

09/05/2003

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

RIGHT NUMBER: 35-13472
NAME AND ADDRESS: ALDEN MILLER
PO BOX 27
FIRTH ID 83236

FRANK FINNIGAN
513 E RIVER RD
FIRTH ID 83236

MICHELLE FINNIGAN
513 E RIVER RD
FIRTH ID 83236

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
4.700 AFY

PRIORITY DATE: 06/27/1983

POINT OF DIVERSION:

T01S R36E S25 NWNW Lot 1 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS 1.20 AFY
IRRIGATION	4/01 11/01	0.030 CFS 3.50 AFY
Domestic for two homes		

PLACE OF USE: IRRIGATION Within BINGHAM County
T01S R36E S25 Lot 8 NWNW 1.0
DOMESTIC same as IRRIGATION

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

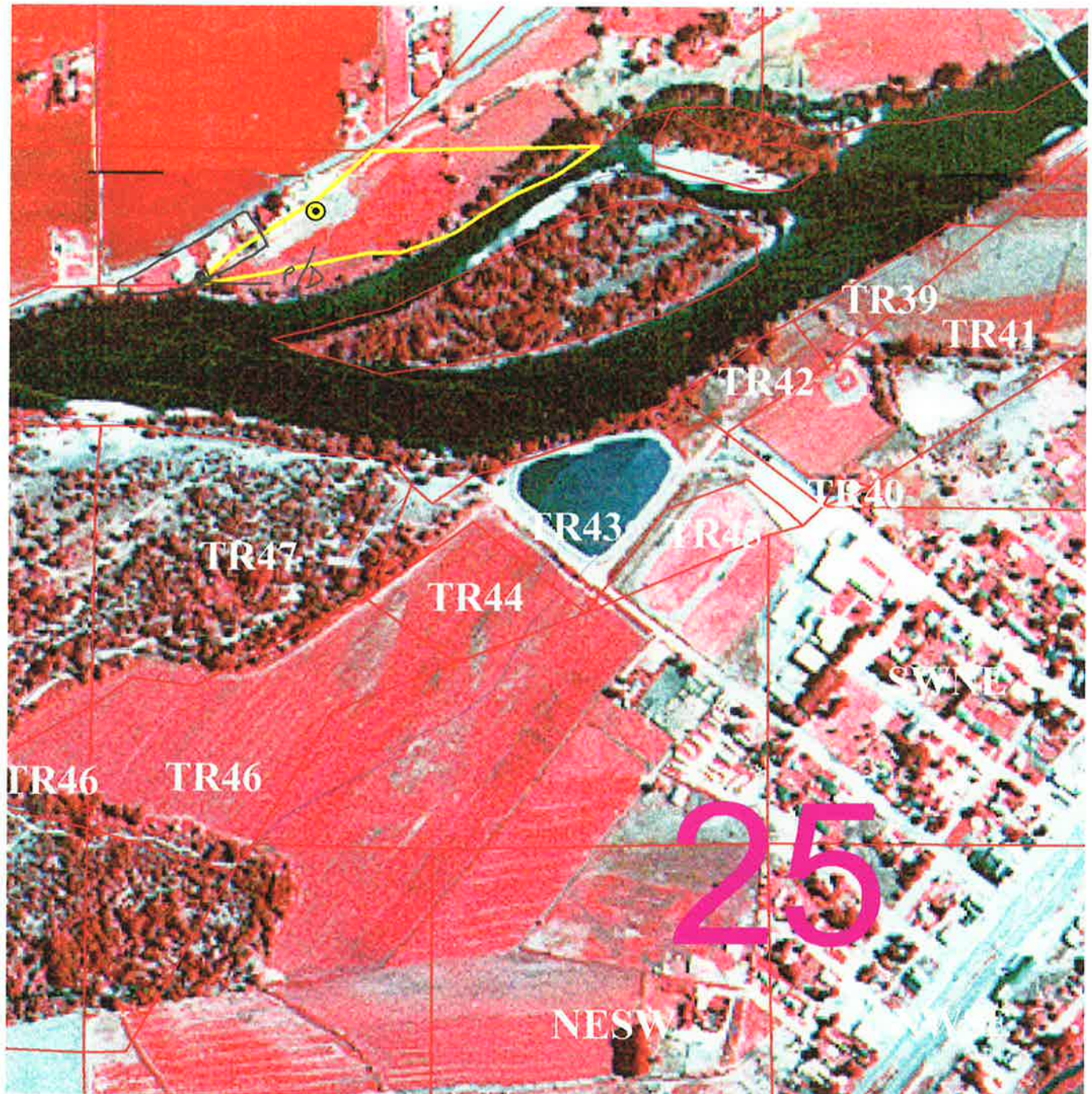
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

1

1

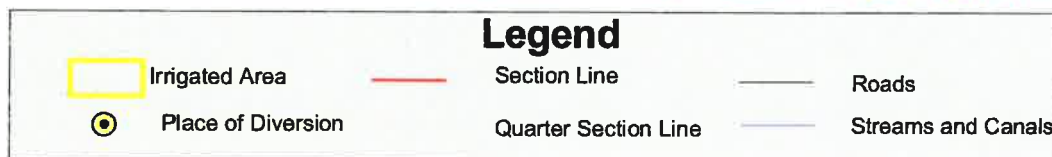
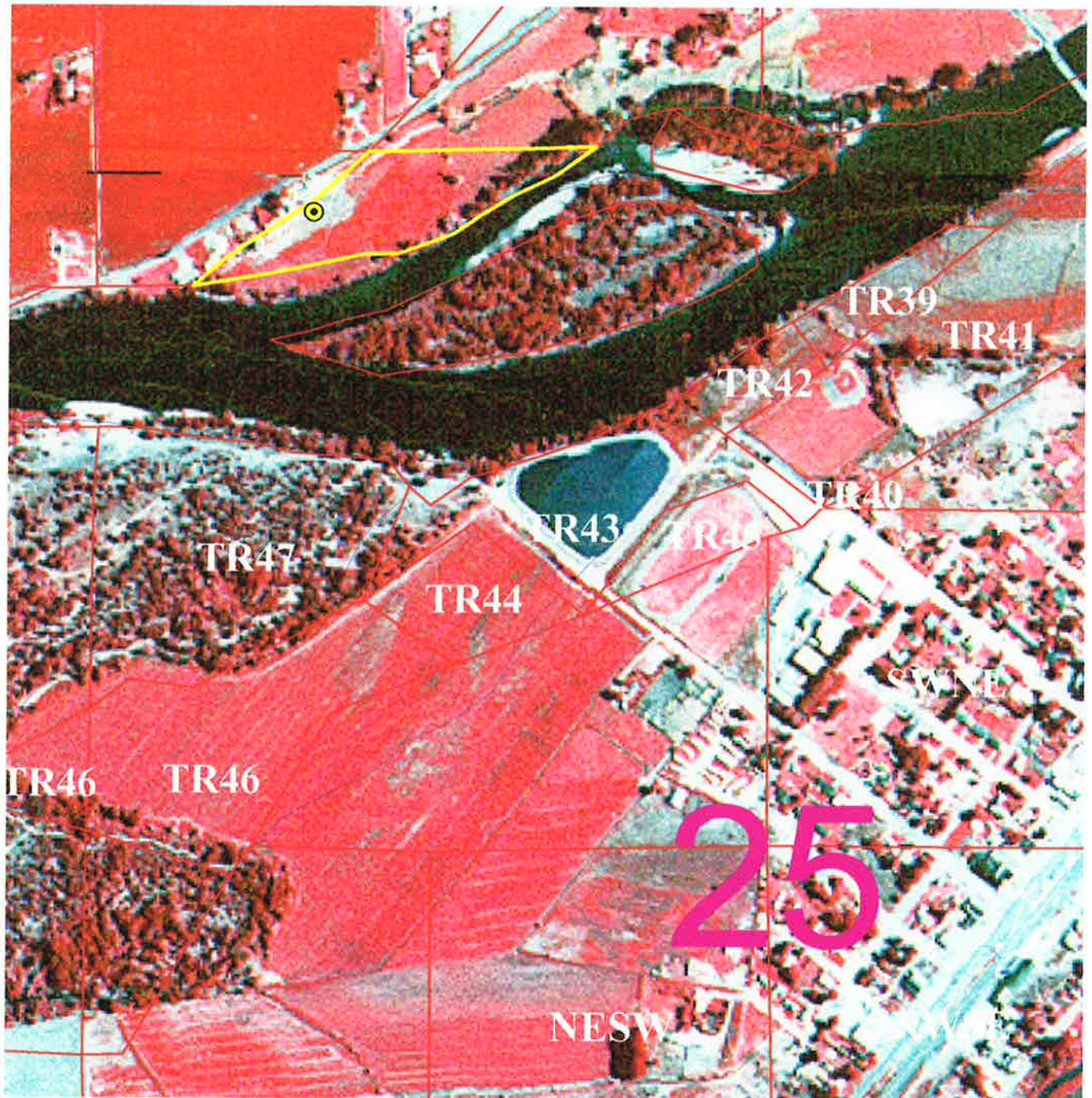
Water Right Claim Number 27-07375
Township, 1S36E

11/16/2000



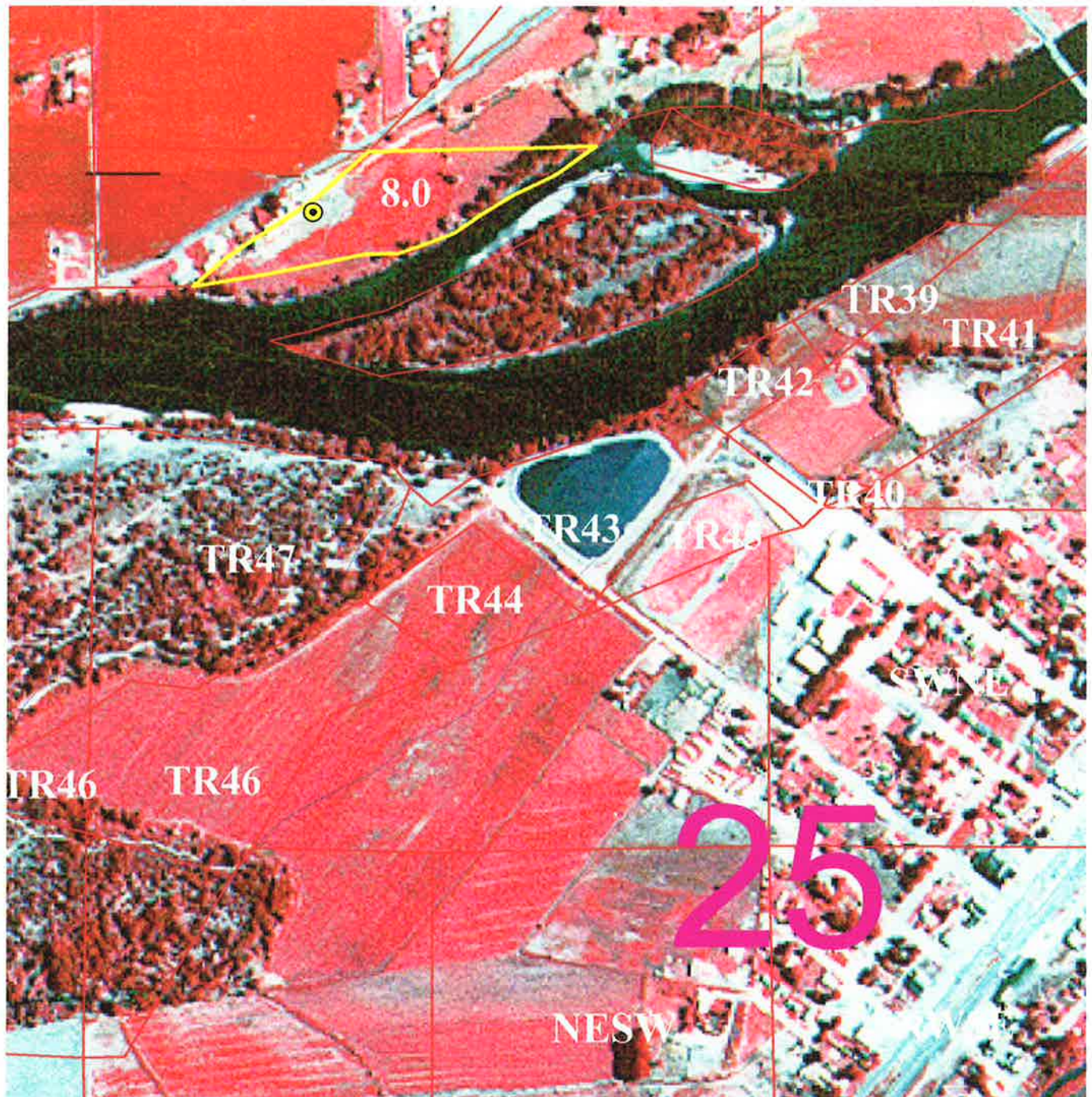
Water Right Claim Number 27-07375
Township , 1S36E

11/16/2000



Water Right Claim Number 27-07375
Township , 1S36E

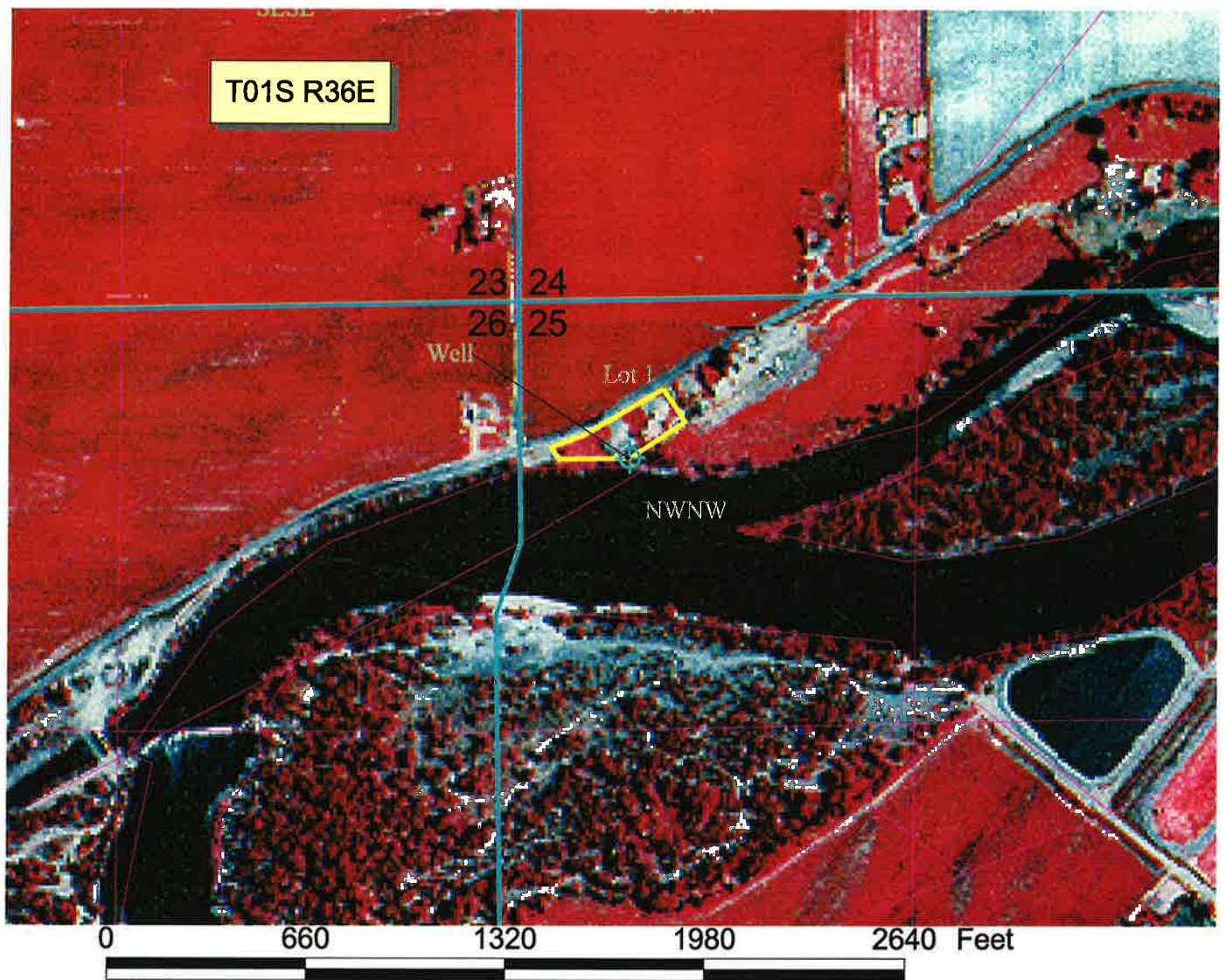
11/16/2000



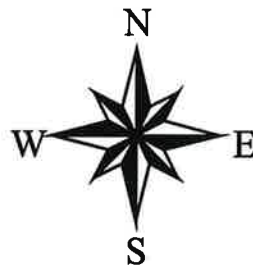


Department of Water Resources

Claim No.: 35-13472



-  Diversion.shp
-  Place of use.shp
-  Section.shp
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: August 2003

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.

DELOG
MH 10-15-03
RECEIVED
OCT 15 2003
Department of Water Resources
Eastern Region

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 (under the "split" heading), 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
<u>27-7375</u>	<u>35-13472</u>	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

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) is 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)

Jill Rigel Mayble, Alden Miller,
Addresses unknown

4. New Owner/Claimant(s)

Grant W. Homer

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

515 E. River Rd.

City, State and ZIP Code

Firth, Id. 83206

New Telephone Number

(208) 346-4481

5. Date you acquired the property

April 24, 1998

FILED

SCAN
AUG 12 2005

B48109

529255

QUITCLAIM DEED

GRANT W. HOMER, GRANTOR for good and a valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby REMISE, RELEASE and forever QUITCLAIM, unto GRANT W. HOMER, RUTH A. HOMER, both unmarried persons, whose mailing address is 515 EAST RIVER ROAD, FIRTH, ID 83236515 EAST RIVER ROAD FIRTH, ID 83236, County of BINGHAM, State of Idaho as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real property situated in BINGHAM County, State of Idaho:

Part of Lot 1, Section 25, Township 1 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the Southerly right of way line of a county road that is S. 0°30' W. along the West line of said Section 25, 555.72 feet and N. 89°06'01" E. 72.97 feet; and N. 62°01'20"E. 311.53 feet from the Northwest corner of said Section 25 and running thence N. 62°01'20"E. along said southerly right of way line 180.97 feet; thence S. 27° 58'40" E. 161.40 feet; thence S. 60°14'13" W. 181.06 feet; thence N. 27°58'40" W. 167.04 feet to the point of beginning.

ALSO

Part of Government Lot 8, Section 25, Township 1 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is S. 0°30' W. along the West line of said Section 25, 570.72 feet and N. 89°06'01"E. 72.97 feet and N. 87°47'32" E. 353.79 feet from the Northwest corner of said Section 25 to Government brass cap and the point of beginning; running thence N. 87°53'30" E. 201.13 feet, more or less to a fence; thence N. 27°58'40" W. 93.41 feet along said fence line; thence S. 60°14'13" W. 181.06 feet to the point of beginning.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, tenements, hereditaments and appurtenances thereto.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 20 day of June, 2003.

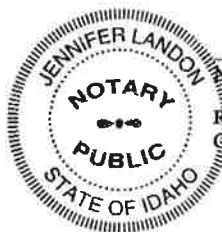
Grant W. Homer
GRANT W. HOMER

STATE OF IDAHO
COUNTY OF BONNEVILLE

} SS

On this 20 day of June, 2003, before me, the undersigned, a Notary Public in and for the State, personally appeared GRANT W. HOMER, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he executed the same.

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



Jennifer Landon
Notary Public in and for said County and State

Residing at: Meran ID

Commission Exp.: 5-12-09

RECORDED AT THE REQUEST OF

2003 JUL 16 AM 9:50

FEE 3-449385

BINGHAM COUNTY RECORDER
BLANCHETT, IDAHO

FILED 7/16/03
Rd 20 x 50367
Then file to 83405

PROFIT

SMS Vision Form SDO081D Rev. 11/03/99

529255

AUG 12 2005

B48109

529255

QUITCLAIM DEED

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Grant W. Homer
GRANT W. HOMER

STATE OF IDAHO

COUNTY OF BONNEVILLE

} SS

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



Jennifer Landon
Notary Public in and for said County and State

Residing at:

Meran ID

Commission Exp.:

3-12-09

RECORDED AT THE REQUEST OF

Flake 777 & Trust
PO Box 50367
Flake Falls ID 83405

2003 JUL 16 AM 9:50

FEE 3-0000385

BINGHAM COUNTY RECORDER
BLANKFOT IDAHO

PROFILED

5MS Vision Form SDD0610 Rev. 11/03/99

529255
SCANNED

AUG 12 2005



P-8885

T-5770

418.44'

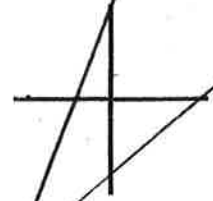
339.61'

T-9545

T-5741



47



1027

PROFILED

SCANNED
AUG 12 2005

Carlsen, Ernie

To: Brown, Roxanne
Cc: Shaff, Don
Subject: Late claims report. 35-13472

Roxanne I have completed the recommendation on 35-13472, a late claim. What information/documentation do you need for this recommendation to be included in the next Late Claims Report? We are also finishing the recommendations on the remainder of the late claims in Basin 34. They should be done shortly. We will keep you posted on these.
Ernie

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

RECEIVED

AUG 29 2003

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

Department of Water Resources
 Eastern Region

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 (under the "split" heading), 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
~~27-7375~~	35-13472	—	_____	_____	—
_____	_____	—	_____	_____	—
_____	_____	—	_____	_____	—
_____	_____	—	_____	_____	—
_____	_____	—	_____	_____	—

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- 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**.
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OR

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

Emile Gentillon
 513 E. River Road Firth, Id

4. New Owner/Claimant(s)

Frank or Michelle Finnigan

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

513 E. River Road

City, State and ZIP Code

Firth, Idaho 83236

New Telephone Number

(208) 346-6896

5. Date you acquired the property

March 3, 1999

WARRANTY DEED

For Value Received

ALDEN MILLER AND VIRGINIA L. MILLER, HUSBAND AND WIFE.

the grantor s do hereby grant, bargain, sell and convey unto

JILL M. RIEGEL, A SINGLE WOMAN.

whose current address is

513 EAST RIVER RD., FIRTH, ID 83236

the grantees, the following described premises, in BINGHAM County Idaho, to wit:
 Part of Lot 1, Section 25, Township 1 South, Range 36 E.B.M., Bingham County Idaho,
 described as:

Beginning at a point on the Southerly right of way line of a county road that is
 S 0°30' W along the West line of said Section 25, 555.72 feet and North 89°06'01" E
 72.97 feet; and North 62°01'20" E 311.53 feet from the Northwest corner of said
 Section 25 and running thence N 62°01'20" E along said southerly right of way line
 180.97 feet; thence S 27°58'40" E 161.40 feet; thence S 60°14'13" W 181.06 feet;
 thence N 27°58'40" W 167.04 feet to the point of beginning.

ALSO:

Part of Government Lot 8, Section 25, Township 1 South, Range 36, E.B.M., Bingham
 County, Idaho, described as:

Beginning at a point that is S 0°30' W along the West line of said Section 25,
 570.72 feet and N 89°06'01" E 72.97 feet and N 87°47'32" E 353.79 feet from the
 Northwest corner of said Section 25 to Government brass cap and the point of
 beginning; running thence N 87°53'30" E 201.13 feet, more or less to a fence; thence
 N 27°58'40" W 93.41 feet along said fence line; thence S 60°14'13" W 181.06 feet to
 the point of beginning.

Subject to taxes and assessments for the year 1990 and thereafter, to roads,
 easements and rights of way, to building and zoning ordinances and use regulations
 and restrictions and to liens and encumbrances suffered, assumed or occasioned by
 the Grantees...

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
 her heirs and assigns forever. And the said Grantors do hereby covenant to and
 with the said Grantee, that they are the owners in fee simple of said premises; that they are free
 from all incumbrances

except matters of public record

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 25, 1990

Alden Miller

ALDEN MILLER

Virginia L. Miller

VIRGINIA L. MILLER

STATE OF IDAHO, COUNTY OF BINGHAM
 On this 1st day of October, 1990,
 before me, a notary public in and for said State, personally
 appeared

ALDEN MILLER
 VIRGINIA L. MILLER

known to me to be the person s whose name s are
 subscribed to the within instrument, and acknowledged to
 me that they executed the same.

Gloria Hansen
 Notary Public

Residing at _____, Idaho
 Comm. Expires _____



393111

1990 OCT -1 AM 11:18

RECORDED AT THE REQUEST OF
 AMERICAN LAND TITLE CO., INC.

3-14181

WARRANTY DEED

For Value Received

EMILE GENTILLON AND VESTA LEE GENTILLON, HUSBAND AND WIFE,

the grantor do hereby grant, bargain, sell and convey unto

JILL M. RIEGEL, A SINGLE WOMAN,

whose current address is

513 RIVER ROAD, FIRTH, ID 83221

the grantee, the following described premises, in BINGHAM County Idaho, to wit:

Part of Lot 1, Section 25, Township 1 South, Range 36, E.B.M., Bingham County, Idaho, described as:

Beginning at a point on the Southerly right of way line of a County road that is S 00°30' W, along the West line of said Section 25, 555.72 feet and N 89°06'01" E 72.97 feet from the Northwest corner of said Section 25 and running thence N 62°01'20" E along said Southerly right of way line 311.53 feet; thence S 27°58'40" E 167.04 feet; thence S 87°47'32" W 353.79 feet; thence North 15.0 feet to the Point of Beginning.

Subject to taxes and assessments for the year 1990 and thereafter, to roads, easements and rights of way, to building and zoning ordinances and use regulations and restrictions and to liens and encumbrances suffered, assumed or occasioned by the Grantees...

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever; And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances except matters of public record

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 19, 1990

Emile Gentillon

EMILE GENTILLON

Vesta Lee Gentillon

VESTA LEE GENTILLON

STATE OF IDAHO, COUNTY OF BINGHAM

On this 19th day of JUNE, 1990, before me, a notary public in and for said State, personally appeared

EMILE GENTILLON
VESTA LEE GENTILLON

known to me to be the person whose name subscribed in the within instrument, and acknowledged to me that he executed the same.

Gloria Hansen
Notary Public

Residing at BLACKFOOT, ID
Comm. Expires 4/22/91



390859

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
JUN 20 1990

1990 JUN 20 AM 9:27

RECORDED AT THE REQUEST OF
AMERICAN LAND TITLE CO., INC.

Furnished by the AMERICAN LAND TITLE CO., Blackfoot, Idaho

WARRANTY DEED

475316

For Value Received JILL M. RIEGEL NOW KNOWN AS JILL MABLEY, an unmarried person
Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
FRANK B. FINNIGAN, an unmarried person
whose address is: 513 S. RIVER RD, FIRTH, ID, 83236
Hereinafter called the Grantee, the following described premises situated in SINGHAM County, Idaho, to-wit:
SEE LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF.

SINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 6.00 DEP 2
99 MAR -5 PM 4:21
RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE COMPANY

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 simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except (U. S. Patent reservations, reservations, easements of record, and easements viable upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: MARCH 3RD, 1999

X Jill M. Riegel
JILL M. RIEGEL

X Jill Ann Mabley
JILL MABLEY

STATE OF GA,
COUNTY OF Fannin

On this 4th day of MARCH, 1999, before me the undersigned, personally appeared JILL M. RIEGEL NOW KNOWN AS JILL MABLEY, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

X Sherry B. Walden
Notary Public for Fannin Co.
Residing at Edw orth, GA
Commission Expires X

Notary Public, Fannin County, Georgia
My Commission Expires Feb. 27, 2002



Part of Lot 1, Section 25, Township 1 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the southerly right-of-way of a county road that is S. $0^{\circ}30'$ W. along the W. line of said Section 25, 555.72 feet and N. $89^{\circ}06'01''$ E. 72.97 feet from the NW corner of said Section 25; and running thence N. $62^{\circ}01'20''$ E. along said southerly right-of-way line 311.53 feet; thence S. $27^{\circ}58'40''$ E. 167.04 feet; thence S. $87^{\circ}47'32''$ W. 353.79 feet; thence N. 15.0 feet to the point of beginning.

475316

36 E. B. M.

192370

DED	RECORD		See Also Sec.
Year	Book	Page	
96	447572		
93	417774		
03	529255		
20	390859		
84	732885		
70	155064		
98	461369		
"	"		
"	"		
54	86194		
72	168477		
65	117106		
66	124127		
74	436373		
6	121200		
75	204130		
89	382885		
03	529255		
87	367312		
98	461369		

8888

1-5740

478.44

FE
T-9311

T-572

152

339.61'

T-9545

181.00
= 9310

93.41

47

35-13472

8/21/2003

New Grant Honor 515 ENTER RD
owners (Frank + Michelle Stanger 513 E RIVER RD

031

R/D E 646344
N 247118

May corrected by claimant.
Comments given change of ownership forms.
P/MW



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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 13 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water right in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 27.

You are invited to attend a **public meeting to be held on March 11 at 7:00 p.m. in the Eastern Idaho State Fairgrounds, Needle Craft Building, at the corner of Park and Maple streets.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 27. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

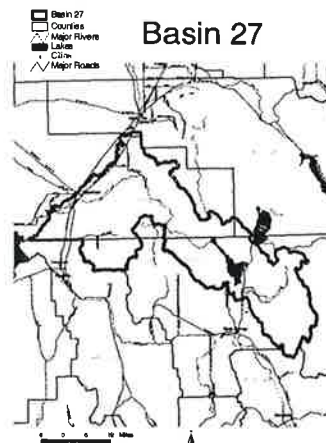
This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and the Portneuf River.

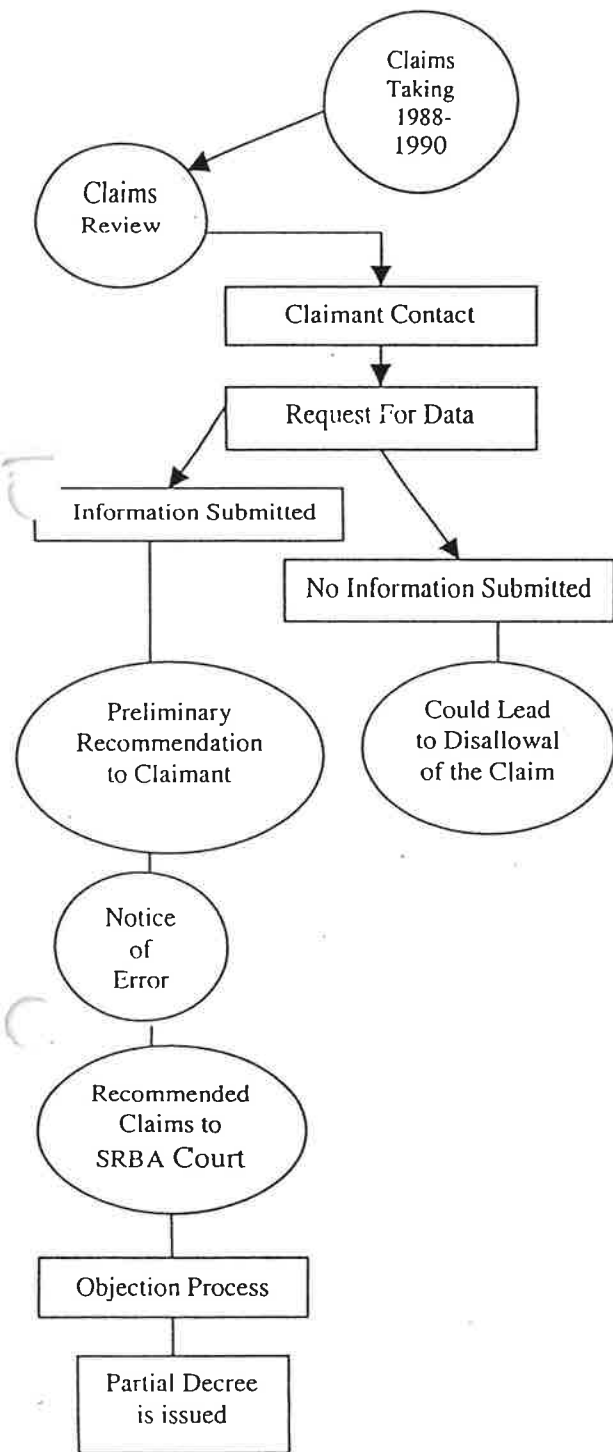
Please contact the Idaho Falls Office with any questions.

Sincerely,

Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosure: Information Brochure





Questions and Answers:

Q: Why now? I adjudicated my water rights in 1989.

A. You filed your claims in 1989. Now we are investigating those claims to make accurate recommendations to the Fifth District Court.

Q: If I furnish more information will you take away my water right?

A. The State does not want your water right. We ask for additional information so that we may make accurate recommendations of Beneficial Uses of the water rights. Our schedule is very tight – we need the info ASAP.

Q: How much more money do you want?

A. You paid for your claim in 1989, or so. There might be additional fees only in extenuating circumstances, such as additional acres or new claims.

Q: How come you want me to file another claim?

A. If we suggest you file additional claims it means we have found

additional uses of water to which you may be entitled, or we have identified additional acres.

Q: What about my Domestic well and Stockwater?

A. There is no statutory requirement to file either; but IDWR accepts your Domestic and/or Stockwater claims.

The Tools We Use:

In the evaluation of water right claims and preparation of recommendations the adjudication staff utilize:

- State-of-the-art computer technology.
- High resolution 1987 NAPP photography to identify the place of use.
- Global Positioning System (GPS) used to pin-point points of diversion or detail significant features.
- Prior decrees, licenses and transfers.
- Water measurements for claims based on beneficial use.
- Watermaster records
- Historical records
- Claimant input and participation

