

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 43-12942
Date Received: 2/8/01
Receipt No:
Received By:

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

1. Name of Claimant(s)

TERRY A SCHAEFFER Phone: (208)645-2661

1873 E NARROWS ROAD
MALTA ID USA 83342

JULIANNE ROSE SCHAEFFER Phone: (208)645-2661

1873 E NARROWS ROAD
MALTA ID USA 83342

2. Date of Priority: 03/01/1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
14S	27E	20	NW	SW		CASSIA	
14S	27E	7	SW	NE		CASSIA	

5. Description of diverting works:

CEMENT HEADGATE W/10' DIA. METAL WEIR TO COLLECT &; SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/01	0.145	

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

8. Total consumptive use:

9. Non-irrigation uses:

43-12942

02/08/2001

1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13S	27E	31	NE	SW	IRRIGATION	8
Section Acres						8
Total Acres						8

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

This is a portion of 43-171D, split through an oiwnership change.

15. Basis of Claim: Decreed

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0.145 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

43-12942

02/08/2001

1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13S	27E	31	NE	SW	IRRIGATION	8
					Section Acres	8
					Total Acres	8

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

This is a portion of 43-171D, split through an oiwnership change.

15. Basis of Claim: Decreed

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

RECEIVED
 APR 17 2000
 Department of Water Resources
 Southern Region

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

1. Water Right Number(s) _____
 Adjudication Claim Number(s) A43-02562, A43-00171D, A43-00178H

 2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

 3. Name and Address of Former Owner/Claimant(s) Terry A. & Julianne Rose Schaeffer

 4. New Owner/Claimant(s) Alan J. & Beverly K. Harper
 Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 2436 E. Pierce Lane
 City, State and ZIP Code Malta, ID 83342
 New Telephone Number (208) 645-2333

 5. Date you acquired the property April 13, 2000

 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.
- *See attached
- Number of acres actually irrigated _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date 4/13/2000
 Date 4-13-00

 8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

12
61.5

13
10

30

127

FSA MAP

67

T1896



42.0

T1599

2
62.2



1
30.0

3
22.0

4
33.9

T2021

2
52.2

3
25.9

5
45.0



T8408

4
37.8

6

5
25.0

6
30.0

1
59.8

3

NE SW & NW SW 31-13-27

Transfer 81 acres to Alan J. & Beverly K. Harper
from 2.14 CFS and 118 acres originally

81 acres = 1.46 CFS from Adjudication No.'s A43-00178H, A43-00171D, A43-02562

Transfer 31 acres to D. Jay Harper in SW NE 31-13-27

from 2.14 CFS and 118 acres originally

31 acres = .56 CFS from Adjudication No.'s A43-00178H, A43-00171D, A43-02562

See A43-00177G also.

Keeping 10.00 acres

from 2.14 CFS and 118 acres originally

5.62 = .012 CFS

Part of NE SW

268648

WARRANTY DEED

#32836

For Value Received

TERRY A. SCHAEFFER and ROSE SCHAEFFER, Husband and Wife

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

ALAN J. HARPER and BEVERLY K. HARPER, Husband and Wife

Address: 2436 E. PIERCE LN., MALTA, ID 83342

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

See attached Exhibit

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water license No.'s A43-02562, A43-00171D, A43-00178H.

SUBJECT TO:

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

Taxes for 2000 and subsequent years, a lien, but not yet due or payable.

Reservation contained in Special Warranty Deed, recorded April 24, 1957 as Instrument No. 193312 in Book 59 of Deeds on Page 311, records of Cassia County Idaho.

Oil, Gas And Mineral Lease, dated November 14, 1973 and recorded November 21, 1973 as Instrument No. 73480 on Film No. 85, records of Cassia County, Idaho.

Agreement For Purchase of Power, dated April 21, 1971 and recorded December 16, 1977 as Instrument No. 103564 on Film No. 113, records of Cassia County, Idaho.

Agreement For Purchase of Power, dated May 22, 1978 and recorded December 13, 1978 as Instrument No. 112836 on Film No. 122, records of Cassia County, Idaho.

