

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: A75-00133
Date Received: 4/19/1990
Receipt No: E013381
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: FOURTH OF JULY TRUST
Address: C/O WINIFRED WUESTHOFF
PO BOX 42
CARMEN ID 83462 208-865-2282

2. Date of Priority: APR 1, 1963

3. Source: FOURTH OF JULY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	22E	29	NW	SE	NW		LEMHI

5. Description of diverting works:
LOG DAM/ 24" PIPE/ CONTROL GATE/ OPEN DITCH TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			5.00
IRRIGATION FROM STORAGE	04/01	11/01			5.00
STOCKWATER STORAGE	01/01	12/31			5.00
FISH PROP. STORAGE	01/01	12/31			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 5.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 30 HEAD HORSES,

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	22E	29	SE	NW		IRR FS	5.0

Section Acres	5.0
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Total Acres	5.0
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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:
NONE

14. Remarks:
SOURCE NOT DEFINED IN DECREE.
FISH POND IS ONE AC. IN AREA.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MERRILL M. BROWN, ET AL.,
Decree Plaintiff

FRANK R. NELSON, ET AL.
vs Decree Defendant

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: A75-00133
Date Received: 4/19/1990
Receipt No: E013381
Received By: DK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLENN C. JANSS 208-622-5246
Address: PO BOX 329
SUN VALLEY, ID 83353

2. Date of Priority: APR 01, 1963

3. Source: FOURTH OF JULY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	22E	29	NW	SE	NW		LEMHI

5. Description of diverting works:
LOG DAM/ 24" PIPE/ CONTROL GATE/ OPEN DITCH TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
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IRRIGATION FROM STORAGE	04/01	11/01			5.00
STOCKWATER STORAGE	01/01	12/31			5.00
FISH PROP. STORAGE	01/01	12/31			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 5.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 30 HEAD HORSES,

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
24N	22E	29	SE	NW		IRR FS	5.0

A75-00133

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Date: 05/23/90

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DEC 15 1992

A7500133



10. Place of Use: Continued

Section Acres	5.0
Total Acres	5.0

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:
NONE

14. Remarks:
SOURCE NOT DEFINED IN DECREE.
FISH POND IS ONE AC. IN AREA.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

MERRILL M. BROWN, ET AL.,
Decree Plaintiff

vs

FRANK R. NELSON, ET AL.
Decree 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/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

CIVIL CASE NUMBER: 39356

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Ident Number A75-00133
Date Received 4-19-29
Receipt Number E013381

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

APR 11 1999

1. Name of Claimant(s): Glenn C. Janss
Phone: 1-208-622-5246
Mailing Address: P. O. Box 329
Sun Valley, ID 83353

Department of Water Resources
Eastern District Office

2. Date of Priority: April 1, 1963
3. Source of water supply (a) Fourth of July Creek
which is tributary to (b) Salmon River
4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
24N	22E	29	NW	SE	NW		Lemhi

Additional points of diversion if any: None

- b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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5. Description of existing diversion works: Log dam with 24"
corrugated pipe and control gate; open ditch to pond.

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6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	January 1	December 1	5.0 AF
Storage			
Stockwater	January 1	December 1	5.0 AF
Storage			
Fish	January 1	December 1	5.0 AF
Propagation			

7. Total Quantity Claimed: 5.0 AF

8. Total consumptive use claimed is 25 acre feet per annum.

9. Non-irrigation uses: Stockwater - thirty (30) head of horses &/or beef cattle; non-commercial fish propagation.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>¼</u>	<u>¼</u>	<u>Use</u>	<u>Irrig. Acres</u>
24N	22E	29	SE	NW	I/S/H	5

Total number of irrigated acres: 5

11. Place of use is located in Lemhi County.

12. Do you own the property listed above as place of use? Yes.

13. Describe any other water rights used at the same place and for the same purposes as described above?

14. Remarks: See Paragraph 10(c) of the Stipulation for Entry of Judgment in Brown v. Nelson, Lemhi County District Court Case No. 5235.

Last Name: Janss

Ident No. _____

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15. Basis of Claim: Decree

IDWR Water Right Number: 75-00133
Court: Lemhi County District Court
Case Number: 5235
Decree Date: December 16, 1982
Plaintiff v. Defendant:
Brown v. Nelson, et al.

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 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) *John C. Janss*

Date 4/3/90

Date _____

State of Idaho)
County of Blaine) ss.

Subscribed and sworn before me this 3rd day of April, 1990.

Notary Public *James B. Latham*

Residing at *Idaho*

Commission Expires 1/13/95

17. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law 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 the address listed below.

