

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: **A43-10799**

Date Received: 6/ 6/1989

Receipt No: S007584

Received By: ownership change

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

1. Name: WALTER JEAN LOVINGFOSS 208-645-2421
Address: HC 61 BOX 1020
MALTA ID 83342
AND
Name: DELIA L LOVINGFOSS 208-645-2421
Address: HC 61 BOX 1020
MALTA ID 83342

2. Date of Priority: APR 1, 1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	27E	31	NW	NE	SW		CASSIA
			NW	NW	SE		CASSIA

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12S	27E	31	SW		NE		IRR	27.0
			NE		NW	3	IRR	47.0
			NW		NW	4	IRR	53.0
			SW		NW		IRR	53.0
			SE		NW		IRR	40.0
			NW		SE		IRR	40.0
Section Acres								260.0
Total Acres								260.0

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:

A4302551, 10233, 02487B, 00307, 10363

14. Remarks:

CLAIM REPRESENTS A43-00305 (1.54CFS) A43-00306 (2.3CFS),
BOTH COMBINED USING LATER PRIORITY DATE.

OWNERSHIP CHANGE 7/18/96, NELSON TO LOVINGFOSS. jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS, ET AL
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake Rive Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pa a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

JUL 17 1996

Please print or type

(see instructions on back of page)

Department of Water Resources
Southern RegionDATE OF CLOSING: 5 JULY 95

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.

- ☐ 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) A43-00307, A43-02487B, A43-02551
 Assigned by IDWR: A43-10233, A43-10363, A43-10364, A43-10799
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): LYLE & LOA NELSON
23946 STATE LINE RD.
PARMA, ID. 83660
- ☐ New Owner/Claimant (Purchaser): WALTER JEAN & DELIA W. LOVINGFOSS
- ☐ New Mailing Address: HC 61 BOX 1020
MALTA, ID. 83342
- ☐ New Telephone Number: (208) 645-2421
- ☐ 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: 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) Walter Jean Lovingfoss Date 7-17-96
Delia L. Lovingfoss Date 7-17-96
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
 _____ 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: 7/18/96 By: [Signature]

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

237489

RECEIVED

JUL 17 1996

WARRANTY DEED

Department of Water Resources
Southern Region

FOR VALUE RECEIVED, ^{EDWIN} E. Nelson and Loa Nelson, Trustees of the Lyle E. Nelson Family Living Trust dated March 14, 1992, whose address is H.C. 61, Box 1020, (dated Mar Malta, Idaho 83342, the Grantor, does hereby grant, bargain, sell and convey unto Walter Jearf, 1992) Lovingfoss and Delia L. Lovingfoss, husband and wife, whose address is P.O. Box 943, Buellton, California 93427, the Grantees, the following described premises, located in Cassia County, Idaho, to wit:

The SW $\frac{1}{4}$ NE $\frac{1}{4}$; the NW $\frac{1}{4}$ SE $\frac{1}{4}$; the E $\frac{1}{2}$ NW $\frac{1}{4}$: Lots 1 and 2 all in Section 31, Township 12 South, Range 27 East Boise Meridian. Subject to an easement recorded as Instrument No. 141701 in the office of the County Recorder of the County of Cassia, State of Idaho.

Lot 2; the SE $\frac{1}{4}$ the E $\frac{1}{2}$ SW $\frac{1}{4}$; the S $\frac{1}{2}$ NE $\frac{1}{4}$; all in Section 2, Township 13 South, Range 29 East Boise Meridian. The E $\frac{1}{2}$ NE $\frac{1}{4}$; the NW $\frac{1}{4}$ NE $\frac{1}{4}$; the NE $\frac{1}{4}$ NW $\frac{1}{4}$, all in Section 11, Township 13 South, Range 29 East Boise Meridian. Subject to a deed recorded as Instrument No. 136298 in the office of the County Recorder of the County of Cassia, State of Idaho.

Lot 3 and the S $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$ all in Section 2; the N $\frac{1}{2}$ SE $\frac{1}{4}$; the SE $\frac{1}{4}$ SE $\frac{1}{4}$ all in Section 3; the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10; and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, all in Township 13 South, Range 29 East Boise Meridian.

Pro-rata interest of the Sublett Allotment Grazing Association in and to a 40 acre tract described as Lot 1, Section 2, Township 13 South, Range 29 East Boise Meridian. Right for stock water in Butler Springs located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15 and Easements on part of Section 15 and 14, Township 12 South, Range 28 East Boise Meridian.

Together with all water rights, irrigation rights, and the like which belong to or appertain in any way to the real property described above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and their heirs and assigns forever. And the said Grantor does hereby covenant to and with the Grantees that they are the owners in fee of said premises, that said premises are free

WARRANTY DEED - 1

C:\REALEST\NELSONLY.WD

from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 3rd day of July 1995.

THE LYLE E. NELSON FAMILY-LIVING TRUST

Lyle Edwin Nelson, Trustee
Lyle E. Nelson, Trustee

Loa Nelson, Trustee
Loa Nelson, Trustee

STATE OF IDAHO)
)ss
County of Cassia)

On this 5th day of July, 1995, before me, a Notary Public in and for said State, personally appeared Lyle E. Nelson and Loa Nelson, Trustees of the Lyle E. Nelson Family Living Trust, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same on behalf of said trust.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)

Richard S. Harper
Notary Public for Idaho
Residing at: Burley, Idaho
Commission Expires: 2/20/98

RECORDED AT THE REQUEST OF
CASSIA COUNTY ABSTRACT

268

NOV 15 1915

237489

600

bm

Lyle & LOA NELSON
208 722-6027

23 946 State Line Rd.
Parma 83660



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 18, 1996

WALTER JEAN LOVINGFOSS
DELIA L LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

Re: Ownership Change for Adjudication Claims #A43-00307, -02487B,
-02551, -10233,
-10363, -10364,
-10799
NELSON/LOVINGFOSS

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claims are appurtenant, the Department has changed the records of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimant.

