

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 43-2249 V1

WATER RIGHT NUMBER: 43-2249 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KEVIN W TRACY 2262 E 1500 S MALTA, ID 83342 (208)645-2432
Current Owner	TRUDY TRACY 2262 E 1500 S MALTA, ID 83342-8628 (208)645-2432
Original Owner	ALVIN NEDDO 2252 E 1500 S MALTA, ID 83342-8628 (208)645-2270

Priority Date: 09/15/1924

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	4.000 CFS	
	<u>Total Diversion:</u>	4.000 CFS	

Location of Point(s) of Diversion

RAFT RIVER	SW1/4NE1/4	Sec. 7, Twp 13S, Rge 27E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
13S	27E	6									39.0	50.0	45.0	37.0					38.0	209.0
											L 6		L 7							

Total Acres: 209

Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 200 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E55 RIGHT NOS. 43-00217, 43-00218, 43-00219, 43-00220, 43-02249, 43-02502 AND 43-12954 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 209 ACRES IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2249 V1

3. E51 RIGHT NOS. 43-00217, 43-00218, 43-00219, 43-00220, 43-02249, 43-02502 AND 43-12954 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.50 CFS.
4. C18 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.

Remarks:Comments:

1. CFRITSCH 3/1/2001 Priority Date

Comment: The application for permit was filed after the commencement of the Raft River Adjudication.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
5.5		209

Combined Water Rights: 43-217 , 43-218 , 43-219 , 43-220 , 43-2502 ,
 43-12954 , 43-2249

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	3/1/2001 8:05:43 AM	CFRITSCH			Active
Priority Date	3/1/2001 8:06:30 AM	CFRITSCH			Active
POD	3/1/2001 8:09:23 AM	CFRITSCH			Active
Source	3/1/2001 8:15:05 AM	CFRITSCH			Active
POU	3/1/2001 8:16:31 AM	CFRITSCH			Active
Use	3/1/2001 8:19:33 AM	CFRITSCH			Active
Season	3/1/2001 8:20:11 AM	CFRITSCH			Active
Quantity	3/1/2001 8:22:39 AM	CFRITSCH			Active
Summary			03/01/2001	CFRITSCH	Active
Priority Date	3/1/2001 8:28:52 AM	CFRITSCH			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2249 V1

POD	3/1/2001 8:29:01 AM	CFRITSCH	Active
-----	---------------------	----------	--------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	3/1/2001 8:05:40 AM	CFRITSCH	1. Appointment has not been scheduled. Comment for 1: In office exam.
Priority Date	3/1/2001 8:06:28 AM	CFRITSCH	1. (YES) There has been a later court decree of the water right(s) from the water source. 2. (YES) The owner/owner's predecessor in interest of the place of use was joined in the later decree. 3. (NO) The date of the decree was not after the mandatory permit date. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
POD	3/1/2001 8:09:20 AM	CFRITSCH	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (NO) The claimed Point of Diversion can not be verified using the water right file. 4. (NO) There is not evidence that there has been a change in the Point of Diversion. 6. (YES) The file contains all the necessary information to verify the POD. Comment for 6: License had one POD in SWNE of Section 7. Centroid used for SDE representation. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POD	3/1/2001 8:12:03 AM	CFRITSCH	Edited point location
Source	3/1/2001 8:15:02 AM	CFRITSCH	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. 8. (YES) The source is surface water. 9. (YES) The source is a standard source. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
POU	3/1/2001 8:16:29 AM	CFRITSCH	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (YES) The claimed POU can be verified using the water right file. 12. (YES) POU remark was required. 13. (NO) POU condition was not required.
POU	3/1/2001 8:18:24 AM	CFRITSCH	Edited shape boundary
POU	3/1/2001 8:18:43 AM	CFRITSCH	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-2249 V1

