

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: A73-00173
Date Received: 10/ 6/1993
Receipt No: E011506
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AETNA CASUALTY & SURETY COMPANY
Address: C/O ED BUCKLEY
CITY PLACE
HARTFORD CT 06156

2. Date of Priority: APR 1, 1910

3. Source: ROCK SPRINGS Trib. to: PAHSIMEROI DRAINAGE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	22E	24	SE	SW	NE	2	CUSTER

5. Description of diverting works:
POND/FLOW INTO OPEN DITCH TO POU FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
STOCKWATER	01/01	12/31	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 2000 SHEEP, 500 COWS & CALVES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12N	22E	24	SW	NE		STOCK	
			SE	NE		IRR	11

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10. Place of Use: Continued

Township 12N	Range 22E	Section 24	1/4 SE NE NW	of 1/4 NE SE SE	Lot	Use STOCK STOCK STOCK	Acres
						Section Acres	11.0
	23E	19	SW SW	NW NW		STOCK IRR	1.0
						Section Acres	1.0
						Total Acres	12.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D LOCATION NOT GIVEN IN DECREE
P/U IRRIGATED ACREAGE NOT SPECIFIED IN DECREE
PERIOD OF USE NOT SPECIFIED IN DECREE
PRIORITY NOT GIVEN IN DECREE
Q - 2.00CFS OR ENTIRE FLOW

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

LORENZO FALLS

Decree Plaintiff

URIAH WELLS

vs 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 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 and that the statements contained in the
_____,
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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Ident. Number

A73-00173

Date Received

1/5/90

Receipt Number

E011506

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN - 5 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) The Aetna Casualty & Surety Company Phone ()Mailing Address ATTN: Ed Buckley, City Place, Hartford CT Zip 061562. Date of Priority (Only one (1) per claim) April 1, 19103. Source of water supply (a) Rock Springs
which is tributary to (b) Pahsimeroi drainage4. a. Location of existing point of diversion is: Township 12N Range 22E Section 24
SE 1/4 of SW 1/4 of NE 1/4, Govt. Lot, 2 B.M., County of Custer

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 _____ 1/4,

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. Small pond with direct flow into
open ditch, thence to place of use via flood irrigation. Precise
location of diversion point cannot be ascertained without land survey
as it falls on a section line.

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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 2.0 or _____

For Stockwater purposes from 1-1 to 12-31 amount 2.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 30 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 2,000 sheep and 500 pair cows & calves.

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	
12N	22E	24				11													11
12N	23E	19							1										1
12N	22E	24			S	S									S	S			
12N	23E	19							S										

Total number of acres irrigated 12

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

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.
73-02026 or None ()

14. Remarks:

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Last Name Aetna Ident No. _____

