

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: **A43-00155**
Date Received: 4/18/1989
Receipt No: S006894
Received By: _____

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

1. Name: LARRY EDWARDS 208-824-5583
Address: BOX 126
ALMO ID 83312
AND
Name: DORIS B EDWARDS 208-824-5583
Address: BOX 126
ALMO ID 83312

2. Date of Priority: APR 1, 1894

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	25E	6	NE	SW	NE		CASSIA

5. Description of diverting works:
VIA RICE-LESSY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.280		

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

8. Total consumptive use is 133.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	32	NW	NE		IRR	8.7
			SW	NE		IRR	8.7
			NE	NW		IRR	14.5
			SE	NW		IRR	12.5
						Section Acres	44.4
						Total Acres	44.4

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:

A43-00153, 00154, 00155, 02431

14. Remarks:

P. U. CONTAINS 44.5 AC; SEE DECREE.

** OWNERSHIP CHANGE MADE BASED UPON FORM 1409(7) AND WARRANTY DEEDS. KKC 7-18-1995.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.

Decree Plaintiff

JOBE ADAMS ET AL

vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: 11-29-1990

July 1995

LEGAL DESCRIPTION OF PROPERTY: Township 13 South Range 25 East
 Section 32, NORTH 1/4 of 1/4 of 1/4 Govt. Lot South BM.
 Lot , Block , Subdivision/Townsite

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: A43-00153 A45-00154 A43-00156 A4302431

[] Name and Address of Former Owner/Claimant(s)(Seller): FOREVER GREEN FARM
ELBA Idaho

[] New Owner/Claimant
(Purchaser): LARRY + DORIS B. EDWARDS

[] New Mailing Address: Box 126
ALMO Idaho 83312

[[New Telephone Number: (208) 824 - 5583

Does the change in ownership result in a splitting of the water right owned/claimed? X yes ___ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
ALL WATER EXCEPT 0.1 S.F. 1874 Dec 31

[] 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) Tammy Edwards Date 6-7-95
Dario B Edwards Date 6-7-95

[] 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

ORIGINAL
WARRANTY DEEDS
USED FOR OWNERSHIP
CHANGE ON 7-18-95
IN FILE A43-00154
KAC

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: A43-00155
Date Received: 4/18/1989
Receipt No: 5006894
Received By: AD~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FOREVERGREEN FARM, INC. 208-638-5512
Address: P.O. BOX 464
ELBA, ID 83326

2. Date of Priority: APR 01, 1894

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
14S	25E	6	NE	SW	NE		CASSIA

5. Description of diverting works:
VIA RICE-LESSY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.280		

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

8. Total consumptive use is 133.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	32	NW	NE		IRR	8.7
			SW	NE		IRR	8.7
			NE	NW		IRR	14.5

A43-00155

Page 1

Date: 04/18/89

COPY

MICROFILMED

MAR 02 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	32	SE	NW		IRR	12.5
Section Acres							44.4
Total Acres							44.4

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:
A43-00153, 00154, 00155, 02431

14. Remarks:
P. U. CONTAINS 44.5 AC; SEE DECREE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs

JOBE ADAMS ET AL
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: See Mr. A43-00153

For Organizations:

I do solemnly swear or affirm that I am Mgr. & Resp. Party of Title Forevergreen Farm, Inc., that I have signed the foregoing Organization document in the space below as Mgr. & Resp. Party of Title Forevergreen Farm, Inc. and that the statements contained in the foregoing document are true and correct.

Charles J. Hutchell
Signature of Authorized Agent

Mgr. & Resp. Party
Forevergreen Farm, Inc.
Title and Organization

4-18-89
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of April 19 89
Lee D. Menta
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/94

07/31/2002

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

RIGHT NUMBER: 43-155
NAME AND ADDRESS: LARRY EDWARDS
DORIS B EDWARDS
PO BOX 126
ALMO ID 83312

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER
QUANTITY: 1.28 CFS
PRIORITY DATE: 04/01/1894
POINT OF DIVERSION:

T14S R25E S6 NWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.280 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R25E S32	NWNE	8.0	T13S R25E S32	SWNE	5.7
T13S R25E S32	NENW	12.0	T13S R25E S32	SENE	11.0

36.7 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 36.7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.
43-153B, 43-154, 43-155, AND 43-2431.

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

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: Decreed

THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES
0.12 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION
AND THE FIELD HEADGATE. COMBINED RIGHT NOS. 43-153B, 43-154,
43-155, AND 43-2431.

WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.

