

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 47-4190
Date Received: 12/6/1988
Receipt No: S004275
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEMCON FINANCIAL CORPORATION Phone:
1042 WILDWOOD WAY
TWIN FALLS ID 83301

CONNIE STORRER Phone:
1042 WILDWOOD WAY
TWIN FALLS ID 83301

GARY STORRER Phone:
1042 WILDWOOD WAY
TWIN FALLS ID 83301

2. Date of Priority: 06/01/1935

3. Source: SPRINGS , SPRINGS Trib. to: SNAKE RIVER , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	17E	2	NE SW	TWIN FALLS	
10S	17E	2	NW SE	TWIN FALLS	

5. Description of diverting works:

PIPELINE TO 5 RACEWAYS, EACH 18' X 150' X 28" DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
FISH PROPAGATION			1/01 12/31 6	

7. Total Quantity Appropriated is:
6 C.F.S.

8. Total consumptive use:

47-4190

01/08/2004

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	17E	2	SW	NW	FISH PROPAGATION	
			SE	NW	FISH PROPAGATION	
			NE	NW	FISH PROPAGATION	

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:

14. Remarks:

FACILITY SIZE HAS BEEN REDUCED DUE TO REDUCED WATER FLOWS.
ORIGINALLY CLAIMED 13.92, NOW ONLY 6.0 CFS MEASURED AND CLAIMED DURING HIGH FLOW PERIOD.

***** ADDRESS CHANGE
MADE 3-24-95 BY TLB.

15. Basis of Claim: Statutory Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 5, 2003

TITLEFACT INC
PO BOX 486
TWIN FALLS ID 83303-0486

RE: Your file 50064SM / 8297-T
Kasel / Storrer
SRBA Claim Nos. 47-4189, 47-4190, 47-14292,
47-15272

Dear TitleFact:

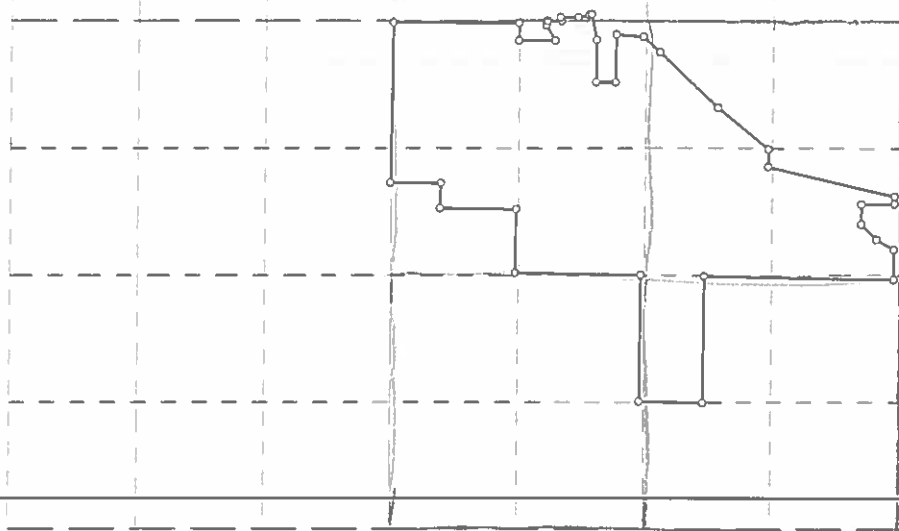
I am in receipt of the Notice of Change of Water Right Ownership you recently submitted on the above listed transaction. Because these claims have not yet been decreed in the Snake River Basin Adjudication, no fees are due to process the owner change. I am herein returning TitleFact's check no. 11658 in the amount of \$25.00.

Should you have any questions give me a call. Thanks for your help; I appreciate the great job you do in submitting changes of ownership.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.



Title: _____ Date: 01-08-2004

Scale: 1 inch = 2000 feet

File: storrer.des

Tract 1: 232.047 Acres: 10107964 Sq Feet: Closure = s47.5717e 0.27 Feet: Precision = 1/71467: Perimeter = 19403 Feet

001=nw,2,9s,17e	014=s00.2848w 435.51	027=s59.3549e 209.53
002=s00.3529w 25.0	015=s89.3149e 200.11	028=s00.1237w 310.0
003=s89.5502e 1305.76	016=n00.3355e 495.62	029=n89.0204w 1969.30
004=s00.0458w 179.89	017=s84.2600e 284.71	030=s00.1921w 1316.92
005=s89.5502e 374.89	018=s47.0018e 233.14	031=n88.5309w 657.28
006=n29.5019w 186.00	019=s46.3718e 833.97	032=n00.2131e 1315.21
007=n11.2043e 44.54	020=s51.1339e 685.02	033=n89.0205w 1310.87
008=s89.5502e 150.98	021=s00.1657w 183.01	034=n00.2827e 658.15
009=n19.3210w 37.26	022=s76.4814e 1345.69	035=n89.1219w 790.50
010=s89.4357e 184.43	023=s00.1237w 77.93	036=n00.3529e 261.00
011: Lt, R=274.82, Arc=119.23	024=s89.3221w 340.40	037=n89.1219w 519.00
Bng=n77.5018e, Chd=118.30	025=s00.1237w 205.09	038=n00.3529e 1654.50
012=n65.2403e 27.62	026=s44.3326e 226.16	
013=s12.1438e 274.17		

Can!

