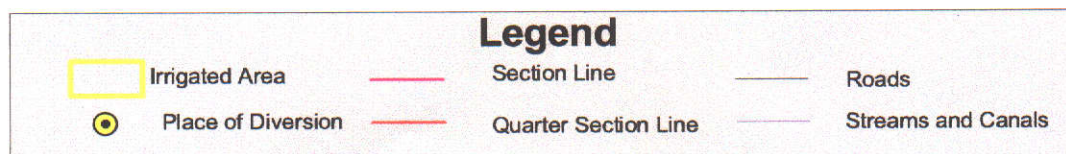


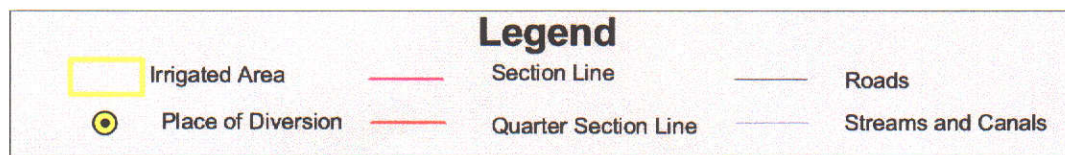
Water Right Claim Number 47-12296
Township , 9S15E

02/06/2001



Water Right Claim Number 47-12296
Township , 9S15E

02/06/2001

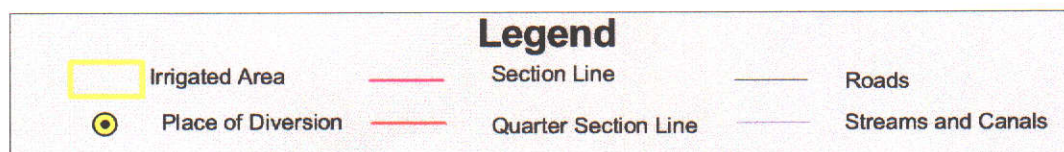
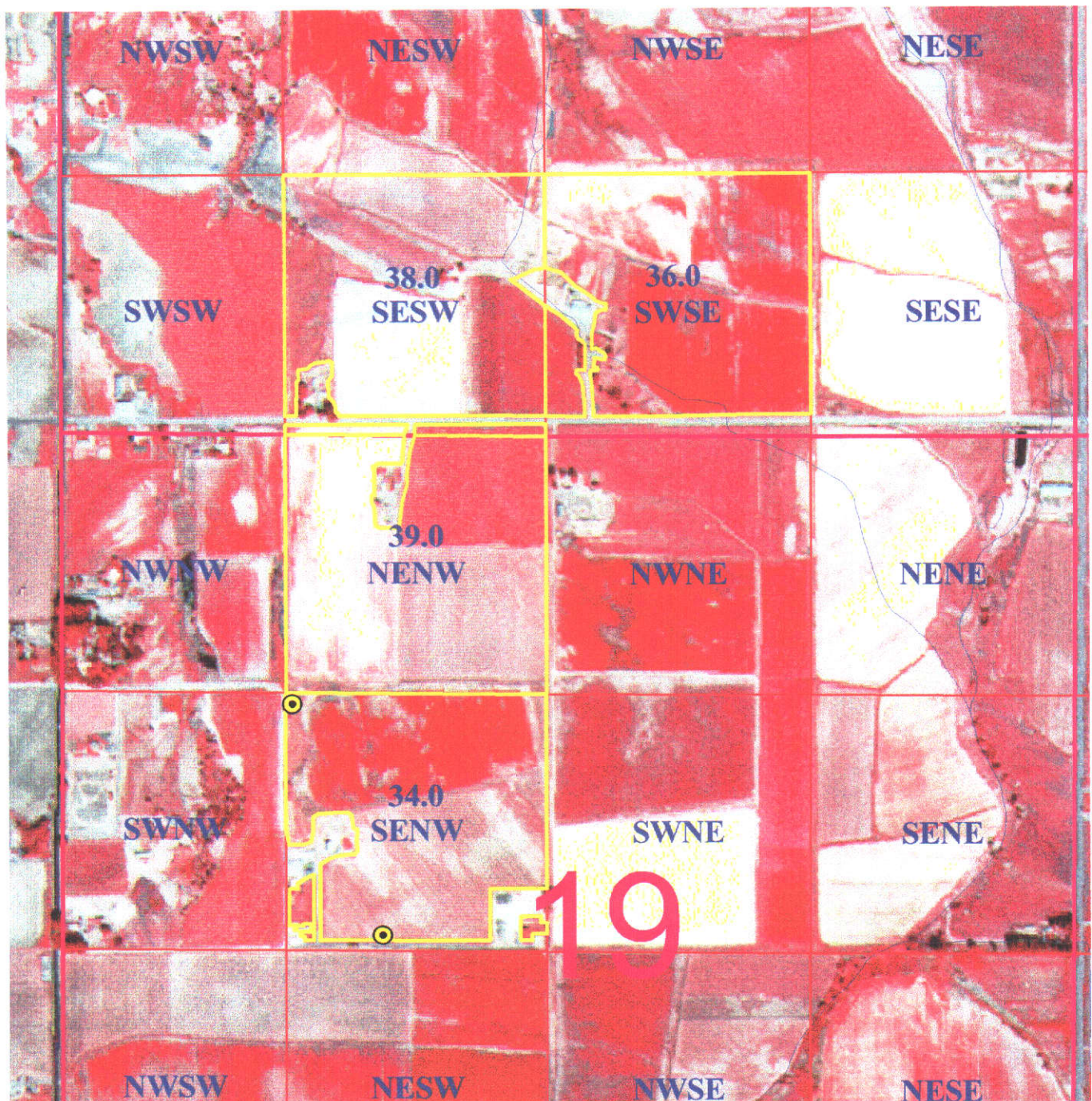


