

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: **A43-00269**  
Date Received: 6/13/1989  
Receipt No: S008194  
Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MELVIN R ADAMS 208-673-6293  
Address: BOX 57  
ALBION ID 83311  
AND/OR  
Name: VERDA VEE VILLARMA 907-874-3552  
Address: BOX 938  
WRANGELL AK 99929

2. Date of Priority: APR 30, 1889

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 13S      | 25E   | 29      | NE     | NE     | SE     |     | CASSIA |
| 14S      | 25E   | 6       | NW     | SW     | NE     |     | CASSIA |

5. Description of diverting works:  
DITCHES, VIA RICE LEASY DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.240 |      |        |

7. Total Quantity Appropriated is:  
0.240 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 |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 13S      | 25E   | 28      | SW     | NW  |     | IRR           | 23.0  |
|          |       |         | NW     | SW  |     | IRR           | 32.0  |
|          |       |         | SW     | SW  |     | IRR           | 3.2   |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Section Acres | 58.2  |
|          |       | 29      | SE     | NE  |     | IRR           | 1.3   |
|          |       |         | NE     | SE  |     | IRR           | 22.0  |
|          |       |         | NW     | SE  |     | IRR           | 0.2   |
|          |       |         | SW     | SE  |     | IRR           | 3.0   |
|          |       |         | SE     | SE  |     | IRR           | 28.0  |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Section Acres | 54.5  |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Total Acres   | 112.7 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
SEE REMARKS.

14. Remarks:

OTHER WATER RIGHTS:

A43-00267, -00268, -00269, -00270, -00271

TRIBUTARY IS RAFT RIVER NOT SNAKE R.

CONFORMED ATTORNEY MAILING ADDRESS DMS

OWNERSHIP CHANGED. NEW CLAIMANT AMENDED P/U AND P/D TO MATCH THE  
FOUND P/U USING GIS.KKC 4-24-00

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

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): Stephen B. Adams Date: 4-24-2000  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 24<sup>th</sup> day  
of April 20 00 Kelly K. Christensen  
Notary Public

Seal

Residing at Twin Falls  
My Commission Expires 3-11-04

## Christensen, Kelly

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**Subject:** 43-00267, 43-00268 43-00269, 43-00270, 43-00271, 43-11223 adams  
**Entry Type:** Meeting  
**Contact:** melvin adams  
  
**Start:** Mon 4/24/00 1:30 PM  
**End:** Mon 4/24/00 1:30 PM  
**Duration:** 0 hours

He brought in 2 change of ownership forms, one from himself and one from his sister Verda Vee Villarma along with the "First and Final Accounting" of the estate of the former owner along with the "Petition for Determination of Testacy and Settlement and Distribution". The documents identified the property and that they had joint ownership. Based upon the information provided I placed both names on each claim.

I reviewed the claims with Melvin and after discussing them, he elected to amend the place of use for the Cassia Creek rights and to change the basis, the reference to 43-04142 as the springs identified in the claim weren't actually being diverted. 43-00416 was not claimed during the first claims taking period. This right has the same priority date as 43-00270 and has historically been used within the PPU with 43-00270 and the other Cassia Creek rights. As a part of the amendment process he elected to combine 43-00270 and 43-00416 under the claim number 43-00270. The place of use was modified to change the acres by quarter-quarter but the overall place of use acreage did not increase. It is all within the decreed place of use covered by the rights listed above. Both Cassia Creek diversions were found and have historically been used with all rights, therefore, both P/Ds were added to all Cassia Creek claims. I then renumbered A43-00240 to A43-11223 to better identify that the claim represents a combination of the two rights.

# STATE OF IDAHO

## IDAHO DEPARTMENT OF WATER RESOURCES

### NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s): \_\_\_\_\_  
Adjudication Claim No(s): A43-00267, A43-00268, A43-00269, A43-00270, A43-00271

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** showing the location of the place of use of the water right(s) or claims(s). (These are usually attached to your deed or on file with the county.)