SCANNED

JUL 20 2001

Log for claim 27-07375

Spatial Dynamics BTD

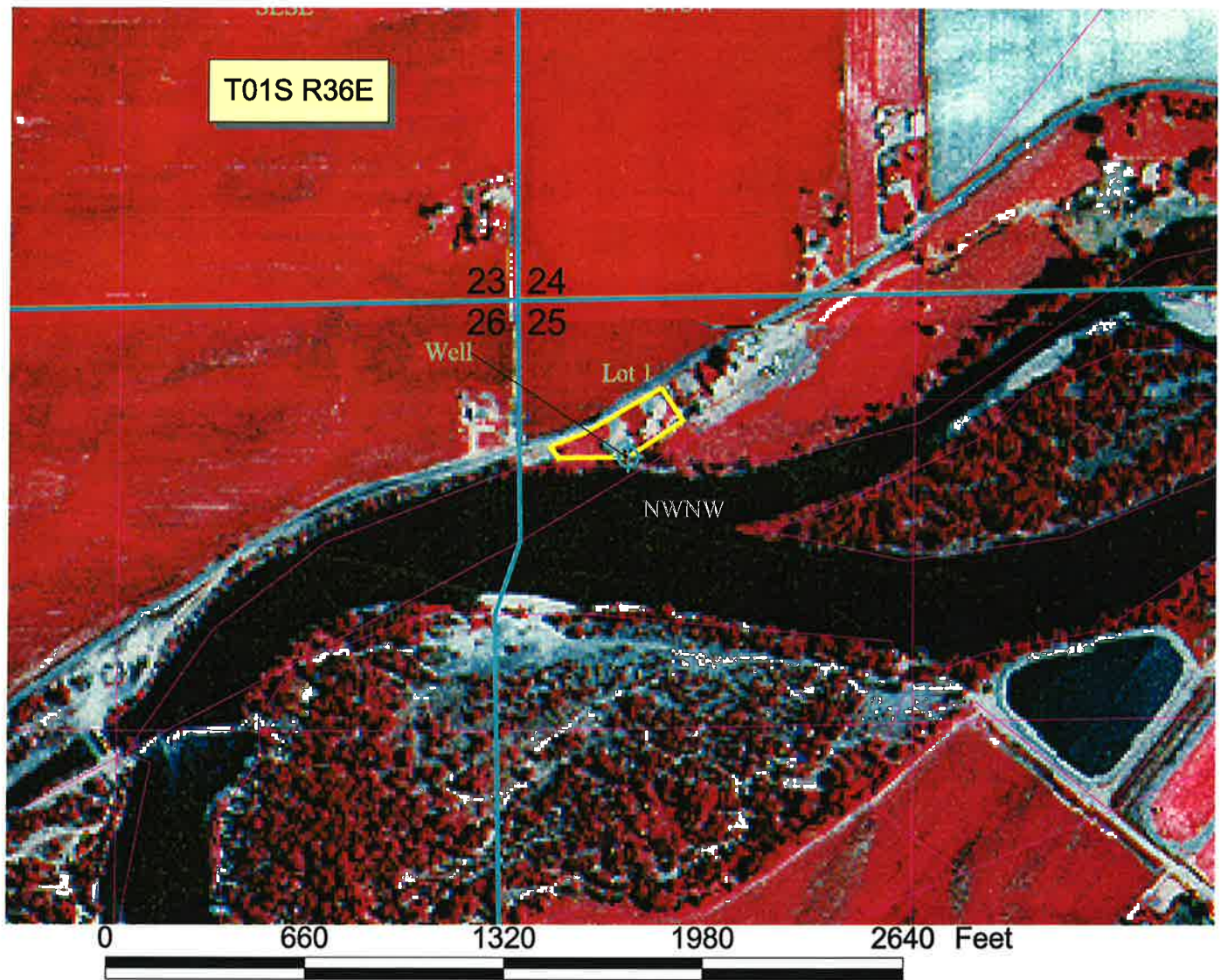
11/16/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01s36e	25	NWNW	1	8	Indiscernible
Totals:			1	8	

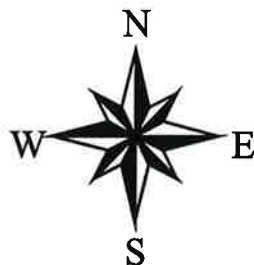


Department of Water Resources

Claim No.: 35-13472



- ⊕ Diversion.shp
- Place of use.shp
- Section.shp
- QQ

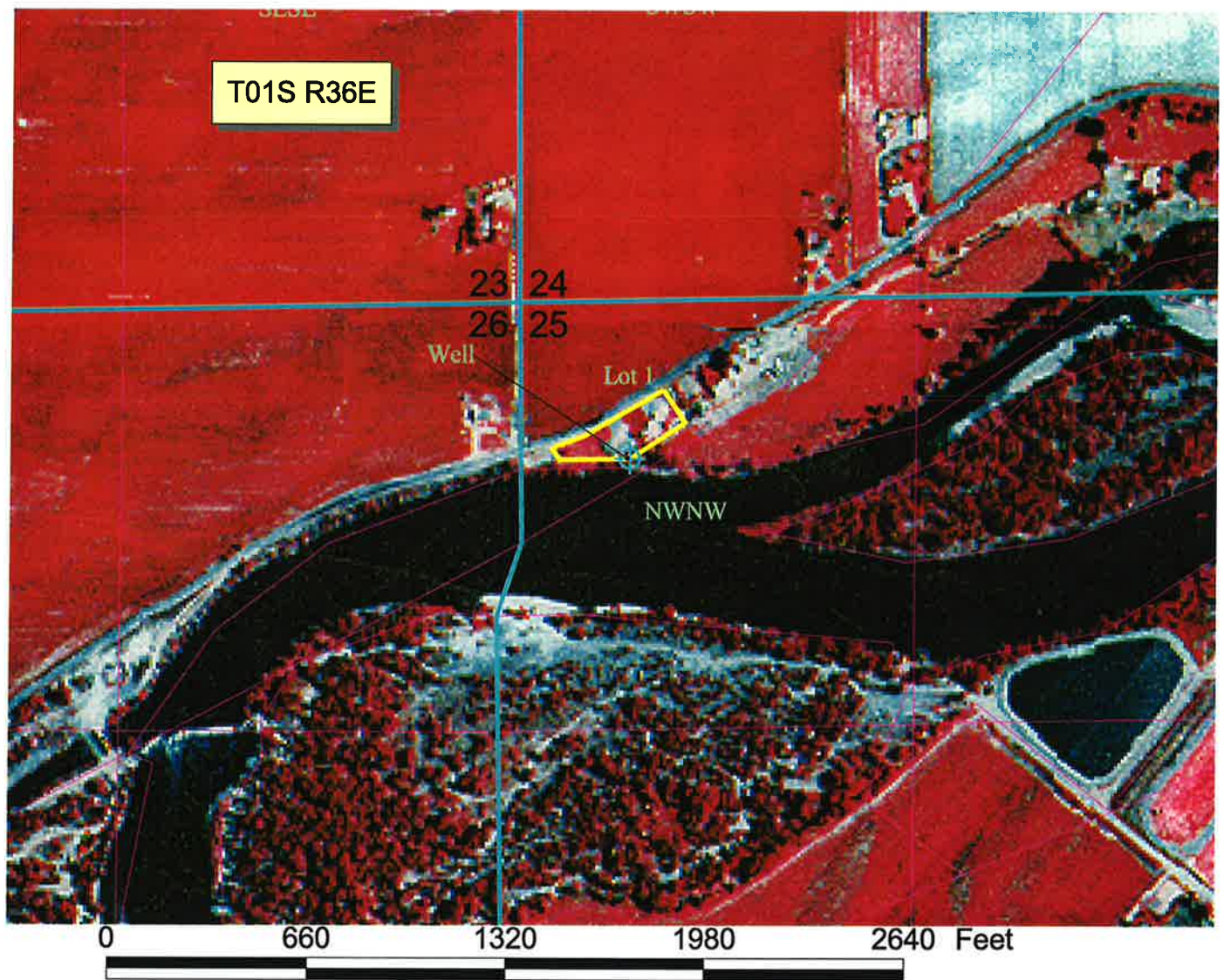


GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: August 2003

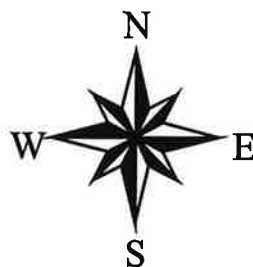


Department of Water Resources

Claim No.: 35-13472



-  Diversion.shp
-  Place of use.shp
-  Section.shp
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: August 2003