Still here

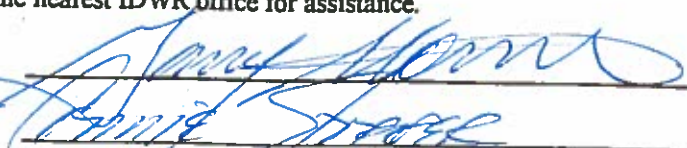
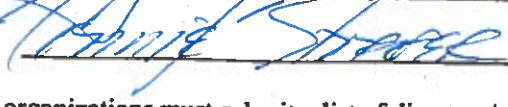
RECEIVED

DEC 02 2003

Department of Water Resources
Southern Region

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.

1. Water Right Number(s) 47-4189, 47-4190, 47, 14292, 47-15272
 Adjudication Claim Number(s) _____
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 Owner/Claimant(s) RONALD A. KASEL AND CAROLE J. KASEL
1338 EASTLAND DRIVE NORTH TWIN FALLS IDAHO 83301
4. New Owner/Claimant(s) GARY & CONNIE STORRER AND GEMCON FINANCIAL CORPORATION
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 1042 WILDWOOD WAY
 City, State and ZIP Code TWIN FALLS IDAHO 83301
 New Telephone Number () -
5. Date you acquired the property 11-21-03
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 Owner/Claimant(s)  Date 11-20-03
 Date 11-20-03
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 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 attach a Notice of Appearance completed by your attorney.

RECEIVED

DEC 02 2003

Department of Water Resources
Southern Region

COPY

50064SM

Twin Falls County, Idaho

Recorded for:
TITLEFACT

02:57pm Nov.20,2003
2003-030195

No. of Pages: 3 Fee: \$9.00
KRISTINA GLASCOCK
County Clerk
Deputy: CD

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

FOR VALUE RECEIVED RONALD A. KASEL and CAROLE J. KASEL as Trustees of the RONALD A. AND CAROLE J. KASEL TRUST DATED AUGUST 27, 1991, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto GARY STORRER and CONNIE STORRER, husband and wife; and GEMCON FINANCIAL CORPORATION, an Idaho corporation hereinafter called grantee, whose address is: 1042 Wildwood Way, Twin Falls, Idaho 83301, the following described premises, in Twin Falls County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 19, 2003

THE RONALD A. AND CAROLE J. KASEL TRUST DATED AUGUST 27, 1991

BY: Ronald A Kasel Trustee
RONALD A. KASEL, Trustee

BY: Carole J Kasel, Trustee
CAROLE J. KASEL, Trustee

* * * * *

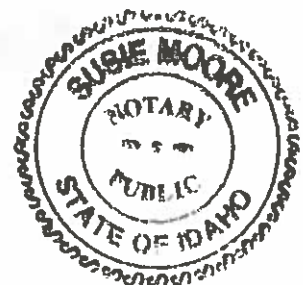
STATE OF IDAHO
County of Twin Falls

On this 19th day of November, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared Ronald A. Kasel and Carole J. Kasel known to me to be the Trustees of the trust that executed this instrument, or the person who executed the instrument on behalf of said trust, and acknowledged to me that they executed the same as such trustees.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my official seal, the day and year in this certificate first above written,

Susie Moore

Notary Public for Idaho
Residing at: Twin Falls
My Commission expires: 11-28-2008



LEGAL DESCRIPTION
FOR

RONALD A. KASEL and CAROLE J. KASEL as TRUSTEES of The Ronald A. and Carole J. Kasek Trust dated August 27, 1991

(232.054 ACRE PARCEL)

RECEIVED
DEC 02 2003

Department of Water Resources
Southern Region

A parcel of land located in Section 35 of Township 9 South, Range 17 East, Boise Meridian and Section 2, Township 10 South, Range 17 East of the Boise Meridian, Twin Falls County, Idaho and being more particularly described as follows:

Commencing at the Northwest corner of said Section 2, from which the West One Quarter (W1/4) corner of said Section 2 bears S00°35'29"W-2594.74 feet, Thence S00°35'29"W along the West boundary of the NW1/4 of said Section 2 for a distance of 25.00 feet to the **TRUE POINT OF BEGINNING:**

Thence S89°55'02"E parallel with the North boundary of the NW1/4 of said Section 2 for a distance of 1305.76 feet;

Thence S00°04'58"W for a distance of 179.89 feet;

Thence S89°55'02"E parallel with the North boundary of the NW1/4 of said Section 2 for a distance of 374.89 feet;

Thence N29°50'19"W for a distance of 186.00 feet;

Thence N11°20'43"E for a distance of 44.54 feet to a point on the North boundary of the NW1/4 of said Section 2;

Thence S89°55'02"E along the North boundary of the NW1/4 of said Section 2 for a distance of 150.98 feet;

Thence N19°32'10"W for a distance of 37.26 feet to the center of a 30.0 foot wide access and utility easement;

Thence S89°43'57"E along the center of the 30.0 foot wide easement for a distance of 184.43 feet to the point of curvature of a curve left;

