

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: **A22-02151F**
Date Received: 5/14/1992
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MONTE R WHITTIER 208-237-4100
Address: 2271 CASSIA
POCATELLO ID 83201

AND/OR

Name: DENISE WHITTIER 208-237-4100
Address: 2271 CASSIA
POCATELLO ID 83201

2. Date of Priority: MAY 2, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	3	NW	NW	NW	3	TETON

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.132		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	45E	3	NW	NW	4	IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
22-02161F

14. Remarks:

TRANS. 3542. UNPERFORATED WELL CASING SHALL BE USED & SHALL
EXTEND THROUGH THE FIRST CONFINING LAYER.

*** CLAIM AMENDED PURSUANT TO TRANSFER NO. 4074, ESV 9/14/93 ***

15. Basis of Claim: LICENSE

Water Right Number: 24316

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
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Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MONTE R WHITTIER 208-237-4100
Address: 2271 CASSIA
POCATELLO ID 83201
AND/OR
Name: DENISE WHITTIER 208-237-4100
Address: 2271 CASSIA
POCATELLO ID 83201

2. Date of Priority: MAY 2, 1953

3. Source: GROUNDWATER Trib. to: _____

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	3	NW	NE			TETON
			SE	NE			TETON
06N	45E	34	SE	SE			TETON

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.132		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A2202151F



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	3	NW	NW	4	IRR	10.0
Section Acres							10.0
Total Acres							10.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
22-02161

14. Remarks:
TRANS. 3542. UNPERFORATED WELL CASING SHALL BE USED & SHALL
EXTEND THROUGH THE FIRST CONFINING LAYER.

15. Basis of Claim: LICENSE

Water Right Number: 24316

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: _____

POOR ORIGINAL

SEPTEMBER 15, 1993

DENISE WHITTIER
MONTE WHITTIER
2271 CASSIA
POCATELLO ID 83201

RE: TRANSFER

Dear Mr. Whittier:

Our office has received notice of your approved transfer #4074 of water right #35-02151F and 35-02161F. The Snake River Basin Adjudication claims filed on these rights have been amended pursuant to the approved transfer. Enclosed are copies of the amended claims for your records.

Please review the notices carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notices, please place the copies with your records.

Sincerely,

Eric Verner
Sr. Water Agent

EV:sc

Enclosure

MICROFILMED

APR 08 1994

Carter

✓ Shellen
Eastern AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4074
WATER RIGHT NO(S). 22-02151F/22-02161F

This is to certify that: DENISE WHITTIER
MONTE WHITTIER
2271 CASSIA
POCATELLO ID 83201

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 22-02151F :		
IRRIGATION	04/15 to 10/15	0.13 CFS
Priority: 05/02/1953		
Right No. 22-02161F :		
IRRIGATION	04/15 to 10/15	0.07 CFS
Priority: 06/06/1955		

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Lot 4(NWNW), Sec. 3, Township 05N, Range 45E
TETON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	45E	3	Lot 4(NWNW)	10		10

Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

MICROFILMED

APR 08 1984

TRANSFER NO. 4074
WATER RIGHT NO(S). 22-02151F/22-02161F

CONDITIONS/REMARKS:

4. Unperforated well casing shall be used and shall extend through the first confining layer.

Dated this 14th day of May, 1993

J. Glen Saylor
Chief, Water Alloc. Bureau

RECORDED

APR 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

MAY 19, 1992

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

MONTE R AND DENISE WHITTIER
2271 CASSIA
POCATELLO ID 83201

RE: CHANGE IN OWNERSHIP FOR A22-02151F AND 02161F

Dear Mr. and Mrs. Whittier:

The request for Change in Ownership concerning Notices of Claim in the above reference has been processed and the Notices 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,

Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure

NOT RECORDED

OCT 29 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAY 07 1992

Department of Water Resources
Eastern District Office

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

DATE OF CLOSING: Jan 03, 1992

LEGAL DESCRIPTION OF PROPERTY: Township 5 North Range 45 E, B.M.
Section 03, SW 1/4 of NW 1/4 of NW 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:

22-2161 and 2151-

☐ Name and Address of Former Owner/Claimant(s)(Seller): Val and Sheryl Casper
P.O. BOX 351
Driggs, ID. 83422

☐ New Owner/Claimant
(Purchaser):

Monte R. and Denise Whittier
2271 Cassia

☐ New Mailing Address:

Pocatello, ID 83201

☐ New Telephone Number: (208) 237-4100 office 233-6444

☐ 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:

1/4 x (.27) CFS = .051 CFS

☐ Attach proof of ownership, describe proof attached:

WEST HALF OF LOT 4 SEC 3 T4P5N R4G4SE
FILED IN TETON CO. = 10 APPROX ACRES OF VAL CASPER RANCH
(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)

Monte R. Whittier
Denise Whittier

Date 9/5/92

Date 5/5/92

☐ Signature of Former Owner/Claimant(s):

Val Casper
Sheryl H. Casper

Date 7-27-92

Date 3-27-92

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

NOTE: POINT OF DIVERSION REQUIRES
CHANGE V/C CASPER

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:

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

RECEIVED

OCT 29 1992

3 1992

35-7603-N

TETON Co. Id.
Clerk Recorder

American Land Title Co.
P.O. Box 644
Driggs, ID 83422

WARRANTY DEED

For Value Received

Val R. Casper and Sheryl H. Casper, HUSBAND AND WIFE.

the grantors, do hereby grant, bargain, sell and convey unto

Monte R. Whittier and Denise Whittier, HUSBAND AND WIFE.

whose current address is

P.O. BOX 4833, POCA TELLO, ID 83205

the grantees, the following described premises, in Teton County Idaho, to wit:

Township 5 North, Range 45 East Boise Meridian, Teton County,
Idaho. Section 3: SW1/4NW1/4NW1/4; Also described as the W1/2SW1/2
of Lot 4 of said Section 3, Subject to a road and utility
easement across the south side of said tract being 20 feet wide
at the Southwest Corner.

RECORDED

OCT 29 1992

3 1992

35-7603-N

TETON Co. Id.
Clerk Recorder

American Land Title Co.
P.O. Box 644
Driggs, ID 83422

WARRANTY DEED

For Value Received

Val R. Casper and Sheryl H. Casper, HUSBAND AND WIFE.

the grantors, do hereby grant, bargain, sell and convey unto

Monte R. Whittier and Denise Whittier, HUSBAND AND WIFE.

whose current address is

P.O. BOX 4833, POCA TELLO, ID 83205

the grantees, the following described premises, in Teton County Idaho, to wit:

Township 5 North, Range 45 East Boise Meridian, Teton County, Idaho. Section 3: SW1/4NW1/4NW1/4; Also described as the W1/2SW1/2 of Lot 4 of said Section 3, Subject to a road and utility easement across the south side of said tract being 20 feet wide at the Southwest Corner.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that the owner s in fee simple of said premises; that they are free from all incumbrances

except: Subject to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations.

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated:

January 3, 1992

Val R. Casper

Sheryl H. Casper

STATE OF IDAHO, COUNTY OF Teton

On this 3rd day of January, 1992, before me, a notary public in and for said State, personally appeared

Val R. Casper
Sheryl H. Casper
HUSBAND AND WIFE.

known to me to be the person s whose names subscribed to the within instrument, and acknowledged to me that they executed the same.

NOTARY PUBLIC
Day A Stewart

Residing at Teton Id.
Comm. Expires 6-28-97

Notary Public
, Idaho

109329

FILED

AT THE REQUEST OF

American Land

30 JAN 4 1992

Asa J. Drake

BY Nora Rigby

FILED
INDEXED
PLATED

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho