

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: A43-00191B

Date Received: 5/19/1989

Receipt No: M003650

Received By: Amended/jk

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JODEE WILLETT 208-645-2252  
Address: 2534 S 2400 E  
MALTA ID 83342  
OR  
Name: OLETA WILLETT 208-645-2252  
Address: 2534 S 2400 E  
MALTA ID 83342

2. Date of Priority: APR 1, 1910

3. Source: RAFT RIVER &/OR GROUNDWATER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14S      | 27E   | 32      | SE     | SE     | NW     |     | CASSIA |
|          |       |         | SW     | NW     | SW     |     | CASSIA |

5. Description of diverting works:

PUMP FROM RIVER TO MAINLINE TO HANDLINES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.200 |      |        |

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 14S           | 27E   | 29      | SE     | SW  |     | IRR | 20.0  |
|               |       |         | SW     | SE  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 60.0  |
| Total Acres   |       |         |        |     |     |     | 60.0  |

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:  
NONE

14. Remarks:

THIS IS A SPLIT OF 43-00191, AND REPRESENTS 1.5/4 OF THE 3.2 CFS.  
\*\*\*\*\*  
OWNERSHIP CHANGE FROM KERR TO WILLETT. 10/13/99 jr  
\*\*\*AMENDED CLAIM\*\*\*\*\*  
CLAIM AMENDED TO ADD OTHER WELL AND RAFT RIVER SURFACE WATER AS  
POINTS OF DIVERSION, WHICH ARE TIED TOGETHER IN SAME SYSTEM. (ONE  
WELL & THE RAFT RIVER POINT OF DIVERSION ARE BOTH LOCATED IN THE  
SWNWSW OF SECTION 32, T14S, R27E.) 3/27/00 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.  
Decree Plaintiff

JOBE ADAMS ET AL  
vs 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 \_\_\_\_\_ 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): Jodee Willett Date: 3-27-00  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this 27<sup>th</sup> day

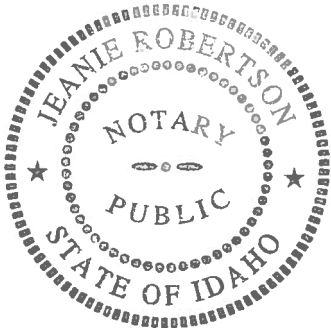
of March 20 00

Jeanie Robertson  
Notary Public

Seal

Residing at Twin Falls, Id.

My Commission Expires 9-23-2000



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: A43-00191B

Date Received: 5/19/1989

Receipt No: M003650

Received By: ownership change *JK*

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JODEE WILLETT 208-645-2252  
Address: 2534 S 2400 E  
MALTA ID 83342

OR

Name: OLETA WILLETT 208-645-2252  
Address: 2534 S 2400 E  
MALTA ID 83342

2. Date of Priority: APR 1, 1910

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14S      | 27E   | 32      | SW     | NW     | SW  |     | CASSIA |

5. Description of diverting works:  
PUMP FROM RIVER TO MAINLINE TO HANDLINES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.200 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 14S      | 27E   | 29      | SE     | SW  |     | IRR | 20.0  |

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 14S           | 27E   | 29      | SW     | SE  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 60.0  |
| Total Acres   |       |         |        |     |     |     | 60.0  |

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:  
NONE

14. Remarks:

THIS IS A SPLIT OF 43-00191, AND REPRESENTS 1.5/4 OF THE 3.2 CFS.  
\*\*\*\*\*  
OWNERSHIP CHANGE FROM KERR TO WILLETT. 10/13/99 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.  
Decree Plaintiff

JOBE ADAMS ET AL  
vs 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 \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 13 1999

Department 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).: 43-00191B  
 Adjudication Claim No(s).: A43-00191B
  
2. The following REQUIRED information must be submitted with this form:
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
  - OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
  
3. Name and Address of Former Owner/Claimant JAMES G. KERR JR.
  
4. New Owner/Claimant(s) Jodee Willett or OLETA Willett  
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or  
 New Mailing Address 2534 S. 2400E.  
 City, State and ZIP Code MALTA ID. 83342  
 New Telephone Number (208) 645-2252
  
5. Date you acquired the property 1997 & 1999
  
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) Jodee Willett  
 (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..

249756

WARRANTY DEED

THIS INDENTURE, made this 3<sup>rd</sup> day of June, 1997,  
between JEANNA REESE, Personal Representative of the ESTATE OF  
JAMES G. KERR, JR., ("Grantor"), and JODEE WILLETT and OLETA  
WILLETT, husband and wife, whose address is 2534 South 2400  
East, Malta, Idaho 83342, ("Grantee").

W I T N E S S E T H:

The Grantor for and in consideration of the sum of  
Ten Dollars (\$10.00), lawful money of the United States of  
America, and other good and valuable consideration, to the  
Grantor in hand paid by the Grantee, the receipt whereof is  
hereby acknowledged, has granted, bargained, and sold and by  
these presents does grant, bargain and sell, convey and confirm  
unto the Grantee, and to the heirs and assigns of Grantee  
forever, all of the following described real estate situated in  
the County of Cassia, State of Idaho, to-wit:

TOWNSHIP 14 SOUTH, RANGE 27 EAST, BOISE MERIDIAN

Section 29: The Southwest Quarter Southeast  
Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ) EXCEPTING therefrom a strip of  
land 2 rods wide across the North side, and also  
EXCEPTING therefrom a strip of land 2 rods wide  
across the West side.

SUBJECT TO: 1997 taxes, levies and  
assessments, easements of record, if any.

TOGETHER with all and singular the tenements,  
hereditaments and appurtenances thereunto belonging or in  
anywise appertaining, the reversion and reversions, remainder  
and remainders, rents, issues and profits thereof, and all

1 estate, right, title and interest in and to said property as  
2 well in law as in equity of the Grantor.

3 TO HAVE AND TO HOLD, all and singular the above-  
4 mentioned and described premises, together with appurtenances  
5 unto the Grantee and to the heirs and assigns of Grantee  
6 forever.

7 The Grantor shall and will warrant and by these  
8 presents will forever defend the said premises in the quiet and  
9 peaceable possession of the Grantee, and the heirs and assigns  
10 of Grantee against all and every person and persons whomsoever  
11 lawfully claiming the same, except as aforesaid.

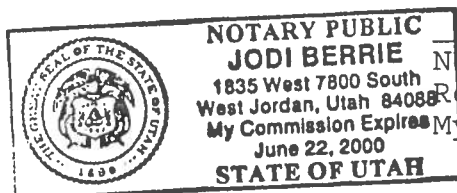
12 IN WITNESS WHEREOF, the Grantor has executed this  
13 Deed the day and year first above written.

14 ESTATE OF JAMES G. KERR, JR.

15 Jeanna Leigh Reese  
16 Personal Representative

17 STATE OF UTAH )  
18 ) ss  
19 County of Cassia )

20 On this 9<sup>th</sup> day of June, in the year 1997, before  
21 me, the undersigned, a Notary Public in and for said State,  
22 personally appeared JEANNA REESE, known or identified to me to  
23 be the person whose name is subscribed to the within instrument  
24 as the Personal Representative of the Estate of James G. Kerr,  
25 Jr., and acknowledged to me that she subscribed her name as  
26 Personal Representative.



27 Jodi Berrie  
28 Notary Public for Utah  
29 Residing at Shof Life Co.  
30 My Commission Expires: 6-22-2000

WARRANTY DEED

THIS INDENTURE, made this 17 day of August, 1999, between JEANNA REESE, Personal Representative of the ESTATE OF JAMES G. KERR, JR., ("Grantor"), and JODEE WILLETT and OLETA WILLETT, husband and wife, whose address is 2534 South 2400 East, Malta, Idaho 83342, ("Grantee").

W I T N E S S E T H:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE  
MERIDIAN, CASSIA COUNTY, IDAHO

Section 29: S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

SUBJECT TO: Accruing taxes, levies and assessments, and easements of record, if any.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as

1 well in law as in equity of the Grantor.

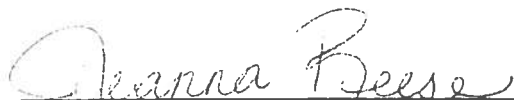
2 TO HAVE AND TO HOLD, all and singular the above-  
3 mentioned and described premises, together with appurtenances  
4 unto the Grantee and to the heirs and assigns of Grantee  
5 forever.

6 The Grantor shall and will warrant and by these  
7 presents will forever defend the said premises in the quiet and  
8 peaceable possession of the Grantee, and the heirs and assigns  
9 of Grantee against all and every person and persons whomsoever  
10 lawfully claiming the same, except as aforesaid.

11 Letters of Administration and Oath are recorded as  
12 Instrument No. 247040, in the office of the Cassia County  
13 Recorder, State of Idaho.

14 IN WITNESS WHEREOF, the Grantor has executed this  
15 Deed the day and year first above written.

16 ESTATE OF JAMES G. KERR, JR.

17   
18 Jeanna Reese, Personal  
19 Representative

20  
21 STATE OF UTAH )  
22 County of Salt Lake ) ss

23 On this 17th day of August, in the year 99,  
24 before me, the undersigned, a Notary Public in and for said  
25 State, personally appeared JEANNA REESE, known or identified to  
26 me to be the person whose name is subscribed to the within  
instrument as the Personal Representative of the Estate of

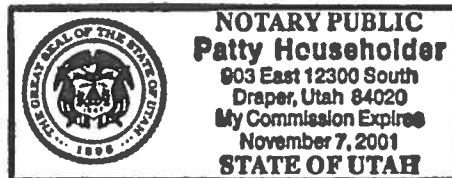
1 James G. Kerr, Jr, and acknowledged to me that she subscribed  
2 her name as such Personal Representative.

3 *Patty Householder*

4 Notary Public for Utah

Residing at *West Jordan*

My Commission Expires: *Nov 7, 2001*



CASSIA COUNTY, IDAHO  
DARRELL M. ROSKELLEY  
RECORDER  
FEE *9.00* DEPUTY *me*

RECORDED AT THE REQUEST OF  
LAND TITLE & ESCROW  
79 005 19 PM 1 20

264607

11009

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: A43-00191B  
Date Received: 5/19/1989  
Receipt No: 1003650  
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JAMES G. KERR, JR 801-967-5912  
Address: P.O. BOX 26773  
SALT LAKE CITY, UT 84126-0773

2. Date of Priority: APR 01, 1910

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14S      | 27E   | 32      | SW     | NW     | SW     |     | CASSIA |

5. Description of diverting works:  
PUMP FROM RIVER TO MAINLINE TO HANDLINES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.200  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use        | Acres |
|----------|-------|---------|--------|--------|-----|------------|-------|
| 14S      | 27E   | 29      | SE     | SW     |     | IRR        | 20.0  |
|          |       |         | SW     | SE     |     | IRR        | 40.0  |
|          |       |         |        |        |     | Section 29 | 60.0  |

10. Place of Use: Continued

Total Acres 60.0

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:  
NONE

14. Remarks:

THIS IS A SPLIT OF 43-00191, AND REPRESENTS 1.5/4 OF THE 3.2 CFS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

Decree Defendant

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

**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): James G. Korn Jr. Date: May 19, 1989  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Cassia ) SS.

Subscribed and sworn (or affirmed) before me this 19th day  
of May 19 89 Anna Baermeier  
Notary Public

Seal

Residing at Boise Idaho  
My Commission Expires 12/7 1994

443 00191B

MICROFILMED

MAR 02 1993



VERIFIED BY *8/4/2/01*

04/02/2001

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

RIGHT NUMBER: 43-191B  
NAME AND ADDRESS: JODEE WILLETT  
OLETA WILLETT  
2534 S 2400 E  
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.2 CFS  
WHEN COMBINED THE FOLLOWING RIGHT NOS. SHALL PROVIDE NO  
MORE THAN .02 CFS PER ACRE.: 43-00177B, 43-00191A, 43-00191B,  
43-02395, 43-02416, & 43-04111.

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T14S R27E S32 SWNWSW Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03-15 11-15          | 1.20 CFS        |

PLACE OF USE:

| <u>IRRIGATION Within CASSIA County</u> |      |    |               |      |    |
|----------------------------------------|------|----|---------------|------|----|
| T14S R27E S29                          | SWNE | 40 | T14S R27E S29 | SWSW | 40 |
| T14S R27E S29                          | SESW | 40 | T14S R27E S29 | NWSE | 40 |
| T14S R27E S29                          | SWSE | 39 | T14S R27E S32 | NENW | 40 |
| T14S R27E S32                          | NWNW | 35 | T14S R27E S32 | SWNW | 32 |
| T14S R27E S32                          | SENW | 38 | T14S R27E S32 | NWSW | 19 |

363 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 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 363 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 43-00177B, 43-00191A, 43-00191B, 43-02395,  
43-02416, & 43-04111.

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 Right 43-191B

VERIFIED BY

02/23/2001

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

RIGHT NUMBER: 43-191B

NAME AND ADDRESS: JODEE WILLETT  
OLETA WILLETT  
2534 S 2400 E  
MALTA, ID 83342

SOURCE: ~~GROUND WATER~~ (LAFT RIVER) TRIBUTARY: SNAKE RIVER

QUANTITY: 1.2 CFS

WHEN COMBINED THE FOLLOWING RIGHT NOS. SHALL PROVIDE NO  
MORE THAN .02 CFS PER ACRE.: 43-00177B, 43-00191A, 43-00191B,  
43-02395, 43-02416, & 43-04111.

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T14S R27E S32 SWNWSW Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------|---------------|----------|
| IRRIGATION     | 03-15 11-15   | 1.20 CFS |

PLACE OF USE:

| IRRIGATION Within CASSIA County |      |    |                       |
|---------------------------------|------|----|-----------------------|
| T14S R27E S29                   | SWNE | 40 | T14S R27E S29 SWSW 40 |
| T14S R27E S29                   | SESW | 40 | T14S R27E S29 NWSE 40 |
| T14S R27E S29                   | SWSE | 39 | T14S R27E S32 NENW 40 |
| T14S R27E S32                   | NWNW | 35 | T14S R27E S32 SWNW 32 |
| T14S R27E S32                   | SENW | 38 | T14S R27E S32 NWSW 19 |

363 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 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 363 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 43-00177B, 43-00191A, 43-00191B, 43-02395,  
43-02416, & 43-04111.

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

43-00177B, 43-00191A, 43-00191B,  
43-02395, 43-02416, & 43-04111



0 1320 2640 Feet

RECOMMENDED PLACE OF USE  
DATA ENTRY ON FEB. 23, 2001  
TWP 14S, RNG 27E, SEC. 29 & 32

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

- A43-00177B 5/24/1909 4.63 cfs 235 Ac.

- limited to recommended acres in 4 tracts which were part of original decedent POA = 126 Ac.
- diversion rate =  $126 \times .02 = 2.52$  cfs

R43-00177B 5/24/1909 2.52 cfs 126/363 ppa

- A43-00191A 4/1/1910 2 cfs 100 Ac.

- recommended acres same as claimed
- diversion rate okay

R43-00191A 4/1/1910 2 cfs 100/363 ppa

- A43-00191B 4/1/1910 1.2 cfs 60 Ac.

- recommended acres same as claimed
- diversion rate okay

R43-00191B 4/1/1910 1.2 cfs 60/363 ppa

- A43-02395 6/1/1953 2.9 cfs 145 Ac.

