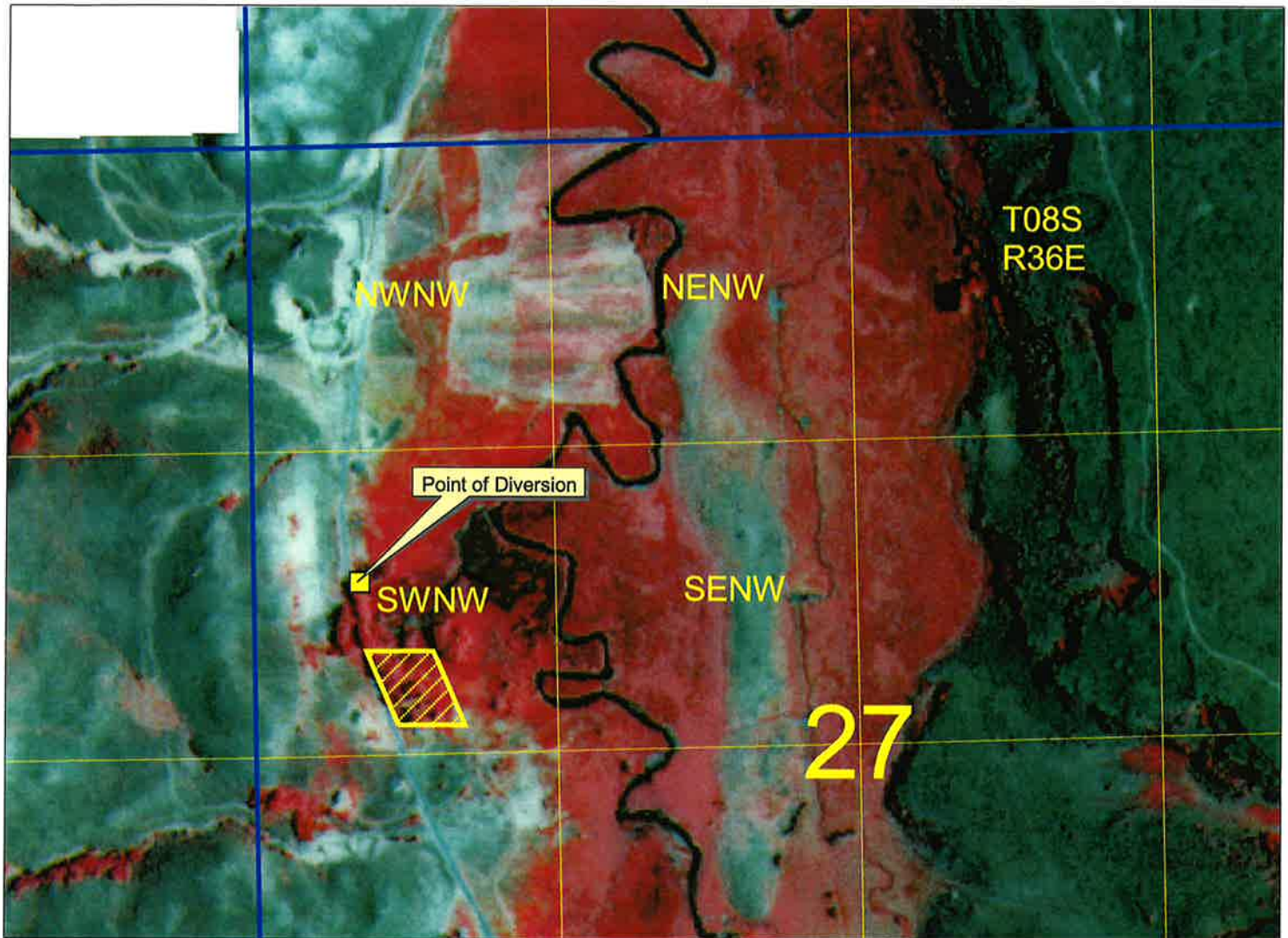
Enclosure: form 42-248/42-1409(6) "Change in Water Right Ownership"
Notice of Claim A29-04399
Evidence of Priority brochure

Township , 8S36E



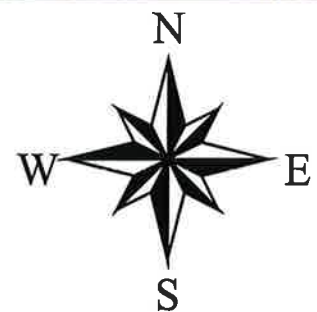


State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-10781



0.1 0 0.1 0.2 Miles

Irrigated Acres = 2.2



- Diversion.shp**
- Place of use.shp**
- Sections**
- QQ**

GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: January, 2003



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

May 28, 2004

BRYCE & CANDICE RANSBOTTOM
4471 S MARSH CREEK RD
MC CAMMON ID 83250

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Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS

CERTIFICATE OF APPRAISEMENT

Allottee Nanneatse Stone No. 32 Agency Fort Hall

I hereby certify that on the 7th day of September, 1951

I personally visited and made a careful inspection of the following-described lands:

1/2 NW 1/4 Sec. 27, T. 8 S., R. 36 E. B.M., Idaho, containing 80 acres

being the allotment of Ella Nephi Smart (heir Probate 44940-35)

That I find the character of the land and the value, in my best judgement, to be as follows: Agricultural 13 acres; Grazing 67 acres; Timber 0 acres; Irrigated 13 acres; Irrigable 23 acres; Oil, gas, or mineral value (if any) \$ 0.00; value for power-site purposes (if any) \$ 0.00

Land - - - - - \$ 2912.00

Improvements - - - - - 505.00

Total - - - - - \$ 3417.00

Ray E. Solter
Ray E. Solter
Soil Scientist

Superintendent.