Use	3/1/2001 8:19:31 AM	CFRITSCH	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a purpose of use. 3. (YES) The claimed purpose of Use can be verified using the water right file. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.
Season	3/1/2001 8:20:08 AM	CFRITSCH	1. (NO) The basis of claim is not beneficial use. 2. (NO) The parent right does not have a period of use. 4. (NO) There is not evidence that there has been a change to the period of use. 9. (YES) The file contains all the necessary information to verify the period of use. 11. (NO) The basis of is not a decree, license, or a transferred beneficial use right that has had the period of use administratively determined. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.
Quantity	3/1/2001 8:22:36 AM	CFRITSCH	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (YES) The claimed diversion rate and/or volume can be verified using the water right file. 6. (NO) The source is not ground water and the purpose of use does not require a diversion volume limit. 7. (NO) The parent right does not have an annual diversion volume limit. 9. (YES) Quantity remark was required. 10. (NO) Quantity condition was not required.
Summary	3/1/2001 8:27:53 AM	CFRITSCH	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (YES) General remark was required. 6. (NO) Explanatory remark was not required. 7. (NO) Additional condition was not required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
Priority Date	3/1/2001 8:28:45 AM	CFRITSCH	1. (YES) There has been a later court decree of the water right(s) from the water source. 2. (YES) The owner/owner's predecessor in interest of the place of use was joined in the later decree. 3. (NO) The date of the decree was not after the mandatory permit date. 4. (NO) The basis of claim is not beneficial use.
POD	3/1/2001 8:28:52 AM	CFRITSCH	1. (NO) The basis is not beneficial use.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 43-2249 V1

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
 JAN 24 2006
 Department of Water Resources
 Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
43-217 ✓			43-2445		
43-218			43-2502		
43-219			43-129 ⁵⁴ 45		
43-220					
43-2249					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the 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(s) Alvin Neddo and Rosella Neddo
2252 East 1500 South, Malta, ID 83342
4. New Owner/Claimant(s) Kevin W. Tracy and Trudy Tracy
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
2262 East 1500 South, Malta, ID 83342
- New Mailing Address _____
- City, State and ZIP Code _____
- New Telephone Number (208) 645-2432
5. Date you acquired the property January 6, 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Kevin W. Tracy
Judy Tracy

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

For Office Use Only

Received by [Signature] Date 1/24/06 Fee 200.00
 Received by [Signature] Date 1/25/06 Receipt No. 8028335
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED BEING THE LOVE AND AFFECTION FOR THE GRANTEES, Charles Alvin Neddo, aka Alvin Neddo, and Rosella Neddo, husband and wife, the Grantors, do hereby grant, bargain, sell and convey to Kevin W. Tracy and Trudy Tracy, husband and wife, whose present address is 2262 East 1500 South, Malta, Idaho 83342, the Grantees, the following described premises, located in Cassia County, Idaho, to-wit:

East Half of Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Thirty (30), Township Twelve (12) South, Range Twenty-seven (27) East, Boise Meridian; and
Lots Six (6) and Seven (7), East Half Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) and Southwest Quarter Southwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Six (6), Township Thirteen (13) South, Range Twenty-seven (27) East, Boise Meridian, SAVE AND EXCEPTING the following three (3) parcels described as follows:

Parcel 1:

Commencing 162 feet North of the Southwest corner of Lot 7, Section 6, Township 13 South, Range 27 East of the Boise Meridian;
Thence running North 84 feet;
Thence East 168 feet;
Thence South 246 feet;
Thence West 108 feet;
Thence North 162 feet;
Thence West 60 feet to the Point of Beginning.

Parcel 2:

Township 13 South, Range 27 East, Boise Meridian, Cassia County, Idaho.

Section 6: A part of Lot 7 of said Section 6, more particularly described as follows:
Beginning at a point located North 89°43' West 4606.34 feet from the Southeast corner of said Section 6; Thence North 89°43' West 323.87 feet along the South section line;
Thence North 0°43'57" West 134.50 feet;
Thence South 89°43' East 323.87 feet; Thence South 0°43'57" East 134.50 feet to the Point of Beginning.

Parcel 3:

Township 13 South, Range 27 East, Boise Meridian, Cassia County, Idaho.

Section 6: A part of Lot 7 of said Section 6, more particularly described as follows:

Beginning at a point located North 89°43' West 4930.21 feet from the Southeast corner of said Section 6; Thence North 89°43' West 157.83 feet along the South section line; Thence North 0°43'57" West 276.00 feet; Thence South 89°43' East 157.83 feet; Thence South 0°43'57" East 276.00 feet to the Point of Beginning.

Together with all water and water rights appurtenant thereto including, but not limited to the following:

Idaho Department of Water Resources Water Right Nos: 43-217; 43-218; 43-219; 43-220; 43-2249; 43-2445; 43-2502; and 43-12945.

