

APR 30 1996

Department of Water Resources

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: A21-00134

Date Received: 12/14/1989

Receipt No: C013520

Received By: _____

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

1. Name: SLASH E RANCH 818-289-5311
Address: C/O JAMES T COLE
2135 HUNTINGTON DR STE 202
SAN MARINO CA 91108

2. Date of Priority: FEB 9, 1903

3. Source: WILLOW CREEK Trib. to: HENRYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	43E	10	SW	NE			FREMONT
		11	SW	NW			FREMONT

5. Description of diverting works:
SEE ATTACHMENTS A AND B

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	0.800		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, RANCH W/FIVE GUEST CABINS; STOCKWATER, 0 TO 12 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	43E	9	NE	NE		IRR	20.0

MICROFILMED

NOV 05 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	43E	9	SE	NE		IRR	20.0
			NE	SE		IRR	10.0
			Section Acres				50.0
		10	SW	NE		IRR	40.0
			SW	NE		STOCK	
			SE	NE		IRR	40.0
			SE	NE		STOCK	
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			SE	NW		STOCK	
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			Section Acres				320.0
			Total Acres				370.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
21-00036, 00076, 00077, 00119, 00133

14. Remarks:
SEE ATTACHMENTS A AND B

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRR. CO ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL
vs Decree Defendant

MICROFILMED
NOV 05 1990

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: 0

For Organizations:

I do solemnly swear or affirm that I am owner of _____ Title

Slosh E Ranch, that I have signed the foregoing Organization

document in the space below as owner of _____ Title

Slosh E Ranch and that the statements contained in the Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

owner
Title and Organization

4/24/96
Date

State of California)
~~Idaho~~)
County of Los Angeles) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of April 19 96

[Signature]
Notary Public

Seal

Residing at San Marino, CA

My Commission Expires 10-6-98



MICROFILMED
NOV 05 1996

17. Notice of Appearance:

Notice is hereby given that I, Jeffrey C. Fereday will be
Print Name

acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Jeffrey C. Fereday

Address P.O. Box 2720, Boise, ID 83701

Date April 26, 1996

MICROFILMED
NOV 05 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 21-0134

Date Received

Receipt Number 0013520

DE/80

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A2100134

Please type or print clearly

1. Name of Claimant (s) Slash E Ranch, c/o James T. Cole Phone (818) 289-1Mailing Address 2135 Huntington Dr., Ste 202, San Marino, CA Zip 911082. Date of Priority (Only one (1) per claim) February 9, 19033. Source of water supply (a) Willow Creekwhich is tributary to (b) Henrys Lake4. a. Location of existing point of diversion is: Township 15N Range 43E Section 10,1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of FremontAdditional points of diversion if any: T. 15N, R. 43E., Sec. 11, SW 1/4 NW 1/4, Fremont County

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. See Attachments A and B

MICROFILMED

NOV 05 1990

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Jan. 1 to Dec. 31 amount 0.8 or _____

For Domestic purposes from Jan. 1 to Dec. 31 amount _____ or _____

For Stockwater purposes from Jan. 1 to Dec. 31 amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.8 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic for ranch and five guest cabins; stockwater for 0 to 12 horses.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15N	43E	9	20			20									10				50
		10			40	40	40	40	40	40	40	40							320
		10			D.S.	D.S.				D.S.									

Total number of acres irrigated 370

11. In which county (ies) are lands listed above as place of use located? Fremont

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
21-0036, 21-0076, 21-0077, 21-0119, 21-0133 or None ()

14. Remarks: See Attachments A and B.

MICROFILMED

NOV 05 1990

Last Name Slash E Ranch Ident No. 21-0134

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number 21-0134

Court Dist. Ct., Fremont Co Case Number _____ Decree Date Dec. 1910

Plaintiff vs Defendant Rexburg Irrigation Co., et al v. Teton Irrigation Canal Co., et al

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 2 (A and B)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature]

Date _____

[Signature]

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of ~~Idaho~~ or California)

) SS.