**OR**

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

VERDA E. ANDERSON  
Box 473, ELBA, IDAHO 83326

4. New Owner/Claimant(s)

VERDA VEE VILLARMA

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

New Mailing Address

Box 938

City, State and ZIP Code

WRANGELL, ALASKA 99929

New Telephone Number

(907) 874-3552

5. Date you acquired the property

SEPTEMBER 9, 1995

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes you acquired \_\_\_\_\_ Other uses \_\_\_\_\_

7. Signature of New Owner(s) or Claimant(s).

Verda Vee Villarma

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

**STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES**

**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).: A43-00267  
 Adjudication Claim No(s).: A43-00268, -00269, -00270, -00271
  
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 Verda E Anderson  
Box 473, Elba Idaho 83326
  
4. New Owner/Claimant(s) Melvin R. Adams  
 Name Connector (Check one): [ ] and, [ ] or, ☒ and/or M.R.A.  
 New Mailing Address Box 57  
 City, State and ZIP Code Albion Idaho 83311  
 New Telephone Number (208) 673-6293
  
5. Date you acquired the property September 9, 1995
  
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) Melvin R. Adams  
 (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..

1 Brent C. Tingey, Esq.  
2 LING, NIELSEN & ROBINSON  
3 Attorneys at Law  
4 P.O. Box 396  
5 Rupert, Idaho 83350  
6 Telephone: (208) 436-4717

7 Attorneys for Personal Representative

8 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
9 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

10 - - - - -  
11 IN THE MATTER OF THE ESTATE ) Case No. SP 96-00046  
12 OF )

13 VERDA ELIZA ANDERSON,  
14 Deceased.

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1  
2 that have been attached to or accrued against the estate have  
3 been paid.

4 5. Petitioner has filed a Final Account, attached  
5 hereto, detailing all receipts and disbursements in the  
6 administration of the estate and the estate is in a condition  
7 to be closed.

8 6. On January 19, 1996, the decedent's Will was  
9 admitted to probate in informal proceedings in which the  
10 testacy status of the decedent was not finally determined. The  
11 Will previously admitted o probate in informal proceedings is  
12 the Laws Will of the decedent and the testacy status of the  
13 decedent shall be determined at this time, following notice to  
14 the heirs and devisees of the decedent.

15 7. That the decedent's daughter, Kathleen Kay  
16 Anderson, died on February 5, 1994 and that the share of the  
17 decedent's estate which was to be placed in trust for the  
18 benefit of Kathleen Kay Anderson shall be added pro rata to the  
19 shares that are effectively disposed of as provided in the Last  
20 Will and Testament of the decedent.

21 8. The decedent's will directs the property  
22 remaining after the payment of debts, claims, taxes, costs and  
23 expenses be distributed as follows:

24 A one-half share of each to the following:

25 Melvin Reo Adams and Verda V. Villarma.

26 WHEREFORE, petitioner prays that:

1  
2 1. The Court set a time and place for hearing this  
3 petition.

4 2. Following notice to the heirs and devisees, a  
5 formal order of testacy of the decedent be entered determining  
6 that the decedent died testate and the Will previously admitted  
7 to informal probate is the Last Will of the decedent.

8 3. The Final Account of the Personal Representative  
9 be allowed and settled.

10 4. The Personal Representative of the estate be  
11 authorized to distribute the assets remaining, and any other  
12 property of the decedent or of the estate not known or  
13 discovered, to the persons entitled according to the terms of  
14 the decedent's Will, as set forth above.

15 DATED this 5th day of <sup>March, 1996.</sup> ~~November, 1995.~~

16  
17 Melvin Reo Adams  
18 Melvin Reo Adams  
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Brent C. Tingey, Esq.  
LING, NIELSEN & ROBINSON  
Attorneys at Law  
P.O. Box 396  
Rupert, Idaho 83350  
Telephone: (208) 436-4717

Attorneys for Personal Representative

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

|                             |   |                                   |
|-----------------------------|---|-----------------------------------|
| IN THE MATTER OF THE ESTATE | ) | Case No. SP 95-00046              |
| OF                          | ) |                                   |
| VERDA ELIZA ANDERSON,       | ) |                                   |
| Deceased.                   | ) | <u>NOTICE OF HEARING OF</u>       |
|                             | ) | <u>PETITION FOR DETERMINATION</u> |
|                             | ) | <u>OF TESTACY AND SETTLEMENT</u>  |
|                             | ) | <u>AND DISTRIBUTION</u>           |

Notice is hereby given that the Personal Representative of the above named estate has filed his Final Account and Petition for Settlement and Distribution of the above named estate, a copy of which is attached hereto.

Hearing upon said account and petition will be held on March 29, 1996 at 11:00 o'clock a.m., in the above named Court, at which time objections to said account and petition will be heard.

DATED this 5<sup>th</sup> day of March, 1996 ~~November, 1995~~.

Melvin Reo Adams  
Melvin Reo Adams  
Personal Representative

Brent C. Tingey, Esq.  
LING, NIELSEN & ROBINSON  
Attorneys at Law  
P.O. Box 396  
Rupert, Idaho 83350  
Telephone: (208) 436-4717

Attorneys for Personal Representative

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

IN THE MATTER OF THE ESTATE ) Case No. SP 96-00046  
OF )  
VERDA ELIZA ANDERSON, ) FIRST AND FINAL  
Deceased. ) ACCOUNTING

The Personal Representative of the above estate  
charges himself as follows:

| <u>ITEM</u>                                                                | <u>AMOUNT</u>       |
|----------------------------------------------------------------------------|---------------------|
| Value of the inventory of said estate<br>per the inventory on file herein: |                     |
| Separate Property . . . . .                                                | 121,000.00          |
| Increase in value of separate property . .<br>(Rent payments)              | 6,000.00            |
| TOTAL CHARGES . . . . .                                                    | <u>\$127,000.00</u> |

The Personal Representative is entitled to credits as  
follows:

| <u>ITEM</u>                                 | <u>AMOUNT</u> |
|---------------------------------------------|---------------|
| Funeral expenses . . . . .                  | 4,554.00      |
| Legal fees - Ling, Nielsen & Robinson . . . | 389.00        |

1 Total Credits . . . . . 4,943.00

2 Balance of property available for . . . . 122,057.00  
3 distribution

4 Real Property - one-half interest in . . . 112,500.00  
5 real property situated in Cassia County,  
6 Idaho, Township 13, Range 25 East,  
7 Boise Meridian, as more particularly  
8 described as follows:

9 In Section 28: Northwest quarter of  
10 the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$ ), the  
11 Southwest Quarter of the Northwest  
12 quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$ ), and the Southwest  
13 quarter of the Southwest quarter  
14 (SW $\frac{1}{4}$ SW $\frac{1}{4}$ ).

15 In Section 29: The East half of the  
16 Southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$ ), the North-  
17 west quarter of the Southeast quarter  
18 (NW $\frac{1}{4}$ SE $\frac{1}{4}$ ). The South half of the North-  
19 east quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$ ), beginning at the  
20 Northeast corner of the Southwest  
21 quarter of the Southeast quarter  
22 (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section 29 running thence  
23 West 12 rods, thence South 67 rods,  
24 thence East 12 rods, thence North 67  
25 rods to the point of beginning.

26 Together with Class I Taylor Grazing  
27 Rights for 196 AUMs; together with  
28 all appurtenances thereunto belonging  
or anyway appertaining thereto.

29 Ten head of cows . . . . . 5,000.00  
30 Ten head of calves . . . . . 3,500.00  
31 Cash . . . . . 1,057.00

32 DATED this 5<sup>th</sup> day of <sup>March</sup> ~~February~~, 1996.

33 Melvin Reo Adams  
34 Melvin Reo Adams  
35 Personal Representative

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: A43-00269  
Date Received: 6/13/1989  
Receipt No: S008194  
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: DEWAYNE R. ANDERSON 208-638-5583  
Address: P.O. BOX 743  
ELBA, ID 83326

2. Date of Priority: APR 30, 1889

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 13S      | 25E   | 29      | SW     | SE     | SE     |     | CASSIA |

5. Description of diverting works:  
DITCHES, VIA RICE LEASY DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.240 |      |        |

7. Total Quantity Appropriated is:  
0.240 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 |
|---------------|-------|---------|--------|--------|-----|-----|-------|
| 13S           | 25E   | 29      | SE     | NE     |     | IRR | 5.0   |
|               |       |         | NW     | SE     |     | IRR | 5.0   |
| Section Acres |       |         |        |        |     |     | 10.0  |

A43-00269

Page 1

Date: 06/13/89

MICROFILMED  
MAR 02 1993

10. Place of Use: Continued

Total Acres 10.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
SEE REMARKS.