Subject to property taxes for 2006 and subsequent years and any easements or rights of way apparent or recorded on said real property

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

DATED this 6th day of January, 2006.

Charles Alvin Neddo
Charles Alvin Neddo

Rosella Neddo
Rosella Neddo

STATE OF IDAHO)
) ss.
County of Minidoka.)

On this 6th day of January, 2006 before me the undersigned Notary Public in and for said State, personally appeared Charles Alvin Neddo and Rosella Neddo, husband and wife, known or identified to me to be the persons whose names are 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.

(SEAL)

WILLIAM T. GOODMAN
NOTARY PUBLIC
STATE OF IDAHO

William T. Goodman
Notary Public
Residing at Rupert, Idaho
My Commission Expires: 12/24/10

RECORDED AT THE REQUEST OF
William T. Goodman
Notary Public
Rupert ID 83350

2006 JAN 9 AM 11 00

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 9.00 DEPUTY W



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

January 25, 2006

KEVIN & TRUDY TRACY
2262 E 1500 S
MALTA ID 83342

Re: #43-217, #43-218, #43-219, #43-220, #43-2249, #43-2445, #43-2502,
#43-12954

Dear Mr. and Mrs. Tracy,

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Carrie Hahn'.

Carrie Hahn
Office Specialist

Enc.

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: A43-02249
Date Received: 4/20/1989
Receipt No: S006917
Received By: APV-SK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALVIN NEDDO 208-645-2270
Address: MALTA, ID 83342

2. Date of Priority: SEP 15, 1924

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
13S	27E	7	SW	NE			CASSIA

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.000		

7. Total Quantity Appropriated is:
4.000 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	27E	6	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

A43-02249

Page 1

Date: 04/20/89

MICROFILMED
MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	6	SW	SE		IRR	40.0
Section Acres							200.0
Total Acres							200.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-00217, 00218, 00219, 00220, 02502

14. Remarks:
4.38 CFS LICENSED GROUNDWATER & 5.5 CFS DECREED CASSIA CREEK
WATER ALSO USED ON PROPERTY.

15. Basis of Claim: LICENSE
Water Right Number: 15845

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): X *Alvin Teddo* Date: X 4/20/1989

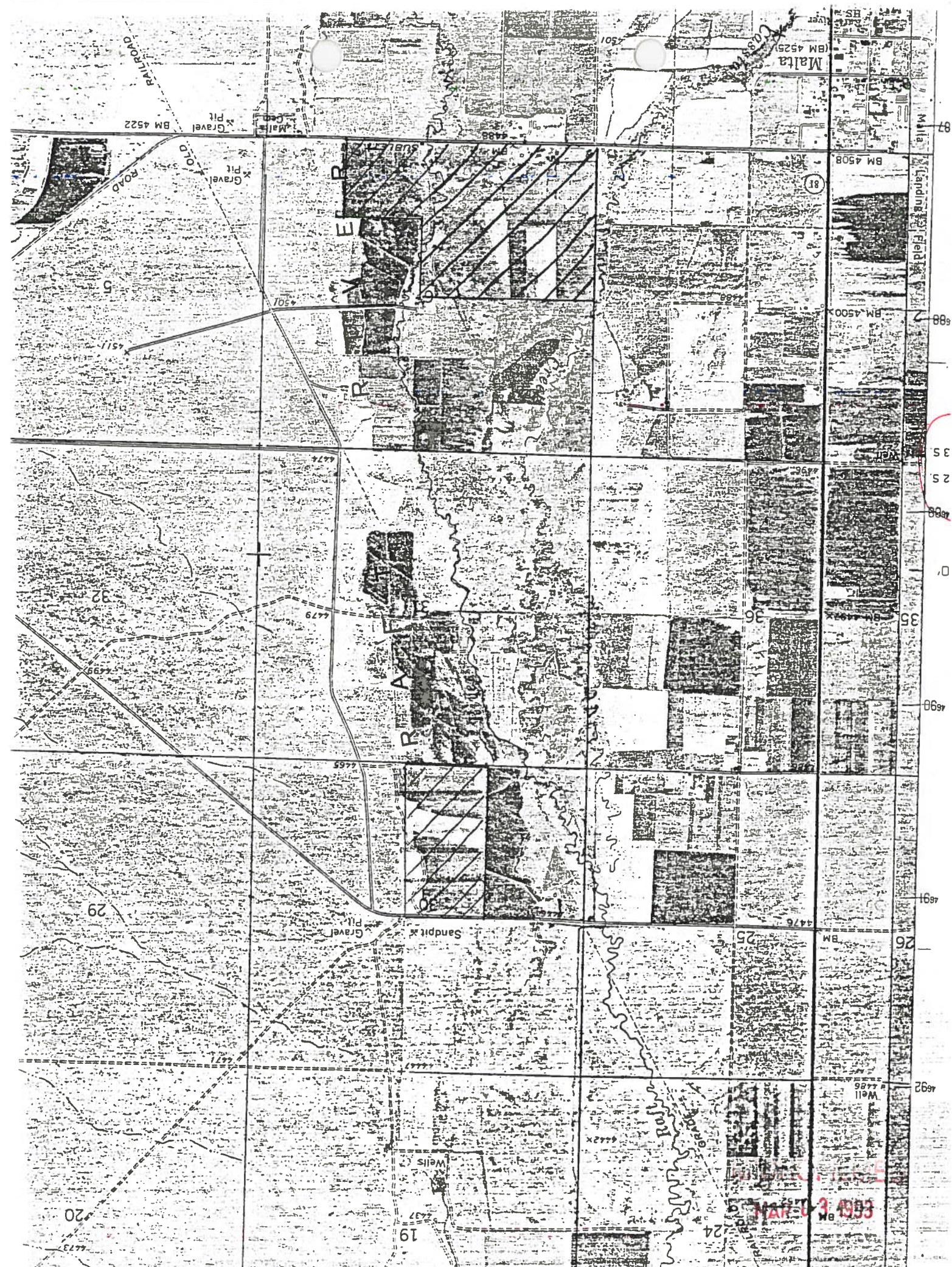
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of April 19 89 *Robert V. Wenstelt*
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires 1/16/1995