County of Los Angeles)

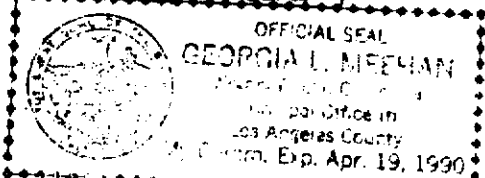
Subscribed and sworn (or affirmed) before me this 21st day of November 1989

Notary Public [Signature]

Residing at 2030 Huntington Drive, San Marino, Ca 91108

My Commission Expires 4-19-90

SEAL



Please Print Name

17. Notice of Appearance: James D. Hansen

Notice is hereby given that I, and Jeffrey C. Fereday will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature [Signature]

Givens, Pursley, Webb & Huntley

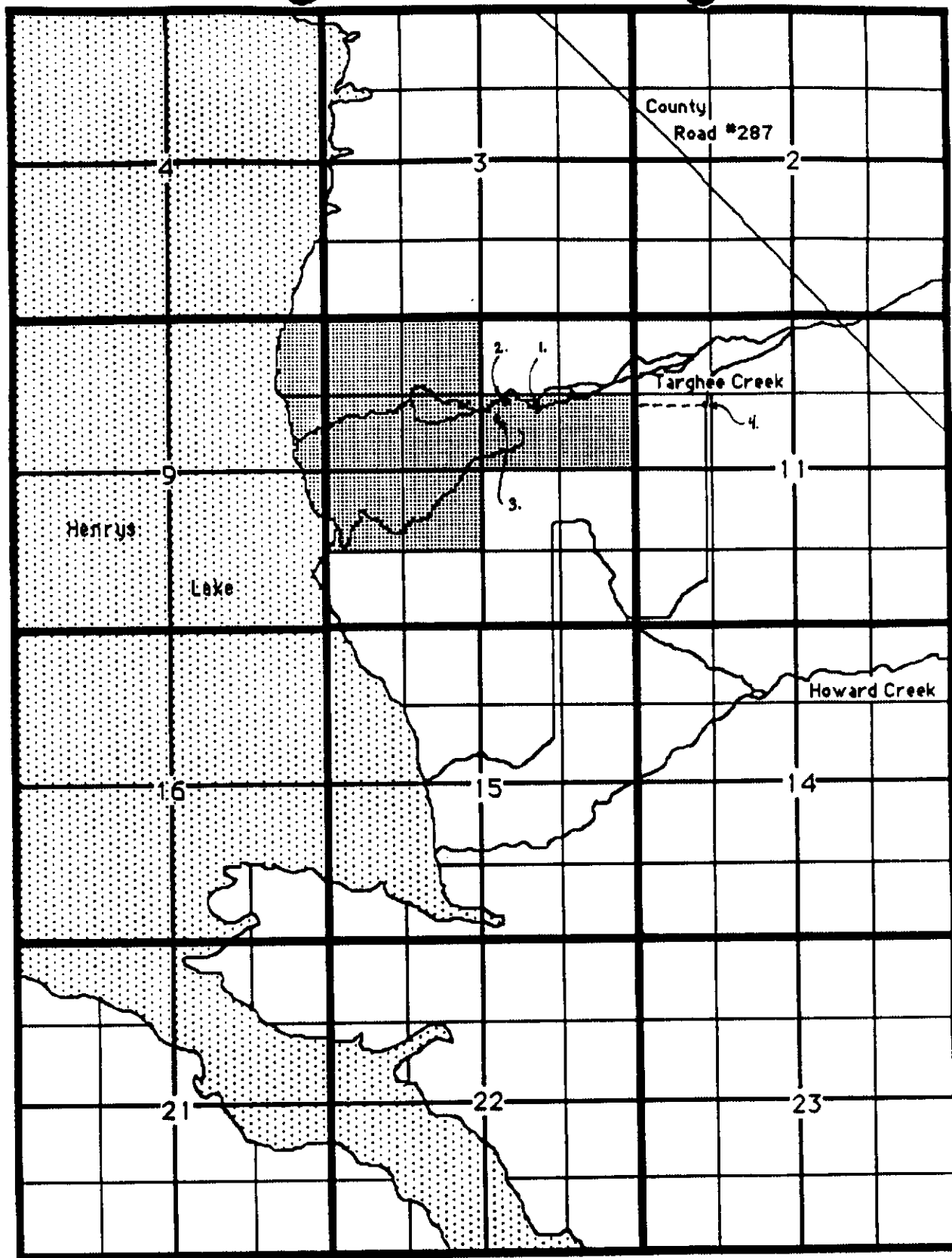
Address P. O. Box 2720, Boise, ID 83701

Date 12/12/89

MICROFILMED
NOV 05 1990

Last Name Slash E Ranch Ident. Number 21-0134

Copies White-State, Yellow-Claimant



Slash E Ranch property

MICROFILMED
NOV 05 1996

Description of Existing Diversion Works

(The numbers below correspond to the numbers on the map attached as Attachment A)

1. A diversion gate located in the SW 1/4 NE 1/4, Section 10, T. 15N., R. 34E., B.M., Fremont County, Idaho, which diverts water from Targhee Creek through a small ditch for field irrigation.
2. A concrete stand and pump located in the SW 1/4 NE 1/4, Section 10, T. 15N., R. 34E., B.M., Fremont County, Idaho, which pumps water from Targhee Creek for irrigation of the grass and landscaping surrounding the five guest cabins.

Also

A gas powered mobile pump is located in the same general area as the concrete stand which also is used to divert water from Targhee Creek for irrigation of the grass and landscaping surrounding the five guest cabins.

3. A domestic water well located in the SW 1/4 NE 1/4, Section 10, T. 15N., R. 34E., B.M., Fremont County, Idaho, which is approximately 75 feet south of Targhee Creek. The well is approximately 24 feet deep and is used to supply domestic water to the five guest cabins.
