

AJ0749NP
No. R35-11245

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/09/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C LEE BENDIXSEN	01/01/1927	IRRIGATION	04-01 10-31	0.03 CFS	4.00 AFA
C	VIRGINIA R BENDIXSEN		DOMESTIC	01-01 12-31	0.02 CFS	
	294 N 300 W					
	BLACKFOOT ID 83221					
	(208) 785-5237			TOTAL DIVERSION:	0.05 CFS	4.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02S R35E S21

NENENE

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
02S	35E	21	:	01				:					:					:					:	1.0
																							TOTAL ACRES	1.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
02S	35E	21	:	D				:					:					:					:	

POU County: BINGHAM

Non-Irrigation Uses: 1 HOME

Other Rights: 35-13060

Remarks: EXP RIGHT NO. 35-13060 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 09/22/1992 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R35-11245

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/09/98
PAGE: 2

=====
Comments: Date: 12/15/1993 User-ID: VERNER Subject: COPIED FROM REMARKS
*** CLAIM AMENDED BY DROPPING ONE HOME AND 0.40 ACRES. AN
ADDITIONAL CLAIM, A35-13060 WAS FILED FOR THE SECOND HOME THAT
WAS ADDED TO THIS SYSTEM IN 1984.
RIGHT NO. 35-13060 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Audit: 03/09/98 ARUBERRY

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/22/93
PAGE: 16

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C LEE BENDIXSEN	01/01/1927	IRRIGATION	04-01 10-31	0.03 CFS	4.0 AFA
C	VIRGINIA R BENDIXSEN		DOMESTIC	01-01 12-31	0.02 CFS	
	294 N 300 W					
	BLACKFOOT ID 83221					
	(208) 785-5237					
			TOTAL DIVERSION:		0.05 CFS	4.0 AFA
			CONSUMPTIVE USE:			3.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T02S R35E S21

NENENE

BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				SUM		
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		Lt	Ac
02S	35E	21	:	01														
TOTAL ACRES																	1.0	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
02S	35E	21	:	D											

POU County: BINGHAM

Non-Irrigation Uses: DOMESTIC, 1 HOME

Other Rights: 35-13060

Remarks: RIGHT NO. 35-13060 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 09/22/1992 Verified Date: 12/15/1993

Misc: Water District Number: Field Inspection Flag: Y
Presumption Flag:

286/1222-93

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:24:33
05/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-11245

LAST: BENDIXSEN
ADDRESS: 294 N. 300 W.
CITY: BLACKFOOT
PHONE NUMBER: 208-785-5237

FIRST: C. LEE
STATE: ID ZIP: 83221

OWNER CODE: C

LAST: BENDIXSEN
ADDRESS: 294 N. 300 W.
CITY: BLACKFOOT
PHONE NUMBER: 208-785-5237

FIRST: VIRGINIA R.
STATE: ID ZIP: 83221

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

Hand:

THE CLAIMANT ALLEGED THIS NOTICE TO SHOW
USES AS: DOMESTIC HOME; IRRIGATION OF 1 ACRES.
ANOTHER CLAIM, A35-13060 WAS FILED FOR THE SECOND
HOME.

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: 9/22/92

APPOINTMENT MADE: Y(X) N()

TIME: 11:00 A(X) P()

ACCOMPANIED BY: VIRGINIA BENDIXSEN

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: OWNER

DIRECTIONS TO PROPERTY / REMARKS:

Mrs. Bendixsen showed us the well site. I collected pump information and paced out dimensions of irrigated land. Mrs. Bendixsen turned on 8 rainbirds that I measured w/ pitot tube. The system could additionally run 4 other rainbirds and a couple of hoses w/ sprinklers. These were not ^{operating} operational @ this time. Mrs. Bendixsen stated that there had been an old home, dating to 1927, on the property that was torn down in about 1981. The home that the Bendixsen's live in (2941 300w) was occupied in 1979. The home to the west was occupied in 1982 by Mr. Bendixsen's father. The original well was redrilled/repaired in 1979 to its current configuration. The well serves both homes w/ culinary and irrigation water.

