

**T4477 INDIAN CREEK SUBDIVISION**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**

TRANSFER NO. 4477  
WATER RIGHT NOS. 23-00067A & 23-00067B

**RECEIVED**

MAY 18 1995

Department of Water Resources  
Eastern District Office

This is to certify that: **INDIAN CREEK SUBDIVISION**  
**C/O RAY OR SPENCER LOTT**  
**8391 N 45 E**  
**IDAHO FALLS ID 83401**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u>                           | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-------------------------------------------------|----------------------|-----------------------|----------------------|
| Right No. 23-00067A (Taylor Lott):              |                      |                       |                      |
| IRRIGATION                                      | 04/15 to 10/15       | 2.16 CFS              | 378.0 AF             |
| Right No. 23-00067B (Indian Creek Subdivision): |                      |                       |                      |
| IRRIGATION                                      | 04/15 to 10/15       | 0.20 CFS              | 35.0 AF              |
| <b>TOTAL:</b>                                   |                      | <b>2.36 CFS</b>       | <b>413.0 AF</b>      |

SOURCE

TRIBUTARY OF

INDIAN CREEK

SNAKE RIVER, SOUTH FORK

Priority: 05/01/1888

LOCATION OF POINT(S) OF DIVERSION:

Right No. 23-00067A : Lot 7( SWSE), Sec. 18, Township 01N, Range 44E  
Right No. 23-00067B : Lot 2( NENE), Sec. 19, Township 01N, Range 44E  
Lot 2( NWNE), Sec. 19, Township 01N, Range 44E  
BONNEVILLE County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                              | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>    | <u>ACRES</u>    | <u>ACRES</u>  | <u>TOTAL</u> |
|-----------------------------------------|------------|------------|-----------------|-----------------|---------------|--------------|
| Right No. 23-00067A :                   |            |            |                 |                 |               |              |
| 01N                                     | 44E        | 18         | Lot 6(NESW) 14  | Lot 4(NWSW) 30  | Lot 5(SWSW) 4 |              |
|                                         |            |            | Lot 6(SESW) 30  | Lot 7(SWSE) 16  |               | 94           |
|                                         |            | 19         | Lot 2(NWNE) 10  | Lot 2(NENW) 4   |               | 14           |
| Subtotal number of acres irrigated:     |            |            |                 |                 |               | 108          |
| Right No. 23-00067B :                   |            |            |                 |                 |               |              |
| 01N                                     | 44E        | 19         | Lot 2(NENE) 7.3 | Lot 2(NWNE) 2.7 |               | 10           |
| Subtotal number of acres irrigated:     |            |            |                 |                 |               | 10           |
| <b>TOTAL NUMBER OF ACRES IRRIGATED:</b> |            |            |                 |                 |               | <b>118</b>   |

TRANSFER NO. 4477  
WATER RIGHT NOS. 23-00067A & 23-00067B

CONDITIONS/REMARKS:

1. Use of water under these water rights will be regulated by the watermaster of State Water District No. 01.
2. These rights when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
3. Measuring devices of a type approved by this Department shall be permanently installed and maintained on Indian Creek in the NENW, S19, T01N, R44E.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. The use of water under Right Nos. 23-00067A and 23-00067B shall not exceed the flow in Indian Creek measured in the NENW, S19, T01N, R44E nor the amount of that flow that reaches the South Fork of the Snake River.

Right No. 23-00067A only :

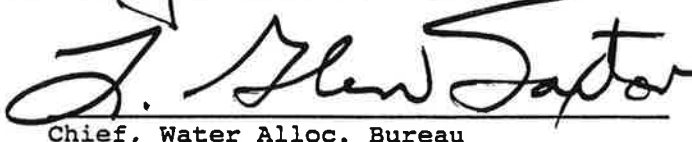
8. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
9. The right holder shall obtain 200 acre feet of storage water annually from State Water District No. 01 prior to diversion each year.

Right No. 23-00067B only :

10. Prior to diversion each year the right holder shall obtain storage water from Water District No. 01 equal to the anticipated total annual diversion.
11. Seven separate pumps are located in NENE and one in NWNE, Lot 2, T01N, R44E, for a total of 8 pumps.
12. Place of use is also known as Lots 1-8, Indian Creek Subdivision.

