

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-4058 V1

WATER RIGHT NUMBER: 43-4058 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SS SERVICES LLC 3440 W 11400 S SOUTH JORDAN, UT 84095
Directors Report Owner	JEPPSON FAMILY RANCH LLC 2423 PARKE AVE BURLEY, ID 83318

Priority Date: 09/02/1919

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH HEGLAR CANYON CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	03/15	11/15	0.020 CFS	
IRRIGATION	03/15	11/15	1.000 CFS	
	<u>Total Diversion:</u>		1.000 CFS	

Location of Point(s) of Diversion

SOUTH HEGLAR CANYON CREEK	SE1/4SE1/4NE1/4	Sec. 32, Twp 11S, Rge 29E, 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		
11S	29E	29							3.8				4.0	1.0	8.0			1.2		18.0
11S	29E	30	11.0			4.4														15.4
11S	29E	32	1.0	12.0		3.6														16.6

Total Acres: 50

STOCKWATER same as IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 43-4058 V1

Conditions of Approval:

1. 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

Comments:



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

December 14, 2004

SS SERVICES LLC
3440 W 11400 S
SOUTH JORDAN UT 84095

RE: Decreed Water Right 43-4058

Dear Water Right Holder:

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

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

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

DEC 09 2004

Department of Water Resources
Southern Region List

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
43-4058					

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**.

Name and Address of Former
Owner/Claimant(s)

Jeppson Family Ranch LLC

New Owner/Claimant(s)

SS Services LLC

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

New Mailing Address

3440 West 11400 South,

City, State and ZIP Code

South Jordan, UT 84095

New Telephone Number

()

Date you acquired the property

December 6, 2004

For Value Received

JEPPSON FAMILY RANCH, L.L.C, an Idaho Limited Liability Company

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

SS SERVICES, LLC

Address: 3440 WEST 11400 SOUTH, SOUTH JORDAN, UT 84095

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

**TOWNSHIP 11 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 29: SW¹/₄SW¹/₄NW¹/₄, NW¹/₄NW¹/₄SW¹/₄, S¹/₂NW¹/₄SW¹/₄, NE¹/₄SW¹/₄SW¹/₄,
W¹/₂SE¹/₄SW¹/₄, SE¹/₄SE¹/₄SW¹/₄, SW¹/₄SW¹/₄SE¹/₄,
SW¹/₄SE¹/₄SW¹/₄SE¹/₄

Section 30: E¹/₂NE¹/₄

Section 32: SE¹/₄NE¹/₄SW¹/₄NE¹/₄, N¹/₂SE¹/₄NE¹/₄, SW¹/₄NE¹/₄NE¹/₄NE¹/₄,
NW¹/₄NW¹/₄NE¹/₄NE¹/₄, S¹/₂NW¹/₄NE¹/₄NE¹/₄, S¹/₂NE¹/₄NE¹/₄,
NW¹/₄NE¹/₄, N¹/₂NE¹/₄SW¹/₄NE¹/₄, NE¹/₄SW¹/₄SE¹/₄NE¹/₄,
N¹/₂SE¹/₄SE¹/₄NE¹/₄, SE¹/₄SE¹/₄SE¹/₄NE¹/₄

Section 33: SW¹/₄SW¹/₄NW¹/₄NW¹/₄, W¹/₂E¹/₂SW¹/₄NW¹/₄, SE¹/₄NE¹/₄SW¹/₄NW¹/₄,
W¹/₂SW¹/₄NW¹/₄, N¹/₂NW¹/₄NW¹/₄SW¹/₄

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2004 and subsequent years, a lien, but not yet due or payable.

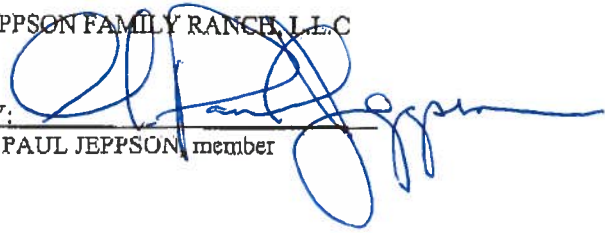
Oil and Gas Lease between O. M. Johnson and Doris A. Johnson, his wife, as Lessor, and American Petrofina Company of Texas, as Lessee, dated October 4, 1977, and recorded October 21, 1977, as Instrument No. 102309 on Film No. 112, records of Cassia County, Idaho. (Covers property located in Section 29, 30, 32 and 33 of Township 11 South, Range 29 East of the Boise Meridian.)

Oil and Gas Lease between Tri-Vest, Inc., as Lessor and Faith Financial Services, as Lessee, dated April 24, 1981, and recorded May 20, 1981, as Instrument No. 135116 on Film No. 142, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 29, 2004

JEPPSON FAMILY RANCH, L.L.C.

BY: 

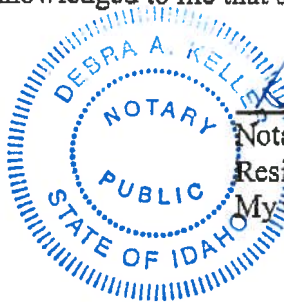
G. PAUL JEPPSON, member

STATE OF IDAHO)

)ss.

COUNTY OF Madison)

On this 30th day of November, 2004, before me, the undersigned, a Notary Public, personally appeared G. Paul Jeppson known or identified to me to be one of the members of the limited liability company that executed the foregoing instrument, and acknowledged to me that such limited liability company executed the same.




Notary Public

Residing at: Rexburg, Idaho

My Commission Expires: 12-27-2005

JEPPSON FAMILY RANCH, L.L.C

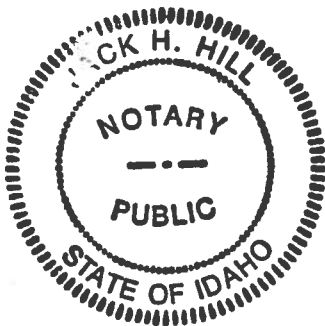
BY: [Signature]
TERRY JEPPSON, member

BY: [Signature]
SHARON W. JEPPSON, member

STATE OF IDAHO)
)ss.
COUNTY OF CASSIA)

On this 1st day of ~~November~~ December, 2004, before me, the undersigned, a Notary Public, personally appeared Terry Jeppson and Sharon W. Jeppson known or identified to me to be one of the members of the limited liability company that executed the foregoing instrument, and acknowledged to me that such limited liability company executed the same.

[Signature]
Notary Public
Residing at: Barley, ID
My Commission Expires: 1/18/08

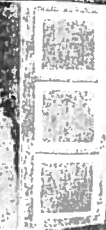


299308
CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 900 DEPUTY 46
2004 DEC 6 PM 3 31
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

29 28
+
32 33

30 29
+
31 32

F 28



NAAPP-4

111

19 20

30 29

29 28

30 29

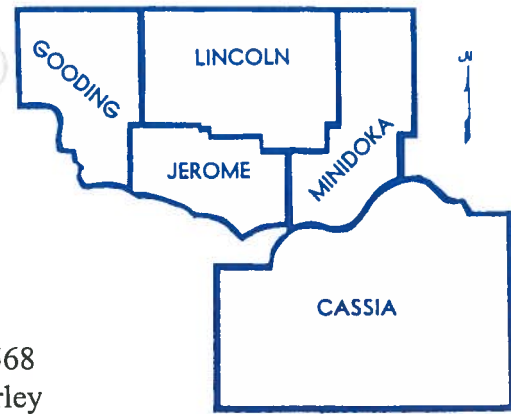
31 32

29 28

32 33

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: 39568
OFFICE: Burley

December 8, 2004

Department of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301

RECEIVED
DEC 09 2004
Department of Water Resources
Southern Region

RE: Change in Water Right Ownership

Dear Agent:

Enclosed please find a Notice of Change In Water Right Ownership between Jeppson Family Ranch and SS Services LLC. along with a copy of the Warranty Deed and Aerial map from the ASCS Office. Please make the necessary change in your records.

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

Very truly yours,
Land Title and Escrow, Inc.

A handwritten signature in blue ink, appearing to read "Terri L. McBride".

Terri L. McBride
Senior Escrow Officer

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 43-4058
Date Received: 6/6/89
Receipt No: S007570
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

JEPPSON FAMILY RANCH LLC
M TERRY JEPPSON
2423 PARKE AVE
BURLEY ID USA 83318

Phone: (208)678-4848

JEPPSON FAMILY RANCH LLC
SHARON W JEPPSON
2423 PARKE AVE
BURLEY ID USA 83318

Phone: (208)678-4848

2. Date of Priority: 01/01/1895

3. Source: SOUTH HEGLAR SPRING
INDIAN FORK SPRING
SPRING

Trib. to: RAFT RIVER
RAFT RIVER
RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	29E	33	NW SW	CASSIA	
11S	29E	33	SE NW	CASSIA	
11S	29E	29	SE NE	CASSIA	

5. Description of diverting works:

DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.72	
STOCKWATER	01/01	12/31	0.03	

7. Total Quantity Appropriated is:
1.72 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Stockwater/ 50 RANGE

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	29E	29	NW	SW	IRRIGATION	5
			SW	SW	IRRIGATION	3
			SE	SW	IRRIGATION	12
			SW	SE	IRRIGATION	3
			SW	NW	IRRIGATION	5
Section Acres						28
11S	29E	30	NE	NE	IRRIGATION	11
			SE	NE	IRRIGATION	6
Section Acres						17
11S	29E	32	SE	NE	IRRIGATION	10
			NE	NE	IRRIGATION	6
			NW	NE	IRRIGATION	21
			SW	NE	IRRIGATION	3
Section Acres						40
Total Acres						85

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:

14. Remarks:

SOURCES ARE SOUTH HEGLER SPRING, INDIAN FORK SPRING & SPRING, TRIB. RAFT RIVER
OWNERSHIP CHANGE FROM ANDERSON TO JEPPSON, CLAIM AMENDED TO CORRECT PLACE OF
USE TO MATCH WARRANTY DEED. 3/28/01 jr

15. Basis of Claim: Statutory Claim

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: 3-29-01

_____ Date:

For Organizations:

I do solemnly swear or affirm that I am Authorized Agent of _____

Jeppson Family Ranch, LLC Title _____, that I have signed the foregoing
Organization

document in the space below as Authorized Agent of _____

Jeppson Family Ranch, LLC Title _____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent _____

Authorized Agent, Jeppson Family Ranch, LLC
Title and Organization

3-29-01

Date

State of Idaho)
County of Twin Falls) SS.

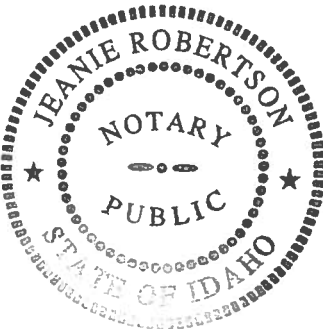
Subscribed and sworn (or affirmed) before me this 29th.

of March 2001

Jeanie Robertson
Notary Public

Residing at Twin Falls, ID.

My commission Expires 9-23-06



OAKLEY QUADRANGLE

IDAHO

1:100 000-SCALE SERIES (PLANIMETRIC)

(POC)

750 000 FEET 33 R 29 E

113°00' 42°30'

300 000 FEET

CASSIA CO. POWER CO.

T 11 S

470

1

2255

6

North

Heglar

Elbow Canyon

Cedar Creek Peak • 2275

Brush Canyon

FOREST SUBLETT

Lower Mill

Big Rock Canyon

36

NATIONAL BIRD SANCTUARY

Pine Canyon

Bruce Spring

31

Pole

6

• 2041

Eagle Point

1

South

Heglar

Houtz

Palmer

Palmer Spring

Spring

Indian

Canyon

Fork

Spring

Factor Spring

Spring

Mud Spring

Spring

Spring

Spring



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 6, 1998

TERRY AND SHARON JEPPSON
2423 PARKE AVE
BURLEY ID 83318

RE: A43-04058

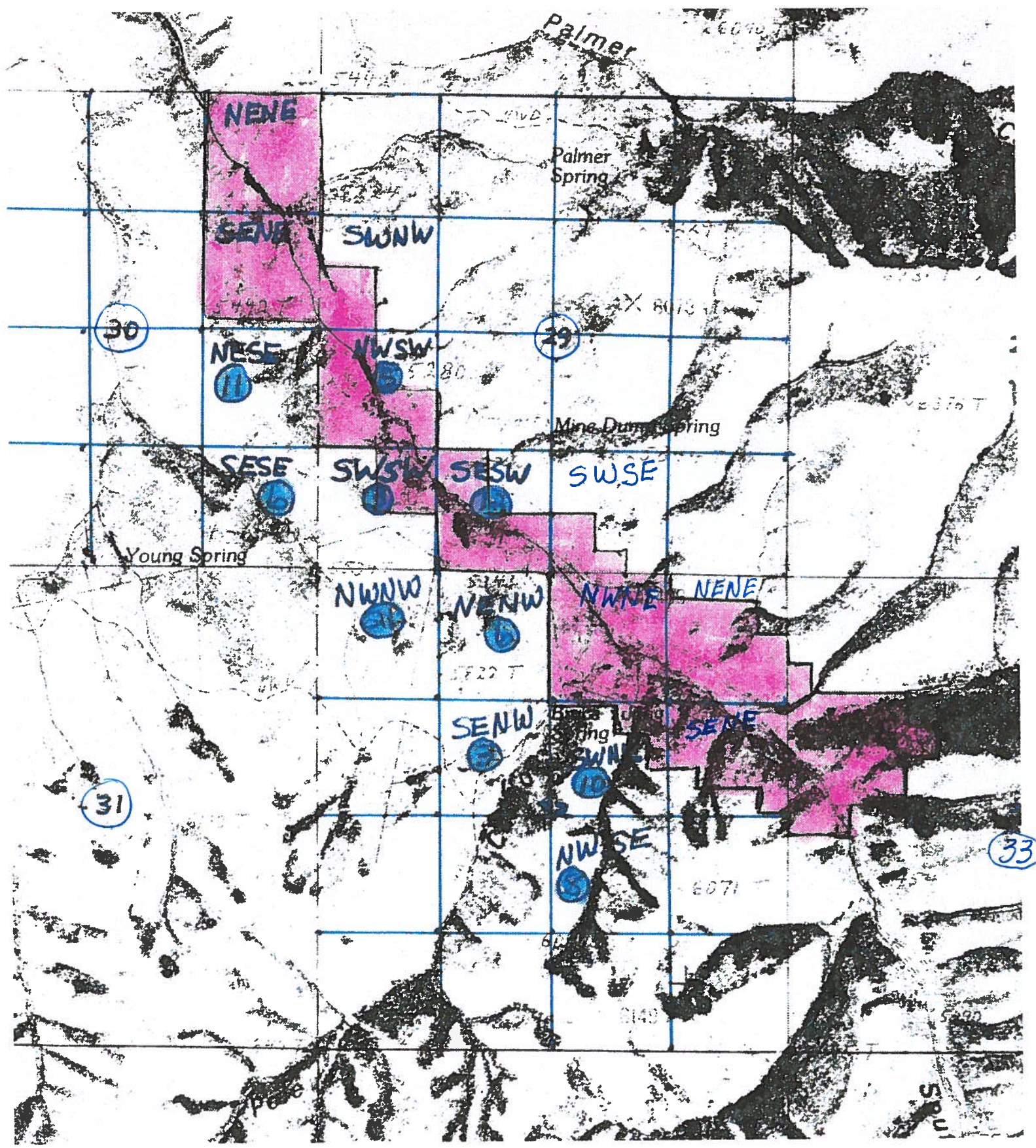
Dear Claimants,

I received the survey map you sent and I've transcribed it onto a copy of one of our quad maps. The area in pink is your property and the numbers in the blue circles are the acres claimed. As you can see, there are some problems. Acres are claimed where you don't own property and no acres are claimed where you do. We need to fix this and the best way may be for you to come in to the office. Please look at the map and try to get some idea of where the irrigated pastures are and about how many acres they contain in each quarter-quarter. Also mark an X where the Points of Diversion (springs) are.

