

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: **A43-02359**

Date Received: 5/ 3/1989

Receipt No: C006577

Received By: ownership change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEON R WALKER 801-785-4039
Address: 87 S 800 E
LINDEN UT 84042

AND
Name: ZEONA M WALKER 801-785-4039
Address: 87 S 800 E
LINDEN ID 84042

2. Date of Priority: DEC 1, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	26E	28	SE	SE			CASSIA

5. Description of diverting works:
WELL, PUMP, MOTOR, PIPELINE, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.900		

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

8. Total consumptive use is 510.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	26E	33	NE	NE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	26E	33	SE	NE		IRR	21.0
			NE	SE		IRR	14.0
					Section Acres		74.0
		34	NW	NW		IRR	38.0
			SW	NW		IRR	39.0
			NW	SW		IRR	19.0
					Section Acres		96.0
					Total Acres		170.0

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:

TRANSFER NO. 2079.

OWNERSHIP CHANGE 5/29/91 BY AA.

15. Basis of Claim: LICENSE

Water Right Number: 21806

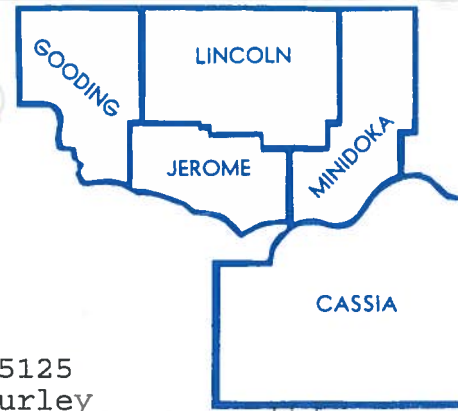
16. Signature(s)

(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: _____

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: 25125
OFFICE: Burley

RECEIVED

May 23, 1994

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

MAY 24 1994

Department of Water Resources
Southern Region Office

RE: Brigham Young University and
Leon R. Walker

Dear Clerk:

Enclosed please find a Notice of Change of Water Right Ownership from Brigham Young University to Leon R. Walker and Zeona M. Walker. Please file and send receipted letter to Land Title and Escrow, Inc., P.O. Box 177, Burley, Idaho 83318.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

Laura Bell

Laura Bell
Title Department

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 1199



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 25125

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.
See attached Exhibit "A" for legal description

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: 43-02359

☐ Name and Address of Former Owner/Claimant(s)(Seller): Brigham Young University

☐ New Owner/Claimant (Purchaser): Leon R. Walker and Zeona M. Walker

☐ New Mailing Address: 87 South 800 East
Linden, Utah 84042

☐ New Telephone Number: (801) 785 - 4039

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: recorded Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Leon R. Walker Date 5- -94
☒ Leon R. Walker Date _____

☐ Signature of Former Owner/Claimant(s) BRIGHAM YOUNG UNIVERSITY Date _____
☒ By: Clyde R. Morrell Date 5-13-94
☒ Clyde R. Morrell Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

230844

DEED

MAY 24 1994

Department of Water Resources
Southern Region OfficeFOR VALUE RECEIVED, **BRIGHAM YOUNG UNIVERSITY, a Utah non-profit corporation**a corporation duly organized and existing under the laws of the State of **Utah**, grantor, does hereby Grant, Bargain, Sell and Convey unto**LEON R. WALKER and ZEONA M. WALKER** address: 87 South 800 East, Lindon UT 84042
grantee, the following described real estate, to-wit:

See attached Exhibit "A" for legal description

See attached Exhibit "B" for exceptions

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, and their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its Assistant Administrative Vice President of Finance Brigham Young University, this 11th day of May, 1994.