Dated this 12<sup>th</sup> day of

may, 1995



Chief, Water Alloc. Bureau

Transfer No. 4422

Name of applicant INDIAN CREEK SUBDIVISION C/O RAY OR Phone 522-8838  
Post Office address 8391 N 45 E IDAHO FALLS ID  
83401

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use  
☐ Change nature of use ☐ Change period of use ☒ Other REFLECT ACTUAL ACRES IRRIGATED  
(PART B)  
2. Describe the reason for the proposed changes 83 SUBDIVISION LOT OWNERS WISH TO HAVE A  
PUMP ON EACH LOT. PUMPING FROM SNAKE RIVER WILL BE DEPENDENT ON STORAGE  
OWNED AND/OR RENTED FROM WD01. (PART A) PUMP FLOW IS DEPENDENT ON FLOWS  
IN INDIAN CREEK.

- | 1. Right Number                            | Priority | Amount<br>(cfs/ac-ft) | Nature<br>of Use                                        | Period of Use |
|--------------------------------------------|----------|-----------------------|---------------------------------------------------------|---------------|
| 23-00067B                                  | 5-1-1888 | 0.19 cfs              | IRRIGATION                                              | 4-1 to 10-31  |
|                                            |          |                       |                                                         | to            |
| 23-00067A                                  | 5-1-1888 | 2.06 cfs              | IRRIGATION                                              | 4-10 to 10-31 |
|                                            |          |                       |                                                         | to            |
|                                            |          |                       |                                                         | to            |
| 2. Total amount of water being transferred |          | 2.25                  | cubic feet per second and/or _____ acre-feet per annum. |               |
| * 3. Source of water                       |          | INDIAN CREEK          | tributary to SNAKE RIVER, SOUTH FORK                    |               |
| 4. Point(s) of Diversion:                  |          |                       |                                                         |               |

[illegible][illegible]

**PART 1**

## 6. General Information:

a. Description of diversion system PART B HAS ONE PUMP PER LOT. PART A HAS THE  
ORIGINAL LARGE IRRIGATION PUMP.

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

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

NA

## d. Remarks:

THE CHILDREN OF TAYLOR LOTT OWN ALL THE PROPERTY. THE VACATION LOTS  
ARE NOW DIVIDED UP AMONGST THEM. THE RIGHT BEING TRANSFERRED FROM INDIAN  
CREEK WILL PROVIDE A BASIS FOR ASSIGNING 15 AFA OF STORAGE FROM PALISADES  
AS THE MAIN WATER SUPPLY FOR THESE LOTS.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

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

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. 23-00067 Decreed to JOHN F JONES  
in case of REXBURG IRRIGATION CO ET AL vs TETON IRRIGATION CANAL CO  
dated 12-16-1910 in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2304 FOR TAYLOR LOTT which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other \_\_\_\_\_

3. Source of water INDIAN CREEK tributary to SNAKE RIVER, SOUTH FORK

4. Date or priority 5-1-1888

5. Water is used for the following purpose:

amount 3.00 cfs for IRRIGATION purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right 3.00 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | ¼ | ¼  | ¼  | Sec. | Twp. | Rge. | County     | Local name for diversion |
|-----|---|----|----|------|------|------|------------|--------------------------|
|     |   | SW | SE | 18   | 1N   | 44E  | BONNEVILLE |                          |
|     |   |    |    |      |      |      |            |                          |
|     |   |    |    |      |      |      |            |                          |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
| 1N   | 44E  | 18   |      |      |      |      |      |      |      |      | 41   |      | 53   |      |      | 15   |      |      | 109    |
|      |      |      |      |      |      |      |      |      |      |      | L-4  |      | L-6  |      |      | L-7  |      |      |        |
|      |      | 19   |      | 48   |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 48     |
|      |      |      |      | L-2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres 157

9. Describe any other water rights used for the same purpose as described above \_\_\_\_\_

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe \_\_\_\_\_

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.19 cfs for IRRIGATION purposes from 4-1 to 10-31  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County     | Local name for diversion |
|-----|-----|-----|-----|------|------|------|------------|--------------------------|
|     |     | SW  | SE  | 18   | 1N   | 44E  | BONNEVILLE |                          |
|     |     |     |     |      |      |      |            |                          |
|     |     |     |     |      |      |      |            |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1N   | 44E  | 19   |        | 10     |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 10     |
|      |      |      |        | L-2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 10

