

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: A43-10818
Date Received: 6/ 8/1989
Receipt No: X777777
Received By: Adm

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ALVIN CARPENTER 208-645-2347
Address: HC 61 BOX 1210
MALTA ID 83342

2. Date of Priority: JUN 1, 1912

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	26E	22	NW	NW	SE		CASSIA

5. Description of diverting works:
HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.200		

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	26E	22	NE	NE		IRR	40.0
			NW	NE		IRR	33.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	153.0
		23	NW	NW	IRR	40.0
			SW	NW	IRR	38.0
					Section Acres	78.0
					Total Acres	231.0

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:
43-02425, 43-02523, 43-00140

14. Remarks:
THIS CLAIM IS BASED ON DECREED RIGHTS 43-00141 AND 43-00142 FOR A
TOTAL OF 3.2 CFS OR 160 MINER'S INCHES. W/ THE SAME PRIORITY DATE
OF 6/ 1/1912.

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): Alvin Carpenter Date: March 15, 1993
_____ Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of March 19 93
[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/20/98

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: A43-10818

Date Received: 6/ 8/1989

Receipt No: X777777

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALVIN CARPENTER 208-645-2347
Address: HC 61 BOX 1210
MALTA ID 83342

2. Date of Priority: JUN 1, 1912

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	26E	22	NW	NW	SE		CASSIA

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HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	26E	22	NE	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		23	NE	NE	IRR	40.0
			SE	NE	IRR	40.0
			NW	NW	IRR	37.0
			SW	NW	IRR	36.0
					Section Acres	153.0
					Total Acres	233.0

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:
43-02425, 43-0342, 43-02523, 43-00140

14. Remarks:
THIS CLAIM IS BASED ON DECREED RIGHTS 43-00141 AND 43-00142 FOR A TOTAL OF 3.2 CFS OR 160 MINER'S INCHES. W/ THE SAME PRIORITY DATE OF 6/ 1/1912.

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: ~~A43-00141~~ 10818
Date Received: 6/08/1989
Receipt No: C007301
Received By: _____

FEB 5 - 1990

Department of Water Resources
Southern Region Office

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ALVIN CARPENTER
Address: HC 61 BOX 1210
MALTA, ID

208-645-2347

83342

RECEIVED
AUG 18 1989

2. Date of Priority: JUN 01, 1912

3. Source: CASSIA CREEK

Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot
13S	26E	22	NW	NW	SE	

Department of Water Resources
County
CASSIA

5. Description of diverting works:
HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	22	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
Section Acres							80.0

A43-00141
10818

Page 1

Date: 07/24/89

MICROFILMED
MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	23	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			NW	NW		IRR	37.0
			SW	NW		IRR	36.0
					Section Acres		153.0
					Total Acres		233.0

11. Place of use in counties: CASSIA

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

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OF 6/ 1/1912.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs JOBE ADAMS ET AL
Decree Defendant

A43-~~00141~~
10818

Page 2

Date: 07/24/89

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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 X 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): Alvin Carpenter Date: Aug. 17, 1989

Date: _____

State of Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of August 19 89 Janet Volley
Notary Public

Seal

Residing at Malta Idaho
My Commission Expires 3/17/92



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 10, 1989

Mr. Alvin Carpenter
HC 61 Box 1210
Malta, Idaho 83342

RE: Snake River Basin Adjudication
Claims #A43-00140/#A43-00141/#A43-02523/#A43-02425/
#A43-00342/#A43-00142 - Cassia County

Dear Mr. Carpenter:

We are sending you copies of your "Notices of Claims to Water Rights", numbered A43-10564, and A43-00141, for your property in Cassia County to keep in your records. We have also attached another copy of A43-00141 which you should sign notarize and return to our office.

Claim #A43-00141 now reflects the combination of decreed water rights 43-00141 and 43-00142 as we had previously discussed.

Please return the signed and notarized document to this office at the attention of Bruce Schuld. I hope you have not been overly inconvenienced by the confusion resulting from review of your claims. If you have any questions or concerns, please do not hesitate to contact this office.

Sincerely,

John D. Carlson
Water Rights Supervisor

JDC:BAS:mcc:state
Enclosures:

Claims #A43-10564
#A43-00141 (2)

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MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 18, 1989

RECEIVED

FEB 5 - 1990

Mr. Alvin Carpenter
HC 61 Box 1210
Malta, Idaho 83342

Department of Water Resources
Southern Region Office

RE: Snake River Basin Adjudication
Claims #A43-00140/#A43-00141/#A43-02523/#A43-02425/
#A43-00342/#43-00142 - Cassia County.

Dear Mr. Carpenter:

We are sending you copies of your "Notices of Claims to Water Rights", numbered A43-00140, A43-00141, A43-02523, A43-2425, and A43-00342, for your property in Cassia County. We have also attached your receipt #C007301 for \$823.00, a copy of an unnumbered "Notice of Claim to a Water Right", and another "Notice of Claim to a Water Right" we completed for you, which may more accurately described one of your water rights.

The computer generated copies of your "Notices of Claims to Water Rights" numbered A43-00140, A43-00141, A43-02523, A43-02425 and A43-00342, and the receipt #C007301 are for your files.

Your claim for a Beneficial Use Right on Cassia Creek is attached, but this "Notice of Claim to a Water Right" may not accurately represent your right. We have, therefore, continued our research and found that Decreed Water Right 43-00142 describes your lands and uses. Because it is a decreed water right and claims a greater amount of water for your lands, you may wish to lay claim to this right instead of the Beneficial Use right you submitted.

You may, however, submit claims to both the Decreed Right #43-00142 and the Beneficial Use Right. The Decreed Right #43-00142 is an established and documented right which would very likely be upheld by the court as the courts have already decreed the legitimacy of this right. However, the Beneficial Use Right you claim may be rejected in part or entirety as it may represent an expansion of existing rights on a thoroughly appropriated surface water source. Therefore, the decreed right #43-00142 may be far and away the stronger of the two claims to a water right.

rest of file in Elias folder

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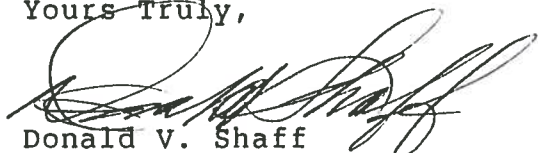
MAR 05 1993

Mr. Alvin Carpenter
Page 2
July 18, 1989

If you choose to submit the "Notice of Claim to a Water Right" #43-00142 instead of the claim to the Beneficial Use Right, please have the form signed, notarized, and return to this office at the attention of Bruce Schuld by August 18, 1989. If you wish to resubmit the claim to a Beneficial Use Right, you should fill out the attached "Notice of Claim to a Water Right" form completing the Date of Priority, Item #2, which you failed to do originally. This form would also need to be signed, notarized, and returned to this office at the attention of Bruce Schuld by August 18, 1989. If you wish to submit claims to both the Decreed water and the Beneficial Use water return both forms completed with signatures, notary seals, and a fee of \$50.00 for the additional claim by July 31, 1989.

If you have any questions or concerns, please do not hesitate to contact this office.

Yours Truly,


Donald V. Shaff
Manager, Adjudication Section

DVS:BAS:mcc:mcc

Enclosures:

Claims #A43-00140/^{108/8}#A43-00141/#A43-02523
#A43-02425/#A43-00342/#43-00142

Notice of Claim

Receipt #C007301

Long Claim (2) w/Instructions

MICROFILMED

MAR 05 1993

C007301

06/08/89
09:14:51

GREEN CANYON RANCH

ADJUDICATION FEES (CARPENTER, ALVIN) 0410162 9337 6490 \$823.00

\$823.00

CHECK 2735

WR/NO: A43-00141 ^{2735 ac} A43-02425 ^{\$123 ✓ \$370} A43-02523 ^{\$122 ✓} A43-00140 ^{\$50 ✓}

10818

142' 50

Idaho Department of Water Resources

Region: STATE

Signature: _____

43 2425

2523

00141

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MAR 05 1993

INTER-DEPARTMENT MEMO — 1

DATE

2-5-90

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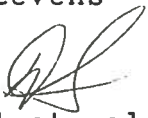
SCL

MAR 05 1993

SIGNATURE

for returning the 180⁰⁰
 reviewing these RECEIVED we had
 red we had over paid that
 FEB 5 - 1990
 we not received a receipt for
 180⁰⁰ (that the check referred)
 Department of Water Resources
 Southern Region Office
 MICROFILMED
 MAR 05 1993
 60342 and A43-10564 (dry wash)
 I did receive the receipt for covered
 ID 1 now -

CONVERSATION MEMORANDUM

DATE: July 24, 1989
FILE: Claim #A43-00141 ^{108/8} ←
NAME OF PARTY: Bernice Stevens
EMPLOYEE: Don Shaff 
RE: #A43-00141 et. al.

RECEIVED

FEB 5 - 1990

Department of Water Resources
Southern Region Office

Mrs. Stevens was responding to my letter of about June 30, 1989 to Mr. Alvin Carpenter about these water right claims.

Cassia Co.

With respect to #A43-00141 and #A43-00142, Mrs. Stevens recollected that the intent when working with Bruce Schuld was to combine both rights into a single claim where the priority date of 1912 was the same for a total of 120 inches. If the result was a Claim #A43-00141 for 60 inches, Mrs. Stevens indicated the desire to amend the claim to show the 120 inches.

The source on the beneficial use right that had the priority date missing may have caused confusion by showing the source Cassia Creek. Mrs. Stevens explained that this was water from a drain field and developed water. She related a conversation with Sheryl (?) Hitt, who at about age 8 or 9 stated his father put in the drain field. This timing would have made the priority date 1928, she said. To file this claim I encouraged her to change the source explaining in the remarks the condition of the developed water and placing the priority date in Item #2.

In response to her request, I said we would supply a copy of the original for Claim #A43-10564 for the Dry Wash to show the priority date that was placed on the claim. Apparently her copy did not have the priority date.

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MAR 05 1993

#50 00141

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: 10818Ident. Number 39576Date Received A43-00142Receipt Number C007301

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

*Reflects
decreased right*

Please type or print clearly

1. Name of Claimant (s) Alvin Carpenter Phone (208) 645-2347Mailing Address HC 61 BOX 1210 Malta Idaho Zip 833422. Date of Priority (Only one (1) per claim) 10/18/19283. Source of water supply (a) Cassia Creek
which is tributary to (b) Raft River4. a. Location of existing point of diversion is: Township 13S Range 26E Section 22,
NW 1/4 of NW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Cassia

Additional points of diversion if any: _____

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

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

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Impoundment and Headgate
to gravity feed laterals for flood and sprinkler

MICROFILMED

MAR 05 1993

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 240 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	26E	22	40			40													80

Total number of acres irrigated 80

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

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
43-02425, 43-00342, 43-02523, 43-00140 or None ()

14. Remarks: 43-00141

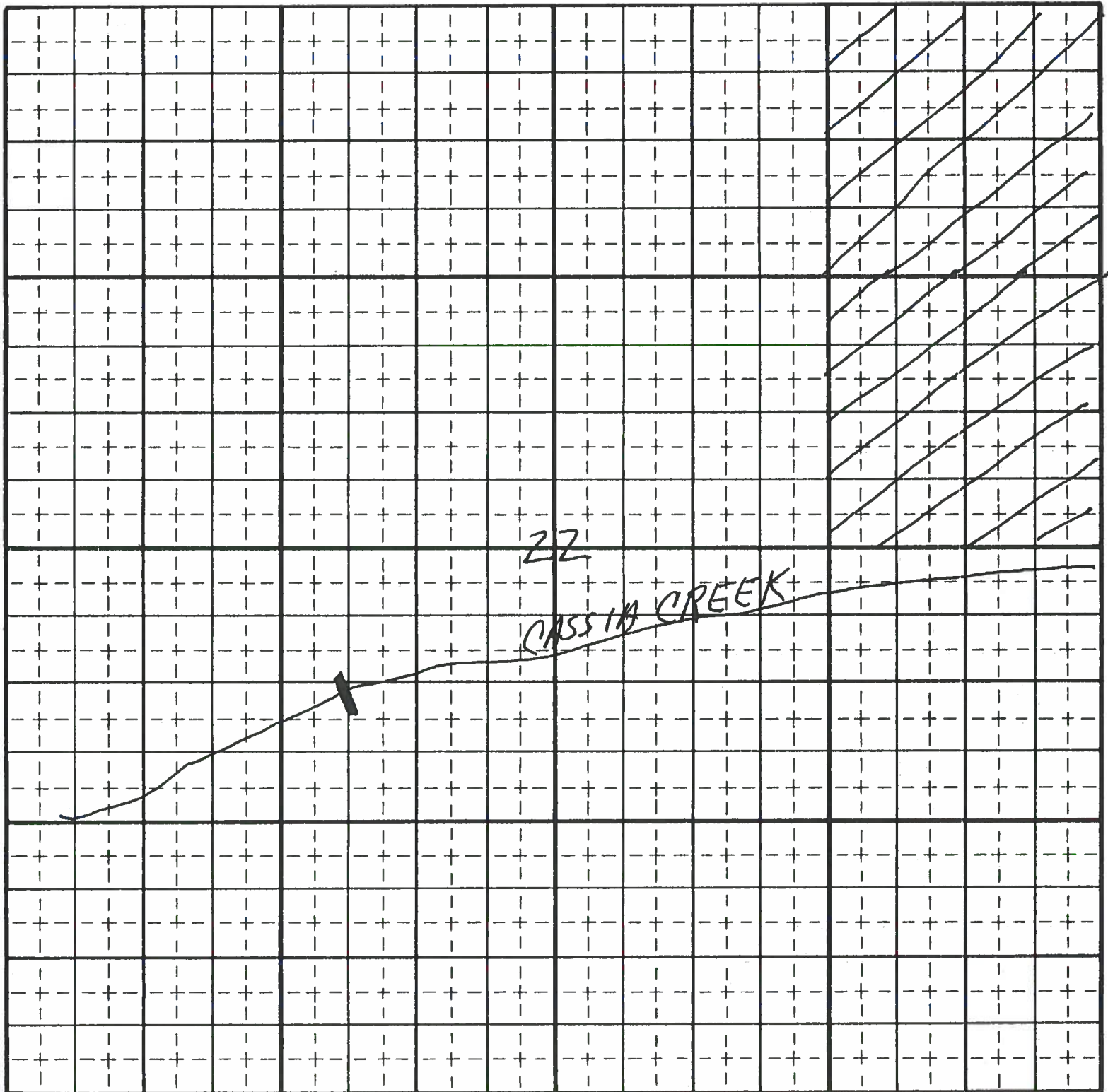
MICROFILMED

Last Name Carpenter Ident No. 43-00142

MAR 05 1993
Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name

Carpenter

Ident No.