Please give me a call and we can try to figure this out or set up an appointment for you to come in. I'd like to correct the claim at the same time I complete the ownership change process.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent



AJ5809NP
No. A43-04058

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/06/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NEIL L ANDERSON	01/01/1895	IRRIGATION	03-15 11-15	1.72 CFS	
C	DONNA R ANDERSON		STOCKWATER	01-01 12-31	0.03 CFS	
	RT 4 BOX 4277					
	BURLEY ID 83318			TOTAL DIVERSION:	1.72 CFS	
	(208) 678-8490			CONSUMPTIVE USE:		255.00 AFA

Water Source: SOUTH HEGLER SPRING
INDIAN FORK SPRING
SPRING

Tributary to: RAFT RIVER
RAFT RIVER
RAFT RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T11S R29E S29 SENE CASSIA County
S33 SENW NWSW CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE									
NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
11S	29E	29	:						:		05	03	12	:						:	20.0
11S	29E	30	:						:					:	11				06	:	17.0
11S	29E	32	:			10			:	06	21		03	:			08			:	48.0
																			TOTAL ACRES	:	85.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CASSIA

Non-Irrigation Uses: S/50 RANGE.

Other Rights: NONE

Remarks: GEN SOURCES ARE SOUTH HEGLER SPRING, INDIAN FORK SPRING & SPRING,
TRIB. RAFT RIVER.

Dates: Exam Made Date: Verified Date: 06/18/1985 Objection Filed Date:

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

Audit: 06/06/89 MERRITT 03/30/95 POST-STD

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE

May 5, 1998 4:17pm

CUSTOMER

NEIL ANDERSON

A43-04058

SUBJECT: OWNERSHIP CHANGE QUESTIONS??

phone call (X) walk-in (.)

Called Mr. Anderson, the former owner of this property, to ask some questions about discrepancies in the legal description between the claimed POU acres and the warranty deed & survey map submitted by the new owners, Terry and Sharon Jeppson. He said he did convey the entire parcel to the Jeppsons and mentioned he'd spent two weeks in the Cassia County Courthouse straightening things out. He said the deeds are correct as is the survey map. The claim lists acres in the SE $\frac{1}{4}$ of Section 29, but the property is located in the NE $\frac{1}{4}$. In Section 32, the claimed acres list the NW & SE $\frac{1}{4}$'s but the property appears to be in the NE $\frac{1}{4}$ only. (The BLM map, Oakley Quadrangle, Surface Management Status, 1975 Edition, also shows the same shape parcel as an "outage" in the Forest Service Boundary.) I will contact the Jeppson's and ask them to come in and amend the claim to fix these problems...

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

R E C E I V E D

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

APR 30 1998

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

Southern Region

1. Water Right No(s):

A43-04058

Adjudication Claim No(s):

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

Nell L. Anderson & Donna R. Anderson
352 W. 100 South Burley, ID 83318

4. New Owner/Claimant(s)

Mr. Terry Jeppson & Sharon W. Jeppson → Jeppson Family Ranch LLC

New Mailing Address

Name Connector (Check one): [] and, [] or, [] and/or
2423 Parker Ave.

City, State and ZIP Code

Burley, ID 83318

New Telephone Number

(208) 678-4848

5. Date you acquired the property

9-10-96

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

85

Number and type of stock

Diversion rate in CFS

1.72

Number of homes

currently planning

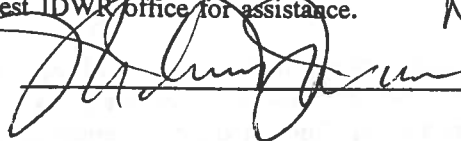
Other uses

restoration of natural habitat

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.

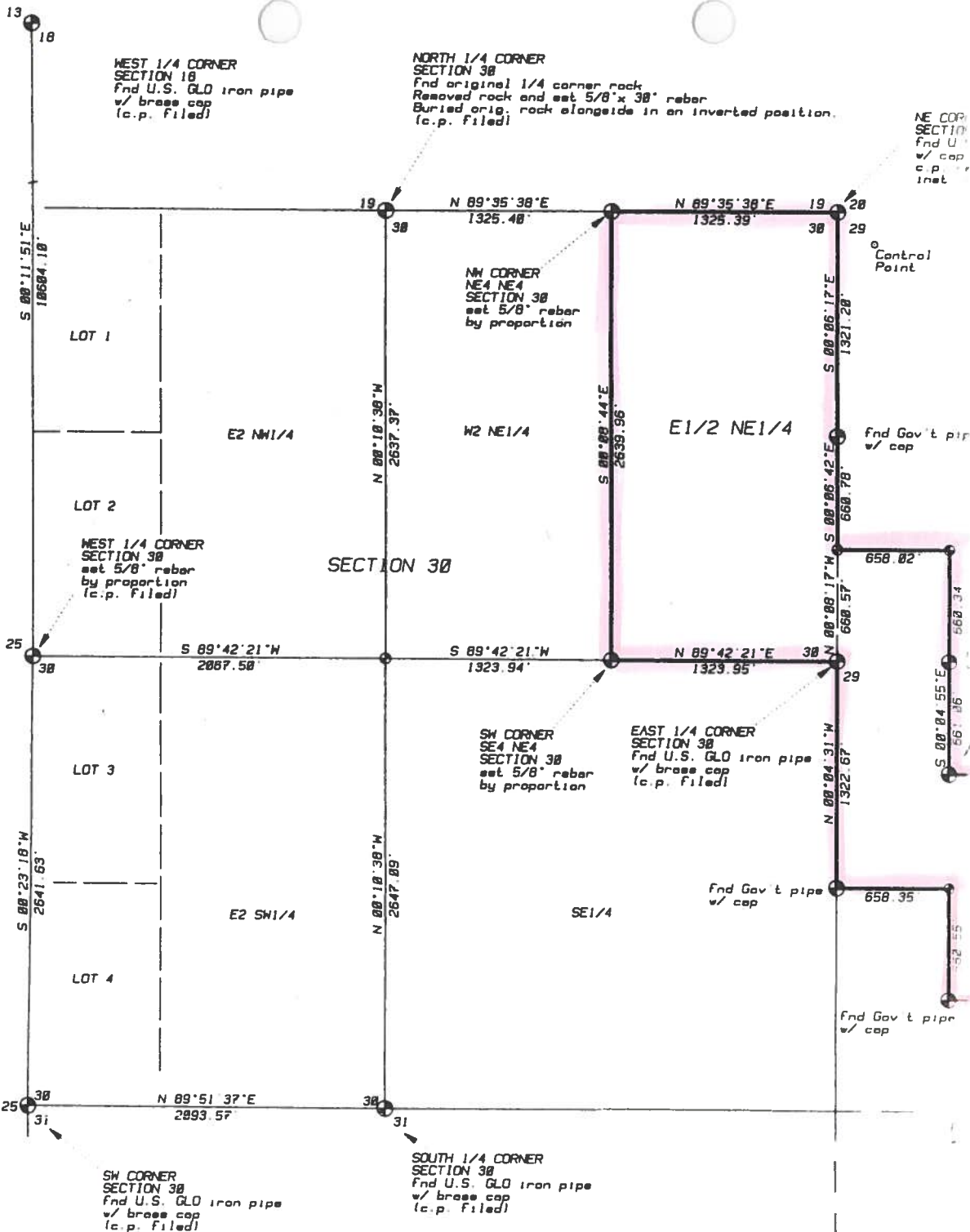
N/A

7. Signature of New Owner or Claimant(s)



(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..



RECEIVED

APR 30 1998

SECTIONS 29, 30, 32 & 33
T.11 S., R.29 E., B.M.
CASSIA COUNTY, IDAHO

Department of Water Resources
Southern Region

NOTE

- - SET IRON PIN 11/2" x 24" rebar w/ L.S. no. attached
- - NO CORNER SET

OTHER SURVEY CONTROL FOUND OR SET AS NOTED

CERTIFICATE OF SURVEY

I, Steven C. Pearson, a Registered Professional Land Surveyor, Idaho License No. 3623, do hereby certify that this Record of Survey has been prepared from a survey made on the ground under my supervision and that this map is an accurate representation of said survey.

PREVIOUS RECORD OF SURVEY

DEPENDENT RESURVEY & SUBDIVISION OF SECTIONS BY BLM, DATED 28 APR. 1992
PROPERTY SURVEY FOR U.S. FOREST SERVICE

SECTION 30, CONTROL FOUND OR SET
SECTIONS 29, 32, & 33 CONTROL FOUND

● BLM CORNERS FOUND AND USED BY BLM

● BLM CORNERS SET BY BLM ON PREVIOUS SURVEY
THE POSITION OF THESE CORNERS WAS

מה

முழுது

90. $\frac{1}{2} \times \frac{1}{2} = \frac{1}{4}$



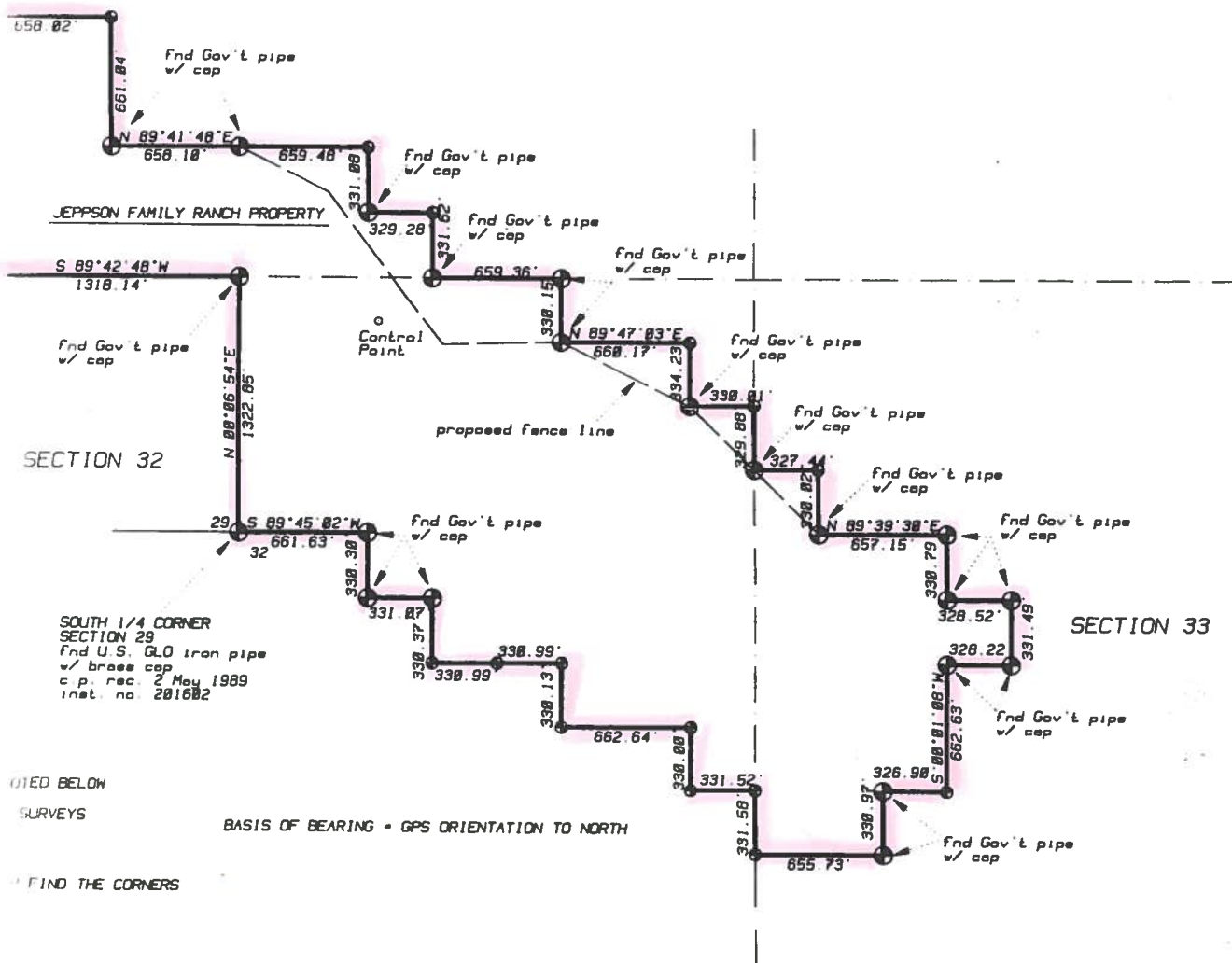
DRAWN BY:

CHECKED BY:

© Desert West Land Surveys PHONE: 208-678-7112

11292-29-0-0-0
11292-30-0-0-0
11292-32-0-0-0
11292-33-0-0-0

SCALE 1" = 600'



GPS SURVEY



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: Sept. 10, 1996

JE *Jeanie -*
M
(Heglar Canyon)

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) A43-04058
Assigned by IDWR: _____

[] Name and Address of Former Owner/Claimant(s)(Seller): Neil L. Anderson and Donna R. Anderson
352 West 100 South

[] New Owner/Claimant (Purchaser): Burley, Idaho 83318
M. Terry Jeppson and Sharon W. Jeppson → *Jeppson Family Ranch, L.B.C.*

[] New Mailing Address: 2423 Parke
Burley, Idaho 83318

[] New Telephone Number: (208) 678 - 4848

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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 Warranty 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) M. Terry Jeppson Date 9-10-96

[] Signature of Former Owner/Claimant(s): _____ Date 9- -96

(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

EXHIBIT A

TOWNSHIP 11 SOUTH, RANGE 29 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 29: SW~~X~~SW~~X~~NW~~X~~, NW~~X~~NW~~X~~SW~~X~~, S~~X~~NW~~X~~SW~~X~~,
NE~~X~~SW~~X~~SW~~X~~, W~~X~~SE~~X~~SW~~X~~, SE~~X~~SE~~X~~SW~~X~~, SW~~X~~SW~~X~~SE~~X~~,
SW~~X~~SE~~X~~SW~~X~~SE~~X~~.

