

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 43-31
Date Received: 7/3/89
Receipt No: S008435
Received By:

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

1. Name of Claimant(s)

RODNEY HALL Phone: (208)645-2517
DORIS J HALL Phone: (208)645-2517
PO BOX 631
MALTA ID USA 83342

2. Date of Priority: 05/31/1874

3. Source: CASSIA CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13S	26E	24	NW NE NW	CASSIA	

5. Description of diverting works:

APPROVED DISTRIBUTION DAM & WIER, DIRT DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	7/01	0.8	

7. Total Quantity Appropriated is:
0.8 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	
13S	27E	18	SW	SW	4	IRRIGATION	25
			SE	SW		IRRIGATION	15
						Section Acres	40

13S	27E	19	NE	NW	1	IRRIGATION	40
			NW	NW		IRRIGATION	30
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SW	NW		IRRIGATION	42
			SE	NW		IRRIGATION	40
						Section Acres	232
13S	27E	24	NE	NE		IRRIGATION	35
			SE	NE		IRRIGATION	38
			SE	SW		IRRIGATION	25
			SW	SE		IRRIGATION	28
						Section Acres	126
13S	27E	25	NE	SE		IRRIGATION	20
			NW	NE		IRRIGATION	28
			NE	NW		IRRIGATION	25
						Section Acres	73
						Total Acres	471

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:

14. Remarks:

DECREED AS SOUTH FORK CASSIA CREEK TRIB. TO CASSIA CREEK
 CLAIMED AS CASSIA CREEK TRIB. TO RAFT RIVER
 CHANGE OF OWNERSHIP DATA ENTERED ON 2-16-2001 BASED UPON INFORMATION SUPPLIED BY
 RODNEY HALL (KKC)

15. Basis of Claim: Decreed



NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAR 27 1995

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 1-6-1993

Department of Water Resources
Southern Region

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) 04209, 04210
Assigned by IDWR: A43-10454, 10456, 10554, 04211, 02281, 00031, 00144B,
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Glen R. Kunau
1941 Miller Ave.
Burley, ID 83318
- ☐ New Owner/Claimant (Purchaser): Rodney N. &/or Doris J. Hall
- ☐ New Mailing Address: PO Box 631
Malta, ID 83342
- ☐ New Telephone Number: () 645 - 2517
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Rodney N. Hall Date 27 Mar 95

Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

223631

WARRANTY DEED

For Value Received GLEN R. KUNAU and DONA KUNAU, husband and wife, an undivided one-half interest; and KRISTIE K. STAFFORD, KAREN PINDER, ROBERT J. KUNAU, SCOTT KUNAU, all married persons dealing with their sole and separate property, and RICHARD G. KUNAU, a single person, an undivided one-half interest

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

RODNEY N. HALL AND DORIS J. HALL, husband and wife
P.O. Box 631, Malta, Idaho 83342

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

TOWNSHIP 13 SOUTH, RANGE 27 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 18: Lot 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 19: Lots 1 and 2, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$

TOWNSHIP 13 SOUTH, RANGE 26 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 24: E $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPT that part deeded to the Raft River Rural Electric Cooperative, Inc., a corporation, described as follows:

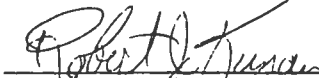
Commencing at the Northeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, running thence 100 feet South along the East boundary line of the said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence West 100 feet; thence North 100 feet to the North boundary line thereof; thence East along said North boundary line to the Point of Beginning.

TOGETHER with an easement for a roadway 20 feet wide, being 10 feet on the center line thereof extending over and across the said NE $\frac{1}{4}$ NE $\frac{1}{4}$ of the said Section 24, from the real estate herein above described to the existing roadway upon the said premises, together with the right of ingress and egress to the premises first above described over the existing roadway and the right of way hereby conveyed.

SUBJECT TO: General taxes for the year 1993 and subsequent years.

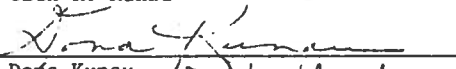
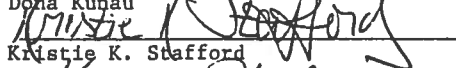
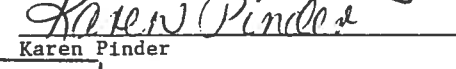
TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that said premises are free from all incumbrances except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

Dated: January 6, 1993


Robert J. Kunau

Scott Kunau

Richard G. Kunau


Glen R. Kunau

Dona Kunau

Kristie K. Stafford

Karen Pinder

STATE OF IDAHO, COUNTY OF CASSIA:

On this day of , 19 , before me, a
notary public in and for said State, personally appeared

known to me to be the person whose name
within instrument, and acknowledged to me that

subscribed to the
executed the same.

Residing at

, Idaho. Comm. Expires

STATE OF
COUNTY OF

ss

On this 25th day of January 19 93, before me,
a notary public in and for said State, personally appeared
Richard G. Kunau known to me to be the
person whose name is subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

[Signature]
Notary Public
Residing at
Comm. Expires 8/2/93

STATE OF Maryland
COUNTY OF Howard ss.

On this 16th day of January 19 93, before me,
a notary public in and for said State, personally appeared
Kristie K. Stafford known to me to be the
person whose name is subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

[Signature]
Notary Public
Residing at Columbia MD
Comm. Expires My Commission Expires August 24, 1996

COMMONWEALTH OF THE BAHAMAS
ISLAND OF NEW PROVIDENCE
STATE OF CITY OF NASSAU)
COUNTY OF EMBASSY OF THE UNITED STATES)
OF AMERICA)

On this 14th day of January 19 93, before me,
a notary public in and for said State, personally appeared
Karen Pinder known to me to be the
person whose name is subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

[Signature]
~~XXXXXXXXXXXX~~ ROBIN L. HAASE, VICE CONSUL
Residing at NASSAU, N.P., BAHAMAS
Comm. Expires Indefinitely

DEPUTY
FEE 2.00
RECORDED
FRANK D. KIRKMAN
CASSIA COUNTY, IDAHO

1993 MAR 18 A 9 13

242
FILM
CASSIA COUNTY ABSTRACT
RECORDED AT THE REQUEST OF

11236311

STATE OF
COUNTY OF

ss

On this 25th day of January 19 93, before me,
a notary public in and for said State, personally appeared
Robert J. Kunau known to me to be the
person whose name is subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

And C. Boel
Notary Public
Residing at
Comm. Expires 8/2/93

STATE OF Ohio
COUNTY OF Hamilton ss.

On this 20th day of January 19 93, before me,
a notary public in and for said State, personally appeared
Scott Kunau known to me to be the
person whose name is subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

Rosina E. Perkins
Notary Public
Residing at
Comm. Expires Notary Public, State of Ohio
My Commission Expires March 30, 1993

STATE OF
COUNTY OF

ss.

On this 25th day of January 19 93, before me,
a notary public in and for said State, personally appeared
Glen R. Kunau and Dona Kunau known to me to be the
person whose name is subscribed to the within instrument, and
acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

And C. Boel
Notary Public
Residing at
Comm. Expires 8/2/93

RECEIVED

DEC 01 1999

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: _____
Adjudication Claim No(s).: A43-10454, 10456, 10554, 04211, 03281, 00031, 00144B, 04209
2. The following REQUIRED information must be submitted with this form: 04210 Kur
 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: Glen R. Kuna
1941 Miller Ave, Burley, ID 83318
4. New Owner/Claimant(s): Rodney N. Hall & or Doris J. Hall
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address: PO Box 631
 City, State and ZIP Code: Maly, ID 83342
 New Telephone Number: () 645-2517
5. Date you acquired the property: 1-6-1993
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): Rodney N. Hall
 (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..



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

June 28, 1995

RECEIVED

APR 05 1999

PHILIP E. BATT
Governor

KARL J. DREHER
Director

RODNEY N HALL
PO BOX 631
MALTA ID 83342

Department of Water Resources
Southern Region

WR 43-00031
AJ A43-00031

0.8cfs
"

1/2 SW Sec 18
1/2 NW Sec 19

RE: SRBA CHANGE OF OWNERSHIP
A43-04210, A43-10554, A43-00031, A43-00144B

Dear Mr. Hall: *

I wanted to confirm our telephone conversation of June 22, 1995. When doing a change of ownership, I verify the property listed as being sold on the warranty deed is the same as the property listed on the water rights claim forms. During this process that I found that not all the property listed with the water rights listed above was listed on the warranty deed. Specifically, in Township 13S, Range 26E, Section 25 the SW and the SWSE tracts and in Section 25 the NESE tracts were not shown as having been purchased on the warranty deed. I am enclosing two maps showing the difference between the property listed on the warranty deed and the property listed on the water right claim forms.

If you have purchased from Mr. Kunau all the property outlined in blue on the enclosed map, you can do one of two things. You can supply me with a copy the warranty deed showing you as the new owner of the property circled in yellow (on the enclosed map) or you can have Mr. Kunau sign the enclosed Notice of Change of Ownership form where it is highlighted in green. If you can obtain Mr. Kunau's signature, I will not need a warranty deed. Please return the Notice of Change of Water Right Ownership form either with a warranty deed or Mr. Kunau's signature to the above address.

Thank you for helping me straighten this out, Mr. Hall. If you have any questions regarding this matter, please feel free to give me a call at 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

enclosures

SD-0604-2 Township: 13S Range: 27E Section: 19			Tract: NE Lot:				
S	L	STATE	O	S	Max # Records	13	
E	O	Water	Name	T	Priority	Use	
L	Tract	Right No.	Last, First	N	AC	Date	Code Des
-	NENE	A43-02303	SPLIT RIGHT	C	30	01/29/1948	01 IRR 04 STOC 43 DOME
-	NENE	A43-04121	HALL, RODNEY N HALL, DORIS J	C C	40	S 04/01/1957	01 IRR
-	NENE	A43-04120	HALL, RODNEY N HALL, DORIS J	C C	40	S 04/01/1941	01 IRR
-	NWNE	A43-00031	KUNAU, GLEN R	C	40	D 05/31/1874	01 IRR
-	NWNE	A43-04210	KUNAU, GLEN R	C	40	S 04/01/1970	01 IRR
-	NWNE	A43-10554	KUNAU, GLEN R	C	40	D 04/01/1883	01 IRR
-	NWNE	A43-00144B	KUNAU, GLEN R	C	40	D 03/31/1886	01 IRR
-	NWNE	R43-00031	KUNAU, GLEN R	C	40	D 05/31/1874	01 IRR
-	NWNE	R43-00144B	KUNAU, GLEN R	C	40	D 03/31/1886	01 IRR
-	NWNE	A43-04209	KUNAU, GLEN R HALL, RODNEY N HALL, DORIS J	O C C	40	S 08/07/1940	01 IRR
-	NWNE	R43-10454	HALL, DORIS J KUNAU, GLEN R HALL, RODNEY N	C O C		J 06/06/1946	04 STOCK 43 DOMES
-	NWNE	2 R43-10454	HALL, DORIS J KUNAU, GLEN R HALL, RODNEY N	C O C		J 06/06/1946	04 STOCK 43 DOMES
-	SWNE	A43-00031	KUNAU, GLEN R	C	40	D 05/31/1874	01 IRR
-	SWNE	A43-04210	KUNAU, GLEN R	C	40	S 04/01/1970	01 IRR
-	SWNE	A43-10554	KUNAU, GLEN R	C	40	D 04/01/1883	01 IRR
-	SWNE	A43-00144B	KUNAU, GLEN R	C	40	D 03/31/1886	01 IRR
-	SWNE	R43-00031	KUNAU, GLEN R	C	40	D 05/31/1874	01 IRR
-	SWNE	R43-00144B	KUNAU, GLEN R	C	40	D 03/31/1886	01 IRR
-	SWNE	A43-04209	KUNAU, GLEN R HALL, RODNEY N HALL, DORIS J	O C C	40	S 08/07/1940	01 IRR
-	SENE	A43-02373	NEDDO, GEORGE W	O	40	L 01/12/1952	01 IRR
-	SENE	A43-02373	HALL, J DEWARD HALL, RODNEY N HALL, DORIS J	O C C	40	L 01/12/1952	
-	SENE	A43-04119	HALL, RODNEY N HALL, DORIS J	C C	40	S 04/01/1921	01 IRR
-	SENE	A43-04122	HALL, RODNEY N HALL, DORIS J	C C	40	S 04/01/1933	01 IRR
-	SENE	A43-00324	TRACY, FANNIE HALL, RODNEY N HALL, DORIS J	O C C	40	D 09/16/1909	01 IRR
-	SENE	A43-02300	SPLIT RIGHT NEDDO, JOSEPHINE R.	C O	37	02/24/1947	01 IRR
-	SENE	A43-02303	SPLIT RIGHT	C	37	01/29/1948	01 IRR 04 STOC 43 DOME
-	SENE	A43-04121	HALL, RODNEY N	C	40	S 04/01/1957	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

RP 13S27E186000

RP 13S27E190000 A

TAX CODE 16-00			1998	TAX CODE 16-00			1998
CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE		CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE	
IRRIGTD AG	87.300 AC	30,362		IRRIGTD AG	120.000 AC	40,800	
	87.300	30,362*			120.000	40,800	

CR HALL RODNEY N
& HALL DORIS J H/W
P O BOX 631
MALTA ID 83342

OWNER HALL RODNEY N
& HALL DORIS J H/W
P O BOX 631
MALTA ID 83342

LEGAL LOT 4, SESW
S 18 T 13 R 27
CONTIGUOUS W/RP#13S27E190000

LEGAL NESE, E1/2NE
S 19 T 13 R 27
CONTIGUOUS W/RP#13S27E190600

PROPERTY ADDRESS
PARCEL NO. RP 13S27E186000 A TAX CODE 16-00

PROPERTY ADDRESS
PARCEL NO. RP 13S27E190000 A TAX CODE 16-00

PARCEL NO.

RP 13S27E190600 A

TAX CODE 16-00			1998
CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE	
IRRIGTD AG	220.000 AC	74,800	
DRY GRAZING	37.700 AC	1,206	
RURAL HOMESITE	1.000 AC	4,600	
RURAL RES BLDG		4,282	
RURAL IMP ON AG		6,460	
	258.700	91,348*	

PARCEL NO.

RP 13S27E203000 A

TAX CODE 16-00			1998
CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE	
IRRIGTD AG	119.000 AC	40,460	
RURAL HOMESITE	1.000 AC	4,600	
32 RURAL IMP ON AG		837	
46 MANUFACTURED HS		49,730	
	120.000	95,627	

CR HALL RODNEY N
& HALL DORIS J H/W
P O BOX 631
MALTA ID 83342

OWNER HALL RODNEY N
& HALL DORIS J H/W
P O BOX 631
MALTA ID 83342

LEGAL W1/2NE, NW1/4
S 19 T 13 R 27
CONTIGUOUS W/RP#13S27E190000

LEGAL W1/2NW, NWSW
S 20 T 13 R 27
1990 KIT LIMITED 28X58
PERSONAL PROPERTY MOVED TO
PP#16165

PROPERTY ADDRESS
PARCEL NO. RP 13S27E190600 A TAX CODE 16-00

PROPERTY ADDRESS
PARCEL NO. RP 13S27E203000 A TAX CODE 16-00

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APR 06 1999

Department of Water Resources
Southern Region

RP 13526E240005 A

RP 13527E173600 A

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
IRRIGTD AG	55.000 AC	18,700
DRY GRAZING	24.770 AC	793
RURAL IMP ON AG		3,880
		23,373*

MARKET VALUE
18,700
793
3,880
23,373*

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
IRRIGTD AG	109.000 AC	37,060
DRY GRAZING	10.000 AC	320
RURAL HOMESITE	1.000 AC	4,600
RURAL RES BLDG		71,987
RURAL IMP ON AG		28,000
LESS HOMEOWNER EXEMPTION		35,994
		105,973*

MARKET VALUE
37,060
320
4,600
71,987
28,000
35,994
105,973*

HALL RODNEY N
& HALL DORIS J H/W
P O BOX 631
MALTA ID 83342

OWNER HALL RODNEY, ETUX
P O BOX 631
MALTA ID 83342

E1/2NE LESS T 2601
24-13-26
CONTIGUOUS W/RP#13527E190600

LEGAL SWNW W1/2 SW
S 17 T 13 R 27

PROPERTY ADDRESS
NO. RP 13526E240005 A TAX CODE 16-00

PROPERTY ADDRESS
PARCEL NO. RP 13527E173600 A TAX CODE 16-00

PARCEL NO.

RP 13527E180000 A

TAX CODE 16-00

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
IRRIGTD AG	120.000 AC	40,800
		40,800*

MARKET VALUE
40,800
40,800*

PARCEL NO.

RP 13527E181800 A

TAX CODE 16-00

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
IRRIGTD AG	160.000 AC	54,400
		54,400*

MARKET VALUE
54,400
54,400*

ER HALL RODNEY N
& HALL DORIS J H/W
P O BOX 631
MALTA ID 83342

OWNER HALL RODNEY N, ETUX
BOX 631
MALTA ID 83342

W1/2NE, NENE S 18 T 13 R 27

LEGAL SENE NESE S1/2SE
SEC 18 T 13 R 27

PROPERTY ADDRESS
PARCEL NO. RP 13527E180000 A TAX CODE 16-00

PROPERTY ADDRESS 2082 N
PARCEL NO. RP 13527E181800 A TAX CODE 16-00

RECEIVED

APR 06 1999

Department of Water Resources
Southern Region

State Of Idaho
Department Of Water Resources
South Region, 222 Shoshone St. East
Twin Falls, Idaho 83301

To: Trish Fawcett
Technical Records Specialist

First I Want To Thank You For Your Patience, But I believe now we have all the paper work needed to complete the change of ownership request forms. After searching the box full of paperwork we found what we were looking for.

There were no problems with SRBA Claims: A43-10454, 10456, 04209, 02281, 04211. We did however need the Notice of change of water right ownership filled out completely, as you had informed us. We are now submitting this document to you as requested. This should take care of the problems with SRBA claims A43-04210, 10554, 00031, 00144B.

I am Also Including a copy of all correspondence to help refresh your memory in this matter. In one of these notes you stated that you needed the warranty deed. I talked to Georgia Satterlee, and she faxed me a copy of the warranty deed, so I am pretty sure you have it. If you have any questions please call me so we can expedite the matter.

Thank you

223631

WARRANTY DEED

For Value Received GLEN R. KUNAU and DONA KUNAU, husband and wife, an undivided one-half interest; and KRISTIE K. STAFFORD, KAREN PINDER, ROBERT J. KUNAU, SCOTT KUNAU, all married persons dealing with their sole and separate property, and RICHARD G. KUNAU, a single person, an undivided one-half interest

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

RODNEY N. HALL AND DORIS J. HALL, husband and wife
P.O. Box 631, Malta, Idaho 83342

RECEIVED

DEC 01 1999

Department of Water Resources
Southern Region

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

TOWNSHIP 13 SOUTH, RANGE 27 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 18: Lot 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 19: Lots 1 and 2, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$

TOWNSHIP 13 SOUTH, RANGE 26 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 24: E $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPT that part deeded to the Raft River Rural Electric Cooperative, Inc., a corporation, described as follows:

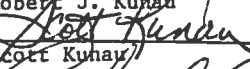
Commencing at the Northeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, running thence 100 feet South along the East boundary line of the said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence West 100 feet; thence North 100 feet to the North boundary line thereof; thence East along said North boundary line to the Point of Beginning.

TOGETHER with an easement for a roadway 20 feet wide, being 10 feet on the center line thereof extending over and across the said NE $\frac{1}{4}$ NE $\frac{1}{4}$ of the said Section 24, from the real estate herein above described to the existing roadway upon the said premises, together with the right of ingress and egress to the premises first above described over the existing roadway and the right of way hereby conveyed.

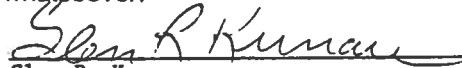
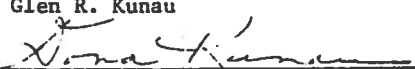
SUBJECT TO: General taxes for the year 1993 and subsequent years.

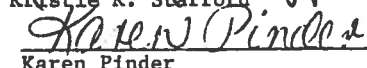
TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances except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

Dated: January 6, 1993


Robert J. Kunau

Scott Kunau

Richard G. Kunau


Glen R. Kunau

Dona Kunau

Kristie K. Stafford

Karen Pinder

STATE OF IDAHO, COUNTY OF CASSIA:

On this day of , 19 , before me, a
notary public in and for said State, personally appeared

known to me to be the person whose name
within instrument, and acknowledged to me that

subscribed to the
executed the same.

Residing at

Idaho. Comm. Expires



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type
(see instructions on back of page)

APR 05 1999

DATE OF CLOSING: 1 - 6-1993

Department of Water Resources
Southern Region

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A43-10454, 10456, 10554, 04211, 02281, 00031, 00144B, 04209, 04210
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Glen R. Kunau
1941 Miller Ave.
Burley, ID 83318
- ☐ New Owner/Claimant (Purchaser): Rodney N. Hall &/or Doris J. Hall
- ☐ New Mailing Address: PO Box 631
Malta, ID 83342
- ☐ New Telephone Number: () 645 - 2517
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s): Rodney N. Hall Date 3-13-93
Doris J. Hall Date 3-13-93
- ☐ Signature of Former Owner/Claimant(s): Glen R. Kunau Date 3-12-93
Doris J. Hall Date 3-11-93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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: _____

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

State Of Idaho
Department Of Water Resources
South Region, 222 Shoshone St. East
Twin Falls, Idaho 83301

RECEIVED

APR 05 1999

Department of Water Resources
Southern Region

To: Trish Fawcett
Technical Records Specialist

First I Want To Thank You For Your Patience, But I believe now we have all the paper work needed to complete the change of ownership request forms. After searching the box full of paperwork we found what we were looking for.

There were no problems with SRBA Claims: A43-10454, 10456, 04209, 02281, 04211. We did however need the Notice of change of water right ownership filled out completely, as you had informed us. We are now submitting this document to you as requested. This should take care of the problems with SRBA claims A43-04210, 10554, 00031, 00144B.

I am Also Including a copy of all correspondence to help refresh your memory in this matter. In one of these notes you stated that you needed the warranty deed. I talked to Georgia Satterlee, and she faxed me a copy of the warranty deed, so I am pretty sure you have it. If you have any questions please call me so we can expedite the matter.

Thank you

Rodney N. Hall

208-645-2517



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

June 28, 1995

RECEIVED

APR 05 1999

PHILIP E. BATT
Governor

KARL J. DREHER
Director

RODNEY N HALL
PO BOX 631
MALTA ID 83342

Department of Water Resources
Southern Region

RE: SRBA CHANGE OF OWNERSHIP
A43-04210, A43-10554, A43-00031, A43-00144B

Dear Mr. Hall:

I wanted to confirm our telephone conversation of June 22, 1995. When doing a change of ownership, I verify the property listed as being sold on the warranty deed is the same as the property listed on the water rights claim forms. It was during this process that I found that not all the property associated with the water rights listed above was listed on the warranty deed. Specifically, in Township 13S, Range 26E, Section 24 the SESW and the SWSE tracts and in Section 25 the NENW, NWNE, and the NESE tracts were not shown as having been purchased by you on the warranty deed. I am enclosing two maps showing the difference between the property listed on the warranty deed and the property listed on the water right claim forms.

If you have purchased from Mr. Kunau all the property outlined in blue on the enclosed map, you can do one of two things. You can supply me with a copy the warranty deed showing you as the new owner of the property circled in yellow (on the enclosed map) or you can have Mr. Kunau sign the enclosed Notice of Change of Ownership form where it is highlighted in green. If you can obtain Mr. Kunau's signature, I will not need a warranty deed. Please return the Notice of Change of Water Right Ownership form either with a warranty deed or Mr. Kunau's signature to the above address.

Thank you for helping me straighten this out, Mr. Hall. If you have any questions regarding this matter, please feel free to give me a call at 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

June 28, 1995

RECEIVED

APR 05 1999

PHILIP E. BATT
Governor

KARL J. DREHER
Director

Department of Water Resources
Southern Region

RODNEY N AND DORIS J HALL
POO BOX 631
MALTA ID 83342

RE: SRBA Claim(s) A43-10454, A43-10456, A43-04209, A43-02281
A43-04211

Dear Mr. and Mrs. Hall:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

There was no confusion on these five water rights, so you are now listed as owner. Just as soon as I receive a warranty deed or Mr. Kunau's signature on the Notice of Change of Water Right Ownership, you will be listed as owner on the other four water rights.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

AJ5809NP
No. A43-00031

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/07/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GLEN R KUNAU 1941 MILLER AVE BURLEY ID 83318 (208) 678-5310	05/31/1874	IRRIGATION	04-01 07-01	0.80 CFS	
TOTAL DIVERSION:					0.80 CFS	
CONSUMPTIVE USE:						146.00 AFA

Water Source: CASSIA CREEK

Tributary to: RAFT RIVER

Stage: DECREED

Point(s) of Diversion: T13S R26E S24

NWNE

CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
13S 27E 18										04-25	15					40.0
13S 27E 19		40	40		40	01-30	42	40								232.0
13S 27E 24	35			38						25			20	28		126.0
13S 27E 25		28			25											73.0
															TOTAL ACRES	471.0

POU County: CASSIA

Other Rights: A43-00144B,00275A,04211,04210,02308,02281, 04209

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-D0144B R43-00031 R43-00144B

Other Water Rights Listing Overlapping Place(s) of Use:
A43-00144B A43-02281 A43-04209 A43-04210 A43-10554 R43-00031 R43-00144B

Remarks: GEN DECREED AS SOUTH FORK CASSIA CREEK TRIB. TO CASSIA CREEK.
CLAIMED AS CASSIA CREEK TRIB. TO RAFT RIVER

Dates: Exam Made Date: Verified Date: 02/26/1985 Objection Filed Date:

Misc: Water District Number: 43C Field Inspection Flag:
Presumption Flag:

Audit: 06/29/89 WHITE 03/30/95 POST-STD

Hall
Kunau



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

June 28, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

RODNEY N HALL
PO BOX 631
MALTA ID 83342

RE: SRBA CHANGE OF OWNERSHIP
A43-04210, A43-10554, A43-00031, A43-00144B

Dear Mr. Hall:

I wanted to confirm our telephone conversation of June 22, 1995. When doing a change of ownership, I verify the property listed as being sold on the warranty deed is the same as the property listed on the water rights claim forms. It was during this process that I found that not all the property associated with the water rights listed above was listed on the warranty deed. Specifically, in Township 13S, Range 26E, Section 24 the SESW and the SWSE tracts and in Section 25 the NENW, NWNE, and the NESE tracts were not shown as having been purchased by you on the warranty deed. I am enclosing two maps showing the difference between the property listed on the warranty deed and the property listed on the water right claim forms.