Thence Northeasterly along the center of the 30.0 foot wide access easement and along the arc of the curve left for a distance of 119.23 feet to the point of tangency, said arc having a radius of 274.82 feet and chord bearing and distance of N77°50'18"E-118.30 feet;

Thence N65°24'03"E along the center of the 30.0 foot wide easement for a distance of 27.62 feet;

Thence leaving the center of the 30.0 foot wide easement on a bearing of S12°14'38"E for a distance of 274.17 feet;

Thence S00°28'48"W for a distance of 435.51 feet;

Thence S89°31'49"E for a distance of 200.11 feet;

Thence N00°33'55"E for a distance of 495.62 feet;

Thence S84°26'00"E for a distance of 284.71 feet;

Thence S47°00'18"E for a distance of 233.41 feet;

Thence S46°37'18"E for a distance of 833.97 feet;

Thence S51°13'39"E for a distance of 685.02 feet;

Thence S00°16'57"W for a distance of 183.01 feet;

Thence S76°48'14"E for a distance of 1345.69 feet to a point on the East boundary of the NE1/4 of said Section 2;

Thence S00°12'37"W along the East boundary of the NE1/4 of said Section 2 for a distance of 77.93 feet;

Thence S89°32'21"W for a distance of 340.40 feet;

Thence S00°12'37"W parallel with the East boundary of the NE1/4 of said Section 2 for a distance of 205.09 feet;

Thence S44°33'26"E for a distance of 226.16 feet;

Thence S59°35'49"E for a distance of 209.53 feet to a point on the East boundary of the NE1/4 of said Section 2;

Thence S00°12'37"W along the East boundary of the NE1/4 of said Section 2 for a distance of 310.00 feet to the East One Quarter (E1/4) corner of said Section 2;

Thence N89°02'04"W along the South boundary of the NE1/4 of said Section 2 for a distance of 1969.30 feet;

Thence S00°19'21"W for a distance of 1316.92 feet to a point on the South boundary of the NW1/4SE1/4 of said Section 2;

Thence N88°53'09"W along the South boundary of the NW1/4SE1/4 of said Section 2 for a distance of 657.28 feet to the Southwest corner of the NW1/4SE1/4 of said Section 2;

Thence N00°21'31"E along the West boundary of the NW1/4SE1/4 of said Section 2 for a distance of 1315.21 feet to the center one quarter (C1/4) corner of said Section 2;

Thence N89°02'05"W along the South boundary of the NW1/4 of said Section 2 for a distance of 1310.87 feet to the Southwest corner of the SE1/4NW1/4 of said Section 2;

Thence N00°28'27"E along the West boundary of the SE1/4NW1/4 of said Section 2 for a distance of 658.15 feet;

Thence N89°12'19"W for a distance of 790.50 feet;

Thence N00°35'29"E parallel with the West boundary of the NW1/4 of said Section 2 for a distance of 261.00 feet;

Thence N89°12'19"W for a distance of 519.00 feet to a point on the West boundary of the NW1/4 of said Section 2;

Thence N00°35'29"E along the West boundary of the NW1/4 of said Section 2 for a distance of 1654.50 feet to the **TRUE POINT OF BEGINNING**.

TOGETHER WITH:

- 1- An existing 30.0-foot wide access and utility easement as recorded.

AND

SUBJECT TO:

- 1- A 15.0 foot wide access and utility easement along a portion of the North boundary of the before described parcel.

- 2- A 25.0 foot wide County road easement along the most Westerly boundary of the before described parcel.



06/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-4190
NAME AND ADDRESS: GEMCON FINANCIAL CORP
1042 WILDWOOD WAY
TWIN FALLS ID 83301
CONNIE STORRER
1042 WILDWOOD WAY
TWIN FALLS ID 83301
GARY STORRER
1042 WILDWOOD WAY
TWIN FALLS ID 83301

VERIFIED BY KKC

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 6.000 CFS
PRIORITY DATE: 12/31/1948
POINT OF DIVERSION:
T10S R17E S2 NESW Within TWIN FALLS County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	FISH PROPAGATION	01/01 12/31	6.000 CFS
PLACE OF USE:	<u>FISH PROPAGATION Within TWIN FALLS County</u>		
	T10S R17E S02 NENW	T10S R17E S02	SWNW
	T10S R17E S02 SENW		