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 2.81 cfs for IRRIGATION purposes from 4-1 to 10-31  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County     | Local name for diversion |
|-----|-----|-----|-----|------|------|------|------------|--------------------------|
|     |     | SW  | SE  | 18   | 1N   | 44E  | BONNEVILLE |                          |
|     |     |     |     |      |      |      |            |                          |
|     |     |     |     |      |      |      |            |                          |

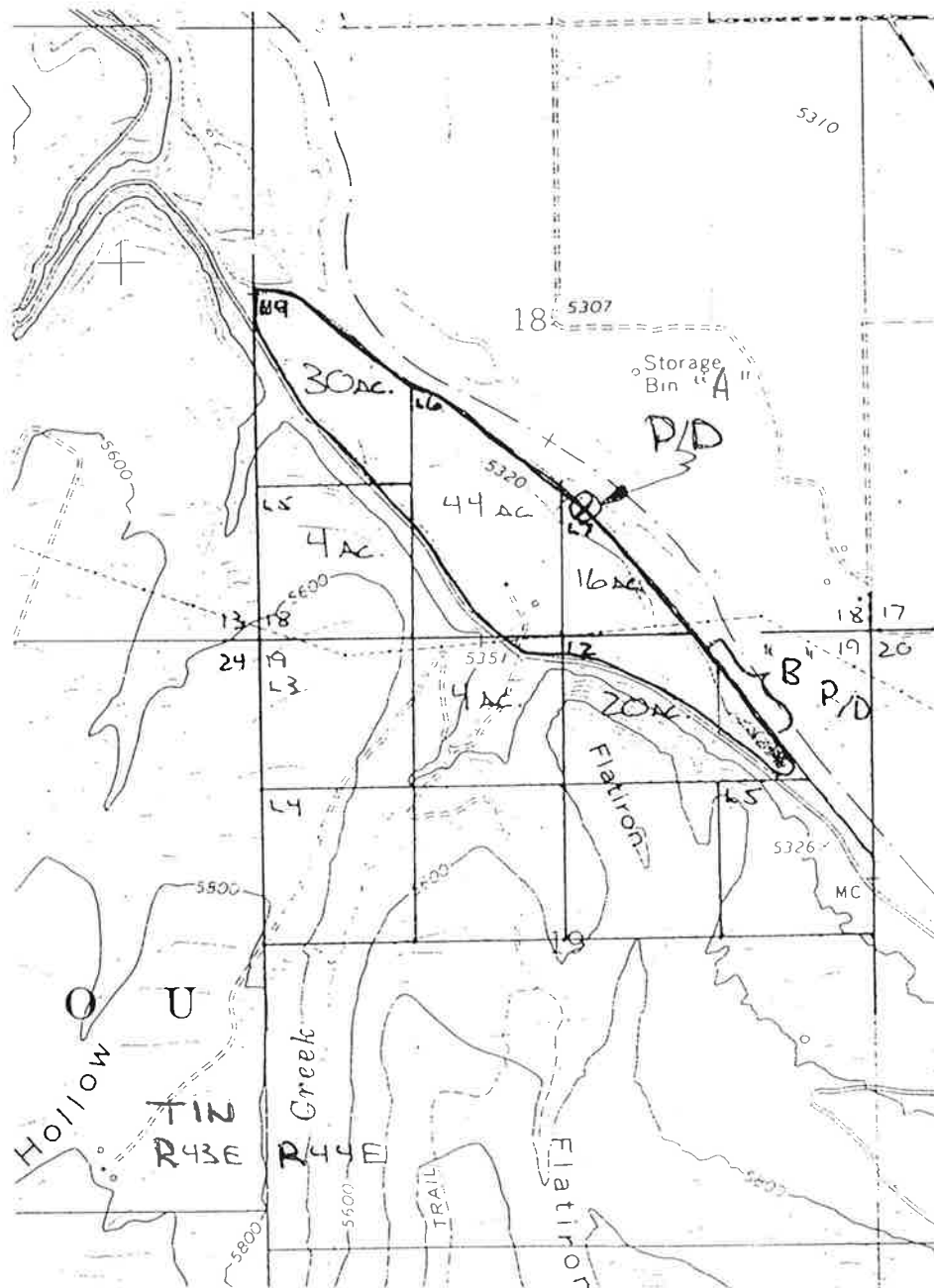
3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1N   | 44E  | 19   |        | 38     |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 38     |
|      |      |      |        | L-2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 18   |        |        |        |        |        |        |        |        | 41     |        | 53     |        |        |        | 15     |        | 109    |
|      |      |      |        |        |        |        |        |        |        |        | L-4    |        | L-6    |        |        |        | L-7    |        |        |

Total acres 147

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



Page \_\_\_\_\_ of \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 4427

# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

Name of applicant INDIAN CREEK SUBDIVISION C/O RAY OR Phone 522-8838  
 Post Office address 8391 N 45 E IDAHO FALLS ID  
83401

**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use  
☐ Change nature of use ☐ Change period of use ☒ Other REFLECT ACTUAL ACRES IRRIGATED  
(PART B)
2. Describe the reason for the proposed changes 8 SUBDIVISION LOT OWNERS WISH TO HAVE A  
PUMP ON EACH LOT. PUMPING FROM SNAKE RIVER WILL BE DEPENDENT ON STORAGE  
OWNED AND/OR RENTED FROM WD01. (PART A) PUMP FLOW IS DEPENDENT ON FLOWS  
IN INDIAN CREEK.

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

- |      |                                                                                                             |                 |                       |                   |                            |
|------|-------------------------------------------------------------------------------------------------------------|-----------------|-----------------------|-------------------|----------------------------|
| 1.   | Right Number                                                                                                | Priority        | Amount<br>(cfs/ac-ft) | Nature<br>of Use  | Period of Use              |
|      | <u>23-00067B</u>                                                                                            | <u>5-1-1888</u> | <u>0.19 cfs</u>       | <u>IRRIGATION</u> | <u>4-1</u> to <u>10-31</u> |
|      |                                                                                                             |                 |                       |                   | to                         |
|      | <u>23-00067A</u>                                                                                            | <u>5-1-1888</u> | <u>2.06 cfs</u>       | <u>IRRIGATION</u> | <u>4-1</u> to <u>10-31</u> |
|      |                                                                                                             |                 |                       |                   | to                         |
|      |                                                                                                             |                 |                       |                   | to                         |
| 2.   | Total amount of water being transferred <u>2.25</u> cubic feet per second and/or _____ acre-feet per annum. |                 |                       |                   |                            |
| * 3. | Source of water <u>INDIAN CREEK</u> tributary to <u>SNAKE RIVER, SOUTH FORK</u>                             |                 |                       |                   |                            |
| 4.   | Point(s) of Diversion:                                                                                      |                 |                       |                   |                            |

[illegible]

5. Lands irrigated or place of use:

[illegible]

**PART 1**

## 6. General Information:

a. Description of diversion system PART B HAS ONE PUMP PER LOT. PART A HAS THE  
ORIGINAL LARGE IRRIGATION PUMP.

NA

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

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

NA

## d. Remarks:

THE CHILDREN OF TAYLOR LOTT OWN ALL THE PROPERTY. THE VACATION LOTS  
ARE NOW DIVIDED UP AMONGST THEM. THE RIGHT BEING TRANSFERRED FROM INDIAN  
CREEK WILL PROVIDE A BASIS FOR ASSIGNING 15 AFA OF STORAGE FROM PALISADES  
AS THE MAIN WATER SUPPLY FOR THESE LOTS.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

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

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. 23-00067 Decreed to JOHN F JONES  
in case of REXBURG IRRIGATION CO ET AL vs. TETON IRRIGATION CANAL CO  
dated 12-16-1910 in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2304 FOR TAYLOR LOTT which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☒ Warranty Deed

☐ Other \_\_\_\_\_

3. Source of water INDIAN CREEK tributary to SNAKE RIVER, SOUTH FORK

4. Date or priority 5-1-1888

5. Water is used for the following purpose:

amount 3.00 cfs for IRRIGATION purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right 3.00 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | ¼ | ¼  | ¼  | Sec. | Twp. | Rge. | County     | Local name for diversion |
|-----|---|----|----|------|------|------|------------|--------------------------|
|     |   | SW | SE | 18   | 1N   | 44E  | BONNEVILLE |                          |
|     |   |    |    |      |      |      |            |                          |
|     |   |    |    |      |      |      |            |                          |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
| 1N   | 44E  | 18   |      |      |      |      |      |      |      |      | 41   |      | 53   |      |      |      | 15   |      | 109    |
|      |      |      |      |      |      |      |      |      |      |      | L-4  |      | L-6  |      |      |      | L-7  |      |        |
|      |      | 19   |      | 48   |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 48     |
|      |      |      |      | L-2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres 157

