

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: A73-04001

Date Received: 12/ 1/1989

Receipt No: M005285

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DONALD L BARNES
Address: HC 62 BOX 2190
MAY ID

208-876-4483

83253

AND/OR

Name: DEBRA L BARNES
Address: HC 62 BOX 2190
MAY ID

208-876-4483

83253

2. Date of Priority: MAY 1, 1950

3. Source: GOLDBURG CREEK

Trib. to: PAHSIMEROI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	23E	28	SW	SW	NW		CUSTER
		29	SE	NE	SE		CUSTER

5. Description of diverting works:

2 PDS. 42" STEEL HDGATE AND A CEMENT HDGATE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.400		

7. Total Quantity Appropriated is:

4.400 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 1847.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	23E	20	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			SW		SW		IRR	38.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	598.0
		29	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	6.0
			SE		NE		IRR	25.0
			NE		NW		IRR	30.0
							Section Acres	141.0
							Total Acres	739.0

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:
A73-00188B, A73-00150C.

14. Remarks:
THIS RIGHT WAS DECREED BY STIPULATION CASE NUMBER 2244, IN
JUNE 26, 1981 OR 89. PINE GRAZING ASSOC. INC. VS. EDGAR GILBERT.
WATER ALLOCATION SHOULD BE ASSIGNING NEW NUMBERS FOR THESE
AS THEY ARE LISTED IN THE ABOVE STIPULATION.
CHANGED OWNERSHIP 12/26/95/JT/HWJ

15. Basis of Claim: STATUTORY CLAIM

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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: A73-04001
Date Received: 11/30/1989
Receipt No: MOU5285
Received By: JDC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES W. WUNSCH 208-879-4732
Address: P.O. BOX 406
CHALLIS, ID 83226
AND/OR
Name: SHIRLEY M. WUNSCH 208-879-4732
Address: P.O. BOX 406
CHALLIS, ID 83226

A7304001

2. Date of Priority: MAY 01, 1950

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
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NONE

A73-04001

Page 1

Date: 11/30/89

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	23E	20	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			SW		SW		IRR	38.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	598.0
		29	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	6.0
			SE		NE		IRR	25.0
			NE		NW		IRR	30.0
							Section Acres	141.0
							Total Acres	739.0

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A73-00188B, A73-00150C.

14. Remarks:
THIS RIGHT WAS DECREED BY STIPULATION CASE NUMBER 2244, IN
JUNE 26, 1981 OR 89. PINE GRAZING ASSOC. INC. VS. EDGAR GILBERT.
WATER ALLOCATION SHOULD BE ASSIGNING NEW NUMBERS FOR THESE
AS THEY ARE LISTED IN THE ABOVE STIPULATION.

15. Basis of Claim: STATUTORY CLAIM

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): Charles W. Wunsch Date: 1 Dec 89

Shirley M. Wunsch Date: 12-1-89

State of Idaho)

County of Butte) SS.