500 0 500 1000 Feet



Water Right Claim Number 47-12296
Township , 9S15E

02/06/2001



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: A47-12296
Date Received: 12/15/1988
Receipt No: 500 4513
Received By: ADA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY BAGGETT 208-543-5740
Address: RT. 4 BOX 198
BUHL, ID 83316

AND/OR

Name: DELORES BAGGETT 208-543-5740
Address: RT. 4 BOX 198
BUHL, ID 83316

2. Date of Priority: APR 01, 1981

3. Source: WASTE WATER Trib. to: MUD CREEK
UNNAMED STREAM (SEEP TUNNEL) MUD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	15E	19	NW	SE	NW		TWIN FALLS
			SW	SE	NW		TWIN FALLS

5. Description of diverting works:
DITCHES & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A47-12296

Page 1

Date: 12/15/88

MICROFILMED

MAR 12 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	15E	18	SE	SW		IRR	30.0
			SW	SE		IRR	3.0
					Section Acres		33.0
		19	NE	NW		IRR	37.0
			SE	NW		IRR	8.0
					Section Acres		45.0
					Total Acres		78.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

SHARES IN TFCC & A47-04448 AND GROUNDWATER

14. Remarks:

THIS CLAIM IS FOR AN EXPANSION OF 47-04238 WHICH WAS DEVELOPED IN 1981 PURSUANT TO PERMIT 47-7725 WHICH LAPSED FOR FAILURE TO SUBMIT PROOF. IT IS BEING CLAIMED NOW UNDER SECTION 42-1416 OF THE IDAHO CODE FOR EXPANSION OF USE UNDER AN EXISTING RIGHT.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

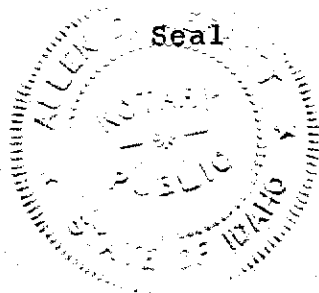
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Larry Baggett Date: 12-15-88
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of Dec 19 88

Allen D. Merritt
Notary Public



Residing at Kimberly, Id.
My Commission Expires 6/30/97

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. _____

A47-04230
A47-04238
A47-04448
A47-12296

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson

Date 1/13/95

Contact Person(s) Delores & Larry Baggett

Nature of Contact office visit

Substance of Communication They came in with questions on their 'evidence of priority' letters - I went over the pamphlet with them on what evidence they might submit. These were all wastewater, unnamed streams, seep tunnels - claims so affidavits may be their best bet...

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. _____

A47-04230
A47-04238
A47-04448
A47-12296

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 3/6/95

Contact Person(s) Larry & Delores Baggett

Nature of Contact office visit (Evidence of Priority)

Substance of Communication they were in again with more questions on Evidence of Priority. I suggested they might try the TFCC to see if there are any old records or contracts that might provide some evidence. I also gave them some blank affidavit forms for neighbors to fill out.