Reservation in Warranty Deed, dated June 21, 1972 and recorded January 11, 1988 as Instrument No. 193046 on Film No. 195, records of Cassia County, Idaho.

A Real Estate Mortgage For Idaho with Addendum to Real Estate Mortgage attached, in favor of the United States of America acting through the Farmers Home Administration dated August 9, 1989 and recorded August 9, 1989 as Instrument No. 203375 on Film No. 209, records of Cassia County, Idaho, which the grantees by acceptance of this deed assume and agree to pay the balance thereof.

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

Exhibit "A"

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: NE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 3, EXCEPTING therefrom the following described tracts:

TRACT NO. 1:

Beginning at the W $\frac{1}{4}$ section corner of said Section 31, said corner marked by a U.S. General Land Office iron pipe with brass cap; Thence South 00°02'41" West along the West line of Section 31 for a distance of 467.47 feet to the Point of Beginning;
Thence South 89°58'42" East for a distance of 40.13 feet to a $\frac{1}{2}$ inch rebar;
Thence South 89°58'42" East for a distance of 276.83 feet to a $\frac{1}{2}$ inch rebar;
Thence South 01°03'33" West for a distance of 789.97 feet to a $\frac{1}{2}$ inch rebar;
Thence North 89°58'42" West for a distance of 275.71 feet to a $\frac{1}{2}$ inch rebar;
Thence North 89°58'42" West for a distance of 27.26 feet to the West line of Section 31;
Thence North 00°02'41" East along the West line of Section 31 for a distance of 789.84 feet to the Point of Beginning.

TRACT NO. 2:

Beginning at the W $\frac{1}{4}$ section corner of said Section 31, said corner marked by a U.S. General Land Office iron pipe with brass cap which shall be the Point of Beginning;
Thence South 89°51'37" East along the North line of U.S. Government Lot 3 for a distance of 325.22 feet;
Thence South 01°03'33" West for a distance of 32.50 feet to a $\frac{1}{4}$ inch rebar;
Thence South 01°03'33" West for a distance of 434.37 feet to a $\frac{1}{2}$ inch rebar;
Thence North 89°58'42" West for a distance of 276.83 feet to a $\frac{1}{2}$ inch rebar;
Thence North 89°58'42" West for a distance of 40.13 feet to the West line of Section 31;
Thence North 00°02'41" East along the West line of Section 31 for a distance of 467.47 feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: The South 40 feet of Lot 2 and the South 40 feet of the SE $\frac{1}{4}$ NW $\frac{1}{4}$

Together with a 40 foot wide access easement for ingress and egress over and across the North 40 feet of the following described property:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: Beginning at the W $\frac{1}{4}$ section corner of said Section 31, said corner marked by a U.S. General Land Office iron pipe with brass cap which shall be the Point of Beginning;
Thence South 89°51'37" East along the North line of U.S. Government Lot 3 for a distance of 325.22 feet;
Thence South 01°03'33" West for a distance of 32.50 feet to a $\frac{1}{4}$ " rebar;
Thence South 01°03'33" West for a distance of 434.37 feet to a $\frac{1}{2}$ ' rebar;
Thence North 89°58'42" West for a distance of 276.83 feet to a $\frac{1}{2}$ ' rebar;
Thence North 89°58'42" West for a distance of 40.13 feet to the West line of Section 31;
Thence North 00°02'41" East along the West line of Section 31 for a distance of 467.47 feet to the Point of Beginning.

Dated: April 13, 2000

Terry A. Schaeffer
TERRY A. SCHAEFFER

Rose Schaeffer
ROSE SCHAEFFER

STATE OF IDAHO)

COUNTY OF CASSIA)

ss.