14. Remarks:

OTHER WATER RIGHTS:

A43-00267, -00268, -00269, -00270, -00271

TRIBUTARY IS RAFT RIVER NOT SNAKE R.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

Decree Defendant

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): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

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

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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 A43-00269  
Date Received \_\_\_\_\_  
Receipt Number \_\_\_\_\_

RECEIVED

JUN 09 1989

Department of Water Resources  
Southern Region Office

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) DeWayne R. Anderson Phone (208) 638-5583

Mailing Address Box 743, Elba, Idaho Zip 83326

2. Date of Priority (Only one (1) per claim) April 30, 1889

3. Source of water supply (a) Cassia Creek  
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 13S Range 25E Section 29,  
SW 1/4 of SE 1/4 of SE 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Cassia

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. Water diverted into ditches for  
distribution on lands from end of Rice Leasy Ditch.

MICROFILMED

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .24 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .24 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 13S | 25E | 29  |        |       |       | 5     |        |       |       |       |        |       |       |       |        | 5     |       |       | 10     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 10

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Cassia Creek - June 1, 1873 rights.

or None ( )

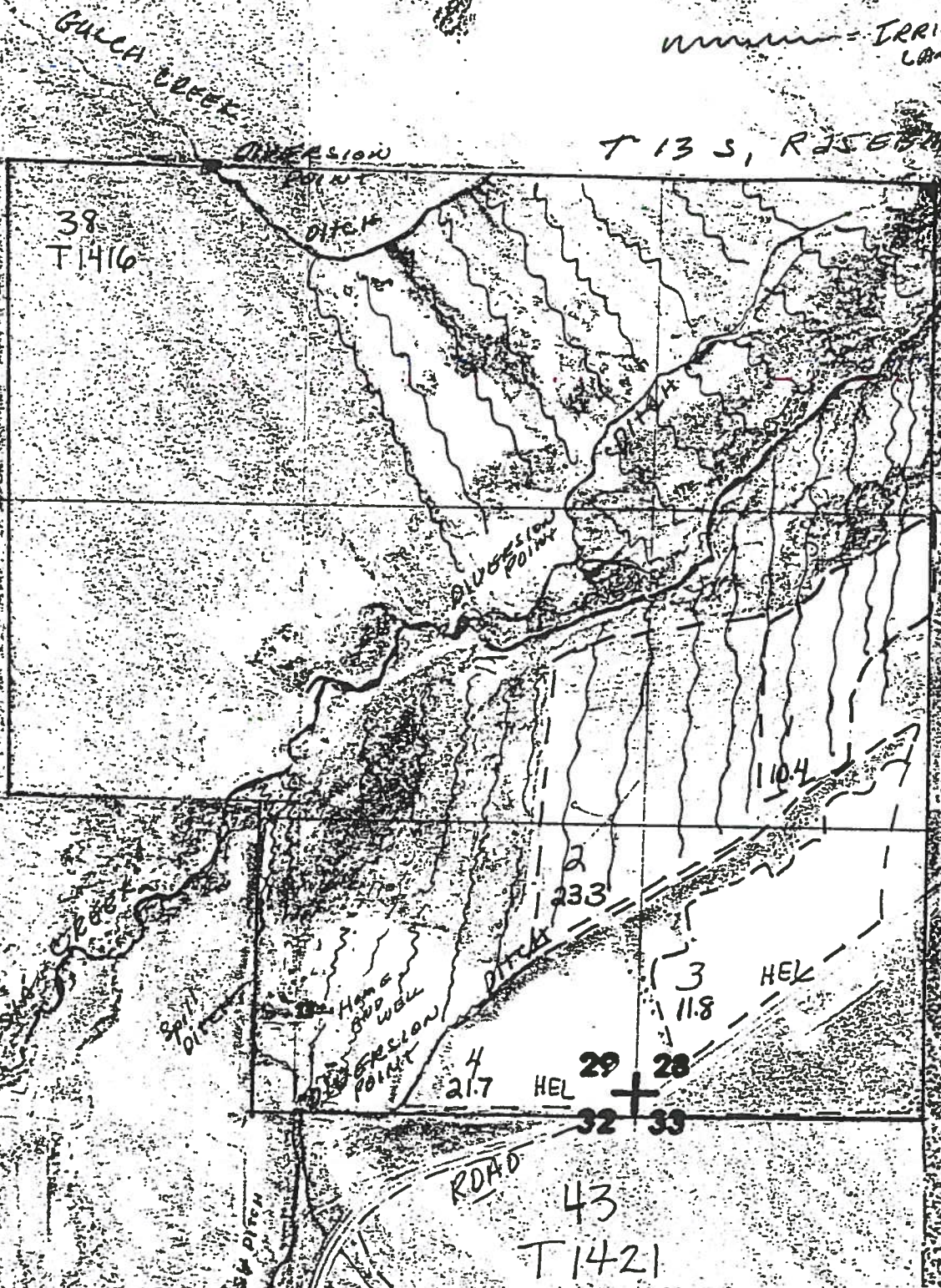
14. Remarks:

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MAR 2 1993

Last Name Anderson Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant



Last Name Anderson  
Ident. No. MAR 11 2 1993

15. Basis of Claim (check one) Beneficial Use X Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree X

If applicable provide IDWR Water Right Number \_\_\_\_\_ Amended Dec. 6, 1928  
Court U.S. District Court Case Number 992 Decree Date Oct. 18, 1928  
Plaintiff vs 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 \_\_\_\_\_

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true  
and correct.

Signature of Claimant (s) DR Anderson

Date 6-8 1989

Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_

Title

of \_\_\_\_\_

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Minidoka ) SS.

Subscribed and sworn (or affirmed) before me this 8th day of June 19 89

SEAL

Notary Public Roger D. Ling

Residing at Rupert, Idaho

My Commission Expires 10/30/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Roger D. Ling will be acting as attorney at law on behalf  
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above  
should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address P.O. Box 396, Rupert, Idaho 83350

Date June 8, 1989

MICROFILMED

MAR 02 1993

Last Name Anderson

Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

Old (D) Number -

[illegible]

1 -  
2 -  
3 -  
City  
Phone

|       |               |            |       |        |       |       |            |       |       |        |       |
|-------|---------------|------------|-------|--------|-------|-------|------------|-------|-------|--------|-------|
| + - - | Priority Date | - - +      | + - - | Region | - - + | + - - | Stage      | - - + | + - - | Status | - - + |
|       |               |            |       |        | 17    |       | D - DECEED |       |       |        |       |
|       |               | 04/30/1889 |       |        |       |       |            |       |       |        |       |

```

+ - - - - Source - - - - - +
CASSIA CREEK
+ - - - - Tributary - - - - - +
RAFT RIVER

```

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

| Code | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|------|-------------|-------------|-----------|-----------|----------------|------------------|
| 1    | 1           | 1           | 1         | 1         | 1              | 1                |

0.240

|                                                                               |       |
|-------------------------------------------------------------------------------|-------|
| + - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + | 0.240 |
|-------------------------------------------------------------------------------|-------|

| + | Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|---|-----|-----|-----|-------|-----|-------|--------------|------|-------------|--------|
|---|-----|-----|-----|-------|-----|-------|--------------|------|-------------|--------|

|     |     |    |       |    |            |    |        |
|-----|-----|----|-------|----|------------|----|--------|
| 13S | 25E | 29 | SW NE | 01 | IRRIGATION | 31 | CASSIA |
| 13S | 25E | 29 | SE NE | 01 | IRRIGATION | 31 | CASSIA |
| 13S | 25E | 29 | NW SE | 01 | IRRIGATION | 31 | CASSIA |