05/10/2001

RECEIVED
JUN 18 2001
Department of Water Resources
Southern Region

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 43-2249

ALVIN NEDDO
HC 67 BOX 1000
MALTA ID 83342
Telephone Number: (208)645-2270

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

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

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

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

DATE:

6/10/01

SIGNATURE:

Alvin Neddo

Please print your name:

ALVIN NEDDO

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

03/01/2001

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

RIGHT NUMBER: 43-2249

NAME AND ADDRESS: ALVIN NEDDO
HC 67 BOX 1000
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 4 CFS

RIGHT NOS. 43-00217, 43-00218, 43-00219, 43-00220, 43-02249,
43-02502 AND 43-12954 ARE LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 5.50 CFS.

PRIORITY DATE: 09/15/1924

POINT OF DIVERSION: T13S R27E S7 SWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	4.00 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R27E S6	NESW	39	T13S R27E S6	LOT 6	NWSW 50
T13S R27E S6	LOT 7 SWSW	45	T13S R27E S6		SESW 37
T13S R27E S6	SWSE	38			

209 ACRES TOTAL

RIGHT NOS. 43-00217, 43-00218, 43-00219, 43-00220, 43-02249,
43-02502 AND 43-12954 ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 209 ACRES IN A SINGLE IRRIGATION SEASON.