43-00142

Copies: White-State, Yellow-Chicago

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MAR 05 1993

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree 43-00142
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

Signature of Claimant (s) [Signature] Date [Signature]
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of _____) SS.

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

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

Signature _____

Address _____

Date _____

MICROFILMED
MAR 05 1993

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION BUREAU
DEPARTMENT OF WATER RESOURCES

1201 N. GREGORY
STATEHOUSE MAIL
BOISE, IDAHO 83720



AUG 17 PM 1989

State of Idaho
Department of Water Resources
1301 North Orchard St
Boise, Idaho

Attention =
Bruce Schull
or Donald Shoff

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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
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Receipt No: C007301
Received By: _____

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Address: HC 61 BOX 1210
MALTA, ID 83342

2. Date of Priority: JUN 01, 1912

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	23	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			NW	NW		IRR	37.0

A43-00141
10818

Page 1

Date: 06/30/89

MICROFILMED
MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13S	26E	23	SW NW		IRR	36.0

Section Acres 153.0

Total Acres 153.0

11. Place of use in counties: CASSIA

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

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43-02425, 43-0342, 43-02523, 43-00140

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

Decree Defendant

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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: 10818

39576

Ident. Number 43-00147

Date Received

Receipt Number C007301

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 07 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Alvin Carpenter Phone (208) 645-2347Mailing Address H661 Box 1210 Zip 833422. Date of Priority (Only one (1) per claim) 06/01/19123. Source of water supply (a) Cassia Creek
which is tributary to (b) Raft River4. a. Location of existing point of diversion is: Township DS Range 24E Section 22,
NW 1/4 of NW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Cassia.

Additional points of diversion if any: _____

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

Township 13S Range 26E Section 2, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

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

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgate & LateralFor Flood irrigation and Sprinklers.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 4/15 amount 3.2 or 480

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.2 (cfs) and/or (b) 480 (acre feet)

8. Total consumptive use claimed is 480 acre feet per annum.

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

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
135	26E	23	<u>40</u>			<u>40</u>		<u>37</u>	<u>36</u>										<u>80</u>
		<u>24</u>	<u>40</u>			<u>40</u>													<u>80</u>

Total number of acres irrigated

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
43-02425, 43-0342, 43-02523, 43-00140 or None ()

14. Remarks:

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Last Name

Carpenter

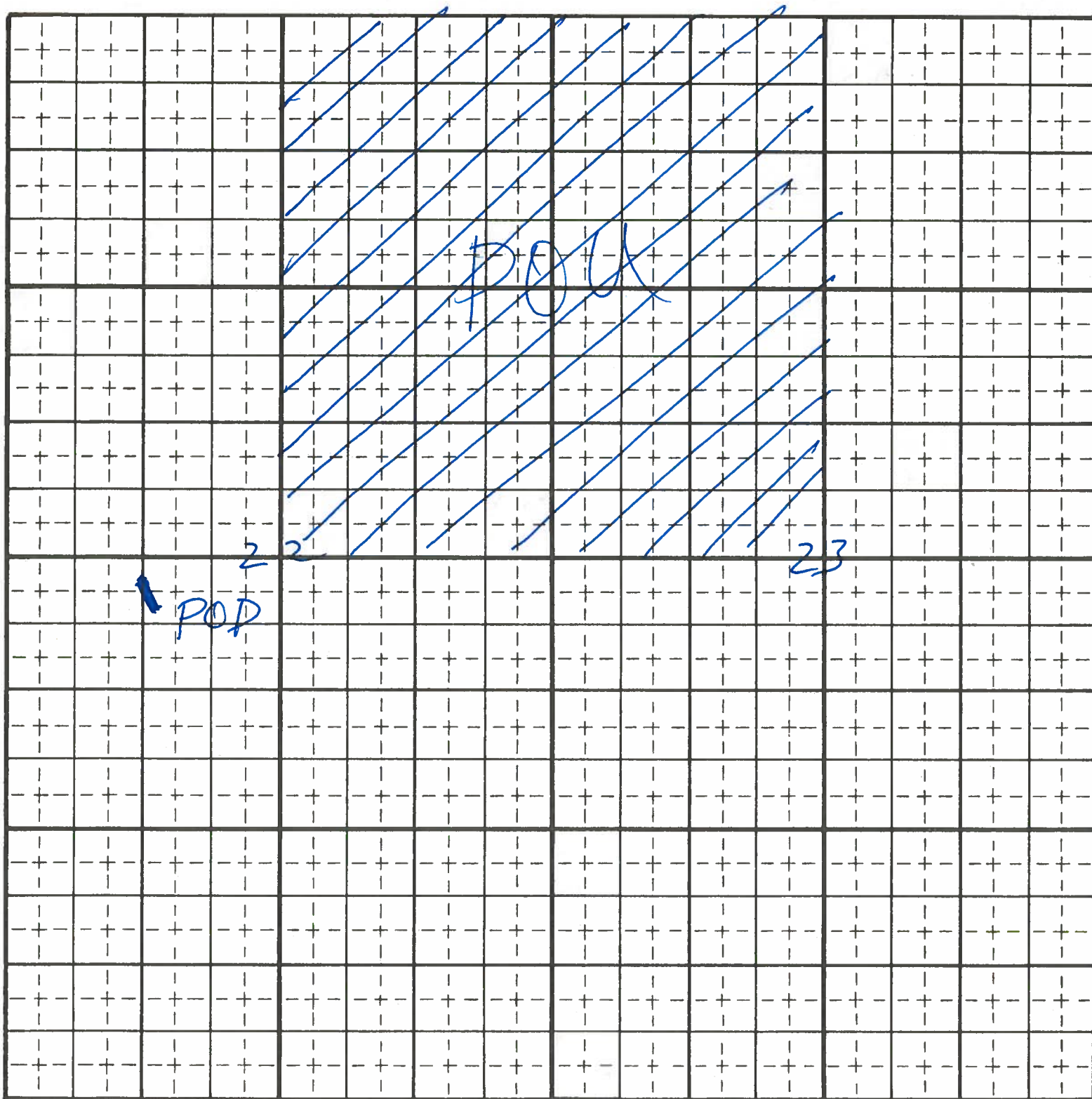
Ident No.

43-00140

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



13 S 26 E S. 23

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S 22

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Last Name

Carpenter

Ident No.

43-10818
43-0014

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree /
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Number of attachments 0
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Alvin Carpenter Date May 30, 1989
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 30 day of May 19 89

SEAL

Notary Public Bruce A. Schuld

Residing at _____

My Commission Expires _____

Please Print Name

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

10818

43-0141

SRDA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Alvin Carpenter CLAIM IDENT NO. 43-0141

DATE RECEIVED 6/7/89 CK # 2735 AMOUNT \$ 823.00

	YES	NO	Required Info?
Is the name and address complete with zip code?	☒	☐	*
Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	*
4. Is the legal description of the p.d. sufficient?	☒	☐	
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	*
Is a quantity claimed for each use?	☒	☐	
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	
Is the consumptive use correct?	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be receipted and data entered?	☒	☐	

Claim checked by: Alvin A. L. J. Date: 6/16/89

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

Claimant must be sent a copy of amended claim for approval: (Yes) (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Checked by: _____ Date: _____

Comments: Overpayment

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INTER-DEPARTMENT MEMO

TO: 10818
A43-00141

FROM: STEVE CLELLAND

SUBJECT: INCORRECT FEES

DATE: 6-17-91

This needs to be resolved during the file review.

() For your information

() Response required

Sec signature

CONVERSATION MEMORANDUM

DATE: July 24, 1989
FILE: Claim #A43-00141 ¹⁰⁸¹⁸
NAME OF PARTY: Bernice Stevens
EMPLOYEE: Don Shaff 
RE: #A43-00141 et. al.

RECEIVED
AUG - 3 1989
Department of Water Resources
Southern Region Office

Mrs. Stevens was responding to my letter of about June 30, 1989 to Mr. Alvin Carpenter about these water right claims.

With respect to #A43-00141 and #A43-00142, Mrs. Stevens recollected that the intent when working with Bruce Schuld was to combine both rights into a single claim where the priority date of 1912 was the same for a total of 120 inches. If the result was a Claim #A43-00141 for 60 inches, Mrs. Stevens indicated the desire to amend the claim to show the 120 inches.

The source on the beneficial use right that had the priority date missing may have caused confusion by showing the source Cassia Creek. Mrs. Stevens explained that this was water from a drain field and developed water. She related a conversation with Sheryl (?) Hitt, who at about age 8 or 9 stated his father put in the drain field. This timing would have made the priority date 1928, she said. To file this claim I encouraged her to change the source explaining in the remarks the condition of the developed water and placing the priority date in Item #2.

In response to her request, I said we would supply a copy of the original for Claim #A43-10564 for the Dry Wash to show the priority date that was placed on the claim. Apparently her copy did not have the priority date.

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6/4/91

To: Steve Colelland
From: John C

You may have solved the attached by now (I hope) because I do not have an answer to your question.

The attached memo from Don to Debbie is all that exists in the office for the \$100⁰⁰ refund. The package should have been forwarded to the region. Check all files associated with the receipt, as I am sure you have. Unless they are stored separately.

Based on your figures it looks like we will come up short either way.

My suggestion is to hold onto the information and make claimant contact at the time of claims review which is pending shortly. The signed claimant (latest version) should represent the computer record but there may need further review, and claimant contact. And ultimately we may have to request additional fees as we only have \$643⁰⁰ receipt, with the 100⁰⁰ refund.

If you have another suggestion please give me a call.
JNC.

P.S. Who owns the NE 1/4 Sec 23 and the W 1/2 NW 1/4 Sec 22 T13S R26E
~~these two sections~~ like probably have a data entry error.

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6206

ACTION REQUIRED

Eda

FROM: Don

7/13/89

TO: Debbie RECEIVED

JUL 14 1989

Re: 0007301 Refund

Please process a refund of \$180 to:

Green Canyon Ranch

HC 61 Box 1210

Malta ID 83342

ENCLOSURE

PAID 0.50

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 05/30/91
Time: 11:24:36

Rec/No - C007301 AR/No -
From: - GREEN CANYON RANCH

Receipt Type - CK Doc/No - 2735
Remarks -

REFUNDED 180.00

Receipt Date: 06/08/1989

Type Of Payment
ADJUDICATION FEES (CARPENTER, ALVIN)

Program	Acct	Class	Fee
410162	9337	6490	823.00

643

Total Due - 823.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A4300141 ✓	123.00	A4302425 ✓	370.00	A4302523 ✓	122.00
A4300140 ✓	50.00	A4310631 ✓	50.00		

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

TWP	RNG	SECT	TRACT 1\4 1\4	LOT ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
13S	26E	23	NE NE	40.0 01		A43-00408	OTTLEY GARDINER	C	D	05/01/1906	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-04158	GARDINER OTTLEY	C	S	03/15/1962	GROUNDWATER
13S	26E	23	NE NE	40.0 01		A43-00015A	GARDINER GARDINER	C	D	09/11/1883	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00016A	GARDINER GARDINER	C	D	04/30/1883	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00017A	GARDINER GARDINER	C	D	01/01/1886	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00018A	GARDINER GARDINER	C	D	11/30/1886	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00019A	GARDINER GARDINER	C	D	04/30/1872	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00020A	GARDINER GARDINER	C	D	05/31/1878	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00021A	GARDINER GARDINER	C	D	05/31/1888	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00022A	GARDINER GARDINER	C	D	05/31/1882	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00025A	GARDINER GARDINER	C	D	05/31/1883	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00026A	GARDINER GARDINER	C	D	05/31/1873	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00029A	GARDINER GARDINER	C	D	03/07/1886	CASSIA CREEK
13S	26E	23	NE NE	40.0 01		A43-00141	HITT CARPENTER	O	D	06/01/1912	CASSIA CREEK
13S	26E	23	NW NE	40.0 01		A43-00108	WARD WARD	C	D	06/15/1886	CASSIA CREEK
13S	26E	23	NW NE	40.0 01		A43-00110	WARD WARD	C	D	04/01/1894	CASSIA CREEK

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

AJ0721NP
(OD-21)

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
13S	26E	23	1\4 NW NE	1\4					C			
13S	26E	23	NW NE	40.0	01		A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	C			
13S	26E	23	SW NE	40.0	01		A43-00108	WARD	C	D	06/15/1886	CASSIA CREEK
								WARD	C			
13S	26E	23	SW NE	40.0	01		A43-00110	WARD	C	D	04/01/1894	CASSIA CREEK
								WARD	C			
13S	26E	23	SW NE	35.0	01		A43-02452	WARD	C	L	09/27/1956	GROUNDWATER
								WARD	C			
13S	26E	23	SW NE	35.0	01		A43-02459	WARD	C	L	07/02/1957	GROUNDWATER
								WARD	C			
13S	26E	23	SW NE	40.0	01		A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	C			
13S	26E	23	SE NE	40.0	01		A43-00408	OTTLEY	C	D	05/01/1906	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-04158	GARDINER	C	S	03/15/1962	GROUNDWATER
								OTTLEY	C			
13S	26E	23	SE NE	40.0	01		A43-00015A	GARDINER	C	D	09/11/1883	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-00016A	GARDINER	C	D	04/30/1883	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-00017A	GARDINER	C	D	01/01/1886	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-00018A	GARDINER	C	D	11/30/1886	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-00019A	GARDINER	C	D	04/30/1872	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-00020A	GARDINER	C	D	05/31/1878	CASSIA CREEK
								GARDINER	C			
13S	26E	23	SE NE	40.0	01		A43-00021A	GARDINER	C	D	05/31/1888	CASSIA CREEK
								GARDINER	C			

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

AJ0721NP
(OD-21)

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
---	---	---	1\4 1\4	---	---	---	---	---	C	---	---	---
13S	26E	23	SE NE	40.0	01		A43-00022A	GARDINER GARDINER	C	D	05/31/1882	CASSIA CREEK
13S	26E	23	SE NE	40.0	01		A43-00025A	GARDINER GARDINER	C	D	05/31/1883	CASSIA CREEK
13S	26E	23	SE NE	40.0	01		A43-00026A	GARDINER GARDINER	C	D	05/31/1873	CASSIA CREEK
13S	26E	23	SE NE	40.0	01		A43-00029A	GARDINER GARDINER	C	D	03/07/1886	CASSIA CREEK
13S	26E	23	SE NE	40.0	01		A43-00141	HITT CARPENTER	O	D	06/01/1912	CASSIA CREEK
13S	26E	23	NE NW	39.0	01		A43-00108	WARD WARD	C	D	06/15/1886	CASSIA CREEK
13S	26E	23	NE NW	39.0	01		A43-00110	WARD WARD	C	D	04/01/1894	CASSIA CREEK
13S	26E	23	NW NW	40.0	01		A43-02523	HITT CARPENTER	O	L	05/15/1961	GROUNDWATER
13S	26E	23	NW NW	37.0	01		A43-00141	HITT CARPENTER	O	D	06/01/1912	CASSIA CREEK
13S	26E	23	SW NW	32.0	01		A43-02523	HITT CARPENTER	O	L	05/15/1961	GROUNDWATER
13S	26E	23	SW NW	36.0	01		A43-00141	HITT CARPENTER	O	D	06/01/1912	CASSIA CREEK
13S	26E	23	SE NW	37.0	01		A43-00108	WARD WARD	C	D	06/15/1886	CASSIA CREEK
13S	26E	23	SE NW	37.0	01		A43-00110	WARD WARD	C	D	04/01/1894	CASSIA CREEK
13S	26E	23	SE NW	33.0	01		A43-02452	WARD WARD	C	L	09/27/1956	GROUNDWATER
13S	26E	23	SE NW	33.0	01		A43-02459	WARD WARD	C	L	07/02/1957	GROUNDWATER
13S	26E	23	SE NW	43.04			A43-10100	WARD WARD	C	J	02/01/1960	GROUNDWATER

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MAR 05 1993

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
---	---	---	---	---	---	---	---	---	---	---	---	---
13S	26E	23	SE NW	1\4 1\4	---	43,04	A43-10100	WARD	C	J	02/01/1960	GROUNDWATER
13S	26E	23	NE SW	37.0	01	---	A43-00108	WARD	C	D	06/15/1886	CASSIA CREEK
13S	26E	23	NE SW	37.0	01	---	A43-00110	WARD	C	D	04/01/1894	CASSIA CREEK
13S	26E	23	NE SW	37.0	01	---	A43-02452	WARD	C	L	09/27/1956	GROUNDWATER
13S	26E	23	NE SW	37.0	01	---	A43-02459	WARD	C	L	07/02/1957	GROUNDWATER
13S	26E	23	NW SW	40.0	01	---	A43-00108	WARD	C	D	06/15/1886	CASSIA CREEK
13S	26E	23	NW SW	40.0	01	---	A43-00110	WARD	C	D	04/01/1894	CASSIA CREEK
13S	26E	23	NW SW	40.0	01	---	A43-02452	WARD	C	L	09/27/1956	GROUNDWATER
13S	26E	23	NW SW	40.0	01	---	A43-02459	WARD	C	L	07/02/1957	GROUNDWATER
13S	26E	23	NE SE	39.0	01	---	A43-02573	GARDINER	C	L	05/22/1963	GROUNDWATER
13S	26E	23	NE SE	39.0	01	---	A43-04240	GARDINER	C	S	03/01/1949	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	---	A43-00015A	GARDINER	C	D	09/11/1883	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	---	A43-00016A	GARDINER	C	D	04/30/1883	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	---	A43-00017A	GARDINER	C	D	01/01/1886	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	---	A43-00018A	GARDINER	C	D	11/30/1886	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	---	A43-00019A	GARDINER	C	D	04/30/1872	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	---	A43-00020A	GARDINER	C	D	05/31/1878	CASSIA CREEK

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MAR 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

AJ0721NP
(OD-21)

TWP	RNG	SECT	TRACT 1\4 1\4	LOT ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
13S	26E	23	NE SE	39.0	01	A43-00021A	GARDINER GARDINER	C	D	05/31/1888	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	A43-00022A	GARDINER GARDINER	C	D	05/31/1882	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	A43-00025A	GARDINER GARDINER	C	D	05/31/1883	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	A43-00026A	GARDINER GARDINER	C	D	05/31/1873	CASSIA CREEK
13S	26E	23	NE SE	39.0	01	A43-00029A	GARDINER GARDINER	C	D	03/07/1886	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-02573	GARDINER	C	L	05/22/1963	GROUNDWATER
13S	26E	23	NW SE	39.0	01	A43-04240	GARDINER	C	S	03/01/1949	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00015A	GARDINER GARDINER	C	D	09/11/1883	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00016A	GARDINER GARDINER	C	D	04/30/1883	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00017A	GARDINER GARDINER	C	D	01/01/1886	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00018A	GARDINER GARDINER	C	D	11/30/1886	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00019A	GARDINER GARDINER	C	D	04/30/1872	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00020A	GARDINER GARDINER	C	D	05/31/1878	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00021A	GARDINER GARDINER	C	D	05/31/1888	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00022A	GARDINER GARDINER	C	D	05/31/1882	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00025A	GARDINER GARDINER	C	D	05/31/1883	CASSIA CREEK
13S	26E	23	NW SE	39.0	01	A43-00026A	GARDINER GARDINER	C	D	05/31/1873	CASSIA CREEK

MICROFILMED
MAR 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

AJ0721NP
(OD-21)

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER	USE	CODE	WATER	RIGHT	NO.	LAST	NAME	O	STG	PRIORITY	DATE	WATER	SOURCE
13S	26E	23	NW	SE	39.0	01			A43-00029A			GARDINER		C	D	03/07/1886		CASSIA CREEK	
13S	26E	23	SW	SE	39.0	01			A43-02573			GARDINER		C	L	05/22/1963		GROUNDWATER	
13S	26E	23	SE	SE	39.0	01			A43-02573			GARDINER		C	L	05/22/1963		GROUNDWATER	

MICROFILMED
MAR 05 1993

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER	WATER	LAST	O	STG	PRIORITY	WATER
---	---	---	---	---	---	---	---	---	---	---	---	---
13S	26E	22	NE NE	40.0	01	---	RIGHT NO.	NAME	C	---	DATE	SOURCE
13S	26E	22	NE NE	40.0	01	---	A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	O			
13S	26E	22	NE NE	40.0	01	---	A43-02523	HITT	O	L	05/15/1961	GROUNDWATER
								CARPENTER	O			
13S	26E	22	NE NE	40.0	01	---	A43-00141	HITT	O	D	06/01/1912	CASSIA CREEK
								CARPENTER	O			
13S	26E	22	NW NE	43.04		---	A43-10464	HOLTMAN	C	J	03/22/1979	GROUNDWATER
								HOLTMAN	C			
13S	26E	22	NW NE	43.04		---	A43-10464	HOLTMAN	C	J	03/22/1979	GROUNDWATER
								HOLTMAN	C			
13S	26E	22	NW NE	43.04		---	A43-10474	RIGBY	C	J	05/01/1978	GROUNDWATER
								RIGBY	C			
13S	26E	22	NW NE	43.04		---	A43-10474	RIGBY	C	J	05/01/1978	GROUNDWATER
								RIGBY	C			
13S	26E	22	SE NE	40.0	01	---	A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	O			
13S	26E	22	SE NE	40.0	01	---	A43-02523	HITT	O	L	05/15/1961	GROUNDWATER
								CARPENTER	O			
13S	26E	22	SE NE	40.0	01	---	A43-00141	HITT	O	D	06/01/1912	CASSIA CREEK
								CARPENTER	O			
13S	26E	22	SE NE	40.0	01	---	A43-10631	CARPENTER	C	J	06/01/1928	CASSIA CREEK
13S	26E	22	NE NW	36.0	01	---	A43-00112	TRACY	C	D	05/31/1881	CASSIA CREEK
								TRACY	C			
13S	26E	22	NE NW	36.0	01	---	A43-00113	TRACY	C	D	04/01/1882	CASSIA CREEK
								TRACY	C			
13S	26E	22	NE NW	36.0	01	---	A43-00114	TRACY	C	D	04/30/1885	CASSIA CREEK
								TRACY	C			
13S	26E	22	NE NW	36.0	01	---	A43-00115	TRACY	C	D	04/01/1894	CASSIA CREEK
								TRACY	C			

MICROFILMED
MAR 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

AJ0721NP
(OD-21)

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
13S	26E	22	NW NW 1/4	28.0	01		A43-00112	TRACY	C	D	05/31/1881	CASSIA CREEK
13S	26E	22	NW NW	28.0	01		A43-00113	TRACY	C	D	04/01/1882	CASSIA CREEK
13S	26E	22	NW NW	28.0	01		A43-00114	TRACY	C	D	04/30/1885	CASSIA CREEK
13S	26E	22	NW NW	28.0	01		A43-00115	TRACY	C	D	04/01/1894	CASSIA CREEK
13S	26E	22	SW NW	38.0	01		A43-00112	TRACY	C	D	05/31/1881	CASSIA CREEK
13S	26E	22	SW NW	38.0	01		A43-00113	TRACY	C	D	04/01/1882	CASSIA CREEK
13S	26E	22	SW NW	38.0	01		A43-00114	TRACY	C	D	04/30/1885	CASSIA CREEK
13S	26E	22	SW NW	38.0	01		A43-00115	TRACY	C	D	04/01/1894	CASSIA CREEK
13S	26E	22	SW NW	43.04			A43-10549	CARPENTER	C	J	01/01/1883	GROUNDWATER
13S	26E	22	SW NW	43.04			A43-10549	CARPENTER	C	J	01/01/1883	GROUNDWATER
13S	26E	22	SE NW	39.0	01		A43-00112	TRACY	C	D	05/31/1881	CASSIA CREEK
13S	26E	22	SE NW	39.0	01		A43-00113	TRACY	C	D	04/01/1882	CASSIA CREEK
13S	26E	22	SE NW	39.0	01		A43-00114	TRACY	C	D	04/30/1885	CASSIA CREEK
13S	26E	22	SE NW	39.0	01		A43-00115	TRACY	C	D	04/01/1894	CASSIA CREEK
13S	26E	22	NE SW	40.0	01		A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
13S	26E	22	NE SW	40.0	01			HITT	O			
13S	26E	22	NE SW	40.0	01			HITT	O			
13S	26E	22	NE SW	40.0	01			CARPENTER	C			
13S	26E	22	NE SW	40.0	01		A43-00140	HITT	O	D	04/30/1883	CASSIA CREEK
13S	26E	22	NE SW	40.0	01			CARPENTER	C			

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MAR 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS BY PLACE OF USE

AJ0721NP
(0D-21)

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER	WATER	LAST	O	STG	PRIORITY	WATER
13S	26E	22	1\4 1\4			USE	RIGHT	NAME	C		DATE	SOURCE
13S	26E	22	NW SW	40.0	01		A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	O			
13S	26E	22	NW SW	40.0	01		A43-00140	HITT	O	D	04/30/1883	CASSIA CREEK
								CARPENTER	O			
13S	26E	22	NE SE	40.0	01		A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	O			
13S	26E	22	NE SE	40.0	01		A43-00140	HITT	O	D	04/30/1883	CASSIA CREEK
								CARPENTER	O			
13S	26E	22	NW SE	40.0	01		A43-02425	HITT	O	L	04/04/1955	GROUNDWATER
								HITT	O			
								HITT	O			
								CARPENTER	O			
13S	26E	22	NW SE	40.0	01		A43-00140	HITT	O	D	04/30/1883	CASSIA CREEK
								CARPENTER	O			

 M E M O T O F I L E

DATE: FEBRUARY 6, 1990

FILE: A43-00140, A43-00141, A43-02523, A43-02425 & A43-10631

TO: BRUCE SCHULD, DON SHAFF

FROM: STEVE CLELLAND

RE: OVERPAYMENT, P/U DIFFERENCES

RECEIVED
 FEB 9 1990

Department of Water Resources

THIS GROUP IS A PART OF THE FILES RETURNED TO US FROM YOUR OFFICES. AT FIRST IT APPEARED THIS WAS A SIMPLE DATA ENTRY WITH THE BENEFICIAL USE CLAIM SENT BACK TO GET A PRIORITY DATE ADDED. I ASSIGNED THAT CLAIM A43-10631 AND ENTERED THE COMPUTER FILE. THERE IS A BLANK SPOT ON THE RECEIPT C007301 FOR \$50.00 AND I BELIEVED THIS WAS FOR THE CLAIM I HAD JUST RECEIVED. AS USUAL I ASKED ALLEN MERRITT TO MODIFY THE RECEIPT TO SHOW THE CLAIM NUMBER AND NO CHANGE COULD BE MADE TO THE RECEIPT. (SINCE THEN THE CLAIM NUMBER HAS BEEN SUCCESSFULLY ADDED TO THE RECEIPT.)

I HAVE ENCLOSED MY NOTES TO ALLEN AND THE FIGURES I FOUND FOR THE CLAIMS LISTED ABOVE. HERE IS A WRITTEN VERSION:

<u>WR NUMBERS</u>	<u>FLAT FEES</u>	<u>ACRE FEES</u>	<u>TOTALS</u>
(AS RECORDED ON THE RECEIPT C007301)			
A43-00141	\$ 50	\$ 73	\$123
A43-02425	50	320✓	370
A43-02523	50	72✓	122
A43-00140	50	0✓	50
A43-10631	50	0✓	50
	<u>250</u>	<u>465</u>	<u>715</u>

THE RECEIPT IS FOR \$823, A DIFFERENCE OF \$108.

(AS RECORDED ON THE COMPUTER FILES AT THIS DATE)

A43-00141	\$ 50	\$116	\$166
A43-02425	50	320	370
A43-02523	50	40	90
A43-00140	50	0✓	50
A43-10631	50	0✓	50
	<u>250</u>	<u>476</u>	<u>726</u>

THE RECEIPT IS FOR \$823, A DIFFERENCE OF \$97.

===== MICROFILMED
 MAR 05 1993

PAGE 2

***WHY THE REFUND FOR \$180?

***WHY THE DIFFERENCE IN ACRES SHOWN? (11 ACRES)

I WENT TO THE HARDCOPY FILES TO GET THIS FIGURED OUT. I PULLED ALL FOUR COPIES, PLEASE NOTE THE FOLLOWING PLACE OF USE COMPARISONS BETWEEN THE ORIGINAL SIGNED VERSION VS. THE HARD COPY OF SIGNED VERSION VS. THE DATA BASE VERSION ON THE HOST MASTER.

A43-00141 THE DATA BASE VERSION HAS BEEN SIGNED AND RETURNED BY THE CLAIMANT; SUPERCEDES ALL OTHER VERSIONS.

A43-02425 THE COMPUTER COPY IS THE SAME AS DATA BASE BUT THEY DO NOT MATCH THE ORIGINAL SIGNED VERSION. SEE MAP #2.

A43-02523 THE COMPUTER COPY IS THE SAME AS DATA BASE BUT THEY DO NOT MATCH THE ORIGINAL SIGNED VERSION. SEE MAP #2.

A43-00140 ALL THREE FILES MATCH.

I HAVE INCLUDED YOUR LETTERS TO THE CLAIMANT TO REMIND YOU WHAT TOOK PLACE. ALSO FIND A MAP SHOWING THE P/U FOR EACH CLAIM AND FEES CALCULATED. THE MAP #2 SHOWS P/U DSCREPCENCIES LISTED ABOVE.

I CALLED DON SHAFF FOR ADVICE ON WHERE TO GO FROM THIS POINT. DO I CONTACT THE CLAIMANT? DO I CORRECT THE COMPUTER FILES TO MATCH THE SIGNED VERSIONS ON CLAIMS A43-02425 AND A43-02523? IF SO THIS WOULD ADD ACRE FEES OF \$69 TO A43-02523. DO I JUST FILE IT AND HOPE IT GOES AWAY? THIS IS A GOOD EXAMPLE OF THE OLD PROVERB: "IT TAKES LESS TIME TO DO A THING RIGHT THAN EXPLAIN WHY YOU DID IT WRONG."

PLEASE LET ME KNOW HOW YOU CALCULATED YOUR FIGURES AND OVERLAPS.

MICROFILMED
MAR 05 1993

06/08/89
09:14:51

GREEN CANYON RANCH

ADJUDICATION FEES (CARPENTER, ALVIN)

0410162 9337 6490

\$823.00

AS RECORDED HERE
CHECK 2735 (73+50) (320+50) (72+50)
\$123 \$370 \$122 \$50
WR/NO: A43-00141 A43-02425 A43-02523 A43-00140
\$166 \$370 OK \$90 (40+50) \$50 OK
AS RECORDED in Computer
(116+50) Idaho Department of Water Resources
Region: STATE
Total Acres: 476 Signature: _____
Total Flat Fees: 250
Total AS DATA ENTER: \$726⁰⁰

\$823.00
Total Acres: 465
Total Flat Fee: 250 = \$715⁰⁰

A43-10631 \$50⁰⁰
\$50 OK

this Receipt
Totals: \$715⁰⁰

Difference of \$11⁰⁰

I can't put this number
in here. It won't accept it
because I think there
was a refund issued for
\$180 on this receipt.

ADN 2/5/90

* Please add the
WR # A43-10631
To this Blank

update: 2/6/90

This change has been made

A43-10631 is on Receipt 05 1993

R. 26 E.

THESE ACRES
based on DATA BASE
RECORDS.

MONITORING

MAR 05 1993

443-02523 (40+50) (p.p. (Sam. 21.)

A43-02425 (320+50)

(or) 28 A43-00140

(ok) A43-00141

(OK)
A43-10631

$$\begin{array}{r} 476 \\ \hline 250 \\ \hline 776 \end{array}$$

○ this Red circle

Shows which ACRES
I used to calculate
the FEES.

PPD

40 + 50 = 90

$320 + 50$

50 (27)

1/6 + 50

0.000

1

$$716 \overline{) 257} = 726$$

R. 264.

If claims are adjusted to match signed originals, 69 acres here would require fees →

These Access show the differences Between the Hard copy + Database with the Signed Copy

Hard Copy

Hard Copy + DATA BASE

original

2523

original

225

2425

MICROFILMED
MAR 05 1993

A43-02523

\$69 effects
on Receipts

M E M O T O F I L E

DATE: FEBRUARY 6, 1990

FILE: A43-00140, A43-00141, A43-02523, A43-02425 & A43-10631

TO: BRUCE SCHULD, DON SHAFF

FROM: STEVE CLELLAND

RE: OVERPAYMENT, P/U DIFFERENCES

THIS GROUP IS A PART OF THE FILES RETURNED TO US FROM YOUR OFFICES. AT FIRST IT APPEARED THIS WAS A SIMPLE DATA ENTRY WITH THE BENEFICIAL USE CLAIM SENT BACK TO GET A PRIORITY DATE ADDED. I ASSIGNED THAT CLAIM A43-10631 AND ENTERED THE COMPUTER FILE. THERE IS A BLANK SPOT ON THE RECEIPT C007301 FOR \$50.00 AND I BELIEVED THIS WAS FOR THE CLAIM I HAD JUST RECEIVED. AS USUAL I ASKED ALLEN MERRITT TO MODIFY THE RECEIPT TO SHOW THE CLAIM NUMBER AND NO CHANGE COULD BE MADE TO THE RECEIPT. (SINCE THEN THE CLAIM NUMBER HAS BEEN SUCCESSFULLY ADDED TO THE RECEIPT.)

I HAVE ENCLOSED MY NOTES TO ALLEN AND THE FIGURES I FOUND FOR THE CLAIMS LISTED ABOVE. HERE IS A WRITTEN VERSION:

<u>WR NUMBERS</u>	<u>FLAT FEES</u>	<u>ACRE FEES</u>	<u>TOTALS</u>
(AS RECORDED ON THE RECEIPT C007301)			
A43-00141	\$ 50	\$ 73	\$123
A43-02425	50	320	370
A43-02523	50	72	122
A43-00140	50	0	50
A43-10631	50	0	50
	<u>250</u>	<u>465</u>	<u>715</u>

THE RECEIPT IS FOR \$823, A DIFFERENCE OF \$108.

(AS RECORDED ON THE ~~COMPUTER~~ ^{ORIGINAL} FILES AT THIS DATE)

A43-00141	\$ 50	\$116 +37	~~\$166~~ 203
A43-02425	50	320	370
A43-02523	50	40 +32	~~90~~ 122
A43-00140	50	0	50
A43-10631	50	0	50
	<u>250</u>	<u>476</u>	<u>726</u> 795

THE RECEIPT IS FOR \$823, A DIFFERENCE OF ~~\$97~~ \$ 28

MAR 05 1993

523

15
— 46 A43-2523 to material
is changed signature
is original version. Held is original

THE ORIGINAL ACRES
SHOULD BE THESE

(these acres p/u)
(on A43-0141)

40 Acres
paid HERE

when moved:

37 ACRES
NO LONGER OVERLAP
NOW NEEDS PAID

~~32 ACRES~~
No longer overlap
New NEGDS paid

THESE ACRES
based on DATA BASE
Records.

100

11/3-02523 (40+50) (son of L.P.D.)

4113-02125 $(320+50)$

28 443-00140 28 443-00140

(ok) A43-00/41 1/6/50 (some copy)

(OK) A13-10631 50 (all or its 100%)

$$\begin{array}{r} 476 \\ 250 \\ \hline 726 \end{array}$$

○ this - Red circle

shows which acres

I used to calculate

the Fees.

Handwritten notes in red ink, including a large 'B' and some illegible scribbles.

100

Inventory

MICROFILME
MAY 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

RECEIVED

FEB 5 - 1990

Department of Water Resources
Southern Region Office

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 10, 1989

Mr. Alvin Carpenter
HC 61 Box 1210
Malta, Idaho 83342

RE: Snake River Basin Adjudication
Claims #A43-00140/#A43-00141/#A43-02523/#A43-02425/
#A43-00342/#43-00142 - Cassia County

Dear Mr. Carpenter:

We are sending you copies of your "Notices of Claims to Water Rights", numbered A43-10564, and A43-00141, for your property in Cassia County to keep in your records. We have also attached another copy of A43-00141 which you should sign notarize and return to our office.

Claim #A43-00141 now reflects the combination of decreed water rights 43-00141 and 43-00142 as we had previously discussed.

Please return the signed and notarized document to this office at the attention of Bruce Schuld. I hope you have not been overly inconvenienced by the confusion resulting from review of your claims. If you have any questions or concerns, please do not hesitate to contact this office.

Sincerely,

John D. Carlson
Water Rights Supervisor

JDC:BAS:mcc:state

Enclosures:

Claims #A43-10564
#A43-00141 (2)

MICROFILMED
MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 18, 1989

Mr. Alvin Carpenter
HC 61 Box 1210
Malta, Idaho 83342

RE: Snake River Basin Adjudication
Claims #A43-00140/#A43-00141/#A43-02523/#A43-02425/
#A43-00342/#43-00142 - Cassia County.

Dear Mr. Carpenter:

We are sending you copies of your "Notices of Claims to Water Rights", numbered A43-00140, A43-00141, A43-02523, A43-2425, and A43-00342, for your property in Cassia County. We have also attached your receipt #C007301 for \$823.00, a copy of an unnumbered "Notice of Claim to a Water Right", and another "Notice of Claim to a Water Right" we completed for you, which may more accurately described one of your water rights.

The computer generated copies of your "Notices of Claims to Water Rights" numbered A43-00140, A43-00141, A43-02523, A43-02425 and A43-00342, and the receipt #C007301 are for your files.

Your claim for a Beneficial Use Right on Cassia Creek is attached, but this "Notice of Claim to a Water Right" may not accurately represent your right. We have, therefore, continued our research and found that Decreed Water Right 43-00142 describes your lands and uses. Because it is a decreed water right and claims a greater amount of water for your lands, you may wish to lay claim to this right instead of the Beneficial Use right you submitted.

You may, however, submit claims to both the Decreed Right #43-00142 and the Beneficial Use Right. The Decreed Right #43-00142 is an established and documented right which would very likely be upheld by the court as the courts have already decreed the legitimacy of this right. However, the Beneficial Use Right you claim may be rejected in part or entirety as it may represent an expansion of existing rights on a thoroughly appropriated surface water source. Therefore, the decreed right #43-00142 may be far and away the stronger of the two claims to a water right.

rest of file in Cassia folder

MICROFILMED

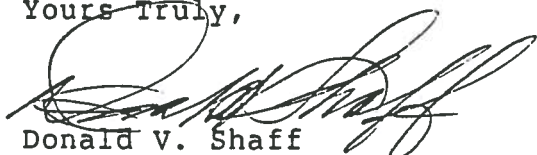
MAR 05 1993

Mr. Alvin Carpenter
Page 2
July 18, 1989

If you choose to submit the "Notice of Claim to a Water Right" #43-00142 instead of the claim to the Beneficial Use Right, please have the form signed, notarized, and return to this office at the attention of Bruce Schuld by August 18, 1989. If you wish to resubmit the claim to a Beneficial Use Right, you should fill out the attached "Notice of Claim to a Water Right" form completing the Date of Priority, Item #2, which you failed to do originally. This form would also need to be signed, notarized, and returned to this office at the attention of Bruce Schuld by August 18, 1989. If you wish to submit claims to both the Decreed water and the Beneficial Use water return both forms completed with signatures, notary seals, and a fee of \$50.00 for the additional claim by July 31, 1989.

If you have any questions or concerns, please do not hesitate to contact this office.

