

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: A22-02299A  
Date Received: 8/ 3/1988  
Receipt No: X777777  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: PETER J RICKS JR  
Address: 1266 W 2000 S  
REXBURG ID

208-356-6566

83440

OR

Name: JUNE RICKS JR  
Address: 1266 W 2000 S  
REXBURG ID

208-356-6566

83440

2. Date of Priority: DEC 12, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 05N      | 40E   | 17      | SE     | SW     | NW  |     | MADISON |

5. Description of diverting works:  
WELL W/ PUMP TO CENTER PIVOTS/HANDLINES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 3.490  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05N      | 40E   | 17      | NE     | NW  |     | IRR | 40.0  |



10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05N      | 40E   | 17      | NW     | NW  |     | IRR | 40.0  |
|          |       |         | SW     | NW  |     | IRR | 40.0  |
|          |       |         | SE     | NW  |     | IRR | 40.0  |
|          |       |         | NE     | SW  |     | IRR | 40.0  |
|          |       |         | NW     | SW  |     | IRR | 40.0  |
|          |       |         | SW     | SW  |     | IRR | 10.0  |
|          |       |         | SE     | SW  |     | IRR | 10.0  |

Section Acres 260.0

Total Acres 260.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

P/D DESCRIBED AS ON QUARTER SECTION LINE OF SWNW AND NWSW.

\*\*\*

RIGHT SPLIT BY CHANGE OF OWNERSHIP 3/15/99 AS:

A22-02299, 4.30 CFS, 320 AC., P. RICKS

A22-02299A, 3.49 CFS, 260 AC., P. RICKS

A22-02299B, 0.81 CFS, 60 AC., V. ATKINSON

-----  
TOTAL 4.30 CFS, 320 AC. CLAIMED IN-FULL.

PAID BY RECEIPT NO. E001068.

15. Basis of Claim: LICENSE

Water Right Number: 29201

**IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)**

DATE: 05/07/99  
PAGE: 1

DIVERSION  
VOLUME

### 3.49 CFS

**TOTAL DIVERSION: 3.49 CFS**

**Tributary to:**

**Stage: LICENSE**

## SESMH

**MADISON County**

知

## ML

**S**

**SE**

[illegible]

TOTAL ACRES

**260.0**

**POU County: MADISON**

P/D DESCRIBED AS ON QUARTER SECTION LINE OF SWNH AND NWSH.

\*\*\*

RIGHT SPLIT BY CHANGE OF OWNERSHIP 3/15/99 AS:

A22-02299, 4.30 CFS, 320 AC., P. RICKS

A22-02299A, 3.49 CFS, 260 AC., P. RICKS

A22-02299B, 0.81 CFS, 60 AC., V. ATKINSON

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1

TOTAL 4.30 CFS, 320 AC. CLAIMED IN-FULL.

PAID BY RECEIPT NO. EU01068.

\*\*\*

CHANGE OF OWNERSHIP, 26 APRIL 1999, OF 'A' PORTION ONLY.

**Verified Date:**

**Objection Filed Date:**

Water District Number:

**Field Inspection Flag:**

Presumption Flag:

Log for claim 22-02299A

Spatial Dynamics LTD

6/29/01

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 05n40e  | 17  | NENW | 40               | 39             |         |
| 05n40e  | 17  | NWNW | 40               | 40             |         |
| 05n40e  | 17  | SWNW | 40               | 38             |         |
| 05n40e  | 17  | SEW  | 40               | 40             |         |
| 05n40e  | 17  | NESW | 40               | 40             |         |
| 05n40e  | 17  | NWSW | 40               | 39             |         |
| 05n40e  | 17  | SWSW | 10               | 11             |         |
| 05n40e  | 17  | SESW | 10               | 11             |         |
| Totals: |     |      | 260              | 258            |         |



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

May 24, 1999

DALLAN JEPPESEN  
434 MORGAN DR  
REXBURG ID 83440

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP  
NOTICE OF CLAIM TO A WATER RIGHT A22-02299A

Dear Mr. Jeppesen:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed.

Our office did not change water right A22-02299B. We show it in the name of Vivian Atkinson. Please refer to the enclosed documents and pink highlighted areas.

If you have questions about these changes, please contact Senior Water Agent Allen Ruberry at (208) 525-7161.

Respectfully yours,

Jennifer Hoagland  
Technical Records Specialist

Enclosure

RECEIVED

APR 26 1999

Department of Water Resources  
Eastern Region

Law Offices

**RIGBY, THATCHER, ANDRUS  
RIGBY, KAM & MOELLER, Chartered**

Ray W. Rigby  
Gordon S. Thatcher  
G. Rich Andrus  
Jerry R. Rigby  
Michael S. Kam  
Gregory W. Moeller

P.O. Box 250  
25 North Second East  
Rexburg, ID 83440

Telephone:  
Rexburg: (208) 356-3633  
Fax: (208) 356-0768  
E-Mail: [Rexlaw@srv.net](mailto:Rexlaw@srv.net)

April 23, 1999

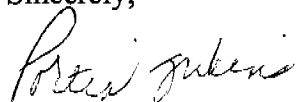
Idaho Department of Water Resources  
900 N. Skyline Dr.  
Idaho Falls, ID 83402-1718

RE: CHANGE OF WATER RIGHT OWNERSHIP  
Pete Ricks/Dallan Jeppesen

Please find enclosed for your information "Notice of Change of Water Right Ownership" concerning the sale of real property from Pete Ricks to Dallan Jeppesen. The form has been signed by Mr. Jeppesen and attached is a copy of "Notice of Contract of Sale" and an ASCS map showing the irrigated acres, as required.

