

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: A73-00128
Date Received: 4/24/1990
Receipt No: M006722
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WHITWORTH RANCHES, INC. 208-876-4405
Address: PO BOX 156
MAY, ID 83253

2. Date of Priority: MAR 01, 1898

3. Source: MORGAN CREEK Trib. to: PATTERSON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	21E	11	NE	NE	NE		LEMHI

5. Description of diverting works:
WOOD HEADGATES/ DITCHES/ MAINLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 1748.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	21E	12	SW	SE		IRR	40.0
			SE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		13	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	32.0
			SE	NE	IRR	36.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
					Section Acres	268.0
		24	NE	SE	IRR	4.0
			SE	SE	IRR	18.0
					Section Acres	22.0
		25	NE	NE	IRR	28.0
					Section Acres	28.0
22E		7	SW	SW	IRR	25.0
					Section Acres	25.0
		18	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	24.0
			NW	SW	IRR	32.0
					Section Acres	176.0
		19	NW	NW	IRR	30.0
			SW	NW	IRR	33.0
			NW	SW	IRR	37.0
					Section Acres	100.0
					Total Acres	699.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

73-00133, 137, 138, 142, 143, 2166

14. Remarks:

P/D NOT GIVEN IN DECREE.

AC. IRR. = 159.56. THE DECREE FOR P/U DESCRIBES THE SWNW IN ADDITION TO LOT 2; THEREFORE, EITHER THE TRACT OR LOT WOULD APPEAR TO BE IN ERROR.

PARTIES RECEIVING WATER FROM THE SO CALLED COTTER DITCH SHALL BE MEASURED AT THE P/D FROM SAID COTTER DITCH, & THAT ALL OTHER WATERS DECREED SHALL BE MEASURED AT THE P/D WHERE THE WATER IS TAKEN FROM MORGAN CREEK & ITS TRIBUTARIES.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

A.W. ADAMS

Decree Plaintiff

vs

LAFE DOWNEY, ET AL.

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS ^{\$50.00}

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 A73-08128Date Received 4-24-1992Receipt Number 1006722

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Whitworth Ranches, Inc. Phone (208) 876-4405
P.O. Box 156
Mailing Address May, Idaho Zip 83253

2. Date of Priority (Only one (1) per claim) March 1, 1898

3. Source of water supply (a) Morgan Creek
which is tributary to (b) Pahsimeroi River

4. a. Location of existing point of diversion is: Township 15N Range 21E Section 11
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of Lemhi

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, 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. Wooden headgates, about 5' high and 10' wide in creek and about 5' high and 7' wide in ditch. A 12" buried mainline diverts from ditch about 1000' downstream.

A7300128



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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 11/1 amount 1.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1748 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15N	21E	12															40	40	80
15N	21E	13	40	40	32	36									40	40	40		268
15N	21E	24													4			18	22
15N	21E	25	28																28
15N	22E	7											25						25
15N	22E	18					40	40	40	24		32							176
15N	22E	19						30	33			37							100

Total number of acres irrigated 699

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

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.
#73-00133, 73-00137, 73-00138, 73-00142, 73-00143, 73-02166 or None ()

14. Remarks:

Last Name Whitworth Ranches Ident No. _____

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Copies: White - State, Yellow - CIdmman

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

Decree X

If applicable provide IDWR Water Right Number 73-00128

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 1 map

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Judd Whitworth, Secretary

Title

of Whitworth Ranches, Inc., that I have signed the foregoing

Organization

document in the space below as Secretary of Whitworth Ranches, Inc.

Title

Organization

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

Signature of Authorized Agent

Title and Organization Secretary, Whitworth Ranches, Inc. Date 4/24/90

State of Idaho/or _____)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 24th day of April 19 90