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

Sincerely,

Jeanie Robertson
Sr. Water Right Agent,
Adjudication Bureau

/jr
Enclosures

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: **A43-10799**
Date Received: 6/ 6/1989
Receipt No: S007584
Received By: _____

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

1. Name: LOA NELSON 208-645-2410
Address: HC. 61 BOX 1020
MALTA ID 83342
AND/OR
Name: LYLE E. NELSON 208-645-2410
Address: HC. 61 BOX 1020
MALTA ID 83342

2. Date of Priority: APR 1, 1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	27E	31	NW	NE	SW		CASSIA
			NW	NW	SE		CASSIA

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12S	27E	31	SW		NE		IRR	27.0
			NE		NW	3	IRR	47.0
			NW		NW	4	IRR	53.0
			SW		NW		IRR	53.0
			SE		NW		IRR	40.0
			NW		SE		IRR	40.0

Section Acres 260.0

Total Acres 260.0

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:

A4302551, 10233, 02487B, 00307, 10363

14. Remarks:

CLAIM REPRESENTS A43-00305 (1.54CFS) A43-00306 (2.3CFS),
BOTH COMBINED USING LATER PRIORITY DATE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.

Decree Plaintiff

JOBE ADAMS, ET AL

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: ~~A43-00306A~~ ²⁰⁷⁹⁹
Date Received: 6/06/1989
Receipt No: S007584
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOA NELSON 208-645-2410
Address: HC. 61 BOX 1020
MALTA, ID 83342

AND/OR

Name: LYLE E. NELSON 208-645-2410
Address: HC. 61 BOX 1020
MALTA, ID 83342

2. Date of Priority: APR 01, 1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	27E	31	NW	NE	SW		CASSIA
			NW	NW	SE		CASSIA

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A43-00306A
10799

Page 1

Date: 06/06/89

COPY

MICROFILME

MAR 05 1993

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
12S	27E	31	SW	NE		IRR	27.0
			NE	NW	3	IRR	47.0
			NW	NW	4	IRR	53.0
			SW	NW		IRR	53.0
			SE	NW		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 260.0

Total Acres	260.0
-------------	-------

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:
A4302551, 10233, 02487B, 00307, 10363

14. Remarks:
CLAIM REPRESENTS A43-00305 (1.54CFS) A43-00306 (2.3CFS),
BOTH COMBINED USING LATER PRIORITY DATE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALBION-IDAHO LAND CO.

Decree Plaintiff

VS

JOBE ADAMS, ET AL

Decree Defendant

A43-~~00306A~~
10799

Page 2

Date: 06/06/89

MICROFILM

MAR 05 1993

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not / 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): Lyle E Nelson Date: 6/6/89

Date: _____

State of Idaho)
County of TF) ss.

Subscribed and sworn (or affirmed) before me this 6 day

of June 19 89

Don White
Notary Public

Seal

Residing at TF
My Commission Expires 5/94

Water Right Number - 43-00305

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***

FRANK G.

1 -

2 -

3 -

City-

Phone -

State- Zip-

SCHODDE

FRED

1 -

2 -

3 -

City-

Phone -

State- Zip-

SCHODDE

GEORGE

1 -

2 -

3 -

City-

Phone -

State- Zip-

+ - - Priority Date - - +

+ - - Region - - - +

+ - - Stage - - - +

+ - - Status - - - +

04/01/1884

17

D - DECREED

+ - - - - Source - - - - - +

+ - - - - Tributary - - - - - +

RAFT RIVER

SNAKE RIVER

+ - - - - Twn Rng Sec Tract Lot RFlg County

Point of Diversion - - - - -

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

01 - IRRIGATION

1.540

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

1.540

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

12S

27E

31

SW NE

01 IRRIGATION

31 CASSIA

12S

27E

31

NE NW

01 IRRIGATION

31 CASSIA

12S

27E

31

NW NW

01 IRRIGATION

31 CASSIA

12S

27E

31

SW NW

01 IRRIGATION

31 CASSIA

12S

27E

31

SE NW

01 IRRIGATION

31 CASSIA

12S

27E

31

NW SE

01 IRRIGATION

31 CASSIA

Total Acres:

+ - - Diversion Means -

MICROFILM

MAR 05 1993

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	- P
Start Work Date	-	00/00/0000	Verified Date	-	00/00/0000	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	- 43B
Decree Date	-	10/18/1928					

MAR 05 1993

Water Right Number - 43-00306

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

*** C - CURRENT OWNER ***
SCHODDE
FRANK G. ET AL

1 -
2 -
3 -
City-
Phone -
State- Zip-

MICROFILM
MAR 05 1993

+ - - Priority Date - - + + - - Region - - + + - - Stage - - + + - - Status - - + +
04/01/1886 17 D - DECREED

+ - - Source - - + + - - Tributary - - + + - -
RAFT RIVER SNAKE RIVER

+ - - Point of Diversion - - + + - -
Twn Rng Sec Tract Lot Rfig County

+ - - Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

2.300

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

2.300

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
12S	27E	31	SW NE			01	IRRIGATION		31 CASSIA
12S	27E	31	NE NW			01	IRRIGATION		31 CASSIA
12S	27E	31	NW NW	1		01	IRRIGATION		31 CASSIA
12S	27E	31	SW NW	2		01	IRRIGATION		31 CASSIA
12S	27E	31	SE NW			01	IRRIGATION		31 CASSIA
12S	27E	31	NW SE			01	IRRIGATION		31 CASSIA

Total Acres:

+ - - Divers Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 43-0303-0305, 0307

+ - - Remarks -
No Remarks found.

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

Water right number - 43-00306

Adj. flag translation: Standard Water Right Number

+ - - - Decree Plaintiff - - +
ALBION-IDAHO LAND CO.

+ - - - Decree Defendant - - +
JOBE ADAMS ET AL

+ -	Decree Date	+ -
	10/18/1928	

+ - - Audit Fields -

[illegible]

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protected Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 43B
Licensed Date	- 00/00/0000	Appl. Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 10/18/1928				

MICROFILM

MAR 05 1993

CORREC

WARRANTY DEED

For Value Received \$10.00 and other valuable consideration

JOHN D. MATTHEWS and NELDA H. MATTHEWS, Husband and Wife,

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
LYLE NELSON and LOA NELSON, Husband and Wife,
Sublett Route
Malta, Idaho 83342

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

The SW $\frac{1}{4}$ NE $\frac{1}{4}$; the NW $\frac{1}{4}$ SE $\frac{1}{4}$; the E $\frac{1}{2}$ NW $\frac{1}{4}$; Lots 1 and 2 all in Section 31, Township 12 South, Range 27 East Boise Meridian. Subject to an easement recorded as Instrument No. 141701 in the office of the County Recorder of the County of Cassia, State of Idaho.

