

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: **A25-12353**
Date Received: 6/13/1989
Receipt No: E009051
Received By: _____

AMENDED

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

AMENDED

1. Name: BLASER REAL ESTATE LTD PARTNERSHIP 208-528-0264
Address: 2546 N YELLOWSTONE HWY
IDAHO FALLS ID 83401

2. Date of Priority: JUN 13, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	38E	9	SW	NW			BONNEVILLE

5. Description of diverting works:
WELL REDRILLED IN 1958, 10" CASING, 5 HP PUMP, PIPED TO BUILDINGS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
COMMERCIAL	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE 2 APARTMENTS; C/ DOM. USE IN A BAR & COLLECTION AGENCY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	38E	9	SW	NW		DOMEST	
			SW	NW		COMMER	

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:
NONE

14. Remarks:

CHANGED OWNERSHIP PER REQUEST/JH/11-13-98

(AMENDED CLAIM TO MATCH STATUTORY CLAIM. WAITING FOR SIGNATURE)

15. Basis of Claim: BENEFICIAL USE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) *Harold Reed Estate LTD Partnership* Date: 11/30/98

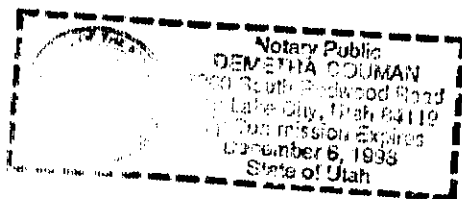
Date: _____

State of Idaho)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 30 day
of November 19 98

Demetria Couman
Notary Public

Seal



Residing at Salt Lake

My Commission Expires 12-6-98

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: A25-12353
Date Received: 6/12/1989
Receipt No: E009051
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EVAN W. CROPPER
Address: 765 9TH STREET
IDAHO FALLS, ID

208-522-3660

83401

2. Date of Priority: ~~APR 01, 1947~~ JUNE 13, 1957-DE/90 -5-13-91

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	38E	9	NW	NW	SW		BONNEVILLE

5. Description of diverting works:

WELL REDRILLED IN 1958, 10" CASING, 5 HP PUMP, PIPED TO BUILDINGS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
COMMERCIAL	01/01	12/31	0.080		

7. Total Quantity Appropriated is:

0.160 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/ 1 HOUSE 2 APARTMENTS; C/ DOM. USE IN A BAR & COLLECTION AGENCY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	38E	9	NE NW	SW	2-8-91/DE/90	COMMER	
			NW	SW		DOMEST	

A25-12353

Page

1

Date: 06/13/89

MICROFILMED

NOV 11 1992

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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 _____

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:

Ident. Number

Date Received

Receipt Number

39576

A25-12853

6-12-89 58⁰⁰ AB

E009051

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) EVAN W. Cropper Phone () 522-3660
Mailing Address 765 9th Street Idaho Falls ID Zip 83401

2. Date of Priority (Only one (1) per claim) 4/1/47

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 2N Range 38E Section 9,
NW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bonniaville

Additional points of diversion if any: _____

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

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

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. well redrilled in 1958 10' casing.
5 hp pump, yaped to building.

A2512353

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount 0.08 or _____

For Commercial purposes from 1/1 to 12/31 amount 0.08 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (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.) D 1 House 2 Apartments; C Dom. use in BAE and Collection Agency

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
			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	
2N	38E	9										D							
												C							

Total number of acres irrigated _____

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

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.

or None (X)

14. Remarks:

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

MICROFILMED

NOV 11 1992

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

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

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

Signature of Claimant (s) X E. W. Cropper Date 6/12/89

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 _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12th day of June 1989

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED

Copies White-State, Yellow-Claimant

NOV 11 1992

T3N
T2N

⊙ ROD
POLE

MUNICIPAL
GOLF COURSE

BM
4733

16
Creek

Level

17
DATE

NOV 1 1992
MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 18, 1998

BLASER REAL ESTATE LTD PARTNERSHIP
2546 N YELLOWSTONE HWY
IDAHO FALLS ID 83401

RE: CHANGE OF OWNERSHIP FOR A25-12353 AND AMENDED LEGAL DESCRIPTION

Dear Sir:

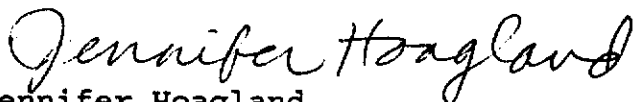
On November 9, 1998, our office received a request to changed the ownership on adjudication claim A25-12353 from Evan W. Cropper to Blaser Real Estate Ltd Partnership. Our office processed this request and a copy of the claim is enclosed.

