

CORRECTIONS CODED
7/19/89 J.O.

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: A22-04195
Date Received: 6/08/1988 7/17/89
Receipt No: E009572
Received By: J.O.

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

1. Name: MERLE K. JEPPESEN 208-356-3638
Address: 434 MORGAN DRIVE
REXBURG, ID 83440

2. Date of Priority: JUL 15, 1965

3. Source: MOODY CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	41E	21	SE	NW			MADISON

5. Description of diverting works:
2 PUMPS TO MAINLINE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

8. Total consumptive use is 1225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use: 16 SE SW 30 Acres.

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	41E	20	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0

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OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	41E	20	SE		NE		IRR	40.0
			SW		NW		IRR	35.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	35.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			Section Acres					390.0
		21	NE		NW		IRR	20.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	10.0
		<i>NW</i>	NE		SW		IRR	25.0
			Section Acres					135.0
			Total Acres					525.0

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:
A22-00265E.

14. Remarks:

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): K. Merle Jorgensen Date: July 14 1989

Date: _____

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of July 19 89

Thurman W. Gamm
Notary Public

Seal

Residing at Rexburg Idaho
My Commission Expires 10-1-91

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: A22-04195
Date Received: 6/08/1988
Receipt No: E000357
Received By: SM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERLE K. JEPPESEN 208-356-3638
Address: 434 MORGAN DRIVE
REXBURG, ID 83440

2. Date of Priority: JUL 15, 1965

3. Source: MOODY CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	41E	21	SE		NW		MADISON

5. Description of diverting works:
2 PUMPS TO MAINLINE AND SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

8. Total consumptive use is 1225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	41E	16	SE	SW		IRR	30.0
Section Acres							30.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	41E	20	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			Section Acres					400.0
		21	NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			NW		SW		IRR	20.0
			Section Acres					100.0
			Total Acres					530.0

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:
A22-00265E.

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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): Merle Jeppesen Date: _____
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of June 19 88

E. Diana Green
Notary Public



Residing at Rigby

My Commission Expires 4-22-1994

NOTARIES
OCT 29 1992

Log for claim 22-04195

Spatial Dynamics BTD

8/9/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n41e	20	NENE	40	40	
05n41e	20	NWNE	40	40	
05n41e	20	SWNE	40	37	
05n41e	20	SENE	40	40	
05n41e	20	SWNW	35	38	
05n41e	20	SENW	40	38	
05n41e	20	NESW	40	40	
05n41e	20	NWSW	35	35	
05n41e	20	NESE	40	40	
05n41e	20	NWSE	40	39	
05n41e	21	NENW	20	23	
05n41e	21	NWNW	40	39	
05n41e	21	SWNW	40	36	
05n41e	21	SENW	10	2.4	
05n41e	21	NWSW	25	20	
Totals:			525	507.4	



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 19, 1989

K. Merle Jeppesen
434 Morgan Dr.
Rexburg, ID 83440

RE: Water Right Claim A22-04195

Dear Mr. Jeppesen:

After submitting the amendment for Water Right Claim A22-04195, the total acreage irrigated is 555 acres (see enclosed copy). 540 acres of the irrigation have been previously paid on claims A22-04195 and A22-00265E (Receipt Numbers E000357 and E002058). \$15.00 is due for the additional 15 acres.

Please send a \$15.00 payment for the additional acreage to my attention at the Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83401, so we may accurately update the records. If you have any questions, please give me a call at 1-525-7161.

Sincerely,

Tony Olenichak
Senior Water Right Agent

Enclosure

ENCLOSURE

OCT 29 1992

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: E002058

Date: 09/06/88
Time: 08:18:30

Received
From: JEPPESEN, K. MERLE

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$10.00
	Total	<u>\$10.00</u>

CHECK 00

WR/NO: A22-04195

Idaho Department of Water Resources

Region: EASTERN

Signature: _____

*Changed claim no. from A22-00265E
because A22-04195 is supplemental
and was amended to a larger
acreage.*

*Tony O.
7/19/89*

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that K. Merle Jeppesen

(Name of Claimant)

434 Morgan Drive, Rexburg, Idaho 83440

Telephone No. 356-3638

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) July 15, 1965

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Moody Creek tributary to Teton River, tributary to Snake River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

		(Both dates inclusive)	
(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>4.0</u>	Use <u>irrigation</u>	Period of Use From <u>4-1</u>	To <u>11-1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 4.0 c.f.s TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NW ¼, Sec. 21 Twp. 5 N Rge. 41 E.B.M., County of Madison

Additional points of diversion:

None.