Lot 2; the SE $\frac{1}{4}$; the E $\frac{1}{2}$ SW $\frac{1}{4}$; the S $\frac{1}{2}$ NE $\frac{1}{4}$; all in Section 2, Township 13 South, Range 29 East Boise Meridian. The E $\frac{1}{2}$ NE $\frac{1}{4}$; the NW $\frac{1}{4}$ NE $\frac{1}{4}$; the NE $\frac{1}{4}$ NW $\frac{1}{4}$, all in Section 11, Township 13 South, Range 29 East Boise Meridian. Subject to a deed recorded as Instrument No. 136298 in the office of the County Recorder of the County of Cassia, State of Idaho.

Lot 3 and the S $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$ all in Section 2; the N $\frac{1}{2}$ SE $\frac{1}{4}$; the SE $\frac{1}{4}$ SE $\frac{1}{4}$ all in Section 3; the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10; and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, all in Township 13 South, Range 29 East Boise Meridian.

Pro-rata interest of the Sublett Allotment Grazing Association in and to a 40 acre tract described as Lot 1, Section 2, Township 13 South, Range 29 East Boise Meridian. Right for stock water in Butler Springs located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15 and easements part of Section 15 and 14, Township 12 South, Range 28 East Boise Meridian.

All well permits
70 inches from Raft River under 1882 priority
240 inches from Raft River under 1894 priority

a subscription for 80 shares of stock in Cassia Creek Reservoir Company.

This deed is given by the Grantors to the Grantees to correct the description of the property received by the Grantees previously set forth by a Warranty Deed between the same parties dated February 28, 1973, and recorded May 26, 1978.

... covenant to and with the said Grantee 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:

P i n

DEC 22 1978

2.18
s.f. c15
2 s.f. c100
6 s.f. c172
4 s.f. 7

To be diverted from Warm Springs
To be diverted from Cassia Creek
for the irrigation of
SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 4, Sec. 31,
Twp. 13 S. R. 25 E.B.M., Lot 4, Sec.
6, Twp. 14 S. R. 25 E.B.M.

4306293 2.8 s.f. c58

To be diverted from Cassia Creek
for the irrigation of
E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 12 S. R. 26
E.B.M., Lots 3 and 4, Sec. 30,
Twp. 12 S. R. 27 E.B.M.

1880-Apr 2 30-2-2-2

.4 s.f. c58

1885-Apr 2 30-2-2-2

2 s.f. c171

To be diverted from Cassia Creek
for the irrigation of
NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 12 S.
R. 26 E.S.M.

4302-1885-Apr 2 30-2-2-2

1.2 s.f. c171

To be diverted from Cassia Creek
for the irrigation of
W $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 12 S. R. 26
E.B.M.

43-0296-1894-Apr 2 18-2-2-2

2.8 s.f. c145

Appurtenant to all of the land above
described.

Trans. #2 Charles Shaw

43-0297-1894-Apr 2 18-2-2-2

1.2 s.f. c246

43-0298-1893-Apr 2 20-2-2-2

.6 s.f. c116

43-0299-1885-May 21-2-2-2

1.4 s.f. c177

To be diverted from Cassia Creek
for the irrigation of
SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 13 S.
R. 26 E.B.M.

Jesse Shill

Javilla Shill

43-0300-1906-Apr 2 18-2-2-2

.8 s.f. c112

To be diverted from Middle Fork
Cassia Creek for the irrigation of
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Twp. 13 S. R. 26
E.B.M.

43-0301-1913-Apr 2 18-2-2-2

.8 s.f. c171

To be diverted from Cassia Creek
for the irrigation of
NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp. 13 S.
R. 26 E.B.M.

Frank G. Schodde, Fred
Schodde, George Schodde

43-0303-1880-Apr 2 11-2-2-2

.06 s.f. c44

43-0304-1881-Apr 2 11-2-2-2

.4 s.f. c67

43-0305-1894-Apr 2 11-2-2-2

1.54 s.f. c111

43-0306-1886-Apr 2 11-2-2-2

2.3 s.f. c186

43-0307-1894-Apr 2 11-2-2-2

.9 s.f. c171

To be diverted from Cassia Creek
for the irrigation of

To be diverted from Raft River,
for the irrigation of
SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 1 and 2,
Sec. 31, Twp. 12 S. R. 27 E.B.M.

237



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

13-Jan-1992

LOA NELSON
LYLE E NELSON
HC 61 BOX 1020
MALTA ID 83342

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-00306A
Identification Number Change

Dear Mr. and Mrs. Nelson:

The Identification Number of your Notice of Claim to a Water Right has been changed from A43-00306A to A43-10799. The change in numbers has been done to better reflect the fact that your Notice of Claim combined Decreed rights 43-00305 and 43-00306. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this Identification Number in any future inquiries or correspondence.

Please do not hesitate to contact this office, if you have any questions.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosure:
Copy of Claim A43-10799

MICROFILM
MAR 05 1992

Water Right Number - 43-00300A

Prefix Translation: WATER RIGHT

Old (D) Number -

----- Last Name ----- + ----- First Name ----- + ----- Address ----- +

----- Priority Date ----- + ----- Region ----- + ----- Stage ----- + ----- Status ----- +
00/00/0000 ERROR IN REGION

----- Source ----- + ----- Tributary ----- +

----- TwN Rng Sec Tract Lot RFlg County ----- Point of Diversion ----- Stream Index (Blank if no Index Code) ----- +

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

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

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

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

----- + ----- Remarks -----
No Remarks found.

----- + ----- 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

----- + ----- Comments -----
No Comments Found

----- + ----- Water Rights Dates and Flags Area ----- +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

Water Right Number - A43-10799

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***

NELSON

LOA

1 - HC. 61 BOX 1020
2 -
3 -

State- ID Zip- 83342

NELSON

LYLE E.

City- MALTA
Phone - 208-645-2410
1 - HC. 61 BOX 1020
2 -
3 -

State- ID Zip- 83342

*** 0 - ORIGINAL OWNER ***
SCHANER

WILBER F.

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

State- ID Zip- 00000000

Priority Date - 04/01/1886

Region - 17 SOUTHERN

D - DECREED

Status -

Source - RAFT RIVER

Tributary - SNAKE RIVER

Point of Diversion -

12S 27E 31 NW NE SW NW NW SE (31) CASSIA (31) CASSIA

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

01 - IRRIGATION

03/15 11/15

3.840

Total Div. Rate - 3.840

Total Consumptive Use - 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
12S	27E	31	SW NE		27.0		01	IRRIGATION	(31) CASSIA
12S	27E	31	NE NW	3	47.0		01	IRRIGATION	(31) CASSIA
12S	27E	31	NW NW	4	53.0		01	IRRIGATION	(31) CASSIA
12S	27E	31	SW NW		53.0		01	IRRIGATION	(31) CASSIA
12S	27E	31	SE NW		40.0		01	IRRIGATION	(31) CASSIA
12S	27E	31	NW SE		40.0		01	IRRIGATION	(31) CASSIA

Total Acres: 260.0

Water right number - A43-10799 Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - HEADGATE

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - A4302551, 10233, 024878, 00307, 10363

CLAIM REPRESENTS A43-00305 (1.54CFS) A43-00306 (2.3CFS),
BOTH COMBINED USING LATER PRIORITY DATE.

4300306
4300305

Conditions of Approval
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + Decree Defendant - - - + Decree Date - +
ALBION-IDAHO LAND CO. JOBE ADAMS, ET AL 00/00/0000

-Comments-
No Comments Found

+ - - Audit Fields - - +
00/00/00

+ - - - - - 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	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/06/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S007584	Water District	- 438
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
MAR 05 1993

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 10 2002	
By _____	Clerk
_____	Deputy Clerk

**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	)	
	)	ORDER OF PARTIAL DECREE
Case No. 39576	)	
	)	For Water Right 43-10799
_____	)	

On August 15, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 43-10799 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED October 10, 2002



 ROGER S. BURDICK
 Presiding Judge
 Snake River Basin Adjudication

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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 10 2002

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 43-10799

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: DELIA L LOVINGFOSS
WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 3.84 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.:
43-00307, 43-10363, 43-10799, 43-13237, 43-13239, & 43-13241.

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION: T12S R27E S31 NWNESW Within Cassia County
NWNWE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	3.84 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T12S R27E S31	SWNE 33.0 NENW 41.0
	LOT 1 (NWNW) 47.0	LOT 2 (SWNW) 49.0
	SENW 40.0	NWSE 39.0
	249.0 Acres Total	

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 249 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00307, 43-10363, 43-10799, 43-13237,
43-13239, & 43-13241.

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. 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

2002 OCT 10 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 43-10799

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 43-10799 was mailed
on October 10, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DELIA L LOVINGFOSS
WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA, ID 83342
Phone: 208-645-2421

ROBBIN HALL
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
10/10/02

07/18/2002

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

RIGHT NUMBER: 43-10799

NAME AND ADDRESS: DELIA L LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.84 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-307, 43-10363, 43-10799, ~~43-2487B~~ 43-13237, ~~43-2551~~ 43-13239, & ~~43-10233~~ 43-13241.

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION:

T12S R27E S31 NWNESW Within CASSIA County

T12S R27E S31 NWNWSE 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	3.840 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R27E S31	SWNE	33.0	T12S R27E S31	NENW	41.0
T12S R27E S31 Lot 1	NWNW	47.0	T12S R27E S31 Lot 2	SWNW	49.0
T12S R27E S31	SENE	40.0	T12S R27E S31	NWSE	39.0
~~T12S R27E S31~~	~~NWNE~~	~~10.0~~			

~~259~~ 249 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~259~~ 249 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-307, 43-10363, 43-10799, ~~43-2487B~~ 43-13237, ~~43-2551~~ 43-13239, & ~~43-10233~~ 43-13241.

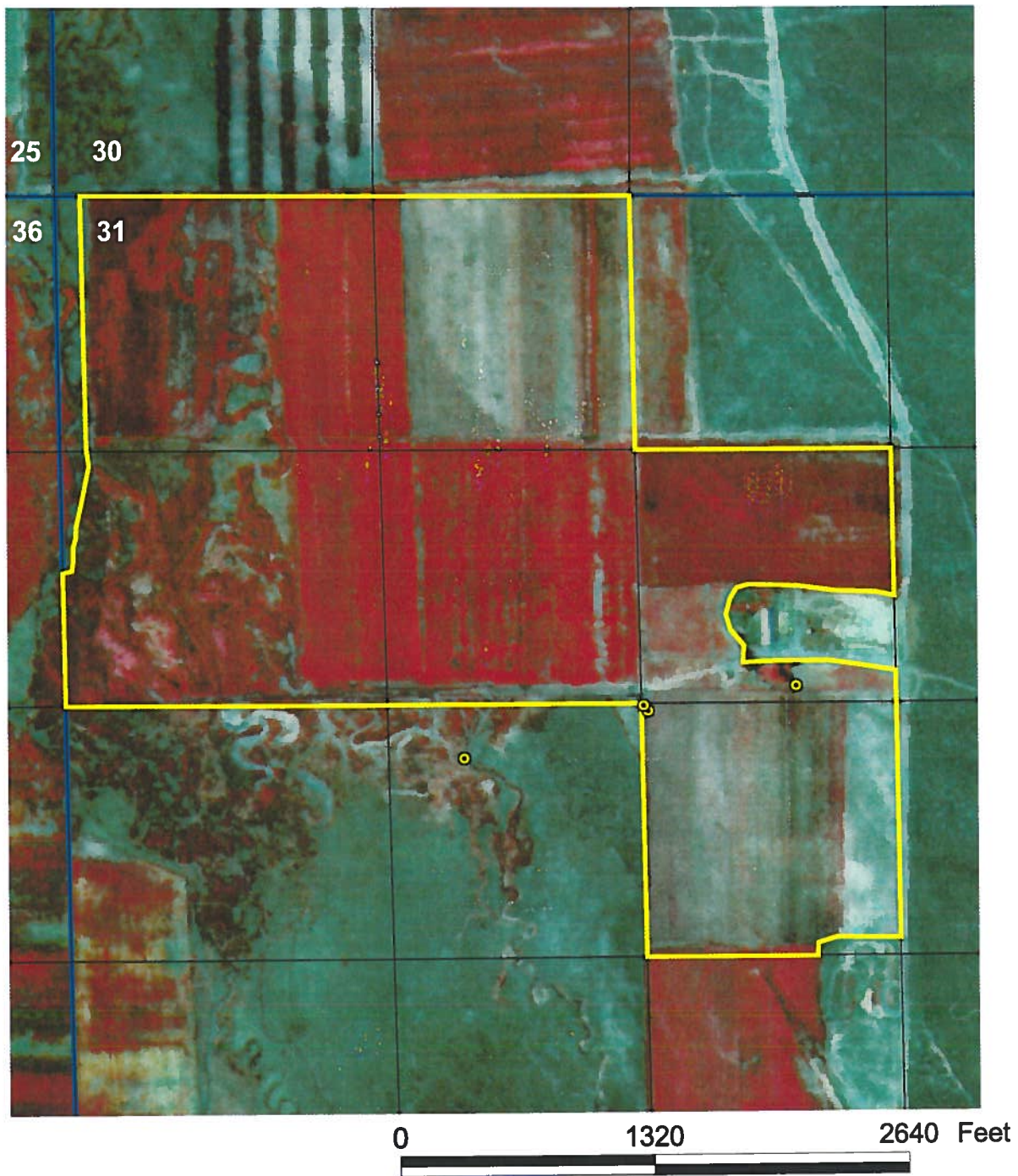
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-305, & 43-306.