Section 30: E~~X~~NE~~X~~.

Section 32: SE~~X~~NE~~X~~SW~~X~~NE~~X~~, N~~X~~SE~~X~~NE~~X~~,
SW~~X~~NE~~X~~NE~~X~~NE~~X~~, NW~~X~~NW~~X~~NE~~X~~NE~~X~~, S~~X~~NW~~X~~NE~~X~~NE~~X~~,
S~~X~~NE~~X~~NE~~X~~, NW~~X~~NE~~X~~, N~~X~~NE~~X~~SW~~X~~NE~~X~~, NE~~X~~SW~~X~~SE~~X~~NE~~X~~,
N~~X~~SE~~X~~SE~~X~~NE~~X~~, SE~~X~~SE~~X~~SE~~X~~NE~~X~~.

Section 33: SW~~X~~SW~~X~~NW~~X~~NW~~X~~, W~~X~~E~~X~~SW~~X~~NW~~X~~,
SE~~X~~NE~~X~~SW~~X~~NW~~X~~, W~~X~~SW~~X~~NW~~X~~, N~~X~~NW~~X~~NW~~X~~SW~~X~~.

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE *980* DEPUTY *AKA*

1996 SEP 13 P 2:18

244994

RECORDED AT THE REQUEST OF
LAND TITLE & ESCHROW
FILM *280*



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 28, 1998

M TERRY AND SHARON W JEPPSON
2423 PARK AVE
BURLEY ID 83318

RE: OWNERSHIP CHANGE 45-11375 (THAXTON)

Dear Claimants:

The ownership change has been completed for this property and the enclosed copy is for your records. I believe we talked about the discrepancy between the legal descriptions of the Place of Use and Point of Diversion and your Warranty Deed. Unfortunately, this problem cannot be corrected by simply amending the claim, as I'd hoped. This right was included in a recent Director's Report to the SRBA Court, so you must now go through the court's process of filing an **Objection** to make any corrections. I have included a copy of the court form necessary to start this process. Please follow the instructions and mail copies to the parties listed on the last page.

The next step would be a visit to our office to amend and sign your claim, deliver or mail it to the court along with another form, again mailing copies to the other parties. I apologize for this seemingly cumbersome process, but this procedure has been set up by the court and it is the only way to assure that your right will be decreed correctly.

Please call if you have any questions or need to set up an appointment to amend your claim.

(I am still waiting for the map you were going to send to complete the ownership change process on claim #A43-04058, which you purchased from the Andersons over in Heglar Canyon.)

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent



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

PHIL
GOV

KARL J.
DIR

Jeanie -
(Heglar Canyon)

April 10, 1998

M TERRY JEPPSON
SHARON W JEPPSON
2423 PARKE
BURLEY ID 83318

RE: OWNERSHIP CHANGE ON ADJUDICATION CLAIM #A43-04058

Dear Mr. and Mrs. Jeppson,

We are in receipt of your Change of Ownership form for the above mentioned claim. Due to some problems and discrepancies between the legal description of the property in your Warranty Deed and the claimed place of use of the irrigated acres, I am returning the packet to you. We now use a new form to process ownership changes which requires a map of the property also be submitted. I have enclosed a copy of this new form for your use. Please complete and sign it, then re-submit it along with the deeds and a copy of a map showing the actual irrigated acres outlined on it. This will help us to determine where the problem is. In Section 30, for example, your deed shows the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ as conveyed to you, while the claim is for the E $\frac{1}{2}$ of the SE $\frac{1}{4}$. There are similar discrepancies in Section 32. If the original claims are incorrect, we may need you to amend them, but first it's best to have the map.

If you have any questions, feel free to give me a call at the office.

Sincerely,

Jeanie

Jeanie Robertson
Sr. Water Resource Agent



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: Sept. 10, 1996

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: _____

A43-04058

- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Neil L. Anderson and Donna R. Anderson
352 West 100 South

Burley, Idaho 83318

- ☐ New Owner/Claimant (Purchaser):

M. Terry Jeppson and Sharon W. Jeppson

→ Jeppson Family Ranch, L.B.C.

- ☐ New Mailing Address:

2423 Parke

Burley, Idaho

- ☐ New Telephone Number: (208) 678 -

- ☐ Does the change in ownership result in a splitting of the water right?
If yes, then describe the portion of the water right that

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

(proof of ownership must describe either the property or the ownership is not required if this form is signed by the owner)

- ☐ Signature of New Owner/Claimant(s) M. Terry Jeppson

- ☐ Signature of Former Owner/Claimant(s): _____

(Signature of owner/claimant is required)

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 maintained by IDWR
Copies to Former Owner/Claimant

RECEIVED
MAR 25 1998
Department of Water Resource
Southern Region

Oh Bother.

*Sec 29 seems OK
But...*

*Sec 30 - could our
legal be wrong?*

*Sec 32 - basically
not even close*

*Jeannie - I A3Q4'd
and only found the FEDS
and Andersons in these
sections.*

WARRANTY DEED

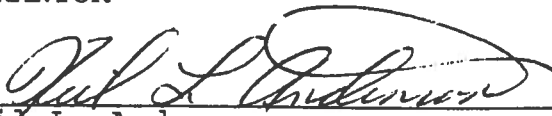
FOR VALUE RECEIVED, NEIL L. ANDERSON and DONNA R. ANDERSON, husband and wife, hereinafter called the "Grantor", does hereby grant, bargain, sell and convey all interest in and to the property described on Exhibit "A" attached hereto, to M. TERRY JEPPSON and SHARON W. JEPPSON, husband and wife, hereinafter called the "Grantee", situated in Cassia County, State of Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs, successors and assigns forever. The Grantor does hereby covenant to and with the said Grantee that the Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 10th day of September, 1996.

"GRANTOR"

M. Terry and Sharon W. Jeppson
Mailing Address
2423 Park Avenue
Burley, Idaho 83318


Neil L. Anderson


Donna R. Anderson

STATE OF IDAHO

)
ss.

WARRANTY DEED - 1

RECEIVED

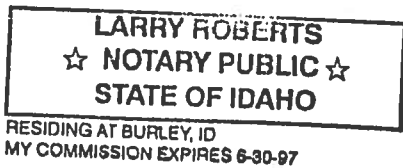
APR 30 1998

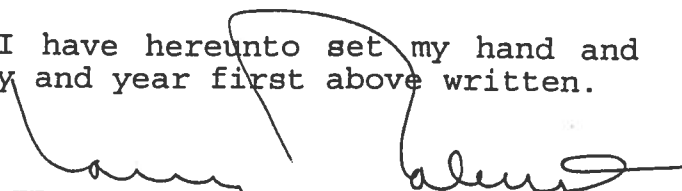
Department of Water Resources
Southern Region

County of Cassia)

On this 16th day of September, 1996, before me the undersigned, a Notary Public in and for said State, personally appeared Neil L. Anderson and Donna R. Anderson, husband and wife, known or identified to me to be the persons whose names are subscribed to the within and foregoing 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.




NOTARY PUBLIC FOR IDAHO

Residing at: Burley

My Commission Expires: 6-30-97

EXHIBIT A

TOWNSHIP 11 SOUTH, RANGE 29 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 29: SW~~X~~SW~~X~~NW~~X~~, NW~~X~~NW~~X~~SW~~X~~, S~~X~~NW~~X~~SW~~X~~,
NE~~X~~SW~~X~~SW~~X~~, W~~X~~SE~~X~~SW~~X~~, SE~~X~~SE~~X~~SW~~X~~, SW~~X~~SW~~X~~SE~~X~~,
SW~~X~~SE~~X~~SW~~X~~SE~~X~~.

Section 30: E~~X~~NE~~X~~.

Section 32: SE~~X~~NE~~X~~SW~~X~~NE~~X~~, N~~X~~SE~~X~~NE~~X~~,
SW~~X~~NE~~X~~NE~~X~~NE~~X~~, NW~~X~~NW~~X~~NE~~X~~NE~~X~~, S~~X~~NW~~X~~NE~~X~~NE~~X~~,
S~~X~~NE~~X~~NE~~X~~, NW~~X~~NE~~X~~, N~~X~~NE~~X~~SW~~X~~NE~~X~~, NE~~X~~SW~~X~~SE~~X~~NE~~X~~,
N~~X~~SE~~X~~SE~~X~~NE~~X~~, SE~~X~~SE~~X~~SE~~X~~NE~~X~~.

Section 33: SW~~X~~SW~~X~~NW~~X~~NW~~X~~, W~~X~~E~~X~~SW~~X~~NW~~X~~,
SE~~X~~NE~~X~~SW~~X~~NW~~X~~, W~~X~~SW~~X~~NW~~X~~, N~~X~~NW~~X~~NW~~X~~SW~~X~~.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCHROW

FILM 280

1996 SEP 13 P 2:18

244994

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY

RECORDER

FEE DEPUTY

[Signature]

249499

QUITCLAIM DEED

For Value Received M. Terry Jeppson and Sharon W. Jeppson, husband and wife do hereby convey, release, remise and forever quit claim unto JEPPSON FAMILY RANCH, L.L.C., of 2423 Parke Avenue, Burley, Idaho, the following described premises, located in the County of Cassia, State of Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 29 E. B. M.

SECTION 29: SW 1/4 of SW 1/4 of NW 1/4; W 1/2 OF NW 1/4 of SW 1/4; SE 1/4 of NW 1/4 of SW 1/4; NE 1/4 of SW 1/4 of SW 1/4; W 1/2 of SE 1/4 of SW 1/4; SE 1/4 of SE 1/4 OF SW 1/4; SW 1/4 of SW 1/4 of SE 1/4; SW 1/4 of SE 1/4 of SW 1/4 of SE 1/4.

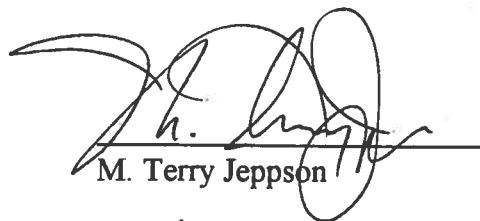
SECTION 30: E 1/2 OF NE 1/4.

SECTION 32: NW 1/4 of NE 1/4; NW 1/4 of NW 1/4 of NE 1/4 of NE 1/4; S 1/2 of NW 1/4 of NE 1/4 of NE 1/4; SW 1/4 of NE 1/4 of NE 1/4 of NE 1/4; N 1/2 of NE 1/4 of SW 1/4 of NE 1/4; NE 1/4 of SW 1/4 of SE 1/4 of NE 1/4; N 1/2 of SE 1/4 of SE 1/4 of NE 1/4; SE 1/4 of SE 1/4 of SE 1/4 of NE 1/4; SE 1/4 of NE 1/4 of SW 1/4 of NE 1/4; N 1/2 of SE 1/4 of NE 1/4; S 1/2 of NE 1/4 of NE 1/4.

SECTION 33: SW 1/4 OF SW 1/4 of NW 1/4 of NW 1/4; W 1/2 of SW 1/4 of NW 1/4; W 1/2 of E 1/2 of SW 1/4 of NW 1/4; SE 1/4 of NE 1/4 of SW 1/4 of NW 1/4; N 1/2 of NW 1/4 of NW 1/4 of SW 1/4.

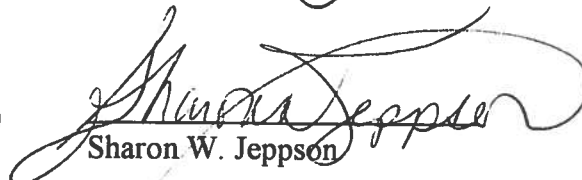
more commonly known as consisting of 320 acres in South Hegler Canyon, Cassia County, State of Idaho.

DATED This 11 day of June, 1997.


M. Terry Jeppson

RECEIVED

APR 30 1998

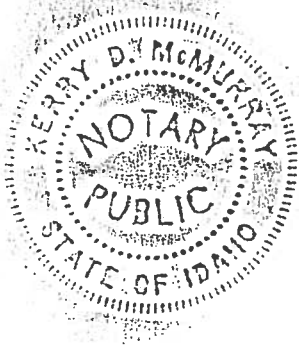

Sharon W. Jeppson

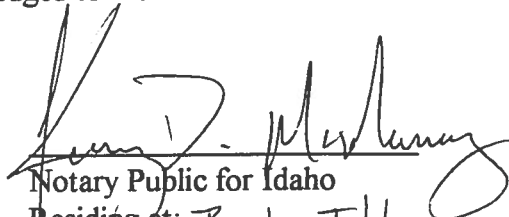
QUITCLAIM DEED - Department of Water Resource
Southern Region

COPY

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

On this 11th day of June, 1997, before me, a notary public in and for said State, personally appeared M. Terry Jeppson and Sharon W. Jeppson, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same.