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Existing pump, switch panel, mainline, together with extension of mainline and sprinkler pipes used in connection with Permit No. 29036.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 530

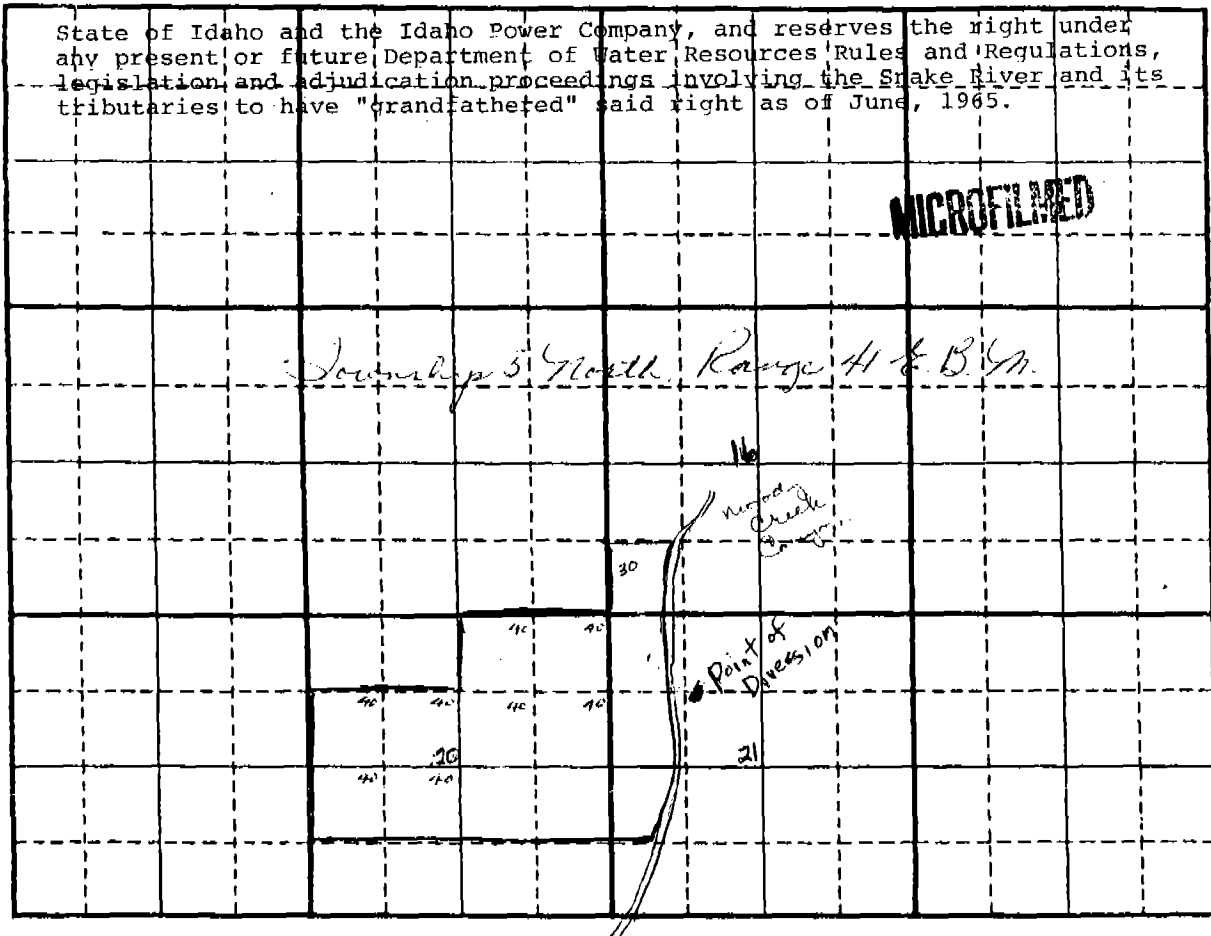
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

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(8) Remarks The above-described acreages have been irrigated since June 1965 from a pump and irrigation system located at the point of diversion shown below as described in State of Idaho Permit No. 29036. Therefore, Applicant claims the benefit of the provisions contained in paragraph 7.D of the Swan Falls Framework Contract executed by the Governor and Attorney General of the



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Madison) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 25th day of June

K. Merle Jeppesen
K. Merle Jeppesen (Affiant)

1985

Phyllis Ann Edwards
Notary Public for Idaho
Residing at Rexburg, Idaho

My commission expires Life

Received by W Date 6-27-85 Exception filed by: Forwarded to Date
Prelim. check by Date
\$30.00 fee received by W Date 7-2-85 #2491
Published in Star Tribune
Dates 7/19 7/29/85

RECEIVED
JUN 27

Department of Water Resources
1. State of Idaho

J. Elmo Jeppesen
Rt. #2,
Rexburg, Idaho.

20036

Application For Permit
To appropriate the Public Waters of the State of Idaho

APPLICATION No. 37004
PERMIT No. 29036
District No.