43-307, 43-10363, 43-10799, 43-13237, 43-13239, & 43-13241



RECOMMENDED PLACE OF USE
DATA ENTRY ON JULY 18, 2002
TWP 12S, RNG 27E, SEC. 31



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

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

VERIFIED BY *[Signature]* 11/20/2000

11/20/2000

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

RIGHT NUMBER: 43-10799

NAME AND ADDRESS: DELIA L LOVINGFOSS
WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 3.84 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-
00307, ~~43-02487B~~, ~~43-02551~~, ~~43-10233~~, 43-10363, & 43-10799.
-13237 -13239 -13241

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION: T12S R27E S31 NWNE Within CASSIA County
T12S R27E S31 NWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	3.84 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County <i>delete</i>			
~~T12S R27E S31~~	~~NWNE~~	~~16~~	
T12S R27E S31	NENW	41	T12S R27E S31 LOT 1 SWNE 33
T12S R27E S31 LOT 2	SWNW	49	T12S R27E S31 LOT 1 NWNW 47
T12S R27E S31	NWSE	39	T12S R27E S31 LOT 1 SENW 40
259 ACRES TOTAL			

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 259 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00307, ~~43-02487B~~, ~~43-02551~~, ~~43-10233~~,
43-10363, & 43-10799. *-13237 -13239 -13241*

~~THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.~~

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00305, &
43-00306.

Water Right 43-10799

07/24/2002

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

RIGHT NUMBER: 43-10799

NAME AND ADDRESS: DELIA L LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.84 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-307, 43-10363, 43-10799, 43-13237, 43-13239, & 43-13241.

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION:

T12S R27E S31 NWNESW Within CASSIA County

T12S R27E S31 NWNWSE 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	3.840 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R27E S31	SWNE	33.0	T12S R27E S31	NENW	41.0
T12S R27E S31 Lot 1	NWNW	47.0	T12S R27E S31 Lot 2	SWNW	49.0
T12S R27E S31	SENW	40.0	T12S R27E S31	NWSE	39.0

249 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 249 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-307, 43-10363, 43-10799, 43-13237, 43-13239, & 43-13241.

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: Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-305, & 43-306.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-10799 V2

WATER RIGHT NUMBER: 43-10799 V2

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LYLE E NELSON HC 61 BOX 1020 MALTA, ID 83342 (208)645-2410
Original Owner	WILBER F SCHANER , ID
Original Owner	LOA NELSON HC 61 BOX 1020 MALTA, ID 83342 (208)645-2410
Current Owner	DELIA L LOVINGFOSS HC 61 BOX 1020 MALTA, ID 83342 (208)645-2421
Current Owner	WALTER JEAN LOVINGFOSS HC 61 BOX 1020 MALTA, ID 83342 (208)645-2421

Priority Date: 04/01/1886

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	3.840 CFS	
	<u>Total Diversion:</u>	3.840 CFS	

Location of Point(s) of Diversion

RAFT RIVER	NW1/4NE1/4SW1/4	Sec. 31, Twp 12S, Rge 27E, B.M.
CASSIA County		
RAFT RIVER	NW1/4NW1/4SE1/4	Sec. 31, Twp 12S, Rge 27E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	27E	31			33.0		41.0	47.0	49.0	40.0							39.0		249.0
								L 1	L 2										

Total Acres: 249

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 43-10799 V2

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.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 249 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-307, 43-10363, 43-10799, 43-13237, 43-13239, & 43-13241.
2. Quantity THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-307, 43-10363, 43-10799, 43-13237, 43-13239, & 43-13241.
3. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-305, & 43-306.

Comments:

1. jroberts 7/18/2002 Version 2

Comment: A new recommendation was made to resolve a BLM Objection, dropping the 10 acres in the NWNE of Section 31.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number: 43B
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Robertson, Jean

From: Robertson, Jean
Sent: Thursday, July 18, 2002 5:05 PM
To: Kelly, Vicki
Cc: McHugh, Candice
Subject: Lovingfoss & BLM splits & recommendations...

Lovingfoss = 43-307, 43-10363, 43-10799 (with reduced Place of Use) and the following splits:

43-2487B = 43-13237 (Lovingfoss)
43-13238 (BLM)

43-2551 = 43-13239 (Lovingfoss)
43-13240 (BLM)

43-10233 = 43-13241 (Lovingfoss)
43-13242 (BLM)



43-10363



43-10799



43-13237



43-13238 BLM New



43-13238, 13240,



43-13239



43-13240 BLM New

ingfoss New Recom ingfoss New Recom ingfoss New Reconi Recommendation... 13242 BLM Lay... ingfoss New Reconi Recommendation...



43-13241



43-13242 BLM New



43-307 Lovingfoss



43-307, 10363,

ingfoss New Reconi Recommendation... New Recommen... 10799, 13237, 1...

Robertson, Jean

Subject: SF5s Lovingfoss -- 43-307, 10363, 1-799, 2487B, 2551, 10233
Due Date: Friday, July 19, 2002

Status: Completed
Percent Complete: 100%
Date Completed: Thursday, July 18, 2002

Total Work: 0 hours
Actual Work: 0 hours

Owner: Robertson, Jean
Requested By: McHugh, Candice

I'll look these over and maybe confer with Doug, and then give you a call if I have any questions...

Jean, FYI. Call me with any questions you may have since these a little convoluted.

43-00307 et al.

Just received a FAX copy of the Cooperative Wildlife Habitat-Farming Development Agreement signed by Lovingfoss, BLM and Idaho Department of Fish and Game entered into on May 1, 2002. It allows Walter Lovingfoss to Farm 7 acres of BLM land located on T12S, R27E, Section 31, NWNE. Candice: Please split the water per the previous e-mail, but since it's only 7 acres, Walter will have to live with a reduction in quantity for the remaining 3 acres, or in the alternative, maybe the water can be moved to somewhere else by the field office.

Subcases: 43-00307, 43-02487B, 43-02551, 43-10233, 43-10633, and 43-10799.

Spoke with Walter Lovingfoss this morning. All of BLM's objections to the above-referenced water right claims are to 10 acres of BLM land described in the irrigation places of use. Much to my surprise, Mr. Lovingfoss has an agreement with the BLM and Idaho Fish and Game (he called it an exchange of use agreement, where riparian land on his private property is not farmed, and Mr. Lovingfoss irrigates about 10 acres of BLM land and harvests hay from the land. he is FAXing me a copy of the agreement, and FRED - call Peggy Bartels in Burley and have her FAX me a copy of the agreement. He read a provision in the agreement that says "Any water right that results from irrigating public land shall be in the name of the United States." Or words to that effect. Certainly sounds like a BLM land use permit to me, or maybe a "Sykes Act" agreement.

Candice: Please have someone draft SF-5s that split the water rights putting the following place of use in BLM's name:

T12S R27E S31 NWNE 10 acres

Robertson, Jean

From: Robertson, Jean
Sent: Friday, July 12, 2002 8:37 AM
To: McHugh, Candice
Subject: 43-307, 43-2487B, 43-2551, 43-10233, 43-10363, & 43-10799 (Lovingfoss)

Candace,

I'd like to propose something to you about these rights. The surface water rights from Raft River, 43-307, 43-10363, & 43-10799 were never really decreed to the NWNE of Section 31 (where the BLM wants the split rights) but I **did** include them in a PPU with the other rights, limited to 249 acres within the PPU. Would it be possible to just leave them on the Lovingfoss 249 acres and only split the groundwater rights and expansion claim 43-2487B, 43-2551 & 43-10233? If you are in, let me know when you want to talk about them and I'll give you a call...Jeanie

RECEIVED

FEB 19 2002

Department of Water Resources
Southern Region

**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

Case No. 39576

A. Subcase 43-10799

(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Walter Jean Lovingfoss

Address: HC 61 Box 1020; Malta, Idaho 83342

Name: Delia L. Lovingfoss

Address: HC 61 Box 1020; Malta, Idaho 83342

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Gary A. Madenford
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 7, 2002



Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Feb. 8, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Walter Jean Lovingfoss
Address: HC 61 Box 1020; Malta, Idaho 83342

Name: Delia L. Lovingfoss
Address: HC 61 Box 1020; Malta, Idaho 83342

Name:
Address: ;

Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449


Signature of Objector or attorney mailing on Objector's behalf

09/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-10799

NAME AND ADDRESS: DELIA L LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA ID 83342

**-POU ON BLM
-CLAIMANT IS NOT AUTHORIZED
TO FARM PUBLIC LAND**

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.840 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-00307, 43-02487B, 43-02551, 43-10233, 43-10363, & 43-10799.

PRIORITY DATE: 04/01/1886

POINT OF
DIVERSION:

T12S R27E S31 NWNESW Within CASSIA County
T12S R27E S31 NWNWE 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	3.840 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R27E S31 <u>BLM</u>	NWNE	10.0	T12S R27E S31	SWNE	33.0
T12S R27E S31	NENW	41.0	T12S R27E S31 Lot 1	NWNW	47.0
T12S R27E S31 Lot 2	SWNW	49.0	T12S R27E S31	SENW	40.0
T12S R27E S31	NWSE	39.0			

259 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 259 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00307, 43-02487B, 43-02551, 43-10233, 43-10363, & 43-10799. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