Yours Truly,



Donald V. Shaff
Manager, Adjudication Section

DVS:BAS:mcc:mcc

Enclosures:

Claims #A43-00140/#A43-00141/#A43-02523
#A43-02425/#A43-00342/#43-00142
Notice of Claim
Receipt #C007301
Long Claim (2) w/Instructions

MICROFILMED

MAR 05 1993

CONVERSATION MEMORANDUM

DATE: July 24, 1989
FILE: Claim #A43-00141
NAME OF PARTY: Bernice Stevens
EMPLOYEE: Don Shaff
RE: #A43-00141 et. al.

RECEIVED

FEB 5 - 1990

Department of Water Resources
Southern Region Office

Mrs. Stevens was responding to my letter of about June 30, 1989 to Mr. Alvin Carpenter about these water right claims.

Cassia Co.

With respect to #A43-00141 and #A43-00142, Mrs. Stevens recollected that the intent when working with Bruce Schuld was to combine both rights into a single claim where the priority date of 1912 was the same for a total of 120 inches. If the result was a Claim #A43-00141 for 60 inches, Mrs. Stevens indicated the desire to amend the claim to show the 120 inches.

The source on the beneficial use right that had the priority date missing may have caused confusion by showing the source Cassia Creek. Mrs. Stevens explained that this was water from a drain field and developed water. She related a conversation with Sheryl (?) Hitt, who at about age 8 or 9 stated his father put in the drain field. This timing would have made the priority date 1928, she said. To file this claim I encouraged her to change the source explaining in the remarks the condition of the developed water and placing the priority date in Item #2.

In response to her request, I said we would supply a copy of the original for Claim #A43-10564 for the Dry Wash to show the priority date that was placed on the claim. Apparently her copy did not have the priority date.

MICROFILMED

MAR 05 1993

Please sign & notarize.

This will combine your rights 43-00141
and 43-00142

FEB 5 - 1990

Furthermore, you may resubmit
the beneficial use claim we sent you

DISTRICT OF THE STATE OF IDAHO,
FALLS

CIVIL CASE NUMBER: 39576

Ident. Number: A43-00141

Date Received: 6/08/1989

Receipt No: C007301

Received By:

RIGHT

AMENDED

ACQUIRED UNDER STATE LAW

1. Name: ALVIN CARPENTER
Address: HC 61 BOX 1210
MALTA, ID

208-645-2347

83342

RECEIVED
AUG 18 1989

2. Date of Priority: JUN 01, 1912

3. Source: CASSIA CREEK

Trib. to: RAFT RIVER

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot
13S	26E	22	NW	NW	SE	

County
CASSIA

5. Description of diverting works:

HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

A.F.A.

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	26E	22	NE	NE		IRR	40.0
			SE	NE		IRR	40.0

Section Acres 80.0

A43-00141

Page 1

Date: 07/24/89

MICROFILMED

MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	23	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			NW	NW		IRR	37.0
			SW	NW		IRR	36.0
Section Acres							153.0
Total Acres							233.0

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:

43-02425, ~~43-0342~~, 43-02523, 43-00140

14. Remarks:

THIS CLAIM IS BASED ON DECREED RIGHTS 43-00141 AND 43-00142 FOR A TOTAL OF 3.2 CFS OR 160 MINER'S INCHES. W/ THE SAME PRIORITY DATE OF 6/ 1/1912.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

Decree Defendant

DATE 2-5-90

File A43-00141

SUBJECT Attached

Thank you for returning the 180⁰⁰ check. In reviewing these **RECEIVED** we had already discovered we had overpaid that much. We have not received a receipt for check no. 2734-180⁰⁰ (that the ^{Department of Water Resources} ^{Southern Region Office} refuses) which was for rights 60342 and A43-10564 (dry wash). But the 823⁰⁰ we did receive the receipt for covered the cost. Thank you —

The source on the beneficial use right that had the priority date missing may have caused confusion by showing the source Cassia Creek. Mrs. Stevens explained that this was water from a drain field and developed water. She related a conversation with Sheryl (?) Hitt, who at about age 8 or 9 stated his father put in the drain field. This timing would have made the priority date 1928, she said. To file this claim I encouraged her to change the source explaining in the remarks the condition of the developed water and placing the priority date in Item #2.

In response to her request, I said we would supply a copy of the original for Claim #A43-10564 for the Dry Wash to show the priority date that was placed on the claim. Apparently her copy did not have the priority date.

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MAR 05 1993

This is not the right
source for this claim.
This is drainage water
developed from a sublay
not land, not creek &
or tributary water. drain
pipe can be slowed or
drained into creek or
irrigated with.

Reference to
Claim A43-10631

SCC

The source on the beneficial use right that had the p
missing may have caused confusion by showing the source
Creek. Mrs. Stevens explained that this was water from
field and developed water. She related a conversation
Sheryl (?) Hitt, who at about age 8 or 9 stated his fat
the drain field. This timing would have made the prio
1928, she said. To file this claim I encouraged her to
the source explaining in the remarks the condition of th
developed water and placing the priority date in it.

In response to her request, I said we
original for Claim #A43-10564
priority date that was
did not have the

MAR 10 1953

mailed only to those parties who have been notified in the previous 30 days. Copies of all notices will be prepared by the Department of Water Resources. The Snake River Basin Adjudication other than notices from purposes from _____ to _____ amount _____ or _____

HOW YOU WILL BE NOTIFIED

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.040 (cfs) and/or (b) 456 (acre feet)
8. Total consumptive use claimed is 456 acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A
10. Description of place of use:
 a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	26E	22	40			40		40	32										152

Total number of acres irrigated 152

11. In which county (ies) are lands listed above as place of use located? Cassia
12. Do you own the property listed above as place of use? Yes ☒ No ☐
 If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
43-00140, 43-02425, 43-00141 or None ☒

14. Remarks:

this is the signed original version.

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 MAR 25 1993

all mailed only to those parties
 ing three months
 the Snake River
 will be prepared by the
 copies of all parties
 Water Resources. Copies of all
 Water rights filed in the Snake River
 Water rights filed in the Snake River
 Water rights filed in the Snake River

HOW YOU WILL RECEIVE BASIN ADJUDICATION
 or Basin Adjudication other than notices
 to water rights filed in the Snake River
 to water rights filed in the Snake River
 to water rights filed in the Snake River

(cfs) (acre feet)
 amount 4.060 or _____
 to 11/15 amount _____ or _____
 purposes from _____ to _____ amount _____ or _____
 purposes from _____ to _____ amount _____ or _____
 purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.060 (cfs) and/or (b) 855 (acre feet)
8. Total consumptive use claimed is 855 acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____
10. Description of place of use:
 a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>13S</u>	<u>26E</u>	<u>22</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>					<u>40</u>	<u>40</u>			<u>40</u>	<u>40</u>			<u>320</u>
		<u>23</u>																	

Total number of acres irrigated 320

11. In which county (ies) are lands listed above as place of use located? Cassia
12. Do you own the property listed above as place of use? Yes ☒ No ☐
 If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
43-00140, 43-02523, 43-00342 or None ()
14. Remarks:

this is the signed original version
 MICROFILMED
 MAR 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

05/30/91 13:44:42
Page 1

AJ0723NP
(OD-26)

Water Right Number - A43-00141

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
CARPENTER ALVIN

1 - HC 61 BOX 1210
2 -
3 -
City- MALTA
Phone - 208-645-2347

State- ID Zip- 83342

*** O - ORIGINAL OWNER ***
HITT

J. C.

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

State- ID Zip- 999

Priority Date - + 06/01/1912 17 SOUTHERN

+ - - - - Stage - - - - +
D - DECREED

+ - - - - Status - - - - +

Source - - - - - CASSIA CREEK

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

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

13S 26E 22 NW NW SE (31) CASSIA

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

01 - IRRIGATION

03/15

11/15

1.600

+ - Total Div. Rate - + 3.200 + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
13S	26E	22	NE NE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	22	SE NE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	23	NE NE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	23	SE NE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	23	NW NW		37.0	01	IRRIGATION	(31) CASSIA	
13S	26E	23	SW NW		36.0	01	IRRIGATION	(31) CASSIA	

Total Acres: 233.0

+ - - - - Diversion Means - HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS
+ - - - - Non-Irrigation Use - NA
+ - - - - Other Rights for Same Use - 43-02425, 43-0342, 43-02523, 43-00140

MICROFILMED
MAR 05 1993

Water right number - A43-00141

Prefix Translation: ADJUDICATION CLAIM

THIS CLAIM IS BASED ON DECREED RIGHTS 43-00141 AND 43-00142 FOR A TOTAL OF 3.2 CFS OR 160 MINER'S INCHES. W/ THE SAME PRIORITY DATE OF 6/1/1912.

A4300141
A4300142

MICROFILMED
MAR 0 5 1993

Conditions of Approval -
No Conditions of Approval found.

Decree Plaintiff -
ALBION-IDAHO LAND CO.

Decree Defendant -
JOHN ADAMS ET AL

Decree Date -
00/00/0000

Audit Fields - 06/30/89 SCHULD 07/24/89 SCHULD

Comments -
No Comments Found

Adjudication Rights Dates and Flags Area

Court Report Filing	Field Inspection Made	Civil Case Number
Objection Filed Date - 00/00/0000	Field Inspection Flag -	Old Case Number - 39576
Response Filed Date - 00/00/0000	Verified Date - 03/12/1985	Old Judicial District -
Claim Received Date - 06/08/1989	Last Amended Date - 07/24/1989	Temporary Right - P
Proof Due Date - 00/00/0000	Proof Made Date - 00/00/0000	Water District - 43C
Licensed Date - 00/00/0000	Receipt Number - C007301	Federal/State Indicator - S
Claims Tape Error Flag -	POU Ownership Flag - Y	Presumption Flag -
Fee Exempt Flag -	Name Connector - OR	

Water Right Number - A43-00140

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

Last Name - + First Name - +

Address - +

*** C - CURRENT OWNER ***
CARPENTER

ALVIN

1 - HC 61 BOX 1210
2 -
3 -

State- ID Zip- 83342

City- MALTA
Phone - 208-645-2347

*** O - ORIGINAL OWNER ***
HITTY

MRS. JANE

1 -
2 -
3 -
City- XX
Phone - 208-000-0000
State- ID Zip- 99999

Priority Date - +
04/30/1883

Region - +
17 SOUTHERN

+ - - - - Stage - - - +
D - DECREED

+ - - - - Status - - - +

CASSIA CREEK

Tributary - - - - -
RAFT RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion Stream Index (Blank if no Index Code)

13S 26E 21 SW NE SE (31) CASSIA

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

01 - IRRIGATION

03/15

11/15

2.600

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - + - Total Consumptive Use - + - KW Usage - +
2.600 480.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
13S	26E	22	NE SW		40.0	01	IRRIGATION	(31) CASSIA
13S	26E	22	NW SW		40.0	01	IRRIGATION	(31) CASSIA
13S	26E	22	NE SE		40.0	01	IRRIGATION	(31) CASSIA
13S	26E	22	NW SE		40.0	01	IRRIGATION	(31) CASSIA

Total Acres: 160.0

+ - - Diversion Means - HEADGATE AND LATERALS

+ - - Non-Irrigation Use - NA

+ - - Other Rights for Same Use - 43-2523

Remarks -
No Remarks found.

MICROFILMED
MAR 05 1993

Water right number - A43-00140

Prefix Translation: ADJUDICATION CLAIM

- - - - - Old Water Right Numbers - - - - -

- - - - - Old Water Right Numbers - - - - -

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

- - - - - Conditions of Approval - - - - -

- - - - - No Conditions of Approval found.

- - - - - Decree Plaintiff - - - - -

- - - - - ALBION-IDAHO LAND CO.

- - - - - Decree Defendant - - - - -

- - - - - JOBE ADAMS ET AL

- - - - - Decree Date - - - - -

- - - - - 00/00/0000

- - - - - Audit Fields - 07/05/89 SHAF

- - - - - Comments - - - - -

- - - - - No Comments Found

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

- - - - - Court Report Filing - 00/00/0000

- - - - - Field Inspection Made - 00/00/0000

- - - - - Objection Filed Date - 00/00/0000

- - - - - Response Filed Date - 00/00/0000

- - - - - Claim Received Date - 06/08/1989

- - - - - Proof Due Date - 00/00/0000

- - - - - Licensed Date - 00/00/0000

MICROFILMED
MAR 05 1993

Water Right Number - A43-10631

Prefix Translation: ADJUDICATION CLAIM

old (D) Number -

+ - - - - Last Name - - - +

+ - First Name - +

Address	+	-
1	-	-
2	-	-
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178	-	-
179	-	-
180	-	-
181	-	-

*** C - CURRENT OWNER ***
CARPENTER

ALVIN

1 - HC 61 BOX 1210
2 -
3 -
City- MALTA
Phone - 208-645-2347

State- ID ZIP- 83342

42 MICROFILMED
+
MAR 05 1993

+ - - Priority Date - - +
 06/01/1928

+ - - - Region - - - +
17 SOUTHERN

+	-	-	Stage	-	-	+
J	-	-	BENEFICIAL USE			

+
+
+
+
+
+
+
+
+

Source
CASSIA CREEK

-- Tributary
RAFT RIVER

[illegible]

135	26E	22	NW NW SE	(31)	CASSIA
-----	-----	----	----------	------	--------

[illegible]

01 - IRRIGATION	03/15	11/15
-----------------	-------	-------

+	-	Total Div. Rate	+	-	Total Div. Volume	+	-	Total Div. Capacity	+	-	Total Consumptive Use	+	-	KW Usage	+	-	Net Demand
		0.600									100.0						

	Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
+	-	-	-	-	-	-	-	-	-
	13S	26E	22	SE NE	40.0		01	IRRIGATION	(31) CASSIA

Total Acres: 40.0

+ - - Diversion Means - HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

+ - - Non-Irrigation Use -

Other Rights for Same Use - A43-02425, A43-00342, A43-02523, A43-00140 & A43-00141

	Remarks
NOTE TO OTHER WR: A43-00342 DOES NOT GO TO MALTA PLACE--13S. 26E	
SEC. 22. INSTEAD IT GOES TO 14S. 25E. SEC. 6.	