AJ5809NP
No. A27-07375

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 73

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EMILE GENTILLON 513 E RIVER RD FIRTH ID 83236	06/27/1983	IRRIGATION DOMESTIC	04-01 11-01 01-01 12-31	0.030 CFS 0.040 CFS	3.50 AFA 1.20 AFA
TOTAL DIVERSION:					0.040 CFS	4.70 AFA
CONSUMPTIVE USE:						2.50 AFA
C	ALDEN MILLER PO BOX 27 FIRTH ID 83236 (208) 346-6631					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R36E S25 Lot08(NWNW)

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		
01S	36E	25	:						08-01															1.0
TOTAL ACRES																							1.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: BINGHAM

Non-Irrigation Uses: D/ TWO HOMES.

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
35-10457 A27-07014B A35-10457

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

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

Audit: 04/03/89 CARLSEN 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07375

Priority: June 27, 1983 Amount: 0.04 CFS 4.7 AFA

This is to certify, that ALDEN MILLER
EMILE GENTILLON

P.O. BOX 27
FIRTH, ID 83236

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 27, 1983, and has submitted proof to the Department of Water Resources on March 29, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.03 CFS	3.5 AFA
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA
	Totals	0.04 CFS	4.7 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 8(NWNW), Sec. 25, Township 01S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 36E 25	LOT 8(NWNW)	1		1

Total number of acres irrigated: 1

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 2 homes.

MICROFILMED

MAR 16 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07375

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 9th
day of MARCH, 1989.

Norman C. Gung
acting for the Director

RECEIVED
MAR 10 1989

MAR 10 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

FEB 20 1986

Permit No. 27-7375

1. Measurement Calculations

Department of Water Resources

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$Q = \frac{0.75 \text{ hp} (8.814) (80\%)}{54' \text{ H.A.} + (2.308 \times 35 \text{ psi})}$$

$$Q = \frac{5.288}{134.78} = 0.04 \text{ cfs (theoretical)}$$

allow 0.04 cfs for 2 domestic units
allow 0.03 cfs for irrigation (1 acre)

non-additive
quantity

0.04 cfs total

- b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \text{ acre} \times 3.5 \text{ af/a} = 3.5 \text{ af/a}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 12.7$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 3.5 \text{ af/a}$$

- c) Volume Calculations for Other Uses:

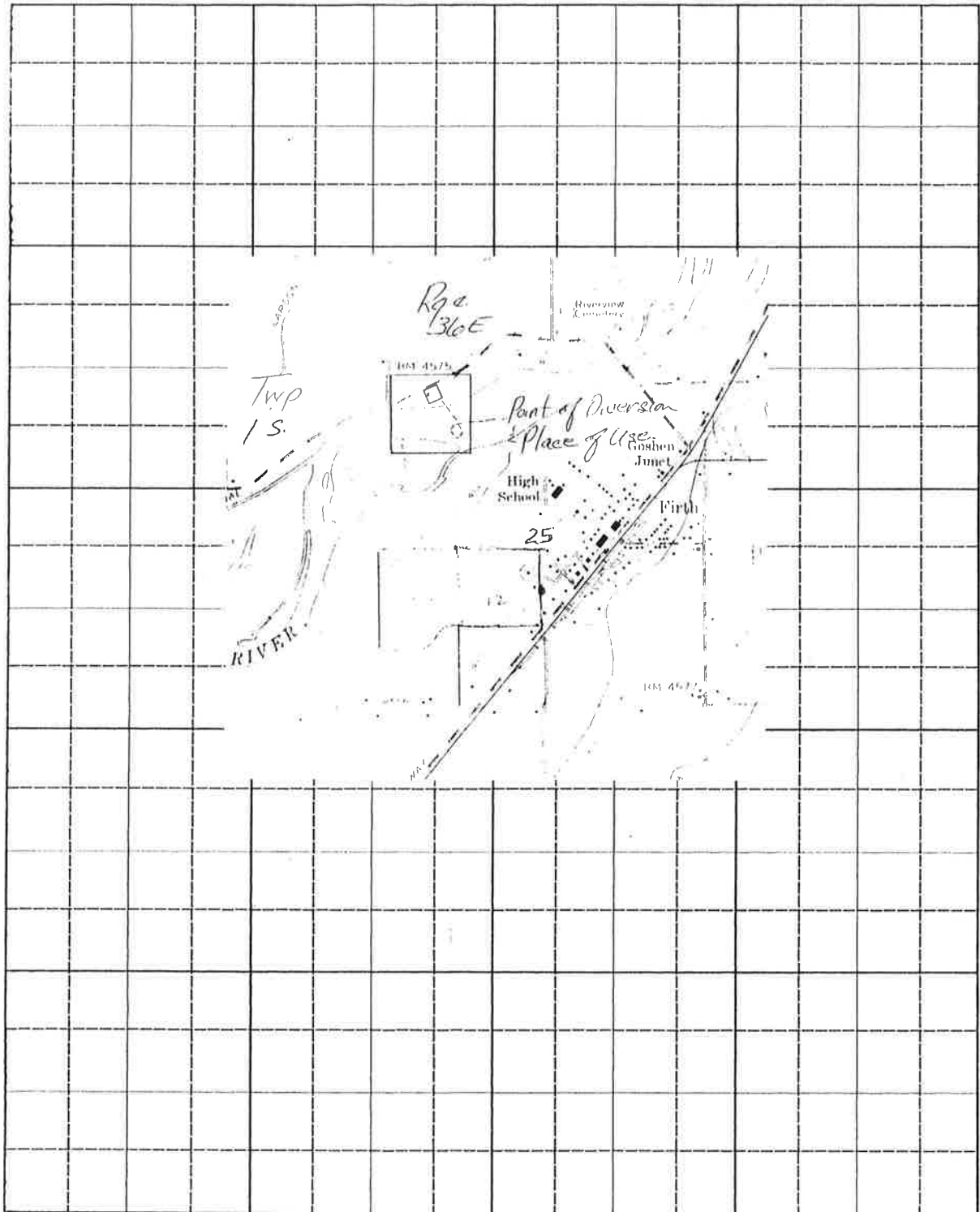
$$\text{allow } 0.6 \text{ af/a} \times 2 \text{ homes} = 1.2 \text{ af/a}$$