BRIGHAM YOUNG UNIVERSITY

x By


Clyde R. Morrell, Assistant Administrative
Vice President of Finance

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

- Section 33: That part of the E½E½, lying North of the right of way of U.S. Highway 30 South also known as Highway 81, EXCEPT the Right-of-Way for Interstate Highway 80 North.
- Section 34: That part of the W½W½, lying North of the right of way of U.S. Highway 30 South also known as Highway 81, EXCEPT the Right-of-Way for Interstate Highway 80 North.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

- Section 28: Part of said Section 28, more particularly described as follows:

Beginning at a point 25.0 feet North of the Southwest corner of the SE¼SE¼ of said Section 28, which point shall be the True Point of Beginning;
Thence East 48.0 feet to a point which point is also a U.S. Coast and Geodetic Survey Marker number B 122 dated 1958;
Thence North 75.0 feet to a point;
Thence West 48.0 feet to a point on the mid-section line;
Thence South 75.0 feet along said mid-section line to the True Point of Beginning.

TOGETHER WITH all water and water rights, ditches, and ditch rights used thereon or appurtenant thereto, including but not limited to Adjudication No. 43-02359.

LAND TITLE & ESCROW

DEPUTY RECORDER

CASSIA COUNTY, IDAHO
CORRELL H. ROSKELLEY

1994 MAY 13 P 4:41

230844

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
252

EXHIBIT "B"

SUBJECT TO:

All reservations in patents or deeds in the chain of title

Taxes for 1994 and subsequent years.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., an J. L. Anderson and Arabella Anderson, husband and wife, and Floyd Morris and Burna Morris, husband and wife, dated March 9, 1955 and recorded August 5, 1955 as Instrument No. 187030 in Book 9 of Bills of Sale and Agreements, Pages 1, 2 and 3, records of Cassia County, Idaho. (E½SE¼, E½NE¼ Section 33; W½SW¼, W½NW¼, Section 34, and has a well on the SW¼SW¼ of Section 34, all in Township 10 South, Range 26, East of the Boise Meridian)

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., and American National Investment Co., dated August 21, 1957 and recorded September 12, 1958 as Instrument No. 198519, records of Cassia County, Idaho. (E½E½ of Section 28 in Township 10 South Range 26 East of the Boise Meridian)

ASSIGNED TO: Brigham Young University by an Assignment from Lennie Sam Skaggs and Aline W. Skaggs, dated March 21, 1991 and recorded March 27, 1991 as Instrument No. 212611 on Film No. 224, records of Cassia County, Idaho.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., and Clyde Smith, dated May 17, 1963 and recorded March 25, 1964 as Instrument No. 17610, records of Cassia County, Idaho. (E½ of Section 28 in Township 10 South, Range 26 East of the Boise Meridian)

ASSIGNED TO: Brigham Young University by an Assignment from Lennie Sam Skaggs and Aline W. Skaggs, dated March 21, 1991 and recorded March 27, 1991 as Instrument No. 212611 on Film No. 224, records of Cassia County, Idaho.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., and Clyde Smith, dated June 4, 1964 and recorded December 23, 1965 as Instrument No. 27479, on Film No. 38, records of Cassia County, Idaho. (SE¼ in Section 28 of Township 10 South, Range 26 East of the Boise Meridian)

ASSIGNED TO: Brigham Young University by an Assignment from Lennie Sam Skaggs and Aline W. Skaggs, dated March 21, 1991 and recorded March 27, 1991 as Instrument No. 212611 on Film No. 224, records of Cassia County, Idaho.

Restrictions contained in Quitclaim Deed from Redge E. Peterson and Wendy Peterson, husband and wife, to Lennie Sam Skaggs and Aline W. Skaggs, husband and wife, dated November 15, 1977 and recorded February 27, 1978 as Instrument No. 105233 on Film No. 115, records of Cassia County, Idaho, which reads as follows: "The use of this property is hereby restricted for the operation of a well, including but not limited to, pump, power lines, well housing, etc. No building shall be constructed upon the property herein described without the written consent of the Grantors or the successors in interest to the Grantors in the real estate immediately surrounding the aforesaid property and being adjacent and contiguous thereto." (Parcel No. 2)