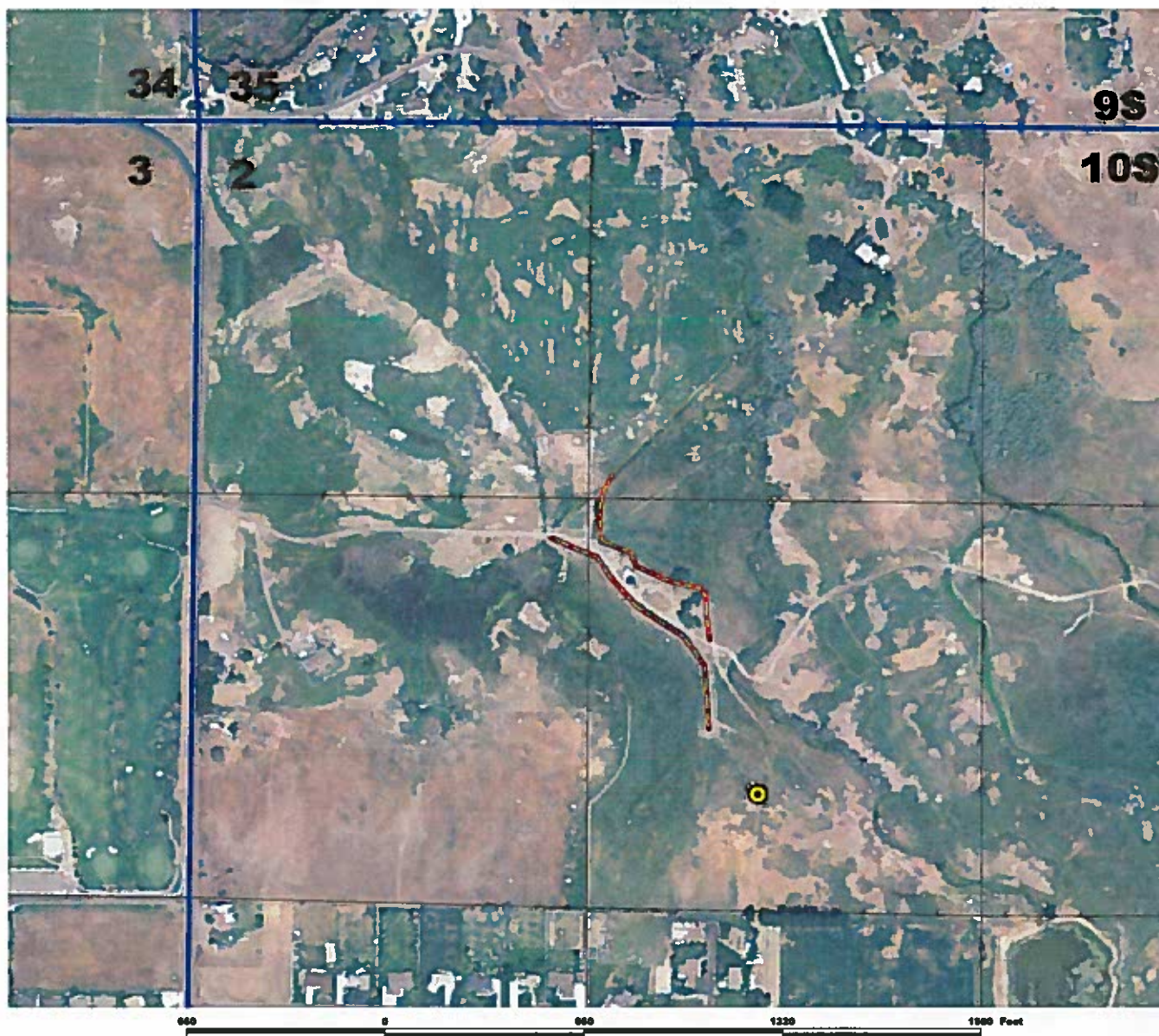
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
47-4190**



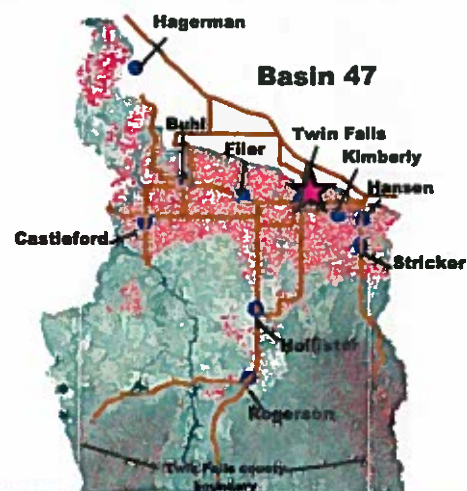
PLACE OF USE
TWP 10S, RNG 17E, SEC 2
Data entry on June 14, 2006

-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **TOWNSHIP LINES**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**



