

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: A43-02061
Date Received: 4/20/1989
Receipt No: 5006988
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERLE JONES 208-824-5719
Address: H.C. 72 BOX 2346
MALTA, ID 83342
2. Date of Priority: JAN 19, 1910
3. Source: SPRINGS Trib. to: ROUND MOUNTAIN CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	27E	13	NE	SE			CASSIA
5. Description of diverting works:
DRAIN PIPE TO DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.160		
7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	13	SE	NE		IRR	17.0
			NE	SE		IRR	13.0
Section Acres							30.0

MICROFILMED

MAR 03 1993

10. Place of Use: Continued

Total Acres 30.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
 SEE A43-00045

14. Remarks:

15. Basis of Claim: LICENSE
 Water Right Number: 5691

MICROFILMED
MAR 03 1993

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: See Map A43-00045

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 Jones Date: 4/20/89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of April 19 89 Bill D. Monte
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/97

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
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CIVIL CASE NUMBER: 39576

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERLE JONES 208-824-5719
Address: H.C. 72 BOX 2346
MALTA, ID 83342
2. Date of Priority: JAN 19, 1910
3. Source: SPRINGS Trib. to: ROUND MOUNTAIN CREEK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 16S | 27E | 13 | NE | SE | | | CASSIA |
5. Description of diverting works:
DRAIN PIPE TO DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.160 | | |
7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 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
16S	27E	13	SE	NE		IRR	17.0
			NE	SE		IRR	13.0
Section Acres							30.0

A43-02061

Page 1

Date: 04/20/89

COPY
MAR 03 1993

10. Place of Use: Continued

Total Acres 30.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
 SEE A43-00045

14. Remarks:

15. Basis of Claim: LICENSE
 Water Right Number: 5691

COPY

RECORDED

MAR 03 1993

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: See Map A43-00045

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 Jones Date: 4/20/89

Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 20th day
of April 19 89 Lee D. Merritt
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/97

COPY

MAR 03 1993

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 JUL 29 PM 2 04

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

In Re SRBA

) Subcase No. 43-2061
)
)
)
)
)

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING**

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

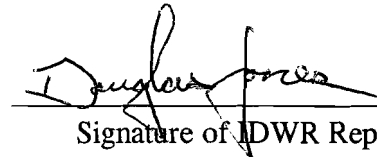
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: _____

7/24/03



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 7/29, 2003, I mailed the original and copies of this form to the following persons, 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. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Shirley Jones
1753 Alvarado
Twin Falls ID 83301
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Jason Walker
Ling Robinson & Walker
PO Box 396
Rupert ID 83350
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

07/21/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-2061

NAME AND ADDRESS: ROUND MOUNTAIN RANCH
HC 72 BOX 2346
MALTA ID 83342

SOURCE: SPRINGS TRIBUTARY: ROUND MOUNTAIN CREEK

QUANTITY: 0.160 CFS

PRIORITY DATE: 01/19/1910

POINT OF
DIVERSION: T16S R27E S13 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.160 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T16S R27E S13	NENE	4.0	T16S R27E S13	SWNE	7.0
T16S R27E S13	SENE	15.0	T16S R27E S13	NESW	5.0
T16S R27E S13	NESE	29.0	T16S R27E S13	NWSE	33.0
T16S R27E S13	SWSE	40.0	T16S R27E S13	SESE	40.0
T16S R27E S24	NENE	33.0	T16S R27E S24	NWNE	4.0
T16S R28E S19 Lot 1 NWNW		13.0			

223 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 51 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824 & 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 223 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824 43-02110 & 43-00286B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 29, 2003

JASON WALKER
LING ROBINSON & WALKER
PO BOX 396
RUPERT ID 83350

RE: SRBA Claim(s) 43-2061

Dear Counselor:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Shirley Jones

RIGHT NUMBER: 43-02061

NAME & ADDRESS: SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301

SOURCE: SPRINGS TRIBUTARY: ROUND MOUNTAIN CREEK

QUANTITY: 0.16 CFS

PRIORITY DATE: 01/19/1910

POINT OF DIVERSION: T16S R27E S13 NESE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 11-01	0.16 CFS

PLACE OF USE:	IRRIGATION	Within CASSIA County			
	T16S R27E S13	NENE 4	SWNE 7	SENE 15	NESW 5
		NESE 29	NWSE 33	SWSE 40	SESE 40
	S24	NENE 33	NWNE 4		
	R28E S19	Lot 1 (NWNW)13			
	223 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-02110 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 51 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
& 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
223 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
43-02110 & 43-00286B IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

COPY

Verified -
Data Migration
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2-23-01

WA

OF THE FIFTH JUDICIAL DISTRICT OF THE
N AND FOR THE COUNTY OF TWIN FALLS

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
) Water Rights 43-00045, 43-00286B,
43-02061, 43-02110,
43-10116 and 43-10824

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 43-00045, 43-00286B, 43-02061, 43-02110, 43-10116,
and 43-10824

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/5/2000

43-00045, 43-00286B, 43-02061,
43-02110, 43-10116 AND 43-10824

PAGE 1

From (Claimant/Seller):

Name of Claimant: MERLE JONES
Address: HC 72 BOX 2346
MALTA ID 83342
Phone: (208) 824-5719

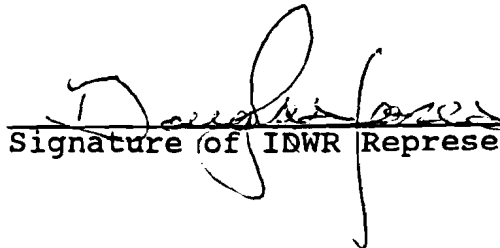
To (Claimant/Purchaser):

Name of Claimant: SHIRLEY A JONES
Address: 1735 ALVARADO
TWIN FALLS ID 83301
Phone: (208) 734-4016

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 5, 2000


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4/7/2000 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

MERLE JONES
CLAIMANT DECEASED
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301
4. One Copy to:
Each party in the subcase, or attorney of record:

ROGER LING
LING NIELSEN & ROBINSON
PO BOX 396
RUPERT ID 83350

PATRICK D BROWN
109 S ADAMS ST
JEROME ID 83338

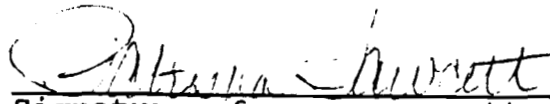
JEFF SESSIONS
ROUND MOUNTAIN RANCH
3475 ROUND MOUNTAIN LN
MALTA ID 83342
5. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449

NOTICE OF COMPLETED

ADMINISTRATIVE PROCEEDING
4/5/2000

43-00045, 43-00286B, 43-02061,
43-02110, 43-10116 AND 43-10824

6. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

RIGHT NUMBER: 43-00045

NAME & ADDRESS: SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 1.7 CFS

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION: T16S R27E S27 SESENE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION NONE	04-01 10-31	1.7 CFS

PLACE OF USE:	IRRIGATION	Within CASSIA County		
	T16S R27E S13	NENE 4	SWNE 7	SENE 15
		NESE 29	NWSE 33	SWSE 40
	S24	NENE 33	NWNE 4	NESW 5
	R28E S19	Lot 1 (NWNW)13		SESE 40
	223 ACRES TOTAL			

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 146 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-00286B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43-B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: APR-5-2000

PAGE: A-2

RIGHT NUMBER: 43-002868

NAME & ADDRESS: SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 4.3 CFS

PRIORITY DATE: 11/23/1911

POINT OF DIVERSION: T16S R27E S27 SESENE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION NONE	04-01 10-31	4.3 CFS

PLACE OF USE:	IRRIGATION	Within CASSIA County			
	T16S R27E S13	NENE 4	SWNE 7	SENE 15	NESW 40
		NESE 29	NWSE 33	SWSE 40	SESE 40
	S24	NENE 33	NWNE 4		
	R28E S19	Lot 1 (NWNW)13			
	258 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 190 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-00045 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 258 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-8.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

RIGHT NUMBER: 43-02061

NAME & ADDRESS: SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301

SOURCE: SPRINGS TRIBUTARY: ROUND MOUNTAIN CREEK

QUANTITY: 0.16 CFS

PRIORITY DATE: 01/19/1910

POINT OF DIVERSION: T16S R27E S13 NESE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 11-01	0.16 CFS

PLACE OF USE:	IRRIGATION	Within CASSIA County		
	T16S R27E S13	NENE 4	SWNE 7	SENE 15
		NESE 29	NWSE 33	NESW 5
	S24	NENE 33	NWNE 4	SWSE 40
	R28E S19	Lot 1 (NWNW)13		SESE 40
	223 ACRES TOTAL			

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 51 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824 & 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 223 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824 43-02110 & 43-002868 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NUMBER: 43-02110

NAME & ADDRESS: SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301

SOURCE: ROUND MOUNTAIN SPRING TRIBUTARY: ROUND MOUNTAIN CREEK

QUANTITY: 0.8 CFS

PRIORITY DATE: 05/23/1912

POINT OF DIVERSION: T16S R28E S18 LOT 4 (SWSWSW) Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 11-01	0.8 CFS

PLACE OF USE:	IRRIGATION	Within CASSIA County			
	T16S R27E S13	NENE 4	SWNE 7	SENE 15	NESW 5
		NESE 29	NWSE 33	SWSE 40	SESE 40
	S24	NENE 33	NWNE 4		
	R28E S19 Lot 1 (NWNW)13				
	223 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 51 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-02061 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 51 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
& 43-02061 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
223 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
43-02061 & 43-00286B IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

DATE: APR-5-2000
PAGE: A-5

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: APR-5-2000

PAGE: A-6

RIGHT NUMBER: 43-10824

NAME & ADDRESS: SHIRLEY A JONES
1755 ALVARADO
TWIN FALLS ID 83301

SOURCE: ROUND MOUNTAIN CREEK TRIBUTARY: CLEAR CREEK
ROUND MOUNTAIN SPRING ROUND MOUNTAIN CREEK

QUANTITY: 2.1 CFS
887.2 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-02061
& 43-02110 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME
OF 892 AF.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-02061
43-02110 & 43-002868 IS LIMITED TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1032 AF.

PRIORITY DATE: 02/17/1912

POINT OF DIVERSION: T16S R27E S13 NESE Within CASSIA County
R28E S18 LOT 4 (SWSWSW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 11-01	2.1 CFS
			887.2 AFY
STOCKWATER		01-01 12-31	0.04 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T16S R27E S13	NENE 4	SWNE 7	SENE 15	NESW 5
	NESE 29	NWSE 33	SWSE 40	SESE 40
S24	NENE 33	NWNE 4		
R28E S19	Lot 1 (NWNW)13			
223 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-002868,
43-10116, 43-02061, AND 43-02110 IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-02061
AND 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
223 ACRES IN A SINGLE IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

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

RIGHT NUMBER: 43-10824 (CONT)

OTHER PROVISIONS (CONT)

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00182 &
43-00414.

STOCKWATER FOR 110 RANGE CATTLE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

April 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SHIRLEY A JONES
1735 ALVARADO
TWIN FALLS ID 83301

RE: SRBA Claim(s) 43-00045, 43-00286B, 43-02061, 43-02110,
43-10116, 43-10824

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Jeff Sessions
Roger Ling
Patrick D. Brown

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP****JUN 18 1999**

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

Department of Water Resources
 Southern Region

1. Water Right No(s): 43-00045; 43-00286B; 43-02061; 43-02110; 43-10116; and
43-10824

Adjudication Claim No(s): _____

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 R. Merle Jones, 1735 Alvarado

Twin Falls, ID 83301

4. New Owner/Claimant(s) Shirley A. Jones

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1735 Alvarado

City, State and ZIP Code Twin Falls, ID 83301

New Telephone Number (208) 734-4016

5. Date you acquired the property December 29, 1997

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 _____ Number and type of stock _____

Diversion rate in CFS _____ 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) Shirley A. Jones

Personal Representative Estate of R. Merle Jones and Surviving Wif

(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..

Last Will and Testament

OF

R. MERLE JONES

RECEIVED

JUN 18 1999

Department of Water Resources
Southern Region

I, R. MERLE JONES, residing in the County of Twin Falls, State of Idaho, being of sound and disposing mind and not acting under duress, menace, fraud, or undue influence of any person whomsoever, do make, publish and declare this my Last Will and Testament and expressly revoke all other and former Wills and Codicils to Wills made by me.

FIRST: I direct my Personal Representative hereinafter named to pay all my just debts and funeral expenses as soon after my demise as can be lawfully and conveniently done, out of the property with which I die possessed.

SECOND: I declare that I am a married person, that my spouse's name is Shirley A. Jones and that all property of which I am now possessed is community property. I further declare that my spouse and I have executed a Community Property Agreement and have recorded the same to effect a transfer of clear title of all property of which I die seized if my spouse survives me.

THIRD: I further declare the following are my natural issue: Brenda Dee, Doreen Westendorf, Shauna Chadwick and Tina Jones, and it is my desire that they share equally in my estate if my spouse should die before me.

R M J
SA
MLA

FOURTH: I hereby give, devise and bequeath all of my estate, real, personal and mixed, of every nature, kind and description whatever, wheresoever situate and however held which is or may be subject to my testamentary disposition at the time of my death, unto my wife, Shirley A. Jones, if she survives me, and if not, to our four daughters named above, in equal shares, share and share alike. If any of them predecease me their share shall go to their children by right of representation.

FIFTH: I hereby nominate and appoint Shirley A. Jones, as Personal Representative of this, my Last Will and Testament and direct and request that no bond or other security be required of her as such Personal Representative. If my wife should predecease me, then I nominate and appoint my daughters, Doreen Westendorf and Shauna Chadwick as such Co-Personal Representatives of this my Will.

SIXTH: I hereby declare it is my desire that this Will should not be probated if my spouse should survive me by 120 days because adequate provision has been made to dispose of my estate by a Community Property Agreement. In the event, however, said Community Property Agreement is not effective, then I direct that this Will be probated.

SEVENTH: In the event prior to my death I have made a list of tangible personal property as authorized by Idaho Code 15-2-513, then I direct that such list shall govern the disposition of such tangible property as set forth on said list prior to the

R. G. M. J.
J. A.
M. L.

disposition of my estate as above set forth in this Will, but if I have not made such list, then the foregoing provisions of this Will shall govern.

IN WITNESS WHEREOF, I, R. MERLE JONES, the Testator, sign my name to this instrument this 14 day of March, 1995, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Last Will and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

R. Merle Jones
R. Merle Jones

We, Helen Lamberson and Marilyn L. Anderson, the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testator signs and executes this instrument as his Last Will and Testament and that he signs it willingly and that each of us, in the presence and hearing of the Testator hereby signs this Will as witness to the Testator signing, and that to the best of our

knowledge, the Testator is eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

William Thompson

Address: Rt 2, Box 61
Rupert, Idaho

Marilyn L. Andrew

Address: Rt #5, Box 5260
Rupert, Idaho 83350

STATE OF IDAHO)
) ss.
County of Minidoka)

Subscribed, sworn to and acknowledged before me by R. MERLE JONES, the Testator, and subscribed and sworn to before me by William Thompson and Marilyn L. Andrew, witnesses, this 14 day of March 1995.

(SEAL)

Lillian T. Lordman
Notary Public
Residing at Rupert, Idaho
My Commission Expires: 12/24/98

William T. Goodman, Esquire
Goodman & Bollar
Attorneys at Law
P.O. Box D
717 7th Street
Rupert, ID 83350
Telephone: (208) 436-4774
Fax: (208) 436-4837

Attorneys for Estate

DISTRICT COURT
Fifth Judicial District
County of Twin Falls - State of Idaho

APR 09 1999

By _____ Clerk

Deputy Clerk

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

MAGISTRATE DIVISION

-0-

IN THE MATTER OF THE
ESTATE OF

R. MERLE JONES,

Deceased.

)
)
)
)
)
)
)

Case No. SP 99- 380

LETTERS TESTAMENTARY

-0-

The Will of R. Merle Jones, deceased, having been proved and admitted to Probate in the above-named Court in informal proceedings, Shirley A. Jones, the person who is named Personal Representative therein, is hereby appointed Personal Representative.

WITNESS: The Honorable Magistrate of the District Court, County of Twin Falls, State of Idaho, with the seal of the Court affixed this 9 day of April, 1999.

(SEAL)

St Edwards
Magistrate

WILLIAM T. GOODMAN
ALAN GOODMAN
RICK BOLLAR

LAW OFFICE
Goodman and Bollar
CHARTERED
717 7TH STREET
BOX D
RUPERT, IDAHO 83350 - 0020

AREA CODE 208
TELEPHONE NO.
436-4774
FAX
(208) 436-4837

June 17, 1999

RECEIVED

JUN 18 1999

**Department of Water Resources
Southern Region**

Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Estate of R. Merle Jones

Gentlemen:

We enclose for Shirley A. Jones, surviving wife, of the above named decedent, a Notice of Change of Water Right Ownership Form, with a certified copy of Letters Testamentary and a copy of the Will of R. Merle Jones.