NOTE.— The appraisement should be made to correspond with the legal divisions for which bids will be received. The appraisement should be made by the superintendent, but in cases where it is not possible for him to personally appraise the land, he should appoint an appraiser and fill out the following blank:

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Dated 15th day of October, 1951

Earl Wooldridge

Superintendent.

29-10781
MICHAEL AND SUSAN HALL
SPRING



Photo 1. Looking west at POD and POU from the spring.

9/20/02 Hall M 14:58 (15:58) 9/20/02

N 42° 41.888'

W 112° 14.431'

Spring - Trib. Marsh Ck

SPRING 29-10781

4:05 pm 1-Photo looking West at POD.-POU.

photo #671 Portable

29- 13397 Marsh Crk.

9/20/02 MHL MRS - Mike Hall Marsh Ck

N 42° 41.814'

15:07 (16:07)

W 112° 14.264'

Portable pump-sprinklers-

Donald Hall also uses the system.

photo #672

4:12 pm Photo Looking West at
Side channel (old channel) for Marsh Ck

photo #673 1-Photo 4:15 pm Close-up of Marsh Ck
(new channel) 1988/89.

photo #674 Briggs + Stratton. (Don's ^(Hall) using)

5.5 hp.

- Pacur Pump No. 5/1 #5 or model

- 4" h.L. Don's using.

10/29/02 9:15 AM Jennifer Crabtree, 29-13397 was b.c. to me yesterday
10/28/02. IT's probably setting on Allen's Desk in a
pile.

10/29/02 9:30 AM Sue Hall - I need a copy of your warranty deed.
She will copy and send to me.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A29-10781					

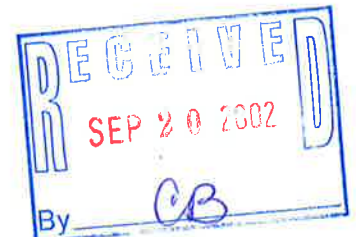
2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. **Name and Address of Former Owner/Claimant(s)** ZELLA L. HALL
4471 S. MARSH CREEK RD McCAMMON, ID
4. **New Owner/Claimant(s)** MICHAEL C. , SUSAN L. HALL
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address** 4494 S. MARSH CREEK RD
- City, State and ZIP Code** MCCAMMON , ID. 83250
- New Telephone Number** (208) 254-9234
5. **Date you acquired the property** 6-25-1996



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s).** Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:



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

September 10, 2002

Mike & Susan Hall
4494 South Marsh Creek Road
McCammon, Idaho 83250

REF: Snake River Basin Adjudication (SRBA)
Adjudication No. A29-10781

Subject: Change in Ownership & Evidence of Priority

Response Date: September 27, 2002

Dear Claimant(s),

Bannock County records indicate that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property, we need form 42-248/42-1409(6) completed, signed and returned. I have enclosed the form for your convenience.

In the adjudication review process there is no filing fee. However, we will need a copy of the plat, survey map or aerial photo with the appropriate area marked and a copy of the warranty deed.

For your reference, I have enclosed the brochure entitled "**Evidence of Priority**". The brochure describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

Please submit the documentation by **September 27, 2002**, referencing **all documents with the corresponding Notice number**. If you have any questions not covered by this letter or the enclosed brochure, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: form 42-248/42-1409(6) "Change in Water Right Ownership"
Notice of Claim A29-04399
Evidence of Priority brochure

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Michael C	Hall				254-9234
Name connector: and						
Current Owner	Susan L	Hall				4494 S. Marsh Creek Rd. McLennan, TX 7683250
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: Michael Hall Phone Number: 254-9234Relationship to Claimant: Suf.Date of Field Exam: Sept 20th Time: 1pm.

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

8/28/02 bpm left message for Mike Hall

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Claim Number: A29-10781Water Right Priority Date: 0-1Water Right Basis: Beneficial UseClaimed Priority Date: 5-15-1968Claimed Basis: Beneficial UseRecommended Priority Date: 3-29-1926Recommended Basis: B.U.☐ 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:

Warranty deed in file for July 24, 1959.
But it describes a portion in SWNW Sect 27.
- which portion was owned by Harry Anderson?

- Warranty deed enclosed - field exam

Reviewer: CBDate: 9/27/02

Point of Diversion and Source Data Entry Form

Claim Number: A29-10781

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

Source: _____ Tributary: _____

Claimed Point of Diversion: T 8S, R 36E, Sec. 27, NW, NW, SW. County: Bannock

Source: Spring Tributary: Marsh Creek

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? _____

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

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: A29-10781☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
85	34E	27	SWNW		Bannock		10	Irrigation

Total Acres 10

Recommended Place of Use

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

Total Acres _____

Document how the POU was verified:

-Bannock co. records: own 9.9 acres.

Transfers Changing POU _____

Reviewer: _____

Date: _____

Purpose of Use Data Entry FormClaim Number: A29-10781☐ 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
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry FormClaim Number: A29-10781☐ 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: _____

Date: _____