Notary Public for Idaho
Residing at: Burley Idaho
My commission expires: 2.21.2003

RECORDED AT THE REQUEST OF
Kerry D. McMurray
FILM 1278
1997 JUN 11 P 4:39
249499
CASSIA COUNTY, IDAHO
JILL M. ROSKELLEY
RECORDER
600 DEPUTY Jan

AJ0723NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

03/18/98 11:36:18
Page 1

Water Right Number - A43-04058

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
ANDERSON

NEIL L

ANDERSON

DONNA R

*** O - ORIGINAL OWNER ***
JOHNSON

O M

1 - RT 4 BOX 4277
2 -
3 -
City- BURLEY
Phone - 208-678-8490
State- ID Zip- 83318
1 -
2 -
3 -
City- BURLEY
Phone - 208-678-8490
State- ID Zip- 83318
1 -
2 -
3 -
City- BURLEY
Phone - 208-000-0000
State- ID Zip- 83318

Priority Date - - -
01/01/1895

Region - - -
17 SOUTHERN

Stage - - -
S - STATUTORY CLAIM

Status - - -

Source - - -
SOUTH NEGLER SPRING
INDIAN FORK SPRING
SPRING

Tributary - - -
RAFT RIVER
RAFT RIVER
RAFT RIVER

Twn Rng Sec Tract Lot Rfng County Point of Diversion
11S 29E 29 SE NE (31) CASSIA
33 SE NW (31) CASSIA
NW SW (31) CASSIA

Diversion Name

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15
04 - STOCKWATER 01/01 12/31 1.720
0.030

Total Div. Rate - + Total Div. Volume - + Total Div. Capacity - + Total Consumptive Use - + KW Usage - +
1.720 255.0

Twn Rng Sec Tract Lot Acres Place of Use Code Description County
11S 29E 29 NW SW 5.0 01 IRRIGATION (31) CASSIA
11S 29E 29 SE SW 3.0 01 IRRIGATION (31) CASSIA
11S 29E 29 SE SW 12.0 01 IRRIGATION (31) CASSIA
11S 29E 30 NE SE 11.0 01 IRRIGATION (31) CASSIA
11S 29E 30 SE SE 6.0 01 IRRIGATION (31) CASSIA
11S 29E 32 SW NE 10.0 01 IRRIGATION (31) CASSIA
11S 29E 32 NE NW 6.0 01 IRRIGATION (31) CASSIA
11S 29E 32 NW NW 21.0 01 IRRIGATION (31) CASSIA

Water right number - A43-04058

Prefix translation: ADJUDICATION CLAIM

Tract		Place of Use		County	
Tract	Sec	Lot	Acres	Description	
11S	29E	32	SE NW	3.0	01 IRRIGATION
11S	29E	32	NW SE	8.0	01 IRRIGATION
Total Acres:				85.0	

- - - Diversion Means - DITCHES

- - - Non-Irrigation Use - S/50 RANGE.

- - - Other Rights for Same Use - NONE

- - - Remarks -

GEN SOURCES ARE SOUTH HEGLER SPRING, INDIAN FORK SPRING & SPRING,
TRIB. RAFT RIVER.

- - - Old Water Right Numbers -
No Old Water Right Numbers found.

- - - Conditions of Approval -
No Conditions of Approval found.

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - +
+ - - Decree Date - - - +
00/00/0000

- - - Audit Fields - 06/06/89 MERRITT 03/30/95 POST-STO

- - - Comments -
No Comments found

- - - Adjudication Rights Dates and Flags Area - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 06/18/1985	Old Judicial District	-
Claim Received Date	- 06/06/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S007570	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND/OR	Notice of Error Flag	-

COPY

3000
usly, Id 83301



RECEIVED

APR 30 1998

Department 5.
Southern Region

State of Idaho
Dept of Water Resources
1341 Filmore St Suite 200
Twin Falls, Id 83301-3380

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: A43-04058
Date Received: 6/06/1989
Receipt No: 5007570
Received By: Ad

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NEIL L. ANDERSON 208-678-8490
Address: RT. 4 BOX 4277
BURLEY, ID 83318

AND/OR
Name: DONNA R. ANDERSON 208-678-8490
Address: RT. 4 BOX 4277
BURLEY, ID 83318

2. Date of Priority: JAN 01, 1895

3. Source: SOUTH HEGLER SPRING Trib. to: RAFT RIVER
INDIAN FORK SPRING RAFT RIVER
SPRING RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	29E	29		SE	NE		CASSIA
		33		SE	NW		CASSIA
				NW	SW		CASSIA

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.720		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 255.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE.

A43-04058

Page 1

Date: 06/06/89

MICROFILMED

MAR 05 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	29E	29	NW	SW		IRR	5.0
			SW	SW		IRR	3.0
			SE	SW		IRR	12.0
						Section Acres	20.0
		30	NE	SE		IRR	11.0
			SE	SE		IRR	6.0
						Section Acres	17.0
		32	SW	NE		IRR	10.0
			NE	NW		IRR	6.0
			NW	NW		IRR	21.0
			SE	NW		IRR	3.0
			NW	SE		IRR	8.0
						Section Acres	48.0
						Total Acres	85.0

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:
SOURCES ARE SOUTH HEGLER SPRING, INDIAN FORK SPRING & SPRING,
TRIB. RAFT RIVER.

15. Basis of Claim: STATUTORY CLAIM

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: 0

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): Phil A. Anderson Date: 6/6/89
Donna R. Anderson Date: 6/6/89

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of June 19 89

[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/91



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-04058
NEIL L. ANDERSON
DONNA R. ANDERSON
RT. 4 BOX 4277
BURLEY ID 83318

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **February 3, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 05 1993

and for said County and State, personally appeared Milford C. Morgan and Doris M. Morgan, his wife, known 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 in this certificate first above written.

(SEAL)
My commission expires Jan 16, 1926.

F.B. Dotson,
Notary Public for the State of Idaho.
Residing at Burley, Idaho.

Filed for record at the request of O.W. Thomas, at 4:40 P.M. Sept. 2, 1919.

B.F. Wilson, County Recorder.

Homestead Martin D Palmer

C
#43031

Halley 014926 and 015949

THE UNITED STATE OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office, at Halley, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the acts supplemental thereto, the claim of Martin D. Palmer has been established and duly consummated in conformity to law, for the

southwest quarter of the southwest quarter of the northwest quarter, the west half of the northwest quarter of the southwest quarter, the southeast quarter of the northwest quarter of the southwest quarter, the northeast quarter of the southwest quarter of the southwest quarter, the west half of the southeast quarter of the southwest quarter, and the southeast quarter of the southeast quarter of the southwest quarter of Section twenty-nine and the east half of the northeast quarter of Section thirty in Township eleven, south of Range twenty-nine East of the Boise Meridian, Idaho, containing one hundred acres.

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of Land above described:

TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and right to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

This Shows Water Right

MICROFILMED

MAR 05 1993

IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand in the District of Columbia, the tenth day of July, in the year of our Lord one thousand nine hundred and Nineteen, and of the Independence of the United States the one hundred and forty-fourth.

(SEAL)

By the President: Woodrow Wilson.

By, E.D. Bouldin, Assistant Secretary.

L.Q.C. Lamar, Recorder of the General Land Office.

Recorded: Patent Number 697443

Filed for record at the request of Mrs. M.D. Palmer, at 10:25 A.M. Sept. 29, 1919.

B.F. Wilson, County Recorder.

#43032

Hailey 018068

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the acts supplemental thereto the claim of Jacob Ulrich has been established and duly consummated in conformity to law, for the south half of the northeast quarter and the south half of the northwest quarter of Section twenty in Township tensouth of Range twenty-eight east of the Boise Meridian, Idaho, containing one hundred sixty acres.

according to the Official plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General;

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of Land, above described; TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and right to ditches or reservoirs, used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the twenty-eighth day of June, in the year of our Lord one thousand nine hundred and Nineteen, and of the Independence of the United States the one hundred and Forty-third.

(SEAL)

By the President: Woodrow Wilson.

By, M.P. LeRoy, Secretary.

L.Q.C. Lamar, Recorder of the General Land Office.

RECORDED: Patent Number 693042

Filed for record at the request of Frank Parr, at 10:50 A.M. Sept. 29, 1919.

B.F. Wilson, County Recorder.

#43033

THIS INDENTURE, Made this 29th day of September, A.D. 1919, between Burley Townsite Company, Limited, a corporation under the laws of Idaho, acting herein by C. Oberholtzer its Secretary duly authorized, party of the first part, and E.F. Tams, of Burley, Idaho, party of the second part, WITNESSETH:

That for and in consideration of the sum of Five hundred Dollars, by said party of the second part to the said party of the first part in hand paid, the receipt whereof is hereby acknowledged, said party of the first part does hereby grant, bargain, sell convey and confirm unto the said party of the second part, his heirs and assigns, all the following described piece or parcel of land, situated in the town of Burley, County of Cassia, State of Idaho, to wit:

Lot eight (8) in Block One hundred Fifty nine (159)

as the same is platted in the official plat of Burley Townsite, in said County and State,

MAR 05 1993

7164885 COMPARE

Kelley 011093

4-1043

122

P. 200

THE UNITED STATES OF AMERICA, To all to whom these presents shall come, Greetings:

WHEREAS, a Certificate of the Register of the Land Office at Heiley, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Robert B. Young, has been established and duly consummated, in conformity to law, for the southwest quarter of the southwest quarter of the southeast quarter

Homestead

Robert B Young

201

And the southwest quarter or the southeast quarter of the southwest quarter of the southeast quarter of Section (twenty-nine), the northwest quarter of the northeast quarter, the northwest quarter of the northwest quarter of the northeast quarter of the northeast quarter, the south half of the northwest quarter of the northeast quarter of the northeast quarter, the southwest quarter of the northeast quarter of the northeast quarter of the northeast quarter, the north half of the northeast quarter of the southwest quarter of the northeast quarter, the southeast quarter of the northeast quarter of the southwest quarter of the northeast quarter, the north half of the southeast quarter of the northeast quarter, the northeast quarter of the southwest quarter of the southeast quarter of the northeast quarter, end the southeast quarter of the southeast quarter of the southwest quarter of the northwest quarter of Section (thirty-two) end the southwest quarter of the west quarter of the northwest quarter, the west half of the east half of the southwest quarter of the northwest quarter, the southeast quarter of the northeast quarter of the southwest quarter of the northwest quarter and the north half of the northwest quarter of the northwest quarter of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General:

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES unto the said claimant, the tracts of land above described; TO HAVE AND TO HOLD the said tracts of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the FIFTH day of NOVEMBER in the year of our Lord one thousand nine hundred and EIGHTEEN and of the Independence of the United States the one hundred and FORTY-THIRD

(SEAL)

By the President: Woodrow Wilson

By M. P. Leloy, Secretary.

John O'Connell

Acting Recorder of the General Land Office

RECORDED: Patent Number 652774

Filed for record at request of Cassia County Abstract Company at 10:10 A.M., February 22, 1949.

Fee: \$1.40

Wm. Daugh, Jr., County Recorder.

MICROFILMED

MAR 05 1993

Water Right Number - A43-04058

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
ANDERSON

NEIL L.

1 - RT. 4 BOX 4277
2 -
3 -

State- ID Zip- 83318

ANDERSON

DONNA R.

City- BURLEY
Phone - 208-678-8490
1 - RT. 4 BOX 4277
2 -
3 -

State- ID Zip- 83318

*** O - ORIGINAL OWNER ***
JOHNSON

O. M.

City- BURLEY
Phone - 208-000-0000
1 -
2 -
3 -

State- ID Zip- 83318

Priority Date - - +
01/01/1895

Region - - - +
17 SOUTHERN

Stage - - - +
S - STATUTORY CLAIM

Status - - - +

Source - - - - +
SOUTH HEGLER SPRING
INDIAN FORK SPRING
SPRING

Tributary - - - - +
RAFT RIVER
RAFT RIVER
RAFT RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
11S	29E	29	SE NE	(31)		CASSIA		
11S	29E	33	SE NW	(31)		CASSIA		
11S	29E	33	NW SW	(31)		CASSIA		

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

01 - IRRIGATION 03/15 11/15 1.720
04 - STOCKWATER 01/01 12/31 0.030

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.720 255.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
11S	29E	29	NW SW		5.0		IRRIGATION	(31)) CASSIA
11S	29E	29	SW SW		3.0		IRRIGATION	(31)) CASSIA
11S	29E	29	SE SW		12.0		IRRIGATION	(31)) CASSIA
11S	29E	30	NE SE		11.0		IRRIGATION	(31)) CASSIA
11S	29E	30	SE SE		6.0		IRRIGATION	(31)) CASSIA
11S	29E	32	SW NE		10.0		IRRIGATION	(31)) CASSIA

MICROFILMED
MAR 05 1993

Water right number - A43-04058

Prefix Translation: ADJUDICATION CLAIM

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
11S	29E	32	NE NW		6.0	01	IRRIGATION	(31) CASSIA
11S	29E	32	NW NW		21.0	01	IRRIGATION	(31) CASSIA
11S	29E	32	SE NW		3.0	01	IRRIGATION	(31) CASSIA
11S	29E	32	NW SE		8.0	01	IRRIGATION	(31) CASSIA

Total Acres: 85.0

+ - - Diversion Means - DITCHES

+ - - Non-Irrigation Use - S/50 RANGE.

+ - - Other Rights for Same Use - NONE

REMARKS - SOURCES ARE SOUTH HEGLER SPRING, INDIAN FORK SPRING & SPRING, TRIB. RAFT RIVER.

+ - - Old Water Right Numbers - No Old Water Right Numbers found.