Would you kindly show the ownership change for the Water Rights indicated.

Very truly yours,

GOODMAN & BOLLAR



William T. Goodman

WTG:KH

Encl.

cc: Ms. Shirley A. Jones w/encl.
Roger D. Ling, Esq. w/encl.

RECEIVED

JUL 09 1998

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 SRBA)

A. Subcase No. 43-02061)

Case No. 39576)

STANDARD FORM 2)

) RESPONSE TO OBJECTION)
_____)

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Jeff Sessions

Address: HC 72, Box 2346
Malta, ID 83342

Daytime Phone (208) 824-5721

Name & Address of Attorney, if any:

ROGER D. LING
LING, NIELSEN & ROBINSON
615 H Street, P. O. Box 396
Rupert, Idaho 83350

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU
ARE RESPONDING**

Name: Harold and Beth Jones, Ray Jones

Address: Sublett Route
Malta, ID 83342

D. I am responding to the objections to the following elements. (Please check the appropriate box(es).)

1. ☐ Name and Address
2. ☐ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
11. Recommendation
 - ☒ This water right should not exist. OBJECTION IS DENIED.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Minidoka)

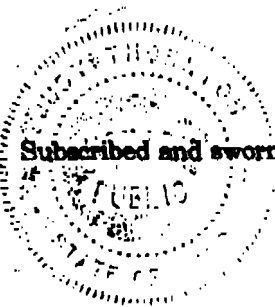
Roger D. Ling, duly sworn, upon oath, deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

Roger D. Ling Attorney
Signature of person filing response

Attorney signing in representative capacity

Subscribed and sworn to before me on: July 8, 1998



Judith Houston Barnes
Notary Public for the State of Idaho
Residing at: Rupert, Idaho
My Commission expires: 02/03/99

INSTRUCTION FOR MAILING

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

F. CERTIFICATE OF MAILING

I certify that on July 8, 1998, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Merle Jones (deceased)
c/o Jeff Sessions
Address: HC 72, Box 2346
Malta, ID 83342

3. One copy to the party who filed the objection at the following address:

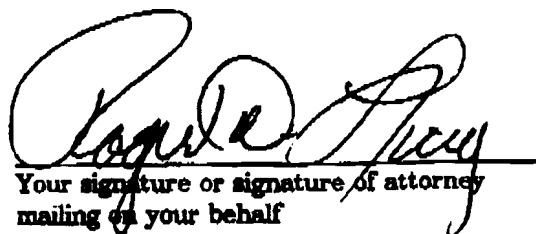
Name: Harold and Beth Jones, Ray Jones
Address: Sublett Route
Malta, ID 83342

4. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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



Your signature or signature of attorney
mailing on your behalf

RECEIVED

JUN 29 1998

Department of Water Resources

RECEIVED

JUL 06 1998

Department of Water Resources
Southern Region

RECEIVED

JUL 01 1998

Department of Water Resources
Adjudication Bureau

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

In Re SRBA

Case No. 39576

A. Subcase No. 43-02061

STANDARD FORM 1

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Jeff Sessions

Address: HC 72, Box 2346
Malta, ID 83342

Daytime Phone (208) 824-5721

Name & Address of Attorney, if any:

ROGER D. LING
LING, NIELSEN & ROBINSON
615 H Street, P. O. Box 396
Rupert, Idaho 83350

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Merle Jones (deceased)
c/o Jeff Sessions - Contract Purchaser

Address: HC 72, Box 2346
Malta, Idaho 83342

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es).)

1. ☒ **Name and Address**
Should be: c/o Jeff Sessions
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: Place of use shown in Claim for 266 acres

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

9. The entire flow of this spring has historically been commingled and used on 266 acres. The Recommendation attempts to show only a part of the lands. Objection is also made to the limitation of acres in combination, as all water rights are combined. The water right should also show accomplished expansion in place of use pursuant to §42-1426, Idaho Code.

VERIFICATION (Must be Completed)

State of Idaho)

County of Minidoka)

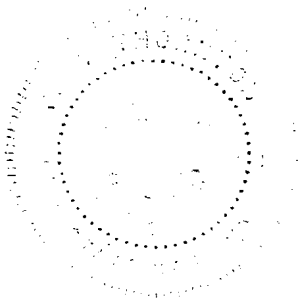
Jeff Sessions / Roger D. Ling duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection

Roger D. Ling
Attorney signing in representative capacity

Subscribed and sworn to before me on: June 26, 1998.



Judith Thorsen Barnes
Notary Public for the State of Idaho
Residing at: Rupert, Idaho
My Commission Expires: 03/02/1999

INSTRUCTION FOR MAILING

You must mail the objection to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on June 26, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to: *Hand Delivered*

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the claimant of the water right at the following address:

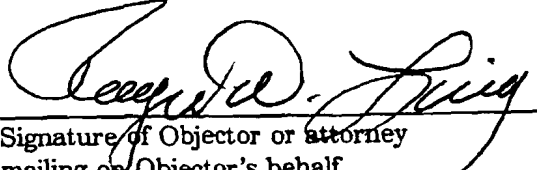
Name: Merle Jones (deceased)
c/o Jeff Sessions
Address: HC 72, Box 2346
Malta, ID 83342

3. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 033
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED

JUL 06 1998

Department of Water Resources
Southern Region

COPY

RECEIVED

JUL 01 1998

Department of Water Resources
Adjudication Bureau

RECEIVED
JUN 29 1998
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 SRBA

Case No. 39576

A. Subcase 43-02061

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Harold & Beth Jones, Ray Jones

Address: Sublett Route

Malta, Idaho 83342

Daytime Phone: (208) 645-2370

Name & Address of Attorney, if any:

Patrick D. Brown

812 Shoshone St. East

Twin Falls, ID 83301

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Merle Jones

Address: HC 72 Box 2346

Malta, ID 83342

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address

Should be: _____

2. ☐ Source

Should be: _____

3. ☐ Quantity

Should be: _____

4. ☐ Priority Date

Should be: _____

5. ☐ Point(s) of Diversion

Should be: _____

6. ☐ Instream Flow Description

Should be: _____

7. ☐ Purpose(s) of Use

Should be: _____

8. ☐ Period of Year

Should be: _____

9. ☐ Place of Use

Should be: _____

11. I object because:

☒ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): This is claimed as
a license predating judicial decrees and omitted
from them. It is therefore barred.