24300141

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

Decree Plaintiff	Decree Defendant	Decree Date
00/00/0000		

Prefix Translation: ADJUDICATION CLAIM

--Comments--
No Comments Found

MICROFILMED
MAR 05 1993

Water Right Number - A43-02425

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 25575

*** C - CURRENT OWNER ***
CARPENTER

ALVIN

1 - HC 61 BOX 1210
2 -
3 -
City- MALTA
Phone - 208-645-2347

State- ID Zip- 83342

*** O - ORIGINAL OWNER ***
HITT

SHIRLEY B.

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

State- ID Zip- 83342

HITT

WILLIAM W.

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

State- ID Zip- 83342

HITT

JAMES R.

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

State- ID Zip- 99999

+ - - Priority Date - - +
04/04/1955

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - +
GROUNDWATER

+ - - Tributary - - - +

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

13S 26E 22 SW NW SW (31) CASSIA

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

01 - IRRIGATION

03/15

11/15

4.060

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
4.060 855.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
13S	26E	22	NE NE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	22	SE NE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	22	NE SW		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	22	NW SW		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	22	NE SE		40.0	01	IRRIGATION	(31) CASSIA	
13S	26E	22	NW SE		40.0	01	IRRIGATION	(31) CASSIA	

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MAR 05 1993

Water right number - A43-02425

Prefix Translation: ADJUDICATION CLAIM

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
13S	26E	23	NW NE		40.0	01	IRRIGATION	(31) CASSIA
13S	26E	23	SW NE		40.0	01	IRRIGATION	(31) CASSIA

Total Acres: 320.0

- - - Diversion Means - WELL AND PUMP

- - - Non-Irrigation Use - NA

- - - Other Rights for Same Use - 43-00140, 43-02523, 43-00342

- - - Remarks - No Remarks found.

A4302425

Old Water Right Numbers

Conditions of Approval - No Conditions of Approval found.

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - +

+ - Decree Date - 00/00/0000

- - - Audit Fields - 06/30/89 SCHULD

- - - Comments - No Comments Found

- - - Adjudication Rights Dates and Flags Area

Court Report Filing	Field Inspection Made	Civil Case Number
00/00/0000	00/00/0000	39576
Objection Filed Date	Field Inspection Flag	
Response Filed Date	Verified Date	02/26/1985
Claim Received Date	Last Amended Date	00/00/0000
Proof Due Date	Proof Made Date	00/00/0000
Licensed Date	Receipt Number	C007301
Claims Tape Error Flag	POU Ownership Flag	Y
Fee Exempt Flag	Name Connector	OR
		Presumption Flag

MICROFILMED
MAR 05 1993

Water right number - A43-02523

Prefix Translation: ADJUDICATION CLAIM

Old Water Right Numbers

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 - 06/30/89 SCHULD

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	- 02/11/1985	Old Judicial District	-
Claim Received Date	- 06/08/1989	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	- C007301	Federal/State Indicator	- S
Claims Tape Error Flg	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- OR		

MICROFILMED
MAR 05 1993

 M E M O T O F I L E

DATE: FEBRUARY 6, 1990
 FILE: A43-00140, A43-00141, A43-02523, A43-02425 & A43-10631
 TO: BRUCE SCHULD, DON SHAFF
 FROM: STEVE CLELLAND
 RE: OVERPAYMENT, P/U DIFFERENCES

THIS GROUP IS A PART OF THE FILES RETURNED TO US FROM YOUR OFFICES. AT FIRST IT APPEARED THIS WAS A SIMPLE DATA ENTRY WITH THE BENEFICIAL USE CLAIM SENT BACK TO GET A PRIORITY DATE ADDED. I ASSIGNED THAT CLAIM A43-10631 AND ENTERED THE COMPUTER FILE. THERE IS A BLANK SPOT ON THE RECEIPT C007301 FOR \$50.00 AND I BELIEVED THIS WAS FOR THE CLAIM I HAD JUST RECEIVED. AS USUAL I ASKED ALLEN MERRITT TO MODIFY THE RECEIPT TO SHOW THE CLAIM NUMBER AND NO CHANGE COULD BE MADE TO THE RECEIPT. (SINCE THEN THE CLAIM NUMBER HAS BEEN SUCCESSFULLY ADDED TO THE RECEIPT.)

I HAVE ENCLOSED MY NOTES TO ALLEN AND THE FIGURES I FOUND FOR THE CLAIMS LISTED ABOVE. HERE IS A WRITTEN VERSION:

<u>WR NUMBERS</u>	<u>FLAT FEES</u>	<u>ACRE FEES</u>	<u>TOTALS</u>
(AS RECORDED ON THE RECEIPT C007301)			
A43-00141	\$ 50	\$ 73	\$123
A43-02425	50	320	370
A43-02523	50	72	122
A43-00140	50	0	50
A43-10631	50	0	50
		<u>465</u>	<u>715</u>

FOR \$823, A DIFFERENCE OF \$108.

(AS COMPUTER FILES AT THIS DATE)			
A	0	\$116	\$166
A	50	320	370
A43-	50	40	90
A43-001	50	0	50
A43-10631	50	0	50
	<u>250</u>	<u>476</u>	<u>726</u>

THE RECEIPT IS FOR \$823, A DIFFERENCE OF \$97.

===== MICROFILMED

MAR 05 1993

PAGE 2

***WHY THE REFUND FOR \$180?

***WHY THE DIFFERENCE IN ACRES SHOWN? (11 ACRES)

I WENT TO THE HARDCOPY FILES TO GET THIS FIGURED OUT. I PULLED ALL FOUR COPIES, PLEASE NOTE THE FOLLOWING PLACE OF USE COMPARISONS BETWEEN THE ORIGINAL SIGNED VERSION VS. THE HARD COPY OF SIGNED VERSION VS. THE DATA BASE VERSION ON THE HOST MASTER.

A43-00141 THE DATA BASE VERSION HAS BEEN SIGNED AND RETURNED BY THE CLAIMANT; SUPERCEDES ALL OTHER VERSIONS.

A43-02425 THE COMPUTER COPY IS THE SAME AS DATA BASE BUT THEY DO NOT MATCH THE ORIGINAL SIGNED VERSION. SEE MAP #2.

A43-02523 THE COMPUTER COPY IS THE SAME AS DATA BASE BUT THEY DO NOT MATCH THE ORIGINAL SIGNED VERSION. SEE MAP #2.

A43-00140 ALL THREE FILES MATCH.

I HAVE INCLUDED YOUR LETTERS TO THE CLAIMANT TO REMIND YOU WHAT TOOK PLACE. ALSO FIND A MAP SHOWING THE P/U FOR EACH CLAIM AND FEES CALCULATED. THE MAP #2 SHOWS P/U DSCREPECIES LISTED ABOVE.

I CALLED DON SHAFF FOR ADVICE ON WHERE TO GO FROM THIS POINT. DO I CONTACT THE CLAIMANT? DO I CORRECT THE COMPUTER FILES TO MATCH THE SIGNED VERSIONS ON CLAIMS A43-02425 AND A43-02523? IF SO THIS WOULD ADD ACRE FEES OF \$69 TO A43-02523. DO I JUST FILE IT AND HOPE IT GOES AWAY? THIS IS A GOOD EXAMPLE OF THE OLD PROVERB: "IT TAKES LESS TIME TO DO A THING RIGHT THAN EXPLAIN WHY YOU DID IT WRONG."

PLEASE LET ME KNOW HOW YOU CALCULATED YOUR FIGURES AND OVERLAPS.

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MAR 05 1993

06/08/89
09:14:51

GREEN CANYON RANCH

ADJUDICATION FEES (CARPENTER, ALVIN)

0410162 9337 6490

\$823.00

AS RECORDED HERE
CHECK 2735 (73+50) (320+50) (72+50)
\$123 \$370 \$122 \$50
WR/NO: A43-00141 A43-02425 A43-02523 A43-00140
\$166 \$370 \$90 (40+50) \$50
AS RECORDED in computer (116+50) Idaho Department of Water Resources
Region: STATE
Total Acres: 476
Total Flat Fees: 250
Total AS DATA ENTER: \$726⁰⁰
Signature: _____
Total Acres: 465
Total Flat Fee: 250 = \$715⁰⁰
\$823.00
A43-10631 \$50⁰⁰
\$50⁰⁰
this receipt
Totals: \$715⁰⁰
Difference of \$11⁰⁰

I can't put this number
in here. It won't accept it
because I think there
was a refund issued for
\$180 on this receipt.

Aon 2/5/90

* Please add the
WR # A43-10631
To this Blank

MICROFILMED

MAR 05 1993

Alvin Carpenter
other FARM

C007300

A43-10564

(50+~~14~~)

SE NW = 14
14 S. 25 E. S. 5

A43-00342

(50+80)

SE NW 40
SW NW 40

43-7084 ~~(14)~~

Proof Due 1990

" 35
" 35

\$180

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MAR 05 1993

A43-01-23

\$69 effects
on Receipts

 M E M O T O F I L E

DATE: FEBRUARY 6, 1990

FILE: A43-00140, A43-00141, A43-02523, A43-02425 & A43-10631

TO: BRUCE SCHULD, DON SHAFF

FROM: STEVE CLELLAND

RE: OVERPAYMENT, P/U DIFFERENCES

THIS GROUP IS A PART OF THE FILES RETURNED TO US FROM YOUR OFFICES. AT FIRST IT APPEARED THIS WAS A SIMPLE DATA ENTRY WITH THE BENEFICIAL USE CLAIM SENT BACK TO GET A PRIORITY DATE ADDED. I ASSIGNED THAT CLAIM A43-10631 AND ENTERED THE COMPUTER FILE. THERE IS A BLANK SPOT ON THE RECEIPT C007301 FOR \$50.00 AND I BELIEVED THIS WAS FOR THE CLAIM I HAD JUST RECEIVED. AS USUAL I ASKED ALLEN MERRITT TO MODIFY THE RECEIPT TO SHOW THE CLAIM NUMBER AND NO CHANGE COULD BE MADE TO THE RECEIPT. (SINCE THEN THE CLAIM NUMBER HAS BEEN SUCCESSFULLY ADDED TO THE RECEIPT.)

I HAVE ENCLOSED MY NOTES TO ALLEN AND THE FIGURES I FOUND FOR THE CLAIMS LISTED ABOVE. HERE IS A WRITTEN VERSION:

<u>WR NUMBERS</u>	<u>FLAT FEES</u>	<u>ACRE FEES</u>	<u>TOTALS</u>
(AS RECORDED ON THE RECEIPT C007301)			
A43-00141	\$ 50	\$ 73	\$123
A43-02425	50	320	370
A43-02523	50	72	122
A43-00140	50	0	50
A43-10631	50	0	50
	<u>250</u>	<u>465</u>	<u>715</u>

THE RECEIPT IS FOR \$823. A DIFFERENCE OF \$108.

(AS RECORDED ON THE ~~COMPUTER~~ ^{ORIGINAL} FILES AT THIS DATE)

A43-00141	\$ 50	\$116 + 37	~~\$166~~ 203
A43-02425	50	320	370
A43-02523	50	40 + 32	~~90~~ 122
A43-00140	50	0	50
A43-10631	50	0	50
	<u>250</u>	<u>476</u>	<u>726</u> 795

THE RECEIPT IS FOR \$823, A DIFFERENCE OF ~~\$97~~ \$ 28

MICROFILMED

MAR 05 1993

R. 26E.

7523

— if A43-15 to Major [redacted] June 14, 1964
is changed signed is what
is original - Herlitz 1964
the [redacted]

these ACRES P/u
on A43-0141

40 Acres
paid Here

when moved:

37 Acres

NO LONGER OVERLOP
NO NEEDS AID

32 ACRES

No longer overlap
Now NEEDS paid

$$\begin{array}{r} 37 \\ 32 \\ \hline 69 \end{array}$$

THESE ACRES
based on DATA BASE
RECORDS.

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MAR 05 1993

100. 100.

A43-02523 (40+50) (Some BL.) (pd.)

A113 - 02125 (320+50)

28 443-00440 50 (27)

(ok) A43-00/41 11/1/50

(OK) A13-10631 150 (add)

$$\begin{array}{r} 476 \\ 250 \\ \hline 726 \end{array}$$

○ this - red circle

Shows which Acres
I used to calculate
the Fees.

Base on

Data Base Figures

THE ORIGINAL
FISHBONES these

ACRE'S

四

७

R. 26E.

T. 13 S.

These Acres show
the differences
Between the
Hard copy + Database
with the Signed Copy.