NOV 28 1996

6/9/94*

COMMUNICATION DOCUMENTATION

Claim No. _____

A47-04230
A47-04238
A47-04448
A47-12296

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 3/23/95

Contact Person(s) Larry & Delores Baggett

Nature of Contact office visit

Substance of Communication they brought in some evidence of priority on above claims. There was an affidavit from Connie Bartlett for A47-04238 and A47-12296, and some contracts with the TFCC.

NOV 28 1996

RECEIVED

MAR 23 1995

IN THE MATTER OF:

A47-04238, A47-12296

Department of Water Resources

Southern Region

State of Idaho

AFFIDAVIT

County of Twin Falls

Carrrie Bartlett

being first duly sworn, deposes and

says:

In regard to a note submitted by Larry Baggett
from Oscar and I concerning waste water from the
Henry Mendini place -- and a seep tunnel coming up
on the property. This along with canal water is used for
irrigating and stock water

This land was purchased by Larry Baggett -
Legal description is: located in T 9 S - Range 15 E.
in section 19.

Diversion: NW SE NW SW SE NW.

Carrrie a Bartlett (signature)

On this 23rd day of March, in the year of 1995

personally appeared Carrrie a Bartlett known or
identified to me to be the person whose name is subscribed to the
within instrument and acknowledged to me that he executed the same

Justin L. Cundell (notary public) My commission expires

Residing at Buhl, Idaho 11-14-98

NOV 28 1996

Contract #104

E. L. Lusk

Bull Odoke

SE. NW 19-9-15.

47-04238

A47-12296

Fourteen wells have been drilled and
the following tile laid on this place:-

Tile

6"

258 ft.

8"

89 ft.

10"

346 ft.

This work was done during the
highwater season, fall 1917. The
response was immediate and
indications are that it will be
permanent.

May 31 1918

Atari.

87 acres drained.

RECEIVED

MAR 23 1995

Department of Water Resources
Southern Region

NOV 28 1996

RECEIVED

MAR 23 1995

Department of Water Resources
Southern Region

AGREEMENT

A47-04238
A47-12296

This Agreement, Made this 20th day of August 1917
by and between the TWIN FALLS CANAL COMPANY, an Idaho corporation,
party of the first part, and E. L. Greene

party of the second part, witnesseth:

Whereas, the following described land, to-wit: S.E. 1/4 NW. 4

Sec 19-9-15

in Twin Falls County, Idaho, is at present being injured by seepage; and, whereas, the first party is about to bore one or more wells on or near said land under the direction of _____, a drainage engineer, for the purpose of determining the effect of such wells in draining said seeped land;

Now therefore, in consideration of the premises, it is hereby agreed:

(1) That the first party may at its option and under the direction of said engineer bore one or more wells on or near said land, the number, size, depth, character, and location to be designated by said engineer, that the first party shall have the right to enter on said lands and do and perform any and all things reasonably necessary in the judgment of said engineer in the furtherance of said work.

(2) The cost of boring said wells shall in the first instance be borne by the first party; but, the second party agrees to reimburse the first party to the extent of Fifteen + 2% = dollars (\$ 15.00) per acre for any and all lands drained, the number of acres, if any, to be determined by the said engineer.

(3) It is understood that the first party does not in any wise admit or acknowledge that the seepage hereinbefore referred to or any part thereof, is the result of any neglect or other act or omission on the part of the first party, or that it is in any wise responsible for same, or that the first party in any wise admits or acknowledges a liability on account of same, or liability or responsibility to install the said or any system of drainage, or the right to second party to damage.

(4) It should be understood that should a flow of water be obtained by reason of said well, the same shall be subject to the use of the first party for irrigation, and second party will grant to the first party a free easement and right of way for ditches or waterways necessary to carry said water to the place or places desired by first party in order to utilize or dispose of same.

In Witness Whereof, the first party has caused the same to be executed by the hand of its secretary; and, the second party has set his hand the day and year first above written.

TWIN FALLS CANAL COMPANY,

By _____ Secretary

W. O. Taylor Secretary

NOV 28 1996

Contract # 07
Leopold Lo.
Bull. Sda.

A47-04238
A47-12296

NE NW 19-7-15

Thirty (30) wells have been drilled on
this land and the following tile laid:—

Tile.

<u>8"</u>	<u>10"</u>	<u>12"</u>
1938 feet.	996 ft.	482 feet.