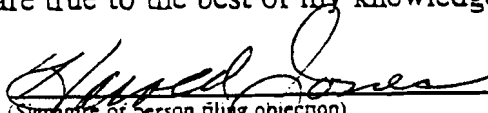
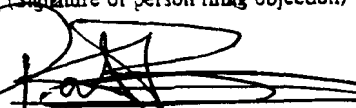
F. VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Twin Falls)

Harold Jones, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 24, 1998

Laura L. McMillan
Notary Public for Idaho
Residing at: Jerome
My Commission Expires: 8/24/2001

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on June 26, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

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. One copy to the claimant of the water right at the following address:

Name:	<u>Merle Jones</u>	<u>Roger Ling</u>
Address:	<u>HC 72 Box 2346</u>	<u>P.O. Box 396</u>
	<u>Mato, ID 83342</u>	<u>Rupert, ID 83350</u>

3. 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

Reid S. Stewart
Ruth O. Stewart
1655 Sunset Drive
Logan, UT 8 321

Afton L. Hoskins
Boya I. Hoskins
c/o Naf Store
Strevell Road, Box 2350
Naf, ID 83345

Arino Corporation
c/o Christopher F. Robinson
139 East South Temple
Salt Lake City, UT 84111

Holmgren Land & Livestock
P.O. Box 78
Bear River, UT 84301


Signature of Objector or attorney
mailing on Objector's behalf

RIGHT NUMBER: 43-02061

NAME AND ADDRESS: MERLE JONES
HC 72 BOX 2346
MALTA ID 83342

SOURCE: SPRINGS TRIBUTARY: ROUND MOUNTAIN CREEK

QUANTITY: 0.16 CFS

PRIORITY-DATE: 01/19/1910

POINT OF DIVERSION T16S R27E S13 NESE Within CASSIA County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 04-01 11-01 0.16 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T16S R27E S13	NENE 4	SWNE 7	SENE 15	NESW 5
	NESE 29	NWSE 33	SWSE 40	SESE 40
S24	NENE 33	NWNE 4		
R28E S19	LOT 1 (NWNW) 13			
223 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-02110 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 51 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
& 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
223 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
43-02110 & 43-00286B IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

Water Right Number - R43-02061 Prefix Translation: RESEARCH Old (D) Number - 5691

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
JONES

MERLE

1 - HC 72 BOX 2346
2 -
3 -City- MALTA State- ID Zip- 83342
Phone - 208-824-5719*** P - PRESENT OWNER ***
SESSIONS

JEFF

1 - ROUND MOUNTAIN RANCH
2 - 3475 ROUND MOUNTAIN LANE
3 -
City- MALTA State- ID Zip- 83342
Phone - 208-824-5721+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/19/1910 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRINGS ROUND MOUNTAIN CREEK+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

16S 27E 13 NE SE (31) CASSIA

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate Diversion Volume
Code Period From Period To

01 - IRRIGATION

04/01 11/01 0.160

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.160 0.0+ - - - - - - - - - - - Place of Use - - - - - County
Twn Rng Sec Tract Lot Acres Code Description

16S	27E	13	NE NE	4.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	SW NE	7.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	SE NE	15.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	NE SW	5.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	NE SE	29.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	NW SE	33.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	SW SE	40.0	01	IRRIGATION	(31)	CASSIA
16S	27E	13	SE SE	40.0	01	IRRIGATION	(31)	CASSIA
16S	27E	24	NE NE	33.0	01	IRRIGATION	(31)	CASSIA
16S	27E	24	NW NE	4.0	01	IRRIGATION	(31)	CASSIA
16S	28E	19	NW NW	13.0	01	IRRIGATION	(31)	CASSIA

Total Acres: 223.0

+ - - Diversion Means - DRAIN PIPE WITH SLIDE GATES TO DITCH, TO POND AND PUMP

Water right number - R43-02061 Prefix Translation: RESEARCH

+ - - Non-Irrigation Use

NONE

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 43-02110 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 51 ACRES IN A SINGLE IRRIGATION
SEASON.
USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
& 43-02110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
223 ACRES IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NOS. 43-00045, 43-10116, 43-10824
43-02110 & 43-002868 IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 258 ACRES IN A SINGLE IRRIGATION SEASON.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
05/28/98 DJONES

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/01/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S006988	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

