

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: A22-00298E  
Date Received: 9/26/1988  
Receipt No: X777777  
Received By: Emc

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: HORSESHOE CREEK ASSN INC 208-354-8421  
Address: PO BOX 546  
DRIGGS, ID 83422

2. Date of Priority: SEP 1, 1887

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05N      | 44E   | 22      | NW     | SW     | SE     |     | TETON  |

5. Description of diverting works:  
PUMPED FROM CREEK SPRINKLER IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.166  |      |        |

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

8. Total consumptive use is 268.7 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 05N      | 44E   | 22      | NE     | SE     |     | IRR | 40.0  |
|          |       |         | NW     | SE     |     | IRR | 30.0  |
|          |       |         | SW     | SE     |     | IRR | 24.4  |
|          |       |         | SE     | SE     |     | IRR | 40.0  |

A22-00298E

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Date: 01/31/91

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10. Place of Use: Continued

Section Acres 134.4

Total Acres 134.4

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:  
A22-00299E & A22-00300D

14. Remarks:  
NOTICE IS RESULT OF CHANGE IN OWNERSHIP FOR A PORTION OF  
A22-00298C, PAID FOR UNDER M001430. EMC 1-31-91

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 4/17/1933

NEWELL MADSEN

Decree Plaintiff

vs

R. G. MIEKLE

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 Organizations:**

I do solemnly swear or affirm that I am \_\_\_\_\_ of  
\_\_\_\_\_  
Title  
\_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of  
\_\_\_\_\_  
Title  
\_\_\_\_\_ and that the statements contained in the  
Organization  
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 \_\_\_\_\_

2 of Idaho  
ARTMENT OF WATER RESOURCES

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY

570 993

22

55 1/4

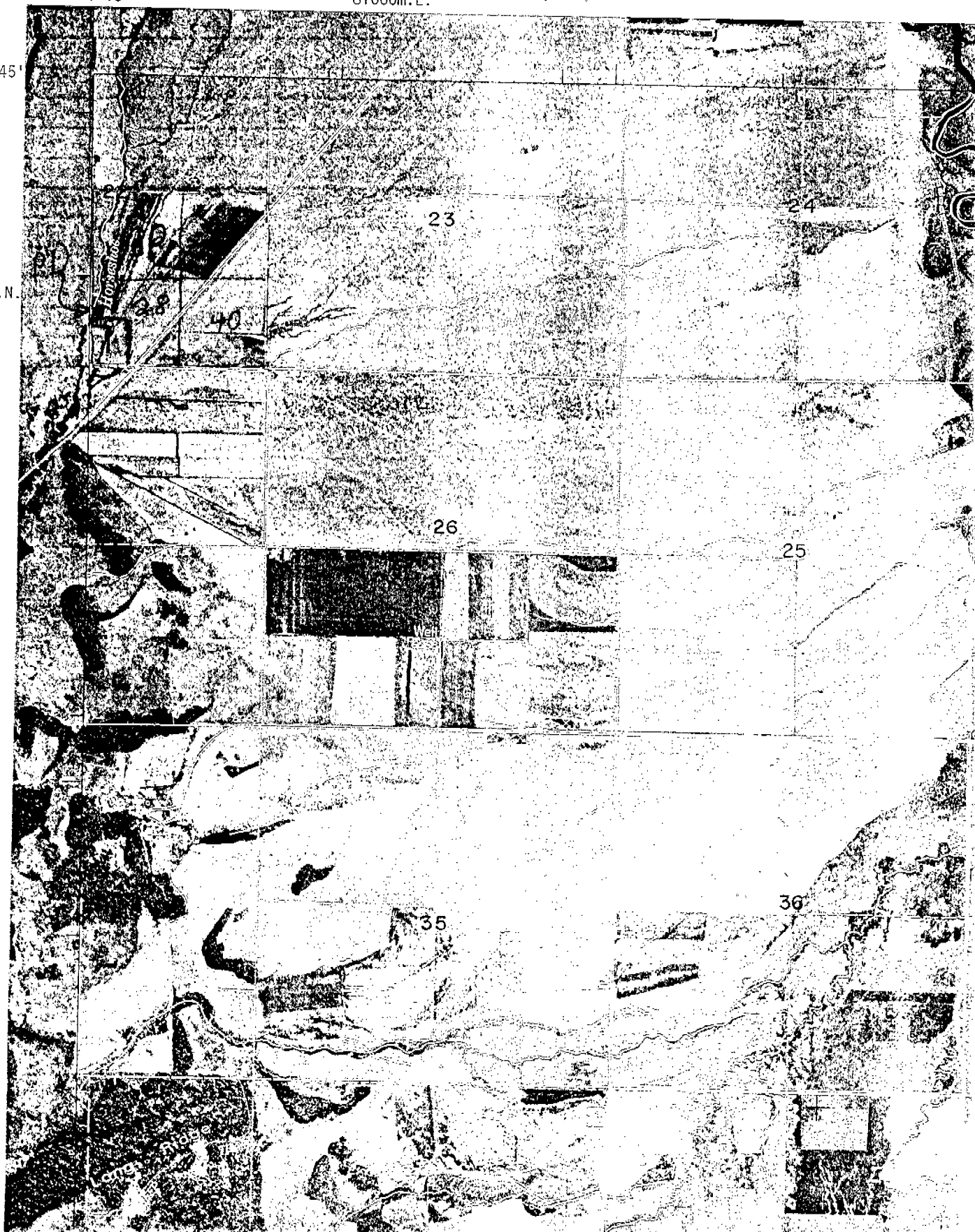
R44E

111°15'

481000m. E.

43°45'

4843000m. N.



FEBRUARY 1, 1991

W GILBERT CLARK  
C/O NEIL JOHNSON  
PO BOX 546  
DRIGGS ID 83422

RE: CHANGE IN OWNERSHIP

Dear Mr. Clark:

Your request for Change in Ownership submitted for your Notices of Claim A22-00299E, A22-00298E, and A22-00300D 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,

  
Ernest Carlsen  
Adjudication Supervisor

EC:jt

Enclosure: Printed Notices of Claim

File: P

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TO

Idaho Dept. of Water Resources  
150 Shoup Ave., Suite 15  
Idaho Falls, Id. 83401

NEIL JOHNSON

ATTORNEY AT LAW

P.O. BOX 546

DRIGGS, IDAHO 83422

(208) 354-0672 8421

MAY - 2 1990

Department of Water Resources

Eastern District Office

Date

4/30/90

Re

Change in Ownership of Notice of Claims

Gentlemen,

Enclosed is a change in ownership of Notice of Claim for water right numbers A22-00298C, A22-00299C, & A22-00300A. It reflects the fact that the previous claimants, Dee & Jean Ripplinger, sold their property, with water rights, to the new claimant, my client, Horseshoe Creek Association, Inc.

Please file the change of ownership notice & contact me if you have any questions.

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Thank you,  
Neil C. Johnson

RECEIVED

MAY - 2 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources  
Eastern District Office

[ ] Water Right Number(s): A22-00298C, A22-00299C, and A22-00300A

[ ] Name and Address of  
Former Claimant: R. Dee Ripplinger and Jean H. Ripplinger

[ ] New Claimant(s): Horseshoe Creek Association, Incorporated

[ ] New Mailing Address: P.O. Box 546  
Driggs, Idaho 83422

New Telephone Number: (208 ) 354 - 8421 (Neil Johnson)

[ ] Does the change in ownership result in a splitting of the  
water right claimed? yes X no\*

If yes, then describe the portion of the water right that is  
now claimed by the new owner:

\*None, except for the share of water rights apportioned to 3.64 acres  
which former claimant sold to Richard T. Knight from the SW 1/4, SE 1/4.

[ ] Attach proof of ownership  
Describe proof attached: Copy of Warranty Deed

[ ] Signature of New Claimant(s): W. Gilbert Clark  
Horseshoe Creek Association, Incorporated  
by W. Gilbert Clark, President

Date: 4/30/90

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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# WARRANTY DEED

For Value Received R. DEE RIPPLINGER and JEAN H. RIPPLINGER, husband and wife

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

HORSESHOE CREEK ASSOCIATION, INCORPORATED  
P.O. Box 546, Driggs, Idaho 83422

the grantees , the following described premises, to-wit:

The SE1/4 of Section 22, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho.

LESS THE FOLLOWING: Beginning at the South 1/4 corner of Section 22, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, and running thence East 660.0 feet along the Section line; thence North on a line parallel to the West line of the SE1/4 of said Section 22, 900.42 feet to a point; thence S. 89 degrees 57'48" West 660.0 feet to a point in the West line of the SE1/4 of said Section; thence South along the 1/4 Section line, 901.77 feet, more or less, to the point of beginning. (Richard Knight Property)

ALSO LESS THE FOLLOWING: Beginning at the NW corner of the SE1/4 of Section 22, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, and running thence South 1650 feet along the West line of the SE1/4 of said Section; thence S. 89 degrees 46'18" E., 194.0 feet to a point; thence N. 18 degrees 01'05" E., 1732.84 feet to a point on the North line of the SE1/4 of said Section; thence N. 89 degrees 46'18" W., along the 1/4 line, 730.0 feet to the point of beginning. (Murray Family Property)

ALSO LESS THE FOLLOWING: East 60 feet of the SE 1/4 of Section 22, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, (County Road)

TOGETHER WITH all Oil, Mineral, Gas & Geotheraml rights; also water rights of 1 inch per acre from Horseshoe Creek.

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees , their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees , that they the owners in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 1, 1989

*R. Dee Ripplinger*  
R. Dee Ripplinger

*Jean H. Ripplinger*  
Jean H. Ripplinger

STATE OF IDAHO, COUNTY OF Teton  
On this 30th day of June, 1989.  
before me, a notary public in and for said State,  
personally appeared

R. Dee Ripplinger & Jean H. Ripplinger, husband and wife

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

*Wayne W. Dixie*  
Notary Public

Residing at Driggs, Idaho  
Comm. Expires 5-19-94

104444

FILED

AT THE REQUEST OF

*First American*

45 MINUTES PAST 4 P M

DATE June 30, 1989

*E. Wayne Schiess*

CLERK OF RECORDER

BY *Nora Hill*  
DEPUTY

