

11/20/2006

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

RIGHT NUMBER: 75-4495A
NAME AND ADDRESS: B & W LAND CO INC
PO BOX 339
IDAHO FALLS ID 83402
SOURCE: SPRING TRIBUTARY: NORTH FORK SALMON RIVER
QUANTITY: 0.110 CFS
Right Nos. 75-4494E and 75-4495A are limited to a total combined diversion rate of 0.11 cfs.

PRIORITY DATE: 04/01/1908
POINT OF DIVERSION: T25N R21E S28 SWSW Within LEMHI County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/01 10/31	0.100 CFS
	STOCKWATER	4/01 10/31	0.010 CFS

PLACE OF USE: IRRIGATION in LEMHI County
T25N R21E S28 SWSW 3.80 T25N R21E S33 NWNW 1.20
STOCKWATER same as IRRIGATION
5 ACRES TOTAL
Right Nos. 75-4494E and 754495A are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11/15/2006

IDAHO DEPARTMENT OF WATER RESOURCES

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RIGHT NUMBER: 75-4495A

NAME AND ADDRESS: B & W LAND CO INC
PO BOX 339
IDAHO FALLS ID 83402

SOURCE: SPRING

TRIBUTARY: NORTH FORK SALMON RIVER

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

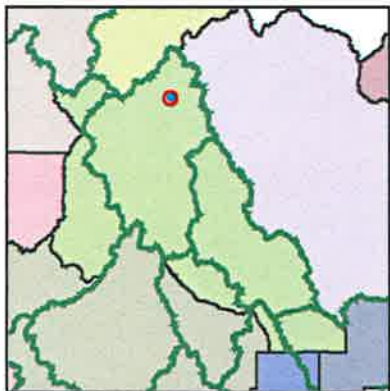


Idaho Department of Water Resources

SRBA Claim:
75-4495A

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



0 0.2 0.4 Miles

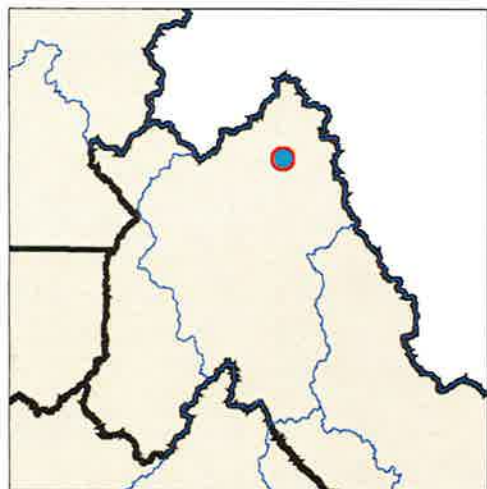


Prepared by R. Brown
On Friday, May 19, 2006
1987/88 Aerial Photography

Idaho Department of Water Resources

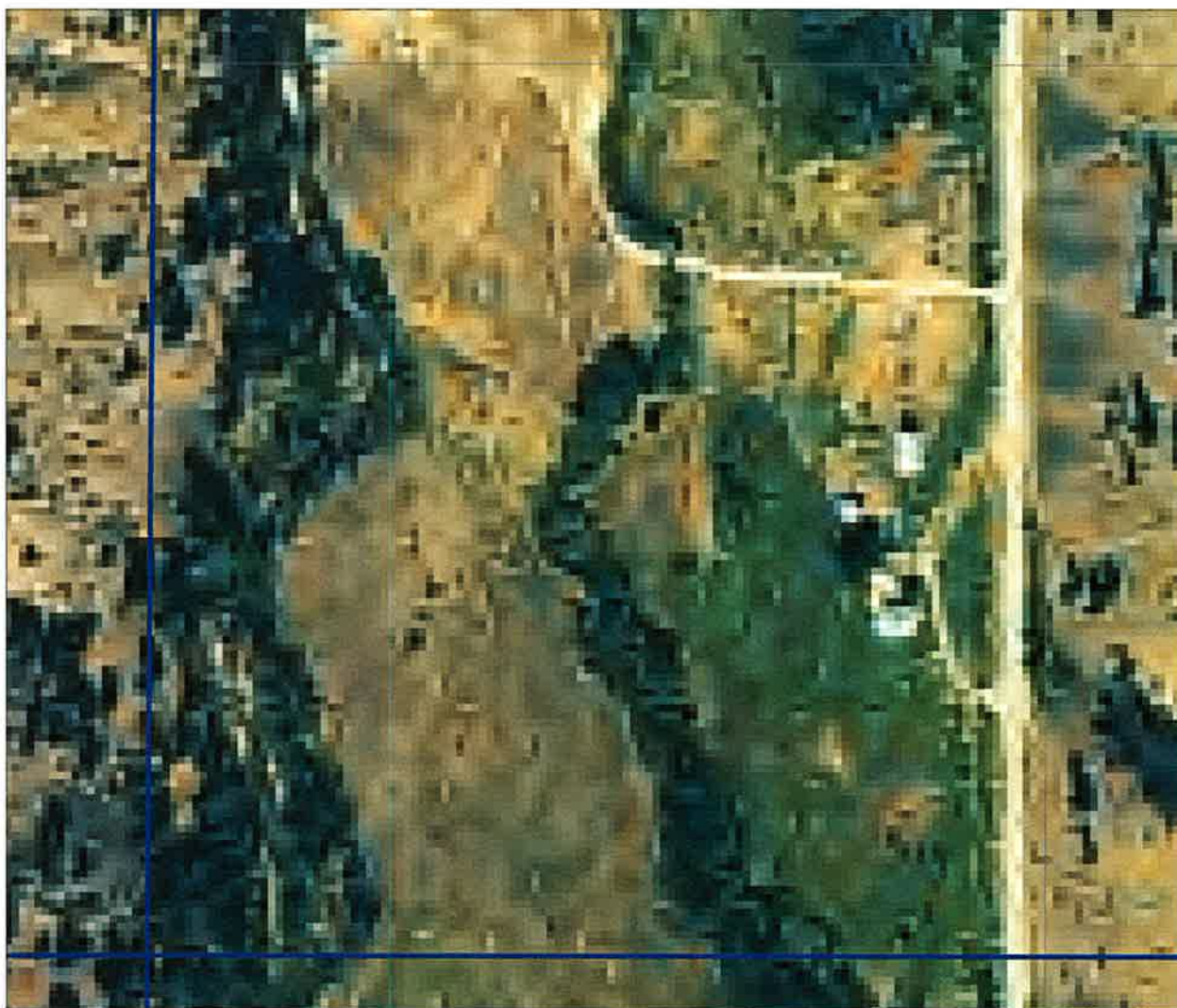


Adjudication Claim Number: **75-4495A**



Legend

-  PLS Sections