The water bearing strata is a decomposed
granite, thru which the water travels
at a low velocity. None of the well
flowed over 8 inches of water when
tapped, however. The water table
responded quickly and apparently
permanently to the work.

12² acres were drained.

May 31-1918

C. H. Smith

RECEIVED

MAR 23 1995

Department of Water Resources
Southern Region

NOV 28 1996

947-12296

947-04238

RECEIVED

MAR 23 1995

Department of Water Resources
Southern Region

AGREEMENT

This Agreement, Made this 11 day of Dec 1991

by and between the TWIN FALLS CANAL COMPANY, an Idaho corporation,
party of the first part, and Leopold Law

party of the second part, witnesseth:

Whereas, the following described land, to-wit: NE NW
Sec 19 Tp 9. SR 15 E 3m

in Twin Falls County, Idaho, is at present being injured by seepage; and, whereas,
the first party is about to bore one or more wells on or near said land under the
direction of _____, a drainage engineer, for the pur-
pose of determining the effect of such wells in draining said seeped land;

Now therefore, in consideration of the premises, it is hereby agreed:

(1) That the first party may at its option and under the direction of said en-
gineer bore one or more wells on or near said land, the number, size, depth, character,
and location to be designated by said engineer, that the first party shall have the right
to enter on said lands and do and perform any and all things reasonably necessary in
the judgment of said engineer in the furtherance of said work.

(2) The cost of boring said wells shall in the first instance be borne by the
first party; but, the second party agrees to reimburse the first party to the extent of
Fifteen dollars (\$15.00) per acre for any and all lands drained,
the number of acres, if any, to be determined by the said engineer.

(3) It is understood that the first party does not in any wise admit or ac-
knowledge that the seepage hereinbefore referred to or any part thereof, is the result
of any neglect or other act or omission on the part of the first party, or that it is in any
wise responsible for same, or that the first party in any wise admits or acknowledges
a liability on account of same, or liability or responsibility to install the said or any
system of drainage, or the right to second party to damage.

(4) It should be understood that should a flow of water be obtained by rea-
son of said well, the same shall be subject to the use of the first party for irrigation,
and second party will grant to the first party a free easement and right of way for
ditches or waterways necessary to carry said water to the place or places desired by
first party in order to utilize or dispose of same.

In Witness Whereof, the first party has caused the same to be executed by the
hand of its secretary; and, the second party has set his hand the day and year
first above written.

TWIN FALLS CANAL COMPANY,

By Leopold Law Secretary

NOV 28 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-12296
LARRY BAGGETT
DELORES BAGGETT
RT. 4 BOX 198
BUHL

ID 83316

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your 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. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

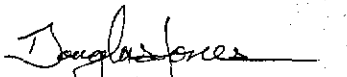
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, 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.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