Signature: *James P. Speck*

James P. Speck
Hogue, Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

Date: 3/29/90

Last Name: Janss

Ident No.: _____

a(h203)\janss\7500133
3/29/90

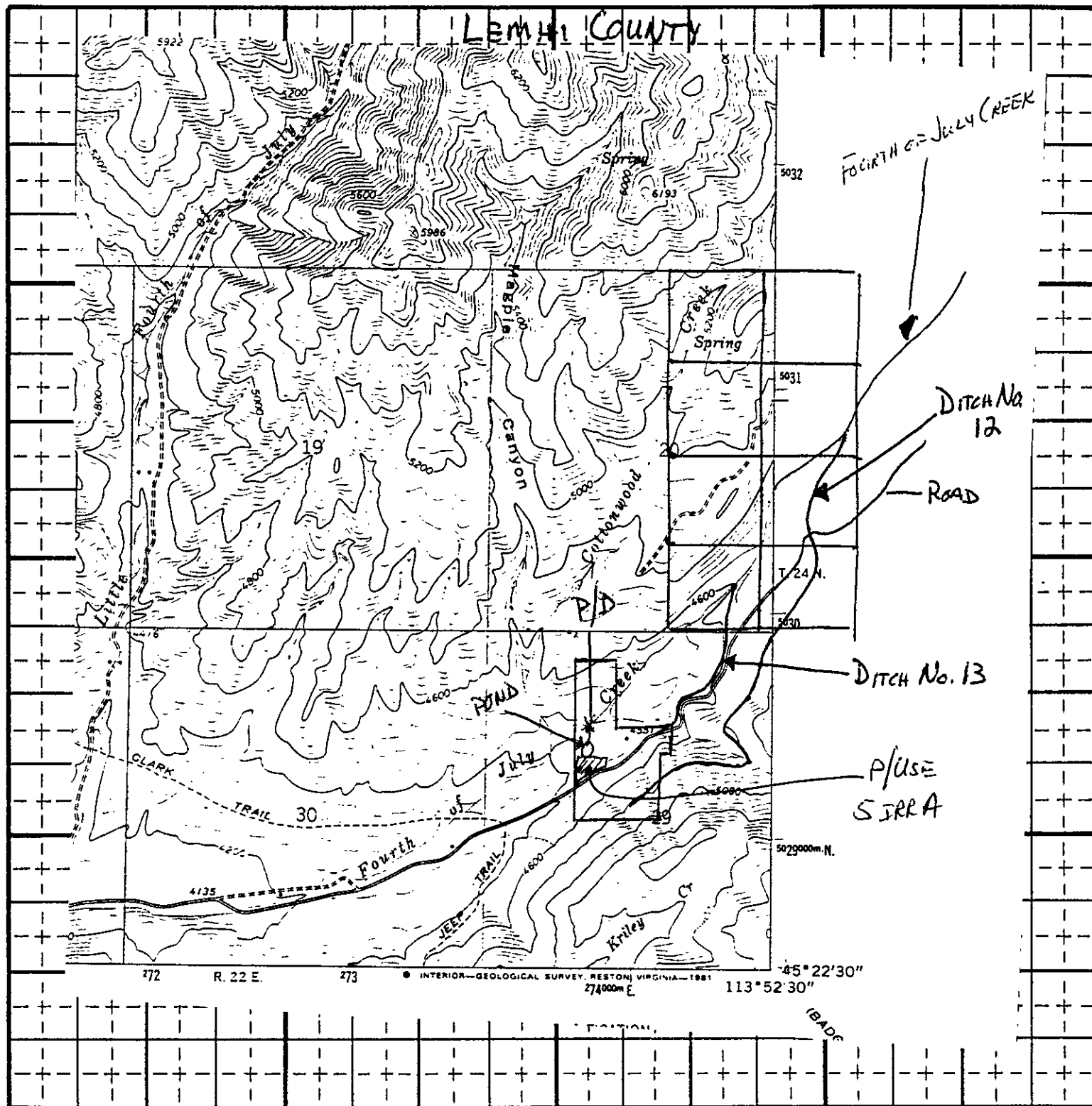
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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T. 24 N., R. 22 E., B.M.



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Last Name

JANSS

Ident No.

Copies: White-State, Yellow-Idaho

15 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

AUGUST 26, 1994

FOURTH OF JULY TRUST
C/O MS WINIFRED WUESTHOFF
PO BOX 42
CARMEN ID 83462

RE: CHANGE IN OWNERSHIP FOR A75-00131, -00132, -00133,
-00134, -10163

Dear Ms Wuesthoff:

The request for Change in Ownership concerning your 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 typed Notices 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
Secretary, Adjudications

Enclosure: Notice(s) of Claim

cc: GLENN JANSS/copy letter

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NOV 18 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

RECEIVED

AUG 12 1994

LEGAL DESCRIPTION OF PROPERTY: Township 24N Range 22E
Section 20, 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

WATER RESOURCES
RECEIVED

AUG 18 1994

- [] 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: 75-00131 75-00133 75-10108
75-00132 75-00134 (SEE ENCL) Department of Water Resources
Boise District Office
- [] Name and Address of Former Owner/Claimant(s)(Seller): GLENN C JANS
P.O. BOX 329
SUN VALLEY, IDAHO 83353
- [] New Owner/Claimant (Purchaser): FOURTH OF JULY TRUST
MS WINIFRED WUESTHOFF
- [] New Mailing Address: PO BOX 42
CARMEN, ID. 83462
- [] New Telephone Number: (208) 865-2282
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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) W. Wuesthoff Date 8-8-94
Paul Wuesthoff (Trustee) Date 8-8-94
- [] Signature of Former Owner/Claimant(s): _____ Date _____

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

ENC 18 AUG 94
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 18 1996

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