- well licensed in NWSW of Sec. 32
- had 30hp motor, field exp. 7/11/1958
- meas. 2.02 cfs but licensed 2.9 cfs (incl. per acre)

R43-02395 6/1/1953 2.9 cfs/580 AF 145/363 ppa

- A43-02416 1/21/1955 1.6 cfs 80 Ac.

- no pump or motor at time of inspection because of dispute over price of pump which was surrendered last year
- field inspection could have been done previous year but owner unable to make assigned date
- field spec done 6/5/57
- allowed inch per acre w/o measurement

R43-02416 1/21/1955 1.6 cfs/320 AF 80/363 ppv

- A43-04111 8/1/1958 1.6 cfs 160 Ac.

- original statutory claim was only for 80 Ac. (SWNE & NWSE)
- said he was irrigating all 160 in 1958 but he was leasing 80 Ac. and didn't want to lose part of right to other person
- owns it all now so when he filed in 1999, he claimed all 160 Ac.
- claim was on both previously licensed wells (43-2395) (43-2416)
- Scott King showed system capacity of 5.83 cfs but should be limited to total of licenses of 4.5 cfs
- only 40 acres appear irrigated in 1962 & 1968 photos
- we recommend 40 acres w/ 120 AF additional volume
- change priority date to 3/15/62 for lack of other evidence
- diversion rate =  $4.6 \div 265 \times 40 = 0.67 \text{ cfs}$   
(total of both licenses)

R43-04111 3/15/1962 0.67 cfs/120 AF 40/363 ppv

It should be noted that 98 acres

CLAIM NUMBER

A43-00191B

DATE

2/23/01

TRANSFER NUMBER

AGENT

JK

CLAIMED ACRE TOTAL

60

GIS ACRE TOTAL

60

|       | TWP | RNG | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |    |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|       |     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |    |
| CLAIM | 14S | 27E | 29  |    |    |    |    |    |    |    |    |    |    |    | 20 |    |    | 40 |    | 60 |
| GIS   | 14S | 27E | 29  |    |    |    |    |    |    |    |    |    |    |    | 20 |    |    | 40 |    | 60 |
| ECOM  | 14S | 27E | 29  |    |    |    |    |    |    |    |    |    |    |    | 20 |    |    | 40 |    | 60 |
|       |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| CLAIM |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| ECOM  |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
|       |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| CLAIM |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| ECOM  |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

B72-DBPOU.SHP

SHAPE NOS.

B72-DBPOD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

JPEG LAYOUT

SD-0611-2 Basin: 43 Carting Water Right: 00191

| S              | Water      | Name             | O | Priority   | STG/ | Use                       | S  |
|----------------|------------|------------------|---|------------|------|---------------------------|----|
| L              | Right No.  | Last, First      | N | Date       | STS  | Desc                      | S  |
| 3.2<br>85<br>X | 43-00191   | LLOYD, THOMAS    | C | 04/01/1910 | D/   | RAFT RIVER                | WR |
|                |            | LLOYD, MAMIE     | C |            |      |                           |    |
|                | A43-00191  | SPLIT RIGHT      | C | 04/01/1910 | /Z   | RAFT RIVER<br>SPLIT RIGHT | AJ |
| 2.85<br>X      | A43-00191A | WILLETT, JODEE   | C | 04/01/1910 | D/   | RAFT RIVER                | AJ |
|                |            | WILLETT, OLETA   | C |            |      |                           |    |
| 1.2<br>85<br>X | A43-00191B | KERR JR, JAMES G | C | 04/01/1910 | D/   | RAFT RIVER                | AJ |
|                |            |                  |   |            |      |                           |    |
|                |            |                  |   |            |      |                           |    |
|                |            |                  |   |            |      |                           |    |
|                |            |                  |   |            |      |                           |    |
|                |            |                  |   |            |      |                           |    |
|                |            |                  |   |            |      |                           |    |
|                |            |                  |   |            |      |                           |    |

\* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)  
(Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu \_\_\_\_\_)

WR5809NP  
No. 43-00191

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 12/12/00  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD |       | DIVERSION |     | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|------------|-------|-----------|-----|---------------------|
|                  |                |                  |            | FROM       | TO    | RATE      |     |                     |
| C                | THOMAS LLOYD   | 04/01/1910       | IRRIGATION | 00/00      | 00/00 | 3.200     | CFS |                     |
| C                | MAMIE LLOYD    |                  |            |            |       |           |     |                     |
| TOTAL DIVERSION: |                |                  |            |            |       | 3.200     | CFS |                     |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Place of use Legal Description for: IRRIGATION

|     |     | NE |    | NW |    | SW |    | SE |    | SUM |
|-----|-----|----|----|----|----|----|----|----|----|-----|
| T   | R   | S  | Ac | Lt | Ac | Lt | Ac | Lt | Ac |     |
| 14S | 27E | 29 |    |    |    |    |    |    |    |     |
|     |     |    |    |    |    |    |    |    |    |     |

Pou County: CASSIA

Other Water Rights Listing Overlapping Place(s) of use:  
43-04111 43-04214

Dates: App. Received: 04/01/1910  
Proof Due Date: Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 438 Field Exam Fee:  
Audit: 03/12/85 05/28/88 CONVERT

Handwritten notes: (H) 100 ft. 60 ft.

