

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: A73-02166  
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: OCT 06, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 15N      | 22E   | 19      | SE     | NW     | SW  |     | LEMHI  |

5. Description of diverting works:  
WELL/ PUMP 90' DEEP TO SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 1.000  |      | 348.00 |

7. Total Quantity Appropriated is:  
1.000 C.F.S. (and/or) 348.00 A.F.A.

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 15N      | 22E   | 19      | NW     | NW  |     | IRR | 30.0  |
|          |       |         | SW     | NW  |     | IRR | 33.0  |
|          |       |         | NW     | SW  |     | IRR | 37.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|-----|-------|
|----------|-------|---------|------------|-----|-----|-------|

|  |  |  |  |  |               |       |
|--|--|--|--|--|---------------|-------|
|  |  |  |  |  | Section Acres | 100.0 |
|--|--|--|--|--|---------------|-------|

|  |  |  |  |  |             |       |
|--|--|--|--|--|-------------|-------|
|  |  |  |  |  | Total Acres | 100.0 |
|--|--|--|--|--|-------------|-------|

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, 128, 142, 143

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33278

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

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 A73-02166Date Received 4-24-1990Receipt Number ME006722

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  
Mailing Address P.O. Box 156  
May, Idaho Zip 83253

2. Date of Priority (Only one (1) per claim) October 6, 1966

3. Source of water supply (a) Groundwater - well  
which is tributary to (b) \_\_\_\_\_

4. a. Location of existing point of diversion is: Township 15N Range 22E Section 19  
SE 1/4 of NW 1/4 of SW 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. Well approximately 90' deep.

Pumping plant and sprinkler system.

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A7302166



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For \_\_\_\_\_ purposes from 4/1 to 11/1 amount 1.0 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.0 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 250 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 | 22E | 19  |        |       |       |       |        | 30    | 33    |       |        | 37    |       |       |        |       |       |       | 100    |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 100

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, 73-00128, 73-00142, 73-00143. or None ( )

14. Remarks:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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Last Name Whitworth Ranches Ident No. \_\_\_\_\_

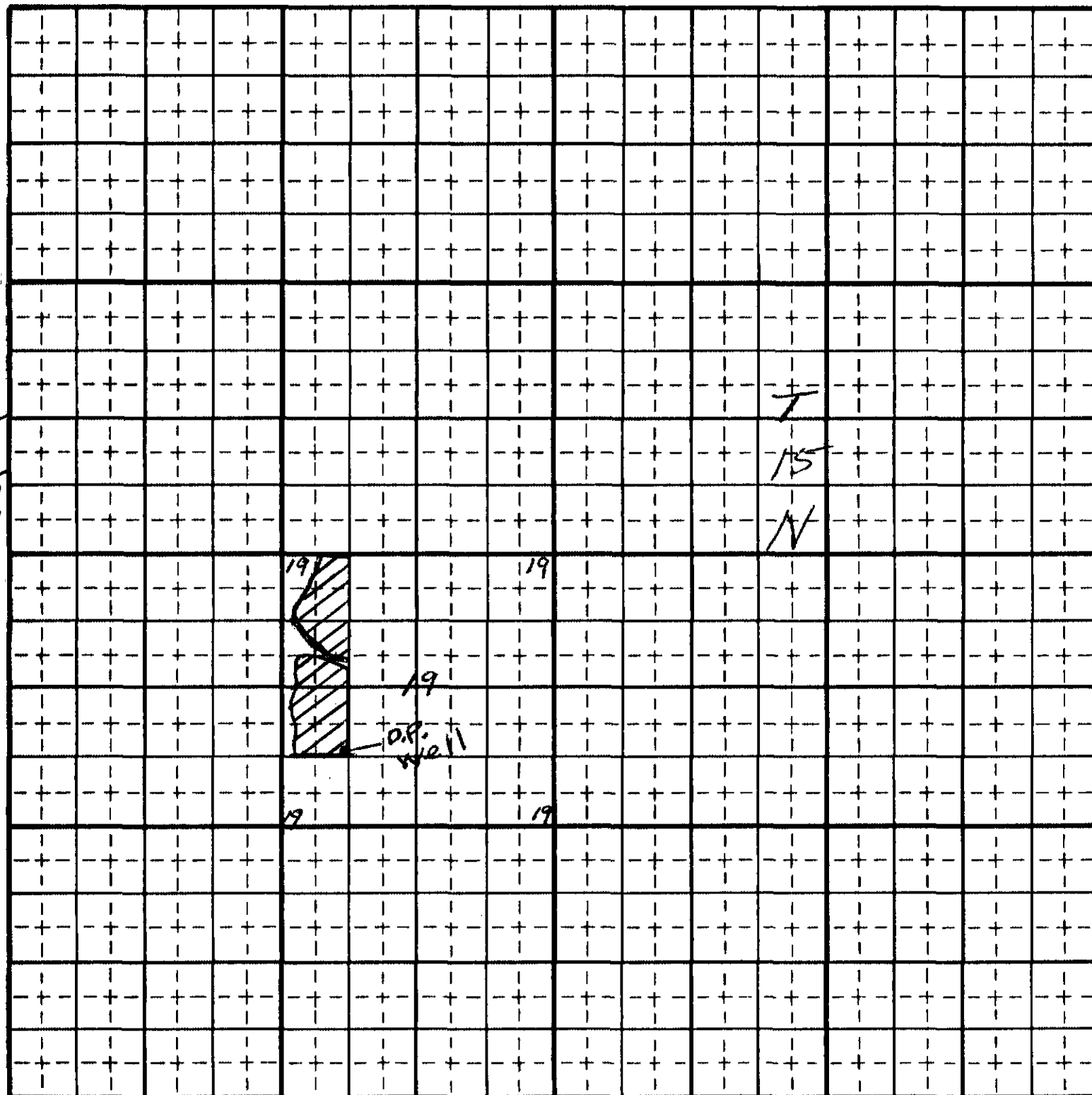
Copies: White - State, Yellow - Claimant

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

Scale: 2 inches equals 1 mile

R22E

T  
15  
N



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Last Name Whitworth Ranches Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

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

Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number 73-02166

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments \_\_\_\_\_

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 Judd Whitworth

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

State of Idaho/or \_\_\_\_\_ )

) SS.

County of Lemhi )

Subscribed and sworn (or affirmed) before me this 24th day of April 1990

SEAL

Notary Public Laura Morton

Residing at Lemhi

My Commission Expires 9-1-94

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 Whitworth Ranches, Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant



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 - 1990

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

23  
A33-10079.25<sup>00</sup> Total Amount due = \$2114<sup>00</sup>

25

\$2139

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