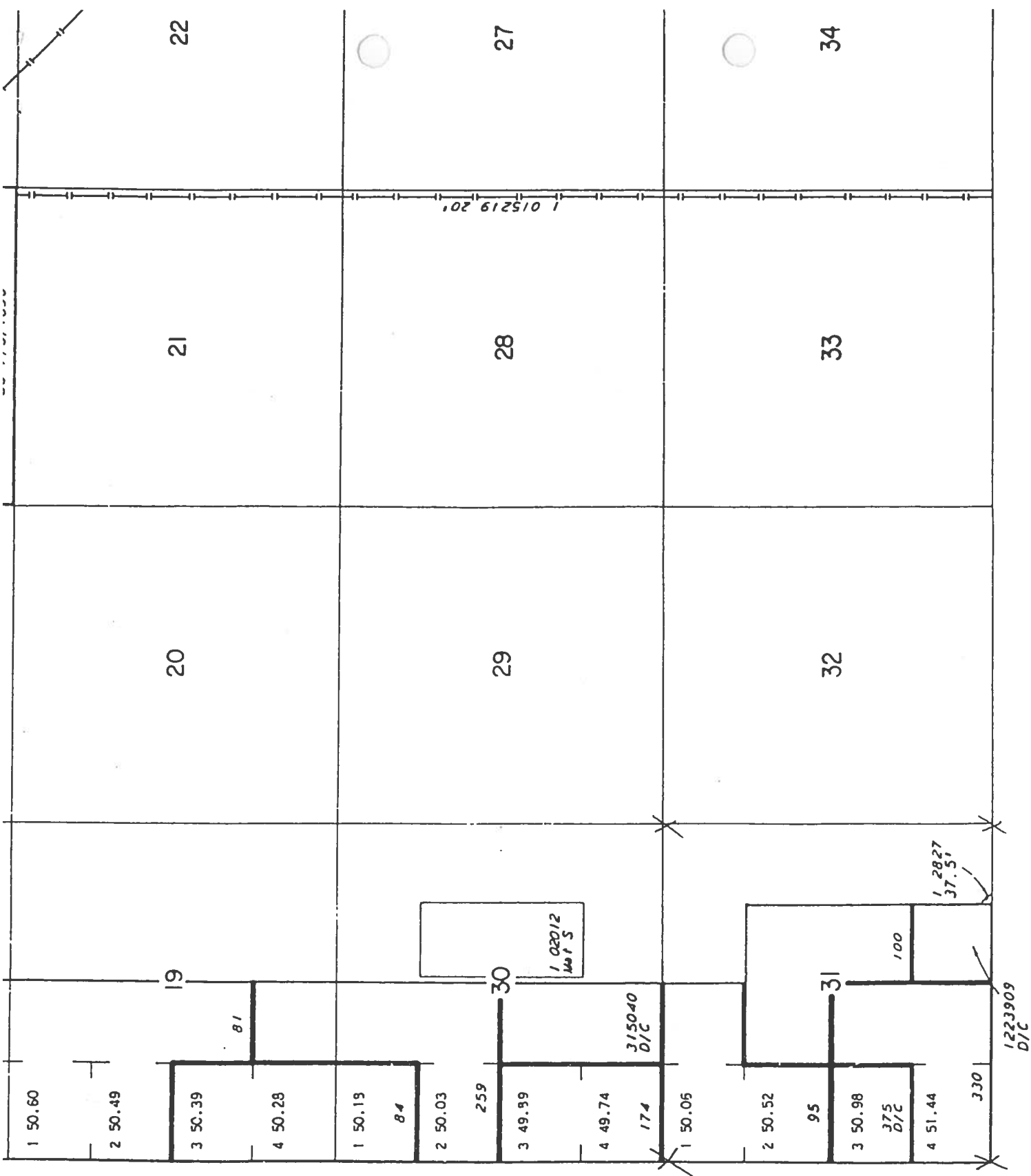
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00305, & 43-00306.

T125, R27E Sec. 31



SCALE in Chains

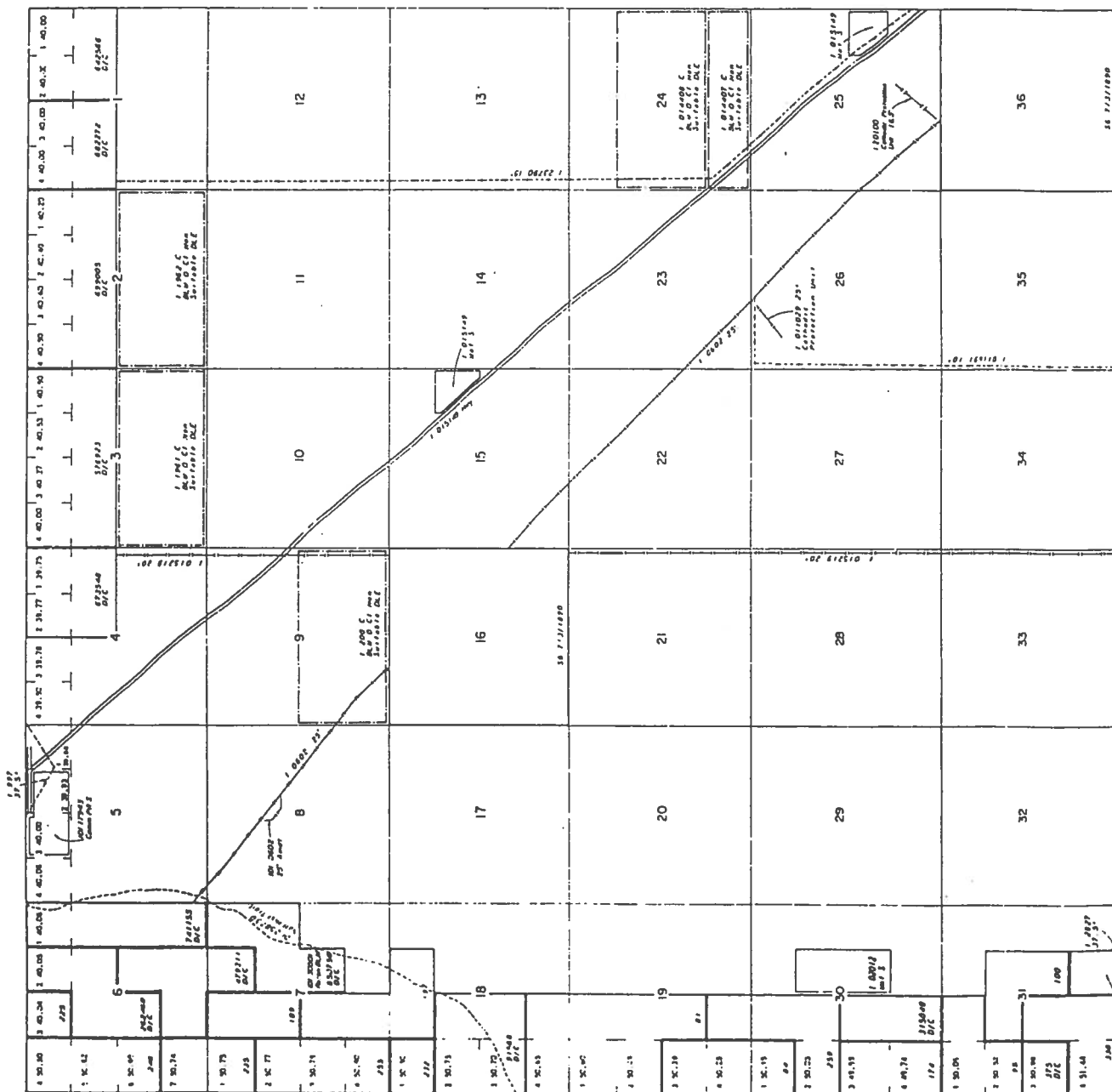
CASSIA COUNTY
JUDICIAL DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