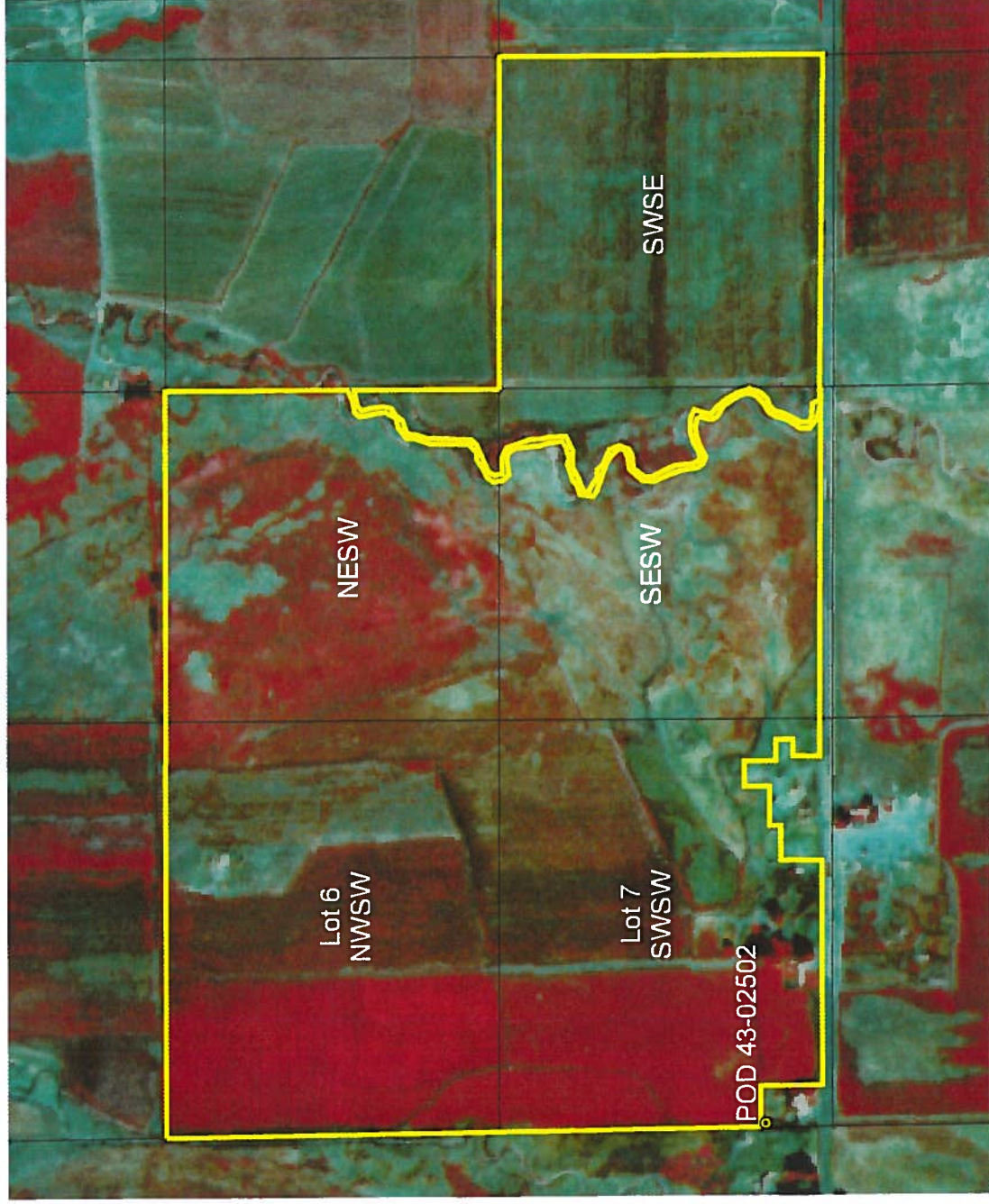
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 200 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

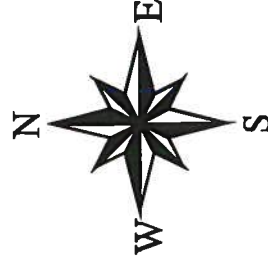
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO
CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