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 _____

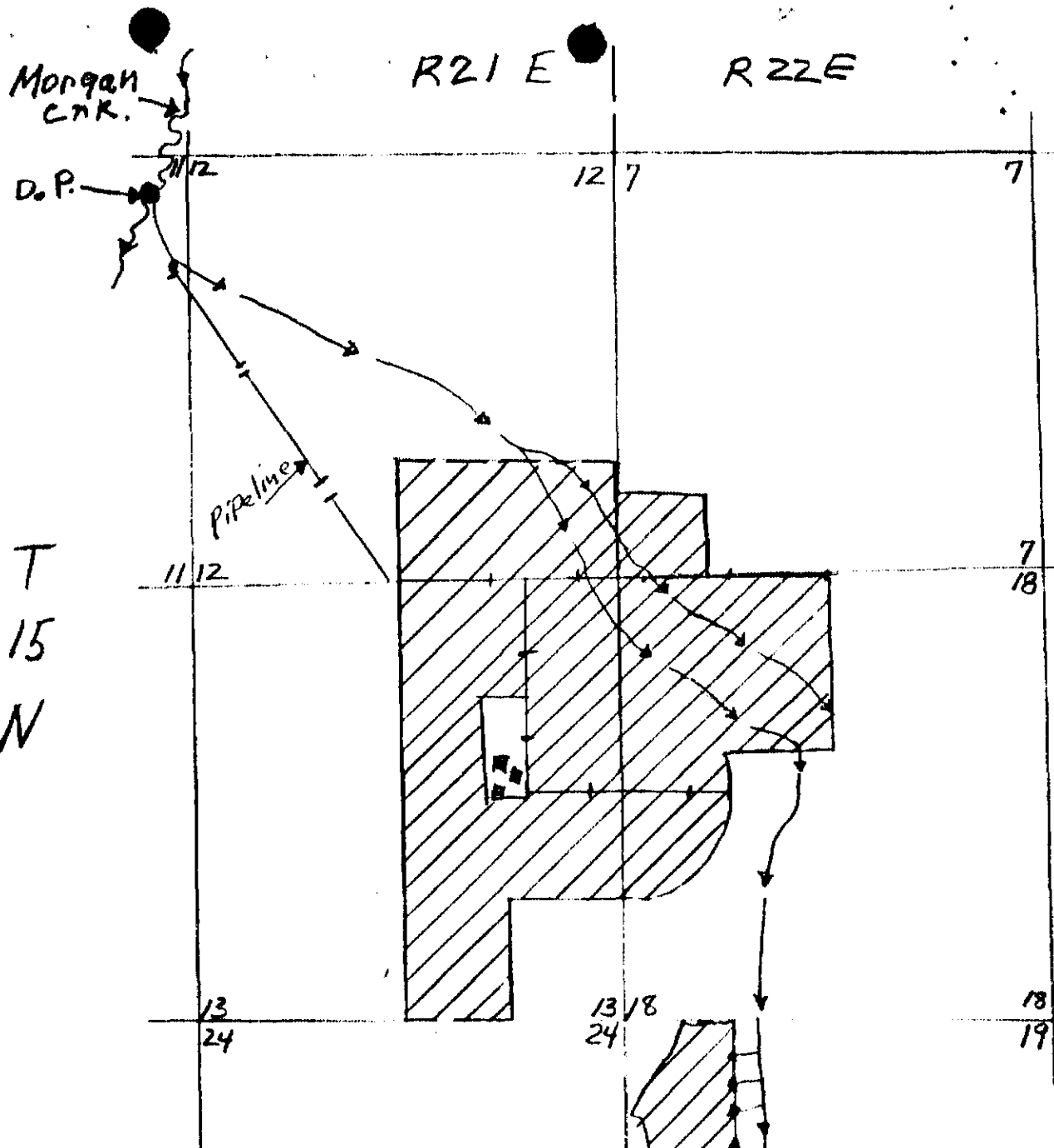
Date _____

Last Name Whitworth Ranches Ident. Number _____

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Copies White-State, Yellow-Claimant



Whitworth Ranches Inc.

App. Scale - 1" = 2000'

Water Right Numbers:

73-00133, 73-00137,
73-00138, 73-00128
From Morgan Creek

Nease E
Carpas
Map

May, Idaho

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

June 27, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KENNETH L WRIGHT
WESTERN AGCREDIT FLCA
PO BOX 95850
SOUTH JORDAN UT 84095

RE: NOTICE OF PLEDGE FOR WATER RIGHTS 73-13, 73-14, 73-24A, 73-128, 73-133, 73-137, 73-138, 73-142, 73-143, 73-161, 73-162, 73-163, 73-164, 73-2057, 73-2166, 73-10078, 73-10079

Dear Mr. Wright:

I understand you have spoken with our attorney, Candice McHugh, about the enclosed "Notice of Pledge" and your intention to be added as a party with security interest to the above referenced rights.

Please fill out the enclosed "Notice of Security Interest" and attach a check made payable to Idaho Department of Water Resources in the amount of \$425 (\$25 per water right). Send it back to our office and we will process this request as soon as possible.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 9, 1999

UTAH PRODUCTION CREDIT ASSN
406 W SOUTH JORDAN PARKWAY STE 500
SOUTH JORDAN UT 84095

RE: ADDITION OF LIEN HOLDER FOR WATER RIGHTS A73-00013,
A73-00014, A73-00024A, A73-00128, A73-00133,
A73-00137, A73-00138, A73-00142, A73-00143,
A73-00161, A73-00162, A73-00163, A73-00164,
A73-02057, A73-02166, A73-10078, A73-10079

Dear Sirs:

The Department's records have been modified to reflect
Utah Production Credit Association as a lien holder.

If you have any questions regarding this matter, please
feel free to call 525-7161.