A. AJ CLAIM: # A35-11245 PRIORITY DATE: 01-01-1927

STAGE J OK

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DATABASE FIELD
Y EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS: 2 EVIDENCE OF PRIORITY LETTERS HAVE BEEN SENT. I ASKED MRS. BENNIXSON, IN-PERSON
TO SEND IN EOP. AS OF 5-5-93 NOISE HAS COME IN. FROM INFORMATION AVAILABLE
IT APPEARS WE COULD RECOMMEND DOMESTIC USES FOR 1 HOME, 1979 ? 1 HOME 1982, BUT NO
IRRIGATION.
PURSUANT TO AUGURED CLAIM, RECOMMEND PRIORITY AS CLAIMED. USE IS DOMESTIC, 1 HOME
AND IRRIGATION OF 1 ACRE.

FIELD INSPECTION NOTES: REMAINS OF OLD FOUNDATION VISIBLE, ALSO SURROUNDING LANDSCAPING
TREES APPEARED TO EASILY BE MORE THAN 60 YEARS OLD.

RECOMMENDED PRIORITY DATE:

1-1-1927

REVIEWED BY

EB

DATE

12-15-93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-11245	02S	35E	21	NE	NE	NE		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

NR RECORDS IN SAME 40 ACRE TRACT

35-07028

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER
Y

REMARKS:

VERIFIED LOCATION IS CORRECT AS CLAIMED. SUPPLIES 2 HOMES. SOURCE IS GW.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
		NE					

SOURCE: GW
REVIEWED BY: EG TRIB: DATE: 9-22-92

PUMP: GRUNDFOS SUBMERSIBLE 1.5HP MODEL 82456965 RUNNING @ 43 PSI - 150 gal tank
TO TWO HOMES 1/2 SPRINKLES. H=30' ACCORDING TO OWNER.

A. ROOT WATER RIGHT NUMBERS: A35-11245

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	35E	21	NE	NE		BENDIXSEN, C. LEE	A35-11245 /	-	/		37.0
			NE	NE		BENDIXSEN, C. LEE	A35-07028 /33.5	35-07028	/34.0		
02S	35E	21	NE	NE		BENDIXSEN, C. LEE	A35-11245 /2.5	-	/		37.0
			NE	NE		BENDIXSEN, C. LEE	A35-07028 /33.5	35-07028	/34.0		
TOTAL ACRES							A35-11245	2.50			74.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

* AMENDED

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

PRESUMPTION FLAG:

REMARKS:

VERIFIED LOCATION w/ ASES PHOTO & ON-SITE INSPECTION. THE ONE WELL SUPPLIES TWO HOMES
(w) CULINARY WATER AND BOTH HOMES w/ IRRIGATION WATER. PAVED DIMENSIONS OF
IRRIGATED LAND, DETERMINED THAT THERE IS 0.4 ACRES IRRIGATED AROUND HOME ON WEST AND
1.0 ACRES IRRIGATED AROUND HOME TO SOUTHEAST. 35-13060.
35-11245

RECOMMENDATIONS:

TOTAL ACRES: 1.0 / DOMESTIC, HOME

REVIEWED BY: JGV

DATE: 9-22-92

ALL CLAIMED USES:

PURPOSES
DOMESTIC
A35-11245
A35-11245
IRRIGATION

MONTH/DAY	FROM	TO
01-01	10-12-31	04-01
01-01	10-10-15	04-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. MR RECORDED USES:

PURPOSE 5

MONTH/DAY

DIFFERENTIAL QUANTITY

PRESUMPTION FLAG:

3. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
 DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
 DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD EXAMINER

0. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO HR STANDARDS OR OTHER?

REMARKS:

• DES ^{VE} CALLED AS DOMESTIC, 2 HOMES AND INVESTIGATION OF

• Q - By Theoretical Profit rate = 0.072 cts. Arrow 0.05 cts as Max claimed.

Recommend Revision of Use for 1981-1982 as 4/1 to 10/31

34001
34002

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

0.075

CFS

0.06

CFS

ADDED

IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED.

IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS

CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS.

FLOW MEASUREMENT REQUIRED?

FIELD

DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

Y

B.

FLOW MEASUREMENT

P. 9

MEASUREMENT METHOD PITOR TUBE, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POW AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-11245	GROUNDWATER	BENDIXSEN, C. LEE	0.075	0.030		
A35-07028	GROUNDWATER	BENDIXSEN, C. LEE	1.450	0.020	254.00	3.50

NO RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE 0.03
ACRES 1 X 0.02 CFS/ACRE = 0.03 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

2A. IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 6.2 AF/A
ACRES 1 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 3 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 1 X DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 4 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(Y)

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

CONDITION: NONE REMARKS: FDS: 35-13060

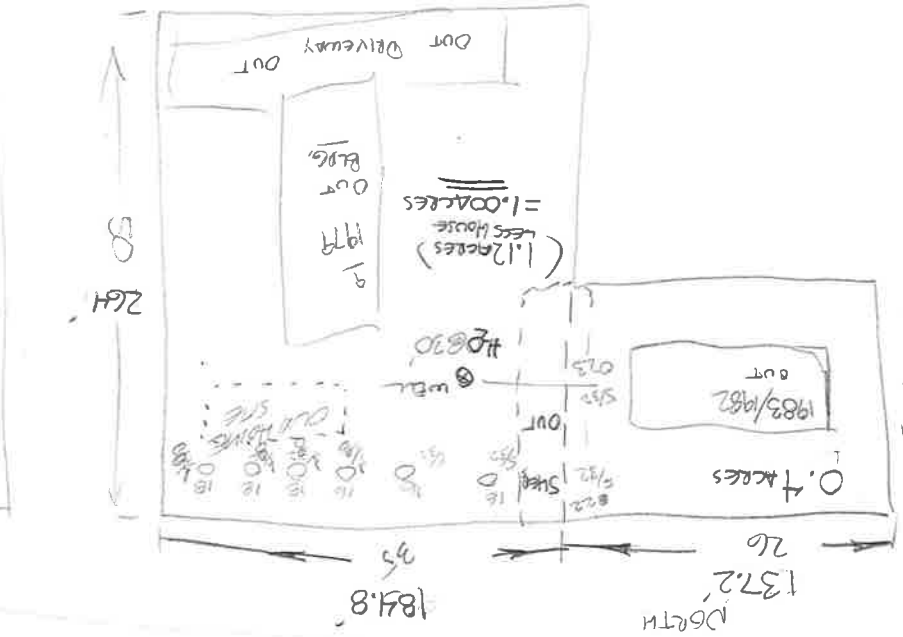
CLAIM NUMBER: A35-11245

RECOMMENDATIONS:

REC. PERIOD	REC. DIV	REC. DIV	REC. CONS.
12/31	0.02	4	3
10/31	0.03	4	3
4/1	0.05	4	3
TOTAL FOR THIS RIGHT			
PURPOSES			
Domestic			
188167101			

REVIEWED BY: *ES*

DATE: 12-15-93



- ONLY 1 House DELIVERED -

Roughing Equation:
 $Q =$

$$Q = 3 @ \frac{1}{8}'' \text{ DIA}, 18 \text{ PSI} = 0.013 \text{ cfs}$$

$$3 @ \frac{1}{8}'' \text{ DIA}, 16 \text{ PSI} = 0.012 \text{ cfs}$$

$$2 @ \frac{5}{8}'' \text{ DIA}, 22.5 \text{ PSI} = 0.015 \text{ cfs}$$

$$\frac{0.04 \text{ cfs}}{0.015 \text{ cfs}} = 2.67$$

$$Q_{\text{THEORETICAL}} = (HP)(8.814)(E) + (PSI(2.308)) = 0.072 \text{ cfs}$$

HP = 1.5
E = 70%
PSI = 43

SINCE SYSTEM WAS NOT RUNNING @ FULL CAPACITY
RECOMMENDED Q CAPACITY = 0.075 cfs AS CALCULATED.
APPROX SYSTEM CAP SUPPLY THIS RATE.

