

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: A73-02153
Date Received: 11/18/1993
Receipt No: E011506
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

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

2. Date of Priority: DEC 14, 1959

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	23E	11	SE	SE	NW		LEMHI

5. Description of diverting works:
DIVERTED THRU HEADGATE INTO DITCH TO POU VIA 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	12.800		

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

8. Total consumptive use is 638.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	21E	13	SE	NE		IRR	32.0
			NE	SE		IRR	40.0
			NW	SE		IRR	14.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	21E	13	SE	SE		IRR	35.0
Section Acres							121.0
	22E	18	SW	NW		IRR	20.0
			SE	NW		IRR	3.0
			NE	SW		IRR	14.0
			NW	SW		IRR	40.0
			SW	SW		IRR	30.0
Section Acres							107.0
Total Acres							228.0

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:
73-02141 AND 73-02142

14. Remarks:

P/D ALSO IN CUSTER CNTY.
THE WATER EMBRACED BY THIS RIGHT AND THOSE SPECIFIED IN PARA 13 EXCEED THE NOMINAL MEASUREMENT OF ONE INCH TO THE ACRE. HOWEVER, THE DITCH IS ABOUT TWELVE MILES LONG, AND SIGNIFICANT SEEPAGE IS LOST THEREIN. MOREOVER, THIS RIGHT IS FAIRLY JUNIOR, SO HIGH DIVERSION RATES ARE WARRANTED SO THAT THE SOIL PROFILE IS FILLED BEFORE THE RIGHT GOES OUT OF PRIORITY.

15. Basis of Claim: LICENSE

Water Right Number: 28338

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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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 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 73-02153
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: 12/14/1959

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
13N	23E	11	SE SE NW	LEMHI

5. Description of diverting works:

DIVERTED THRU HEADGATE INTO DITCH TO POU VIA 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	12.8	

7. Total Quantity Appropriated is:

12.8 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
14N	21E	13	SE	NE		IRRIGATION	32
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	14
			SE	SE		IRRIGATION	35
						Section Acres	121
14N	22E	18	SW	NW		IRRIGATION	20
			SE	NW		IRRIGATION	3
			NE	SW		IRRIGATION	14
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	30
						Section Acres	107
						Total Acres	228

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:

14. Remarks:

P/D ALSO IN CUSTER CNTY

THE WATER EMBRACED BY THIS RIGHT AND THOSE SPECIFIED IN PARA 13 EXCEED THE NOMINAL MEASUREMENT OF ONE INCH TO THE ACRE. HOWEVER, THE DITCH IS ABOUT TWELVE MILES LONG, AND SIGNIFICANT SEEPAGE IS LOST THEREIN. MOREOVER, THIS RIGHT IS FAIRLY JUNIOR, SO HIGH DIVERSION RATES ARE WARRANTED SO THAT THE SOIL PROFILE IS FILLED BEFORE THE RIGHT GOES OUT OF PRIORITY

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

15. Basis of Claim: License

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 12.8 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 12.8 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 638 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:

- 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	
14N	21E	13				32									40	14		35	121
14N	22E	18							20	3	14	40	30						107

Total number of acres irrigated 228

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.
73-02141 and 73-02142 or None ()

14. Remarks: The water embraced by this right and those specified in
paragraph 13 exceed the nominal measurement of one inch to
the acre. However, the ditch is about twelve (12) miles long,
and significant seepage is lost therein. Moreover, this right
is fairly junior, so high diversion rates are warranted so that
the soil profile is filled before the right goes out of priority.

Last Name Aetna Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a crosshair pattern of dashed lines. The grid is composed of 16 rows and 16 columns. The pattern of dashed lines is consistent across all squares, forming a crosshair shape within each square.