4. A diversion gate located in the SW 1/4 NW 1/4, Section 11, T. 15N., R. 34E., B.M., Fremont County, Idaho, which diverts water from Targhee Creek through a small ditch which crosses adjacent property and is used to supply irrigation water to the upper pasture on the Slash E Ranch.

Attachment B

MICROFILMED

NOV 05 1990

LAW OFFICES

GIVENS PURSLEY & HUNTLEY, LLP

A LIMITED LIABILITY PARTNERSHIP

277 NO. 6TH STREET • SUITE 200

P.O. BOX 2720 • BOISE, IDAHO 83701

(208) 388-1200

FACSIMILE (208) 388-1201

GARY G. ALLEN
JOSEPH H. BAIRD
CHRISTOPHER J. BEESON
MICHAEL C. CREAMER
ROY L. EIGUREN
JEFFREY C. FEREDAY
JULIE KLEIN FISCHER
RAYMOND D. GIVENS
L. W. GRANT III
J. BART GREEN
ROBERT C. HUNTLEY, JR.
KARL T. KLEIN
DAVID R. LOMBARDI
KIMBERLY DAWN MALONEY
KENNETH R. MCCLURE
CHRISTOPHER H. MEYER

L. EDWARD MILLER
PATRICK J. MILLER
JUDSON B. MONTGOMERY
TERRY L. MYERS
RAMONA S. NEAL
STEVEN L. OLSEN
W. HUGH O'RIORDAN
ROBERT L. PHILLIPS
KENNETH L. PURSLEY
GREGORY J. VIETZ
CONLEY WARD
STEVEN R. WEEKS
STEPHANIE C. WESTERMEIER

JAMES A. MCCLURE
JUDITH K. HOLCOMBE
OF COUNSEL

April 30, 1996

Via Hand Delivery

Idaho Department of Water Resources
Adjudications Department
1301 North Orchard
Statehouse Mail
Boise, ID 83720

RECEIVED

APR 30 1996

Department of Water Resources

RE: Slash E Ranch Amended Notices of Claim

Dear Sir or Madam:

I am enclosing for filing with the Department amendments to Slash E water right claim nos. A21-00133B, A21-00134, A21-00036B, and A21-00077C. This also is your notice that we are withdrawing water right claim nos. A21-00119B and A21-00076C.