If you have purchased from Mr. Kunau all the property outlined in blue on the enclosed map, you can do one of two things. You can supply me with a copy the warranty deed showing you as the new owner of the property circled in yellow (on the enclosed map) or you can have Mr. Kunau sign the enclosed Notice of Change of Ownership form where it is highlighted in green. If you can obtain Mr. Kunau's signature, I will not need a warranty deed. Please return the Notice of Change of Water Right Ownership form either with a warranty deed or Mr. Kunau's signature to the above address.

Thank you for helping me straighten this out, Mr. Hall. If you have any questions regarding this matter, please feel free to give me a call at 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

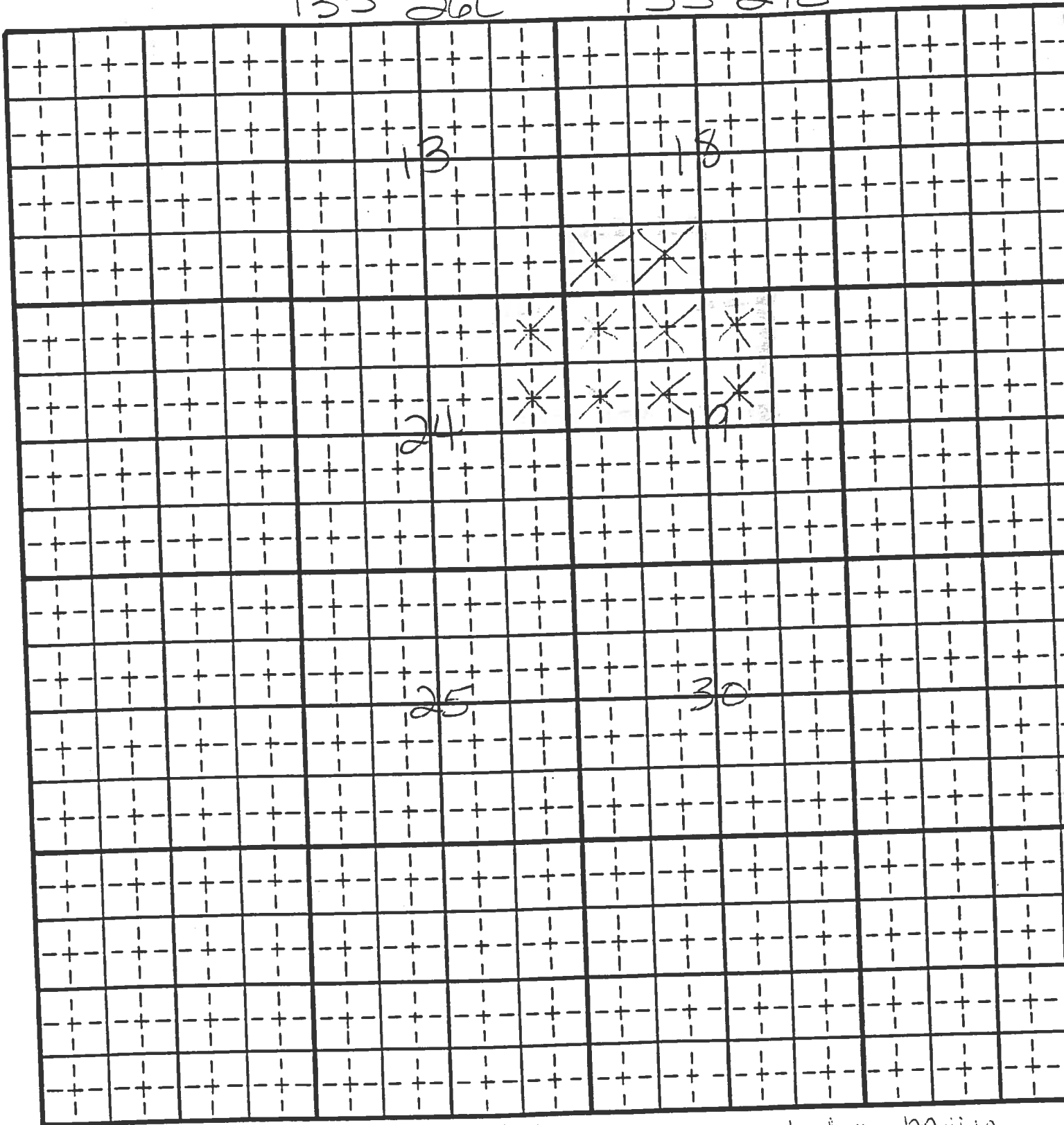
enclosures

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

13S 26E

13S 27E



This is the property listed on warranty deed as having been purchased by you.

Last Name _____

Ident No. _____

Copies: White-State, Yellow-Claimant

50

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: A43-00031
Date Received: 6/26/1989
Receipt No: 5008435
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLEN R. KUNAU 208-678-5310
Address: 1941 MILLER AVE.
BURLEY, ID 83318

2. Date of Priority: MAY 31, 1874

3. Source: CASSIA CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	26E	24	NW	NE	NW		CASSIA

5. Description of diverting works:
APPROVED DISTRIBUTION DAM & WIER, DIRT DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	07/01	0.800		

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

8. Total consumptive use is 146.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	18	SW	SW	4	IRR	25.0
			SE	SW		IRR	15.0

Section Acres 40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	19	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW	1	IRR	30.0
			SW	NW		IRR	42.0
			SE	NW		IRR	40.0
						Section Acres	232.0
		24	NE	NE		IRR	35.0
			SE	NE		IRR	38.0
			SE	SW		IRR	25.0
			SW	SE		IRR	28.0
						Section Acres	126.0
		25	NW	NE		IRR	28.0
			NE	NW		IRR	25.0
			NE	SE		IRR	20.0
						Section Acres	73.0
						Total Acres	471.0

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:
A43-00144B, 00275A, 04211, 04210, 02308, 02281

14. Remarks:
DECREED AS SOUTH FORK CASSIA CREEK TRIB. TO CASSIA CREEK.
CLAIMED AS CASSIA CREEK TRIB. TO RAFT RIVER

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs

JOBE ADAMS ET AL
Decree Defendant

A43-00031

Page 2

Date: 06/26/89

MICROFILMED
MAR 02 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 ☒ 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): Elmer R. Korman Date: June 29, 19

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 29 day

of June 19 89

Con. White
Notary Public

Seal

Residing at TF
My Commission Expires 5/94

Water Right Number - 43-00031

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

*** C - CURRENT OWNER ***
 ALBION-IDAHO LAND CO.

1 -
 2 -
 3 -
 City-
 Phone -

State-
 Zip-

Priority Date - + 17 Region - + D - DECREASED Stage - + Status - +

Source - + SOUTH FORK CASSIA CREEK Tributary - + CASSIA CREEK

Twn Rng Sec Tract Lot Rflg County Point of Diversion - - - - -

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

01 - IRRIGATION 04/01 07/01 0.800

Total Div. Rate - + Total Div. Volume - + Total Div. Capacity - +

0.800

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
13S	27E	18	SW SW	4		01	IRRIGATION	31 CASSIA
13S	27E	18	SE SW			01	IRRIGATION	31 CASSIA
13S	27E	19	NE NW			01	IRRIGATION	31 CASSIA
13S	27E	19	NW NW	1		01	IRRIGATION	31 CASSIA

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks - - - - -
 No Remarks found.

Conditions of Approval - - - - -
 No Conditions of Approval found.

Decree Plaintiff - - - + Decree Defendant - - - + Decree Date - +
 ALBION-IDAHO LAND CO. JOBE ADAMS ET AL 10/18/1928

MICROFILMED
 MAR 2 1993

Water right number - 43-00031

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields -

+ - - - - - Water Rights Dates and Flags Area - - - - -					
Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/26/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 43C
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 10/18/1928				

MICROFILMED

MAR 02 1993

Date Received

RECEIVED

JUN 09 1989

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

GLEN R. KUNAU

Name of Claimant

1941 MILLER AVE

Post Office Address

BURLEY ID 83318

City, State, Zip Code

CASSIA

County(s) where Place of Use is located

June 8 1989

Date Claim Originally Due

Cassia Cr. Decreed rights + wells
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

DAVE, I was able to finish 1/2 their filings
but line started backing up. Mr. Kunau
has been attempting to file since May. He
agreed to file this extension and will begin to
Claimant requests an extension to June, 1989.
finish next week.

lw

Glen R. Kunau
Signature

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted _____ denied,
and the filing deadline extended to 7/1, 1989.