NOV 28 1996

Log for claim 47-12296

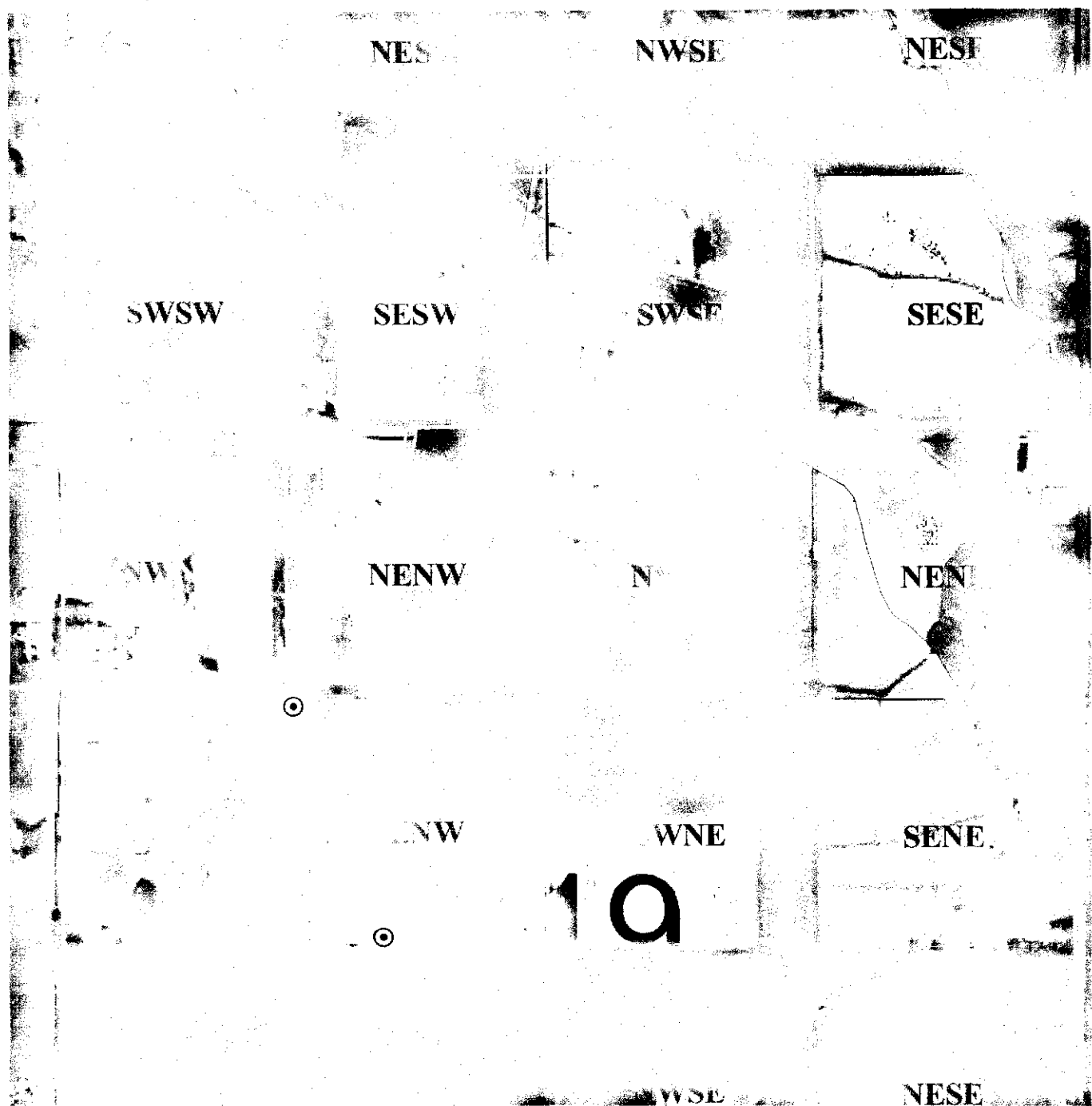
Spatial Dynamics BTD

2/6/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s15e	18	SESW	30	38	Indiscernible
09s15e	18	SWSE	3	36	Indiscernible
09s15e	19	NENW	37	39	
09s15e	19	SENW	8	34	Indiscernible
Totals:			78	147	