-  Quarter Quarters



0 0.1 0.2 Miles

A horizontal scale bar with three segments, corresponding to the 0, 0.1, and 0.2 mile markings.

Prepared by M. Vanbussum
On Thursday, May 12, 2005
1991 Aerial Photography



Idaho Department of Water Resources

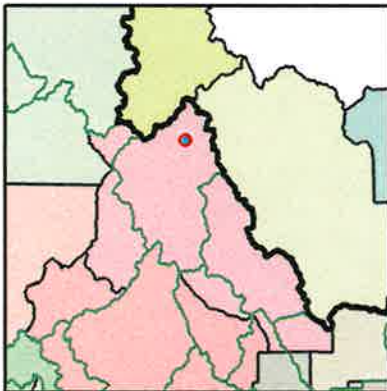
SRBA Recommendation:

75-4495A

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles



Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

15

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0000

FIRST CLASS



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DEPT. OF
WATER RESOURCES

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TO
SENDER
NO SUCH NUMBER

B & W LAND CO INC
PO BOX 339
IDAHO FALLS ID 83402

75-4494E
95A ✓
96B

11/20/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-4495A
B & W LAND CO INC
PO BOX 339
IDAHO FALLS ID 83402
Telephone Number: (208)522-1619

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800



NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JAN - 8 1992

DATE OF CLOSING: Aug. 19, 91

Department of Water Resources
Eastern District Office

LEGAL DESCRIPTION OF PROPERTY: Township 25N Range 21E
Section 28, SW 1/4 of SW 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

Section 33, NW $\frac{1}{4}$ OF NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

A75-04494C, A75-04495, A75-04496, A75-04497, A75-04498

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

B & W Land Co. Inc.