**43-00217, 43-00218, 43-00219, 43-00220
43-02249, 43-02502 & 43-12954**



T13S R27E S06

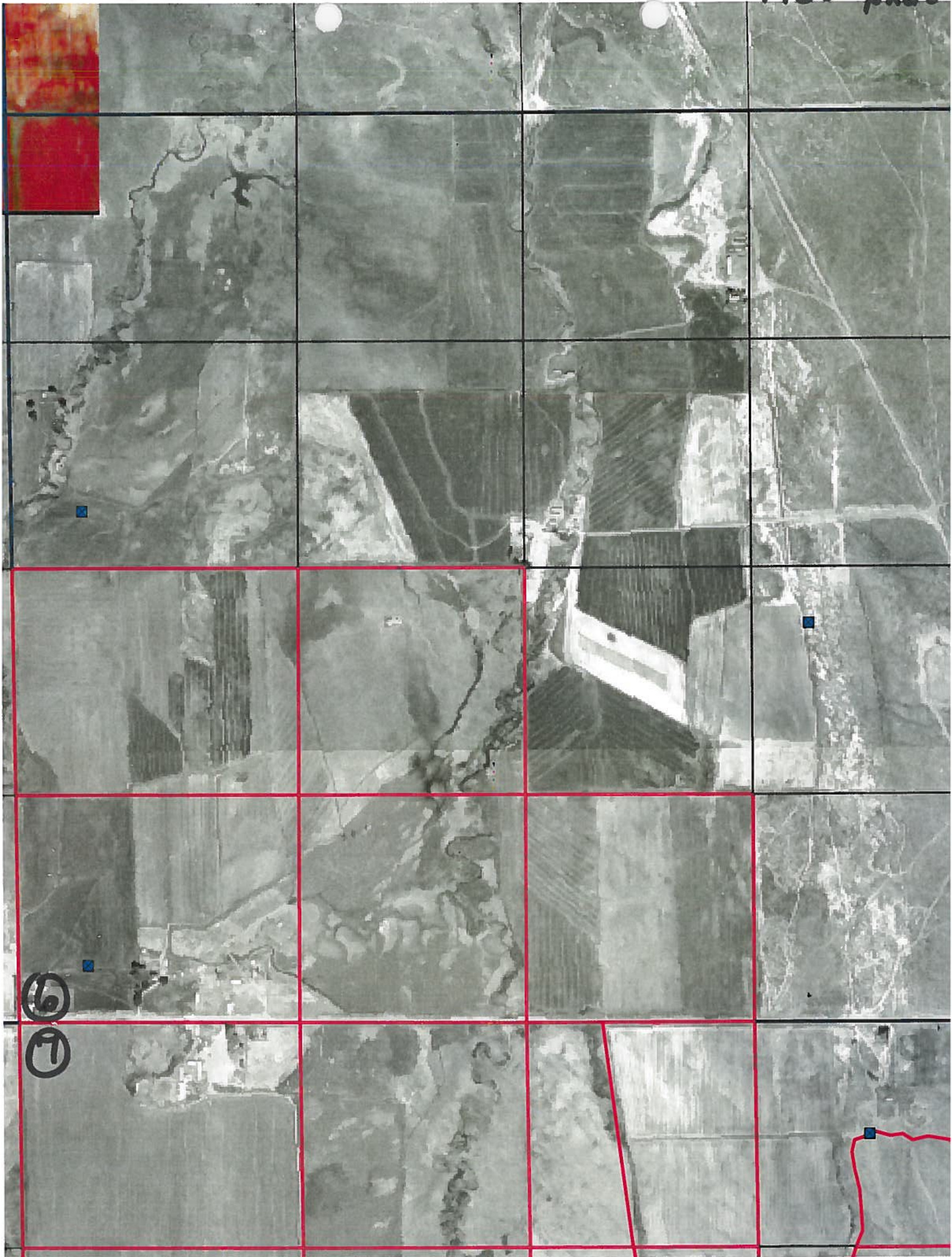


1000 0 1000 2000 Feet



**Map prepared by: Carter Fritschle
Date prepared: 01/29/01
1987-1988 NAPP photography
Idaho Department of Water Resources**