Water Right Claim Number 47-12296
Township , 9S15E

02/06/2001



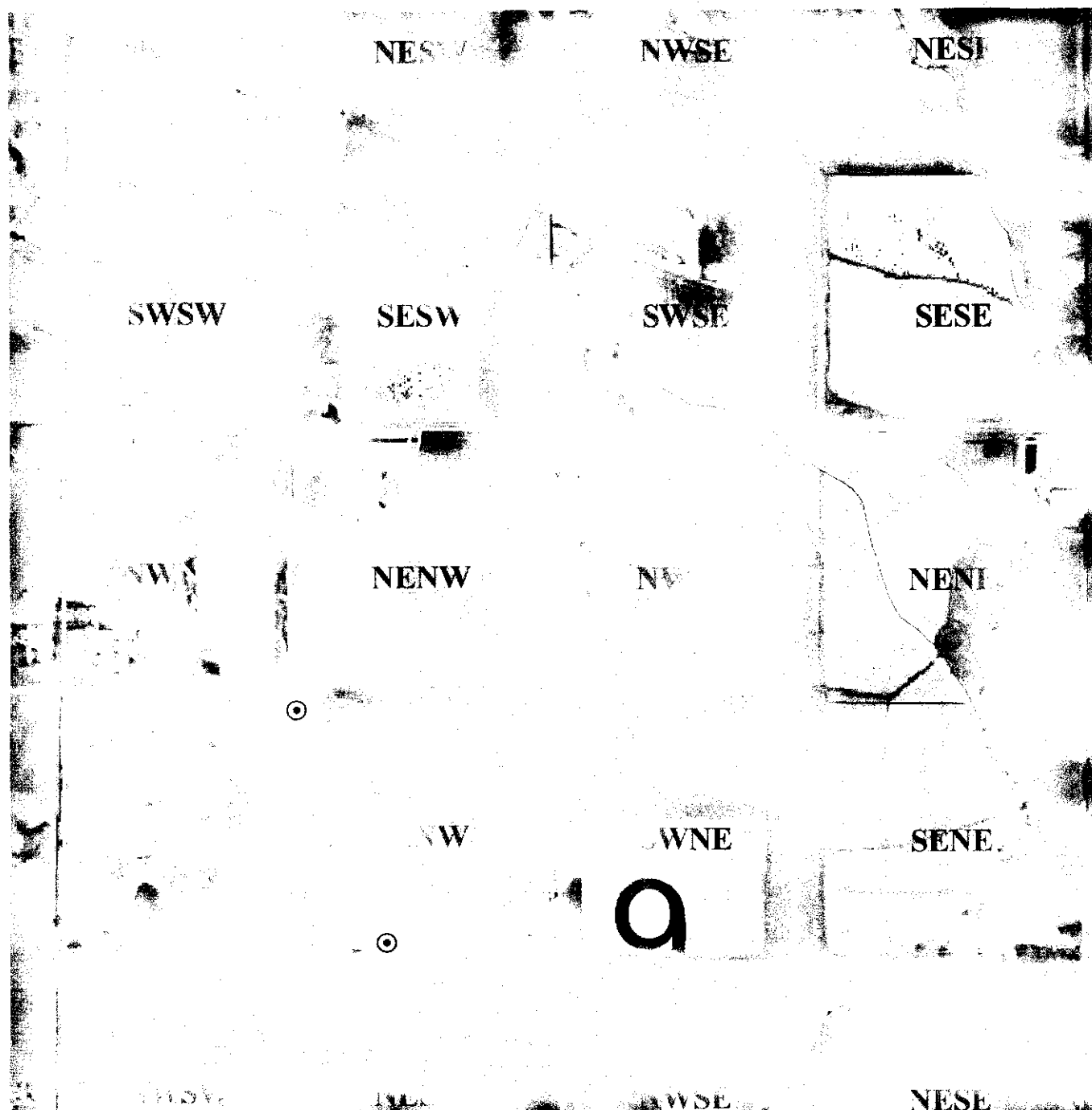
Legend			
Irrigated Area	Section Line	Roads	Streams and Canals
Place of Diversion	Quarter Section Line		

500 0 500 1000 Feet

SPATIAL
DYNAMICS

Water Right Claim Number 47-12296
Township , 9S15E

02/06/2001



Legend			
Irrigated Area	Section Line	Roads	
Place of Diversion	Quarter Section Line	Streams and Canals	