Subscribed and sworn (or affirmed) before me this 1 day

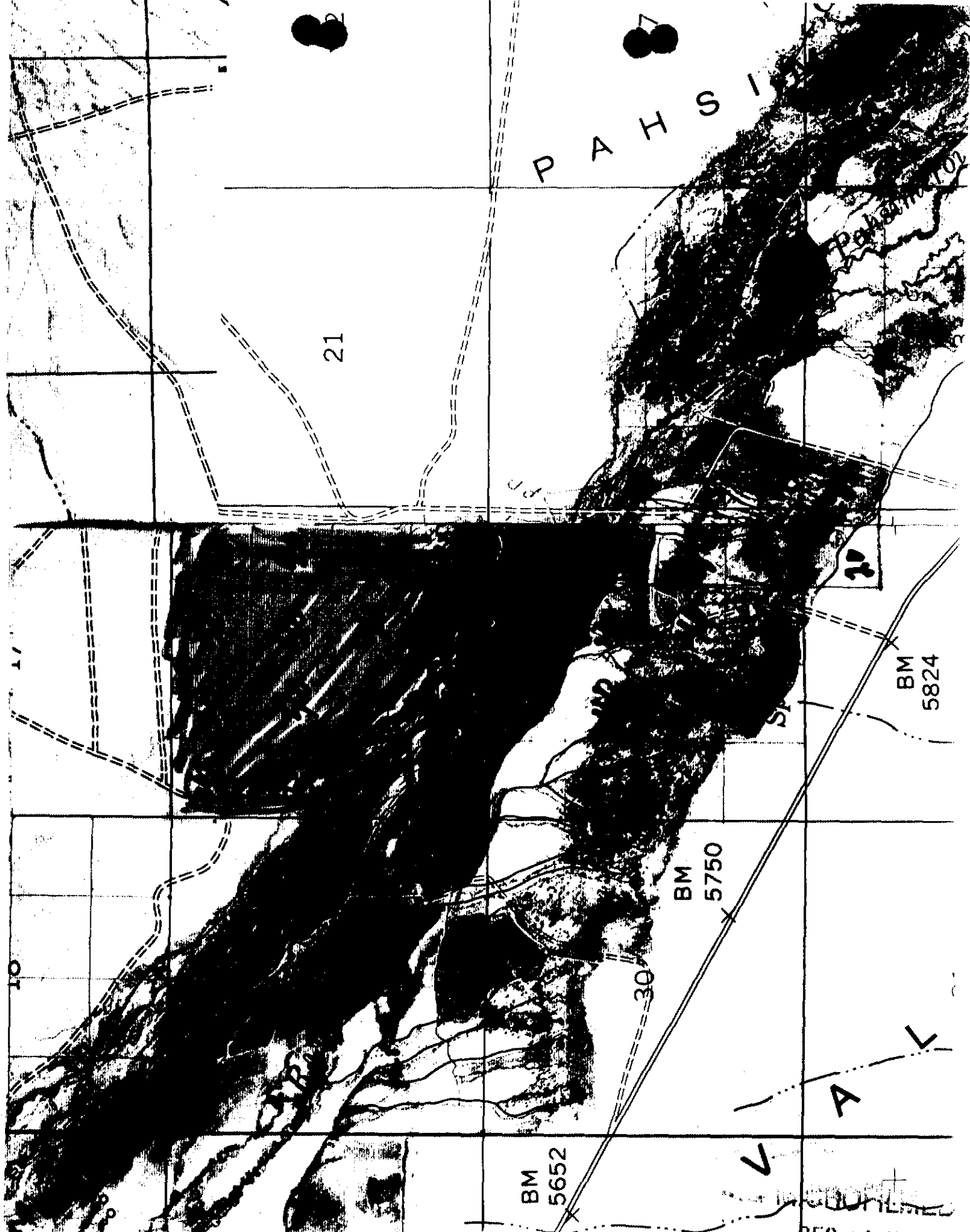
of Dec 19 89

John D. Corley
Notary Public

Seal

Residing at Boon Id

My Commission Expires 4/2/94



DEC 14 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DECEMBER 27, 1995

DONALD L BARNES
HC 62 BOX 2190
MAY ID 83253

RE: CHANGE IN OWNERSHIP FOR A73-02159, -02162, -10022,
-00174C, -04003, -10023, -04001, -10025, -10024, -00015A,
-04004A, -00188B, -02147, AND -00150C

Dear Mr. Barnes:

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.

Enclosed are copies 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.

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

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: See Attached sheet

[] Name and Address of Former
Owner/Claimant(s)(Seller): Charles W. Wunsch

[] New Owner/Claimant
(Purchaser): Donald L. Barnes or Debra L. Barnes

[] New Mailing Address: HC 62 Box 2190
May, ID 83253

[] New Telephone Number: (208) ~~844~~ - 4483
876

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of
ownership, describe
proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s): [Signature] Date 7-1-95

[] Signature of Former
Owner/Claimant(s): [Signature] Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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NOV 15 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Attachment for Don Barnes
Change of ownership

A73-02159 ✓ 1 copy

-02162 ✓

-10022 ✓ - R -

-00174C ✓

-04003 ✓

-10023 ✓ - R -

-04001 ✓

-10025 ✓ - R -

-10024 ✓ - R -

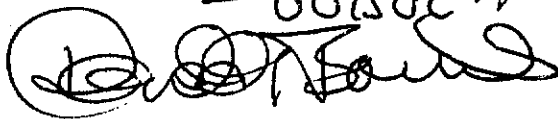
-00015A ✓

-04004A ✓

-00188B ✓

-02147 ✓

-00150C ✓



- R -

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NOV 15 1996

RECEIVED

473-04001
Permanent file

FEB 13 1991

Department of Water Resources
Eastern District Office

Carter City

January 31, 1990

Rigby, Thatcher, Andrus, Rigby & Kam
Attn: Mr. G. Rich Andrus
P. O. Box 250
Rexburg, ID 83440

1-16-91
Dated # C014864
2/22/1990
Danni Smith

RE: James C. & Theta H. Whittier

Dear Mr. Andrus:

In response to your letter dated January 26, 1990, attached you will find copies of 33 Adjudication Notice of Claim forms filed by the parties referred to in your correspondence. The copies are for data entered claims received as of this date.