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, and BYU Research Ranch, dated June 18, 1992 and recorded August 4, 1992 as Instrument No. 220238 on Film No. 236, records of Cassia County, Idaho, covering the SW¼ of Section 34, Township 10 South, Range 26 East of the Boise Meridian.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, and BYU Research, dated June 19, 1992 and recorded July 1, 1992 as Instrument No. 219774 on Film No. 236, records of Cassia County, Idaho, covering the S½SE¼ of Section 28, Township 10 South, Range 26 East of the Boise Meridian.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

GIL D. ANDRUS
Governor PHIL BATT

R. KEITH HIGGINSON
Director

April 4, 1995

LAURA BELL
LAND TITLE AND ESCROW, INC.
PO BOX 177
BURLEY ID 83318

RE: CHANGE OF OWNERSHIP - ADJUDICATION CLAIM #A43-02359
BYU/WALKER

Dear Laura:

Pursuant to the notification that you are representing the claimant on the above referenced Adjudication Claim, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the records and if you have any corrections or any questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie'.

Jeanie Robertson
Water Rights Agent

/jrr
Enclosures

Water Right Number - R43-02359 Prefix Translation: RESEARCH Old (D) Number - 21806

*** C - CURRENT OWNER ***
WALKER LEON R 1 - 87 S 800 E State- UT Zip- 84042
2 -
3 -
City- LINDEN
Phone - 801-785-4039

WALKER ZEONA M 1 - 87 S 800 E State- UT Zip- 84042
2 -
3 -
City- LINDEN
Phone - 801-785-4039

*** O - ORIGINAL OWNER ***
ANDERSON LOREN D 1 - State- ID Zip- 84042
2 -
3 -
City- N/A
Phone - 208-000-0000

PETERSON BRENT J 1 - State- ID Zip- 00000
2 -
3 -
City- DECLD
Phone - 208-000-0000
1 - PO BOX 2526

SKAGGS L S 1 - State- ID Zip- 83323
2 -
3 -
City- SALT LAKE CITY
Phone - 208-000-0000
1 - ATTN: DR JIM WILTBANK

BRIGHAM YOUNG UNIVERSITY 1 - State- UT Zip- 84110
2 -
3 - 368 WIDB
City- PROVO
Phone - 801-378-2397
State- UT Zip- 84602

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/01/1950 17 SOUTHERN L - LICENSE
+ - - - - Source - - - - - + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
10S 26E 28 SE SE (31) CASSIA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 2.900

[illegible]

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: **A43-02359**
Date Received: 5/ 3/1989
Receipt No: C006577
Received By: _____

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

1. Name: BRIGHAM YOUNG UNIVERSITY 801-378-2397
Address: ATTN: DR. JIM WILTBANK
368 WIDB
PROVO, UT 84602
2. Date of Priority: DEC 1, 1950
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 10S | 26E | 28 | SE | SE | | | CASSIA |
5. Description of diverting works:
WELL, PUMP, MOTOR, PIPELINE, SPRINKLER SYSTEM
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.900 | | |
7. Total Quantity Appropriated is:
2.900 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 510.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	26E	33	NE	NE		IRR	39.0
			SE	NE		IRR	21.0
			NE	SE		IRR	14.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	74.0
		34	NW	NW	IRR	38.0
			SW	NW	IRR	39.0
			NW	SW	IRR	19.0
					Section Acres	96.0
					Total Acres	170.0

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:
TRANSFER NO. 2079.

OWNERSHIP CHANGE 5/29/91 BY AA.