DISTANCES BY PLUMBING - ES
HPCE = 5.01'

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-11245

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

0.05

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-11245	~~0.075~~ 0.06	-	0.05	-	
	TOTAL CFS	~~0.075~~ 0.06				

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

BENEFICIAL USE RIGHT

AUTHENTICATION:

SIGNATURE: Edu S. Vener

DATE: 9-22-92

NAME OF FIELD EXAMINER: Edu S. Vener

TITLE: SWP

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

18:24:33
05/29/91

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-11245

NR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y					8/12-15-93	8/12-15-93	8/12-22-93
POINT OF DIV	Y		8/9-22-92	N	5,2			
SOURCE	Y		8/9-22-92	N	5			
PLACE OF USE	Y		8/9-22-92	N	5,2			
DIV. AMOUNT CFS/VOLUME	Y		8/9-22-92	N	5			
CONSUMPTIVE USE	-			Y	6			
PURPOSES	Y		8/9-22-92	N	5			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAIP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

11:00

A35-11245
C. LEE BENDIXSEN
VIRGINIA R. BENDIXSEN
294 N. 300 W.
BLACKFOOT

JD 8322

☒ Full B/U Exam

☒ ASCS PHOTO

☒ No E.P. SUBMITTED *Done*

1ST LG TEL

2ND LG TEL

3RD LG TEL 9/22/93

10-12-93

10-12-93

Response - 10-18-93

SEND LETTER
INSIDE

2S 3SE 21 NEWE

9/22
11:00 TUES

✓ CALL FOR APPOINT
✓ ASK TO HAVE WATER ON
FOR RAIN BIRD EQ.



A3511245

SCANNED
SEP 23 2005

✓ 526-3486
785-5237
12-7-93
10/20/93
12-7-93
how Mr. B. will
have Mr. E. Lord ASAC

PROFILING

part 2

MEMO

DATE: OCTOBER 18, 1993

TO: A35-13060

FROM: ERIC VERNER *EV*

SUBJECT: FILING FEE

=====

My field examination of SRBA claim A35-11245 revealed that the claimed domestic portion of the claim was developed at two different times. In 1921, one home was built and occupied along with irrigation of approximately 1 acre. In the 1970's, the Bendixsen's purchased the farmstead, abandoned and tore down the original home and rebuilt the home now occupied by C. Lee Bendixsen. In 1984, Floyd Bendixsen's home was built and hooked up to the same well used by C. Lee.

The claimant amended A35-11245 by changing the number of homes from 2 to 1 and reducing the irrigation component to 1 acre. Floyd Bendixsen then filed claim A35-13060 to cover the domestic right developed for his home.

Since Floyd's domestic use was originally included under notice A35-11245 and was done so, apparently by mistake, I did not charge a late fee for filing A35-13060.

PROCESSED

SCANNED
SEP 23 2005



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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

OCTOBER 18, 1993

C LEE BENDIXSEN
294 N 300 W
BLACKFOOT, ID 83221

RE: AMENDED NOTICE A35-11245 AND NEW NOTICE A35-13060

Dear Mr. Bendixsen:

Pursuant to our phone conversation, please find enclosed amended adjudication claim A35-11245 and a new claim, A35-13060. As discussed, the amended notice changes the number of homes from 2 to 1 and adjusts irrigation to 1 acre to cover your home and yard. The new notice covers the domestic use at your fathers house. The domestic claim allows irrigation of 1/2 acre.

Please review the claims and when satisfied, sign them in front of a Notary Public and return them to my attention. There is no filing fee for the amended claim. The filing fee for the new claim is \$25.00.

As always, feel free to contact our office if you have any questions about this matter.