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

+ - - Decree Plaintiff - + Decree Defendant - + Decree Date - + 00/00/0000

+ - - Audit Fields - 06/06/89 MERRITT

+ - - Comments - No Comments Found

+ - - Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	- 06/18/1985	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/06/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S007570	Federal/State Indicator	- S
Claims Tape Error Flag	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- AND/OR	Notice of Error Flag	-

MICROFILMED
MAR 05 1993

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 43-04058

NAME AND ADDRESS: JEPPSON FAMILY RANCH LLC
2423 PARKE AVE
BURLEY, ID 83318

SOURCE: SOUTH HEGLAR CANYON CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 1.00 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/02/1919

POINT OF DIVERSION: T11S R29E S32 SESENE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.00 CFS
	Stockwater	03-15 TO 11-15	0.02 CFS

PLACE OF USE:	Irrigation		Within Cassia County
	T11S R29E S29	SWNW 3.8	NWSW 4.0
		SWSW 1.0	SSSW 8.0
		SWSE 1.2	
	S30	NENE 11.0	SENE 4.4
	S32	NENE 1.0	NWNE 12.0
		SENE 3.6	
	50.0 Acres Total		

Stockwater	Within Cassia County
Same as Other Use	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

VERIFIED BY

4/4/01

04/04/2001

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

RIGHT NUMBER: 43-4058

NAME AND ADDRESS: JEPPSON FAMILY RANCH
M TERRY JEPPSON
SHARON W JEPPSON
2423 PARKE AVE
BURLEY, ID 83318

SOURCE: SOUTH HEGLAR CANYON CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 1 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/02/1919

POINT OF DIVERSION: T11S R29E S32 SESENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	1.00 CFS
STOCKWATER	03-15 11-15	0.02 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County			
T11S R29E S29	SWNW	3.8	T11S R29E S29 NWSW 4
T11S R29E S29	SWSW	1	T11S R29E S29 SESW 8
T11S R29E S29	SWSE	1.2	T11S R29E S30 NENE 11
T11S R29E S30	SENE	4.4	T11S R29E S32 NENE 1
T11S R29E S32	NWNE	12	T11S R29E S32 SENE 3.6

STOCKWATER Use same as IRRIGATION

50 ACRES TOTAL

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

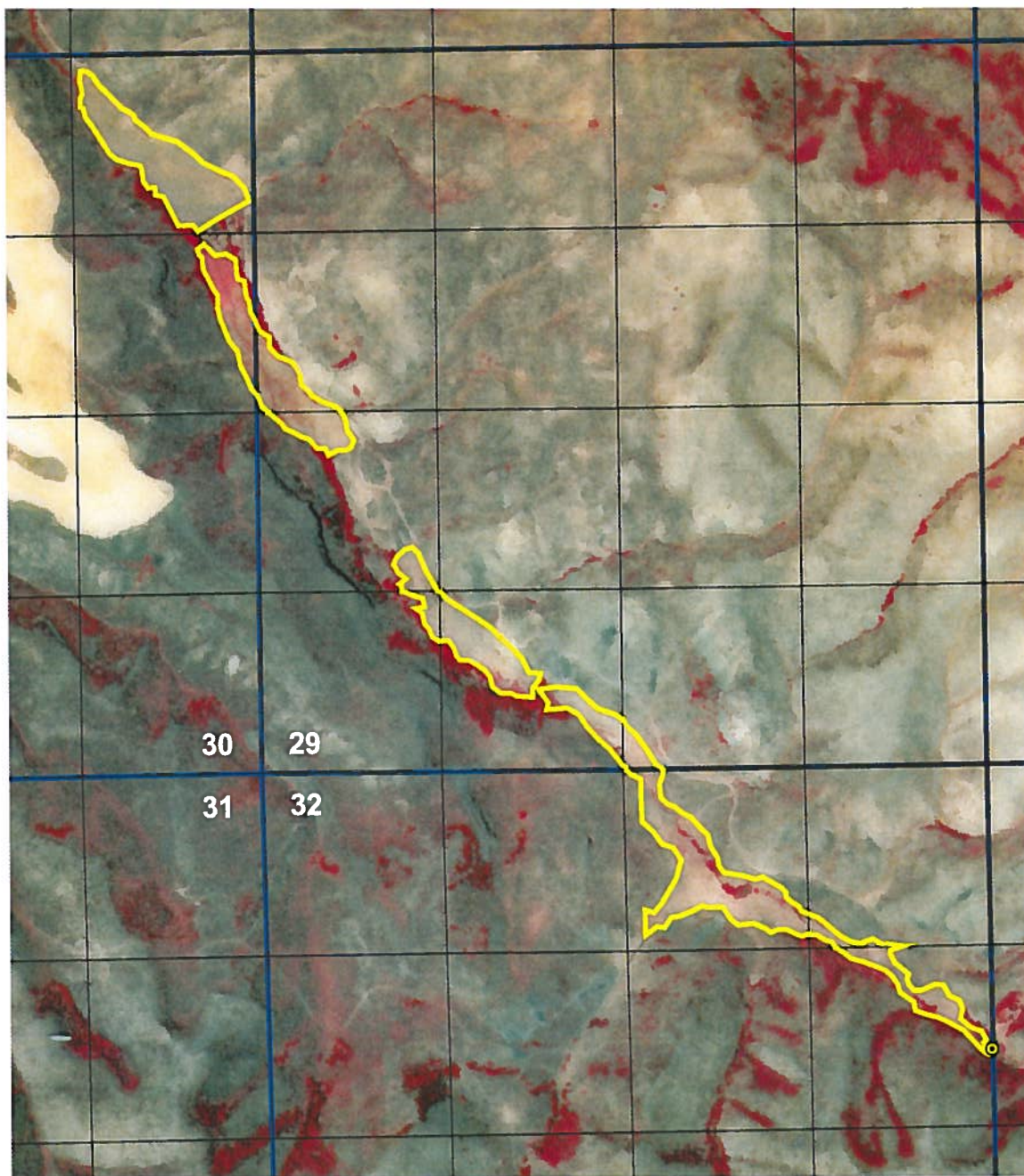
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO
CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water Right 43-4058

43-04058



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON APR. 4, 2001
TWP 11S, RNG 29E, SEC. 29, 30 & 32



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

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

A43-04058 1/1/1895

1.72 cfs (irrig)
.03 cfs (stock)

85 Ac

- the evidence of priority submitted shows the Homestead Document was filed with the court house in Burley on 9/2/1919. Assuming that this was when he had shown improvements and received his patent, I will recommend this date.
- a field exam was conducted 3/29/01, with the new owner (Terry Jeppson) present. I GPS'd various points along the property and at the locations where the springs and creek actually entered the property. I determined the pod was actually from South Heglar Canyon Creek, not the actual springs which feed South Heglar Canyon Creek. I couldn't get to the actual point where the ditch comes off the creek because of the barb-wire fence, but I determined the ditch works began right about where Indian Fork Spring Creek enters South Heglar Canyon Creek. That is where I will recommend the point of diversion. (There could be an additional pod along the creek as at some places the ditch is on both sides of the creek. For this initial recommendation I will go with the one in the SESENE of Section 32 and hope the Notice of Error process will flush out any others.) I found 50 acres to be irrigated so will reduce diversion rate to 1 cfs, or 1" per acre for the 50 acres. There was no water in the ditches to

measure at the time of the exam. The ditches were evident, but in need of repair and cleaning. I believe they would be capable of carrying the 1 cfs if repairs were done. There were no animals at the time of the exam but claimant stated he leases the property in the summer and cattle drink from the creek. I will include 0.02 cfs for instream stockwater use in the total recommended diversion rate of 1 cfs

→ R43-04058 9/2/1919 1 cfs 50 Ac.
(.02 cfs stock)

(will include word. C18, NØ5, & NØ8)

CLAIM NUMBER A43-04058 DATE _____
 _____ AGENT _____

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 85
 GIS ACRE TOTAL 50

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	11S	29E	29							5			5	3	12			3	
GIS										3.8			2.6 1.4	1	2.7 5.3			1.2	
RECOM													(4)		(8)				
CLAIM	11S	29E	30	11			6												
GIS				11			4.4												
RECOM																			
CLAIM	11S	29E	32	6	21	3	10												
GIS				1	12	0	3.6												
RECOM																			

343-POU.SHP _____
 SHAPE NOS. _____

343-POD.SHP _____
 NOS. DESCRIPTION _____

BF TABLES UPDATED _____
 43-DBPOU.DBF _____
 43-DBPOD.DBF _____
 PEG LAYOUT _____

GPS Points:

43-4058

R032918A - no reading

R032918B - where Indian Fork Spring (Creek) entered property

R032919A - where South Heglar Canyon (Creek) entered property
(fed by South Heglar Canyon Spring)

R032919B - where Indian Fork ~~Spring~~ ^{Creek} intersects with
South Heglar Canyon Creek (on road)

R032919C - on road above where ditches really seem
to become apparent and are seen on both
sides of creek in pasture areas

R032919D - at beginning of obviously irrigated field
showing ditches, before "unnamed spring"
and ^{after} confluence with Pole Creek

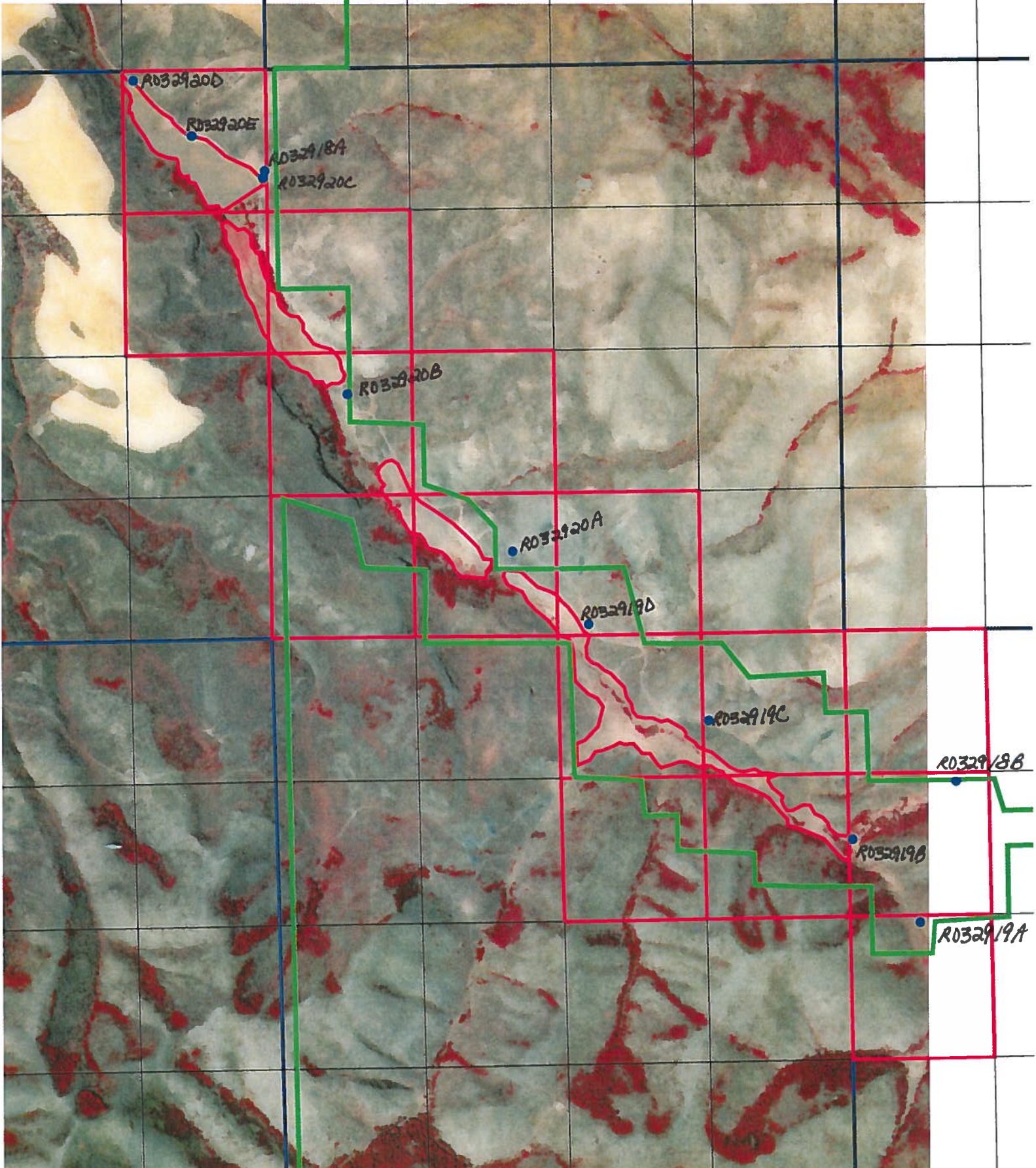
R032920A - on hillside (near road) above "unnamed
spring" and showing beginning of another
irrigated field

R032920B - at head of next irrigated field (pics 12 & 13)

R032920C - Quasint Hut Area (pics 14, 1 & 3 new roll)

R032920D - cattle guard at entrance to property

R032920E - notably (possibly?) where irrigation actually begins



IDAHO DEPARTMENT OF WATER RESOURCES GPS FIELD LOG FORM

NAME: _____

PROJECT: _____

RECEIVER SERIAL NO. _____

PAGE _____ OF _____

Date	Time	GPS File Name	Well Owner	T. R. Sec.	Other Well Name	Comments
3/29/01	11:55 AM	R032918B	Jeppson			is true indicator of spring enter property
3/29/01	12:10 PM	R032919A	Jeppson			where S. Hepler's spring intersects property
3/29/01	12:25 PM	R032919B	Jeppson			- on road above where distance really seems to become apparent
3/29/01	12:45 PM	R032919C	Jeppson			and are seen on both sides of pasture-type area
3/29/01	12:58 PM	R032919N	Jeppson			
			at top of hill, possibly very good exposure of before unnamed spring 4' after the cut			
			not felt also 1, 2			
3/29/01	1:05 PM	R032920A	on hillside (near rd.) before leg. against ridge. field pic. 6-11 / some of unknown 4' above center in field		3, 4, 5 1, 2 3, 4, 5 1, 2	
			at head of creek field (and) pic Quarant Hill (then around bend)		12/13 not well (put in previous cont. field)	
	1:20 PM	20B				
	1:30	20C				
		20D				

GPS of creek
at top of hill (connection to quarant hill plain)
1:50 20E at lower Quarant Hill 4' before prop. boundary where Mtg. probably begins

2 mile to where people gather
GPS 19A

pic #4

no discernible ditches or attempt
to divert water from main
channel yet

kind of where ditch area starts
from GPS 19B

GPS 19B
pics 5-7

2.1 miles
from cattle guard
turn L.