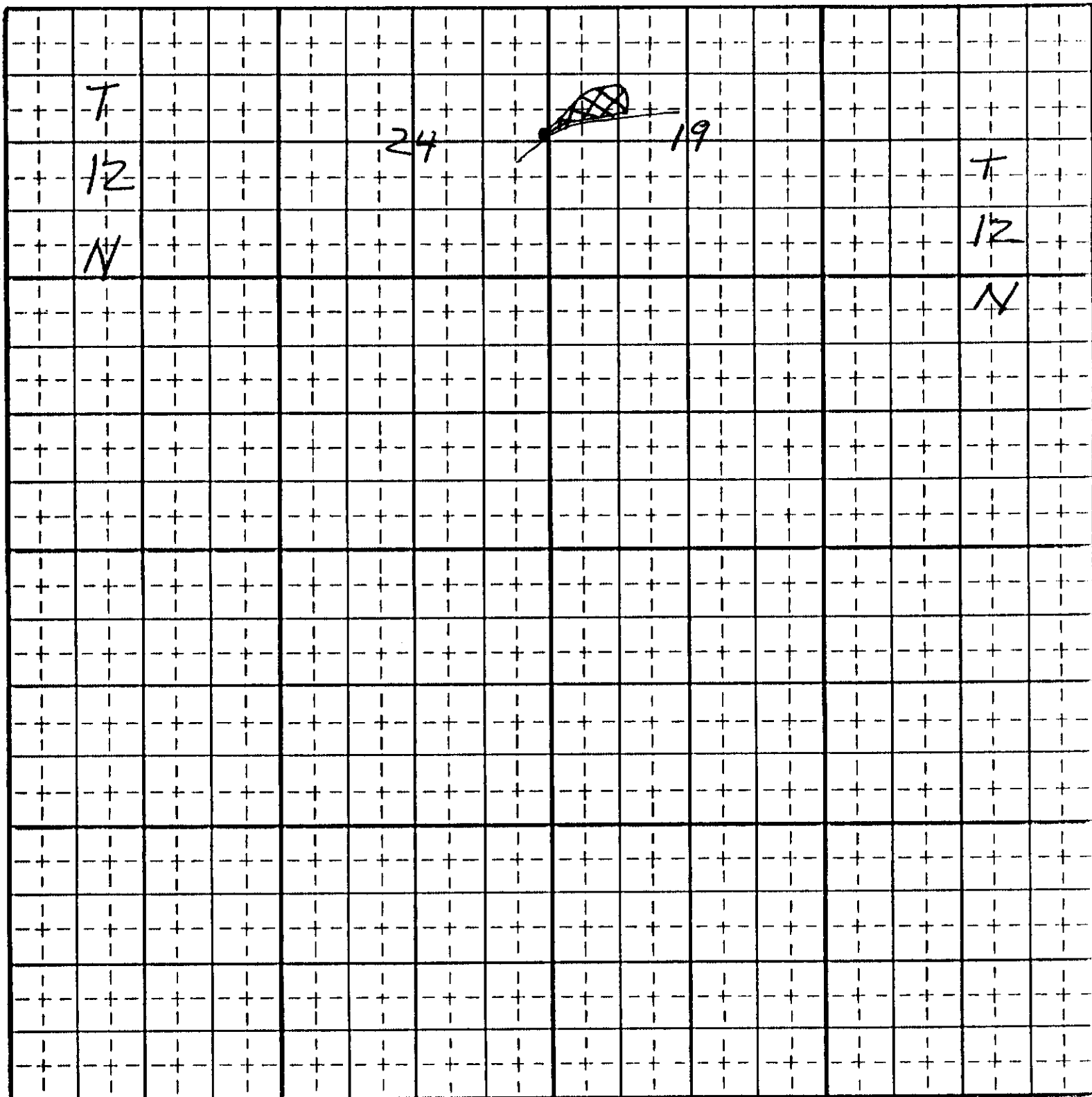
Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R 22 E | R 23 E

POOR ORIGINAL



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Last Name Aetna

Ident No. _____

Copies: White-State, Yellow-Claimant

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

Decree X

If applicable provide IDWR Water Right Number 73-00173

Court Sixth Judicial Dist. Case Number _____ Decree Date 4/1/1910

Plaintiff vs Defendant L. Falls et al. v. U. Wells et al.

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 0

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 Edward Buckley, Vice President

Title

of Aetna Realty Investors, Inc.

Organization

, that I have signed the foregoing

document in the space below as Attorney-in-Fact of The Aetna Casualty & Surety Co.

Title

Organization

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

Signature of Authorized Agent

Edward L. Buckley

Title and Organization Attorney-in-Fact, The Aetna Casualty & Surety Company Date 12/16/89

State of Idaho/or Connecticut

County of Hartford) SS.