**Total Acres:**

+ ~ - Diversion Means -

+ -- Non-Irrigation Use -

+ - - Other Rights for Same Use - 43-0267-0268

|  | Remarks           |
|--|-------------------|
|  | No Remarks found. |

-----+-----  
 MIC  
 MA  
 -----+-----  
 - - - - - Conditions of Approval - - - - -  
 - - - - - No Conditions of Approval found. - - - - -

| Case No.   | Plaintiff             | Defendant        | Decree Date |
|------------|-----------------------|------------------|-------------|
| 10/18/1928 | ALBION-IDAHO LAND CO. | JOSE ADAMS ET AL | 10/18/1928  |

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MAR 2 1993

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT CLAIMS PROOF READING REPORT  
(REGIONAL)

|                      |              |                                   |                             |                      |
|----------------------|--------------|-----------------------------------|-----------------------------|----------------------|
| Water right number - | 43-00269     | Adj. flag translation:            | Standard Water Right Number |                      |
| + - - Audit Fields - |              |                                   |                             |                      |
| + - - - - -          |              | Water Rights Dates and Flags Area | - - - - -                   | - - - - -            |
| Proof Due Date       | - 00/00/0000 | Field Exam Made                   | - 00/00/0000                | Field Exam Fee -     |
| Approved/Denied      | - 00/00/0000 | Protested Date                    | - 00/00/0000                | Swan Falls -         |
| Proof Made Date      | - 00/00/0000 | Hearing Date                      | - 00/00/0000                | Temporary Right - P  |
| Start Work Date      | - 00/00/0000 | Verified Date                     | - 04/08/1985                | DLE/Carey Act -      |
| Order Show Cause     | - 00/00/0000 | Receipt Number                    | -                           | Water District - 43C |
| Licensed Date        | - 00/00/0000 | Appl Received                     | - 00/00/0000                | Transfer/Amended -   |
| Decree Date          | - 10/18/1928 |                                   |                             |                      |

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MAR 02 1993



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

.Aug. 25 1989

Re: A43-00267

A43-00268

A43-00269

A43-00270

A43-00271

•DEWAYNE R ANDERSON  
•P O BOX 743  
•ELBA ID 83326

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of you claim(s), please contact this office.

Yours truly,

Judy Givens  
Adjudication Secretary

/jg

Enclosures:

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MAR 02 1993

03/06/2001

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

RIGHT NUMBER: 43-269  
NAME AND ADDRESS: VERDA VEE VILLARMA  
BOX 938  
WRANGELL, AK 99929  
MELVIN R ADAMS  
BOX 57  
ALBION, ID 83311

VERIFIED BY KKC

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 0.24 CFS

PRIORITY DATE: 04/30/1889

POINT OF DIVERSION: T13S R25E S29 NENESE Within CASSIA County  
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          | 0.24 CFS        |

PLACE OF USE:

| <u>IRRIGATION Within CASSIA County</u> |      |     |               |      |     |
|----------------------------------------|------|-----|---------------|------|-----|
| T13S R25E S28                          | SWNW | 23  | T13S R25E S28 | NWSW | 31  |
| T13S R25E S28                          | SWSW | 3.2 | T13S R25E S29 | SENE | 1.2 |
| T13S R25E S29                          | NESE | 22  | T13S R25E S29 | SESE | 28  |

108.4 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 142 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-267, 43-268, 43-269, 43-271, AND 43-11223.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 108.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-268, 43-269, 43-271, AND 43-11223.

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 0.24 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE FIELD HEADGATE. COMBINED RIGHT NOS. 43-268, 43-269, AND 43-11223.

WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

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

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

May 3, 2000

MELVIN R ADAMS  
BOX 57  
ALBION ID  
83311

RE: CHANGE OF OWNERSHIP FOR DEWAYNE R ANDERSON CLAIMS

Dear Melvin

As I started data entry for the change of ownership claims I realized that I Verda Anderson was not listed as an owner on the adjudication claims. Unfortunately, this will require you to obtain one or more documents before I can complete the ownership change process.

The court requires a chain of ownership from the claimant to the new owner. What is required is either a warranty deed showing Verda acquiring full ownership after Dewayne passed away, or that she was co-owner all the time.

Please send me the copies as soon as possible as I cannot complete my recommendation without them. As it stands the amendments you made are technically not valid. I am retaining them as they stand as a temporary record and as soon as the ownership issue is resolved I will complete the recommendation.

Sincerely

Kelly K Christensen