LOCATION IN BASIN

GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN



**Idaho Dept of Water Resources
Claims review notes and narrative**

Date: 6-14-2006

File: 47-4190 basis of recommendation

Prepared by Kelly K Christensen

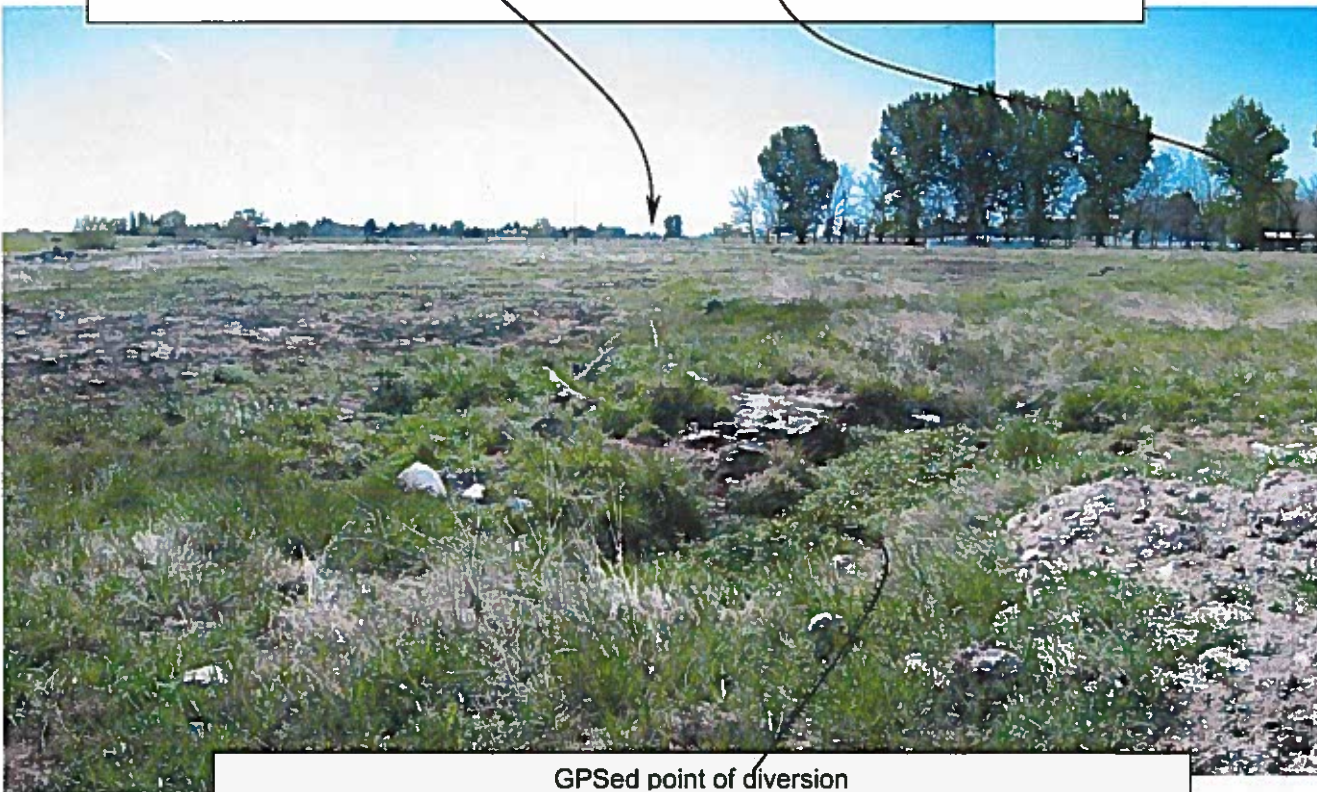
PRIORITY DATE

The claimed date was 1935, which was supported by the evidence of priority submitted by Percy Greene but the affidavit, also indicated that the last construction occurred in 1948. Therefore that date is the basis for my recommendation.

The claimed source is springs. I found that the source was actually water generated from two canal company seep tile systems. They join at the GPSed point of diversion basically coming to the surface for the first time at that point. The water was then diverted to the fish raceways from this location. As control of the water is taken at the point where water daylight, I am recognizing that source as ground water.

East Tile drain approximate beginning

West Tile drain approximate beginning



GPSed point of diversion

The recommended place of use no longer exists. The claimant has torn out the raceways and ditch system to allow for the development of subdivision plots. They were torn out in either 2005 or 2006. Based upon currently available information, the raceways were active near the commencement of the SRBA and therefore are protected against forfeiture as an active claim in the SRBA process. The recommended place of use was stated to be smaller than the historic system developed by the end of the 1940s.

Bb73_ne_1002_s.sid

47-4190 claimed for 5 raceways



Use = Fish propagation

GPSed point of diversion 10S 17E Sec 2 SENW

Sketch of P/U by Gary Storrer
as of 6-14-06 of Rice meeting

AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Twin Falls)

AFFIDAVIT OF PERCY GREENE

Your affiant, being first duly sworn, deposes and says:

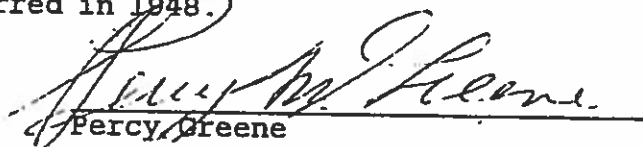
My name is Percy Greene. I am ⁶⁹~~56~~ years of age. In 1941 I acquired the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 2, Township 10 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho, from Ed Damman. He had used the water since 1935.

He had used the water since 1935 from spring (seepage) sources from Section 1, and Section 2, both in Township 10 South, Range 17 East, Boise Meridian, Twin Falls County, for fish propagation. I purchased the property in 1941.

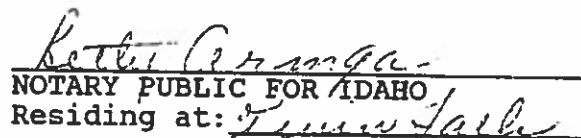
The Section 1 source is about 15.5 c/f/s and the Section 2 source is about 14 c/f/s and I have always used the water to propagate trout on a year around basis. My son-in-law, Ron Kasel, has used the water similarly since I sold to him on contract in 1970.

The flow measurements vary in high and low flow periods but without recent interference from development, the Section 1 source is about 15.5 c/f/s at high flow and the Section 2 source is about 14 c/f/s.