9. Describe any other water rights used for the same purpose as described above \_\_\_\_\_

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.19 cfs for IRRIGATION purposes from 4-1 to 10-31  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County     | Local name for diversion |
|-----|-----|-----|-----|------|------|------|------------|--------------------------|
|     |     | SW  | SE  | 18   | 1N   | 44E  | BONNEVILLE |                          |
|     |     |     |     |      |      |      |            |                          |
|     |     |     |     |      |      |      |            |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1N   | 44E  | 19   | 7.3    | 2.7    |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 10     |
|      |      |      | L-2    | L-2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 10

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 2.81 cfs for IRRIGATION purposes from 4-1 to 10-31  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County     | Local name for diversion |
|-----|-----|-----|-----|------|------|------|------------|--------------------------|
|     |     | SW  | SE  | 18   | 1N   | 44E  | BONNEVILLE |                          |
|     |     |     |     |      |      |      |            |                          |
|     |     |     |     |      |      |      |            |                          |

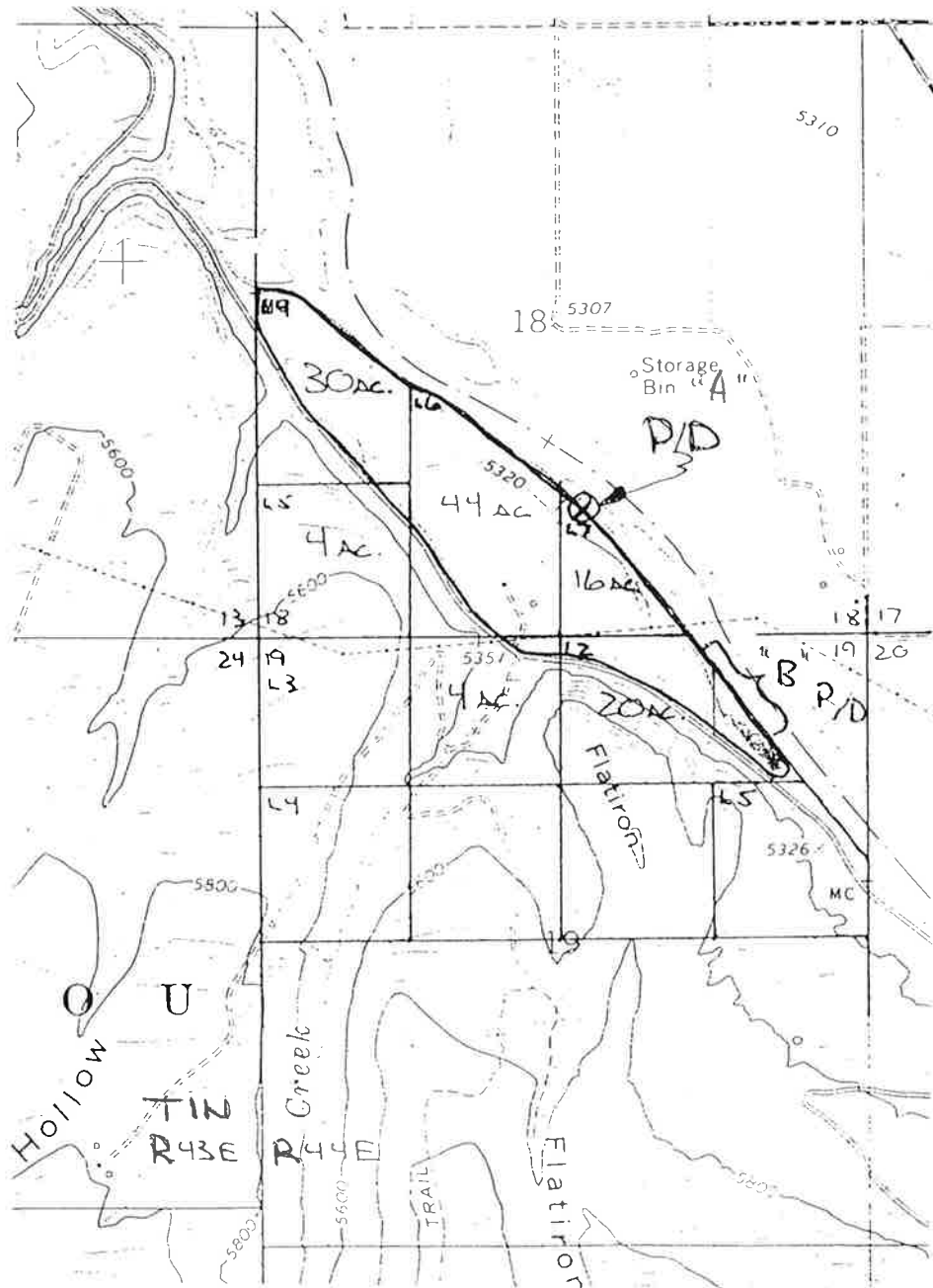
3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1N   | 44E  | 19   |        | 38     |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 38     |
|      |      |      |        | L-2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 18   |        |        |        |        |        |        |        |        | 41     |        | 53     |        |        |        | 15     |        | 109    |
|      |      |      |        |        |        |        |        |        |        |        | L-4    |        | L-6    |        |        |        | L-7    |        |        |