Respectfully submitted,

Autumn Jones
Records Clerk

cc: Whitworth Ranches

NOTICE OF PLEDGE

RECEIVED

MAR 29 1999

STATE OF IDAHO
Department of Water Resources
Statehouse
Boise, Idaho 83720

Customer No. 30575851

Department of Water Resources

Attention: Reclamation Engineer

RECEIVED

APR 01 1999

Please be notified that the undersigned have this date executed Mortgages in favor of UTAH PRODUCTION CREDIT ASSOCIATION, covering certain land in LEMHI and CUSTER Counties, State of Idaho, together with all of the Mortgagor's right to use the following:

ADJUDICATION

<u>CLAIM #:</u>	<u>SOURCE:</u>	<u>PRIORITY DATE:</u>	<u>RATE:</u>	<u>ACRES FOR USE:</u>
A73-00013	BIG CREEK	5-01-1917	3.00 CFS	611
A73-00014	BIG CREEK	5-01-1917	2.40 CFS	611
A73-00024A	BIG CREEK	5-01-1911	3.40 CFS	611
A73-00128	MORGAN CREEK	3-01-1898	1.60 CFS	699
A73-00133	MORGAN CREEK	6-01-1883	3.20 CFS	699
A73-00137	MORGAN CREEK	5-01-1891	3.20 CFS	699
A73-00138	MORGAN CREEK	6-01-1895	1.60 CFS	699
A73-00142	TATER CREEK	6-01-1886	1.20 CFS	421
A73-00143	TATER CREEK	6-01-1897	2.00 CFS	421
A73-00161	BIG CREEK	11-20-1885	4.80 CFS	611
A73-00162	BIG CREEK	3-27-1888	3.20 CFS	611
A73-00163	BIG CREEK	3-01-1890	4.80 CFS	611
A73-00164	BURNT CREEK	10-29-1903	3.20 CFS	160
A73-02057	BIG CREEK	3-13-1910	3.40 CFS	170
A73-02166	GROUNDWATER	10-06-1966	1.00 CFS	100
A73-10078	SPRING	5-01-1950	1.00 CFS	27
A73-10079	SPRING	11-20-1885	0.15 CFS	
R73-10079	SPRING	11-20-1885	0.15 CFS	

The said Mortgages, given to secure promissory notes of even date, were recorded FEBRUARY 26, 1999 (LEMHI) and MARCH 01, 1999 (CUSTER), in the office of the County Recorders of the above referenced Counties, as Instrument No. 239810 (LEMHI) and 0217600 (CUSTER).

Please file this notice with your records of the above referenced and direct notice of any intended change of the place of use or other change which materially affects the beneficiary's security interest in the said rights to UTAH PRODUCTION CREDIT ASSOCIATION, 406 West South Jordan Parkway (Suite 500), South Jordan, Utah 84095

Dated: FEBRUARY 08, 1999

WHITWORTH RANCHES, INC., an Idaho Corporation

BY: Emma Lu Z. Whitworth
EMMA LU Z. WHITWORTH, President

BY: Judd Whitworth
JUDD WHITWORTH, Secretary

Please sign your names
EXACTLY as they appear
under the signature lines.

Whitworth Ranches Inc:

Filing Fees - Lemhi County - 1.

Water Right Number	Regular Fee	Acreage Fee-1 ⁰⁰ P/Ac.	Remarks	Total Fee
73-00161	50 ⁰⁰	611 ⁰⁰	—	\$661 ⁰⁰
73-00162	50 ⁰⁰	—	AC. Covered on-00161	50 ⁰⁰
73-00163	50 ⁰⁰	—	↓	50 ⁰⁰
73-00024	50 ⁰⁰	—	↓	50 ⁰⁰
73-00013	50 ⁰⁰	—	↓	50 ⁰⁰
73-00014	50 ⁰⁰	—	↓	50 ⁰⁰
73-02057	50 ⁰⁰	—	↓	50 ⁰⁰
73-00133	50 ⁰⁰	699 ⁰⁰	—	\$749 ⁰⁰
73-00137	50 ⁰⁰	—	AC. Covered on-00133	50 ⁰⁰
73-00138	50 ⁰⁰	—	↓	50 ⁰⁰
73-00128	50 ⁰⁰	—	↓	50 ⁰⁰
73-00142	50 ⁰⁰	27 ⁰⁰	394 AC. Covered on 00133	77 ⁰⁰
73-00143	50 ⁰⁰	—	AC. Covered on 00133 + 00142	50 ⁰⁰
73-02166	50 ⁰⁰	—	AC. Covered on 00133 + 00142	50 ⁰⁰
73-10078 New Claim No Number	50 ⁰⁰	27 ⁰⁰	New claim-27 AC	77 ⁰⁰

A²³ 10079.25⁰⁰ Total Amount due = \$2114⁰⁰

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