-2425
-2425

Hard Copy
HC. + DATA BASE
original

Hard Copy
HC. + DATA BASE
original

MICROFILMED
MAR 05 1993

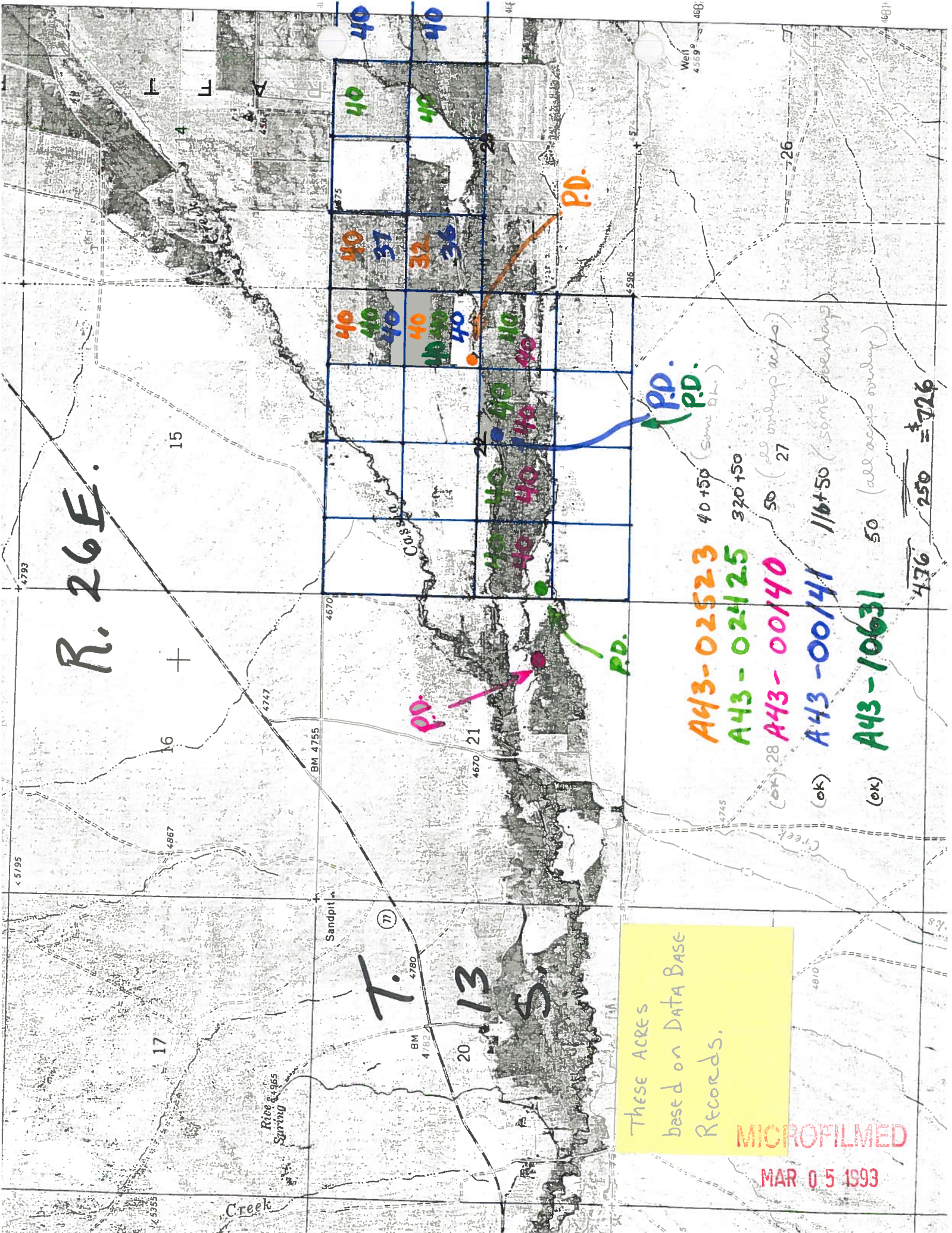
R. 26E.

T. 13 S.

These ACRES
based on DATA BASE
Records.

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MAR 05 1993



A43-02523 40+50 (Some DL)
 A43-02425 320+50
 A43-00140 50 (all wrap ups)
 A43-00141 116+50 (some overlap)
 A43-10631 50 (all acres overlap)
 476 250 = 726

Water Right Number - A43-10818

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***
CARPENTER

ALVIN

1 - HC 61 BOX 1210
2 -
3 -
City- MALTA
Phone - 208-645-2347

State- ID Zip- 83342

*** O - ORIGINAL OWNER ***
HITT

J. C.

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

State- ID Zip- 999

+ - - Priority Date - - +
06/01/1912

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
CASSIA CREEK

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

+ - - Point of Diversion - - - - - +
Tmn Rng Sec Tract Lot Rflg County

13S 26E 22 NW NW SE (31) CASSIA

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

01 - IRRIGATION

03/15 11/15

1.600

+ - Total Div. Rate - + - Total Div. Volume - +
3.200

+ - Total Consumptive Use - + - KW Usage - +
960.0

Tmn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
13S	26E	22	NE NE		40.0	01 IRRIGATION		(31) CASSIA	
13S	26E	22	SE NE		40.0	01 IRRIGATION		(31) CASSIA	
13S	26E	23	NE NE		40.0	01 IRRIGATION		(31) CASSIA	
13S	26E	23	SE NE		40.0	01 IRRIGATION		(31) CASSIA	
13S	26E	23	NW NW		37.0	01 IRRIGATION		(31) CASSIA	
13S	26E	23	SW NW		36.0	01 IRRIGATION		(31) CASSIA	

Total Acres: 233.0

+ - - Diversion Means - HEADGATE AND LATERALS FOR BOTH FLOOD IRR. AND SPRINKLERS

+ - - Non-Irrigation Use - NA

+ - - Other Rights for Same Use - 43-02425, 43-0342, 43-02523, 43-00140

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MAR 05 1993

Water right number - A43-10818

Prefix Translation: ADJUDICATION CLAIM

THIS CLAIM IS BASED ON DECREED RIGHTS 43-00141 AND 43-00142 FOR A
TOTAL OF 3.2 CFS OR 160 MINER'S INCHES. W/ THE SAME PRIORITY DATE
OF 6/ 1/1912.

4300141
4300142

Old Water Right Numbers

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff
ALBION-IDAHO LAND CO.

Decree Defendant
JOBE ADAMS ET AL

Decree Date
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	00/00/0000	Old Case Number	
Response Filed Date	00/00/0000	Verified Date	00/00/0000	Old Judicial District	
Claim Received Date	06/08/1989	Last Amended Date	00/00/0000	Temporary Right	P
		Receipt Number	X777777	Water District	43C
		POU Ownership Flag	Y	Federal/State Indicator	S
		Name Connector	OR	Presumption Flag	
				Notice of Error Flag	

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MAR 05 1993

Water Right Number - 43-00141

Prefix Translation: WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
Last Name - First Name - Address -
HITT J. C.

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

Priority Date - 06/01/1912 Region - 17 SOUTHERN Stage - D - DECREED Status -

Source - CASSIA CREEK
Tributary - RAFT RIVER

Tw n Rng Sec Tract lot Rflg County Point of Diversion Stream Index (Blank if no Index Code)

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 1.600

Total Div. Rate - 1.600 Total Div. Volume - Total Div. Capacity -

Tw n	Rng	Sec	Tract	lot	Rflg	County	Place of Use	Code	Description	County
13S	26E	23	NW NW				01	IRRIGATION		(31) CASSIA
13S	26E	23	SW NW				01	IRRIGATION		(31) CASSIA

- - - 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 -
ALBION-IDAHO LAND CO. JOBE ADAMS ET AL 10/18/1928

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MAR 05 1993

WATER RIGHT

+ - - Audit Fields - 02/11/86 05/28/88 CONVERT

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
Exam to S.O. Date	00/00/0000	Verified Date	03/12/1985	DLE/Carey Act	-
Order Show Cause	00/00/0000	Receipt Number		Water District	- 43C
Licensed Date	00/00/0000	Appl Received	00/00/0000	Transfer/Amended	-
Decree Date	10/18/1928	Presumption Flag	-		

MICROFILMED
MAR 05 1993



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

11-Feb-1992

ALVIN CARPENTER
HC 61 BOX 1210
MALTA ID 83342

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-00141
Identification Number Change

Dear Mr. Carpenter:

The Identification Number of your Notice of Claim to a Water Right has been changed from A43-00141 to A43-10818. The change in numbers has been done to better reflect the fact that your Notice of Claim combined Decreed rights 43-00141 and 43-00142. 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,

A handwritten signature in cursive script that reads "Jeanie".

Jeanie Robertson
Records Clerk

/jr
Enclosure:
Copy of Claim A43-10818

MICROFILMED

MAR 05 1992

04/05/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 43-10818

Owner Type Name and Address
Current Owner ALVIN CARPENTER
 2079 E 1700 S
 MALTA, ID 83342
 (208)645-2347

Priority Date: 06/01/1912
Basis: Decreed
Status: Active

Source Tributary to
CASSIA CREEK RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	3.2 CFS		
Total Diversion			3.2 CFS		

Location of Point(s) of Diversion:

CASSIA CREEK NWNWSE Sec. 22 Township 13S Range 26E CASSIA County

IRRIGATION Use:
Acre Limit: 231

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Townshi</u>	<u>Rang</u>	<u>Sectio</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
13S	26E	22		NENE	40		NWNE	33		SWNE	40		SENE	40
		23		NWNW	40		SWNW	38						

Total Acres: 231

Remarks:

1. General THIS CLAIM IS BASED ON DECREED RIGHTS 43-00141 AND 43-00142 FOR A TOTAL OF 3.2 CFS OR 160 MINER'S INCHES. W/ THE SAME PRIORITY DATE OF 6/ 1/1912.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10818

Owner Type Name and Address
Current Owner ALVIN CARPENTER
 2079 E 1700 S
 MALTA, ID 83342
 (208)645-2347

Priority Date: 06/01/1912
Basis: Decreed
Status: Active

Source Tributary to
CASSIA CREEK RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.2 CFS		

Total Diversion 3.2 CFS

Location of Point(s) of Diversion:

CASSIA CREEK	NWNESE	Sec. 21	Township 13S	Range 26E	CASSIA County
CASSIA CREEK	NENWSE	Sec. 22	Township 13S	Range 26E	CASSIA County

IRRIGATION Use:
Acre Limit: 150

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
13S	26E	22		NWSE	40									
				NESW	38		NWSW	30						
				NESE	40									
				NENE	40		NWNE	29		SENE	36		SWNE	40
		23		NWNW	39		SWNW	35						

Total Acres: 367

Conditions of Approval:

- 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:

- Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- Explanatory RIGHT NO. 43-11234 IS AN ENLARGEMENT OF THIS RIGHT AND 43-140 PURSUANT TO SECTION 42-1426, IDAHO CODE.
- Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 367 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-140, 43-2425, 43-2523, 43-10631, 43-10818, 43-11233, AND 43-11234.
- Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.80 CFS. COMBINED RIGHT NOS.: 43-140, 43-10818, AND 43-11234.
- Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.96 CFS. COMBINED RIGHT NOS.: 43-140, 43-2425, 43-2523, 43-10631, 43-10818, 43-11233, AND 43-11234.
- Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-141 and 43-142.

09/05/2000

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

RIGHT NUMBER: 43-10818

NAME AND ADDRESS: ALVIN CARPENTER
HC 61 BOX 1210
MALTA, ID 83342

VERIFIED BY *KKC*
8-5-00

SOURCE: CASSIA CREEK TRIBUTARY: Raft River

QUANTITY: 3.2 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.80 CFS. COMBINED RIGHT NOS.: 43-140, 43-10818, AND 43-11234.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.96 CFS. COMBINED RIGHT NOS.: 43-140, 43-2425, 43-2523, 43-10631, 43-10818, 43-11233, AND 43-11234.

PRIORITY DATE: 06/01/1912

POINT OF DIVERSION:	T13S R26E S21	NWNESE	Within CASSIA County
	T13S R26E S22	NENWSE	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	3.20 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R26E S22	NESE	40	T13S R26E S22	NWSE	40
T13S R26E S22	NESW	38	T13S R26E S22	NWSW	30
T13S R26E S22	NENE	40	T13S R26E S22	NWNE	29
T13S R26E S22	SENE	36	T13S R26E S22	SWNE	40
T13S R26E S23	NWNW	39	T13S R26E S23	SWNW	35

367 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 367 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-140, 43-2425, 43-2523, 43-10631, 43-10818, 43-11233, AND 43-11234.

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

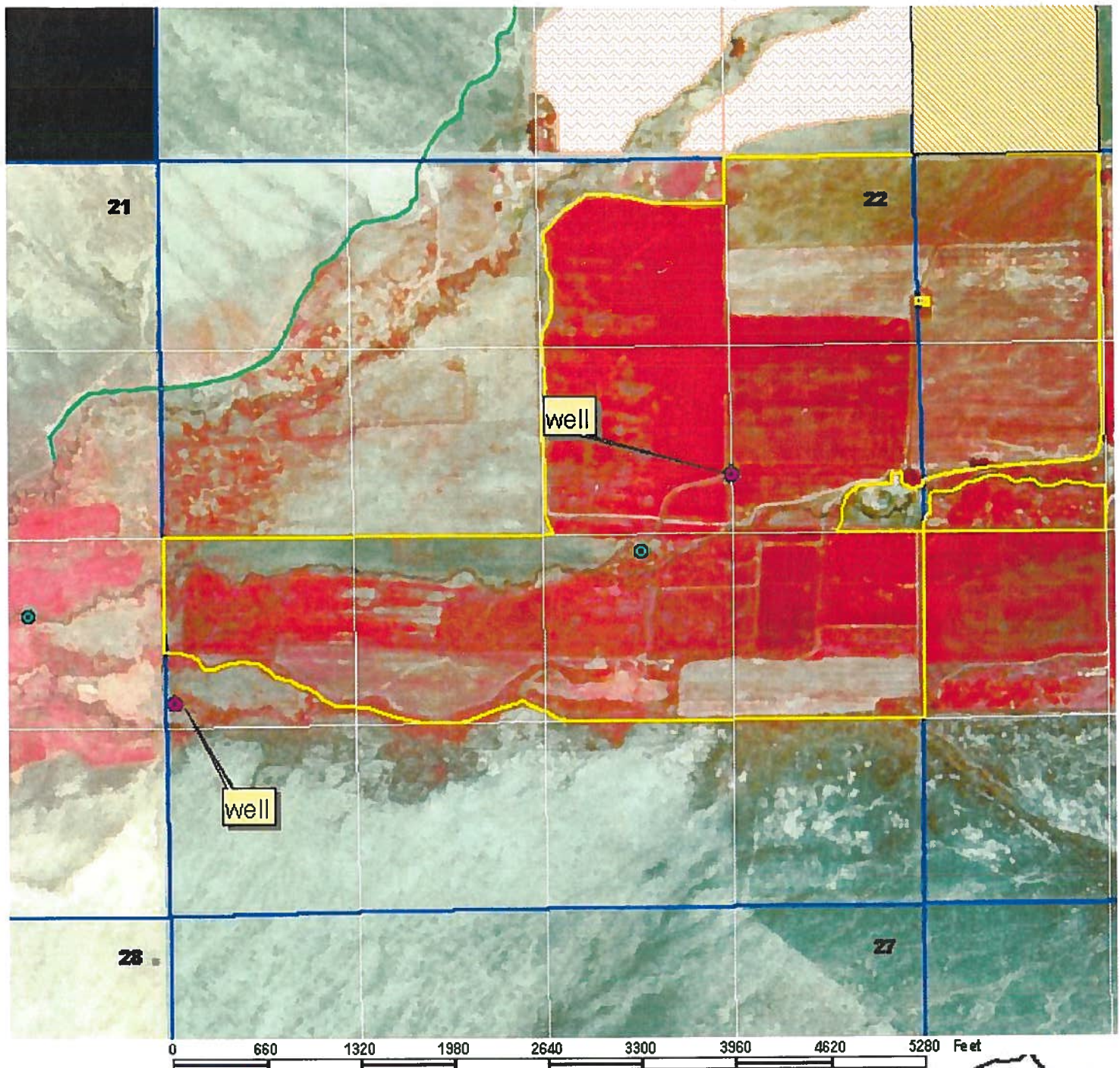
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT NO. 43-11234 IS AN ENLARGEMENT OF THIS RIGHT AND 43-140 PURSUANT TO SECTION 42-1426, IDAHO CODE.

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
43-00140, 43-02425, 43-02523,
43-10631, 43-10818, 43-11233. and 43-11234**



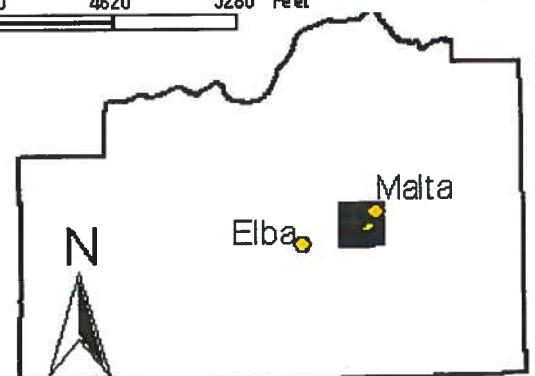
PLACE OF USE

TWP 13S, RNG 26E, SEC 22

Data entry on AUG 28, 2000

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**



CLAIM NUMBERS 43-10818DATE 8-30-00AGENT KKC

TRANSFER NUMBER

HOMESTEAD ENTRY NO.

CLAIMED ACRE TOTAL

GEOGRAPHIC INFO ACRES

2.31367

	TNS	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	13S	26E	22	40	33	40	40													80
GIS				40.3	29.3	39.5	36.2					38.4	29.7			40.2	40			
RECOM				40	29	40	36					38	30			40	40			293
CLAIM	13S	26E	23						40	38										78
GIS									39.3	34.9										~~78~~
RECOM									39	35										74
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B43-POU.SHP

Found 148ac within the deced P/U for 43-140

SHAPE NOS.

Found 69ac within enlargement/exp P/U
(claims 43-11233 & 43-11234)

43-POD.SHP

*Found 150ac within the deced P/U for 43-141 & 43-142
(claimed under 43-10818)

NOS. DESCRIPTION

total 367Sec 21NWNESEgpsed But No Site tag (P/D not used for several years)Sec 22NE/NWSEGPS R 072518BSite tag A000 4881(historical P/D) recommend both
P/D's under combined system
usage.

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

43-00140 carpenter.

SYSTEM ANALYSIS FOR

<u>43-00140, 43-10818,</u>	<u>DECEED RIGHTS</u>
<u>43-02425, 43-02523,</u>	<u>LICENSED GROUND WATER RIGHTS</u>
<u>43-10631,</u>	<u>GROUNDWATER BENEFICIAL USE RIGHT</u>
<u>43-11233</u>	<u>EXPANSION OF GROUND WATER</u>
<u>43-11234</u>	<u>ENLARGEMENT OF SURFACE WATER</u>

The system is surface water diverted into a ditch system to a pond and then pumped into a common mainline that supplies water to the entire 367 irrigated acres. This recommendation recognizes the permissible place of use and further identifies the licensed acres within each right's historical place of use.

The current system consists of a buried mainline with 2 center pivots, and hand lines. The irrigation system includes property owned and claimed separately by Todd Carpenter. This system development of joining the separate properties occurred after 1987 and is not recognized in this review. The system in 1987 included the combined mainline delivery system on Alvin Carpenter's property and was primarily a flood application system.

SURFACE WATER RIGHTS

- 43-140** was decreed on the N½S½ of sec 22. I found 148 irrigated acres within the decreed place of use. I found a point of diversion located in sec 21 (see map for details) on the Cottle property that historically diverted water from the south side of Cassia Creek into a ditch system that then flowed east southeast and formed the southern border of the irrigated property. This water was also flumed across Cassia Creek near the western border of the property in order to irrigate a portion of the decreed place of use that is north of Cassia Creek. In approximately 1982 this right was also diverted from the sec 22 diversion (see also, below) to supply water to the enlargement acres through the common mainline. I am recommending the 2.60 cfs as previously decreed.
- 43-10818** is a claim that represents a combination of decreed rights 43-00141 and 43-00142. They were originally decreed with the same priority date. I found 153 irrigated acres within the original combined decreed places of use. The original point of diversion for these rights is located in sec 22 (see map for details) and diverted water northeast from this point. This diversion currently delivers water into the pond that is a part of the combined delivery system and is also a basis for the enlargement claim. 43-141 was decreed for 1.60. 43-142 was also decreed for 1.60 cfs. The claim is for the combined rate of 3.20 cfs that I am recommending for this right.
- 43-11234** This right is for ground put into production by 1982 primarily through the common mainline system. The claim listed a 1981 priority date but Alvin Carpenter indicated that the mainline system and the irrigation of all of the claimed 69 acres were completed in 1982. Therefore I am recommending this claim with a priority date of 4-14-1982. Surface water is diverted through the Cassia Creek diversion in sec 22 and delivered to a pond and then re-lifted by a centrifugal pump into a mainline system and applied to the ground. This same system also includes the ground water rights. I am recognizing this right as valid under 43-1426 as an enlargement of 43-140, and 43-10818. No additional rate is recognized because of §42-1426. Rate calculation for the recommendation:

<u>TOTAL QUANTITY LIMIT</u>	<u>5.80 cfs</u>
<u>TOTAL IRRIGATED DECEED ACRES</u>	<u>298 acres</u>
<u>ENLARGEMENT ACRES</u>	<u>69 acres</u>
<u>TOTAL</u>	<u>367 acres</u>

5.80 cfs/367 acres = 0.0158 cfs/acre (current rate)
0.0158cfs/acre * 69 acres = <u>1.09 cfs (recommendation)</u>

GROUND WATER RIGHTS

43-2425 This right is diverted from a well in the NWSW of Sec 22 and was identified as a supplemental water source for the same place of use as the three original decreed rights. The water use has since been expanded onto the same ground claimed under 43-11234 and 43-11233. This right is tied into the common delivery system and is therefore being recommended within the PP/U and limited to the original number of licensed acres. The licensed and claimed place of use also includes all of the acres licensed under 43-02523. (see combined right analysis)

43-2523 This right is diverted from a well located near the pond used to accumulate the surface water rights and then pump that water into the common mainline system. This well is located in the SENE of sec 22. This right was originally licensed as a supplemental source for the irrigation of the same ground as the two decreed rights claimed under 43-10818. This right has also been expanded onto the same ground claimed under 43-11234 and 43-11233. This right is tied into the common delivery system and is therefore being recommended within the PP/U and limited to the original number of licensed acres. The claimed and licensed acres under this right are also part of the place of use for 43-2425. (see combined right analysis)

43-10631 This right represents ground water collected through a buried tile system running under the field in the N½SW¼ of sec 22. According to Alvin Carpenter, the tile line crossed Cassia Creek just upstream of the point of diversion in the NWSE of sec 22 and then discharged into the ditch that carries water to the pond previously described. The claim identified the SENE of sec 22 as the primary irrigated place of use. This tract is the same tract in which the pond is located.

Within the last few years, (exact date not determined) Alvin indicated that the flume was dug up by his son and the water allowed to flow into Cassia Creek a few feet upstream from the Sec 22 NWSE diversion. I found physical facts that were in line with his statements. I observed tile sections in Cassia Creek and a backhoe channel going from Cassia Creek west-southwest for approximately 100 yards to where an end of a tile section was exposed. There was a small flow coming out of the tile and the backhoe channel was full of water and/or sandy mud. There was no clearly defined bottom to the channel and a measurement was not possible under the given circumstances. At best, to currently utilize the water from this source one would have to recognize an injection into Cassia Creek with the point of re-diversion at the existing point of diversion in the NWSE of sec 22. Alvin indicated that the discharge from the tile system varies with the seasons and his irrigation practices.

I am therefore recommending this right as valid based upon the 1987 status where the tile line carried water into the ditch on the north side of Cassia Creek. Although the system capacity has not been determined, the claim was for 40 acres in the SENE of sec 22. I found 36 irrigated acres within that quarter and am therefore recommending this right for 36 acres within the PP/U and at the claimed rate of 0.60 cfs which is slightly less than one inch per acre. This right is supplemental to other rights on that same ground and when they are all combined, they are limited to the one inch to the acre. The evidence of priority indicated that the system was installed in 1928. This use was not recognized in the Jobe Adams decree, therefore I am recognizing a priority date of one day after the decree or 10-19-1928.

43-11233 This right represents the expansion of the two combined wells in a critical ground water area as identified in Idaho Code 42-1416B.

Alvin Carpenter stated that he developed the property when he purchased it in 1982. Irrigation water was delivered to the property through the buried mainline system. Therefore based upon 43-1416B this right will be recommended for a priority date of 6-30-1985. This is the same irrigated ground as identified in 43-11234. I found 69 irrigated acres based upon the 1987 aerial photography.

COMBINED RIGHT ANALYSIS The groundwater system consists of two wells licensed independently under 43-02425 and 43-02523.

43-02425 was licensed on 285 acres at 4.06 cfs and 43-02523 was licensed on 152 acres within the 285 acre place of use for 43-02425 with a diversion rate of 3.04 cfs. In 1982 the groundwater systems were tied together and applied to the 69 new acres claimed under 43-11233. The 69 acres are an expansion of both licenses.

When 43-02425 and 43-02523 are combined, they are limited to a combined total of **285 acres** as the 152 acres for 43-2523 are within the 285 acres.

As the combined acre limit is 285 acres, the limit for the combined diversion rate is;
 $285 \text{ acres} * 0.02 \text{ cfs/ac} = \mathbf{5.70 \text{ cfs}}$

43-11233 rate analysis. No additional diversion rate is being recommended for this right when combined with 43-02425 and 43-02523. The recommended diversion rate is calculated as follows;

<u>TOTAL QUANTITY LIMIT</u>	<u>5.70 cfs</u>
TOTAL IRRIGATED LICENSED ACRES	285 acres
EXPANSION ACRES	<u>69 acres</u>
TOTAL	354 acres

$5.70 \text{ cfs} / 354 \text{ acres} =$
0.016 cfs/acre (current rate)

$0.016 \text{ cfs/acre} * 69 \text{ acres} =$
1.11 cfs (recommendation)

Under 42-1416B no additional volume or diversion rate is allowable, therefore, for the combination of the **three rights** the diversion volume limit is $285 \text{ acres} * 4 \text{ af} = \mathbf{1140 \text{ af}}$ and the rate limit is the **5.70 cfs** as identified above.

SUMMARY GROUND WATER

43-02425 is limited to 285 acres within the PPU.

43-02523 is limited to 152 acres within the PPU.

43-11233 is limited to 69 acres within the PPU.

When all three rights are combined they are limited to the irrigation of 285 acres, 5.70 cfs and an annual volume of 1140 af.

SUMMARY SURFACE WATER

43-140 is limited to 148 acres within the PPU at 2.60 cfs.

43-10818 is limited to 150 acres within the PPU at 3.20 cfs.

43-10631 is limited to 36 acres within the PPU at 0.60 cfs. (the tile source right)

43-11234 is limited to 69 acres within the PPU at no additional diversion rate.

When 43-140, 43-10818 and 43-11234 are combined they are limited to the combined diversion rate of 5.80 cfs. As 43-10631 was not claimed on or as a source for the expansion acres I have not included it within the combined limitation for the 69 new acres.

As the groundwater system overlaps with the surface water system and the tile drain system, when they are all used in conjunction, they are limited to one inch per acre.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A43-10818

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	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

Electronic CVR
generated no Paper CVR.

BARCODE UPDATED
WHOM/DATE

Kelly K. Christensen

8-30-00 Sr Water Resource Agt.