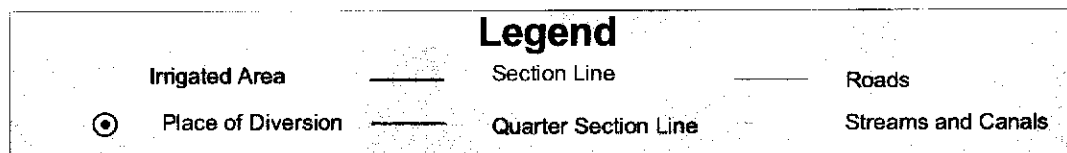
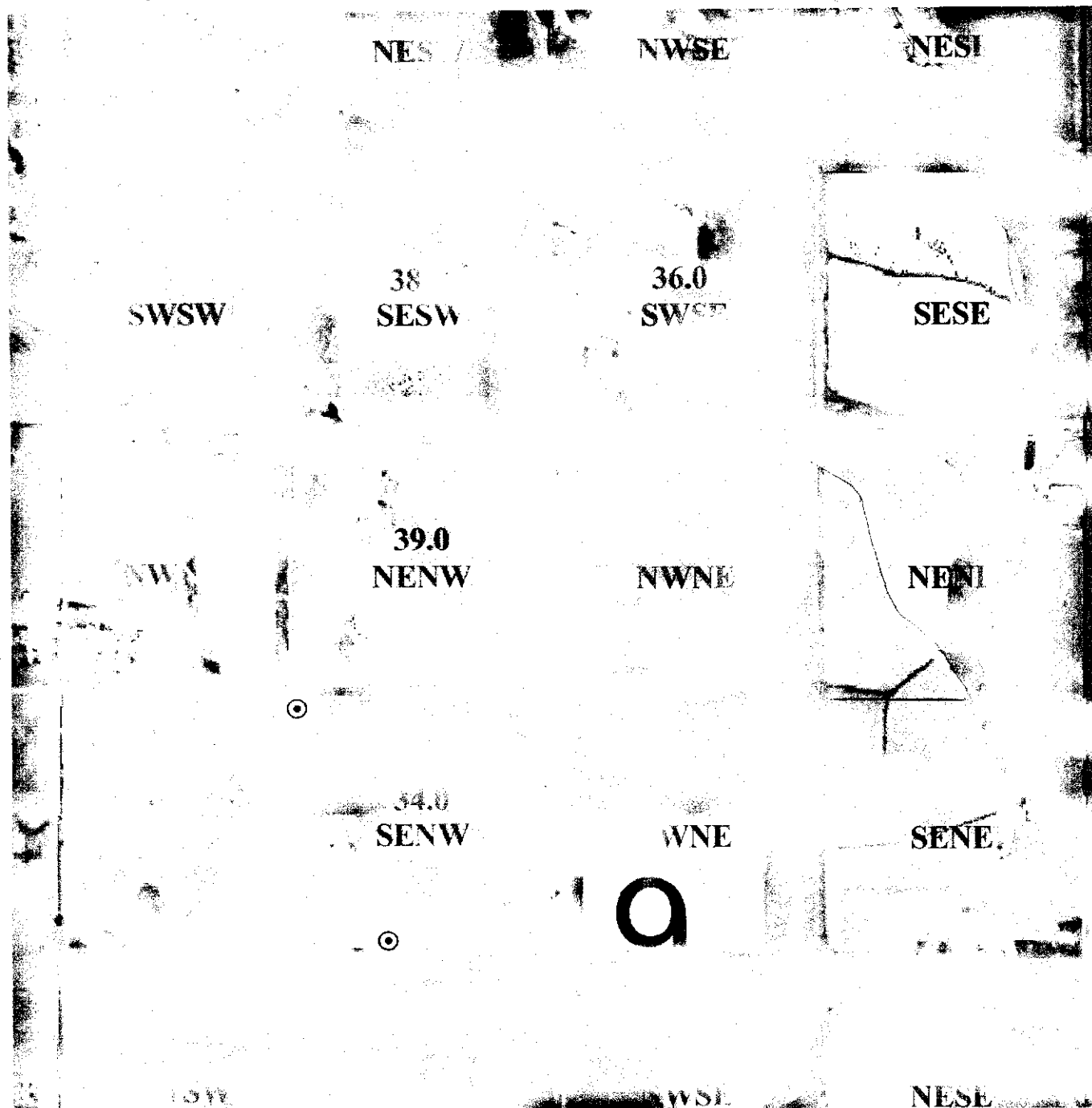
500 0 500 1000 Feet



**SPATIAL
DYNAMICS**

Water Right Claim Number 47-12296
Township , 9S15E

02/06/2001



500 0 500 1000 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A47-12296

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 302

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY BAGGETT	04/01/1981	IRRIGATION	03-15 11-15	4.000 CFS	
C	DELORES BAGGETT RT 4 BOX 198 BUHL ID 83316 (208) 543-5740					
TOTAL DIVERSION:					4.000 CFS	

Water Source: WASTE WATER
UNNAMED STREAM (SEEP TUNNEL)

Tributary to: MUD CREEK
MUD CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T09S R15E S19 NWSNW SWSNW TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	15E	18	:																	:	33.0
09S	15E	19	:																	:	45.0
TOTAL ACRES																				78.0	

POU County: TWIN FALLS

Other Rights: SHARES IN TFCC & A47-04448 AND GROUNDWATER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
47-10646 47-12290 47-14394 A47-04238 A47-10646 A47-12290 A47-14394

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0020920 A47-04238 A47-04448

Remarks: GEN THIS CLAIM IS FOR AN EXPANSION OF 47-04238 WHICH WAS DEVELOPED IN
1981 PURSUANT TO PERMIT 47-7725 WHICH LAPSED FOR FAILURE TO
SUBMIT PROOF. IT IS BEING CLAIMED NOW UNDER SECTION 42-1416 OF
THE IDAHO CODE FOR EXPANSION OF USE UNDER AN EXISTING RIGHT.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 12/15/88 MERRITT 03/30/95 POST-STD