BLM
 NAPP
 ORTHO
 ASCS
 MAPS USED: DD 82
 DATE: 1976
 1585-NAP

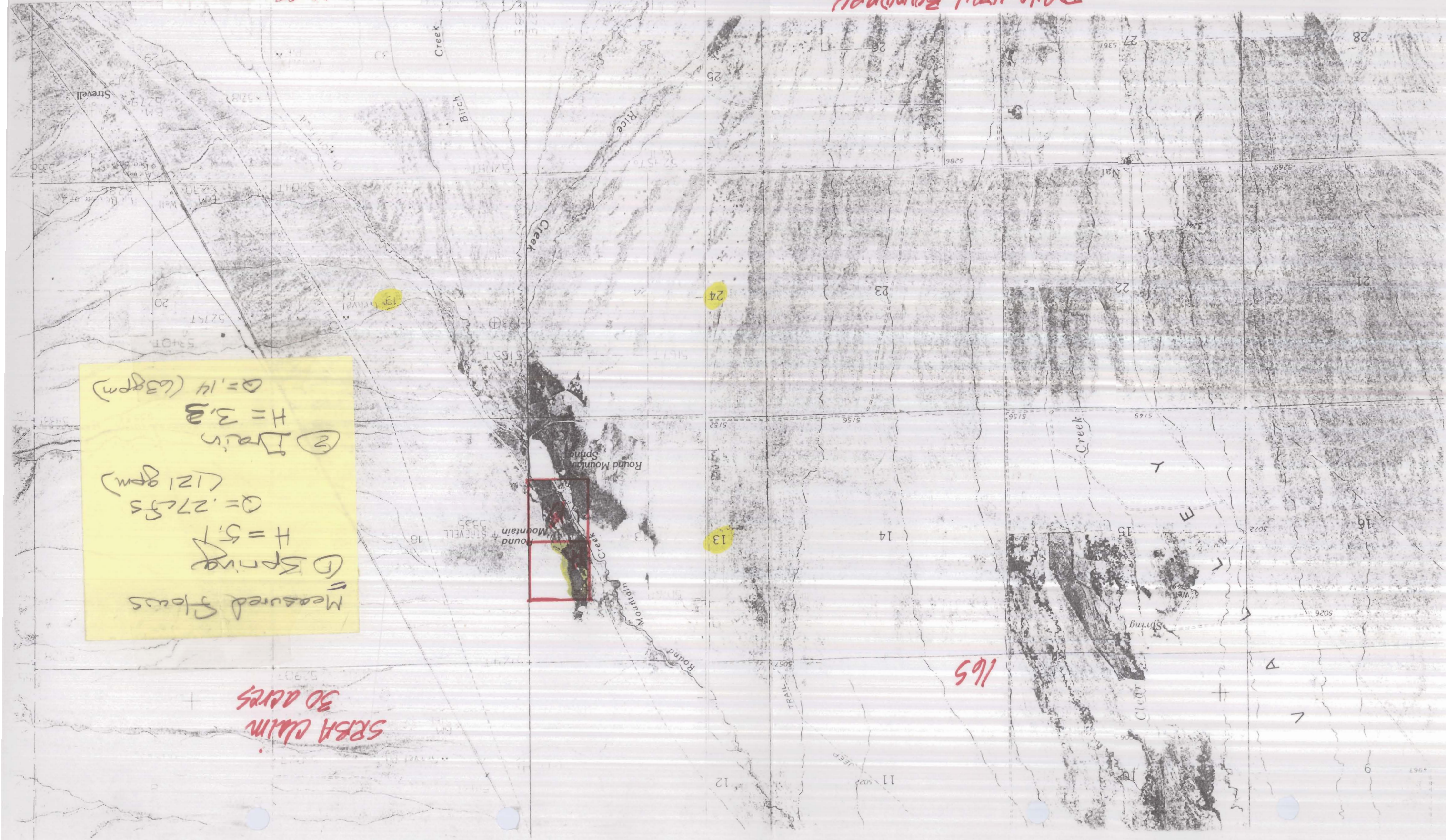
BLM
 NAPP
 ORTHO
 ASCS
 MAPS USED: DD 83
 DATE: 1976
 1585-STICKLE 5M

IDAHO-UTAH BOUNDARY

R27E R28E

Measured flows
 ① Spring
 $H = 5.1$
 $Q = .27 cfs$
 $(121 gpm)$
 ② Drain
 $H = 3.3$
 $Q = .14$ (63 gpm)