Sincerely,



Jeffrey C. Fereday

JCF/jbg

Enclosures

cc: Tom Cole
John St. Clair

MICROFILMED

NOV 05 1996

LAW OFFICES

GIVENS, PURSLEY, WEBB & HUNTLEY

REBECCA W. ARNOLD
ELEANORE S. BAXENDALE*
CHRISTOPHER J. BEESON
JEFFREY C. FEREDAY
RAYMOND D. GIVENS
JAMES D. HANSEN
JUDITH K. HOLCOMBE
ROBERT C. HUNTLEY, JR.
KENNETH R. MCCLURE
L. EDWARD MILLER
PATRICK J. MILLER
TERRY L. MYERS
STEVEN L. OLSEN
KENNETH L. PURSLEY
MICHAEL T. SPINK
CONLEY WARD
JAY L. WEBB

LISTED ALPHABETICALLY
*ALSO ADMITTED IN OREGON

SUITE 200, PARK PLACE
277 NO. 6TH STREET
POST OFFICE BOX 2720
BOISE, IDAHO 83701

TELEPHONE
(208) 342-6571

TELECOPIER
(208) 343-9492
(208) 342-8920

December 12, 1989

RECEIVED
DEC 12 1989

VIA HAND DELIVERY

Mr. Carter Fritschle
Senior Water Rights Agent
Adjudication Bureau
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83706

Department of Water Resources

Dear Carter:

I am enclosing six original Notices of a Claim to a Water Right on behalf of our client Slash E. Ranch and Mr. J. T. Cole (Water Right No. 21-0036, 21-0076, 21-0077, 21-0119, 21-0133, 21-0134, Fremont County) along with the filing fee of \$670.00 which is in the form of two checks, one from Mr. Cole (\$425.50) and the other from our account (\$244.50). Please will you return to us a receipt for this amount.

Thank you for your assistance in this matter.

Very truly yours,

Jim Hansen
James D. Hansen

JDH:jdh
Enclosure

cc: Mr. James T. Cole

MICROFILMED
NOV 05 1990

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST 2

CLAIMANT'S NAME SLASH E RANCHCLAIM IDENT. NO. A21-00134

DATE RECEIVED _____

CK # _____

AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-----------------|----------|----------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | _____ | * |
| 2. Is a priority date entered? | <u>X</u> | _____ | * |
| Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | <u>X</u> | _____ | * |
| (b) Is a tributary to entered? (if required) | N/A <u>X</u> | _____ | |
| 4. Is the legal description of the p.d. sufficient? | _____ | <u>X</u> | * |
| 5. Is there a description of the diverting works? | <u>X</u> | _____ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u>X</u> | _____ | * |
| Is the period of use included? | <u>X</u> | _____ | |
| Is a quantity claimed for each use? | _____ | <u>X</u> | * |
| 7. Is a total quantity claimed entered? | <u>X</u> | _____ | |
| 8. If required is a consumptive use entered? | N/A _____ | <u>X</u> | |
| Is the consumptive use correct? | N/A _____ | <u>X</u> | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A _____ | <u>X</u> | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | _____ | * |
| 11. Is (are) the county(ies) entered? | <u>X</u> | _____ | |
| 12. Is the ownership of p.u. checked? | <u>X</u> | _____ | |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | _____ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A <u>X</u> | _____ | |
| 15. Is the basis of the claim indicated? | <u>X</u> | _____ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | N/A <u>X</u> | _____ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | _____ | <u>X</u> | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | _____ | * |
| 19. Was this claim filed on time, or was an extension granted? | <u>X</u> | _____ | * |
| 20. Is the fee enclosed correct? | Exempt <u>X</u> | _____ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | N/A <u>X</u> | _____ | |
| 22. Should this claim be data entered? | _____ | <u>X</u> | |

Claim checked by: _____

Date: _____

Claim must be returned to claimant:

(Yes) _____ (No) _____

Claimant must be notified of modification:

(Yes) _____ (No) _____

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Checked by: NOV 05 1990 Date: _____Comments: #4 - Points of diversion on Willow Creek not shown.