Signed this 13 day of June, 1989.

MAR 02 1993

David B. Shaw
Director or his designated agent
DAVID B. SHAW



**DO
NOT
FILM**

Water Right Number - 43-00031 Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***
ALBION IDAHO LAND CO.1 -
2 -
3 -

State- ID Zip-

City-
Phone - 208-000-0000+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/31/1874 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SOUTH FORK CASSIA CREEK CASSIA CREEK+ - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 07/01 0.800

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.800+ - - - - - - - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

13S	27E	18	SW SW	4	01	IRRIGATION	(31) CASSIA
13S	27E	18	SE SW		01	IRRIGATION	(31) CASSIA
13S	27E	19	NE NW		01	IRRIGATION	(31) CASSIA
13S	27E	19	NW NW	1	01	IRRIGATION	(31) CASSIA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
No Remarks found.+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - - - - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - + + - - Decree Defendant - - - + + - Decree Date - - +
ALBION-IDAHO LAND CO. JOBE ADAMS ET AL 10/18/1928

| | | | | | | | |
|-------------------|---|------------|------------------|---|------------|------------------|---|
| Proof Due Date | - | 00/00/0000 | Field Exam Made | - | 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - | 00/00/0000 | Protested Date | - | 00/00/0000 | Swan Falls | - |
| Proof Made Date | - | 00/00/0000 | Hearing Date | - | 00/00/0000 | Temporary Right | - |
| Exam to S.O. Date | - | 00/00/0000 | Verified Date | - | 02/26/1985 | DLE/Carey Act | - |
| Order Show Cause | - | 00/00/0000 | Receipt Number | - | | Water District | - |
| Licensed Date | - | 00/00/0000 | Appl Received | - | 00/00/0000 | Transfer/Amended | - |
| Decree Date | - | 10/18/1928 | Presumption Flag | - | | | - |

05/09/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-31

DORIS J HALL
PO BOX 631
MALTA ID 83342
Telephone Number: (208)645-2517

RODNEY N HALL
PO BOX 631
MALTA ID 83342
Telephone Number: (208)645-2517

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

12 Jun 01

SIGNATURE:

Rodney N Hall

Please print your name:

Rodney N Hall

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

RECEIVED

JUN 18 2001

Department of Water Resource
Southern Region

03/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-31
NAME AND ADDRESS: DORIS J HALL
RODNEY HALL
PO BOX 631
MALTA, ID 83342

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 0.8 CFS

VERIFIED BY KKC

PRIORITY DATE: 05/31/1874

POINT OF DIVERSION: T13S R26E S13 SWSSEW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION | 04-01 07-01 | 0.80 CFS |

PLACE OF USE:

IRRIGATION Within CASSIA County

| | | | | | |
|---------------|------------|----|---------------|------------|----|
| T13S R26E S24 | NENE | 39 | T13S R26E S24 | SENE | 38 |
| T13S R27E S18 | LOT 4 SWSW | 49 | T13S R27E S18 | SESW | 28 |
| T13S R27E S19 | NWNE | 38 | T13S R27E S19 | SWNE | 38 |
| T13S R27E S19 | NENW | 40 | T13S R27E S19 | LOT 1 NWNW | 48 |
| T13S R27E S19 | LOT 2 SWNW | 47 | T13S R27E S19 | SENW | 40 |

405 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 165 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 405 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-31, 43-144B, 43-10554, 43-2281, 43-4209, 43-12946, AND 43-4211

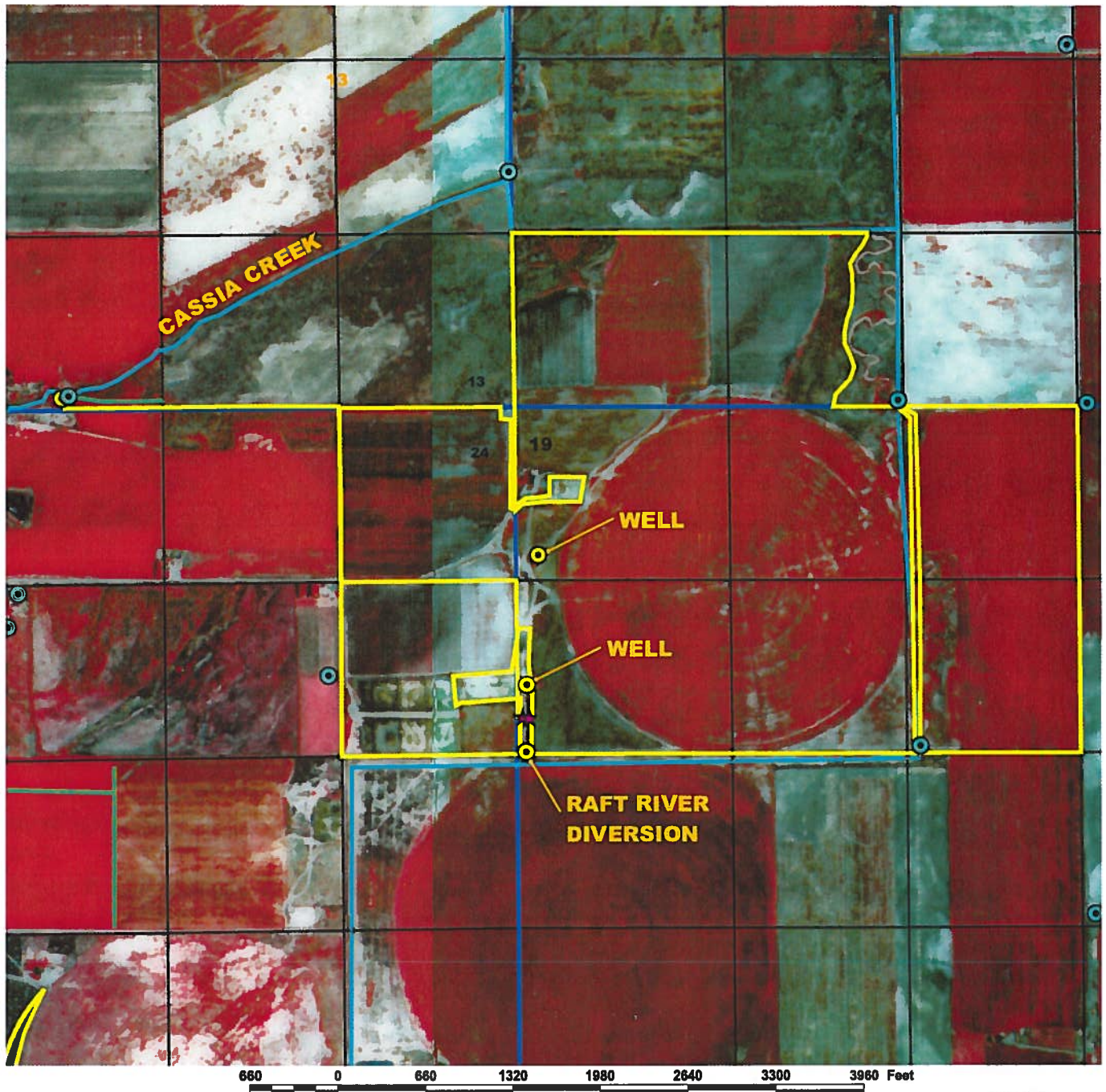
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Decreed

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
43-31, 43-144B, 43-10554, 43-2281, 43-4209, and 43-4211**



PLACE OF USE

TWP 13S, RNG 26E, SEC 24

TWP 13S, RNG 27E, SEC 18 & 19

Data entry on February 16, 2001

GIS PLACE OF USE PRESENTATION

1987/1988 NAPP AERIAL PHOTOGRAPHY

DATA ENTRY BY KELLY K CHRISTENSEN

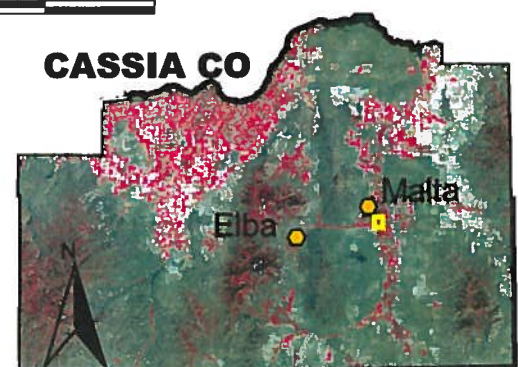
● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES

CASSIA CO



Idaho Dept of Water Resources
Claims review notes and narrative

Date: 1-3-2001

File: 43-02281 and others kunau pu

Prepared by Kelly K Christensen

43-02281, 43-04209, & 43-04211

SYSTEM ANALYSIS (GROUNDWATER)
KUNAU CLAIMS

The current system is a common pipeline tying groundwater and surface water together to irrigate a permissible place of use (PP/U) found to be 405 acres. The groundwater system does not cover all of the ground included in the surface water rights. Two wells exist within this system and they were claimed through three different rights.

Claims A43-02281 and A43-04211 claim the well located in 13S, 27E, Sec 19, NWNW. Claim A43-04209 claims the well in 13S, 27E, Sec 19, SWNW.

ANALYSIS OF A43-02281

This claim matches the licensed right as transferred. A transfer was filed to correctly identify the point of diversion. A season of use of 3-15 to 11-15 was assigned to this right at that time. All of the claimed and licensed plus additional acreage is irrigated; therefore this right is recognized for its licensed place of use of 80 acres. In reviewing the documents in the microfiche, it appears that the system was developed in 1932 (see Proof of Beneficial use) for the licensed place of use. All information also points to only the licensed acres as being irrigated as of June of 1941.

ANALYSIS OF A43-04211

This claim is from the same well as A43-02281 but is for acres in the adjoining section to the west. That claim identifies 67 acres as the place of use. Within the two forties identified as the place of use I found 65 irrigated acres. Those 65 acres includes a dirt access road as part of the irrigated place of use. It does exclude the Raft River Rural Electric easement property.

The claim indicates a 1940 priority date. Circumstantial evidence on microfiche for 43-2281 would indicate that that ground was not irrigated in 1940. Further the licensing field exam would indicate that the capacity for the system in 1941 was approximately the licensed rate (a Parma water lifter rated at 2.00 cfs). The statutory claim states in item 5.B. that there was a hand dug well in 1940 and the well was deepened in the early 1950s. The assumption is that the current 150-hp motor was installed at that time. Based upon the information currently before me, I am recommending this right with a 1955 priority date, and at 1 inch per acre for the additional acres.

The system in 1955 is not known. Currently I found a 150-hp pump operating a sprinkler system. Lifting from 100 ft and against 40 psi would produce approximately 4.80 cfs at 70% efficiency. The combined diversion rates for 43-2281 and 43-42111 are 3.00 cfs. This is less than the theoretical calculation. Recommended rate is $65 \text{ ac} * 0.02 = 1.30 \text{ cfs}$ and the volume limitation is $65 \text{ ac} * 4 = 260 \text{ afa}$.

43-04209

This is the third groundwater right that is tied into the system. This well is located approximately ¼ mile south of the well described above. The original statutory claim described a place of use in the north ½ NW ¼ of sec 19 and the west ½ NW ¼ of sec 18. There is necessarily some overlap with the claimed place of use for 43-02281 based upon the number of acres claimed in the north ½ NW ¼ of sec 19.

| | | NWNW | NENW |
|-------------------|-------|---------|---------|
| Actual acres | Lot 1 | 48.8 ac | 39.6 ac |
| Irrigated acres | | 47.5 | 39.6 |
| 43-02281 | | 30.0 | 10 |
| 43-04211 | | 28.0 | 40 |
| total claim acres | | 58 | 50 |

Although the NWNW quarter is over claimed by a minimum of 10.5 acres and the NENW quarter by 10.4 acres, the historical overlap of the systems is not known. It is my understanding that the original systems were independent of each other as far as the ditch systems used irrigated different lands. I am therefore recommending the irrigated acres within the claimed place of use less the 40 acres previously recognized under 43-2281 located in the N½NW¼ of sec 19. The found and recommended place of use is 217 acres. This recognizes acre shifting between quarter/quarters from the claimed place of use to the recommendation.

The claimed priority date is 1940, however the statutory claim indicates in item 5.B. that the well was deepened in 1955 and a 100-hp motor installed delivering water to the place of use through a pivot and sprinkler system. Assuming the 100 hp, at 70% efficiency, pumping at 100 ft against a 40-psi sprinkler system the system capacity would be 3.20 cfs. My recommendation is for the 1955 priority date at 3.20 cfs as developed at that time. The recommended volume limitation for this right is 217 ac * 4 = 868 afa. I am not recognizing the earlier priority date as the currently available information would indicate that a smaller diversion rate was perfected at that time (limited info available).

43-31 & 43-144B (CASSIA CREEK)**43-10554 & 43-4210 (RAFT RIVER)****SYSTEM ANALYSIS (SURFACE WATER)****KUNAU CLAIMS**

All three claims identify a common place of use that includes two separate locations. A change of ownership has been submitted that identifies a portion of the claimed place of use. The 'north' portion of the place of use claimed at 345 acres is identified as being sold to Rodney Hall and Glen Kunau maintains the 'south' portion ownership claimed at 126 acres. No information identifying the desired splitting of the rights has been submitted, therefore the claims are being recommended in Glen's name only.

The 'north' place of use includes the decreed place of use for 43-31 and 43-143 and other ground claimed from groundwater sources. The 'southern' place of use does not have any recorded license or decreed rights appurtenant to any of the place of use. Only the three surface water rights are claimed on that ground. After reviewing the 1962 and 1968 aerial photography in arcview, it appears to me that the development of that ground occurred after 1968. My recommendation excludes the entire southern portion of the claimed place of use.

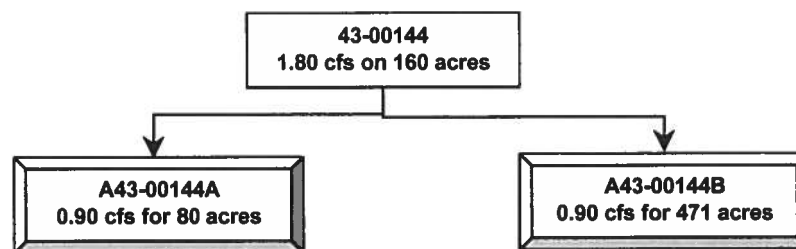
ANALYSIS OF 43-31 (CASSIA CREEK)

The original decreed place of use is entirely within the northern portion of the claimed PP/U and there are no other claims against this right. Transfer 544 removed 43-30, and 43-32 from the same decreed place of use. The decreed season of use is April 1 thru July 1.

The historical place of use includes the Raft River stream channel. The channel has been straightened through the entire PP/U. The farmed ground around the channel has been increased since the channel was straightened. Some of the ground outside the historical fields may have been irrigated with tail water and beneficial use obtained through the increase in ground cover. I am recommending that this claim be limited to the found 165 irrigated acres within the decreed place of use. The PPU is 405 acres and includes both groundwater and surface water rights. The decreed rate of 0.80 cfs is less than one inch per acre for the found place of use and is therefore recommended as claimed.

ANALYSIS OF 43-00144B (CASSIA CREEK)

Two different claimants have claimed this right.



Although the claim A43-00144B indicates a 471-acre place of use, that portion of the place of use within the decreed place of use found irrigated is 77 acres. The diversion rates claimed between the two rights equals the original decreed right. I accept that the two claims do not enlarge or change the place of use for the original right so long as part B is limited to the found 77 acres within the PP/U. These 77 acres include a feedlot that covered 12 acres in 1987 but has historically been irrigated and is therefore included in the recommended place of use. No season of use was given in the decree.

43-10554 identified as 43-00143 (RAFT RIVER)

CLAIM VS DECREE COMPARISON.

| Priority date | Diversion rate | Season of use | Place of use | |
|---------------|----------------|---------------|---|--|
| 4-1-1883 | 3.40 cfs | 4-1 to 10-1 | 471 acres within sections 18 & 19 in 13S, 27E
and sections 24 & 25 in 13S, 26E | |
| 4-1-1883 | 3.40 cfs | 4-1 to 10-1 | 13S, 27E, Sec 19 | Lt 2, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ |

As the claimed information agrees with the decreed information for most of the elements I am recognizing this right as being based upon 43-143.

The point of diversion was not decreed. The claimed place of use is a PP/U that includes the decreed place of use although the claimed place of use for government lots within Sec 18 and 19 are less than the lot acreage found to be irrigated.

Raft River runs south to north through two forty-acre tracts of the decreed place of use. The river channel has been straightened out since 1987. Although some additional acreage may have been added to the system of cultivated ground along the river channel, the number of 'new' acres have not been identified. I found 163 irrigated acres within the original decreed place of use and this is the limitation for this right.

A43-04210

This claim is for Raft River water and is supplemental to other rights. The claim indicates that the water is piped to separate locations. Rodney Hall indicated that this right should be split between Kunau and Hall. As of the date of this review I have not received direction as to how the right should be split.

Evidence of priority was not submitted for this claim. The statutory claim indicates a 1940 priority date but as previously noted the 'southern' portion of the claimed place of use was not irrigated in 1968. Not enough information exists for me to recommend this right at this time.

RECOMMENDATION: DISALLOW - P01, NO LAWFUL APPROPRIATION SHOWN

CLAIM NUMBER

43-144B (471 claimed)

DATE

1-2-01

TRANSFER NUMBER

AGENT

KKC

CLAIMED ACRE TOTAL

GIS ACRE TOTAL

40

| | TWP | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | |
|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| | 13S | 26E | 24 | 35 | | | 38 | | | | | | | | 25 | | | 28 | |
| GIS | | | 24 | 39 | | | 38 | | | | | | | | | | | | |
| | | | | L | | | L | | | | | | | | | | | | |
| | 13S | 26E | 25 | | 28 | | | 25 | | | | | | | | 20 | | | |
| | | | | | | | | | | | | | | | | | | | |
| | 13S | 27E | 18 | | | | | | | | | | | 25 | 15 | | | | |
| | | | | | | | | | | | | | | 49 | 28 | | | | |
| | | | | | | | | | | | | | | L | V | | | | |
| | 13S | 27E | 19 | | 40 | 40 | | 40 | 30 | 42 | 40 | | | | | | | | |
| | | | | | 38 | 38 | | 40 | 48 | 47 | 40 | | | | | | | | |

B43-DBPOU.SHP

SHAPE NOS.

43-DBPOD.SHP

NOS. DESCRIPTION

the ground in Sec 24 (5 1/2) and
Sec 25 (all claimed O/Ps)
does not appear to be irrigated in the
1968 or 1962 aerial photos.

DBF TABLES UPDATED

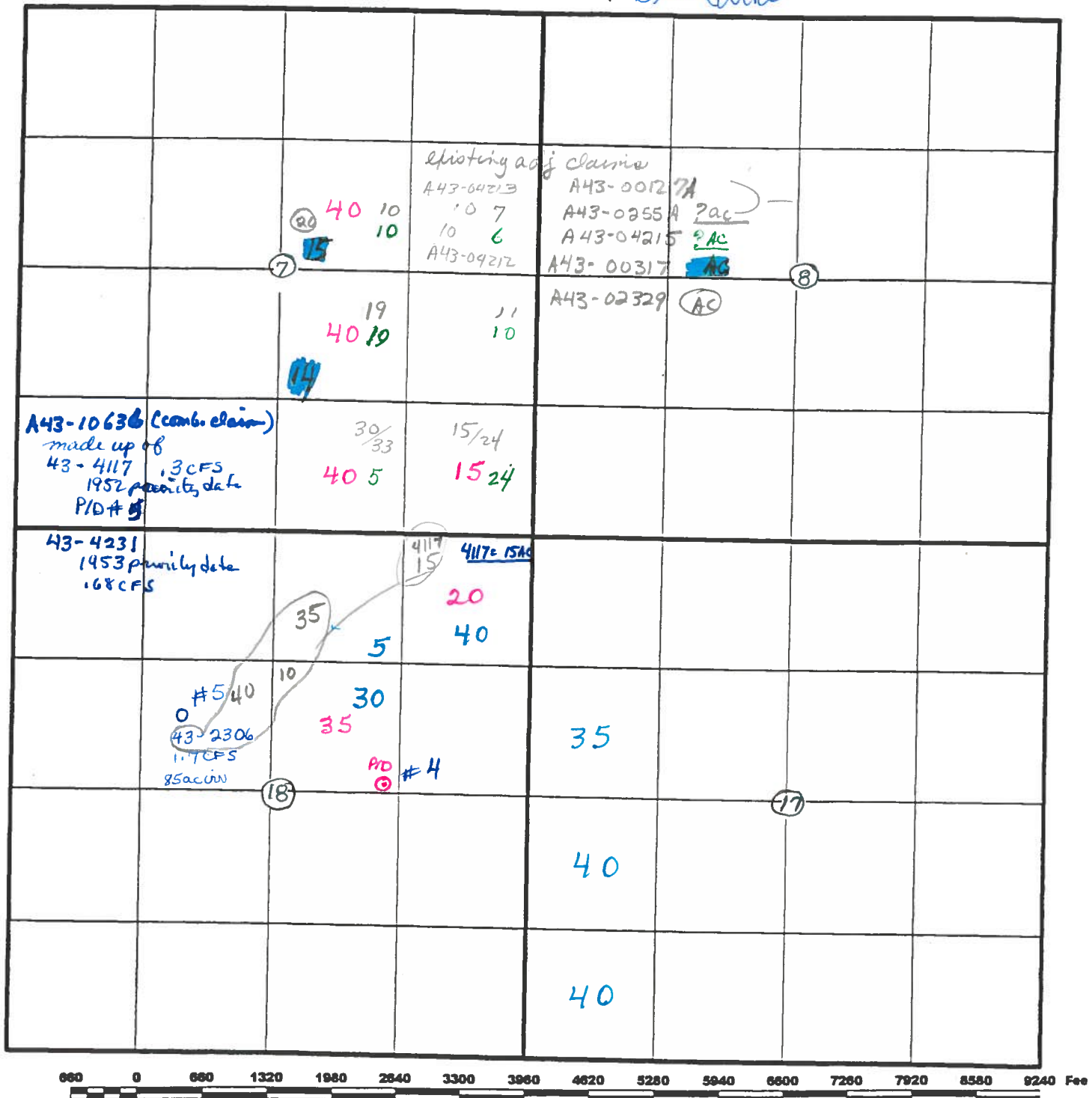
B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

IDAHO DEPARTMENT OF WATER RESOURCES

43-02424 Glen Burke



43-02424 licensed for:
 199 acres shown in pink above
 1 P/D Sec 18 SWNE
 system capacity = 3.14 CFS
 unrecorded transfer claimed as
 A43-02424
 all P/Ds.
 same rate, P/D shown in Blue
 above for 190 ac

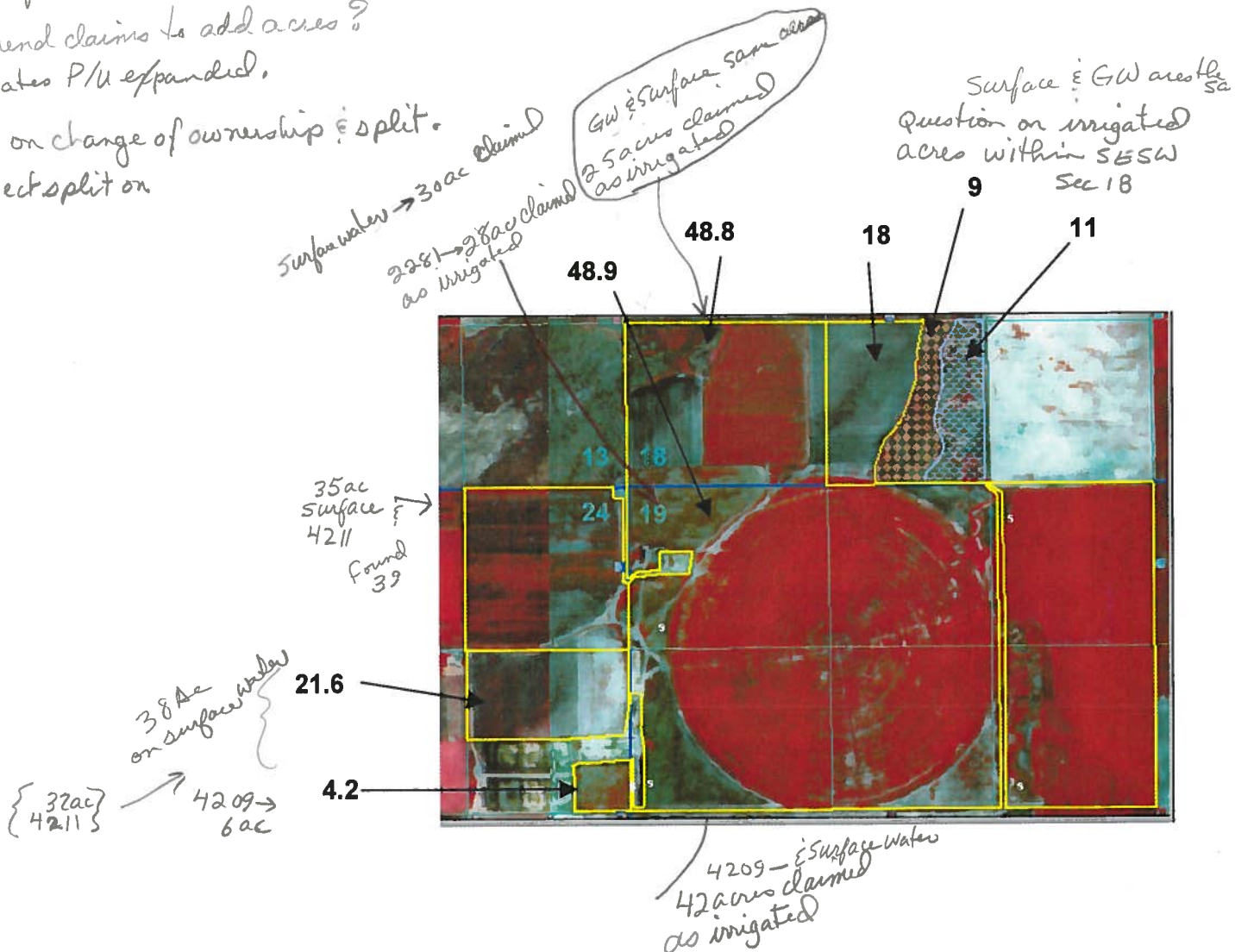
SD-0604-2 Township: 13S Range: 27E Section: 18 Tract: SESW

| S | L | STATE | O | S | Max # Records | 104 | | | |
|---|---------|-----------|-------------|---|---------------|--------------|------|------|------|
| E | O | Water | Name | W | T | Priority Use | | | |
| L | Tract T | Right No. | Last, First | N | AC | G | Date | Code | Desc |

| | | | | | | | | |
|------|------------|---------------|---|----|---|------------|----|-----|
| SESW | A43-00031 | KUNAU, GLEN R | C | 15 | D | 05/31/1874 | 01 | IRR |
| SESW | A43-10554 | KUNAU, GLEN R | C | 15 | D | 04/01/1883 | 01 | IRR |
| SESW | A43-00144B | KUNAU, GLEN R | C | 15 | D | 03/31/1886 | 01 | IRR |
| SESW | A43-02281 | KUNAU, GLEN R | O | 15 | L | 08/07/1940 | 01 | IRR |

