

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: **A29-12900**
Date Received: 12/18/1996
Receipt No: E022832
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ALBERT SHEPHERD
Address: 6331 N OLD HWY 191
MALAD ID

208-766-4857

83252

2. Date of Priority: OCT 10, 1915

3. Source: BUTCH SPRING

Trib. to: UNNAMED STREAM

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	36E	20	NE	SE	SE		BANNOCK

5. Description of diverting works:
PUMP AND PIPE 100 YD NW OF SPRING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.050		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	36E	20	NE	SE		STOCK	
			NE	SE		DOMEST	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 200 CATTLE

ORIGINAL DEVELOPMENT/USE BY RISTON FAMILY 1915 PER JOE BILLMAN

15. Basis of Claim: BENEFICIAL USE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-22-1997

PAGE: A-83

RIGHT NUMBER: 29-12900

NAME & ADDRESS: ALBERT SHEPHERD
6331 N OLD HWY 191 ✓
MALAD ID 83252

SOURCE: BUTCH SPRING

TRIBUTARY: UNNAMED STREAM

QUANTITY: 0.07 CFS
0.05

PRIORITY DATE: 10/10/1915

POINT OF DIVERSION: T11S R36E S20

NESESE

Within BANNOCK County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01-01 12-31

0.05 CFS

~~DOMESTIC - HOME~~~~01-01 12-31~~~~0.02 CFS~~

PLACE OF USE:

STOCKWATER

Within BANNOCK County

T11S R36E S20

NESE

~~DOMESTIC~~~~Within BANNOCK County~~~~T11S R36E S20~~~~NESE~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

STOCKWATER, 200 CATTLE

ORIGINAL DEVELOPMENT/USE BY RISTON FAMILY 1915 PER JOE BILLMAN

R 44 31006000

160 acres

no improvements

oops! Pub
Modified A-Record
29-12900
No 8-Record attached
per Don Smith
9/17/97
See 29-12086

Verified by SamuelDate: 9-17-97Verification Source: Computer printout

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. A29-12900Date Received 12/13/46Receipt Number E022832

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

A2912900

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) ALBERT M. SHEPHERD Phone (208) 7664857Mailing Address 6331 N OLD HWY 191 MALAD ID Zip 832522. Date of Priority (Only one per claim) OCT. 10, 1915 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) DUTCH SPRING

Name or kind of source

which is tributary to (b) UNNAMED STREAM4. Location of point of diversion is: Township 11 S Range 36 ESection 20 , NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM.,County of BANNOCKAdditional points of diversion if any: NONE5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. PUMP AND PIPE 100 YD' NW OF SPRING

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

	Month/Day	Month/Day	(cfs)
For <u>STOCKWATER</u> purposes from <u>11/31</u> to <u>12/31</u> amount <u>.05</u>			
(Both dates are inclusive)			
For <u>DOMESTIC</u> purposes from <u>1/31</u> to <u>12/31</u> amount <u>.02</u>			

7. Total quantity claimed .07 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) STOCK WATER: 200 HEAD CATTLE/HORSESDOMESTIC 1 HOME

10. Place of use is: Township: 115 Range 36E
Section 20, NE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
(☒ None or _____)

14. Remarks: ORIGINAL DEVELOPMENT / USE BY RISTON
FAMILY ABOUT 1915. PER JOE ALLMAN

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Albert Shepherd Date 12-18-96

Date _____

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

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Bonneville)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 18 day of December 1996

SEAL

Notary Public Ernest Carlson

Residing at Idaho Falls

My Commission Expires 6-14-2000

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 29 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

A-29-12900

OK AA

1. Water Right No(s): A29-12087 A29-12899 A29-12901

Adjudication Claim No(s): _____

change A
change R2. *This is odd, but because* st be submitted with this form:*Danni and Don Staff say
it's okay, it's okay.*LE POLICY, CONTRACT OF SALE or other legal document indicating your
ghts or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

MAP for parcel of ten acres or less. (These are usually attached to your deed or

OR

involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL
nd point(s) of diversion clearly marked.3. Name and Address of Former
Owner/ClaimantJOE L. BILLMAN740N. LINCOLN PONTIAC ID. 83204

4. New Owner/Claimant(s)

ALBERT M. KATHY J. MICHAEL J. SHEPHERDName Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

6331 NORTH OLD HWY 191

City, State and ZIP Code

MALAD ID 83252

New Telephone Number

208 766 4857

5. Date you acquired the property

4-1-966. 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 you irrigate _____

Number and type of stock 200 COW - HORSE

Diversion rate in CFS _____

Number of homes _____

Other uses _____

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 Owner
or Claimant(s)Albert M. X. Shepherd, Kathy J. Shepherd
Michael J. Shepherd

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish
IDWR to correspond with him or her for all matters related to your claims..

AJ0749NP
No. A29-12900

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/13/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KATHY J SHEPHERD	10/10/1915	STOCKWATER	01-01 12-31	0.05 CFS	
C	ALBERT M SHEPHERD		DOMESTIC	01-01 12-31	0.02 CFS	
C	MICHAEL J SHEPHERD					
	6331 N OLD HWY 191			TOTAL DIVERSION:	0.07 CFS	
	MALAD ID 83252					
	(208) 766-4857					

Water Source: BUTCH SPRING

Tributary to: UNNAMED STREAM

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11S R36E S20

NESESE

BANNOCK County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11S 36E 20	:		:		:		:		:		:		:		:	

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11S 36E 20	:		:		:		:		:		:		:		:	

POU County: BANNOCK

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: GEN CHANGED OWNERSHIP PER REQUEST/JH/4-13-98

EXP STOCKWATER, 200 CATTLE
ORIGINAL DEVELOPMENT/USE BY RISTON FAMILY 1915 PER JOE BILLMAN

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



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

April 13, 1998

KATHY SHEPHERD
ALBERT SHEPHERD
MICHAEL SHEPHERD
6331 N OLD HWY 191
MALAD ID 83252

RE: CHANGE IN OWNERSHIP FOR A29-12087, A29-12899,
A29-12900, A29-12901

Dear Ms. Shepherd, Mr. Shepherd & Mr. Shepherd:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

RIGHT NUMBER: 29-12900
NAME AND ADDRESS: MICHAEL J SHEPHERD
6331 N OLD HWY 191
MALAD ID 83252

KATHY J SHEPHERD
6331 N OLD HWY 191
MALAD ID 83252

ALBERT M SHEPHERD
6331 N OLD HWY 191
MALAD ID 83252

SOURCE: BUTCH SPRING TRIBUTARY: UNNAMED STREAM
QUANTITY: 0.05 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/10/1915

POINT OF DIVERSION:

T11S R36E S20 NESESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.050 CFS

PLACE OF USE:

STOCKWATER Within BANNOCK County

T11S R36E S20 NESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
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.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER, 200 CATTLE
PARCEL NO. R4431006000