15. Basis of Claim: LICENSE
Water Right Number: 21806

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A43-02465A, A43-02465B, A43-04042
A43-10143, A43-10144, A43-10145, A43-02348, A43-02349

[] Name and Address of
Former Claimant: L. S. Skaggs

P O Box 2526

Salt Lake City, Utah 84110

[] New Claimant(s): Brigham Young University
Attention: Dr. Jim Wiltbank
368 WIDB

[] New Mailing Address: Provo, Utah 84602

New Telephone Number: (801) 378-2397

[] Does the change in ownership result in a splitting of the
water right claimed? yes X no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Charitable Quitclaim Deed

[] Signature of New Claimant(s): BRIGHAM YOUNG UNIVERSITY

[Signature] MED

Date: March 22nd 1991

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

RECEIVED

MAR 27 1991

MICROFILMED

MAR 03 1993

Department of Water Resources
Southern Region Office

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-02359
Date Received: 5/03/1989
Receipt No: C006577
Received By: _____NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW1. Name: L. S. SKAGGS
Address: P.O. BOX 2526
SALT LAKE CITY, UT 84110

2. Date of Priority: DEC 01, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	26E	28		SE	SE		CASSIA

5. Description of diverting works:
WELL, PUMP, MOTOR, PIPELINE, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.900		

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

8. Total consumptive use is 510.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	26E	33	NE	NE		IRR	39.0
			SE	NE		IRR	21.0
			NE	SE		IRR	14.0

Section Acres 74.0

A43-02359

Page 1

Date: 05/24/89

MICROFILMED
MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	26E	34	NW	NW	IRR	38.0
			SW	NW	IRR	39.0
			NW	SW	IRR	19.0
					Section Acres	96.0
					Total Acres	170.0

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:
TRANSFER NO. 2079.

15. Basis of Claim: LICENSE
Water Right Number: 21806

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 FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A43-02359Date Received 5-3-89Receipt Number 0006577**RECEIVED**

MAY 03 1989

**NOTICE OF CLAIM
TO A
WATER RIGHT**

Department of Water Resources

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) L. S. Skaggs Phone (801) 539 - 0114Mailing Address P. O. Box 2526, Salt Lake City, Utah Zip 841102. Date of Priority (Only one (1) per claim) December 1, 19503. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 10 S Range 26 E Section 28,
_____ 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.Well, pump, motor, pipeline, sprinkler system.

MICROFILMED

MAR 03 1993

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 2.900 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.900 (cfs) and/or (b) 680.00 (acre feet)

8. Total consumptive use claimed is 510.00 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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
10 S	26 E	33	39			21									14				74
		34						38	39			19							96

Total number of acres irrigated 170.0

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. _____ or None (XX)

14. Remarks: Transfer No. 2079

MICROFILMED

MAR 03 1993

Last Name Skaggs Ident No. 43-02359

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 21806/43-02359
Court _____ Case Number _____ Decree Date _____
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 NONE

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

Signature of Claimant (s) *L. S. Skaggs* Date 4-26-89

L. S. SKAGGS

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 _____ of _____
Title 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 UTAH)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 26th day of April 19 89



Notary Public *Ruth G. Waldron*

Residing at _____

My Commission Expires March 29, 1993

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Date _____

MICROFILMED
MAR 03 1993

Last Name Skaggs Ident. Number 43-02359

Copies White-State, Yellow-Claimant

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Skaggs

DATE RECEIVED 5-3-89

1. Is the name and address complete with zip code?

2. Is a priority date entered? Yes in view of mandatory filing dates?

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required) N/A

4. Is the legal description of the p.d. sufficient?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. . . .

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered? N/A

Is the consumptive use correct? N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ____

10. Is (are) the place(s) of use and purpose(s) indicated?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" indicated?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A

15. Is the basis of the claim indicated?

16. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) . N/A ____

17. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block.

18. Has the claim been signed, sealed, and dated by a notary?

19. Was this claim filed on time, or was an extension granted?

20 Is the fee enclosed correct? Exempt

21. If this claim is based on an existing water right, has the identification number been entered? N/A

22. Should this claim be data entered?

Claim checked by: CA Date: 5-24-89

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by:

Receipt Prepared by:
Claim data entered by:

Sent to claimant by:

Comments:

MAR 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

03-May-1991 15:59

Brigham Young University
Office of the General Counsel
Michael R. Orme
A-357 ASB
Provo, UT 84602

Re: Adjudication Claims: A43-02465A, 02465B, 04042, 10143, 10144, 10145
A43-02348, 02359

Dear Mr. Orme:

I looked in the computer system records to review the above-referenced Adjudicated Claims. I am enclosing copies of the first pages to show you what we have in our records. Did someone in this office send you copies of the claims with the new ownership change? The State Office sometimes works with us on this entering into the computer data, maybe, I am overlooking something that has been done.

I will be glad to change the Ownership, so am enclosing the form to fill out. Should you have any questions, please call me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
MAR 03 1993

BRIGHAM YOUNG
UNIVERSITY

OFFICE OF THE GENERAL COUNSEL

EUGENE H. BRAMHALL
ASSISTANT TO THE PRESIDENT
GENERAL COUNSEL

H. HAL VISICK
ASSOCIATE GENERAL COUNSEL

MICHAEL R. ORME
ASSOCIATE GENERAL COUNSEL

THE GLORY OF GOD
IS INTELLIGENCE

RECEIVED

MAY 02 1991

Department of Water Resources
Southern Region Office

April 30, 1991

Idaho Department of
Water Resources
Southern Regional Office
222 Shoshone Street East
Twin Falls, ID 83301

Re: BYU Water Right Nos.: A43-02465A, A43-02465B, A43-04042, A43-10143, A43-10144, A43-10145, A43-02348, A43-02359

Dear Sirs:

Brigham Young University has recently received notice that the Idaho Department of Water Resources for the Southern Regional Office has received the enclosed Change of Ownership of Notice of Claim. In the event that any notices are to be sent from the IDWR to BYU, these notices should be delivered to all of the following addresses:

Office of the President
Brigham Young University
D-346 ASB
Provo, UT 84602

Office of General Counsel
Brigham Young University
A-357 ASB
Provo, UT 84602

Dr. Jim Wiltbank
Brigham Young University
368 WIDB
Provo, UT 84602

A-357 ASB
BRIGHAM YOUNG UNIVERSITY
PROVO, UTAH 84602
(801) 378-3089
TELECOPIER NO. (801) 378-7521

MICROFILMED

MAR 03 1993

If you have any questions concerning this request, please advise.

Sincerely,

Michael R. Orme

Michael R. Orme

MRO:jr

Enclosure

MICROFILMED

MAR 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

13-May-1991 09:34

Brigham Young University
Office of the General Counsel
Michael R. Orme
A-357 ASB
Provo, UT 84602

Re: Adjudication Claims: A43-02465A, 02465B, 04042, 10143, 10144, 10145
A43-02348, 02359

Dear Mr. Orme:

This letter is in reference to the letter I sent you May 3, 1991, regarding name changes on the above-referenced Adjudication Claims. After digging down in my basket, I found the proper forms that had been sent in concerning the name change. I will process these as soon as possible. I know I must have confused you and I apologize if this has caused you any inconvenience.

Please feel free to contact this office, should you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

MICROFILMED
MAR 03 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

29-May-1991

BRIGHAM YOUNG UNIVERSITY
ATTN: Dr. Jim Wiltbank
368 WIDB
Provo, UT 84602

RE: Adjudication Claim(s) No(s). A43-02465A, 02465B, 04042,
A43-10143, 10144, 10145, 02348, & 02359

Dear Dr. Wiltbank:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant.

Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/aa

Enclosures

MICROFILMED
MAR 03 1993

09/26/2000

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

RIGHT NUMBER: 43-2359

NAME AND ADDRESS: ZEONA M WALKER
LEON R WALKER
87 S 800 E
LINDEN, ID 84042

SOURCE: GROUND WATER

QUANTITY: 2.9 CFS
628 AFY

PRIORITY DATE: 12/01/1950

POINT OF DIVERSION: T10S R26E S28 SWSESE 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	2.90 CFS 628.0 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T10S R26E S33	NENE	38	T10S R26E S33 SENE 23
T10S R26E S34	NWNW	38	T10S R26E S34 SWNW 39
T10S R26E S34	NWSW	19	
157 ACRES TOTAL			

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

Water Right 43-2359

VERIFIED BY X 9/26/2000

09/26/2000

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

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PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	2.90 CFS 628.0 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County					
T10S R26E S33	NENE	38	T10S R26E S33	SENE	23
T10S R26E S34	NWNW	38	T10S R26E S34	SWNW	39
T10S R26E S34	NWSW	19			
157 ACRES TOTAL					

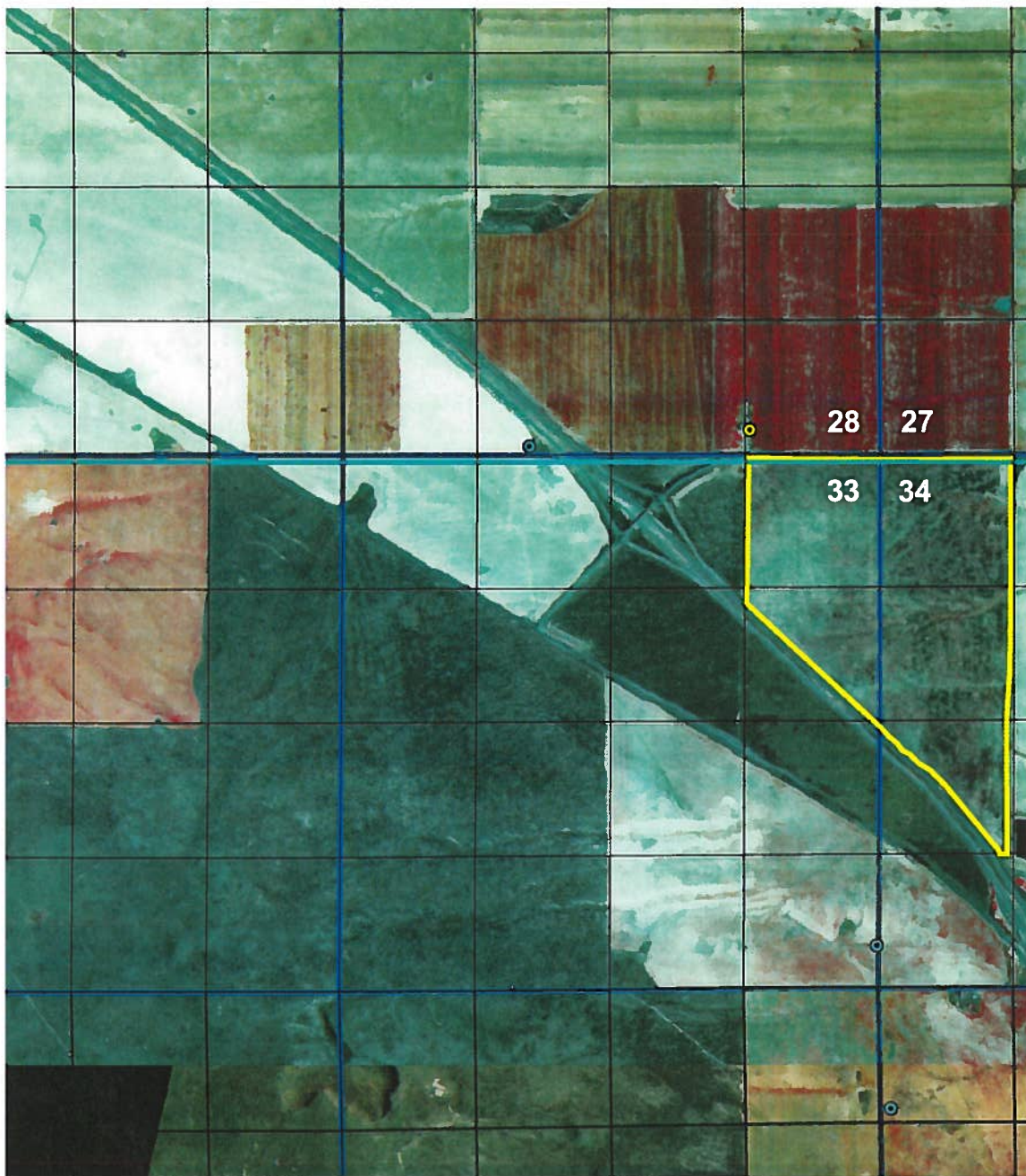
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
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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