The property has been improved through the years. The last construction occurred in 1948.)


Percy Greene

SUBSCRIBED and SWORN to before me this 10th day of November, 1979. ^{PME}
80


NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls

MICROFILMED

Identification No. _____

Claim No. 17-4190

Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Ronald A. Kasel
post office address Rt 3 Twin Falls, ID 83301

2. The point of diversion is in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 2 Township 10 South
Range 17 E. B.M. located on Unnamed Springs
Also NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 2, Township 10 South, Range 17 E.B.M.
tributary to Snake River in Twin Falls County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

June 1, 1935 amount: 13.92 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use fish propagation period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____ ;

MICROFILMED

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible. water has been used since about 1935; water is used in 10 ponds and a lake as described in paragraph 8 hereof. at end of ditch claimant pick up water and runs in 24 inch wooden pipe for 1/4 mile to places of use.

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

MICROTYPE

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities. 10 ponds plus artificial lake (Mary Alice Lake) are
used for propagation. Use is on SE NW, and W1/4 NW, Section 2,
Township 10 South, Range 17 E.B.M. All water has always been used.
No additional ponds have been added since 1935. One small spring
source included in total amount serves hatchery building in NW1/4 NW
Section 2, Township 10 South, Range 17 E.B.M.

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Trout facility was first developed by Damman and operated for
many years by Percy Greene. Claimant is contract purchaser of
land and water right from Percy Greene.

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with
all attached information and certifies that all statements are true and accurate to the best of his knowledge.

11/10/80
(Date)

Ronald A. Kasel
(Signature of Claimant) Ronald A. Kasel

State of Idaho

County of Twin Falls } ss.

On this 10th day of November, 1980, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Steven A. Rossmelt
Notary Public residing at Twin Falls

My commission expires _____

For Department Use Only

Received by maey Date 11-13-80 Exception filed by: _____ Forwarded to
Prelim. check by Adm Date 11/14/80 # 16674 claimant by: _____
Fee received by maey Date 11/14/80 Fee \$ 30.00 _____
Approved for publication by maey _____
Published in Twin Falls News Dates 11/14 + 11/16/80 _____

RECORDED

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: A47-04190

Date Received: 12/ 6/1988

Receipt No: S004275

Received By: *address change*
HB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD A KASEL 208-733-1503
Address: 1336 EASTLAND DR N
TWIN FALLS ID 83301
AND/OR
Name: CAROLE J KASEL
Address: 1336 EASTLAND DR N
TWIN FALLS ID 83301

2. Date of Priority: JUN 1, 1935

3. Source: SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	17E	2		NE	SW		TWIN FALLS
				NW	SE		TWIN FALLS

5. Description of diverting works:
PIPELINE TO 5 RACEWAYS, EACH 18' X 150' X 28" DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	6.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL TROUT PRODUCTION

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	17E	2	NE	NW		FISH	
			SW	NW		FISH	
			SE	NW		FISH	

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:
NONE

14. Remarks:

FACILITY SIZE HAS BEEN REDUCED DUE TO REDUCED WATER FLOWS.
ORIGINALLY CLAIMED 13.92, NOW ONLY 6.0 CFS MEASURED AND
CLAIMED DURING HIGH FLOW PERIOD.

ADDRESS CHANGE MADE 3-24-95 BY TLB.

15. Basis of Claim: STATUTORY CLAIM

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: _____

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NOV 29 1996

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 _____

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NOV 29 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

RECEIVED
FECIL D. ANDRUS Phil Batt
GOVERNOR

R. KEITH HIGGINSON
Director

MAR 16 1995 CHANGE IN ADDRESS OF THE NOTICE OF CLAIM IN THE SNAKE RIVER BASIN ADJUDICATION

Department of Water Resources
Southern Region

[] Water Right Number(s): A47-04189, A47-04190, A47-14292,
A47-15272, A47-10028, A47-10029
A47-14282

[] Old Mailing Address: RT 6, Box 9104
Twin Falls

[] New Mailing Address: 1336 Eastland Dr N
Twin Falls, ID 83301

[] New Telephone Number: (208) 733-1503

[] Signature of Claimant(s): Ronald A. Zusef

Date: 3/16/95

For IDWR use only:

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: 3-23-95 By: AKB

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NOV 29 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor PHIL BATT

R. KEITH HIGGINSON
Director

March 24, 1995

RONALD KASEL
1336 EASTLAND DR N
TWIN FALLS, ID 83301

RE: SRBA CLAIM: A47-04189, A47-04190, A47-14292, A47-15272,
A47-10028, A47-10029, & A47-14282

CHANGE OF ADDRESS NOTIFICATION

DEAR CLAIMANT:

IDWR HAS RECEIVED YOUR NOTICE OF THE CHANGE OF ADDRESS OF THE
WATER RIGHT CLAIM REFERENCED ABOVE. OUR RECORDS HAVE BEEN CHANGED
ACCORDINGLY.

IF YOU SOLD THE PROPERTY, PLEASE CONTACT THIS OFFICE AT
208-736-3033.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB

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NOV 29 1996

RECEIVED

MAY 01 1995

Department of Water Resources
Southern Region

Pasadena, Calif.
July 8, 1941

Mary Alice Trout Farm,
Twin Falls, Idaho.