While processing this request, we noticed an error on the legal description of this claim. As a result, we changed the legal description to match the water right 25-04193 which is for the same property.

Please sign the enclosed claim in the presence of a notary public and return to our office.

If you have questions regarding this matter, please feel free to call our office.

Sincerely,


Jennifer Hoagland
Technical Records Specialist

Enclosure

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
SHAN B. PERRY

U.S. BANK OF IDAHO BUILDING
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL HOI.DNLAW@SRV.NET

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

November 6, 1998

IDAHO DEPARTMENT OF
WATER RESOURCES
900 North Skyline
Idaho Falls, ID 83402

RECEIVED

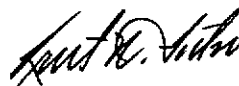
NOV 09 1998

Department of Water Resources
Eastern Region

Gentlemen:

We are enclosing with this letter a notice of change of water right ownership showing that Mr. Even W. Cropper has conveyed his interest in the numbered water right to the new owner of the real property, Blaser Real Estate Limited Partnership. Thank you for your kind attention to this matter.

Very truly yours,



Kent W. Foster

Enclosure

G:\WPDATA\KWF\9864\JDWR\1106.LTR.kmc

DELOG JH - 11-12-98
OKed by EC

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

- RECEIVED**
NOV 09 1998
Department of Water Resources
Eastern Region
1. Water Right Number(s) 25-04193
Adjudication Claim Number(s) A25-04193 A25-12353
 2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question. **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county).
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Evan W. Cropper, 765 9th Street, Idaho Falls, ID 83404
Owner/Claimant(s)
 4. New Owner/Claimant(s) Blaser Real Estate Limited Partnership
Name connector (check one): ☐ AND ☐ OR, ☐ AND/OR

New Mailing Address: 2546 North Yellowstone Highway
City, State and ZIP Code: Idaho Falls, Idaho 83401
New Telephone Number: (208) 528-0264
 5. Date you acquired the property October 20, 1998
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
Cubic Feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
 7. Signature of New BLASER REAL ESTATE LIMITED PARTNERSHIP Date 10/29/98
Owner/Claimant(s) [Signature] Date 10/29/98
(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attached a Notice of Appearance completed by your attorney.

PARTNERSHIP CERTIFICATION

I, STEPHEN BLASER HEREBY CERTIFY AND ATTEST THAT I AM A PARTNER OF
BLASER REAL ESTATE LIMITED PARTNERSHIP.

DATED THIS 29TH DAY OF OCTOBER, 1998



STEPHEN BLASER

EXHIBIT A

Tract I:

Beginning at the intersection of the East right-of-way line of U.S. Highway No. 191 with the East and West Quarter Line of Section 9, Township 2 North, Range 38, East of the Boise Meridian, Bonneville County, Idaho; said beginning point being approximately East 517 feet from the West Quarter corner of said Section 9; thence North $88^{\circ}45'$ East along the said East and West Quarter Line of Section 9, 876 feet; thence North $22^{\circ}25'$ West, 208.5 feet more or less; thence North $71^{\circ}55'$ West, 330 feet, more or less, to the Southeasterly right-of-way line of U.S. Highway No. 191; thence Southwesterly along said right-of-way line, 565 feet more or less, to the point of beginning.

