

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/20/2023

Water Right 1-10539 *Byore Split*

Owner Type **Name and Address**
Current Owner R GENE SCOTT
4644 E 185 N
RIGBY, ID 83442-5901
(208) 538-7431

Priority Date: 4/1/1939

Basis: Decreed

Status: Active

Source
SNAKE RIVER

Tributary
COLUMBIA RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	3.290 CFS	
STOCKWATER	04/01	10/31	0.040 CFS	
	Total Diversion		3.290 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER NESWSW Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

STOCKWATER within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	29								X					X	X			

IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	40E	28										5.0							5.0
04N	40E	29								0.9					35.0	8.7			44.6

POU Total Acres: 49.6

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 49.6 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
2. 179 The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.

SCANNED

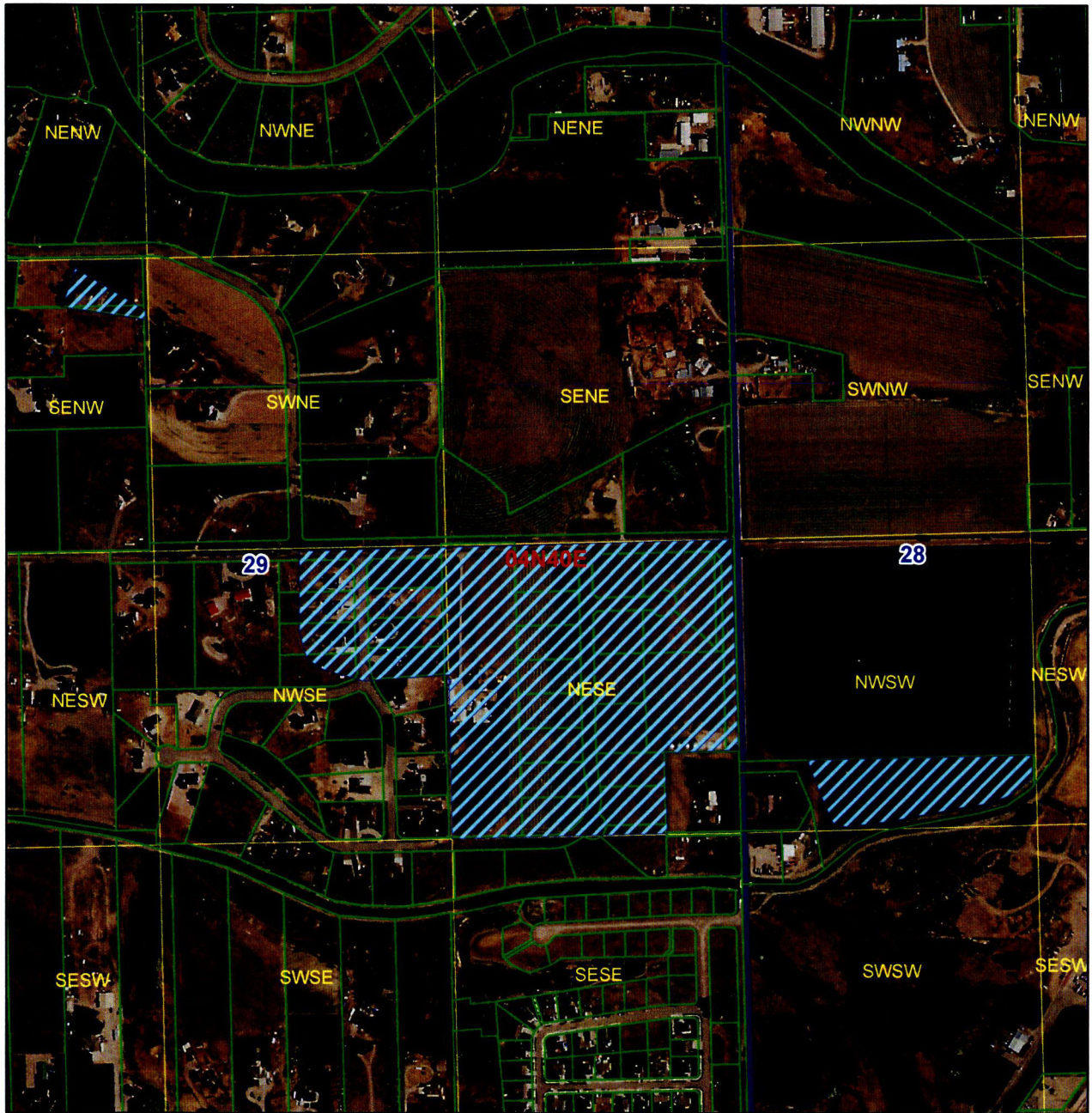
1-10539 2023

IDAHO DEPARTMENT OF WATER RESOURCES
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3. Water is delivered from the Dry Bed.
4. This right is a split from former right 1-326 .
5. F01 Water is delivered through Steele Canal.
6. X02 Water Right 1-10539 and 1-10678 for stockwater use is limited to 165 range cattle.
7. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
8. C18 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.
9. X35 Rights 1-10539 and 1-10678 when combined shall not exceed a total diversion rate of 0.04 cfs, for stockwater.

Idaho Department of Water Resources



Legend

-  1-10535, 1-10537, 1-10539 Before Split
-  Parcels
-  Township/Range
-  Sections
-  QQ

SCANNED

JUN 21 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/21/2023

Water Right 1-10539

After Split

Owner Type **Name and Address**
Current Owner R GENE SCOTT
 4644 E 185 N
 RIGBY, ID 83442-5901
 (208) 538-7431

Priority Date: 4/1/1939

Basis: Decreed

Status: Active

Source
SNAKE RIVER

Tributary
COLUMBIA RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	2.960 CFS	
STOCKWATER	04/01	10/31	0.040 CFS	
	Total Diversion		2.960 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER NESWSW

Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

STOCKWATER within JEFFERSON 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	
04N	40E	29								X					X	X			

IRRIGATION within JEFFERSON 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	
04N	40E	29								0.9					35.0	8.7			44.6

POU Total Acres: 44.6