Dear Sirs;

Some time ago you quoted me a price on trout which in some manner I have misplaced. However we would like to have 35¢ of 6s each week if you can supply us for .50 per pound. We cannot pay more than this as we have to reship and cannot break even at this price even.

Ship to Whitewater Trout Co., Palm Springs Station. We wish these to arrive each Tuesday, starting July 15th.

Please let me know at once if you will ship as instructed. Reply either by air mail or by Western Union to address below.

Very truly yours,

Whitewater Trout Co.

V.C. Mills
1925 Lundy Ave.
Pasadena, Calif.

SCANNED
AUG 10 2016

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NOV 29 1996

A47-4189, A47-4190

RECEIVED

MAY 01 1905

WARRANTY DEED.

Department of Water Resources
Southern Region

THIS INDENTURE, made this first day of February, 1947, be-

tween Edwin Damman, a bachelor of El Paso, County of Woodford, State of Illinois, the party of the first part, hereinafter called the grantor, and Percy M. Greene and Nedra H. Greene, husband and wife of Twin Falls, County of Twin Falls, State of Idaho, the parties of the second part, hereinafter called the grantee.

WITNESSETH, That the grantor, for and in consideration of the sum of ten Dollars and other considerations, in lawful money of the United States of America, to the grantor in hand paid by the grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the grantee, and to the grantee's heirs and assigns forever, all of the following described real estate, situated in Twin Falls County, State of Idaho:

A strip of land along the South side of the North Half (N $\frac{1}{2}$) of Section Two (2), of Township Ten (10) South, Range Seventeen (17) East of the Boise Meridian, described as follows: Beginning at a point on section line 769.5 feet South of the Northwest corner of the above stated section; thence North 53° 34' East 529.5 feet; thence South 62° 02' East 330.3 feet; thence South 15° 32' East 239.2 feet; thence South 34° 43' East 226.7 feet; thence North 86° 29' East 192.3 feet; thence South 0° 10' West 113.9 feet; thence South 30° 42' East 390.3 feet; thence South 2° 39' East 330.3 feet; thence South 31° 07' East 443.7 feet; thence South 83° 52' East 380.2 feet; thence South 21° 14' East 427.2 feet; thence South 81° 54' East 1463.7 feet; thence North 5° 51' East 595 feet; thence South 78° 33' East 1075.5 feet to a point on the section line; thence South along section line 847 feet to the Quarter corner on the East line of said Section Two (2); thence West along the One-Half Section line 3927 feet; thence North 660 feet; thence West 1309 feet to a point on the section line; thence North 1105.5 feet more or less along the section line to the place of beginning.

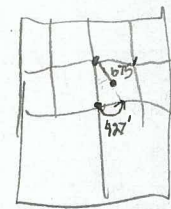
This deed is made with the following reservations by the grantor.

1. The grantor reserves the proportionate right on basis of acreage irrigated, in an irrigation ditch as now constructed across the Southwest quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) and Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Two (2), Township Ten (10) South, Range Seventeen (17) East of the

A47-4189, A47-4190

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NOV 29 1996

Boise Meridian. Beginning at a point 427 feet east of the Southwest corner of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4} NE\frac{1}{4}$); thence in a Northwesterly direction to a point on the north line of the property herein conveyed, which point is South $67^{\circ}26'$ West a distance of 675 feet from the Northeast corner of the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4} NW\frac{1}{4}$) of the above stated Section.



2. The lake which is located on Lot 4 and the North Half of the Southwest Quarter of the Northwest Quarter ($N\frac{1}{2} SW\frac{1}{4} NW\frac{1}{4}$) of said Section Two (2) is to be maintained by the grantee at the water level of 6 feet $10\frac{1}{2}$ inches above the point marked "X" on the concrete block that protects the outlet of the concrete tile with the spillway of said lake.

depth 6' $10\frac{1}{2}$ "

3. Grantor reserves the right to use the water of the lake for irrigation, power, or other purposes; and may divert the water from any point in the dam; but such diversion shall be in a workman like manner and not endanger the dam.

4. The grantor reserves the right to use the top of the dam and the strip of ground between the lake and the highway on the West as a bridle trail.

5. The grantor has for more than 10 years last past had an irrigation ditch along the toe of the dam on the North and East and the right to have, maintain and use this said ditch for the irrigation of his lands lying to the North and East of said dam is herein reserved.

*10 yrs +
ditch from
toe of dam
in N & E of dam*

6. The grantor reserves the right to open and clean, ^{for drainage purposes} the springs and drainage ditch on that part of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4} NE\frac{1}{4}$) of Section Two (2), herein conveyed.

7. The Grantor reserves the right to enter the part of the Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4} NE\frac{1}{4}$) of Section Two (2), herein conveyed and divert all water flowing through said subdivision, the diversion to be near the west line of the part conveyed.