RECEIVED

FEB 19 2002

Department of Water Resources
Southern Region

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 43-00155

(Insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

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

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

Name: Larry Edwards

Address: P.O. Box 126; Almo, ID. 83312

Name: Doris B. Edwards

Address: P.O. Box 126; Almo, ID. 83312

Name:

Address: ;

Name:

Address: ;

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: See attached

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):**

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

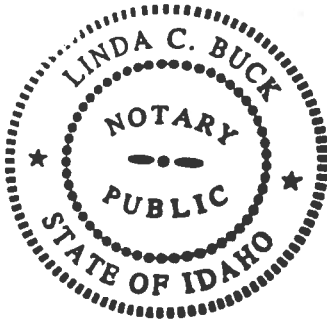
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Gary A. Madenford
(Signature of person filing objection)

Lane G. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 7, 2002
Linda C. Buck



Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

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 Feb. 8, 2002, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

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

Name: Larry Edwards

Address: P.O. Box 126; Almo, ID. 83312

Name: Doris B. Edwards

Address: P.O. Box 126; Almo, ID. 83312

Name:

Address: ;

Name:

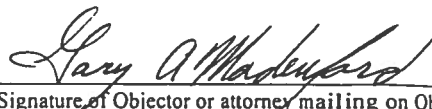
Address: ;

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

09/19/2001

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

RIGHT NUMBER: 43-155
NAME AND ADDRESS: LARRY EDWARDS
PO BOX 126
ALMO ID 83312

DORIS B EDWARDS
PO BOX 126
ALMO ID 83312

MIXED OWNERSHIP

**-THE PLACE OF USE IDENTIFIED BELOW
CONTAINS BOTH PRIVATE AND PUBLIC LANDS.
-CLARIFY THE POU SUCH THAT IT IS CLEAR
THAT ONLY PRIVATE LAND IS INTENDED.**

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 1.280 CFS

PRIORITY DATE: 04/01/1894

POINT OF
DIVERSION: T14S R25E S6 NWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.280 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R25E S32	NWNE	8.0	T13S R25E S32 <u>BLM PA-SWNE</u>	5.7
T13S R25E S32	NENW	12.0	T13S R25E S32	SENW 11.0

36.7 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 36.7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.
43-153B, 43-154, 43-155, AND 43-2431.

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

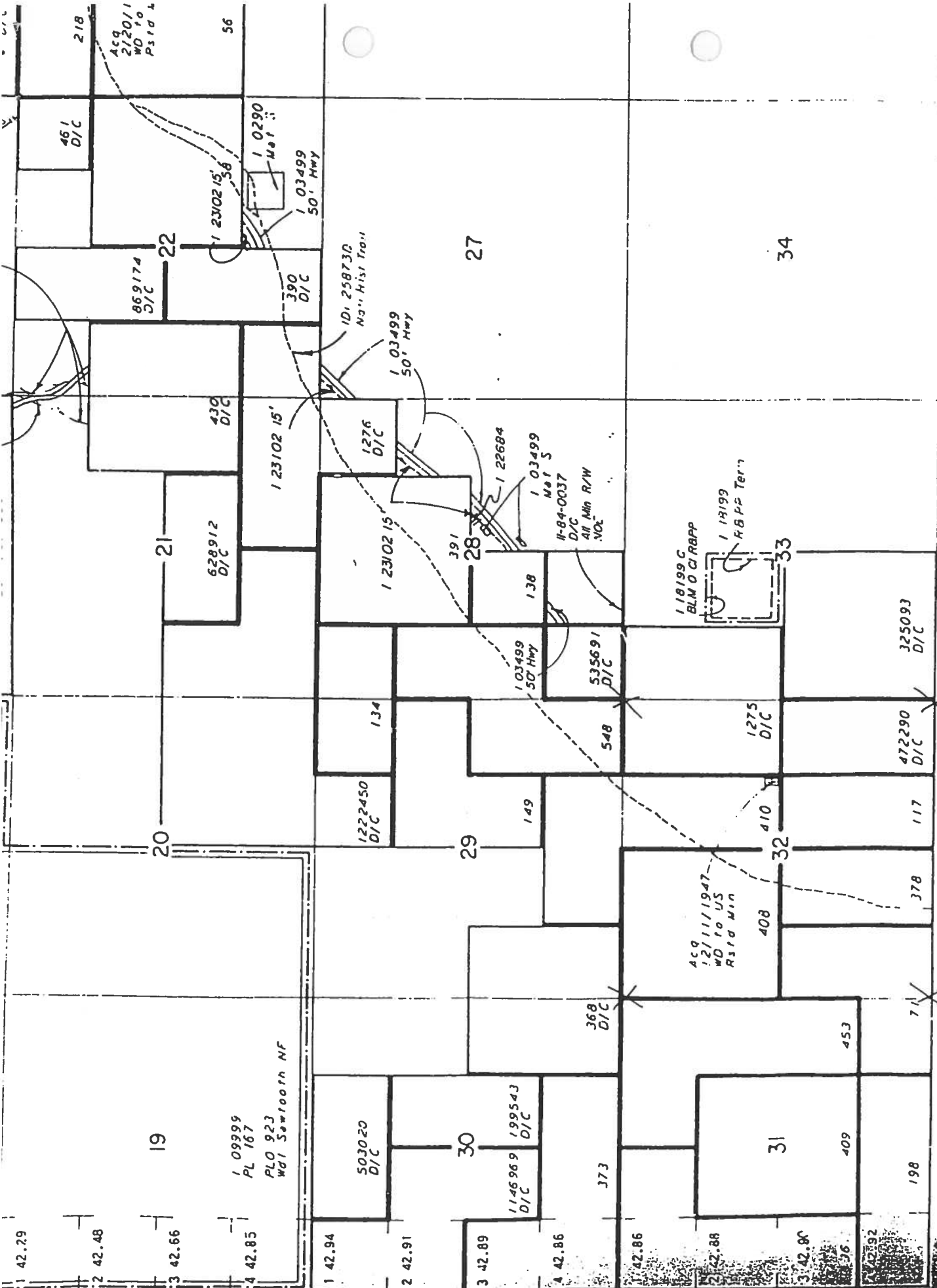
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.
THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES 0.12 CFS
FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE FIELD
HEADGATE. COMBINED RIGHT NOS. 43-153B, 43-154, 43-155, AND 43-2431.