An invoice is also included for \$12.50 to cover the copying charges on the claims.

If you have any further questions or need assistance, please call me at this office.

Yours truly,

Danni M. Smith
Adjudication
Secretary Record Mgr.

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DEC 14 1992



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD
BOISE, ID 83706-2237
(208) 334-7900

Date JANUARY 31, 1990
Name RIGBY, TAHTCHER, ANDRUS, RIGBY & KAM
Address ATTN: MR. G. RICH ANDRUS
P. O. BOX 250
REXBURG, ID 83440

No. of Copies	Materials	Cost
110	COPIES OF SRBA NOTICE OF CLAIMS FOR WHITTIER, HATCH, & PINES GRAZING	\$ 12.50
TOTAL		\$ 12.50

Please find enclosed the form(s) and/or information you requested. The charge, if any, is indicated above.

If we may be of further assistance, please contact us.

Sincerely,

Danni M Smith
327-7931

DEC 14 1992

ENCLOSURE

LAW OFFICES

RIGBY, THATCHER, ANDRUS,

RIGBY & KAM, *Chartered*

25 NORTH SECOND EAST - P.O. BOX 250 - REXBURG, IDAHO 83440

RAY W. RIGBY - GORDON S. THATCHER - G. RICH ANDRUS

JERRY R. RIGBY - MICHAEL S. KAM

TELEPHONE (208) 356-3633 - TELEPHONE (208) 529-5531 I.F.

January 26, 1990

RECEIVED
JAN 29 1990

State of Idaho
Department of Water Resources
1301 N. Orchard
Boise, Idaho 83707

Department of Water Resources

Gentlemen:

RE: James C. and Theta H. Whittier

My clients, James and Theta Whittier have asked that I obtain copies of all Notice of Claim to Water Rights that have been filed by Burt L. Hatch and/or Doris Hatch, Ralph Hatch and/or Ruth Hatch, Russell Hatch and/or Merle Hatch, Pines Grazing Association, Inc., and Grant Baldwin and/or Evelyn Baldwin, in the Snake River Adjudication. The Claimants reside in Custer County and the water rights are on the Pahsimeroi River system.

If you could get this information to us it would be appreciated. Thank you.

Sincerely,



G. Rich Andrus

GRA:dc
11757/4886C

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DEC 14 1992

Water Right Number - 73-04001

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

HATCH

BERT

1 -

2 -

3 -

City- MAY

State- ID Zip-

Phone -

BALDWIN

J. G.

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/20/1909 15 S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GOLDBURG CREEK PAHSIMEROI RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

13N 23E 28 NE SE (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

11/31

6.000

+ - - - - Total Div. Volume - + - - - Total Div. Capacity - + - - - Total Consumptive Use - + - - - KW Usage - +
6.000 220 4.4+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

13N	23E	28	NE NW		0.0	01	IRRIGATION	(37) CUSTER
13N	23E	28	NW NW		0.0	01	IRRIGATION	(37) CUSTER
13N	23E	29	NE NE		0.0	01	IRRIGATION	(37) CUSTER
13N	23E	29	NW NE		40.0	01	IRRIGATION	(37) CUSTER
13N	23E	29	SE NE		40.0	01	IRRIGATION	(37) CUSTER
13N	23E	29	SW NE		40.0	01	IRRIGATION	(37) CUSTER
13N	23E	30	SW SE		40.0	01	IRRIGATION	(37) CUSTER
13N	23E	30	SE SE		40.0	01	IRRIGATION	(37) CUSTER

Total Acres: 320.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

Water right number - 73-04001

Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - - + + - - - - Decree Defendant - - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 04/23/85 05/22/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/23/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 73
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

DO NOT FILM