

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: **A43-00154**
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 30, 1877

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	0.400		

7. Total Quantity Appropriated is:
0.400 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

JUN 9 1995

LEGAL DESCRIPTION OF PROPERTY: Township 13 South Range 25 East Section 32, NORTH EAST 1/4 of 1/4 of 1/4 Govt. Lot 1 Block 1 Subdivision/Townsite 1
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Southern Region

- ☐ 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: A49-00153 A49-00154 A49-00156 A4302431
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): A FOREVER GREEN FARM
ELBA IDAHO
- ☐ New Owner/Claimant (Purchaser): LARRY & DORIS B. EDWARDS
- ☐ New Mailing Address: BOX 126
ALMO IDAHO 83312
- ☐ New Telephone Number: 608 1824 - 5583
- ☐ 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:
ALL WATER EXCEPT 0.01 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): Larry Edwards Date 6-7-95
Doris 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

211042

Indexed
WARRANTY DEED

THIS INDENTURE, made this 2nd day of November, 1990,
between

Charles L. Twitchell and
Anita H. Twitchell, his wife and MELBA R. JONES
Box 464
Elba, Idaho 83326

(hereinafter referred to as "Grantors"), and

Larry K. Edwards and
Doris B. Edwards, his wife
Almo, Idaho 83312

(hereinafter referred to as "Grantees").

WITNESSETH, that Grantors, for and in the sum of TEN (\$10.00) DOLLARS, lawful money of the United States of America, and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto Grantees forever all of the following described real property situated in Cassia County, State of Idaho, to-wit:

Parcel No. 1.

Township 13 South, Range 25 East of the Boise Meridian,
Cassia County, Idaho 2178

Section 32: Beginning at a point 132 rods East of the Northwest corner of said Section 32; Thence South 160 rods to the South boundary line of the NW 1/4 of said Section 32; Thence East 28 rods more or less to the Southeast corner of said NW 1/4; Thence North 160 rods to the Northeast corner of said NW 1/4; Thence West 28 rods more or less to The Point of Beginning. 2640'

EXCEPTING THEREFROM, the following described tract:
Beginning at the Southeast corner of the NW 1/4 which is also known as the legal center of said Section 32; Thence West 28 rods more or less to a boundary fence

Hepworth Property

running northerly from the South boundary of said NW 1/4 of Section 32 which is The True Point of Beginning; Thence North along said boundary fence for 20 rods; Thence East 16 rods; Thence South 20 rods; Thence West 16 rods to The True Point of Beginning.

Parcel No. 2:

Township 13 South, Range 25 East of the Boise Meridian, Cassia County, Idaho

.20cfs

Section 32: Beginning at the Northwest corner of the NE 1/4 of said Section 32; Thence East 17.5 rods; Thence South 160 rods to the South boundary line of said NE 1/4; Thence West 17.5 rods to the Southwest corner of said NE 1/4; Thence North 160 rods to The Point of Beginning.

.44cfs

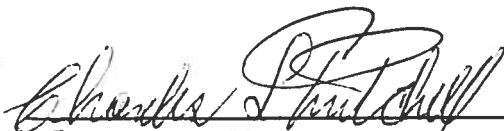
Together with ten inches of the waters of Cassia Creek as decreed by the District Court of the Fourth Judicial District and dating from December 31, 1874, also twenty-two inches of the waters of South fork of Cassia Creek as decreed by the District Court of the Fourth Judicial District and dating from the 30th day of April, 1877.

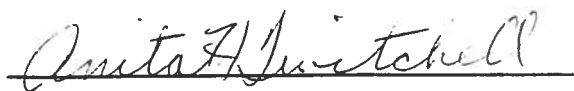
Together with all water and water rights, ditches and ditch rights, improvements, hereditaments and appurtenances thereto, however evidenced, and subject to all easements, rights-of-way and encumbrances of record or established by user with respect thereto, all covenants and restrictions, applicable building and zoning ordinances, use regulations and restrictions.

TO HAVE AND TO HOLD, ALL and singular the above mentioned and described real property unto the Grantees forever.

Grantors shall and will warrant and by these presents, forever defend the said property in the quiet and peaceable possession of the Grantees against all claims and demands of Grantors and every other person whomsoever.

IN WITNESS WHEREOF, Grantors have hereunto signed their name the day and year first above written.


Charles L. Twitchell


Anita H. Twitchell

NOTARY

STATE OF IDAHO

COUNTY OF CASSIA

On this 2nd day of November, 1990, before me, the undersigned Notary Public, personally appeared Charles L. Twitchell, Anita H. Twitchell, and Melba R. Jones, known to me to be the person^s whose names are/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 first above written.

Renee Smyer
Notary Public for the State of Idaho
Residing at Albion, ID
My commission expires 7/11/93

RECORDED THE REQUEST OF
FILM 222
DEC 17 10 46 AM '90
CASSIA COUNTY, IDAHO
FRANK B. KEARNS
REC'D REC'D
FEE 2- DEPUTY 120

211042

31

ALL

90

Kippling

State of Idaho)

County of Cassia)

I, Katherine E. Adams, a notary public, do certify than on the 7th day of June, 1995,
I carefully compared the attached copy of Warrenty Deed dated 2nd day of
November, with the orignal, and that it is a ture, exact, complete, and unaltered
copy made by me Katherine E. Adams.