1. Name of Applicant: J. Elmo and Keith Jeppesen

Postoffice address: Rexburg

County: Madison

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:

(c) Bond to be issued:
(d) Other resources:

2. Quantity of water claimed: 8.0

cubic feet per second.

3. Source of water supply: Moody Creek

which is a tributary of Teton River

4. Location of point of diversion:

feet distant from the
corner of Section 16, T. 5 N., R. 41 E., B.M. in the SE 1/4 Sec. 16
of section 16, T. 5 N., R. 41 E., B.M. County of Madison

5. Water is to be used for Irrigation

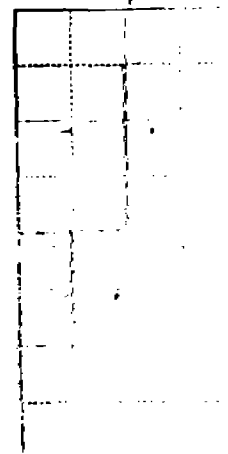
6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. 5 N., R. 41 E., B.M. in the of Section of T. 5 N., R. 41 E., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point
distant from the corner of Section T. 5 N., R. 41 E., B.M. in the
of Section T. 5 N., R. 41 E., B.M.

7. Estimated cost of works: \$ 50,000



T. , R. , B.M. in the of Section of T. , R. , B.M.

(b) Amount of power generated: B.P. under feet head.

(c) Water is to be returned to at a point feet distant from the corner of Section T. , R. , B.M. in the of Section T. , R. , B.M.

7. Estimated cost of works: \$ 50,000

8. Kind of works: Pumps, pipe and sprinkler system

9. Height of dam none feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet; dimensions of flume

Diameter of pipe 4 to 12 inches; length of conduit 5 miles

Average grade per mile feet

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

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16. (a) Is reservoir to be used? **Not known** If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

J. Elmo and Keith Jeppesen Applicant.

By **s/ J. Elmo Jeppesen** Agent

Date of first receipt at Department of Reclamation: **11:00 A.M. September 13, 1960**

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **29036**
Recorded in Book **102**

Page **29036** Approved **September 21, 1960**

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **November 21, 1960** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **March 21, 1963**

The whole of said work to be completed on or before **September 21, 1965**

Beneficial use of water appropriated in accordance herewith, to be made on or before **September 21, 1971**

WITNESS My hand this **21st** day of **September, 1960**

s/ GEO. W. CARTER
State Reclamation Engineer

IN TESTIMONY WHEREOF, WE,

ROBERT E. SMYLIE

Governor of the State of Idaho,

and

ARNOLD WILLIAMS

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this **21st**

day of **September**, 19 **60**

STATE OF IDAHO

Counter-signed:

(SEAL)

By **s/ ARNOLD WILLIAMS**

By **s/ ROBERT E. SMYLIE**

Governor

Secretary of State

REMARKS: **Reservoir application will be submitted if survey shows it is feasible**

Governor of the State of Idaho,

ROBERT E. SMYLIE

day of September, 19 60
 Countersigned:

STATE OF IDAHO

143 s/ ROBERT E. SMYLLIE

Principles of Algebra

$$\text{NaCrF}_2 \cdot 2\text{H}_2\text{O} + 2\text{HNO}_3$$

24.

Date	Rain	In	NEU ₁				NW ₁				SW ₁				SE ₁				Total
			NEU ₁	NW ₁	SW ₁	SE ₁	NEU ₁	NW ₁	SW ₁	SE ₁	NEU ₁	NW ₁	SW ₁	SE ₁	NEU ₁	NW ₁	SW ₁	SE ₁	
5 N	41 E	16						40	40		40	40	40	40					240
		17			40	40		40	40		40	40			40	40	40	40	400
		18													7	7	40	40	94
		19	40	40				40	40	40	40								80
		20	40	40	40	40									40	40			400
		21					40	40											100
		28					10						20						10
		29	40	40			40	40											160
															TOTAL				1484

NAME OF APPLICANT J. Elmo and Keith Depressen
Form No. 8