NY 258/30 August 1961
Classified information only. Does not describe
public access
NY 30501 PX WD to BLM OE on 6/2/1967
See 7: NWSE, SWNE, E2NE



101. 2728. 6
102. 11315. 6

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER

SCALE in Chinese

125	125	27C
-----	-----	-----

05/10/2001

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 43-10799

DELIA L LOVINGFOSS

HC 61 BOX 1020

MALTA ID 83342

Telephone Number: (208)645-2421

WALTER JEAN LOVINGFOSS

HC 61 BOX 1020

MALTA ID 83342

Telephone Number: (208)645-2421

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

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

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

✓ I AGREE with this proposed recommendation: no changes need to be made.
DATE: 15 MAY 2001 SIGNATURE: Walter Jean Lovingfoss
Please print your name: WALTER JEAN LOVINGFOSS

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

VERIFIED BY *[Signature]* 11/20/2000

11/20/2000

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

RIGHT NUMBER: 43-10799

NAME AND ADDRESS: DELIA L LOVINGFOSS
WALTER JEAN LOVINGFOSS
HC 61 BOX 1020
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 3.84 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-
00307, 43-02487B, 43-02551, 43-10233, 43-10363, & 43-10799.

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION: T12S R27E S31 NWNESW Within CASSIA County
T12S R27E S31 NWNWSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	3.84 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County			
T12S R27E S31	NWNE	10	T12S R27E S31 SWNE 33
T12S R27E S31	NENW	41	T12S R27E S31 LOT 1 NWNW 47
T12S R27E S31 LOT 2	SWNW	49	T12S R27E S31 SENW 40
T12S R27E S31	NWSE	39	
259 ACRES TOTAL			

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 259 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00307, 43-02487B, 43-02551, 43-10233,
43-10363, & 43-10799.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00305, &
43-00306.

Water Right 43-10799

Idaho Department of Water Resources

43-00307, 43-02487B, 43-02551,
43-10233, 43-10363, & 43-10799



0 1320 2640 Feet



RECOMMENDED PLACE OF USE
DATA ENTRY ON JAN. 16, 2001
TWP 12S, RNG 27E, SEC. 31

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

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

Claimed = 260 Ac.
GIS = 259 Ac.
Lic = 191 Ac.
EXP = 68 Ac.

A43-00307 4/1/1894 .9 cfs 260 Ac.

- priority date and diversion rate match decree
- reduce POU to 249 Ac. in 259 Ac. ppu as 10 acres in NWN E of Sec. 31 were not part of orig. decreed POU

A43-02487B 1/28/1960 3.3 cfs 191 Ac.

- well was licensed in NWSE and claimed in NWNWSE but according to licensing field opn, I think it should be in SWNWSE and will recommend that way
- recommend 191 Ac. in 259 Ac. ppu with comb. l.

A43-02551 9/17/1962 .47 cfs 159 Ac.

- supplemental right, overlapping 191 Ac. of 43-02487B
- well in SWNE of Sec. 31

A43-10233 1/28/1960 1.38 cfs 69 Ac.

- expansion claim of above two licenses per -14166.
- change priority date to 6/30/1985
- recommend 68 ac. in 259 ac. ppu
- div rate to .99 cfs ($3.77 \div 259 \times 68$)

A43-10363 4/1/1882 1.4 cfs 260 Ac.

- shows deed giving 70" of 1882 water
- this claim seems to be a combination of 43-00303 for .06 cfs (with a priority date of 1880) and 43-00304 for .4 cfs (with a priority date of 1881)
- recommend .46 cfs on 249 Ac.
- found no 1882 water decreed to Section 31 ?

A43-10799 4/1/1886 3.84 cfs 260 A.

- this claim is a combination of 43-00305 for 1.54 c
(with a priority date of 1884) and 43-00306 for
2.3 cfs (with a priority date of 1886)
- recommend on 249 Ac. (10 ac. in NWNE Sec. 31
not part of original decreed POU)
- (249 Ac. x .02 cfs = 4.98 cfs) so div. rate okay

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:04:17
11/20/00
15

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-10799

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WALTER JEAN LOVINGFOSS	04/01/1886	IRRIGATION	03-15 11-15	3.840 CFS	
C	DELIA L LOVINGFOSS					
TOTAL DIVERSION:					3.840 CFS	

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T12S R27E S31 NWNESW NWNWSE CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
12S	27E	31	:				27	:	03-47	04-53	53	40	:					:		40				:	260.8
				10			33		41	47	49	40								39					260.0
																							TOTAL ACRES	24	

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: A4302551, 10233, 02487B, 00307, 10363

Remarks: GEN CLAIM REPRESENTS A43-00305 (1.54CFS) A43-00306 (2.3CFS),
BOTH COMBINED USING LATER PRIORITY DATE.

OWNERSHIP CHANGE 7/18/96, NELSON TO LOVINGFOSS. jr

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 43B

Field Inspection Flag:

Presumption Flag:

Cond. Coole C18
Remarks:
POU 1 E14 259 Ac.
K06 249 Ac
QNT E28 .02 cfs
w/2
EXP P15
- 00305 (1.54)
- 00306 (2.3)

(43-00305 1.54
43-00306 2.3
4/1/1884
4/1/1886)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:03:55
11/20/00

PAGE: 2
QUICKLOOK INFORMATION

14
CLAIM NUMBER: A43-10799

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	Y -							

BARCODE UPDATED
WHOM/DATE

DATE: 11/20/00
PAGE: 1

TOTAL DIVERSION: 1.540 CFS

Stage: DECREED

249

43-02487B 43-02497 43-02551

04/01/1884

Field Exam Fee:
02/08/98 CLEARFLD

DIVERSION RATE 2.300 CFS

Stage: DECREED

SH

Pou County: CASSIA

Audit:	03/23/87	05/28/88	CONVERT	08/01/89	CURTIS	02/08/98	CLEARFLD
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02/08/98 CLEARFLD