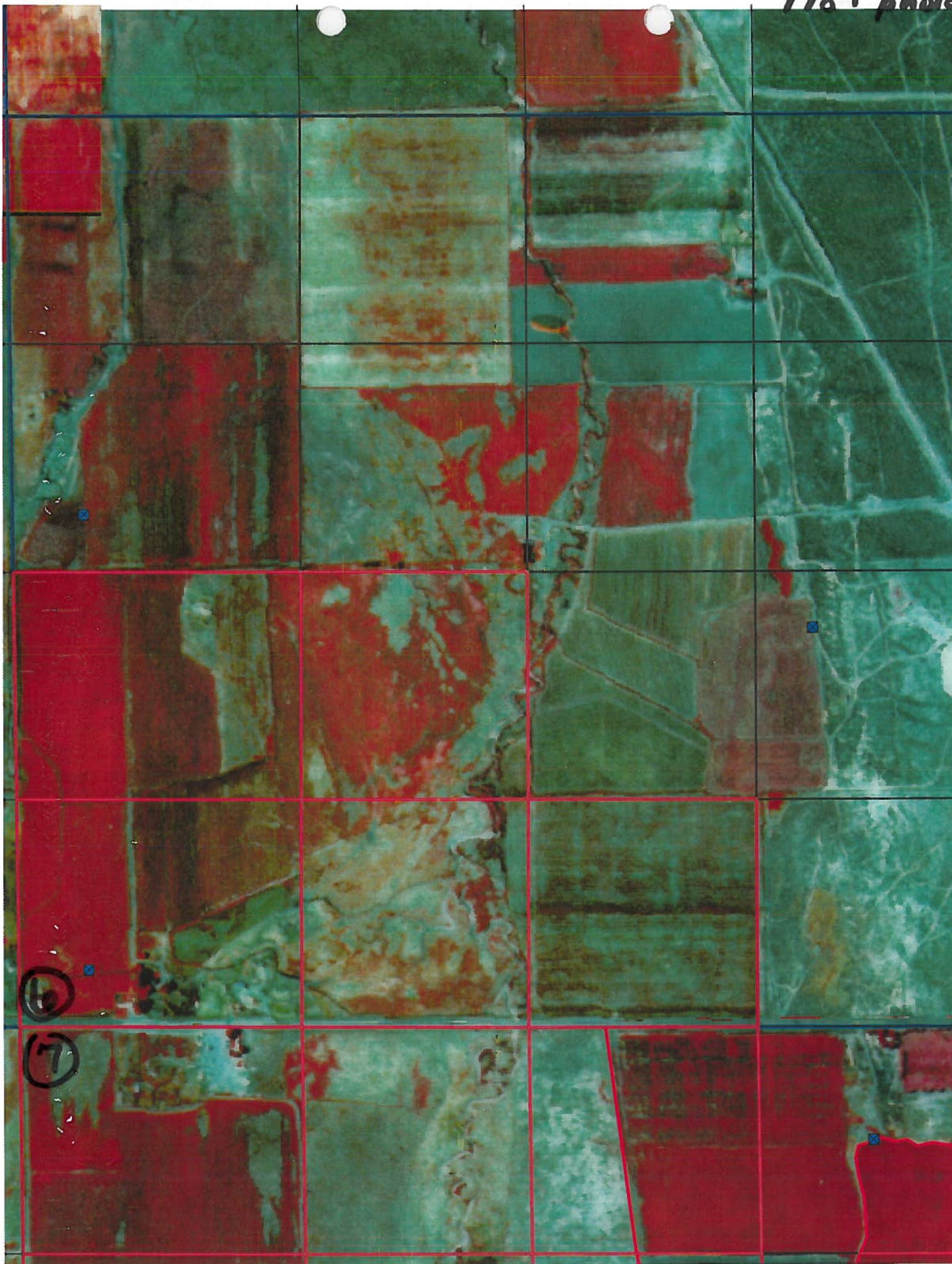
1962 photo



1968 photo



1989 photo



U.S. Dept. of Agriculture
Agri. Stab. & Conserv. Svc.
Abbreviated 156 Farm Record

OPERATOR: Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
529-26-0019 S ALVIN NEDDO MALTA	1829.0	245.8	245.8	245.8		ACTIVE
ID 83342 0000						

CRP: .0
IFM: N
RECON. REF. NO.: 000000
DEAV NORMAL PLANTED ACRES: .0

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	-----P&CP-----		-----YIELD-----	
						YEAR		YEAR	NI
WHEAT	1	18.4	.0			93	.0	94	25
						92	92.2	85	25
	IAM	.0				91	.0		
						90	.0		
	NAW	18.4				89	.0	94	25
						88	.0	85	25
								----- HWY -----	
BARLEY	1	4.2	.0			93	.0	94	25
						92	21.2	85	25
	IAM	17.4				91	.0		
						90	.0		
	NAW	.0				89	.0	94	84
						88	87.1	85	88
								----- HWY -----	

No. of Tracts: 4

Current Year

[illegible]



224

295

293

22.1

15.0

38.2

96.9

34.4

21

2107

2864

22.1

15.0

38.2

A
DEC 18 1924

State of Idaho

License and Certificate of Water Right

Water License No. 15845

Amount 4.0 cgs. ft.

Water District No. 8-B

Priority 9-15-1924.