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 44.6 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.
2. 179 The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.
3. Water is delivered from the Dry Bed.

SCANNED

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/21/2023

- | | | |
|----|-----|---|
| 4. | | This right is a split from former right 1-326 . |
| 5. | F01 | Water is delivered through Steele Canal. |
| 6. | X02 | Water Right 1-10539 and 1-10678 for stockwater use is limited to 165 range cattle. |
| 7. | N08 | The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use. |
| 8. | C18 | 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. |
| 9. | X35 | Rights 1-10539 and 1-10678 when combined shall not exceed a total diversion rate of 0.04 cfs, for stockwater. |

Comments:

12 jbailey 6/21/2023 Ownership Change
Water right 1-10539 was split into 1-10539 and 1-10704.

SCANNED

JUN 21 2023
1-10539

Idaho Department of Water Resources



Legend

-  1-10702, 1-10703, 1-10704 POU
-  1-10535, 1-10537, 1-10539 After Split
-  Parcels
-  Township/Range
-  Sections
-  QQ

SCANNED

JUN 21 2023

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 20 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
1-10535	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1-10537	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1-10539	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1-10535 (Split into 1-10535 and 1-10702)		Yes ☐		Yes ☐	Yes ☐
1-10537 (Split into 1-10535 and 1-10703)		Yes ☐		Yes ☐	Yes ☐
1-10539 (Split into 1-10539 and 1-10704)		Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: R. Gene Scott
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mark D. and Tricia Varvel
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 130 N 4700 E Rigby ID 83442
Mailing address City State Zip
208-520-5323 mark.varvel@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 12-04-2020
6. Do you own the land identified as the water right place of use? Yes ☐ No ☒
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
o \$25 per undivided water right.
o \$100 per split water right.
o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 1-10535

8. Signature: [Signature] 6/16/2023
Signature of new owner/claimant Title, if applicable Date
MARK D VARVEL
Print name
- Signature: [Signature] 6/16/2023
Signature of new owner/claimant Title, if applicable Date
TRICIA VARVEL
Print name

For IDWR Office Use Only:

Received by M. Pettis Date 6-20-23 Receipt No. E049282 Receipt Amt. 300.00
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by JB Processed by JB Date 6/21/2023

JUN 21 2023