Tract II:

Beginning at a point North $88^{\circ}45'$ East along the East and West Quarter line of Section 9, Township 2 North, Range 38, East of the Boise Meridian, Bonneville County, Idaho, for 1306.7 feet; and North 199 feet from the West Quarter corner of Section 9 said township and range; thence North 88 feet; thence North $69^{\circ}11'$ West 224 feet more or less to U.S. Highway 191 right-of-way; thence approximately South 58° West along said U.S. Highway 191 right-of-way line following a curve to the right, and said curve having a radius of 11,519 feet, for 123 feet; thence South $71^{\circ}55'$ East 330 feet, more or less, to the point of beginning.

Less and excepting:

Beginning at the Northwest corner of Lot 1, Block 3, of the Hodson Addition, Bonneville County, Idaho, and running thence North $89^{\circ}17'22''$ East 57.27 feet along the North line of Lot 1; thence North $29^{\circ}53'43''$ West 27.93 feet to the Southerly line of U.S. Highway 191; thence South $60^{\circ}06'17''$ West 50.00 feet to the point of beginning.

also:

Beginning at a point that is N. $88^{\circ}45'$ E. 1306.7 feet along the East-West centerline of Section 9 and North 269.53 feet from the West quarter corner of Section 9, Township 2 North, Range 38 East of the Boise Meridian, Bonneville County, Idaho; running thence North 17.47 feet; thence N. $69^{\circ}11'$ W. 196 feet more or less to the Southeasterly right-of-way line of U.S. Highway 191; thence Southwesterly along said right-of-way line 20 feet more or less to a point that is N. $68^{\circ}32'$ W. from the point of beginning; thence S. $68^{\circ}32'$ E. 213 feet more or less to the point of beginning.

10/29

14-19683-JQY
ATEC

GRANT DEED

THIS INDENTURE is made this 29TH day of OCTOBER, 1998, between EVAN WISE CROPPER AS TO AN 8.15 PERCENT INTEREST, AND EVAN WISE CROPPER, TRUSTEE OF THE TESTAMENTARY TRUST ESTABLISHED PURSUANT TO THE LAST WILL AND TESTAMENT OF THEO ILA CROPPER, DECEASED, AS TO AN UNDIVIDED 91.85 PERCENT INTEREST, the "Grantors", and BLASER REAL ESTATE LIMITED PARTNERSHIP, the "Grantees".

WITNESSETH, that they Grantors, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable considerations, to the Grantors in hand paid by the Grantees, the receipt whereof is hereby acknowledged, have granted, and by these presents do grant and confirm unto the Grantees, and to Grantees' heirs and assigns forever, all of the following described property in the County of Bingham, State of Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO all existing easements or claims; of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditament and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantors.

TO HAVE AND TO HOLD, the premises and the appurtenances unto the Grantees, and to Grantees' heirs and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, THE GRANTORS HAVE EXECUTED THE WITHIN INSTRUMENT THE DAY AND YEAR FIRST ABOVE WRITTEN.

Evan Wise Cropper Trustee

Evan Wise Cropper

Evan wise Cropper
Trustee

Evan wise Cropper

98 NOV 4 PM 3 55
BONNEVILLE COUNTY
RECORDER

981321

EXHIBIT A

Tract I:

Beginning at the intersection of the East right-of-way line of U.S. Highway No. 191 with the East and West Quarter Line of Section 9, Township 2 North, Range 38, East of the Boise Meridian, Bonneville County, Idaho; said beginning point being approximately East 517 feet from the West Quarter corner of said Section 9; thence North $88^{\circ}45'$ East along the said East and West Quarter Line of Section 9, 876 feet; thence North $22^{\circ}25'$ West, 208.5 feet more or less; thence North $71^{\circ}55'$ West, 330 feet, more or less, to the Southeasterly right-of-way line of U.S. Highway No. 191; thence Southwesterly along said right-of-way line, 565 feet more or less, to the point of beginning.

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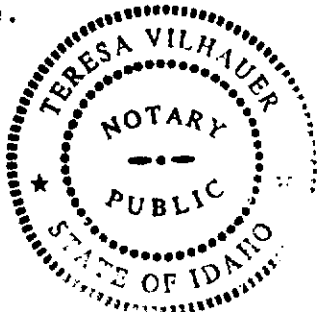
also: less

Beginning at a point that is N. $88^{\circ}45'$ E. 1306.7 feet along the East-West centerline of Section 9 and North 269.53 feet from the West quarter corner of Section 9, Township 2 North, Range 38 East of the Boise Meridian, Bonneville County, Idaho; running thence North 17.47 feet; thence N. $69^{\circ}11'$ W. 196 feet more of less to the Southeasterly right-of-way line of U.S. Highway 191; thence Southwesterly along said right-of-way line 20 feet more or less to a point that is N. $68^{\circ}32'$ W. from the point of beginning; thence S. $68^{\circ}32'$ E. 213 feet more or less to the point of beginning.

STATE OF IDAHO

COUNTY OF BONNEVILLE ss.

On this 4TH day of NOVEMBER, in the year of 1998, before me the undersigned, personally appeared EVAN WISE CROPPER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that HE executed the same.



Residing in Jefferson County
Commission Exp. 8-19-02

A handwritten signature of Teresa Vilhauer in cursive script.

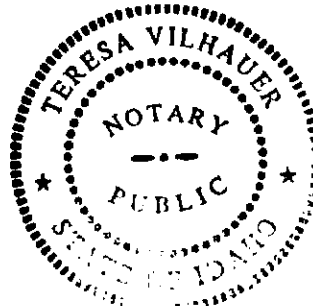
Notary Public
Residing at RIGBY
Commission Expires 08/19/02

STATE OF IDAHO

COUNTY OF BONNEVILLE

ON THIS 4th DAY OF nov., 1998, BEFORE ME,
A NOTARY PUBLIC PERSONALLY APPEARED _____
EVAN WISE CROPPER

KNOWN OR IDENTIFIED TO ME TO BE THE PERSON(S)
WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN
INSTRUMENT AS TRUSTEE(S) OF THE TESTAMENTARY
TRUST ESTABLISHED PURSUANT TO THE LAST WILL
AND TESTAMENT OF THEO ILA CROPPER
AND ACKNOWLEDGED TO ME THAT HE EXECUTED
THE SAME AS SUCH TRUSTEE(S).



Residing in Jefferson County
Commission Exp. 8-19-02

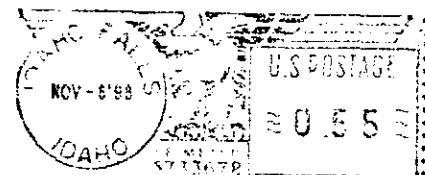
A handwritten signature of Teresa Vilhauer in cursive script.
NOTARY PUBLIC RESIDING AT: _____ ID
COMM. EXPIRES: _____

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO, P. L. L. C.

P. O. BOX 50130

IDAHO FALLS, IDAHO 83405



IDAHO DEPARTMENT OF
WATER RESOURCES
900 North Skyline
Idaho Falls, ID 83402
83402-1718

83402-1718

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A25-12353	EVAN W. CROPPER 765 9TH STREET IDAHO FALLS ID 83401	04/01/1947	DOMESTIC COMMERCIAL	01-01 12-31 01-01 12-31	0.08 CFS 0.08 CFS	BENEFICIAL USE

0.16 CFS TOTAL
0.00 AFA TOTAL

SOURCE: GROUNDWATER
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

TRIBUTARY:

REMARKS:

POINT OF DIVERSION:
T02N R38E S09 NWNWSW

PLACE OF USE: DOMESTIC
T02N R38E S09 NWSW

PLACE OF USE: COMMERCIAL
T02N R38E S09 NWSW

DO NOT FILM

RECEIVED

MAY 20 1991

Department of Water Resources
Eastern District Office

A 25-12353

765 9th Street
Idaho Falls, Idaho
83401

May 18, 1991

TO WHOM IT MAY CONCERN

I have been asked by Ernest Carlson to write this letter in regards to a water claim (Civil Case No: 3957)

On June 12, 1950 Norman Nielsen purchased this described land from Helen A. Payne. He proceeded to build a home and two apartments on the east end. At that time he drilled a well on the property.