19C
on road
pics 8-10

Bo Canyon

pics 11, 12, 13, 14
at conf. of pole canyon
(taken here on road)

pics not unnamed
spring in background
& showing another
in field

down in trees

about 1.2 miles
from cattle guard
is unnamed spring
- feeding creek

road

CREEK

ditch

Cattle
guard

field notes 3/29/01

GPS 18B

where Indian fork
Spring enters
property

narrow
vegetation
2 mile

2.508
2.509

pic



R032918B - where Indian Fork Spring (Creek)
enters property



R032919A - where South Heglar Canyon (Creek)
enters property



R0329198 - where Indian Fork Spring Creek intersects



R032919C - on road
where ditches really
become apparent & are
noticeable on both
sides of creek

pen showing proof
of influence of
at creek &
pole creek creek
S. Heglar Creek

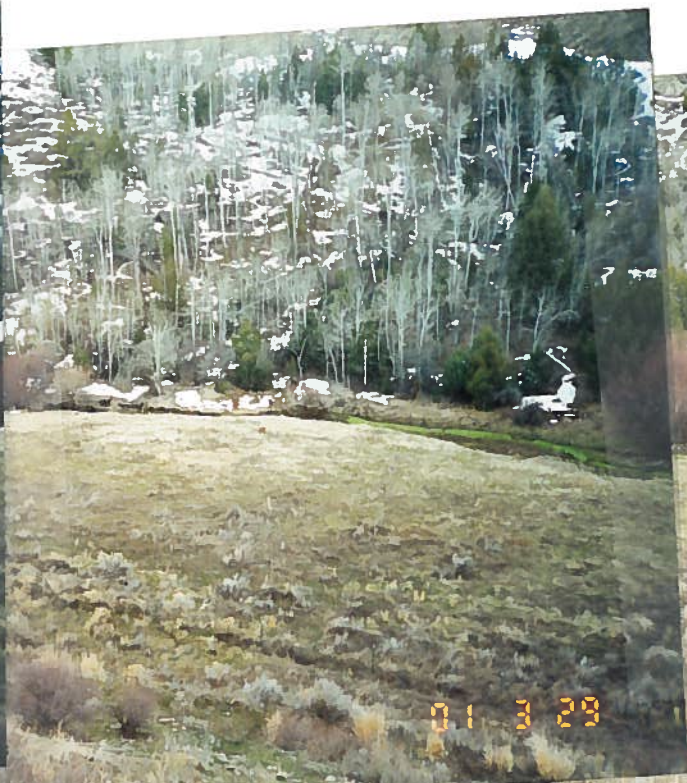




R032920A - on hillside above "unnamed spring"



R032919D - at beginning of obviously irrigated field showing ditches (between "unnamed spring" and confluence w/ Pole Creek)



R032920A



62 E 10

R032920C Hot Area
-Quarry





R032920D
cattle guard
at entrance
to property

QUANSET
HUT →

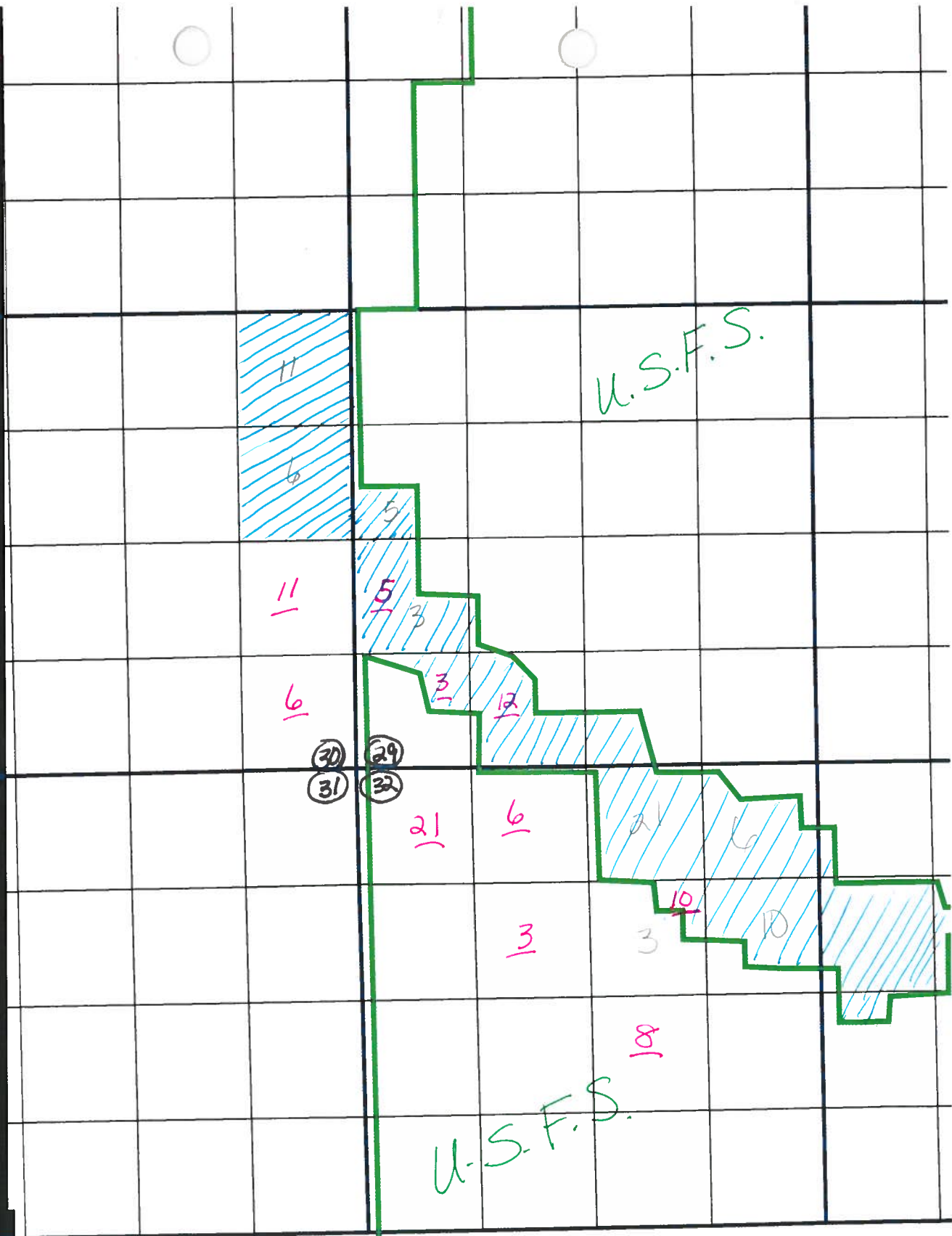
R032920E - probably where irrigation
actually begins

RD 32920 E

QUANSIT
HUT

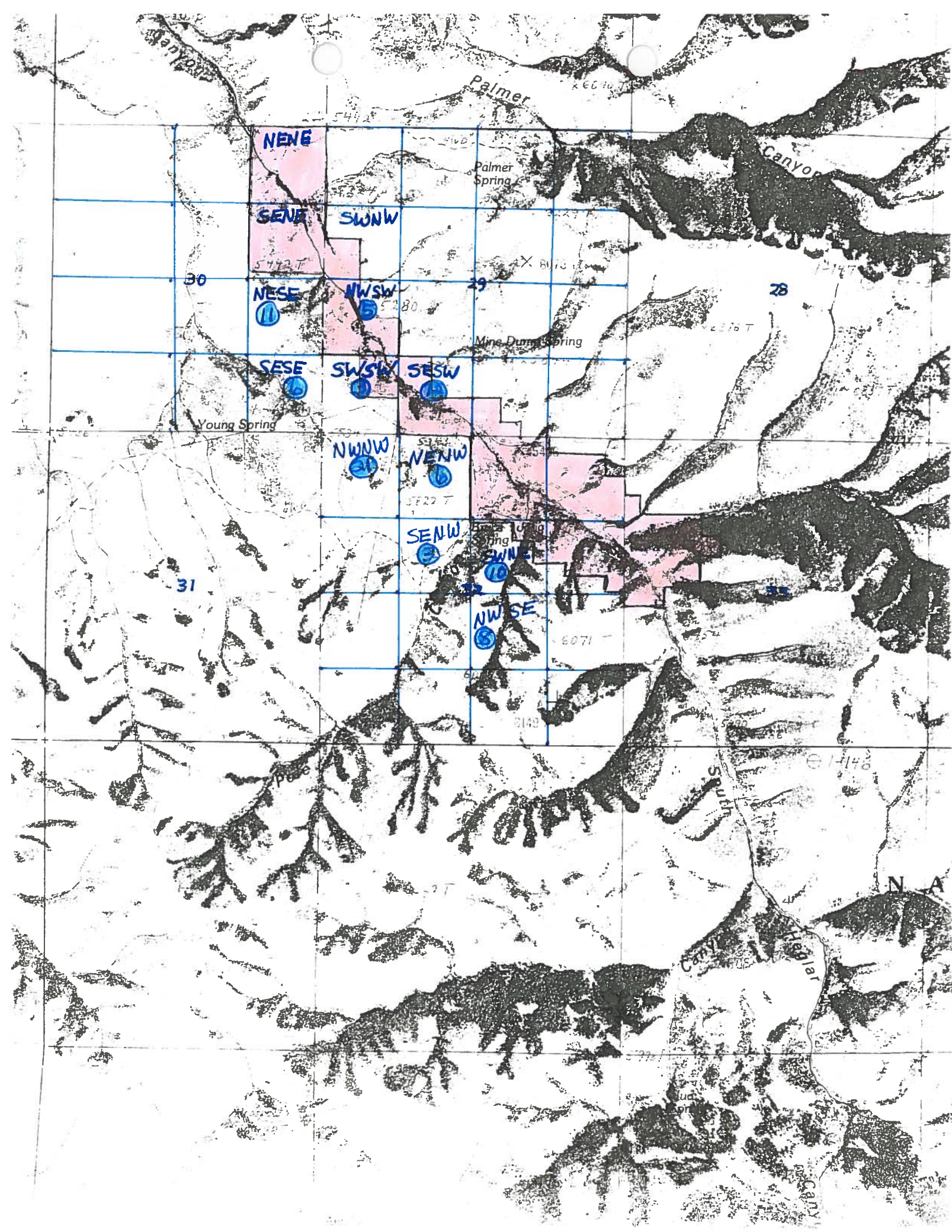
01 3 29

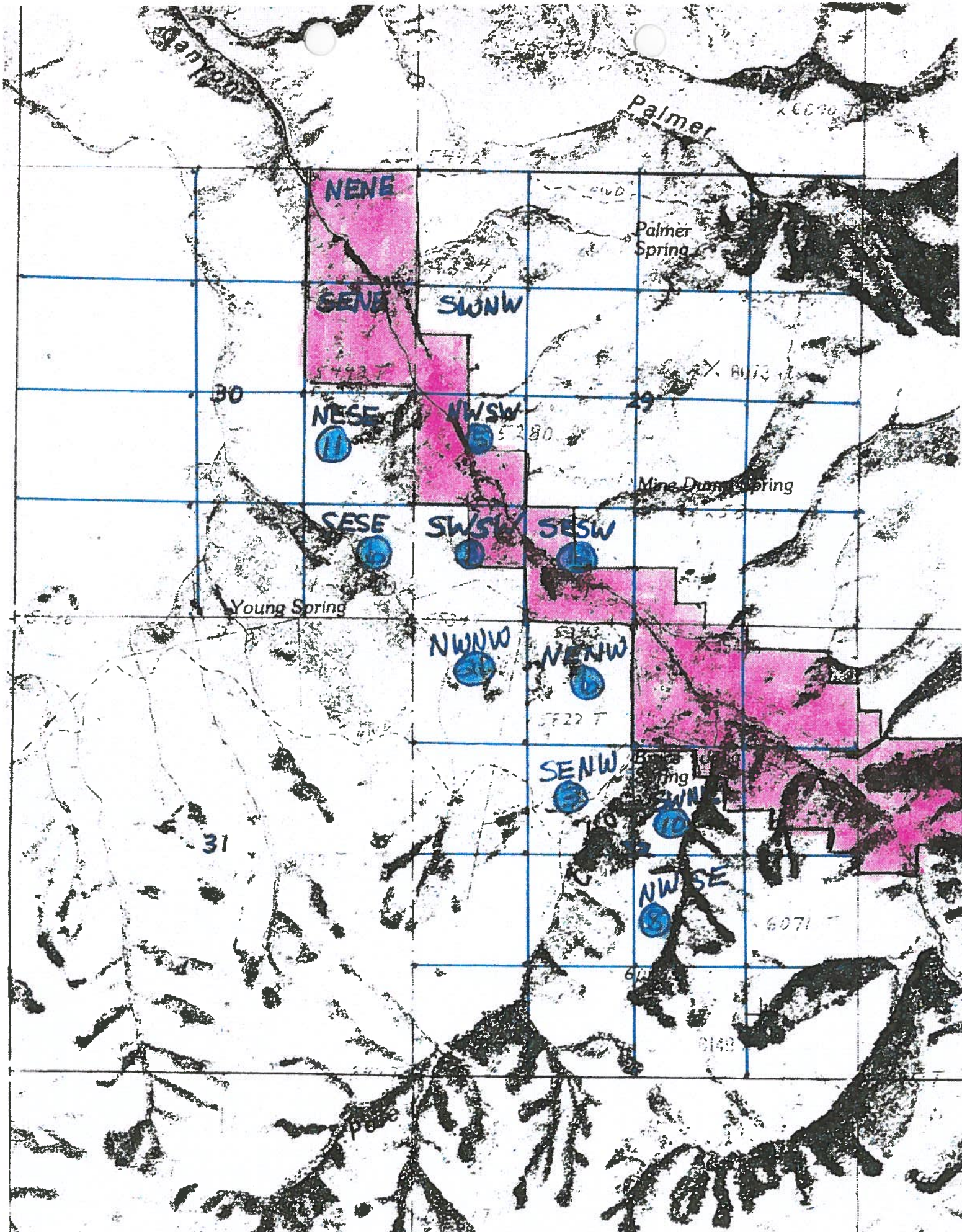
01 3



T11S
R29E

.743-04058 (85 Ac.) (pre-amendment)
/// ownership





NENE

SESE

NWSW

SESE

NWSW

SESE

SWSW

SESW

NWNW

WENW

SENW

NWSE

Palmer Spring

Mine Dump Spring

Young Spring

Bass Spring

30

29

31

6070 T

5280

5220 T

6071 T

6142

OAKLEY QUADRANGLE

IDAHO

1:100 000-SCALE SERIES (PLANIMETRIC)