Total acres 147

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



**PART 3****B. CHANGES IN NATURE OF USE**

| 1 | <u>New Nature of Use</u> | <u>Amount<br/>(cfs/ac-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u> |
|---|--------------------------|-------------------------------|------------------------|----------------------|
|   |                          |                               |                        | to                   |
|   |                          |                               |                        | to                   |

2. Quantity and quality of return flows and location of discharge:

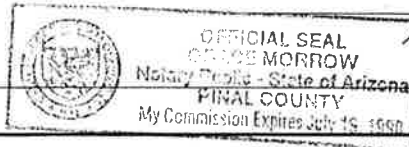
3. Describe effects on other water uses resulting from the proposed change:

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

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

Subscribed and sworn to before me this 31st day of October, 19 94.

My commission expires \_\_\_\_\_



(Notary Public)

**FOR DEPARTMENT USE ONLY**

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments

Received by WM Date 11/3/94 Protest filed by \_\_\_\_\_Prelim. check by HWS #E020462 Fee 100 \$ \_\_\_\_\_Receipted by \_\_\_\_\_ Date 11-5-94 \_\_\_\_\_Published in Post Register Copies of protest forwarded by \_\_\_\_\_Pub. dates Nov. 12, 24, 1994 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A23-00067  
Date Received: 7/06/1989  
Receipt No: E009420  
Received By: DM

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JOHN T. LOTT FAMILY INTERVIVOS 208-523-8060  
Address: REVOCABLE TRUST AGREEMENT  
% JOHN T. LOTT JR., TTEE  
BOX 578  
IONA, ID 83427

2. Date of Priority: MAY 01, 1888

3. Source: INDIAN CREEK Trib. to: SNAKE RIVER, SOUTH

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 01N      | 44E   | 18      | SW     | SE     |     | 7   | BONNEVILLE |

5. Description of diverting works:  
PUMP, MOTOR, MAINLINE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 3.000 |      |        |

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

8. Total consumptive use is 392.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 44E   | 18      |        |     | 4   | IRR | 30.0  |

A23-00067

Page 1

Date: 07/06/89

MICROFILM  
NOV 07 1992



10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot           | Use | Acres |
|----------|-------|---------|------------|---------------|-----|-------|
| 01N      | 44E   | 18      |            | 5             | IRR | 4.0   |
|          |       |         |            | 6             | IRR | 44.0  |
|          |       |         |            | 7             | IRR | 16.0  |
|          |       |         |            | Section Acres |     | 94.0  |
|          |       | 19      |            | 2             | IRR | 20.0  |
|          |       |         | NE NW      |               | IRR | 4.0   |
|          |       |         |            | Section Acres |     | 24.0  |
|          |       |         |            | Total Acres   |     | 118.0 |

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:  
N/A

14. Remarks:  
AS PER TRANS. 2304.

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

REXBURG IRRIG. CO. ET AL  
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO ET A  
Decree Defendant

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 \_\_\_\_\_ TRUSTEE \_\_\_\_\_ of  
JOHN T. LOTT FAMILY INTERVIVOS \_\_\_\_\_ Title  
REVOCABLE TRUST AGREEMENT \_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ TRUSTEE \_\_\_\_\_ of  
JOHN T. LOTT FAMILY INTERVIVOS \_\_\_\_\_ Title  
REVOCABLE TRUST AGREEMENT \_\_\_\_\_ and that the statements contained in the  
Organization  
foregoing document are true and correct.

John T. Lott, Trustee  
Signature of Authorized Agent  
JOHN T. LOTT FAMILY INTERVIVOS  
TRUSTEE./ REVOCABLE TRUST AGREEMENT  
Title and Organization

6 JULY 1989

Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 6 day  
of July 19 89

[Signature]  
Notary Public



Residing at Idaho Falls  
My Commission Expires 4-12-87



Water Right Number - 23-00067

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*

LOTT

TAYLOR

1 -

2 -

3 -

City-

State-

Zip-

Phone -

\*\*\* O - ORIGINAL OWNER \*\*\*

JONES

JOHN F.

1 -

2 -

3 -

City-

State-

Zip-

Phone -

+ - - Priority Date - - +

05/01/1888

+ - - Region - - - +

15 EASTERN

+ - - Stage - - - +

D - DECREED

+ - - Status - - - +

+ - - - - Source - - - - +

INDIAN CREEK

+ - - - - Tributary - - - - - +

SNAKE RIVER, SOUTH FORK

+ - - - - Point of Diversion - - - - - +

+ - - - - - +

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name | Diversion Rate | Diversion No. |
|-----|-----|-----|-------|-----|------|--------|----------------|----------------|---------------|
|-----|-----|-----|-------|-----|------|--------|----------------|----------------|---------------|

|     |     |    |       |  |  |                 |  |  |  |
|-----|-----|----|-------|--|--|-----------------|--|--|--|
| 01N | 44E | 18 | SW SE |  |  | (19) BONNEVILLE |  |  |  |
|-----|-----|----|-------|--|--|-----------------|--|--|--|

+ - - - - Water Use - - - - - +

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|------|-------------|-------------|-----------|----------------|------------------|
|------|-------------|-------------|-----------|----------------|------------------|

01 - IRRIGATION

3.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +

3.000

+ - - - - Place of Use - - - - - +

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County          |
|-----|-----|-----|-------|-----|-------|------|-------------|-----------------|
| 01N | 44E | 18  | NW SW | 4   | 41.0  | 01   | IRRIGATION  | (19) BONNEVILLE |
| 01N | 44E | 18  | SE SW | 6   | 53.0  | 01   | IRRIGATION  | (19) BONNEVILLE |
| 01N | 44E | 18  | SW SE | 7   | 15.0  | 01   | IRRIGATION  | (19) BONNEVILLE |
| 01N | 44E | 19  | NW NE | 2   | 48.0  | 01   | IRRIGATION  | (19) BONNEVILLE |

Total Acres: 157.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

AS PER TRANS. 2304.

Water right number - 23-00067

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +  
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +  
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +  
REXBURG IRRIG. CO. ET AL      TETON IRRIGATION CANAL CO ET AL.      12/16/1910

+ - - - - Comments - - - - - +  
No Comments Found

+ - - Audit Fields - 04/08/85 05/22/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

|                                |                              |                      |
|--------------------------------|------------------------------|----------------------|
| Proof Due Date - 00/00/0000    | Field Exam Made - 00/00/0000 | Field Exam Fee -     |
| Approved/Denied - 00/00/0000   | Protested Date - 00/00/0000  | Swan Falls -         |
| Proof Made Date - 00/00/0000   | Hearing Date - 00/00/0000    | Temporary Right - P  |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 04/08/1985   | DLE/Carey Act -      |
| Order Show Cause - 00/00/0000  | Receipt Number -             | Water District - 01  |
| Licensed Date - 00/00/0000     | Appl Received - 00/00/0000   | Transfer/Amended - T |
| Decree Date - 12/16/1910       | Name Connector -             | POU Ownership Flag-  |
| Presumption Flag -             |                              |                      |

T/N  
R  
44E