|        |                   |                   |                   |                   |
|--------|-------------------|-------------------|-------------------|-------------------|
| Audit: | 05/19/89 CARLSON  | 06/30/89 BAUMHOFF | 11/27/91 BAUMHOFF | 03/30/95 POST-STD |
|        | 10/13/99 JROBERTS | 03/27/00 JROBERTS |                   |                   |

```

Remarks:  GEN  THIS IS A SPLIT OF 43-00191, AND REPRESENTS 1.5/4 OF THE 3.2 CFS.
*****
OWNERSHIP CHANGE FROM KERR TO WILLETT. 10/13/99 jr
*****
CLAIM AMENDED TO ADD OTHER WELL AND RAFT RIVER SURFACE WATER AS
POINTS OF DIVERSION, WHICH ARE TIED TOGETHER IN SAME SYSTEM. (ONE
WELL & THE RAFT RIVER POINT OF DIVERSION ARE BOTH LOCATED IN THE
SWMSM OF SECTION 32, T14S, R27E.) 3/27/00 jr

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 05/19/89 CARLSON 11/27/91 BAUMHOFF 03/30/95 POST-STD 10/13/99 JROBERTS
03/27/00 JROBERTS

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

09:00:13  
12/12/00  
12

PAGE: 3  
PROFILE REPORT

CLAIM NUMBER: A43-00191B

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | JODEE WILLETT  | D4/01/1910       | IRRIGATION | 03-15 11-15           | 1.20D CFS         |                     |
| C                | OLETA WILLETT  |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |                       | 1.20D CFS         |                     |

Water Source: RAFT RIVER &/OR GROUNDWATER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T14S R27E S32

~~SESENW~~ SWNWSW

CASSIA County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |             |   |      |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|-------------|---|------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | SUM         |   |      |
| 14S | 27E | 29 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |             |   |      |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 20 | : | 39 40       | : | 60.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 40 | : | TOTAL ACRES | : | 60.0 |

POU County: CASSIA

Other Rights: NONE

Remarks: GEN THIS IS A SPLIT OF 43-DD191, AND REPRESENTS 1.5/4 OF THE 3.2 CFS.

\*\*\*\*\*

OWNERSHIP CHANGE FROM KERR TO WILLETT. 10/13/99 jr

\*\*\*AMENDED CLAIM\*\*\*\*\*

CLAIM AMENDED TO ADD OTHER WELL AND RAFT RIVER SURFACE WATER AS  
POINTS OF DIVERSION, WHICH ARE TIED TOGETHER IN SAME SYSTEM. (ONE  
WELL & THE RAFT RIVER POINT OF DIVERSION ARE BOTH LOCATED IN THE  
SWNWSW OF SECTION 32, T14S, R27E.) 3/27/00 jr

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 43B

Field Inspection Flag:

Presumption Flag:

Cond. Code C18  
Remarks: K06 59A.  
ADU1 E14 363A. w/alt  
QNT E28 .02 cfs w/alt

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

08:59:50  
12/12/00

PAGE: 2  
QUICKLOOK INFORMATION

11  
CLAIM NUMBER: A43-D0191B

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | - N                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| POINT OF DIV              | Y -                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| SOURCE                    | Y -                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y -                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | - N                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PURPOSES OF USE           | - N                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PERIOD OF USE             | - N                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            | - N                        |                                                 |                            |                        |                                    |                                  |                                      |                               |
| REMARKS                   | Y -                        |                                                 |                            |                        |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE



R 27

James Kerr

1850  
T1655

1850  
T1656

27

29  
32

39.8

NHEL/W

2  
37.9

NHEL/W

29 28  
32 33

1020  
T1657

6.0

NHEL/W

38.5

NHEL/W

NC

NHEL/W

NC 2  
100.3

3  
36.6

NHEL/W

3

NHEL/W

71.6

4  
11.2

NHEL/W

5  
134

2587  
T1658

NHEL/W

4  
9.3

NHEL/W

NC

NHEL/W

38.2

5  
33.1

AW

Report ID: ASCS-156EZ

Abbreviated 156 Farm Record

Page: 1

ID 83342 0000

OFAY NORMAL PLANTED ACRES: .0

| BARLEY |  | 1 | 339.7 | .0 | 93 | 336.5 | 94 | 25  | 80 |
|--------|--|---|-------|----|----|-------|----|-----|----|
|        |  |   |       |    | 92 | 340.7 | 85 | 25  | 81 |
| IAM    |  |   | 339.3 |    | 91 | 339.3 |    |     |    |
| NAW    |  |   | .4    |    | 90 | 340.7 |    | HWY |    |
|        |  |   |       |    | 89 | 341.3 | 94 | 80  |    |
|        |  |   |       |    | 88 | 320.3 | 85 | 81  |    |

Current Year

OWNER 1 - JOANN L BRIGGS

SD-0611-2 Basin: 43 Starting Water Right: 00191

| S | Water      | Name           | W | Priority   | STG/ | Use                       | S      |
|---|------------|----------------|---|------------|------|---------------------------|--------|
| L | Right No.  | Last, First    | N | Date       | STS  | Desc                      | S      |
| - | 43-00191   | LLOYD, THOMAS  | C | 04/01/1910 | D/   | RAFT RIVER                | IRR WR |
| - |            | LLOYD, MAMIE   | C |            |      |                           |        |