On this 13th day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared TERRY A. SCHAEFFER and ROSE SCHAEFFER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Terri McBride
Notary Public
State of Idaho

Terri McBride
Notary Public

Residing at: Lupari

My Commission expires: 2/3/2002

268648

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY

RECORDER

FEE 1.00 DEPUTY DA

00 APR 13 PM 4 06

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

DATA EN. BY

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: A43-00171D
Date Received: 3/23/1990 **B**
Receipt No: X111111
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-334-1577
Address: USDA, FMHA
3232 ELDER ST.
BOISE, ID 83705

2. Date of Priority: MAR 01, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	27E	7	SW	NE			CASSIA
		20	NW	SW			CASSIA

5. Description of diverting works:
CEMENT HEADGATE W/10' DIA. METAL WEIR TO COLLECT & SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	2.140		

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

8. Total consumptive use is 354.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	27E	31	SW	NE		IRR	31.0
			NE	SW		IRR	39.0
			NW	SW		IRR	48.0

A43-00171D

Page 1

Date: 05/30/90

10. Place of Use: Continued

Section Acres 118.0

Total Acres 118.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-02562 & A43-00178B

14. Remarks:

5. CON'T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1" PER ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

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 _____

NOV 08 1989

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 A43-00171P

Date Received

Receipt Number

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

ORIGINAL

Please type or print clearly

1. Name of Claimant (s) United States of America (USDA - FmHA) Phone (208) 334-1577Mailing Address State Director, FmHA 3232 Elder St. Boise ^{Idaho} Zip 837052. Date of Priority (Only one (1) per claim) March 1, 18833. Source of water supply (a) Raft River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 14S Range 27E Section 7,
_____ 1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of CassiaAdditional points of diversion if any: Twn 14S, R-27E, Sec 20, NWSW

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.

~~with 10' diameter Metal~~ Cement headgate
with 10' diameter Metal weir to collect and spread
water through dirt Ditches

m/s

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr 1 to Oct 1 amount 2.14 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.14 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 354 acre feet per annum.

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

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	27E	31			31						39	48							118

Total number of acres irrigated 118

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
A 43-02562 and A43-00178B or None ()

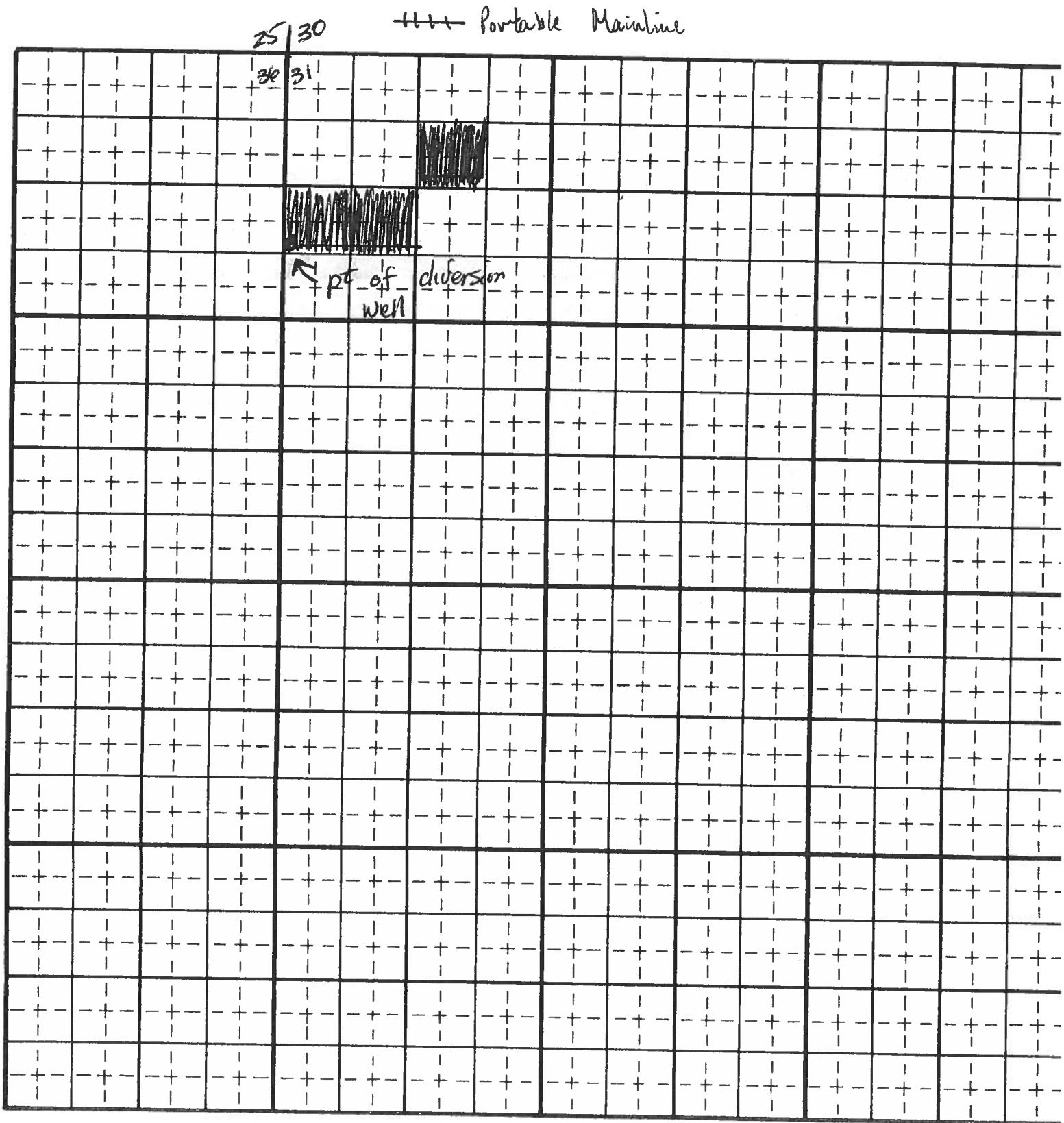
14. Remarks: Original pth of diversion used, Groundwater
also used on acres. Claimed 1" per Acre