**THE FOLLOWING REMARK INSERTED UNDER PLACE OF USE WOULD
ELIMINATE THE BLM'S OBJECTION**

**-THE USE OF WATER UNDER THIS RIGHT DOES NOT INCLUDE A USE ON
FEDERAL PUBLIC LAND**



T13S, R25E. Sec. 32

SCALE in Chains
0 10 20 30

This map is for
the purpose of showing
the location of the
land described herein

03/05/2001

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

RIGHT NUMBER: 43-155

NAME AND ADDRESS: DORIS B EDWARDS
LARRY EDWARDS
BOX 126
ALMO, ID 83312

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 1.28 CFS

VERIFIED BY: KKC

PRIORITY DATE: 04/01/1894

POINT OF DIVERSION: T14S R25E S6 NWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.28 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R25E S32	NWNE	8	T13S R25E S32	SWNE	5.7
T13S R25E S32	NENW	12	T13S R25E S32	SENE	11

36.7 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 36.7 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-153B, 43-154, 43-155, AND 43-2431.

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

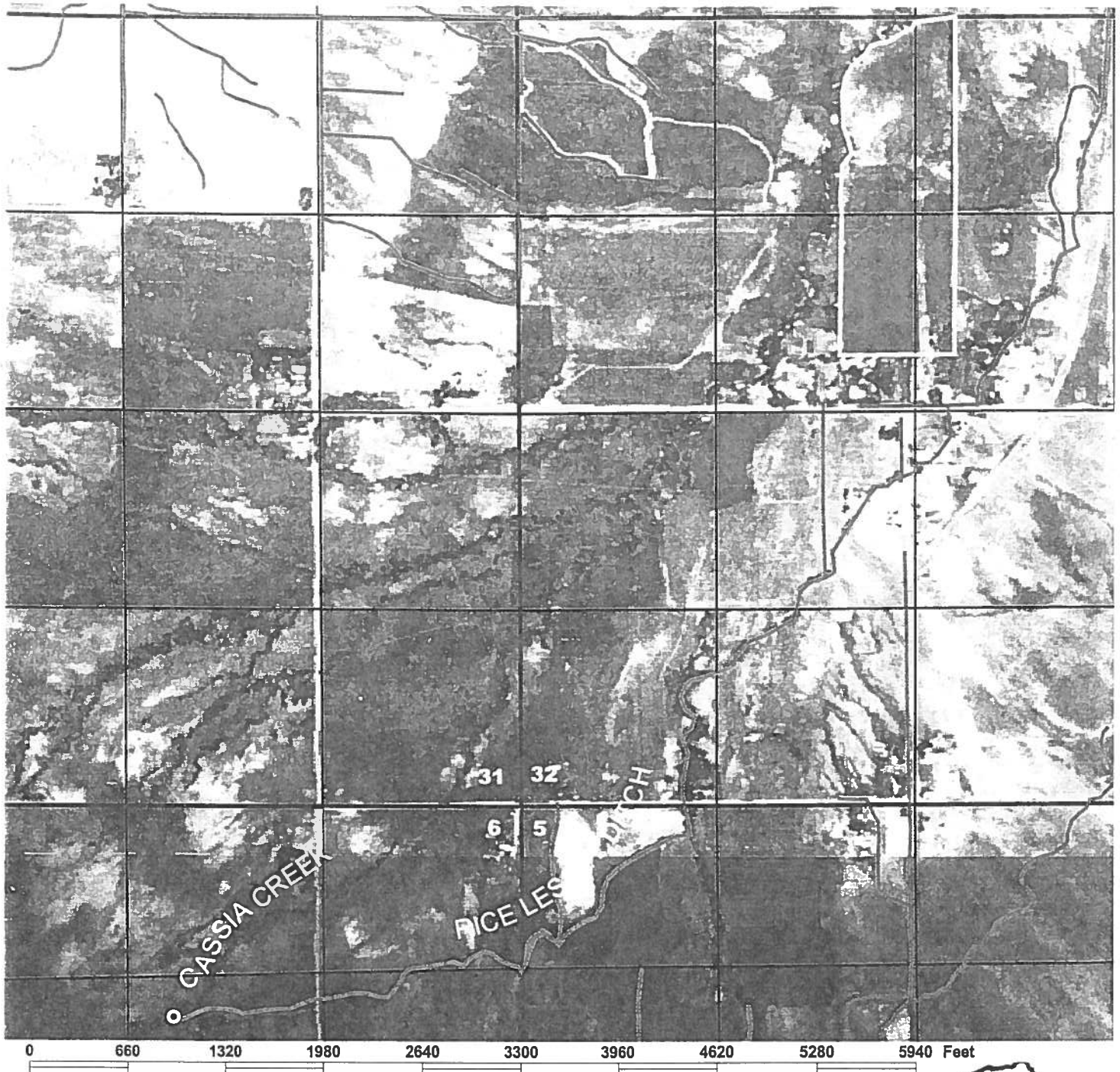
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NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES
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AND THE FIELD HEADGATE. COMBINED RIGHT NOS. 43-153B, 43-154,
43-155, AND 43-2431.

WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.

**RECOMMENDED PLACE OF USE FOR
43-153B, 43-154, 43-155, and 43-2431**



PLACE OF USE

TWP 13S, RNG 25E, SEC 32

Data entry on Sept 13, 2000