2. Overlap Review

- a) Other water rights with same place of use: N.A. (Possible New Sweden shares)
- b) Other water rights with same point of diversion: N.A.
- c) Analysis:

Total Acres 1

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



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Alden Miller
Emie J. Miller
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Alden Miller or Emile Gentillon Phone 346-6631

Post office address P.O. Box 24 Blackfoot, ID 83221

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is Lot 8 NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 1S

Range 36E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-foot per annum)

Amount 0.03 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-foot per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-foot per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-foot per annum)

5. Total quantity to be appropriated:

a. 0.09cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well/pump and distribution system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 60 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: Lot 8

(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 1S

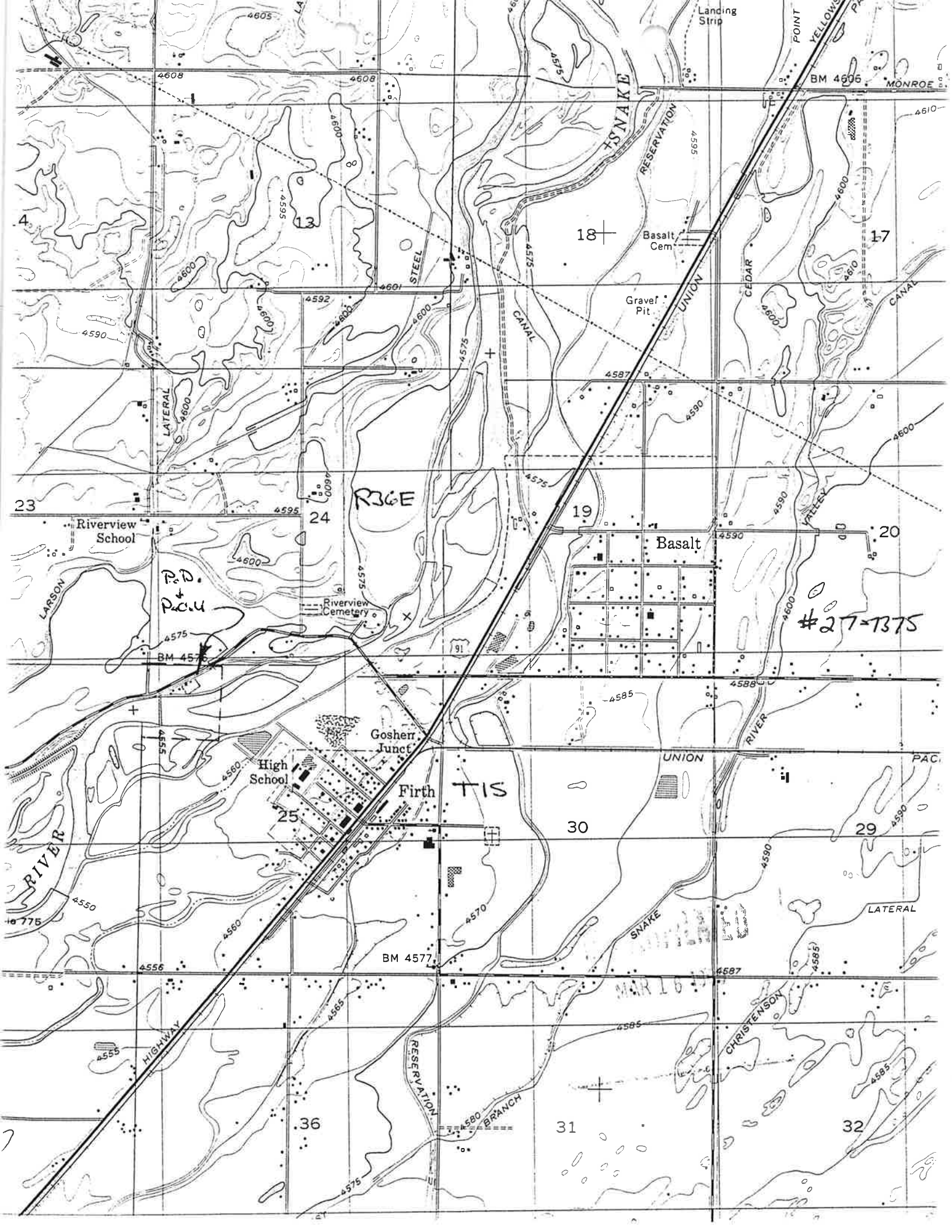
Range 36E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water two.

(5) If water is to be used for other purposes describe: _____



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 35-13472
Date Received: 7/21/2003
Receipt No:
Received By:

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

1. Name of Claimant(s)

EMILE GENTILLON Phone:
513 E RIVER RD
FIRTH ID USA 83236

ALDEN MILLER Phone: (208)346-6631
PO BOX 27
FIRTH ID USA 83236

2. Date of Priority: 06/27/1983

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	36E	25	NW NW 8	BINGHAM	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.03	3.5
DOMESTIC	1/01	12/31	0.04	1.2

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 4.7 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
01S	36E	25	NW NW 8	IRRIGATION	1

Section Acres 1
Total Acres 1

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

RENUMBERED FROM 27-7375

15. Basis of Claim: License

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 27-7375

WATER RIGHT NUMBER: 27-7375

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EMILE GENTILLON 513 E RIVER RD FIRTH, ID 83236
Current Owner	ALDEN MILLER PO BOX 27 FIRTH, ID 83236 (208)346-6631

Priority Date: 06/27/1983

Basis: License

Status: See Remarks

<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>
DOMESTIC	1/01 to 12/31	0.040 CFS	1.20 AF
IRRIGATION	4/01 to 11/01	0.030 CFS	3.50 AF
	<u>Total Diversion:</u>	0.040 CFS	4.70 AF

Location of Point(s) of Diversion

GROUND WATER	L8 (NW1/4NW1/4)	Sec. 25, Twp 01S, Rge 36E, B.M.
BINGHAM 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	
01S	36E	25																	1.0
																			L 8

Total Acres: 1

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. Explanatory RENUMBERED TO 35-13472

Comments:Dates and Other Information:

SCANNED

JUL 20 2001

\$51.00

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: A27-07375
Date Received: 4/03/1989
Receipt No: E007418
Received By: _____

Assisted by EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALDEN MILLER 208-346-6631
Address: P.O. BOX 27
FIRTH, ID 83236

AND
Name: EMILE GENTILLON
Address: 513 E. RIVER RD.
FIRTH, ID 83236

2. Date of Priority: JUN 27, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	36E	25	NW	NW	NW	8	BINGHAM

5. Description of diverting works:
WELL, PUMP AND DISTRIBUTION SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.030		3.50
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 4.70 A.F.A.

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ TWO HOMES.

A27-07375

Page 1

Date: 04/03/89

A2707375



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NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	36E	25	NW	NW	8	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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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): x Emile Gaudillon Date: 4/18/89
x Alden Miller Date: 4/18/89

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of April 19 89

Josiah M. McAllister
Notary Public

Seal

Residing at Blackfoot, Id

My Commission Expires 4/3/91

A27-07375

Top 15.
Rae 36E.

Well

25

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NOV 12 1992