APR 18 1994

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number 73-02153

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 Buckley

Title and Organization Attorney-in-Fact, The Aetna Casualty & Surety Company Date 12/18/89

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 _____

Last Name Aetna Ident. Number _____

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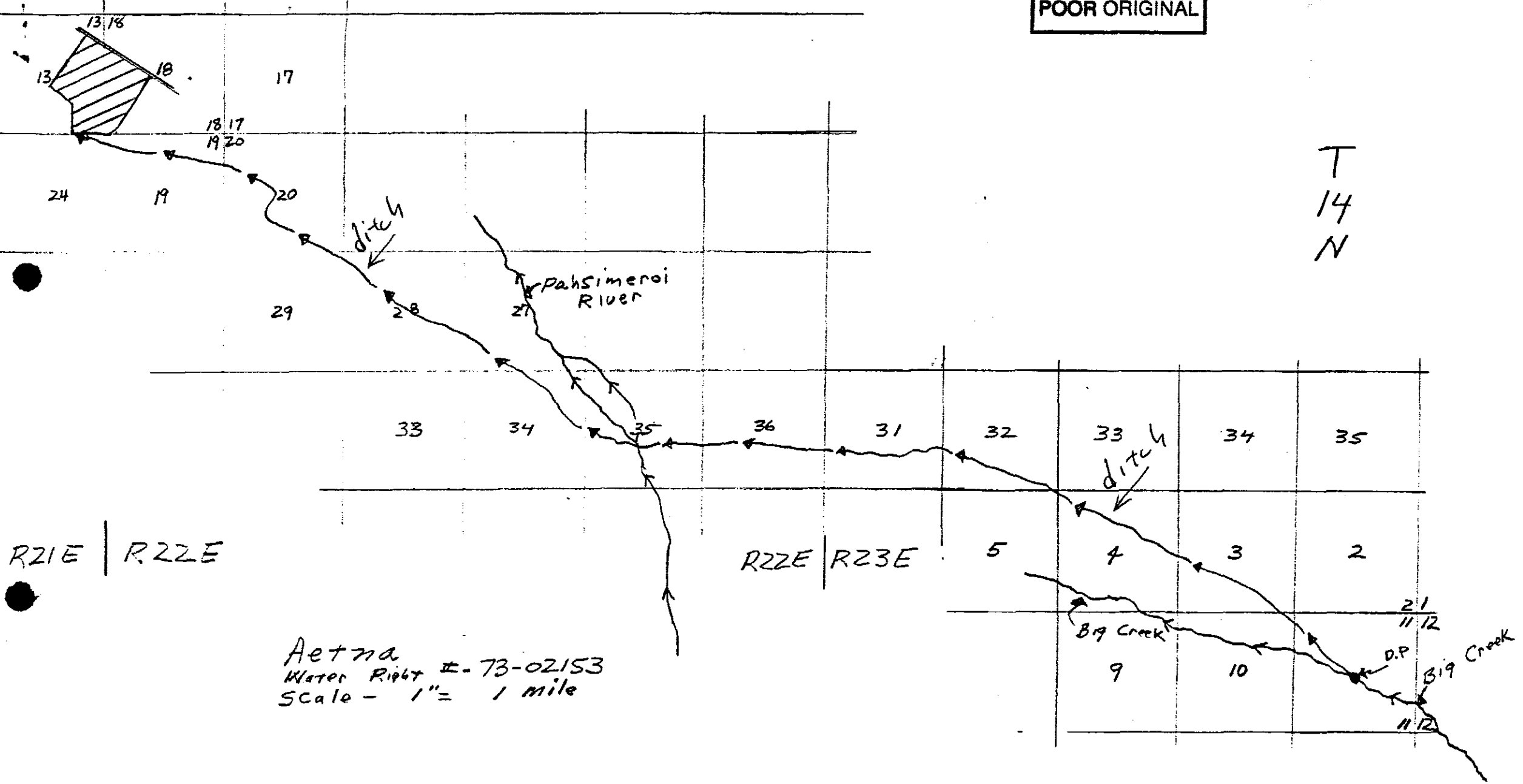
Copies White-State, Yellow-Claimant

R21E | R22E

R22E | R23E

POOR ORIGINAL

T
14
N



R21E | R22E

R22E | R23E

Aetna
Water Right #73-02153
Scale - 1" = 1 mile



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 42-142-42-142(4) March 24, 1995

DELOG CS 5/10/00
JC 6/5/00
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): 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 AGENTA 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