(POC)

750 000 FEET | 33 R 29 E

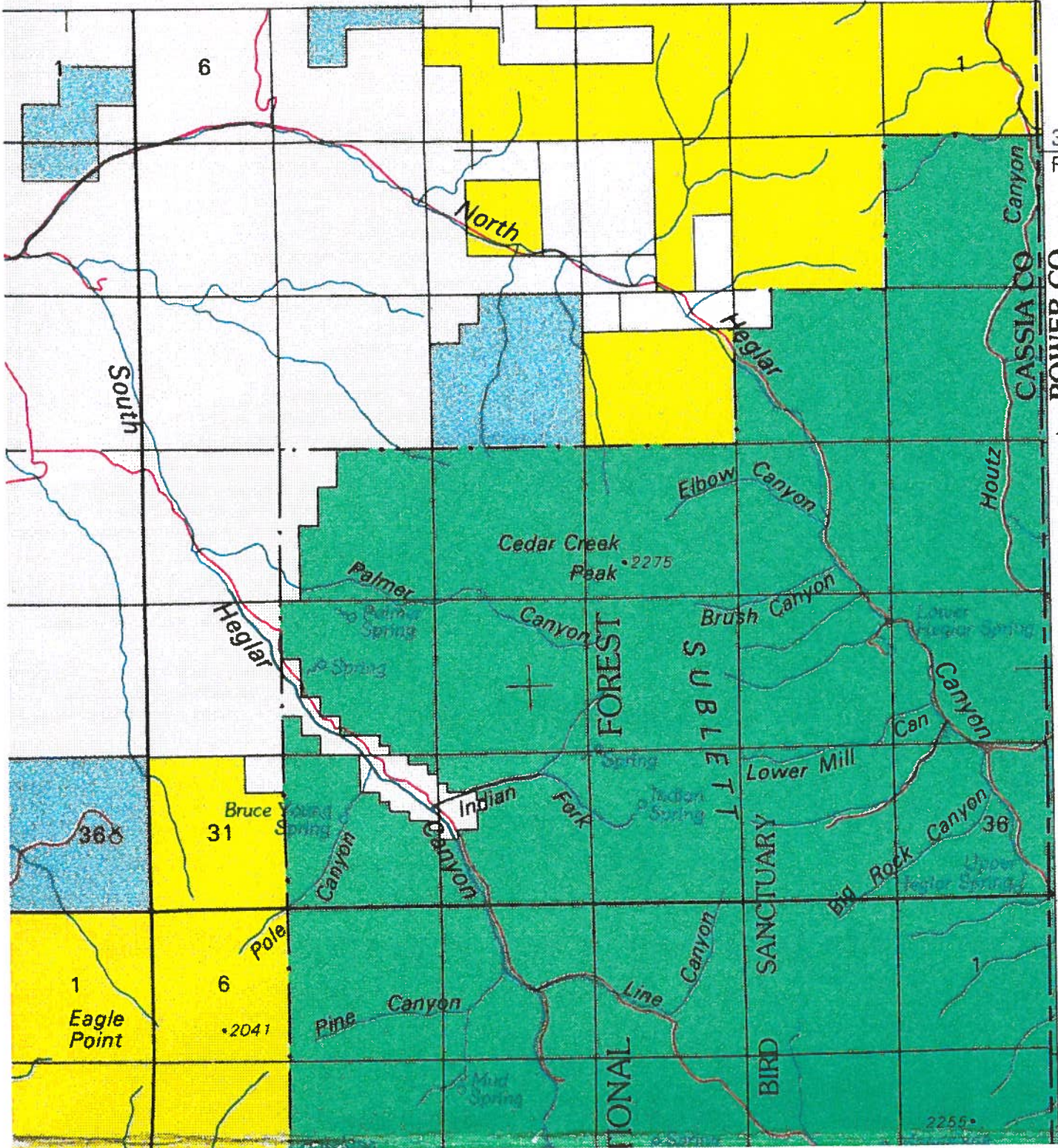
113°00' 42°30'

300 000 FEET

CASSIA CO
POWER CO

T 11 S

470



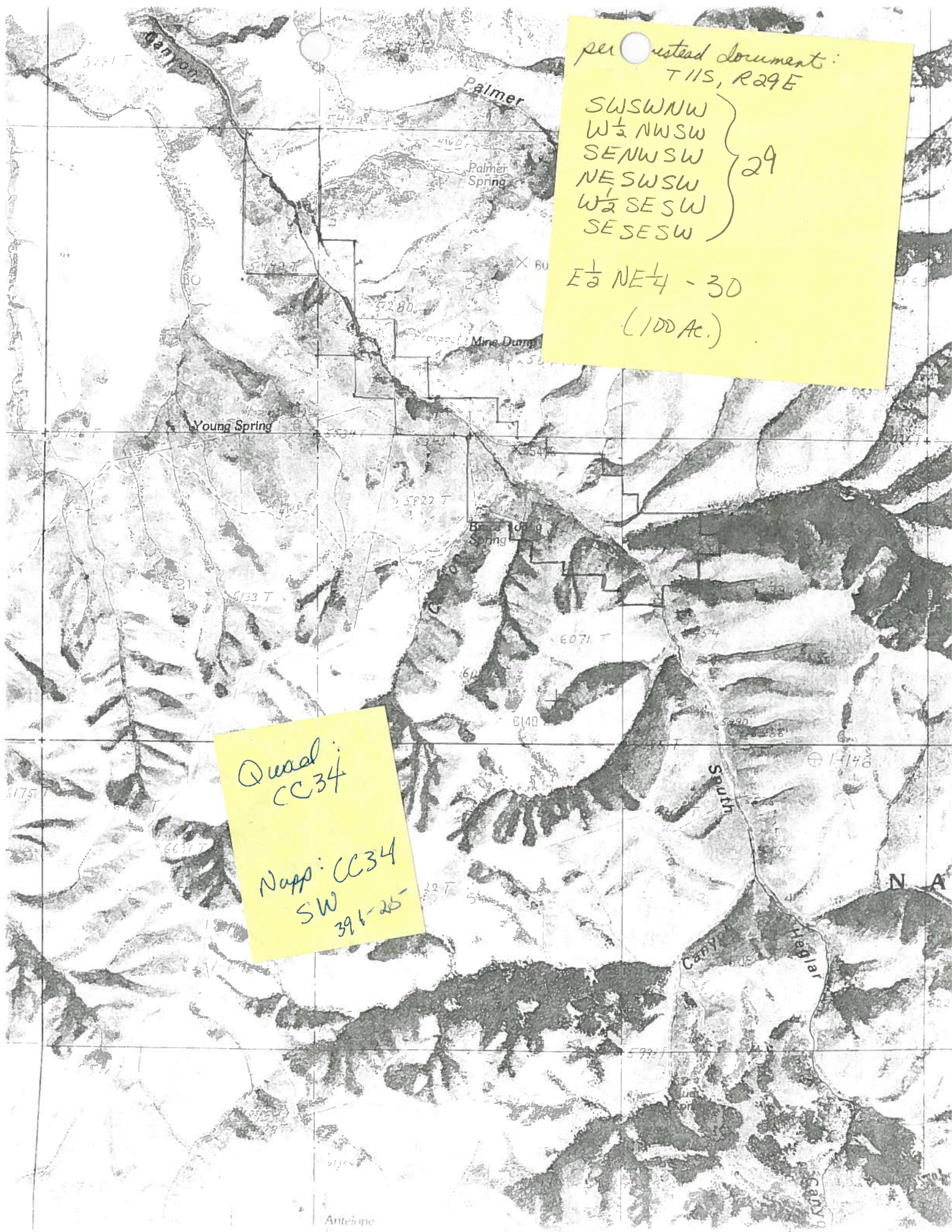
per ~~rested~~ document:
T11S, R29E

SWSWNW
W $\frac{1}{2}$ NWSW
SENWSW
NESWSW
W $\frac{1}{2}$ SESW
SESESW } 29

E $\frac{1}{2}$ NE $\frac{1}{4}$ - 30
(100 Ac.)

Quail
CC34

Napp: CC34
SW
391-25



Inactive

FARM 2399

IDAHO
CASSIA
Report ID: ASCS-156EZ

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

Prepared: 12/27/93
Crop Year: 94
Page: 1

OPERATOR: Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
518-40-3751 S NEIL ANDERSON RR 4 BOX 4277 BURLEY	595.0 208-678-8490	136.4	136.4	136.4	NONE	ACTIVE
ID 83318						

CRP: .0

IFM: N

RECON. REF. NO.: A00842

OFAY NORMAL PLANTED ACRES: 47.6

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	P&CP		YIELD		
						YEAR		YEAR	NI	IR
WHEAT	1	23.5	.0			93	30.1	94	29	74
						92	70.0	85	29	81
						91	.0			
						90	17.6	----- HWY -----		
						89	.0	94	74	
						88	62.8	85	81	
BARLEY	1	1.0	.0			93	2.2	94	26	91
						92	3.0	85	26	94
						91	.0			
						90	.0	----- HWY -----		
						89	.0	94	91	
						88	8.0	85	94	
OATS	1	.0	.0			93	.0	94	25	100
						92	.1	85	25	100
						91	.0			
						90	.0	----- HWY -----		
						89	.0	94	100	
						88	.6	85	100	

Recon. T205 to Walter Smith. Rest of tracts
to Neil Anderson. Resulting F# 3223 & 3224.

[Handwritten signature]

IDAHO
CASSIA
Report ID: ASCS-156EZ

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

FARM 3224
Prepared: 04/22/94
Crop Year: 94
Page: 2

No. of Tracts: 2

Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	W	CW	FW	PC	AW	NW	RW	MG	CWTE	CWNA	PCW
-----------	----------	----------	-----------------------	-----	-----	------	---	----	----	----	----	----	----	----	------	------	-----

363	80.0	64.3	64.3	Y	Y	Y	N	N	N								N
IDENTIFIER			N10 S27 T10 R22														
OWNER	1 - NEIL ANDERSON																

1943	440.0	.0				N	N		N								N
IDENTIFIER			LL16 S29.30.32.33 T11 R29														
OWNER	1 - NEIL ANDERSON																

IDAHO
CASSIA
Report ID: ASCS-156EZ

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

FARM 3224
Prepared: 04/22/94
Crop Year: 94
Page: 1

OPERATOR Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
518-40-3751 S NEIL ANDERSON RR 4 BOX 4277 BURLEY	520.0 208-678-8490	64.3	64.3	64.3	NONE	ACTIVE
ID 83318						

CRP: .0
IFM: N
RECON. REF. NO.: A40096
OFAY NORMAL PLANTED ACRES: 15.6

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	P&CP		YIELD			
						YEAR		YEAR	NI	IR	
WHEAT	1	11.1	.0			93	14.2	94	29	74	
						92	33.0	85	29	81	
	IAM	18.4				91	.0				
						90	8.3				
	NAW	.0				89	.0	94	74		
						88	29.6	85	81		
	BARLEY	1	.5	.0			93	1.0	94	26	91
							92	1.4	85	26	94
		IAM	1.9				91	.0			
							90	.0			
NAW		.0				89	.0	94	91		
						88	3.8	85	94		
OATS		1	.0	.0			93	.0	94	25	100
							92	.0	85	25	100
		IAM	.0				91	.0			
							90	.0			
	NAW	.0				89	.0	94	25		
						88	.3	85	25		

19 20
+
30 29

CRP 88-97

16
32.6
NW
HEL

CRP 88-97

13
166.4

HEL/NW

CRP 88-97

24 19
+
25 30

CRP 88-97

(13)

166.4

EF

HEL/NW

CRP 88-97

CRP 88-97

NW

(16)

