

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: A73-07022  
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: FEB 28, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14N      | 22E   | 17      | SW     | NW     | SW  |     | CUSTER |

5. Description of diverting works:  
WELL & PUMP TO POU THRU SPRINKLER IRR. SYS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 2.760  |      | 660.00 |

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

8. Total consumptive use is 450.0 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      | 22E   | 17      | SW     | NW  |     | IRR | 3.0   |
|          |       |         | NE     | SW  |     | IRR | 14.0  |
|          |       |         | NW     | SW  |     | IRR | 36.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of        | 1/4 | Lot | Use | Acres |
|----------|-------|---------|---------------|-----|-----|-----|-------|
| 14N      | 22E   | 17      | SW            | SW  |     | IRR | 32.0  |
|          |       |         | SE            | SW  |     | IRR | 25.0  |
|          |       |         | Section Acres |     |     |     | 110.0 |
|          |       | 18      | SE            | NE  |     | IRR | 20.0  |
|          |       |         | NE            | SE  |     | IRR | 40.0  |
|          |       |         | SE            | SE  |     | IRR | 10.0  |
|          |       |         | Section Acres |     |     |     | 70.0  |
|          |       |         | Total Acres   |     |     |     | 180.0 |

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:

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 \_\_\_\_\_ 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  
\_\_\_\_\_,  
Organization Title and that the statements contained in the  
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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APR 18 1994

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 73-7022  
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: 02/28/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County |
|----------|-------|---------|-----------------------|--------|
| 14N      | 22E   | 17      | SW NW SW              | CUSTER |

5. Description of diverting works:

WELL & PUMP TO POU THRU SPRINKLER IRR. SYS.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 2.76   | 660        |

7. Total Quantity Appropriated is:

2.76 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      | 22E   | 17      | SW         | NW  | IRRIGATION    | 3     |
|          |       |         | NE         | SW  | IRRIGATION    | 14    |
|          |       |         | NW         | SW  | IRRIGATION    | 36    |
|          |       |         | SW         | SW  | IRRIGATION    | 32    |
|          |       |         | SE         | SW  | IRRIGATION    | 25    |
|          |       |         |            |     | Section Acres | 110   |
| 14N      | 22E   | 18      | SE         | NE  | IRRIGATION    | 20    |
|          |       |         | NE         | SE  | IRRIGATION    | 40    |
|          |       |         | SE         | SE  | IRRIGATION    | 10    |
|          |       |         |            |     | Section Acres | 70    |
|          |       |         |            |     | Total Acres   | 180   |

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:

ADDRESS D.E. CORRECTION 03/29/95 SS

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

15. Basis of Claim: License

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

A73-07022

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) 2/28/19733. Source of water supply (a) Groundwater  
which is tributary to (b) \_\_\_\_\_4. a. Location of existing point of diversion is: Township 14N Range 22E Section 17,  
SW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, \_\_\_\_\_ 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. Well and pump diverts to place of  
use through sprinkler irrigation system.

A7307022

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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 2.76 or \_\_\_\_\_

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

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

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

7. Total quantity claimed (a) 2.76 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 450 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 |        |
| 14N | 22E | 17  |        |       |       |       |        |       | 3     |       | 14     | 36    | 32    | 25    |        |       |       |       | 110    |
| 14N | 22E | 18  |        |       |       | 20    |        |       |       |       |        |       |       |       | 40     |       |       | 10    | 70     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 180

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 ( X )

14. Remarks:

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

Last Name Aetna Ident No. \_\_\_\_\_

APR 18 1934  
Copies: White - State, Yellow - Claimant

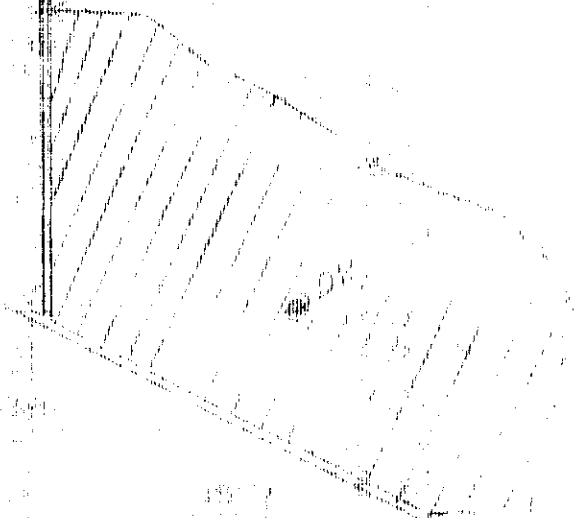
POOR ORIGINAL

T  
14  
N

4th Avenue Lane

1217

R 22 E



1417

R 22 E

Aetna

LIC. # 78-7022

Approx. Scale - 1" = 1 mile

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15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License X Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 73-7022  
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 \_\_\_\_\_

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

Title

of The Aetna Casualty & Surety Co.

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 18<sup>th</sup> 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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APR 18 1994

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

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

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

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

MAY 11 2000

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) Josh 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