SRBA claim
30 acres



ULFENSE

43-02061

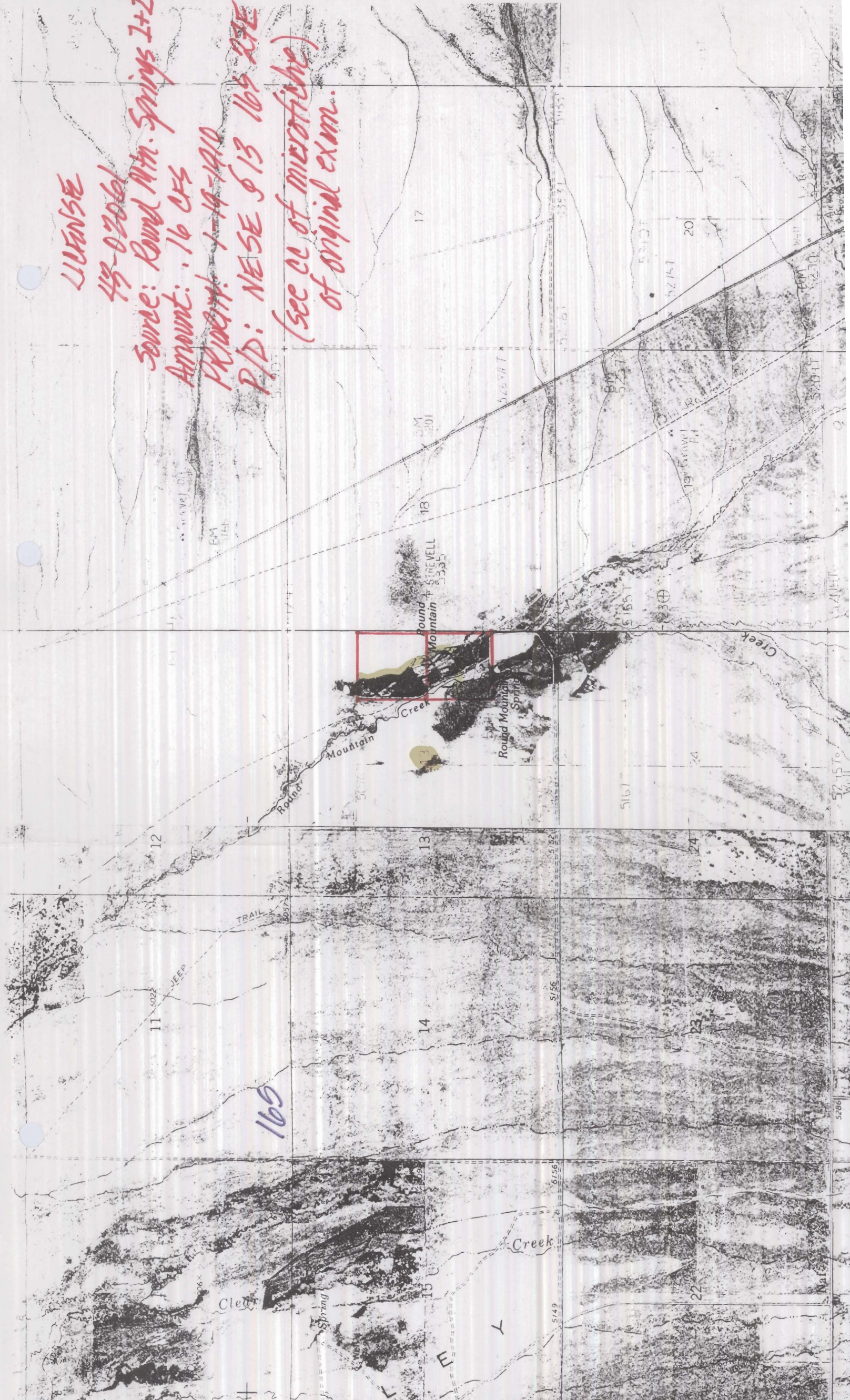
Source: Round Mtn. Springs I+2

Amount: .16 CFS

PK 10077. 1-19-1910

P/D: NESE of 13 165 ATE

(see cc of microfiche)
of original exam.



6/9/94

COMMUNICATION DOCUMENTATION

Claim No.A43-02061 AND

-02110

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

May 16, 1996 2:42pm

NAME:

LEANN MCMILLAN-HEPWORTH ET AL

RE:

A43-02061, -02110

SHE CALLED AND REQUESTED FROM THE FRONT DESK STAFF THAT THESE CLAIMS BE COPIED FOR HER TO PICK UP. GAVE THE CLAIM JACKETS TO TARA FOR COPYING AND HAD THE REQUEST NOTES COPIED AND MARKED AS ORIGINAL/COPY FOR THE FILE.

WHEN LEANN CAME IN TO PICK UP THE COPIES SHE SAID THAT SHE HAD BEEN ASKED TO VIEW THE ORIGINAL FILE JACKET BEFORE LEAVING. I INTRODUCED MYSELF AND ASKED HER TO COME BACK TO MY CUBICLE AS I WAS ABOUT TO REFILE THE JACKETS.

I WENT OVER THE DIFFERENCE BETWEEN THE ORIGINAL CLAIM FORMS AND THE DATA-ENTERED CLAIMS. I SHOWED HER AN ORIGINAL FORM WITH THE DATA-ENTERED FORMAT IN ANOTHER FILE. SHE LOOKED AT THE TWO FILE JACKETS THAT WERE COPIED FOR HER AND LEFT WITH THE COPIES.

INFORMATION REQUEST FORM WAS UPDATED WITH MY INITIALS AND THE
NUMBER AND ACCOUNT OF THE CHECK FOR THE COPYING CHARGES.

INFORMATION REQUEST

NAME: LeAnn McMillan , Pat Brown Esquire Office

DATE: 5/16/96

ADDRESS: _____

CITY/ZIP: _____

PHONE: 734-7510

(please print)

I HAVE REQUESTED TO REVIEW AND/OR OBTAIN COPIES OF THE FOLLOWING DOCUMENTS ON FILE WITH THE DEPARTMENT OF WATER RESOURCES.

ADJUDICATION
CLAIM NUMBERS

ALLOCATION WATER
RIGHT NUMBERS

OTHER
DOCUMENTS

A36-00089A

A43-02061

A43-02110

RESEARCH SUBJECT: Please copy all pertinent files.

COPIES MADE OF: _____

10 COPIES OR LESS: FREE

NUMBER OF COPIES MADE: 174

FEES DUE @ \$0.05 PER COPY: \$8.70

OTHER FEES: _____

RECEIPT NUMBER: 5019137

ASSISTING AGENT: (Signature)

LeAnn McMillan
(customer signature)

chk # 18681
HANWORTH et al

RECEIVED

MAY 16 1996

Department of Water Resources
Southern Region

Tara -

1:30 pm
5/16/96

{ A 36-00089A
Copy Whole file
please

43-02061

WR
I'll do
this

43-02110
Div or area

3 pm

* Pick up
* give
her a call
with charge amt.

Learn -
734-7510

RECEIVED

MAY 16 1996

Department of Water Resources
Southern Region

ORIGINAL

RECEIVED

MAY 16 1996

Department of Water Resources
Southern Region

REPORT OF ENGINEER

Permit, No 5691

1. State name of applicant and number of permit: *James Mathews*
2. State source of water supply: *Round Mt. Springs Ala. 1. No 2.*
3. Location of point of diversion: *N. 6. 4. Sec. 13, T. 16. S. R. 27 E. B.M.*
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: *Works of diversion are fully completed in accordance with permit.*
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: *1 1/2 ft*
 - (b) Width at water line: *2 ft*
 - (c) Depth of water: *1 1/2 ft*
 - (d) Grade per mile: *10 ft per mile*
 - (e) Capacity of ditch: *52 inches*

6. State whether or not water has been turned into works of diversion and if so, to what extent:

The water, and I would say more than 30 inches runs into his reservoir and dam continuously. The water at any 30 inches have been running continuously since the

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract: I have irrigated 17 acres on west side of S. 1/4 N. 1/4 Sec 13 and 15 acres on North side of N. 1/4 E. 1/4 Sec 13 T. 16. S. R. 27 E. B.M. 12 of the above mentioned 17 acres are under cultivation and 8 of the above mentioned 15 acres are under cultivation. The rest of the above mentioned 40 acre tract is not irrigated.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross batch lands to be irrigated.