Katherine E. Adams

NOTARY PUBLIC

Residing at Albion, Idaho

My commission expires 10-1-99

211043

Indexed

WARRANTY DEED

THIS INDENTURE, made this 29th day of November, 1990, by and between Larry K. Edwards and Doris B. Edwards, his wife of Almo, Cassia County, Idaho, (hereinafter referred to as "Grantors"); and

Melba R. Jones
Elba, Idaho 83326

Charles L. Twitchell and
Anita H. Twitchell, his wife

of Elba, Cassia County, Idaho, (hereinafter referred to as "Grantees").

WITNESSETH that Grantors, for and in consideration of the sum of ONE HUNDRED (\$100.00) DOLLARS, lawful money of the United States of America, and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto Grantees forever all of the following described real property situated in Cassia County, State of Idaho, to-wit:

Back to Twitchell { Township 13 South, Range 25 East of the Boise Meridian, Cassia County, Idaho
Section 32: Beginning at the Southeast corner of the NW 1/4 which is also known as the legal center of said Section 32; Thence West 28 rods more or less to a boundary fence running northerly from the South boundary of said NW 1/4 of Section 32 which is The True Point of Beginning; Thence North along said boundary fence for 20 rods; Thence East 33.5 rods; Thence South 20 rods; Thence West 33.5 rods to The True Point of Beginning.

Together with .01 S.F. 1874, Dec. 31, water and water rights, ditches and ditch rights, improvements, hereditaments and appurtenances thereto, however evidenced, and subject to all easements, rights-of-way and encumbrances of record or established by user with respect thereto, all covenants and restrictions, applicable building and zoning ordinances, use regulations and restrictions.

EXCEPTING THEREFROM, the following described tract:

Hepworth Property Beginning at the Southeast corner of NW 1/4 which is also known as the legal center of said Section 32; Thence West 28 rods more or less to a boundary fence running northerly from the South boundary of said NW 1/4 of Section 32 which is The True Point of Beginning; Thence North along said boundary fence for 20 rods; Thence East 16 rods; Thence South 20 rods; Thence West 16 rods to The True

Point of Beginning.

Reserving unto Grantors herein an easement for purposes of egress, ingress and regress described as follows:

Beginning at the Southwest (SW) corner of the Northeast Quarter (NE 1/4) of said Section 32; thence North 20 rods; thence East 20 feet; thence South 20 rods; thence West 20 feet to the point of beginning.

TO HAVE AND TO HOLD, All and singular the above mentioned and described real property unto the Grantees forever.

Grantors shall and will warrant and by these presents, forever defend the said property in the quiet and peaceable possession of the Grantees against all claims and demands of Grantor's and every other person whomsoever.

IN WITNESS WHEREOF, Grantors have hereunto signed their names the day and year first above written.

Larry K. Edwards
Larry K. Edwards

Doris B. Edwards
Doris B. Edwards

STATE OF IDAHO)
 : ss.
County of Cassia)

On this 29th day of November, 1990, before me, a Notary of Public for the STATE OF IDAHO, personally appeared Larry K. Edwards and Doris B. Edwards, known to me to be the persons who subscribed their names to the above and foregoing WARRANTY DEED as GRANTORS, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this day.

Renee Smoyer
Notary Public for Idaho
Residing at: Albion, Idaho.

RECORDED AT THE REQUEST OF
Larry K. Edwards
FILM 222
DEC 17 10 46 AM '91
CASSIA COUNTY, IDAHO
FRANK A. KEAPNS
RECORDER
FEE \$4.00 DEPUTY AK

Box 126
Albion, ID.
83312

211043

21 DEC 90

State of Idaho)

County of Cassia)

I, Katherine E. Adams, a notary public, do certify than on the 7th day of June, 1995,
I carefully compared the attached copy of Warrenty Deed dated 29th day of
November, with the orignal, and that it is a ture, exact, complete, and unaltered
copy made by me Katherine E. Adams.