| - | A43-00191  | SPLIT RIGHT    | C | 04/01/1910 | /Z   | RAFT RIVER<br>SPLIT RIGHT | IRR AJ |
| - | A43-00191A | WILLETT, OLETA | C | 04/01/1910 | D/   | RAFT RIVER &/OR           | IRR AJ |
| - |            | WILLETT, JODEE | C |            |      |                           |        |
| - | A43-00191B | WILLETT, JODEE | C | 04/01/1910 | D/   | RAFT RIVER &/OR           | IRR AJ |
| - |            | WILLETT, OLETA | C |            |      |                           |        |

\* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)  
(Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu \_\_\_\_\_)

WR5809NP  
No. 43-00191

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 12/12/00  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD |       | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|------------|-------|-------------------|---------------------|
|                  |                |                  |            | FROM       | TO    |                   |                     |
| C                | THOMAS LLOYD   | 04/01/1910       | IRRIGATION | 00/00      | 00/00 | 3.200 CFS         |                     |
| C                | MAMIE LLOYD    |                  |            |            |       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |            |       | 3.200 CFS         |                     |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Place of use Legal Description for: IRRIGATION

|     |     | NE |     | NW |    | SW |     | SE  |    | SUM |
|-----|-----|----|-----|----|----|----|-----|-----|----|-----|
| T   | R   | S  | NE  | SE | NW | SW | SE  | SW  | SE |     |
| 14S | 27E | 29 | 401 |    |    |    | 201 | 401 | 40 | 740 |
|     |     |    |     |    |    |    |     |     |    |     |

Pou County: CASSIA

Other Water Rights Listing Overlapping Place(s) of use:  
43-04111 43-04214

Dates: App. Received: Priority Date: 04/01/1910  
Proof Due Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 438 Field Exam Fee:  
Audit: 03/12/85 05/28/88 CONVERT

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/12/00  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO                | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-----------------|------------------|------------|--------------------------------------|-------------------|---------------------|
| C             | OLETA WILLETT   | 04/01/1910       | IRRIGATION | 03-15 11-15                          | 2.000 CFS         |                     |
| C             | JODEE WILLETT   |                  |            |                                      |                   |                     |
|               | 2534 S 2400 E   |                  |            |                                      |                   |                     |
|               | MALTA ID 833442 |                  |            |                                      |                   |                     |
|               | (208) 645-2252  |                  |            |                                      |                   |                     |
|               |                 |                  |            | TOTAL DIVERSION:<br>CONSUMPTIVE USE: | 2.000 CFS         | 250.00 AFA          |

**Water Source:** RAFT RIVER &/OR GROUNDWATER      **Tributary to:** SNAKE RIVER

**Stage: DECREED**

| Point(s) of Diversion: | T14S R27E S32 | SESENY | SWNSW |
|------------------------|---------------|--------|-------|
|                        |               |        |       |

**CASSIA County**

### Place of use Legal Description for: IRRIGATION

[illegible]

POU County: CASSIA

**Other Rights:** NONE

Remarks: GEN

THIS IS A SPLIT OF 43-00191, AND REPRESENTS 2.5/4 OF THE 3.2 CFS.  
\*\*\*\*\*  
ADDRESS CHANGE 10/13/99 jr  
\*\*\*\*\*  
\*\*\*AMENDED CLAIM\*\*\*\*\*  
CLAIM AMENDED TO ADD OTHER WELL AND RAFT RIVER SURFACE WATER AS  
POINTS OF DIVERSION, WHICH ARE TIED TOGETHER IN SAME SYSTEM. (ONE  
WELL & THE RAFT RIVER POINT OF DIVERSION ARE BOTH LOCATED IN THE  
SANSWA OF SECTION 32, T14S, R27E.)  
3/27/00 jr

|        |                 |                |                       |
|--------|-----------------|----------------|-----------------------|
| Dates: | Exam Made Date: | Verified Date: | Objection Filed Date: |
|--------|-----------------|----------------|-----------------------|

Misc: Water District Number: 438 Field Inspection Flag: Presumption Flag:

|        |                   |                   |                   |                   |
|--------|-------------------|-------------------|-------------------|-------------------|
| Audit: | 05/11/89 CARLSON  | 06/30/89 BAUMHOFF | 11/27/91 BAUMHOFF | 03/30/95 POST-STD |
|        | 10/13/99 JROBERTS | 03/27/00 JROBERTS |                   |                   |

DATE: 12/12/00  
PAGE: 2

**Stage: DECREED**

**CASSIA County**

SE

60.0  
60.0

**Other Rights: NONE**

3/27/00 jr

**Objection Filed Date:**

**Field Inspection Flag:**  
**Presumption Flag:**

|          |          |          |          |          |          |          |          |
|----------|----------|----------|----------|----------|----------|----------|----------|
| 05/19/89 | CARLSON  | 11/27/91 | BAUMHOFF | 03/30/95 | POST-STD | 10/13/99 | JROBERTS |
| 03/27/00 | JROBERTS |          |          |          |          |          |          |

**R PROOF**

**CVR**

**MAPS**

**PHOTOS**

**MISC**

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