THIS IS TO CERTIFY that Isaac James Heddo, Jr., and George W. Heddo, of Malta, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 26, 1923; that Permit No. 15845 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.46 second feet, was issued thereunder on July 28, 1925, showing that said works were completed on the 20th day of July, 1925; and that on the 17th day of September, 1927,

Isaac James Heddo, Jr., and George W. Heddo, of Malta, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Raft River, a tributary of Snake River, for the purpose of irrigation and domestic use, under Use Permit No. 15845 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3471, on the 28th day of September, 1927;

+ The right hereby confirmed dates from September 15, 1924;

The Point of Diversion is located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, and in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, Tp. 13 S., R. 27 E., B.M. Cassia County;

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	27 E.	6	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
					Total 200

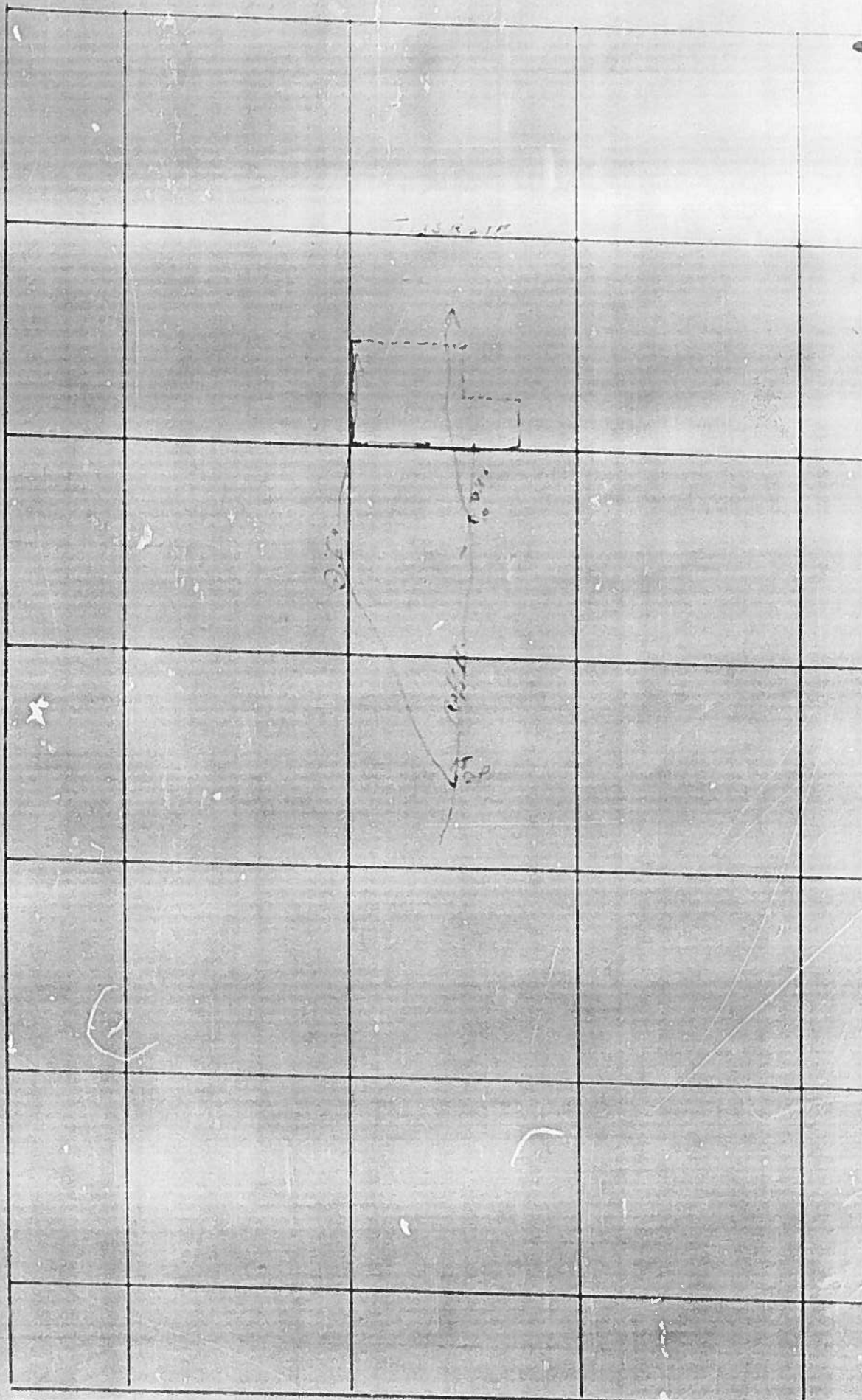
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 28th day of September, 1927.

GEO. I. CARTER.

Commissioner of Reclamation

(SEAL)



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

15845