Subscribed and sworn (or affirmed) before me this 18th day of December 19 89

SEAL

Notary Public

Marianna Petrocelli

Residing at

New Haven County

My Commission Expires

March 31, 1994

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 _____

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Last Name Aetna Ident. Number _____

APR 18 1994
Copies White-State, Yellow-Claimant

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Ident. Number 73-173
Date Received: 1/6/90
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SULPHUR CREEK LIVESTOCK Phone: (208)876-4405

PO BOX 151
MAY ID 83253

2. Date of Priority: 04/01/1910

3. Source: ROCK SPRINGS Trib. to: Pahsimeroi Drainage

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
12N	22E	24	SE SW NE 2	CUSTER

5. Description of diverting works:

POND/FLOW INTO OPEN DITCH TO POU FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2	
STOCKWATER	1/01	12/31	2	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	22E	24	SE	NE	IRRIGATION	11
			SW	NE	STOCKWATER	
			SE	NE	STOCKWATER	
			NE	SE	STOCKWATER	
			NW	SE	STOCKWATER	
Section Acres						11
12N	23E	19	SW	NW	IRRIGATION	1
			SW	NW	STOCKWATER	
Section Acres						1
Total Acres						12

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

14. Remarks:

P/D LOCATION NOT GIVEN IN DECREE P/U IRRIGATED ACREAGE NOT SPECIFIED IN DECREE
 PERIOD OF USE NOT SPECIFIED IN DECREE PRIORITY NOT GIVEN IN DECREE Q - 2.00CFS OR
 ENTIRE FLOW ADDRESS D.E. CORRECTION 03/29/95 SS

CHANGED OWNERSHIP PER REQUEST/CV/09-11-00

15. Basis of Claim: Decreed



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

September 11, 2000

SULPHUR CREEK LIVESTOCK
PO BOX 151
MAY ID 83253

RE: CHANGE IN OWNERSHIP FOR A73-00002B, A73-00007A,
A73-00007B, A73-00008B, A73-00042, A73-00113, A73-
00140, A73-00157, A73-00158, A73-00165, A73-00168, A73-
00173, A73-00178, A73-00179, A73-00187A, A73-00188A,
A73-02038, A73-02091, A73-02098, A73-02102, A73-02114,
A73-02115, A73-02122, A73-02137, A73-02141, A73-02142,
A73-02153, A73-02155, A73-02164, A73-07000, A73-07022,
A73-07038, A73-10047.

Dear Claimant:

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.

Water right numbers A73-100046, A73-10048, A73-10050, A73-10051, A73-10052, A73-10053 are being processed by our state office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

Form 42-24842-1 (07/95) March 26, 1999

DELOG ES 5/10/00
JC 6/15/00
RECEIVED OK

MAY 11 2000

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

Department of Water Resources
Eastern Region

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 No(s): _____
 Adjudication Claim No(s): 973-02098 et al (see attached list)
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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
3. Name and Address of Former Owner/Claimant AGENTA LIFE
4. New Owner/Claimant(s) Sulphur Creek Livestock
 New Mailing Address P.O. Box 151
 City, State and ZIP Code May, ID 83253
 New Telephone Number (208) 876-4405
5. Date you acquired the property _____
6. Did you acquire all of the former owner's property? If you did, skip this item and go to Item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) John Whitworth, partner, MANAGER

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.

A73-00002B ✓
A73-00007A ✓
A73-00007B ✓
A73-00008B ✓
A73-00042 ✓
A73-00113 ✓
A73-00140 ✓
A73-00157 ✓
A73-00158 ✓
A73-00165 ✓
A73-00168 ✓
A73-00173 ✓
A73-00178 ✓
A73-00179 ✓
A73-00187A ✓
A73-00188A ✓
A73-02038 ✓
A73-02091 ✓
A73-02098 ✓
A73-02102 ✓
A73-02114 ✓
A73-02115 ✓
A73-02122 ✓
A73-02137 ✓
A73-02141 ✓
A73-02142 ✓
A73-02153 ✓
A73-02155 ✓
A73-02156 ✓

A73-07000 ✓
A73-07022 ✓
A73-07038 ✓
A73-10047 ✓

Partial Decrees
Processed by
Allocation at
State Office

73-10046
73-10048
73-10050
73-10051
73-10052
73-10053