P.O. Box 51394

Idaho Falls, ID

☐ New Owner/Claimant
(Purchaser):

Shelly Gregoire

☐ New Mailing Address:

Box 127 305 12th St.

Salmon, ID 83467

☐ New Telephone Number:

(208) 756 - 3481 or 756-2524

☐ Does the change in ownership result in a splitting of the water right owned/claimed? x yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

A75-04495 25N 21E 33 10acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 08acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$,
07acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$. A75-04494C 25N 21E 33 35acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$,
12acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$. A75-04494C 25N 21E 28 15acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$.

☐ Attach proof of
ownership, describe
proof attached:

Corporation Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

Shelly Gregoire

Date Jan 6 92

Date

☐ Signature of Former
Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Copy of C/O should
be placed with
A75-04494C, A75-04495
A75-04495B. But
original in A75-04494C

Original to be mailed to Ida
Copies to Former Owner an

MICROFILMED

DEC 15 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A7504495A A7504495B

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☐ No Change ADDRESS _____
☒ NEW ADDRESS: 28 Tower Cr. Rd Salmon, ID 83467
2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:
GPS Site Tag No.: A0017059 GPS 113

Township _____	Range _____	Section _____	1/4 _____	1/4 _____	1/4 _____
Township _____	Range _____	Section _____	1/4 _____	1/4 _____	1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township <u>25N</u>	Range <u>21E</u>	Section <u>33</u>	<u>1/4 NW</u>	<u>1/4 NW</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

file 4495A - irrigation 5 acres - that's stretching it.
file 4495B - irrigation 25 acres - no way

☐ SYSTEM DIAGRAM INCLUDED ☐ NA
☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM
DATE EXAM CONDUCTED: _____

FIELD EXAMINER:

<u>Jack F. Ellis</u>	Print Name
<u>Jack F. Ellis</u>	Signature



IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

[[New Search](#)] [[Back to Summary](#)]

B. & W. LAND, INC.

P. O. BOX 51330
IDAHO FALLS, ID 83401

Type of Business: CORPORATION, GENERAL BUSINESS

Status: FORFEITED 01 Dec 1992

State of Origin: IDAHO

Date of 11 Apr 1973

Origination/Authorization:

Current Registered Agent: RULAND N. WILLIAMS
261 A STREET
IDAHO FALLS, ID 83402

Organizational ID / Filing Number: C47265

Number of Authorized Stock 1
Shares:

Date of Last Annual Report: 03 Dec 1992

Amendments:

Amendment filed 11 Apr 1973 INCORPORATION

Amendment filed 14 May 1979 OTHER - RA

Annual Reports:

Report for year 1992 MISCELLANEOUS

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[Download \(TIFF format\)](#)

Report for year 1991 ANNUAL REPORT

[View Document Online](#)
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Report for year 1990 ANNUAL REPORT

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Report for year 1989 ANNUAL REPORT

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Report for year 1988 ANNUAL REPORT

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Report for year 1987 ANNUAL REPORT

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Comments, questions or suggestions can be emailed to: sosinfo@sos.idaho.gov

SCANNED
OCT 1 1991

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: A75-04495A
Date Received: 4/25/1990
Receipt No: X777777
Received By: _____

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

1. Name: B & W LAND CO. INC. 208-522-1619
Address: P.O. BOX 51394
IDAHO FALLS ID 83405
2. Date of Priority: APR 1, 1908
3. Source: SPRING Trib. to: SALMON RIVER NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
25N	21E	28	SE	SW			LEMHI

5. Description of diverting works:
CULVERT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A
IRRIGATION	04/01	10/31	0.100		
STOCKWATER	04/01	10/31	0.010		

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

A.F.A.

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR 30-60 RANGE STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
25N	21E	28	SW	SW		IRR	5.0

A7504495A



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

NOTICE IS RESULT OF CHANGE IN OWNERSHIP FOR A PORTION OR
A75-04495, PAID FOR UNDER E013680. EMC 06-30-92

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____,
Organization document in the space below as _____ of
_____,
Title and that the statements contained in the
_____,
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

MICROFILMED

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____