

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: A73-02098
Date Received: 10/ 5/1993
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 PLACT
HARTFORD CT 06156

2. Date of Priority: NOV 9, 1915

3. Source: MAHOGANY CREEK Trib. to: PAHSIMEROI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	23E	11	NW	SW			CUSTER

5. Description of diverting works:
HEADGATE TO DITCH TO POU BY 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	2.400		
STOCKWATER	04/01	11/01	0.140		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 550 PAIR COWS, CALVES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	23E	14	NE	NW		IRR	40.0
			NW	NW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	23E	14	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
Section Acres							160.0
Total Acres							160.0

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:
LIC. INCORRECTLY SHOWS P/D IN SEC.3.
DITCH FLOWS THROUGH BLM GRAZING LAND FOR ENTIRE LENGTH. OUR
LIVESTOCK DRINK FROM THIS DITCH THROUGHOUT ITS LENGTH.

15. Basis of Claim: LICENSE
Water Right Number: 11250

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: _____

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APR 18 1994

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
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CIVIL CASE NUMBER: 39576

Ident. Number

A73-02098

Date Received

1/5/90

Receipt Number

E 011506

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) November 9, 19153. Source of water supply (a) Mahogany Creekwhich is tributary to (b) Pahsimeroi River4. a. Location of existing point of diversion is: Township 23E Range 10N Section 11,1/4 of NW 1/4 of SW 1/4, Govt. Lot, B.M., County of CusterAdditional points of diversion if any: None.

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. Diverted through headgate into ditch,
and thence to place of use by flood irrigation.

A7302098

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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 2.4 or _____

For Stockwater purposes from 4-1 to 11-1 amount .14 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 400 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater use - 550 pair cows/calves.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
11N	23E	14					40	40	40	40									160

Total number of acres irrigated 160

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.
_____ or None ()

14. Remarks: Ditch flows through BLM grazing land for entire length. Our
livestock drink from this ditch throughout its length.