Water Right 43-2359

43-02359



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPT. 26, 2000
TWP 10S, RNG 26E, SEC. 33 & 34



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

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

A43-02359 12/1/50 2.9 cfs 170 Ac.

Transfer #2079 was approved in 1977 which moved the POU from lands in Sections 27 & 28 to these lands in Sections 33 & 34. Construction of the interstate has since reduced the POU from 170 Ac. to 157 Ac., but diversion rate is still under .02 cfs per acre and can be recommended.

R43-02359 12/1/50 2.9 cfs 157 Ac.

CLAIM NUMBER A43-02359 DATE _____
AGENT _____

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 17
GIS ACRE TOTAL 15

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	10S	26E	33	39			21									14			
GIS	10S	26E	33	38			23									.03			
RECOM	10S	26E	33	38			23									-			
CLAIM	10S	26E	34					38	39				19						
GIS	10S	26E	34					38	39				19						
RECOM	10S	26E	34					38	39				19						
CLAIM																			
GIS																			
RECOM																			

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT



A43-02359

ATTN: VON GIBBY
V & R FARMS
RT 3, BOX 3358
BURLEY, ID 83318

6/13/1994

RE: WELL IN SESE S28 T10S R26E

DEAR VON,

The Department received a written complaint alledging that modifications have been made to the above referenced well in order to route water northward. In response to the complaint I conducted a field review of the situation on 6/10/1994.

I found that a new branch had been added to the piping near the pump motor, a valve (closed on the date of inspection) was installed on the new branch, and mainline heading northward had been buried. While I was onsite I spoke with Larry Baker, (he indicated that he farmed for you) about the modifications to the system. During our discussion I informed Mr. Baker that changes such as have been made on the system requires an approved transfer. I also warned him that if diversion of water is made to lands not in accordance with existing water rights that you could face penalties under Sections 42-351 and 42-352, of the Idaho Code.

While researching the water right situation on the farm I noticed that the Walker well still has not had an adjudication claim filed. IDWR agents are evaluating claims in the area this Summer. Please be aware that water rights may be lost if not represented in the general adjudication.

Please submit a transfer form for the new mainline system as soon as possible so that processing can proceed. Call ahead to make an appointment with a water right agent for transfer assistance and with an adjudication agent for claim filing assistance.

Sincerely,

Douglas Jones, P.E.
W. R. Engineer

Walker Well
~~Von Gibby~~ (wee)

L/B pump
 no pump plate

W. Walker
~~Von Gibby~~ - # (11)

hel
 a

MODE SELECT
 INPUT

OUTER DIAMETER
 10.9815 IN

PIPE MATERIAL
 ? CS, SS

WALL THICKNESS
 0.3630 IN

INNER LINING
 ? NO LING.

KIND OF FLUID
 ? WATER

SENSOR MOUNTING
 ? U

TYPE OF SENSOR
 ? SMALL

DATA CHANGE
 ? NO

SPACING
 8.772 IN U

ZERO MODE
 CLEAR

ZERO MODE
 AUT ZERO

ZERO MODE
 ZERO OPR

08-08 15:3100 *R
 +941.773E 0GPM

08-08 15:3100 *R
 +002.70 % AI2

MODE SELECT
 T0 CHECK

0380.9 MMSEC
 099.39 % T0

08-08 15:3200 *R
 +936.490E 0GPM

08-08 15:3200 *R
 +951.812E 0GPM

08-08 15:3200 *R
 +353.473E 0GPM

08-08 15:3200 *R
 +353.473E 0GPM

ZERO MODE
 AUT ZERO

ZERO MODE
 ZERO OPR

pole # 408

Motor 250 h.p.