Some time later he sold two parcels of land on the North end. He agreed to furnish water rights to them for ten years. I am not sure just what date he sold the property.

On October 7, 1953 I purchased 115 feet of Highway Frontage from Mr. Nielsen. On June 14, 1955 this parcel was traded for 123 feet of Highway Frontage to the North. On June 13, 1957 I purchased the rest of the property, including house, apartments, well and etc. from Mr. Nielsen.

The well was inadequate for the property needs and went dry each Spring. At that time I drilled a new well on the North end of the property.

Ernest W. Cropper

State of Idaho)
County of Benewalla)

One this 20th day of May, 1991, before me the undersigned Notary Public in and for said county and state, personally appeared Ernest W. Cropper, known to me to be the person whose name is subscribed to within instrument and acknowledged to me that he 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 written.

William Wray
Notary Public in and for Idaho
Residing at: 5/29/1991

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NOV 11 1992

MAY 13, 1991

EVAN W CROPPER
765 9TH STREET
IDAHO FALLS ID 83401

RE: EVIDENCE OF PRIORITY DATE CHANGED

Dear Evan:

During our telephone conversation today, I requested a statement from you concerning the presence of the well at the time you purchased the property. You indicated you would be sending this information. When I receive your statement, I will attach it to your original Notice of Claim.

Enclosed is a printed Notice of Claim showing the new priority date of June 13 1957, the date reflected on your Warranty Deed and changed by you in this office on May 8, 1991.

If you have any questions, please call 525-7161.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure: Printed Notice of Claim

FILE: P

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FROM Ernie.

DATE May 13, 1991.

TO A25-12353.

SUBJECT: Telecon w/ Evan Cropper Requested he ~~sup~~provide a statement concerning the presence of the well at the time he purchased the property. He stated he would send a letter.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 1, 1991

Evan W. Cropper
765 9th Street
Idaho Falls, ID 83401

RE: Evidence of Priority

Dear Mr. Cropper:

The Notice of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

*5-8-91 - Mr Cropper has changed his P D
to reflect the deed submitted.
He dated & initialed the change*

Jo

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Evan W. Cropper

Page 2

Please submit the required evidence supporting the priority date by **June 3, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,



Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-12353
EVAN W. CROPPER
765 9TH STREET

IDAHO FALLS

ID 83401

MICROFILMED

NOV 11 1992

of Carter Falls, County of Bonanza, State of Idaho,
the said loss of the foregoing and

CONTRIBUTION OF THE UNITED STATES OF AMERICA TO THE COST OF THE CONSTRUCTION OF THE DRAINAGE CANAL AND HO/100 (100.00) Dollars

[illegible]

beginning at the intersection of the East right-of-way line of U.S. Highway No. 191 with the East and West Quarter line of Section Nine (9), Township 66 (2) North, Range 116E of the 6th Principal Meridian; and beginning and ending approximately East 317 feet from the West Quarter corner of said Section Nine (9), thence North 34°45' East, along the said East and West Quarter line of Section Nine (9), 375 feet; thence North 22°23' West, 203.5 feet, more or less, to the Southeast corner of property owned or formerly owned by John W. Gregory; thence North 71°55' West, 330 feet, more or less to the Southeast right-of-way line of U.S. Highway No. 191; thence Southeast-ly along said right-of-way line, 335 feet, more or less, to the point of beginning.

This land is given subject to the last half of the taxes listed and assessed for the year 1937.

Payment shall be delivered to second quarter July 1, 1957.

[illegible]

(1) FIRST, (2) CO (3) CO, all not together the above mentioned not described generation together with the aggregation into the first lot of the school year, not to 2000... a later and further increase, and the first year lot of the first year, not... that is... later the first generation in the first and second generation of the first year... of the second year... that is... later and further, replace the first year lot of the first year, not... that is... later and replace all not young persons not garden whatsoever, finally changing or to change the same thing and will not not by the persons because of that.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
DATE 01-11-2001 BY 60322 UCBAW

Effect of Temperature on the Stability of

November 1890
 1890
 1890
 1890