Last Name Aetna Ident No. _____

Copies: White - State, Yellow - Claimant

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APR 18 1994

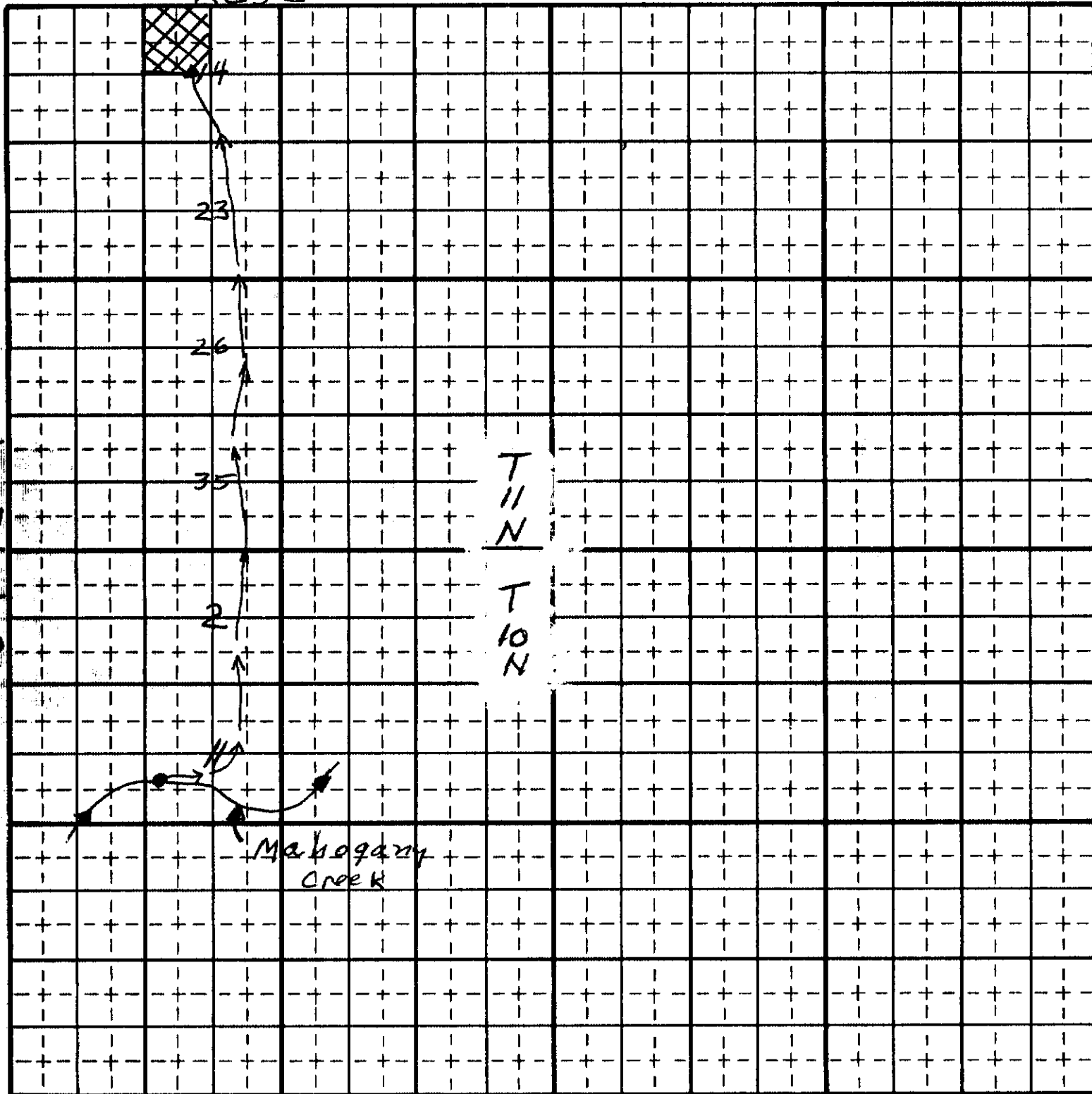
2018

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

Scale: 1/2 inches equals 1 mile

1" = 1 mile
R23E

POOR ORIGINAL



R23E

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APR 18 1994

Last Name

Aetna

Ident No.

Copies: White-State, Yellow-Claimant

APR 18 1994

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

Decree _____

If applicable provide IDWR Water Right Number 73-2098

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 None

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., that I have signed the foregoing

Organization

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 12/15/89

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

Marianne 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 _____

Last Name Aetna Ident. Number _____

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Copies 1 State 1 Claimant 1 1994

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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 73-2098
Date Received: 1/6/90
Receipt No: E011506
Received By:

"AMENDED"

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: 11/09/1915

3. Source: MAHOGANY CREEK Trib. to: PAHSIMEROI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
10N	23E	11	NW SW	CUSTER

5. Description of diverting works:

HEADGATE TO DITCH TO POU BY 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	2.4	

7. Total Quantity Appropriated is:

2.4 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
11N	23E	14	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
Section Acres						160
Total Acres						160

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:

LIC. INCORRECTLY SHOWS P/D IN SEC.3. CORRECTED TYPO IN ADDRESS 03/29/95 SS.
CHANGED OWNERSHIP PER REQUEST/JC/5-11-00

15. Basis of Claim: License

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: _____

For Organizations:

I do solemnly swear or affirm that I am PARTNER & MANAGER of
Title
Sulphur Ck Livestock that I have signed the foregoing
Organization
document in the space below as PARTNER of
Title
Sulphur Ck Livestock and that the statements contained in the
Organization
foregoing document are true and correct. Jess Whitworth
Signature of Authorized Agent

PARTNER
Title and Organization

1/26/01
Date

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of January 2001 Wendy J. Murphy
Notary Public

Residing at Idaho Falls

My commission Expires 6/23/2006

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IN RE THE GENERAL ADJUDICATION
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Received By:

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1. Name of Claimant(s)

SULPHUR CREEK LIVESTOCK Phone: (208)876-4405

PO BOX 151
MAY ID 83253

2. Date of Priority: 11/09/1915

3. Source: MAHOGANY CREEK Trib. to: Pahsimeroi River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
10N	23E	11	NW SW	CUSTER

5. Description of diverting works:

HEADGATE TO DITCH TO POU BY 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	2.4	
STOCKWATER	4/01	11/01	0.14	

7. Total Quantity Appropriated is:
2.4 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
11N	23E	14	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
					Section Acres	160
					Total Acres	160

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:

LIC. INCORRECTLY SHOWS P/D IN SEC.3
DITCH FLOWS THROUGH BLM GRAZING LAND FOR ENTIRE LENGTH. OUR LIVESTOCK DRINK FROM
THIS DITCH THROUGHOUT ITS LENGTH
CORRECTED TYPO IN ADDRESS 03/29/95 SS
CHANGED OWNERSHIP PER REQUEST/JC/5-11-00

15. Basis of Claim: License

Form 42-14242-1409(A) March 26, 1999

DELOG es 5/10/00
JC 6/5/00
RECEIVED OR

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): A73-02098 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 ACENTA LIFE

4. New Owner/Claimant(s) Sulphur Creek Livestock
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 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 ✓
A73-02164 ✓

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