63253

1505P

polysonic
 loc #2

70 psi

valve
 open

70
 psi

loc. #1

TYPE OF SE 08-
 ? SM +84

DATA CHANG 08-
 ? NO +84

SPACING 8.772 II

ZERO MODE CLE

ZERO MODE AUT ZER

ZERO MODE CLE

ZERO MODE AUT MOD

ZERO MODE ZER OUT
 12.

08-08 16:18 PIF
 +842.973E 0 ?

08-08 16:18 WAL
 +002.60 % 0.1

MODE SELECT INF
 T0 ?

0380.8 MMS KIF
 099.38 % T ?

SEI ?
 0380.9 MMSEC
 099.39 % T0

TYF ?
 08-08 15:3200 *R
 +936.490E 0GPM

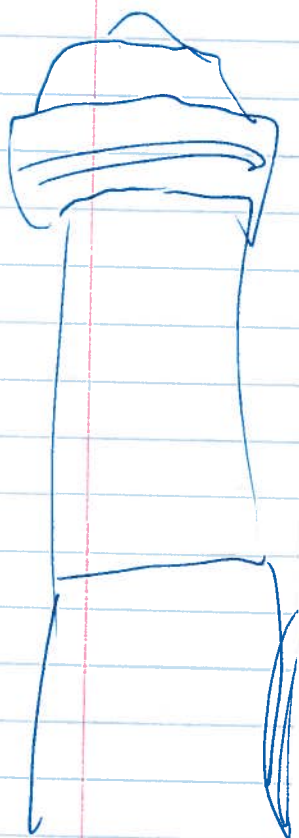
DAI ?
 08-08 15:3200 *R
 +951.812E 0GPM

SPK 08-08 15:3200 *R
 9.1 +951.812E 0GPM

ZEF 08-08 15:3200 *R
 +353.473E 0GPM

ZERO MODE AUT ZERO

ZERO MODE ZERO OPR



08-08 16:20
 +850.369E 0
 08-08 16:20
 +850.369E 0

roll #34:

43-02359



Walker Well
T10S, R26E, Sec. 28 SWSESE
43-02359



Walker Well
T 10S, R 24E, Sec. 28 SWSESE
43-02359

78

BE

R 26

22.28

22.33

T 28.30

23.27

23.34

28.15

T 29.49

24.06

T 29.56

HELIX

1
66.2

144.21

26.06

T 29.30

68

2
66.5

HELIX

3

44.0

18

12.1

33

34

28.6

4

HELIX

1.3

32.33

5.4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:13
09/25/00
3

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-02359

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEON R WALKER	12/01/1950	IRRIGATION	03-15 11-15	2.900 CFS	
C	ZEONA M WALKER					
TOTAL DIVERSION:					2.900 CFS	
~~CONSUMPTIVE USE:~~						~~540.00 AFA~~

628A

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T10S R26E S28 SWSESE

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
10S	26E	33	:	39				21	:									14		:	74.0
10S	26E	34	:						:	38	39					19				:	96.0
																			TOTAL ACRES	170.0	

POU County: CASSIA

Other Rights: NONE

Remarks: GEN TRANSFER NO. 2079.

OWNERSHIP CHANGE 5/29/91 BY AA.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Cond. Coale C18

157
x .02
3.14

acres decreased
div. rate (ok)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:10
09/25/00

PAGE: 2
QUICKLOOK INFORMATION

2
CLAIM NUMBER: A43-02359

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

BARCODE UPDATED
WHOM/DATE