Katherine E. Adams

NOTARY PUBLIC

Residing at Albion, Idaho

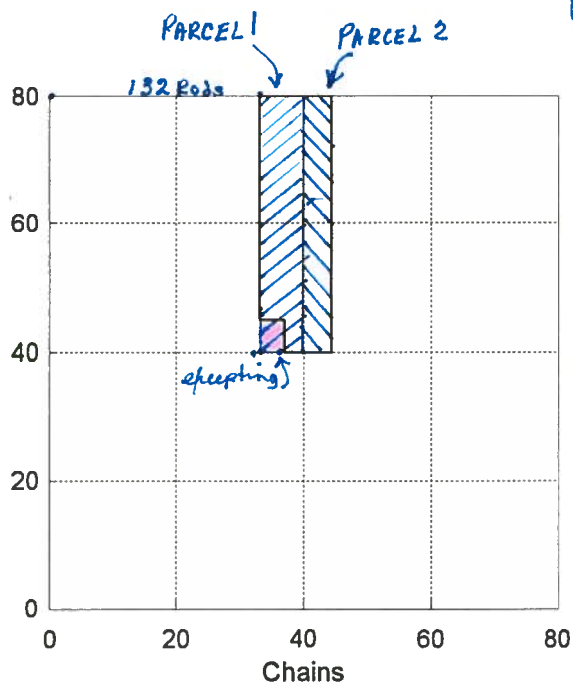
My commission expires 10-1-99



RIGHT: _____

CLAIMANT: Twitchell & Sons
↓
Edwards

METES & BOUNDS
Sec 32, T 13S, R 25E



Warranty deed 11-2-90
Twitchell (GRANTOR)
to
EDWARDS (GRANTEE)

06/21/95 09:39 AM

ACRES = 43.50

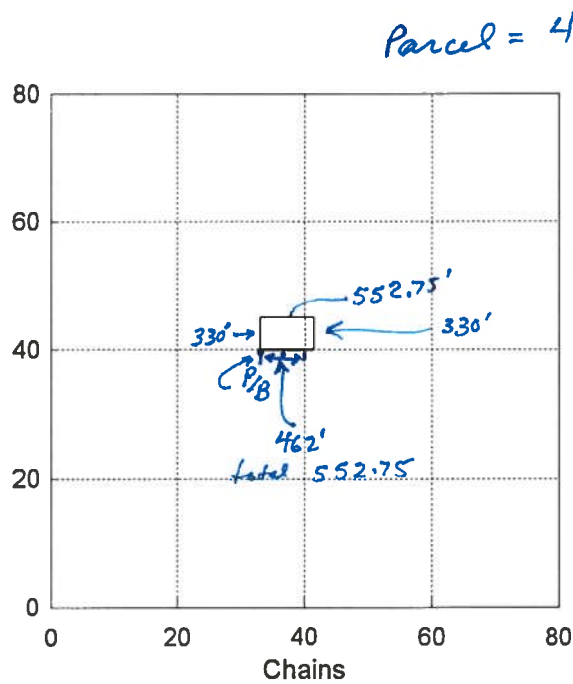
By: 

RIGHT: _____

CLAIMANT: _____

METES & BOUNDS

Sec __, T __, R __



06/21/95 10:49 AM

ACRES = 4.19

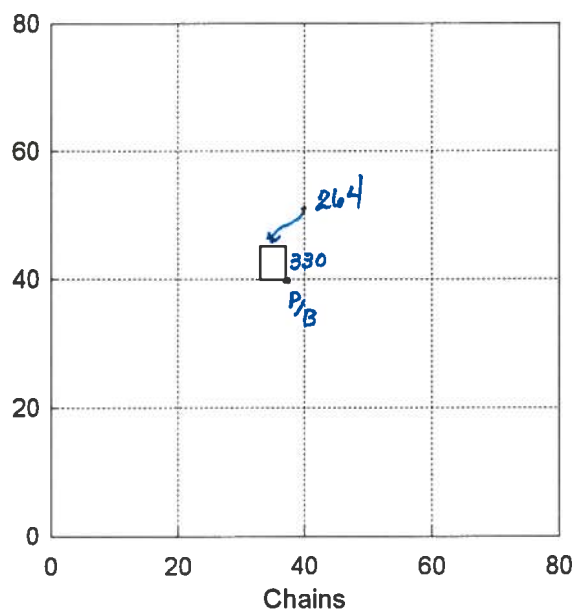
By: _____

RIGHT: _____

CLAIMANT: _____

METES & BOUNDS
Sec ____, T____, R____

PARCEL = 2 ACRES.



WARRANTY DEED 11-29-
EXCEPTING PARCEL

06/21/95 10:51 AM

ACRES = 2.00

By: _____

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: A43-00154
Date Received: 4/18/1989
Receipt No: 500689F
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 30, 1877

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	0.400		

7. Total Quantity Appropriated is:
0.400 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 of	Lot	Use	Acres
13S	25E	32	NW	NE		IRR	8.7
			SW	NE		IRR	8.7
			NE	NW		IRR	14.5

A43-00154

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 Mip 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 Mrg. & Resp. Party of Title

Forevergreen Farm, Inc. and that the statements contained in the Organization

foregoing document are true and correct.

Charles L. Hutchins
Signature of Authorized Agent

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

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

Joe D. [Signature]
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/92

07/31/2002

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

RIGHT NUMBER: 43-154

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

SOURCE: CASSIA CREEK

TRIBUTARY: RAFT RIVER

QUANTITY: 0.40 CFS

PRIORITY DATE: 04/30/1877

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	0.400 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.