If you have any questions, please let us know.

Sincerely,



Portia Jenkins  
Legal Assistant

Enclosures

DELOG JH 4-27-99  
DELOG AR 5-4-99

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

APR 26 1999

Department of Water Resources  
Eastern Region

1. Water Right Number(s) A22-02299 (f/k/a G-29201)  
Adjudication Claim Number(s) A22-02299 and A22-02299A

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 for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Pete Ricks, Jr.  
1266 W. 2000 S, Rexburg, ID 83440

4. New Owner/Claimant(s) Dallan Jeppesen  
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR  
New Mailing Address 434 Morgan Dr.

City, State and ZIP Code Rexburg, ID 83440

New Telephone Number ( ) -

5. Date you acquired the property 3-12-99

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second

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.

7. Signature of New Owner/Claimant(s) Dallan Jeppesen Date 3-12-99

Date \_\_\_\_\_

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

## NOTICE OF CONTRACT OF SALE

NOTICE IS HEREBY GIVEN that **Pete Ricks, Inc.**, an Idaho Corporation, as "Seller," are selling on written Contract of Sale, dated March 11, 1999, to **Dallan Jeppesen**, a single man, as "Buyer," the following described real property situated in Madison County, to-wit:

The Northwest Quarter; North Half of the Southwest Quarter; North 20 Rods of the South Half of the Southwest Quarter, all in Section 17, Township 5 North, Range 40 E.B.M.

*A22-02299* → A, 3.49 cts, 260 AC, Ricks  
→ B, 0.81 cts, 60 AC, ATKINSON

Together with all water rights, including but not limited to 4.3 c.f.s. of underground water, represented by State of Water License No. G-29201, and a complete irrigation system for the premises, consisting of a G.E. electric motor, pump, panel, mainline, 2 complete pivot systems, and four corner handlines, and miscellaneous parts of said system. It is understood that said water rights also include water rights which are presently being applied to a beneficial use on lands not owned by Seller and located within the S $\frac{1}{2}$ SW $\frac{1}{4}$ .

*SEE  
A22-02299B*

Subject to easements, if any, of record or in existence for roads, streets, ditches, canals, pipelines and utilities.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining.

The Contract of Sale is payable over a period of twelve (12) years and is payable to Alliance Title & Escrow Corp., as escrow holder. Buyer has possession, but the deed shall not be delivered until the Contract is fully paid, and Seller retains remedies in the event of default, all of which are fully set forth in the Contract of Sale and the Escrow Agreement.

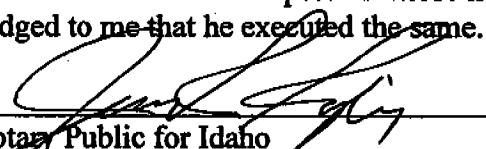


**Personal Acknowledgment**

STATE OF IDAHO     )  
                                  ss.  
County of Madison.    )

On this 12<sup>th</sup> day of March, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared **Dallan Jeppesen**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

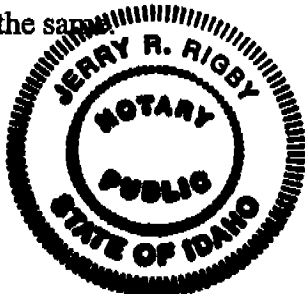


  
Notary Public for Idaho  
Residing at: Rexburg, Idaho  
My Commission expires: 10-01-99

**Personal Acknowledgment**

STATE OF IDAHO     )  
                                  ss.  
County of Madison.    )

On this 12<sup>th</sup> day of March, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared **K. Merle Jeppesen and Janice V. Jeppesen**, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.



  
Notary Public for Idaho  
Residing at: Rexburg, Idaho  
My Commission expires: 10-01-99

7

18

2110  
1835

out  
1.0

93.5  
3 NHCL

T-1836

60.0  
1 NHCL

19

20

1738

12.0  
2 NHCL

2.2  
3 HEL



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

March 15, 1999

PETER & JUNE RICKS  
1266 W 2000 S  
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A22-02299

Dear Mr. & Mrs. Ricks:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A22-02299A, 4.30 cfs on 260 acres, Ricks  
A22-02299B, 0.81 cfs on 60 acres, Atkinson

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland  
Technical Records Specialist

Enclosure

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

DELOG JH 3-2-99  
JH 3-4-99  
AR 3-5-99  
RECEIVED  
MAR 02 1999  
RECEIVED  
FEB 23 1999  
Department of Water Resources  
Eastern Region  
Department of Water Resources  
Southern Region

**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

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): A22-02299 - Ad
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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant  
Peter J. Ricks (deceased)  
Rexburg, ID
4. New Owner/Claimant(s)  
Vivian Atkinson  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
New Mailing Address  
1536 Willow Lane  
City, State and ZIP Code  
Twin Falls, ID 83301  
New Telephone Number  
( ) 733-4793
5. Date you acquired the property  
6-12-1962
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.  
Number of acres you irrigate 60 Number and type of stock \_\_\_\_\_  
Diversion rate in CFS 0.81 Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
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.
7. Signature of New Owner or Claimant(s)  
Vivian Atkinson  
(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..