Sincerely,


Eric Verner
Sr. Water Agent

Enclosures

SCANNED
SEP 23 2005

MICROFILMED
APR 18 1994



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

SEPTEMBER 23, 1993

C LEE BENDIXSEN
294 N 300 W
BLACKFOOT, ID 83221

RE: NOTICE OF CLAIM A35-11245

Dear Mr. Bendixsen:

The above mentioned notice of claim was filed by you to record the water use from the well at your house. I conducted a water right exam last September with Mrs. Bendixsen present. I did verify that the location of the well and homes were correct as claimed and that 1.40 acres were irrigated.

Before a final recommendation can be made for this right, you must submit evidence that tends to support the claim that **all** the uses were in place by 1927 (two homes and irrigation of 1.4 acres). If you do not submit any evidence, we can not recommend the water right to the court.

Please contact our office if you have any questions regarding this matter. We can help you amend the claim if you feel that some changes are needed. Please submit the requested information by October 12, 1993.

Sincerely,

Eric Verner
Sr. Water Agent

PROFILED

SCANNED

SEP 23 2005

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS 35-1245

DATE _____

OBJECTION FILED _____

AGENT _____

TOTAL ACRES FROM RECOMMENDATION 10GEOGRAPHIC INFO SYSTEM 0

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NB	NW	SW	SE	NE	NW	SW	SE
RECOM	25	35E	21	10															
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON # UPDATED

B35-DBPOU.DBF _____

ATTRIBUTES OF B35-POU.SHP (469) _____

B35-DBPOD.DBF _____

ATTRIBUTES OF B35-POD.SHP () _____

C. LEE BENDIXSENP.O.D. / Source 314 # G.W.294 N 300 WT2S R35E SEC 21 NE NE NEBlackfoot ID B3221Ph: (208) 785-5237Amber T. HITS!35-13060 ENLIGHT

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

PROFILEDSCANNED
SEP 23 2005

PROTECTED

SCANNED
SEP 23 2005

2785
T 2512

2784

2783

HEL
4
11.3

NHEL
3
234

257

29

T 13
866

2783

15.8

2743
T 11

388 HEL

9-22-92

Ear Verner
E. Sloan

Exam Map for
A35-1245

T2S
R35E

1615
35-13060
1615
22
Lance
Lance
Lance

December 18, 1991

A35-11245

C LEE BENDIXSEN
294 N 300 W
BLACKFOOT ID 83221

FINAL REQUEST
RESPONSE DEADLINE
JANUARY 20, 1992

RE: Evidence of Priority

Dear Mr. Bendixsen:

Our records indicate that your claim, listed above, is based upon either a "Statutory Claim" or "Beneficial Use" of the water. For water rights of this type, the claimed "Priority Date" must be substantiated with supporting evidence. We previously requested this supporting evidence be submitted by July 25, 1991, and to date we have not received the requested documentation.

Before the Department can make a recommendation to the Court to decree the claim, some evidence of the priority date must be submitted. We are enclosing a brochure outlining the types of evidence you may submit, and a printout of your claim for reference. We request that you submit your evidence of priority as soon as possible.

If we do not receive the requested documentation, the Department will recommend the claim be disallowed, due to lack of evidence supporting any priority date.

Please submit the required evidence supporting the priority date by January 20, 1992. Please reference the claim number on your correspondence. If you have questions or need other assistance, please contact this office.

Sincerely,

Eric Verner
Senior Water Rights Agent

EV:jt

Enclosure: Brochure/Proof Report

SCANNED

SEP 23 2005

PROFILED

MICROFILMED
DEC 11 1992

28-Jun-1991

C LEE BENDIXSEN
294 N 300 W
BLACKFOOT, ID 83221

RE: **Evidence of Priority** A35-11245

Dear Claimant:

The Notice of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the 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**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. **But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.**

Please submit the required evidence supporting the priority date by JULY 29, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

SCANNED

SEP 23 2005

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DEC 11 1992

PROFILED

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

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State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: May 17, 1989

C. Lee and Virginia Bendixsen
C. Lee and Floyd Bendixsen
294 N. 300 W.
Blackfoot, ID 83221

A 35-11245
A 35-07028

RE: Water Right Claims Returned

Dear Claimants:

The Idaho Department of Water Resources (IDWR) is returning your checks #235 (\$305.00), #1780 (\$58.00), and Notices of Claim to Water a Right because of insufficient information and overpayment. All items on the claim forms must be correctly completed and fees submitted before the IDWR can process the claims.