Remarks:

Oscar L. Jones

STATE OF TEXAS

James Mathews

James Mathews

being first duly sworn, deposes and says that the statements made by him in the report of water supply to the best of his knowledge and belief.

Subscribed and sworn to before me this

1st day of February 1913

James Mathews

Notary Public.

5691

James Mathews

A43-02061

Report of Engineer

JAMES MATHIAS - Permit No. 91

1. State name of applicant and number of permit: James Mathias - Permit No. 91

2. State source of water supply: Round Mountain Springs

3. Location of point of diversion: SE 4 334 Sec. 13, Tp. 16 S., R. 27 E., N. 4

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: fully completed

5. Describe works as they exist, giving dimensions of same as follows:

(a) Width of conduit at bottom: 1 1/2'

(b) Width at water line: 2'

(c) Depth of water: 4"

(d) Grade per mile: 6'

6. State whether or not water has been turned into works of diversion and if so, to what extent: full amount

7. Give exact location of lands to be irrigated. SE 4 334 Sec. 13, Tp. 16 S., R. 27 E., N. 4

SE 4 334 Sec. 13, Tp. 16 S., R. 27 E., N. 4

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: dam 44' high

100' long on bottom

125' if top

RECEIVED

Permit No. 91

Water Com. No. 24V.

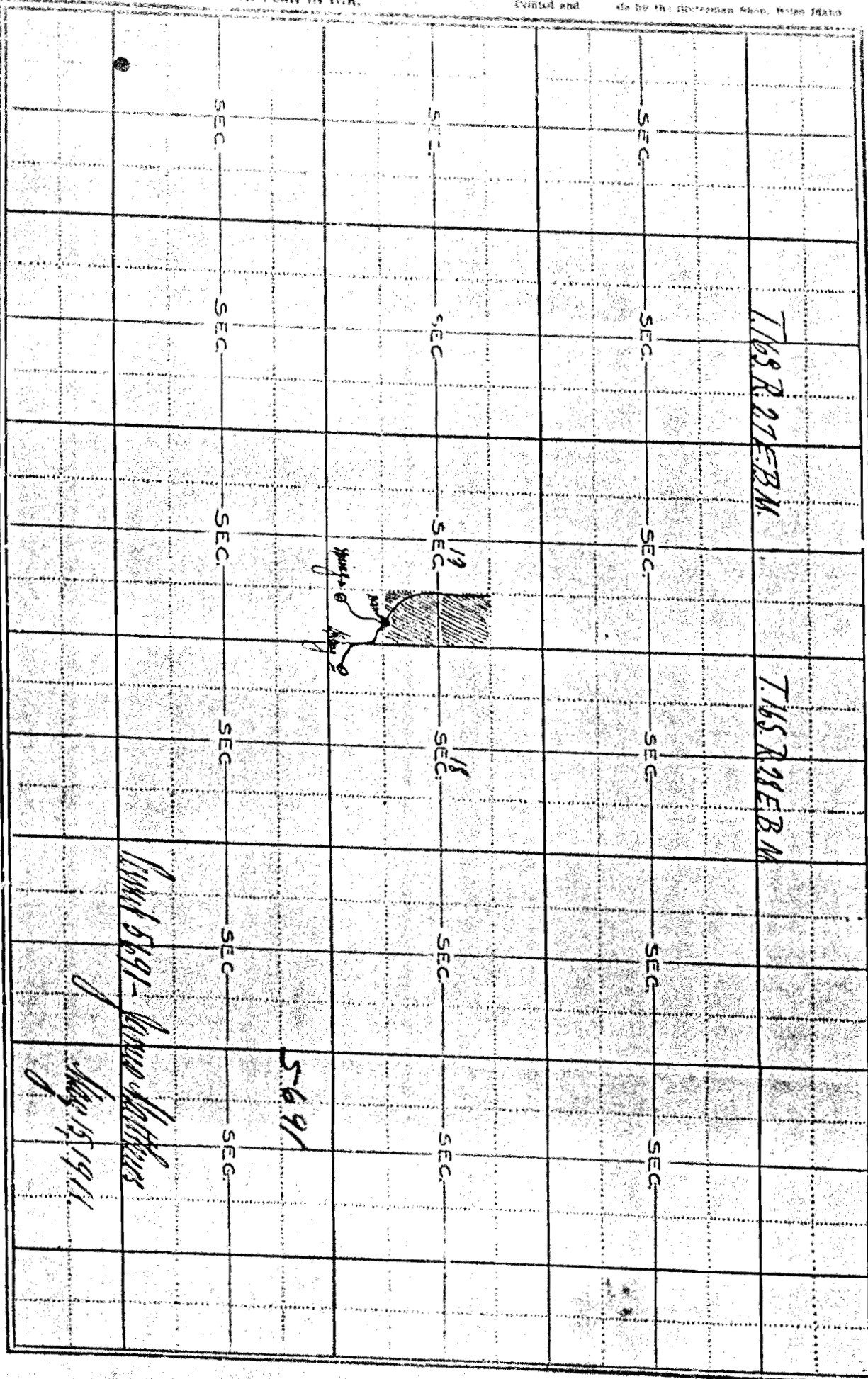
STATE OF IDAHO

County of

that the state

443-0206

de la 1^{re} division, 1^{er} régiment d'infanterie



445-02061