= GROUNDWATER (also 4209 & 4211)
 = RAFT RIVER
 = CASSIA CREEK

- When was this system tied together?
 - Surface water right claimed as a common PP/U.
 - Amend claims to add acres?
new Dates P/U expanded.
 - Q on change of ownership & split.
Effect split on
1. need to get acres correct in QQs



Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Colored QQs = decreed P/u for
 43-00144 43-00143
 43-00031 (claimed as)
 A43-10554

26E | 27E



 = 4210

177 = 43-00031

(Ace) = found in acres.

168 = 43-00143 (AKA 10554)

160 = 43-00144

Last Name _____

Ident No. _____

Copies: White-State, Yellow-Claimant

Decreed P/4
43-144
Source Cassia Cr



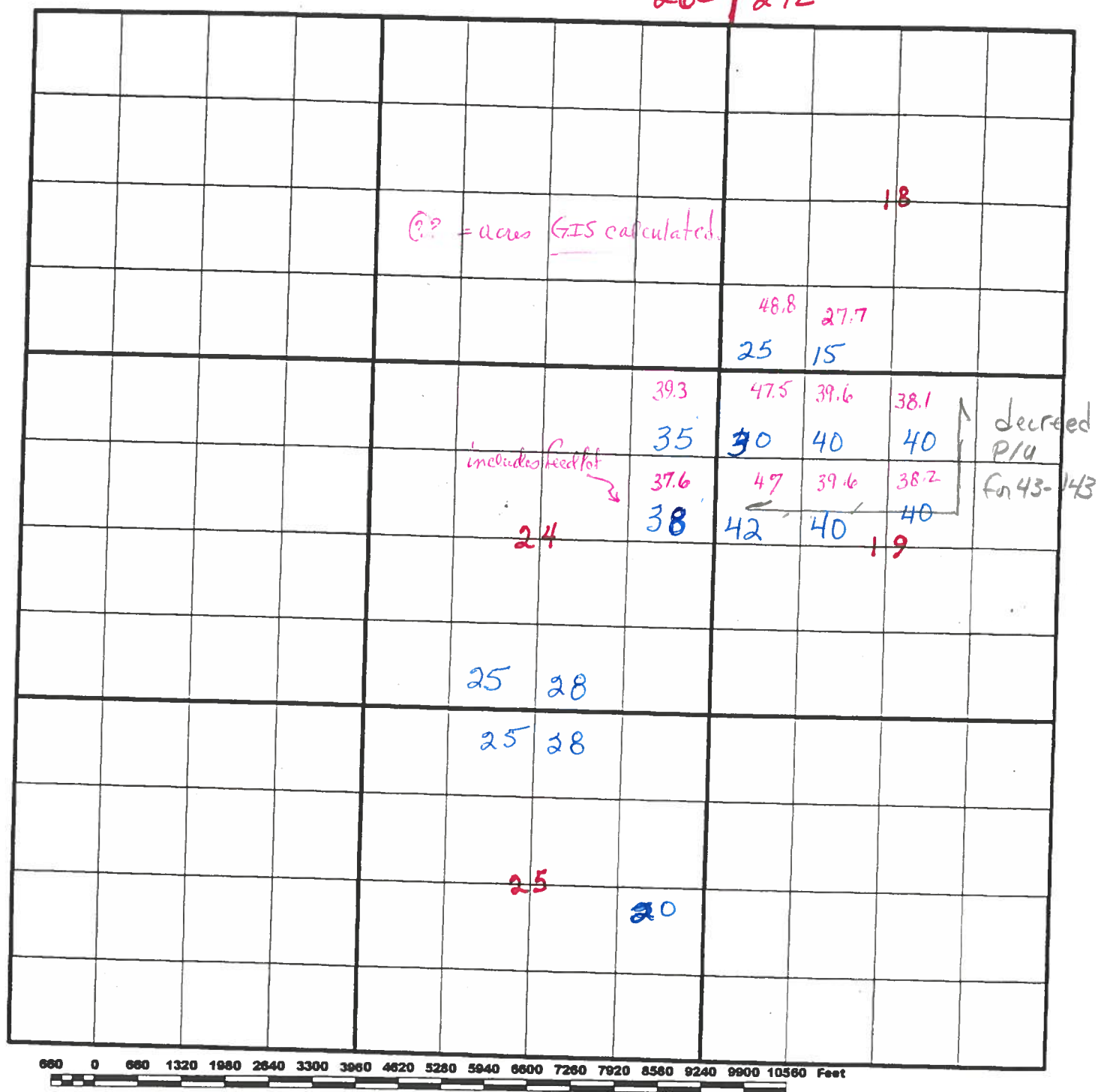
43-04210
Raft river water
Partial overlap.

1. P/D claimed in Sec 19 SWSW 1/4
 - a) how way/water delivered to Sec 25 and S 1/2 of sec 24?
 - b) still being done?

Decreed P/4 43-0043
Raft river
claimed as 43-10554

IDAHO DEPARTMENT OF WATER RESOURCES

26E | 27E



43-144B - 471 ac 0.90 CFS (3-31-86) (13S, 26E, 24 NW NENW) ^{P/D} Cassida Cr
 43-31 " 0.80 CFS (3-31-74) " "
 43-10554 " 3.40 CFS (4-1-83) (18S, 27E, 19 SW NWNW) R-R. Basin unit.

Rod Hall

43-00015 → 43-00029 plans to file for his "share" of
- 43-00030 (combined & renumbered to A43-10798 & claimed
by Pierce)

A43-00031 - working on getting O/C straightened out w/ Kure
- 43-00032 (combined & renumbered to A43-10798 & claim
by Pierce)

(A43-10554) ^{renumber to →} 43-00143 not claimed in AJ? W R James Hitt
A43-00144B - working on getting O/C straightened out w/ Kure
A43-00145 Hall

A43-00324 Hall

- 43-00443 (combined & renumbered to A43-10798 & claimed
by Pierce)

A43-02281 Hall

A43-02306A Hitt (needs O/C) [EF has]

A43-02373 Hall

A43-02424 Hall

A43-04119 Hall (affidavit submitted)

A43-04120 Hall (affidavit submitted)

A43-04121 Hall (affidavit submitted)

A43-04122 Hall (affidavit submitted)

→ 43-04129 not claimed in AJ? (no E/P)
A43-04209 Hall (affidavit submitted)

* A43-04210 will probably be split between Hall & Kurean (no E/P)

* A43-04211 Hall (no E/P)

A43-10636 Hall (combination of 43-04117, 43-04231 &
43-02306B) ^(affidavit submitted)
= 1.8825
9

15-72? still considering filing claims?

43-00030 & 43-00032 - look to see if transfer has been filed & accepted by DWR & when?

- may want to file claims for -00030 & -00032 & -0044
(get Quit claim from C-Bar? - are in process of purchasing from C-Bar - formerly Pierce - so may be moot point??...)

- look into transfer under -00030, see if original file in Bois has any documentation that they (Pierce) had owners of 00030, 00032, & 0043? - Kureaw says no!

- 00143 - has been claimed by Kureaw under -10554 and probably should be renumbered to -00143

^{13, 27, 19}
- lands in NW NW should be amended from 30 to ? and SW NW (2) from 42 to ?

* after J/K is straightened out w/ Kureaw (which will give Hall all of -00031, -00144R, -10554, & -04210 w/ & split w/ Hall & Kureaw) - purchased in '92 -

RK was "straightened out" in approximately '92?

ESW & Sect. 18 - see if claims for entire 40 Ac.?

- will probably need to amend claims (from Kureaw) to entire 40 acres or what is actually irrigated (Kureaw only claimed some med. ac. not some which were pasture)

✓ A.J. in NENW of Section 18 (Hall does not own)