32.6

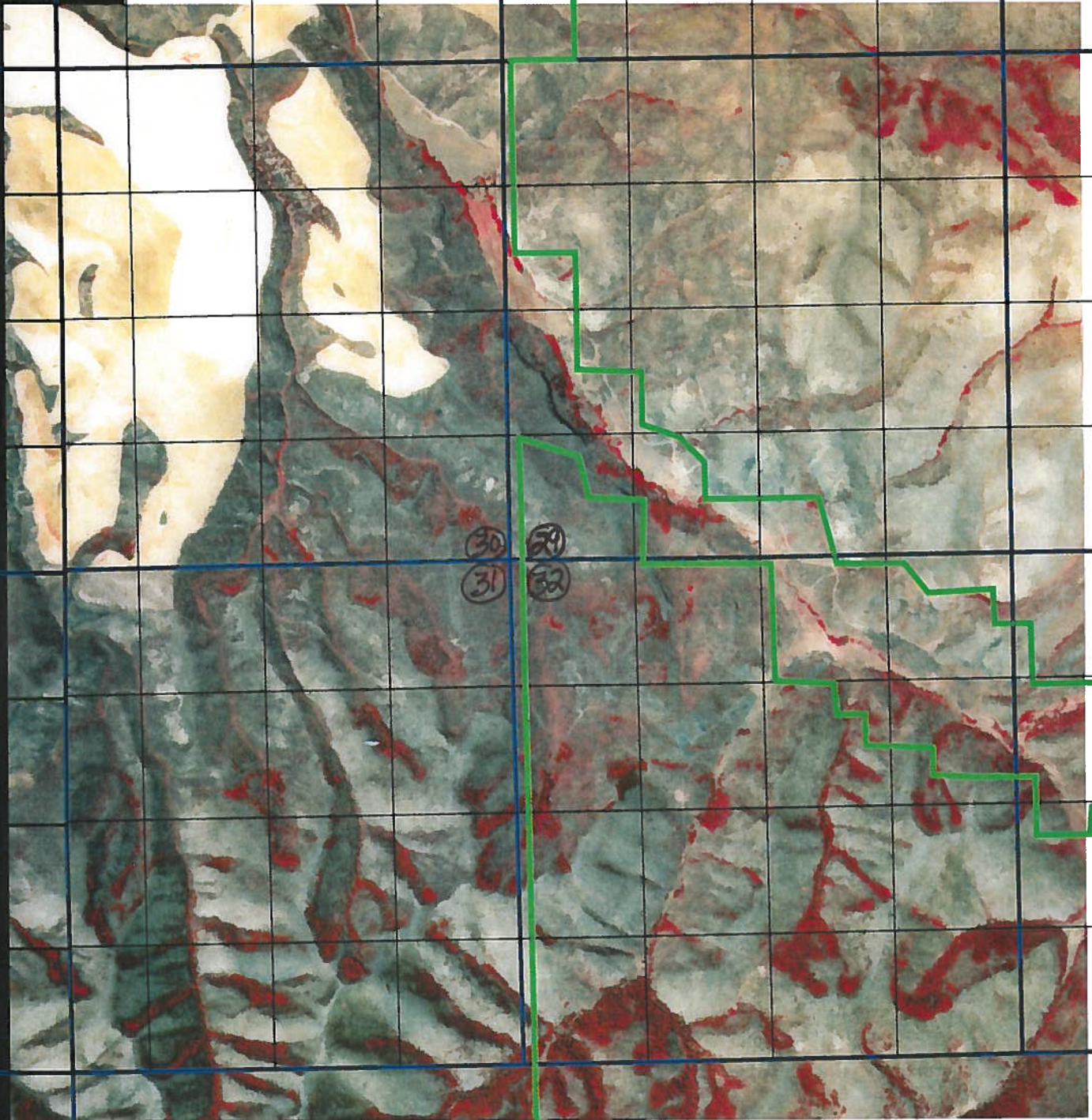
NW
HEL

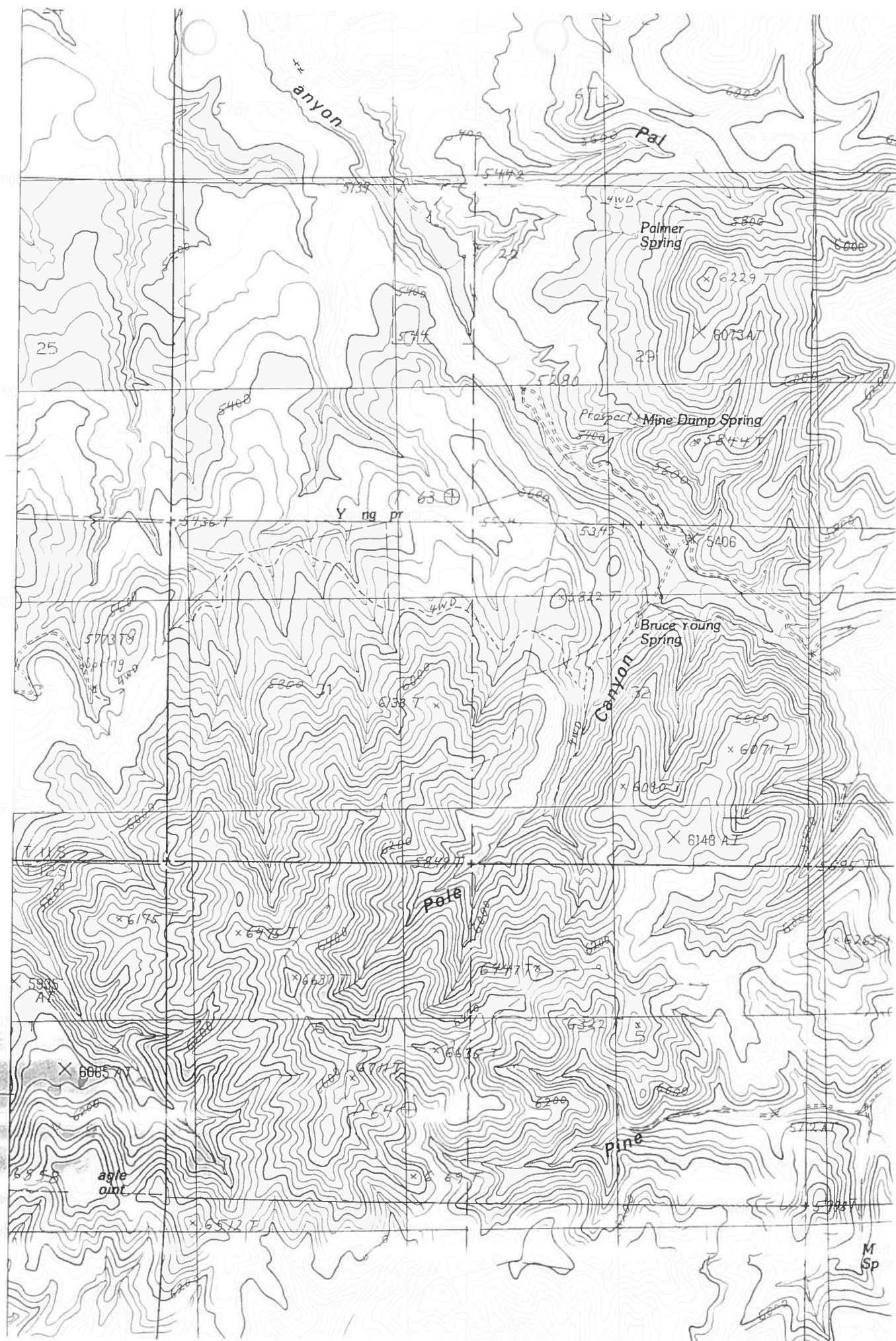
(5)

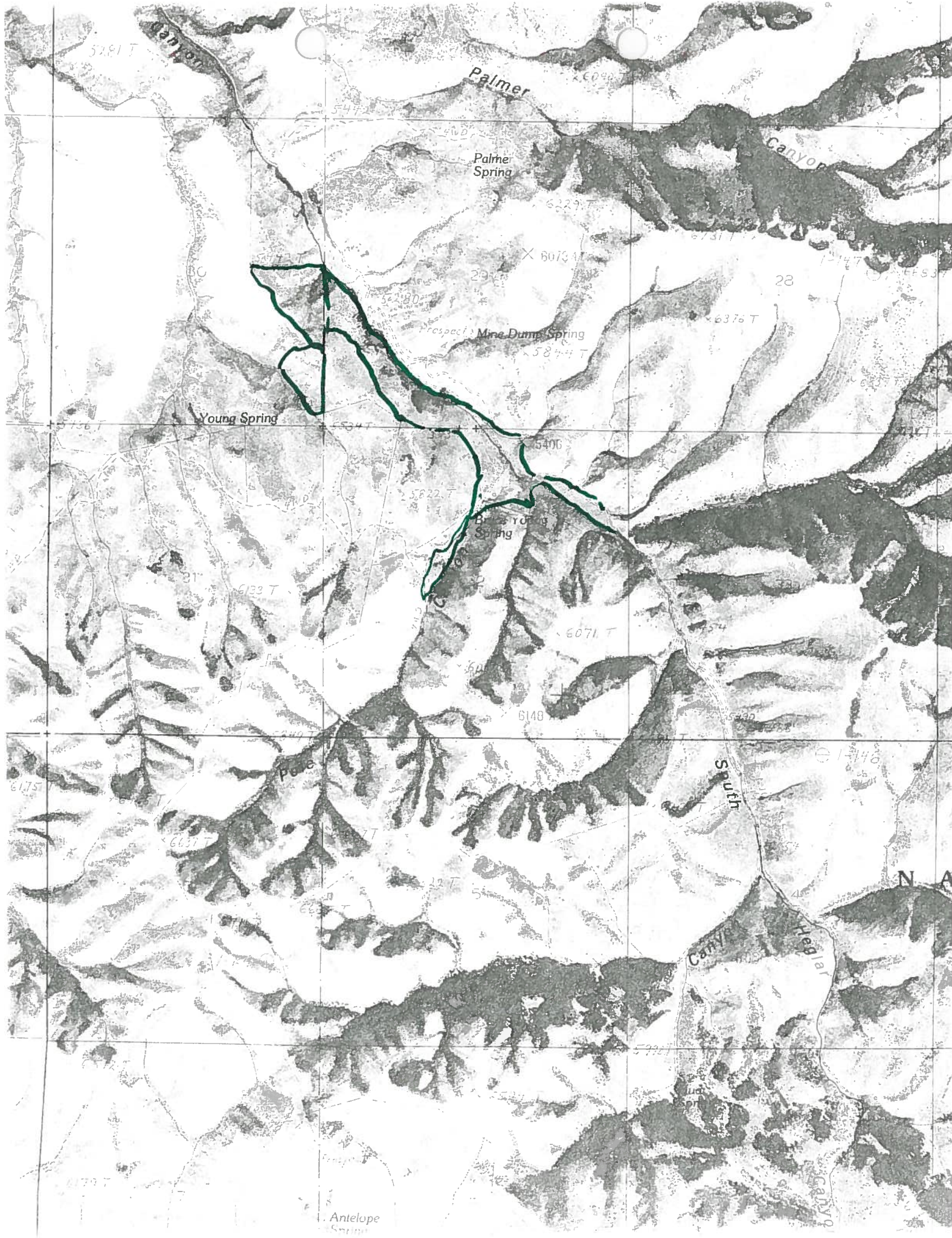
1155.3

NW
HEL

30 29
+
31 32







T =
49.7 Ac.



4

3.5

2.5

1.5

4.2

5.4

2.4

1.8

(30)

(29)

(31)

(32)

(32)

(33)

1.2

4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:52:34
01/24/00
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A43-04058

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NEIL L ANDERSON	01/01/1999	IRRIGATION	03-15 11-15	1.720 CFS	
C	DONNA R ANDERSON	9/27/1979	STOCKWATER	01-01 12-31 3-15/11-15	0.030 CFS	
TOTAL DIVERSION:					1.720 CFS	
~~CONSUMPTIVE USE:~~					1.0	-255.00 AFA

Water Source: SOUTH HEGLER SPRING
~~INDIAN FORK SPRING~~
~~SPRING~~

Tributary to: RAFT RIVER
~~RAFT RIVER~~
~~RAFT RIVER~~

Stage: STATUTORY CLAIM

Point(s) of Diversion: T11S R29E S29 SENE
S33 SENW NWSW
S32 SE SENE

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE					
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENE			
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
11S	29E	29	:														28.0
11S	29E	30	:														17.0
11S	29E	32	:	1	12	10	3.6		06	21					08		48.0
TOTAL ACRES																	85.0

50A.

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CASSIA

Non-Irrigation Uses: S/50 RANGE.

Other Rights: NONE

Remarks: GEN SOURCES ARE SOUTH HEGLER SPRING, INDIAN FORK SPRING & SPRING,
TRIB. RAFT RIVER.

Dates: Exam Made Date: Verified Date: 06/18/1985 Objection Filed Date:

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

(Gen)
Cond. Code C18
ND8, (Gen)
ND5 (QNT)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:51:35
01/24/00

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A43-04058

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	Y							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	/							
PURPOSES OF USE	N							
PERIOD OF USE	N							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

Identification No. _____

Claim No. 43-4058

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant O. M. JOHNSON
post office address BURLEY IDAHO
2. The point of diversion is in SE 1/4 of SE 1/4 Section 29 Township 11S Range 99E SE 1/4 of NW 1/4 SECT. 23 NW 1/4 of SW 1/4 RS 299E INDIAN FORK SP.
Range 99E SE 1/4 of NW 1/4 SECT. 23 NW 1/4 of SW 1/4 RS 299E INDIAN FORK SP.
tributary to RAPT RIVER in CARLEA County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

JAN-1-1895 amount: 1.7 c.f.s. or _____ acre feet
JAN-1-1895 amount: .02 c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed 1.72 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use IRR. period of use from MAR-15 to NOV-15 (both dates inclusive)
use STOCKWATER period of use from JAN-1 to DEC-31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of CHECK DAMS
TO DIVERT WATER INTO DIAT DITCHES length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____; capacity of pump is _____ g.p.m.; name and address of well driller is _____

c. Conveying works. length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions, if possible.

If feeder canal is used give maximum carrying capacity _____ c.f.s. if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known: NONE

b Do you get water through a ditch owned by several users? NO If yes, give the name of the ditch
The other users and their respective
interests in the ditch are (if known) _____

c Where water is used for stock watering, give number of each kind of stock watered
50 HEAD OF DEEP CATTLE

d Where water is used for domestic or municipal purposes give number of families served
name of town supplied None

e Where water is used for other purposes not above enumerated, give the nature of use, the extent of use
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible
giving dates and quantities None

f Remarks: please explain any details of your claim which you feel need clarification or additional explanation

State of Idaho

County of _____

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the
foregoing claim to a water right, together with all attached information, and that the matters and facts therein are
true to the best of the affiant's knowledge.

Sworn to before me this 17

day of January

19 75

D. M. Johnson
Claimant

Robert D. Hughes
Notary Public

Residing at Sunnyside

My commission expires 11-20-78

For Department Use Only

#14719
Received by MKS Date 1-17-75

Exception filed by _____

Forwarded to
claimant by _____

Date _____

Prelim check by _____ Date _____

Fee received by MKS Date 1-17-75 Fee \$ 10.00

Approved for publication by _____

Published in South Idaho Journal Date 1-28-75

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed	May 18, 1871	amount: 0.8 c.f.s. or	acre feet
	June 1, 1901	amount: 0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

the irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District
Idaho Dept. of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Eastern District
Idaho Dept. of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Southern District
Idaho Dept. of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Western District
Idaho Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707