3. This conveyance ~~does not convey any water in Twin Falls Canal Company's System.~~ All water rights heretofore and now had by the grantor in said Section Two (2) has been used upon other lands, for more than ten years, last past, and has been and now is an appurtenance to the grantor's land lying North and East of the said dam.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the grantor.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with the appurtenances, unto the grantee, and to the grantee's heirs and assigns forever. And the grantor and the grantor's heirs, the said premises in the quiet and peaceable possession of the grantee, and the grantee's heirs and assigns; against the grantor, and the grantor's heirs, and against all and every person and persons whomsoever lawfully claiming ^{or to claim} the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the grantor has subscribed this deed the day and year first above written.

Edwin Damman

STATE OF IDAHO)
County of Twin Falls) ss.

On this first day of February, 1947, before me, the undersigned, a Notary Public in and for said State, personally appeared Edwin Damman, a bachelor known to me to be the person whose name is subscribed to the 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 above written.

Bertie Turner
My Commission Expires: 10-1-47. Notary Public for Idaho Residing at Twin Falls

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NOV 29 1996

Presented to and Platted by me
GEO. A. CHILDS
Assessor Twin Falls County

Date 2-4-47

368207

✓
Warranty Deed
Edwin Samman
- to -

Oliver M. Greene

STATE OF IDAHO } ss
County of Twin Falls }

I hereby certify that this instrument
filed for record at the request of

Twin Falls, Ark & Trust Co.

5.00 o'clock PM this FEB 3 - 1947

in my office and duly recorded in book

120 of Deeds page 610

Capriles

Ex-Officio Recorder

Fee \$ 2.60 Deputy

Return to

Twin Falls, Ark & Trust Co.

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NOV 29 1996

RECEIVED

MAY 01 1995

Department of Water Resources
Southern Region

KNOW ALL MEN BY THESE PRESENTS, That Edwin Damman, a bachelor of El Paso, Woodford County, State of Illinois, and Percy M. Greene and Nedra^H Greene, husband and wife, of Twin Falls, County of Twin Falls, State of Idaho, having heretofore been associated in the business of conducting the trout farm known as Mary Alice Prout farm in Twin Falls County, Idaho

That for value received said Edwin Damman has sold and does now sell, transfer and deliver to said Percy M. Greene and Nedra^H Greene all of his right, ownership, title and interest in and to all of the property so owned by him.

That the property hereby sold and conveyed is all of the undersigned's ownership and property right in and to the fish, nets, seines, gillners, motors, pumps, horses, knives, aprons, wheel barrows, buckets, boxes, troughs, screens, graders, and all property whether personal or mixed had and used in connection with the said operation of the trout farm aforesaid. That a full right of ownership to all of the property herein enumerated and referred to has been and now is sold, transferred and delivered by the undersigned, to the said Percy M. Greene and Nedra^H Greene and no interest whatever therein or thereto remains in or is in Edwin Damman.

Full consideration for said property and all thereof is hereby acknowledged.

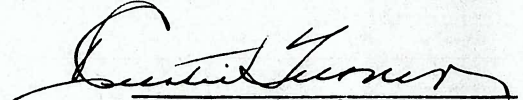
Dated this first day of ~~January~~ February, 1947.

Edwin Damman

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this first day of ~~January~~^{February}, 1947, before me, the under-
signed, a Notary Public in and for said State, personally appears
Edwin Damman, a bachelor, known to me to be the person whose
name is subscribed to the 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
above written.


Notary Public for the State of
Idaho, Residing at Twin Falls

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NOV 29 1996



Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-04190
RONALD A. KASEL
RT. 6, BOX 9104
TWIN FALLS

ID 83301

A47-04190
CAROLE J. KASEL
TWIN FALLS

ID 83301

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.

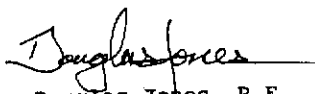
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in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

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NOV 29 1995

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF ID
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: 3957

Ident. Number: A47-04190
Date Received: 12/06/1988
Receipt No: S004275
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD A. KASEL 208-733-1503
Address: RT. 6, BOX 9104
TWIN FALLS, ID 83301
AND/OR
Name: CAROLE J. KASEL
Address: TWIN FALLS, ID 83301
2. Date of Priority: JUN 01, 1935
3. Source: SPRINGS Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	17E	2		NE	SW		TWIN FALLS
				NW	SE		TWIN FALLS
5. Description of diverting works:
PIPELINE TO 5 RACEWAYS, EACH 18' X 150' X 28" DEEP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	6.000		
7. Total Quantity Appropriated is:
6.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
COMMERCIAL TROUT PRODUCTION

A47-04190

Page 1

Date: 12/06/88

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MAR 11 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	17E	2	NE	NW		FISH	
			SW	NW		FISH	
			SE	NW		FISH	

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:
NONE

14. Remarks:

FACILITY SIZE HAS BEEN REDUCED DUE TO REDUCED WATER FLOWS.
ORIGINALLY CLAIMED 13.92, NOW ONLY 6.0 CFS MEASURED AND
CLAIMED DURING HIGH FLOW PERIOD.

15. Basis of Claim: STATUTORY CLAIM

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 Basin Adjudication." (b.) I/We do do not wish to receive 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): Ronald A. Lenz Date: 12/6/88
Date:

State of Idaho)
County of ST) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of Dec 19 88 Lori White
Notary Public

Seal

Residing at TE
My Commission Expires 5/95