Kc

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

Case No. 39576

)
)
)
)
)
)

A. Subcase 43-00154

(Insert water right number)

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)

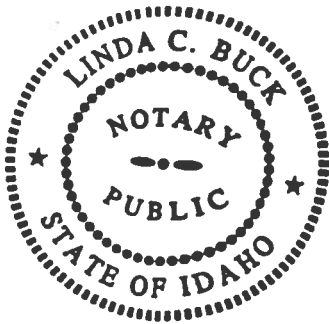
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Gary A. Madenford
(Signature of person filing objection)

Larry C. 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: 43-154
NAME AND ADDRESS: DORIS B EDWARDS
PO BOX 126
ALMO ID 83312

LARRY 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: 0.400 CFS

PRIORITY DATE: 04/30/1877

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	0.400 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R25E S32	NWNE	8.0	T13S R25E S32	NENW	12.0
T13S R25E S32	BLM/PT SWNE	5.7	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.

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**

TOWNSHIP 13 SOUTH RANGE 25 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY
BUREAU DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

INDEX TO SEGREGATED TRACTS	
TRACT NO.	ORIGINAL SURVEY
1	SEC 3
2	SEC 3
3	SEC 3
4	SEC 3
5	SEC 3
6	SEC 3
7	SEC 3
8	SEC 3
9	SEC 3
10	SEC 3
11	SEC 3
12	SEC 3
13	SEC 3
14	SEC 3
15	SEC 3
16	SEC 3
17	SEC 3
18	SEC 3
19	SEC 3
20	SEC 3
21	SEC 3
22	SEC 3
23	SEC 3
24	SEC 3
25	SEC 3
26	SEC 3
27	SEC 3
28	SEC 3
29	SEC 3
30	SEC 3
31	SEC 3
32	SEC 3
33	SEC 3
34	SEC 3
35	SEC 3
36	SEC 3

1. 09999 Dec 1st 1st of Gen. 1/1/1933
completing 1/1/1932. All of surface upon 2x U.S.
excluding