Some of the items on the submitted forms were not completed correctly. I have enclosed typed forms compiled from the information you submitted and the information in the IDWR water right records. Please review the typed forms for accuracy. If the forms are correct, you must sign them (your signature must be notarized) and return them to the IDWR.

The filing fee for each of the claims is \$50.00, plus a variable fee of \$1.00 per acre. The filing fee for the C. Lee & Virginia Bendixsen claim is \$52.00. The filing fee for the C. Lee & Floyd Bendixsen claim is \$122.50. There is no cfs fee nor a fee for the domestic use which is supplemental to the irrigation.

Please return the signed and notarized typed forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected claims within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each claim.

If you have any questions, please call Tony Olenichak, Water Rights Agent, at (208)-525-7161.

Sincerely,

Tony Olenichak
for Ernest Carlsen
Ernest Carlsen
Adjudication Supervisor

Enclosure

FILED

SCANNED
SEP 23 2005

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DEC 11 1992

RECEIVED

DEC 13 1993

Department of Water Resources

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: A35-11245
Date Received: 6/ 8/1989
Receipt No: E008982
Received By: ESV

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: C LEE BENDIXSEN 208-785-5237
Address: 294 N 300 W
BLACKFOOT ID 83221

AND

Name: VIRGINIA R BENDIXSEN 208-785-5237
Address: 294 N 300 W
BLACKFOOT ID 83221

2. Date of Priority: JAN 1, 1927

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	35E	21	NE	NE	NE		BINGHAM

5. Description of diverting works:
WELL/PUMP, 6" DIA., 100 ' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
IRRIGATION	04/01	10/31	0.030		

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

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	35E	21	NE	NE	DOMEST	
			NE	NE	IRR	1.0
					Section Acres	1.0
					Total Acres	1.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
35-13060

14. Remarks:

*** CLAIM AMENDED BY DROPPING ONE HOME AND 0.40 ACRES. AN ADDITIONAL CLAIM, A35-13060 WAS FILED FOR THE SECOND HOME THAT WAS ADDED TO THIS SYSTEM IN 1984.

RIGHT NO. 35-13060 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments:

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): Virginia R. Bendixsen Date: 12/1/93
C. P. Bendixsen Date: 12/1/93

MICROFILMED 6429

APR 18 1994

State of Idaho)
County of Barrington) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of December 19 93

Debra A Barrington
Notary Public

Seal

Residing at Blackfoot Idaho

My Commission Expires Aug 98

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APR 18 1994

#52.50 X

NO LATE FEE IF RECEIVED
BY 6/17/89

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: A35-11245
Date Received: 5/17/1989
Receipt No: E008982
Received By: TO



JUN 8 1989

Department of Water Resources
Eastern District Office

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

1. Name: C. LEE BENDIXSEN 208-785-5237
Address: 294 N. 300 W.
BLACKFOOT, ID 83221
AND
Name: VIRGINIA R. BENDIXSEN 208-785-5237
Address: 294 N. 300 W.
BLACKFOOT, ID 83221



2. Date of Priority: JAN 01, 1927
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	35E	21	NE	NE	NE		BINGHAM

5. Description of diverting works:
WELL/PUMP, 6" DIA., 100 ' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		
IRRIGATION	04/01	10/15	0.075		

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

8. Total consumptive use is 6.2 Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOUSES

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	21	NE	NE		DOMEST	
			NE	NE		IRR	2.5
						Section Acres	2.5
						Total Acres	2.5

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

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): C. Lee Bendixsen Date: 6/3/89

Virginia Bendixsen Date: 6/3/89

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of June 19 89 Kent Hansen
Notary Public

Seal

Residing at Shelley

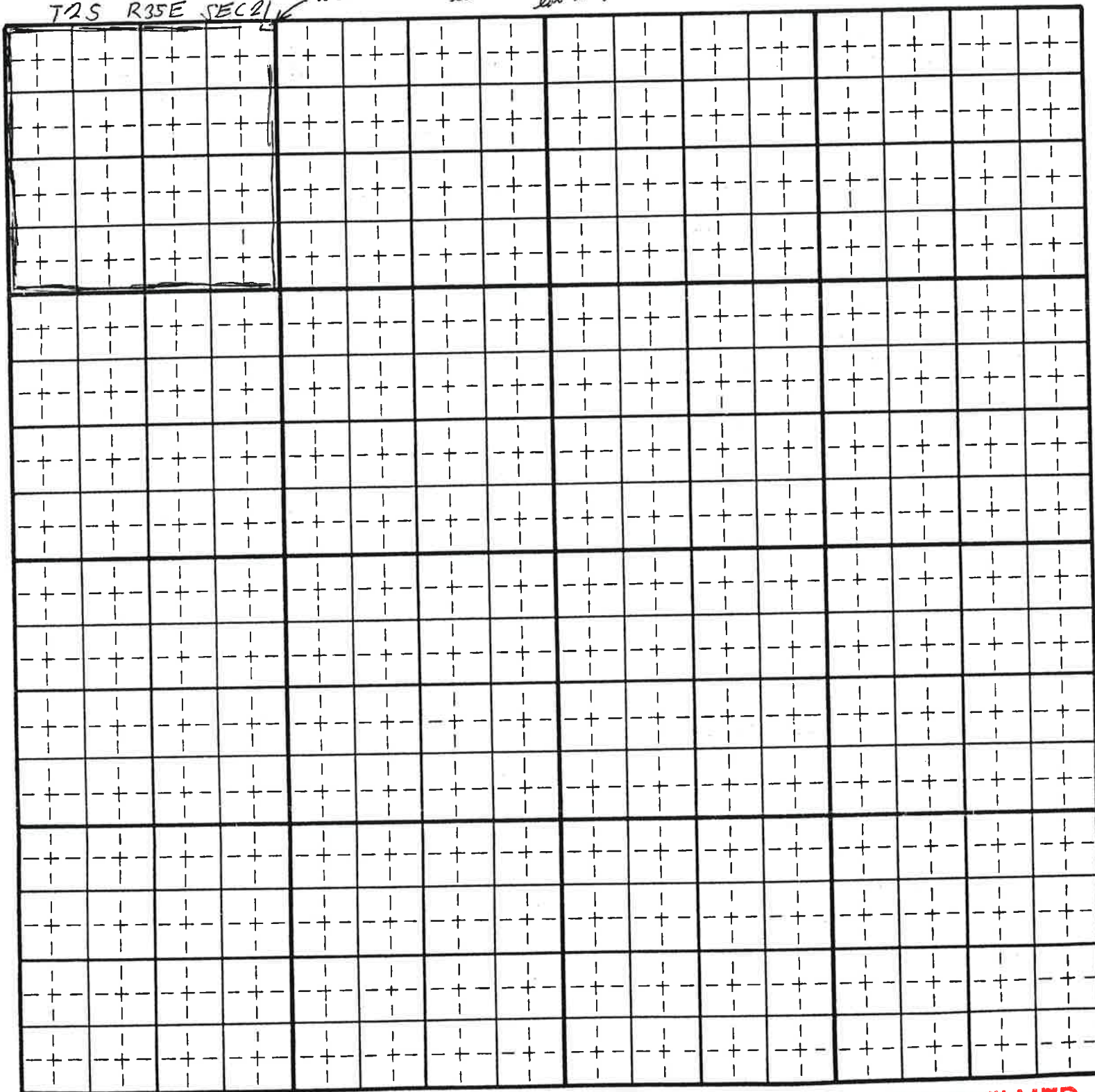
My Commission Expires 2-2-1993

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

Scale: 2 inches equals 1 mile

T2S R35E SEC 21

well head is in NE corner of 2 1/2 acre lot at far NE corner



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Last Name Ben dixon Ident No. _____

Copies: White-State, Yellow-Claimant