

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 11 2017

Department of Water Resources
Eastern Region

Notice of Abandonment of Water Right

Print Name of Water Right Owner(s): Gerald + Sue HonasMailing Address: 275 E 350 N
Blackfoot, ID. Phone: 208 785 6861

Note: If you are not listed as the current owner of the water right in the Idaho Department of Water Resources' records, you must include evidence of ownership of the water right (or portion of the water right) with this form. Evidence may include a warranty deed, quitclaim deed, court decree, contract of sale, etc.

I am the current owner of all, or part of, the water right described in the Idaho Department of Water Resources' records as Water Right No. 27-12209.

I hereby abandon all, or part of the water right designated above. This abandonment is intentional and voluntary. I recognize that this abandonment permanently eliminates the right to divert and use water under the water right designated above.

If this abandonment applies to a portion of the water right, please indicate which part is abandoned by describing the diversion rate, annual diversion volume or storage volume, and place of use (include acres if the use is irrigation) and by attaching a detailed map identifying the specific locations.

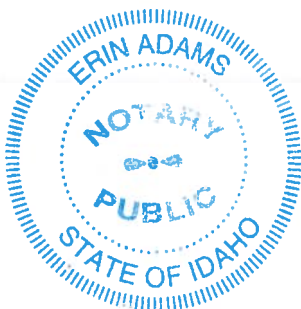
Gerald Honas Sue Honas 12/6/17
Signature of Water Right Owner(s) or Authorized Representative Date

Print Name and Title of Authorized Representative
(Complete if applicable and include your authority to act on behalf of the water right owner)

State of Idaho)
County of Bingham) ss

On this 6th day of December, 2017, the signer(s) of the above instrument appeared before me and duly acknowledged to me that he/she executed the same.

SEAL



[Signature]
Notary Public

My commission expires: 03/06/2021

Residing at: Blackfoot

450324

Blaser & Sorenson
BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

WARRANTY DEED

FEE 6.00 DEPT SP

96 DEC 23 PM 4:45

FOR VALUE RECEIVED E. KATHRYN BLEAZARD a/k/a EILEY CATHERINE

BLEAZARD, a widow, dealing with her sole and separate property, the Grantor, does hereby grant, bargain, sell, and convey unto GERALD HONAS and SUE HONAS, husband and wife, the Grantees, whose current address is 275 East 350 North, Blackfoot, Idaho 83221 , the following described premises, to-wit:

Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 2 South, Range 36 East of the Boise Meridian, Bingham County, Idaho, described as follows: Beginning at a point that is N. 89°22'56" W. 1,333.24 feet along the monumented centerline through the Section from the E $\frac{1}{4}$ corner of said Section 16 and running thence N. 89°22'56" W. 391.88 feet along said monumented centerline; thence N. 00°00'40" E. 1,332.65 feet to an existing fence line; thence along said existing fence line the following 2 courses: (1) S. 89°45'43" E. 391.86 feet; thence (2) S. 00°00'40" W. 1,335.25 feet extended to the point of beginning.

EXCEPTING THEREFROM: The existing County road right-of-way the S. side of the above described property.

Together with tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water and water rights, ditch and ditch rights.

Subject to reservations in United States patents and State deeds or other restrictions imposed by law, easements and right-of-way, zoning and building ordinances, use restrictions of record, and taxes and assessments for the year 1997 and thereafter.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

DATED and signed this 20 day of December, 1996.

E. Kathryn Bleazard
E. KATHRYN BLEAZARD

STATE OF IDAHO)
) ss.
County of Bingham)

On this 20 day of December, 1996, before me, the undersigned, a notary public in and for said state, personally appeared **E. Kathryn Bleazard**, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

SG Blou
Notary Public for State of Idaho
Residing at Blackfoot, Idaho

My comm expires: 12-1-2000

450324

Idaho Department of Water Resources



Legend

-  Honas Property for Abandonment
-  Place of Use of 27-12209
-  Township/Range
-  Sections
-  QQ
-  Taxlots

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/11/2017

Water Right 27-12209

Owner Type **Name and Address**
Current Owner ELCY BLEAZARD
260 E 350 N
BLACKFOOT, ID 83221

Current Owner TOM BARTAUSKY
281 N COTTONWOOD RD
BLACKFOOT, ID 83221

Priority Date: 8/22/1991

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.110 CFS	
	<u>Total Diversion</u>		0.110 CFS	

Source and Point(s) of Diversion

GROUND WATER NWNE Sec. 16, Twp 02S, Rge 36E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	36E	16			5.3														5.3

POU Total Acres: 5.3

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
3. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
 This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
 This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 69.2 af for the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/11/2017

Comments:

1. j barg 12/11/2009 Change of Ownership
Split from Water Right 27-12166

2. j barg 12/11/2009 POD
Updated Shape

3. j barg 12/11/2009 POU
Updated Shape

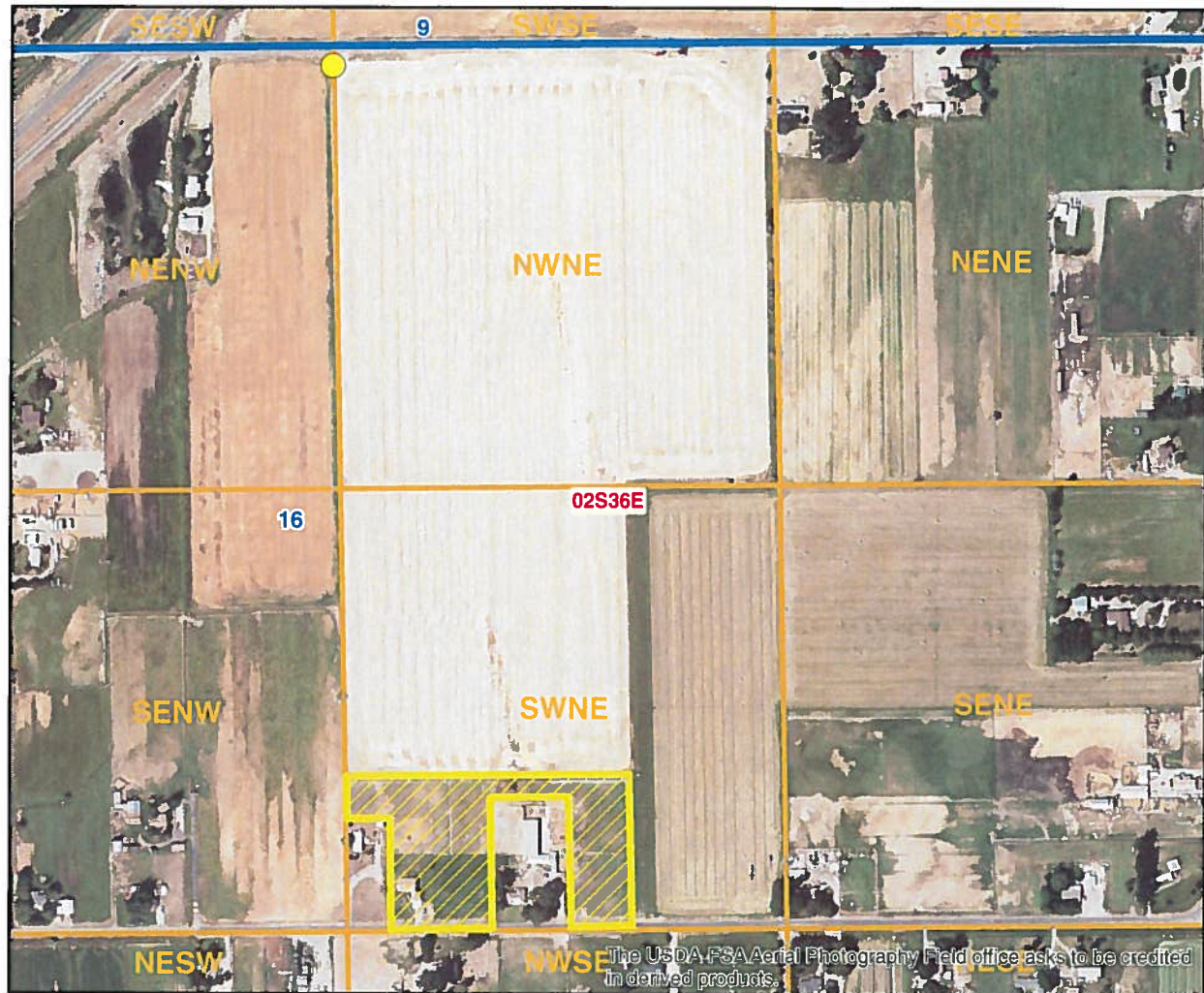
4. jcefalo 12/11/2017 Abandonment

A 12-acre portion of this right has been abandoned. Gerald and Sue Honas filed a Notice of Abandonment of Water Right on December 11, 2017. They only own a 12-acre portion of the 17.3-acre right. The elements of the water right have been reduced accordingly.

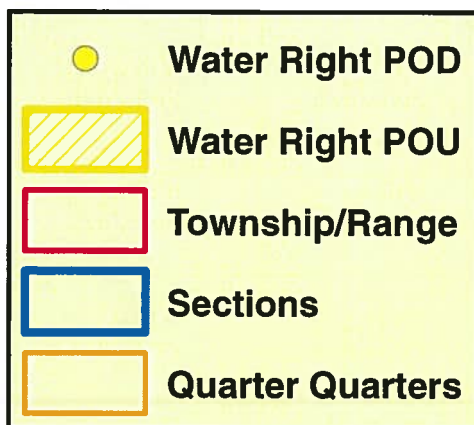
Property owners under remaining portion of water right 27-12209 have not filed ownership changes. 1.0 acres of the right is associated with RP 0425503. 2.7 acres is associated with RP0425509. 1.6 acres is associated with RP0425510.

5. jcefalo 12/11/2017 POU
Updated Shape

Water Right 27-12209 After 12-Acre Abandonment by Gerald and Sue Honas



2013 Aerial Photo





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 12, 2017

Gerald and Sue Honas
274 E 350 N
Blackfoot Id 83221

RE: Water Right No. 27-12209

Dear Permit Holders:

The Department has received and processed your notice of Abandonment for Water Right number 27-12209. The right has been abandoned and is no longer in effect.

If you have any questions regarding this matter, please contact the Department.

Sincerely,

Sharla Cox
Administrative Assistant

cc: Elcy Bleazard
260 E 360 N
Blackfoot Id 83221

Tom Bartauský
281 N Cottonwood Rd
Blackfoot ID 83221

Bingham Ground Water District
PO Box 1268
Blackfoot ID 83221

Enclosure