1. 09999 A 1 Sec 8 - 3x Gen

1. 09999 A 2 Sec 8 - 3x Gen

1. 09999 A 3 Sec 8 - 3x Gen

1. 09999 A 4 Sec 8 - 3x Gen

1. 09999 A 5 Sec 8 - 3x Gen

1. 09999 A 6 Sec 8 - 3x Gen

1. 09999 A 7 Sec 8 - 3x Gen

1. 09999 A 8 Sec 8 - 3x Gen

1. 09999 A 9 Sec 8 - 3x Gen

1. 09999 A 10 Sec 8 - 3x Gen

1. 09999 A 11 Sec 8 - 3x Gen

1. 09999 A 12 Sec 8 - 3x Gen

1. 09999 A 13 Sec 8 - 3x Gen

1. 09999 A 14 Sec 8 - 3x Gen

1. 09999 A 15 Sec 8 - 3x Gen

1. 09999 A 16 Sec 8 - 3x Gen

1. 09999 A 17 Sec 8 - 3x Gen

1. 09999 A 18 Sec 8 - 3x Gen

1. 09999 A 19 Sec 8 - 3x Gen

1. 09999 A 20 Sec 8 - 3x Gen

1. 09999 A 21 Sec 8 - 3x Gen

1. 09999 A 22 Sec 8 - 3x Gen

1. 09999 A 23 Sec 8 - 3x Gen

1. 09999 A 24 Sec 8 - 3x Gen

1. 09999 A 25 Sec 8 - 3x Gen

1. 09999 A 26 Sec 8 - 3x Gen

1. 09999 A 27 Sec 8 - 3x Gen

1. 09999 A 28 Sec 8 - 3x Gen

1. 09999 A 29 Sec 8 - 3x Gen

1. 09999 A 30 Sec 8 - 3x Gen

1. 09999 A 31 Sec 8 - 3x Gen

1. 09999 A 32 Sec 8 - 3x Gen

1. 09999 A 33 Sec 8 - 3x Gen

1. 09999 A 34 Sec 8 - 3x Gen

1. 09999 A 35 Sec 8 - 3x Gen

1. 09999 A 36 Sec 8 - 3x Gen

1. 09999 A 37 Sec 8 - 3x Gen

1. 09999 A 38 Sec 8 - 3x Gen

1. 09999 A 39 Sec 8 - 3x Gen

1. 09999 A 40 Sec 8 - 3x Gen

1. 09999 A 41 Sec 8 - 3x Gen

1. 09999 A 42 Sec 8 - 3x Gen

1. 09999 A 43 Sec 8 - 3x Gen

1. 09999 A 44 Sec 8 - 3x Gen

1. 09999 A 45 Sec 8 - 3x Gen

1. 09999 A 46 Sec 8 - 3x Gen

1. 09999 A 47 Sec 8 - 3x Gen

1. 09999 A 48 Sec 8 - 3x Gen

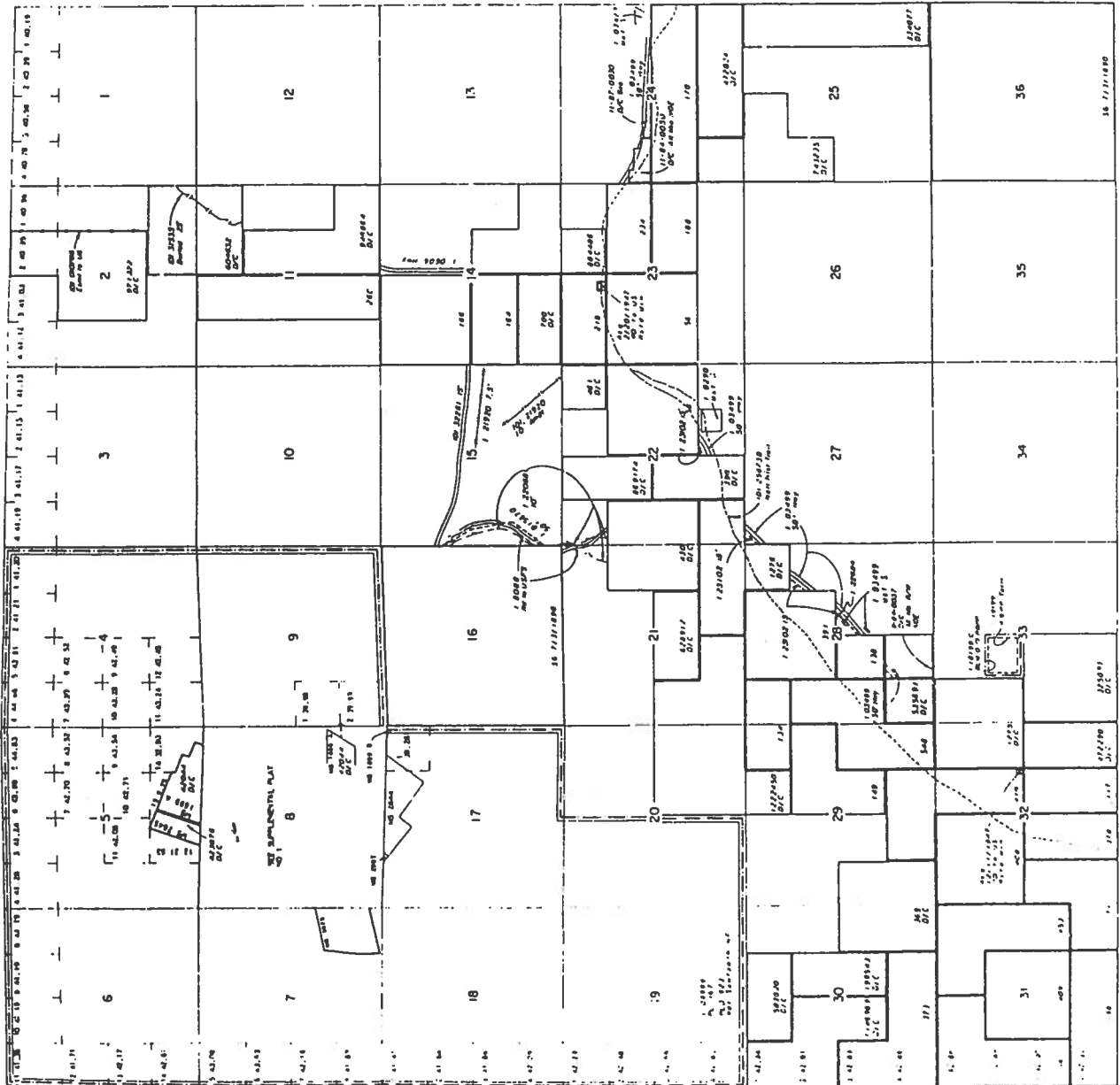
1. 09999 A 49 Sec 8 - 3x Gen

1. 09999 A 50 Sec 8 - 3x Gen

1. 09999 A 51 Sec 8 - 3x Gen

1. 09999 A 52 Sec 8 - 3x Gen

1. 09999 A 53 Sec 8 - 3x Gen



THE INFORMATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
DRAWAL ORDER.

SCALE in Chains
0 10 20 30 40 50

100

03/05/2001

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

RIGHT NUMBER: 43-154

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

SOURCE: CASSIA CREEK

TRIBUTARY: RAFT RIVER

QUANTITY: 0.4 CFS

VERIFIED BY KKC

PRIORITY DATE: 04/30/1877

POINT OF DIVERSION: T14S R25E S6

NWSWNE

Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
0.40 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R25E S32

NWNE

8

T13S R25E S32

NENW

12

T13S R25E S32

SWNE

5.7

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:

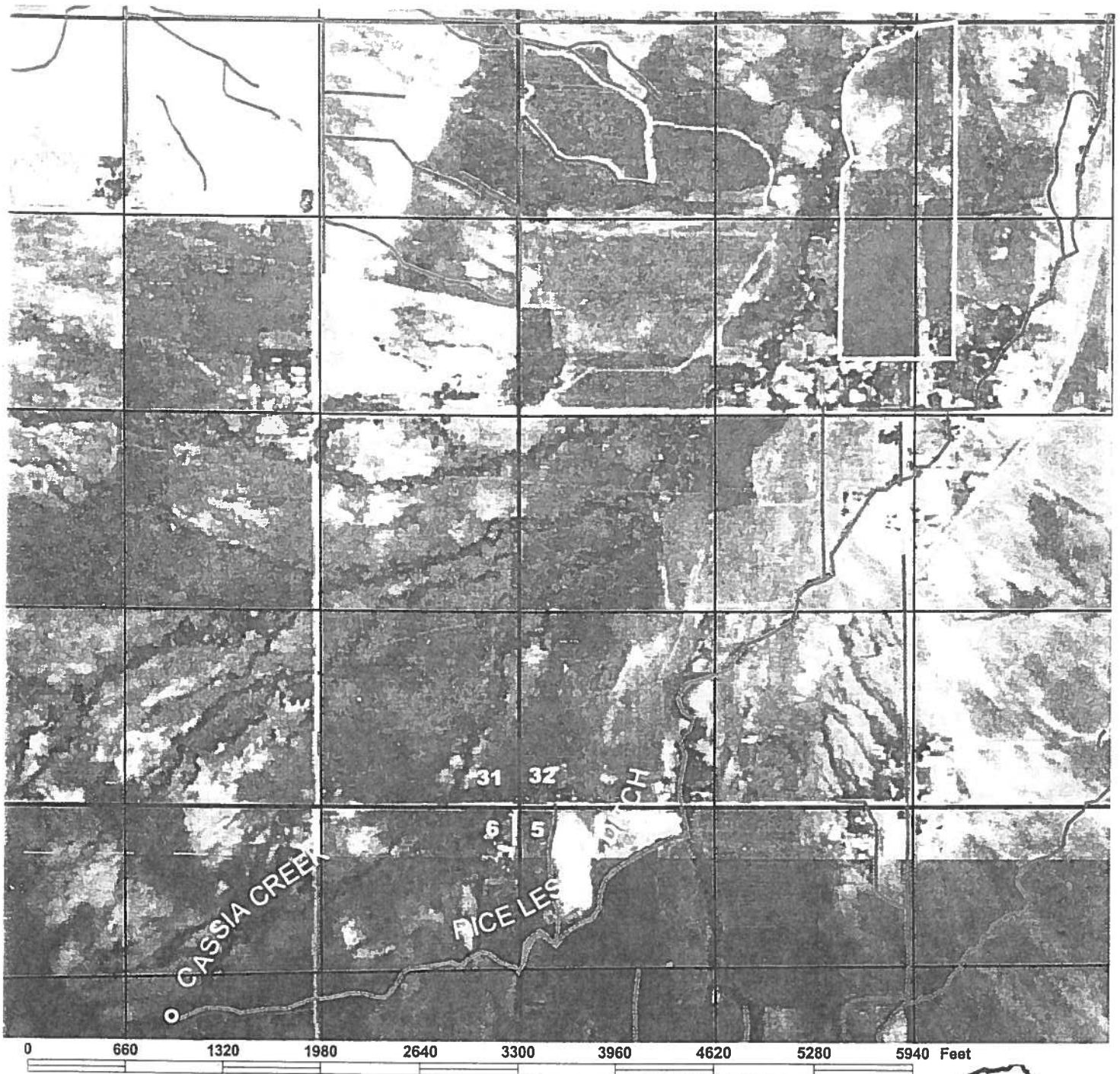
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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.

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



PLACE OF USE

TWP 13S, RNG 25E, SEC 32

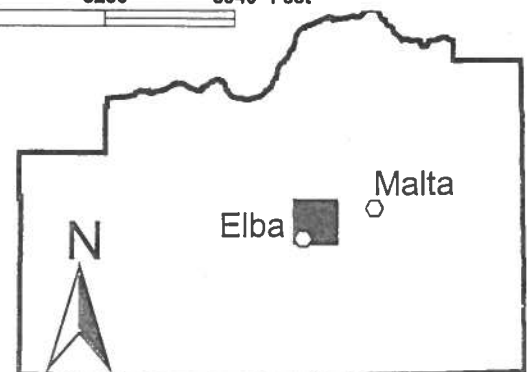
Data entry on Sept 13, 2000

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



CLAIM NUMBER

43-154 43-2431

DATE

TRANSFER NUMBER

43-155

AGENT

CLAIMED ACRE TOTAL 44.43-153BGIS ACRE TOTAL 36.

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	13S	25E	32		8.7	8.7		14.5			12.5									4.
GIS					8	5.7		12.4			10.9									
RECOM					8	5.7		12			11									3.
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

Sec 6N/WSWNE Rice Lesseyditch

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

43-00153B Edwards

SCALE 1" = 330'

EN ^{N corner of Sec 32}
 ← SS →
 ← 2178' →

North corner
NE 1/4 of Sec 30

Parcel 1
from warranty deed
211042
Twitchell to
Eames

160R
2640'

QUIT CLAIM
DEED
AUG 23 - 1995
TWEED
with

~~AREA NOT
DEEDED BACK
TO TWITCHELL~~

TWITCH ends
 up with a parcel
 486.75' by 330'
 price 3.68Ac

ALL CROSS HATCHED
AREAS ARE PARCEL 1
OF 11-29 deed.
211043

20 R
330'

Kelly K. Christensen
prepared on 7-18-95

68AC 231

20 easement.

← 33.5R,
552.75'

HEP NORTH

2 Ac.

the exception
Both died

1000

← 16R →

264

CENT
OF
SECT



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

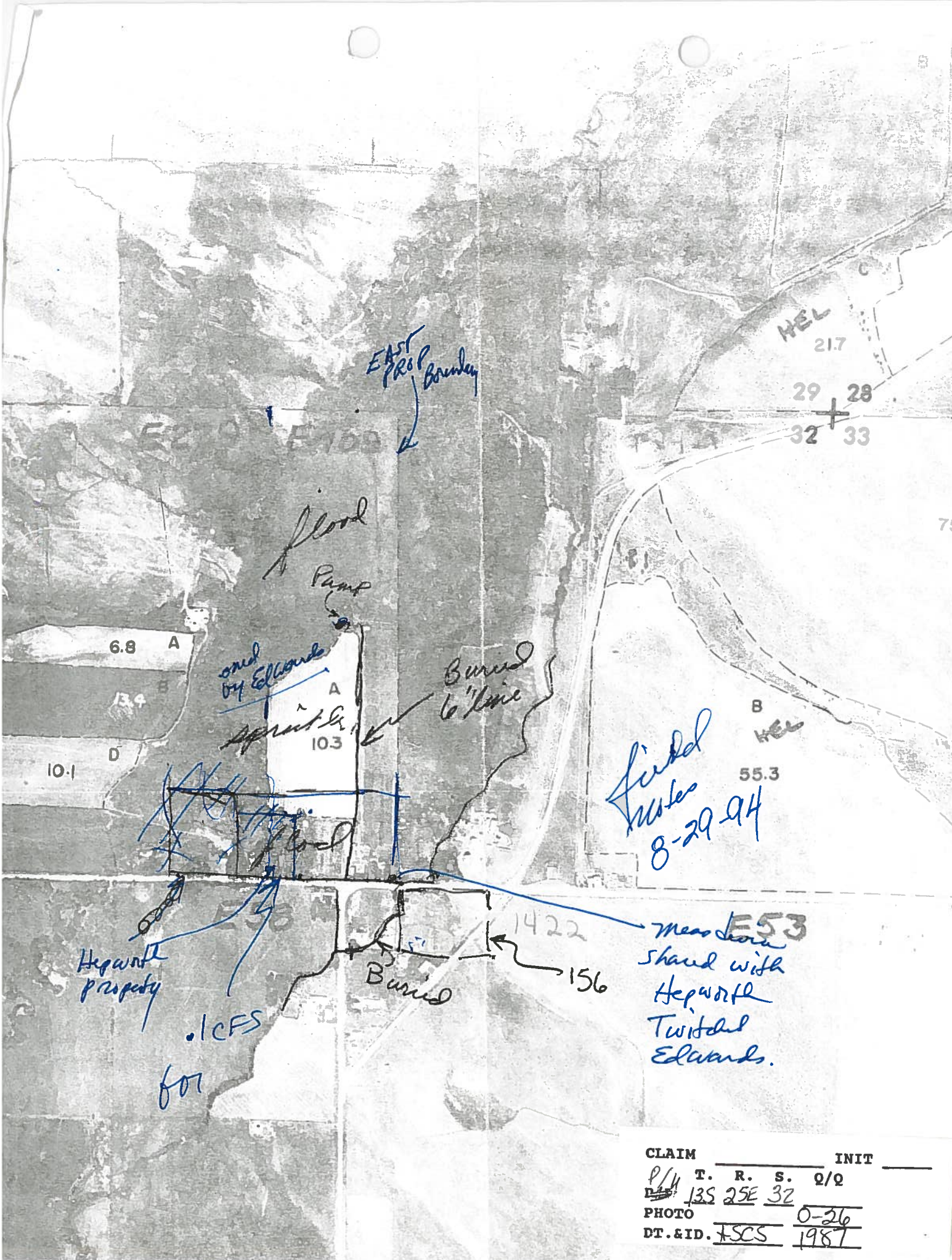
Dear Mr Twitchell

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



CLAIM	INIT			
P/H	T.	R.	S.	Q/Q
135	25E	32		
PHOTO	0-26			
DT. & ID.	15CS 1987			



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~CECIL D. ANDRUS~~
Governor PHILLIP E BATT

R. KEITH HIGGINSON
Director

May 9, 1995

LARRY EDWARDS
BOX 126
ALMO ID 83312

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

Dear Larry

Enclosed is a change of ownership form and a copy of the map showing the acres I found irrigated. I found 37 irrigated acres for the ground north of Mr Twitchell's fence and nearly 4 acres south of that fence. A proportionate split of those rights based upon 4/41 for Mr Twitchel and 37/41 for you would give the following amounts per claim.