⊙ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE



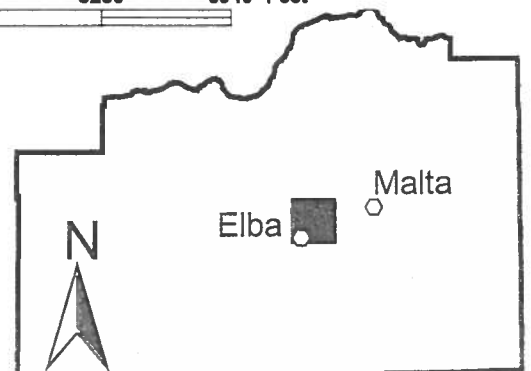
SECTION LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION

1987/1988 NAPP AERIAL PHOTOGRAPHY

DATA ENTRY BY KELLY K CHRISTENSEN





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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 18, 1995

LARRY EDWARDS
BOX 126
ALMO ID 83312

RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS A43-00154, A43-00155,
A43-00156, AND A43-02431 CHANGE OF OWNERSHIP AND
SPLIT OF RIGHT A43-00153

Dear Mr Edwards

Enclosed are your copies of the above listed claims as changed based upon form 1409(7) and copies of the warranty deeds that specify 0.01 S.F. of 1874, DEC 31 water being retained by Mr Twitchell. Please review these claims to verify the data entry changes are correct.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 18, 1995

CHARLES TWITCHELL
PO BOX 464
ELBA ID 83326

RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS A43-00154, A43-00155,
A43-00156, AND A43-02431 CHANGE OF OWNERSHIP AND
SPLIT OF RIGHT A43-00153

Dear Mr Twitchell

Enclosed are copies of the above listed claims as changed based upon form 1409(7) and copies of the warranty deeds that specify 0.01 S.F. of 1874, DEC 31 water being retained by you. Please review these claims to verify the data entry changes and that these claims were intended to be conveyed to the new owner as split or changed.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures