

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

(combined)

29-170, 29-171, 29-12064

In Re SRBA

Subcase A 29-12063

(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

☒ LATE NOTICE OF CLAIM☐ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is JEDD VAN KAMPEN, NANCY VAN KAMPEN

My address is 166 E. 350 S., LOGAN, UTAH, 84321

My phone number is: Work 435-752-7740 Home 435-752-7740

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☒

I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

NOTICE OF CLAIM FOR EACH WATER RIGHT.

I have attached:

☒ A fully completed Notice of Claim (available from IDWR).

☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

☐ I must amend my Notice of Claim to the use of water in the SRBA because:

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim.
You must describe these documents and attach a readable copy.

I have attached:

- ☐ An amended Notice of Claim (available from IDWR).

- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of UTAH

County of Cache

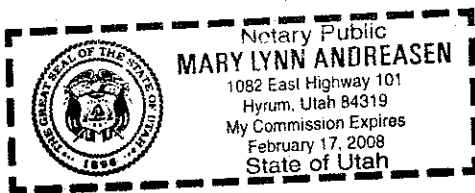
Jedd R. VanKampen, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Jedd R. VanKampen
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on January 16, 2006
(Insert Date)



Mary Lynn Andreassen
Notary Public for _____
Residing at: _____
My Commission expires: _____

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on Jan 16, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

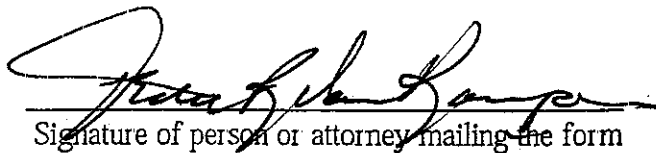
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)


Signature of person or attorney mailing the form

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

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: A29-00170
Date Received: 5/21/1990
Receipt No: E014613
Received By: _____

COPY

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JEDD R VAN KAMPEN
Address: 4301 W 600 S
LOGAN UT

84321

801-752-7740

AND/OR

Name: NANCY VAN KAMPEN
Address: 4301 W 600 S
LOGAN UT

84321

801-752-7740

2. Date of Priority: JUL 1, 1881

3. Source: DEMPSEY CREEK

Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	38E	4	SE	NW	SW		BANNOCK

5. Description of diverting works:

DIVER DAM-STEEL HEADGATE-CULVERT TO POND TO PUMP- SPRINKLER SYST.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

A.F.A.

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	29	SE	SE		IRR	20.0
						Section Acres	20.0
		32	NE	NE		IRR	37.0
			SE	NE		IRR	23.0
						Section Acres	60.0
		33	NE	NW		IRR	20.0
			NW	NW		IRR	40.0
						Section Acres	60.0
						total Acres	140.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-0169, & 0171, 12063

14. Remarks:
CHANGED OWNERSHIP 1/23/95/JT
CHANGED OWNERSHIP 9/30/96/JT/GT

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

MCCAMMON DITCH CO. 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: **A29-00171**
Date Received: 5/21/1990
Receipt No: E014613
Received By: _____

COPY

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JEDD R VAN KAMPEN 801-752-7740
Address: 4301 W 600 S
LOGAN UT 84321
AND/OR
Name: NANCY VAN KAMPEN 801-752-7740
Address: 4301 W 600 S
LOGAN UT 84321

2. Date of Priority: APR 1, 1882

3. Source: DEMPSEY CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	38E	4	SE	NW	SW		BANNOCK

5. Description of diverting works:
DIVER DAM-STEEL HEADGATE/CULVERT TO POND/ PUMP TO SPRINKLER SYST.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.300		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	29	SE	SE		IRR	20.0
						Section Acres	20.0
		32	NE	NE		IRR	37.0
			SE	NE		IRR	23.0
						Section Acres	60.0
		33	NE	NW		IRR	20.0
			NW	NW		IRR	40.0
						Section Acres	60.0
						Total Acres	140.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-00170, 12063, 12064

14. Remarks:
CHANGED OWNERSHIP 1/23/95/JT
CHANGED OWNERSHIP 9/30/96/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

MCCAMMON DITCH CO. ET. AL.
vs Decree Defendant

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

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: A29-12064
Date Received: 5/21/1990
Receipt No: E014613
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JEDD R VAN KAMPEN
Address: 4301 W 600 S
LOGAN UT

801-752-7740

84321

AND/OR

Name: NANCY VAN KAMPEN
Address: 4301 W 600 S
LOGAN UT

801-752-7740

84321

2. Date of Priority: APR 1, 1880

3. Source: DEMPSEY CREEK

Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	38E	4	SE	NW	SW		BANNOCK

5. Description of diverting works:

DIVER DAM/ STEEL HEADGATE/CULVERT TO POND-PUMP TO SPRINKLER SYST.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		

7. Total Quantity Appropriated is:

1.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

350.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	29	SE	SE		IRR	20.0
Section Acres							20.0
		32	NE	NE		IRR	37.0
			SE	NE		IRR	23.0
Section Acres							60.0
		33	NE	NW		IRR	20.0
			NW	NW		IRR	40.0
Section Acres							60.0
Total Acres							140.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-0170, & 0171, 12063

14. Remarks:
THIS IS A COMBINED RIGHT/ 29-00163 AND 00169
CHANGED OWNERSHIP 1/23/95/JT
CHANGED OWNERSHIP 9/30/96/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

MCCAMMON DITCH CO. ET. AL.
vs Decree Defendant

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

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: A29-12063
Date Received: 5/21/1990
Receipt No: E014613
Received By: _____

COPY

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

801-752-7740

1. Name: JEDD R VAN KAMPEN
Address: 4301 W 600 S
LOGAN UT 84321

AND/OR

Name: NANCY VAN KAMPEN
Address: 4301 W 600 S
LOGAN UT 84321

801-752-7740

2. Date of Priority: JUL 1, 1880

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	32	SE	NE	NE		BANNOCK

5. Description of diverting works:
WELL/PUMP 60' DEEP/PIPELINE TO CLUB HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, CLUB HOUSE KITCHEN, RESTROOM, SHOP, AND LAWN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	38E	32	NE NE		COMMER	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

29-00171, 00170, 12064

14. Remarks:

WATER USAGE FOR THIS WATER RIGHT IS LESS THAN 2500 GPD.01/06/95

JT

CHANGED OWNERSHIP 1/23/95/JT

CHANGED OWNERSHIP 9/30/96/JT/GT

15. Basis of Claim: BENEFICIAL USE

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: February 2, 1998

PAGE: 1

RECEIVED**JAN 20 2006**DEPARTMENT OF
WATER RESOURCES

WATER RIGHT NUMBER: 29-12063

OWNER AND ADDRESS: JEDD R VAN KAMPEN
NANCY VAN KAMPEN
4301 W 600 S
LOGAN UT 84321

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 2,500
GALLONS PER DAY.

PRIORITY-DATE: 07/01/1880

POINT OF DIVERSION: T09S R38E S32 SENENE Within BANNOCK County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC CLUB HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BANNOCK County
T09S R38E S32 NENE

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. R4227024403

1998 JUN 16 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 29-12063

NAME AND ADDRESS:

JEDD R VAN KAMPEN
NANCY VAN KAMPEN
4301 W 600 S
LOGAN, UT 84321

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

PRIORITY DATE:

07/01/1880

POINT OF DIVERSION:

T09S R38E S32

SENE

Within Bannock County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Domestic CHUR HOUSE

PERIOD OF USE
01-01 TO 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

Domestic
T09S R38E S32

NENE

Within Bannock County

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

RECEIVED

JAN 20 2006

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO
IN AND FOR THE COUNTY OF TWIN FALLS

DEPARTMENT OF
WATER RESOURCES

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 29-13726
Date Received: 10/27/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JEDD R VAN KAMPEN Phone: (801) 752-7740
166 E 350 S
LOGAN UT USA 84321

NANCY VAN KAMPEN Phone: (801) 752-7740
4301 W 600 S
LOGAN UT USA 84321

2. Date of Priority: 08/07/1932

3. Source: DEMPSEY CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	38E	4	NE SW SW	BANNOCK	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.2	
STOCKWATER	04/01	10/31	0.04	

7. Total Quantity Appropriated is:
1.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10.. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
09S	38E	30	NW	NE		IRRIGATION	2.7
			SW	NE		IRRIGATION	37
			SE	NE		IRRIGATION	33
			NE	SE		IRRIGATION	33
			NW	SE		IRRIGATION	39
			SW	SE		IRRIGATION	18
			SE	SE		IRRIGATION	17
Section Acres						179.7	
Total Acres						179.7	

11.. Place of use in counties: BANNOCK

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

13.. Other Water Rights Used:

14.. Remarks:

Stockwater use same as irrigation.

15.. Basis of Claim: Beneficial Use

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 X 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): Joseph B Van Kampen Date: 1-16-06
Nancy Van Kampen Date: 1-16-06

State of UTAH)
County of Cache) SS.

Subscribed and sworn (or affirmed) before me this 16th day of January 2006

Notary Public
Mary Lynn Andreassen
Residing at _____
My commission Expires _____