CLAIM	CFS RATE	EDWARDS @ 37/41	TWITCHEL @ 4/41
A37-00153	0.20	0.18 CFS	0.02 CFS
A37-00154	0.40	0.36 CFS	0.04 CFS
A37-00156	<u>1.28</u>	<u>1.15 CFS</u>	<u>0.13 CFS</u>
TOTAL	1.88	1.69 CFS	0.19 CFS

Analyzing the total diversion rate for Cassia Creek water I find that it was decreed at ≈ 0.046 cfs/acre. This is slightly greater than two inches to the acre.

I am assuming that all of A43-02431 will be changed into your name.

If Mr Twitchel does not sign the change of ownership form, you need to submit a warranty deed showing the division of property. You also indicated that there was an agreement between yourself and Mr Twitchel as to the division of the water. If so, please include that information.

If you have any questions please call me at this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

E55

2.1

10.1

6.8 A

10.3 A

37

4A

SCALE: 8" = 1 mile

CA = $\frac{1}{2} \times .009699 =$
43,560 *Planimeter measurement*
Ch = 0.009699 made 5-8-95

55.3

B

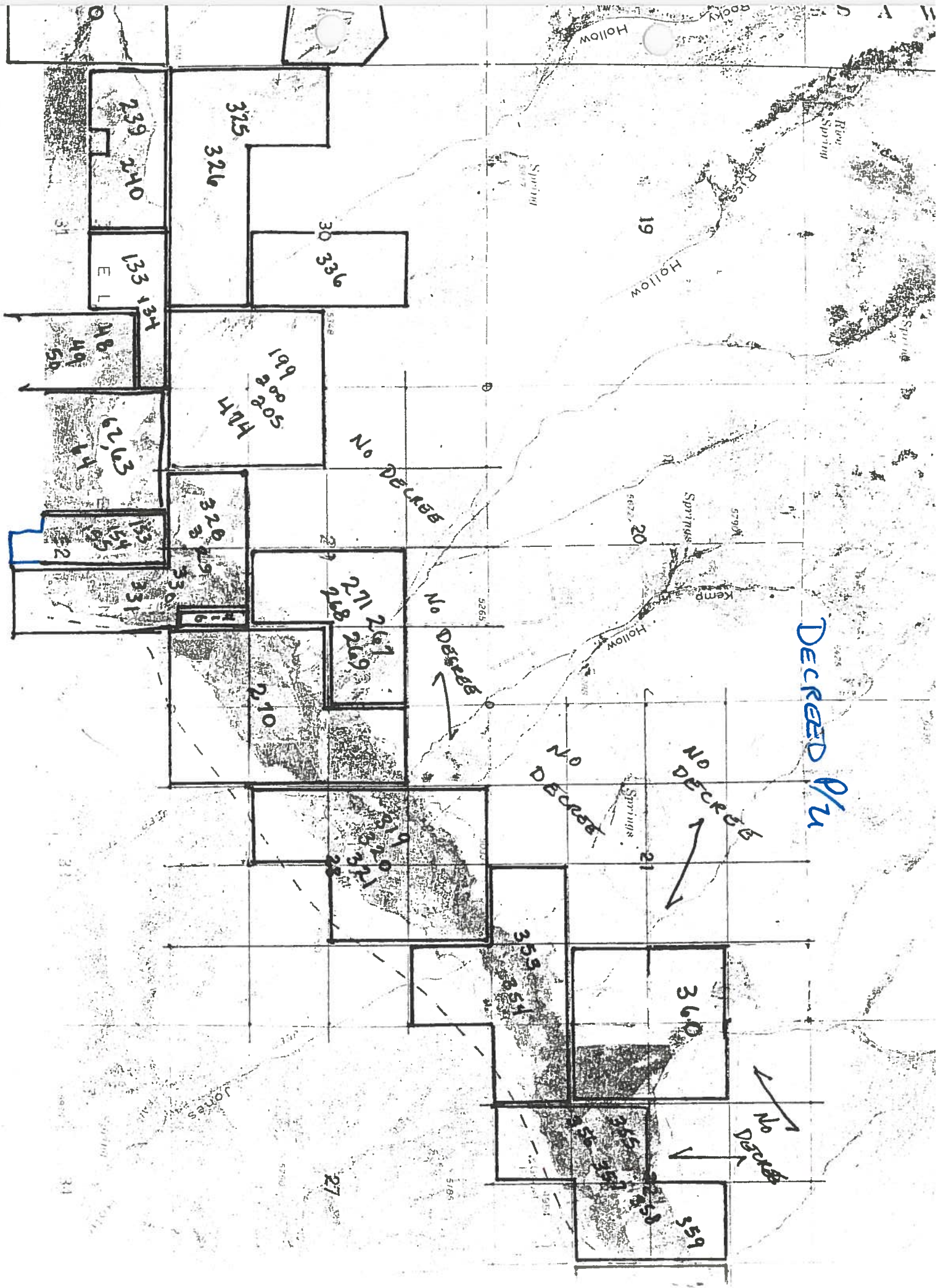
29 28
32 33

HE 217

23.5

75

E67



DECREED P/u

No DECREE

No DECREE

No DECREE

No DECREE

No DECREE