Last Name USDA - Fm 1A Ident No. _____
(Keetch)

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 USA - Fmth Ident No. _____
(Ketch)

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number 43-00171 (portion)
Court District Court Case Number 992 Decree Date 4-12-29
Plaintiff vs Defendant Albion-Idaho Land Co. vs. Jobe Adams

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 3

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

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

For Organizations: I do solemnly swear or affirm that I am County Supervisor
of USDA/FmHA Rupert Ida , that I have signed the foregoing
document in the space below as County Supervisor of USDA/FmHA
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Dee Heamons
Title and Organization County Supervisor Date 4/21/89

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

Subscribed and sworn (or affirmed) before me this 21st day of April 1989

SEAL

Notary Public Dee Heamons

Residing at Burley, Ida

My Commission Expires 4-7-92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Peter Monson 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 _____

Indian Resource Section
Land of Natural Resources Section
U.S. Dept. of Justice
P.O. Box 44378
Washington D.C. 20026-4378

Last Name U.S.D.A. FmHA Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 43-00171
Adj. Flag Translation: Standard Water Right Number
Old (D) Number -
*** C - CURRENT OWNER ***
WARR
CHARLES, ET. AL.
1 -
2 -
3 -
City-
Phone -
State- Zip-
WARR, ET. AL.
CHARLES
1 -
2 -
3 -
City-
Phone -
State- Zip-

*** O - ORIGINAL OWNER ***
INTERNATIONAL MORTGAGE BANK

Priority Date - +
03/01/1883
+ - - - Region - - - +
17
+ - - - Stage - - - +
D - DECREED
+ - - - Status - - - +

Source - - - - -
RAFT RIVER
Tributary - - - - -
SNAKE RIVER
Twn Rng Sec Tract Lot Rflg
14S 27E 7 SW NE
14S 27E 20 NW SW
(31) CASSIA
(31) CASSIA
Point of Diversion
County

Code Description Period From Period To Water Use
01 - IRRIGATION 04/01 10/01
+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +
10.000
10.000

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
13S	26E	25	SE SE			01	IRRIGATION	(31) CASSIA
13S	27E	30	SW SW			01	IRRIGATION	(31) CASSIA
13S	27E	30	SE SW	4		01	IRRIGATION	(31) CASSIA
13S	27E	31	NE NE			01	IRRIGATION	(31) CASSIA
13S	27E	31	NW NE			01	IRRIGATION	(31) CASSIA
13S	27E	31	NE NW			01	IRRIGATION	(31) CASSIA
13S	27E	31	NW NW			01	IRRIGATION	(31) CASSIA
13S	27E	31	SW NW	1		01	IRRIGATION	(31) CASSIA
13S	27E	31	SE NW	2		01	IRRIGATION	(31) CASSIA

Water right number - 43-00171 Adj. flag translation: Standard Water Right Number

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
13S	27E	31	NE SW				01	IRRIGATION	(31) CASSIA
13S	27E	31	NW SW	3			01	IRRIGATION	(31) CASSIA
13S	27E	31	SW SW	4			01	IRRIGATION	(31) CASSIA
13S	27E	31	SE SW				01	IRRIGATION	(31) CASSIA

Total Acres:

- - - Diversion Means -
- - - Non-Irrigation Use -
- - - Other Rights for Same Use -

SEE TRANSFERS #665 & 2505
Remarks - - - - -

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

- - - Decree Plaintiff - - - +
ALBION-IDAHO LAND CO.
JOBE ADAMS ET AL
+ - - Decree Defendant - - - +
+ - - Decree Date - +
10/18/1928

- - - Audit Fields -
- - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 05/06/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 43B
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	- T
Decree Date	- 10/18/1928				

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0728NP
(OD-124)

Water Right Number - A43-00171D	Prefix Translation:	ADJUDICATION CLAIM	Old (D) Number -
+ - - - - Last Name - - - +	+ - First Name - - +	+ - - - - Address - - - - - +	- - - - - +
*** C - CURRENT OWNER *** AMERICA, ACTING THROUGH	UNITED STATES OF	1 - USDA, FMHA 2 - 3232 ELDER ST. 3 - City- BOISE Phone - 208-334-1577	State- ID Zip- 83705
*** O - ORIGINAL OWNER *** INTERNATIONAL MORTGAGE BANK		1 - 2 - 3 - City- N/A Phone - 208-000-0000	State- ID Zip- 00000
WARR	CHARLES, ET. AL.	1 - 2 - 3 - City- N/A Phone - 208-000-0000	State- ID Zip- 00000
WARR, ET. AL.	CHARLES	1 - 2 - 3 - City- N/A Phone - 208-000-0000	State- ID Zip- 00000
SPLIT RIGHT		1 - 2 - 3 - City- N/A Phone - 208-000-0000	State- ID Zip- 00000
*** K - ALSO KNOWN AS *** U.S. DEPT. OF AGRICULTURE		1 - FARMERS HOME ADMINISTRATION 2 - 3232 ELDER ST. 3 - City- BOISE Phone - 208-334-1577	State- ID Zip- 83705
FMHA		1 - 2 - 3 - City- XXXXX Phone - 208-000-0000	State- ID Zip- 00000
*** A - ATTORNEY *** MONSON, ESQ.	PETER	1 - INDIAN RES. SEC., LAND & NAT. 2 - RES. SEC., US DEPT. OF JUSTICE 3 - P.O. BOX 44378 City- WASHINGTON Phone - 208-000-0000	State- DC Zip- 20026
+ - - Priority Date - - + 03/01/1883	+ - - Region - - + 17 SOUTHERN	+ - - Stage - - + D - DECREED	+ - - Status - - - +

Water right number - A43-00171D Prefix Translation: ADJUDICATION CLAIM

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

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

14S 27E 7 SW NE (31) CASSIA
14S 27E 20 NW SW (31) CASSIA

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

01 - IRRIGATION 04/01 10/01 2.140

+ - - - - - + - - - - - Total Div. Volume - + - - - - - Total Consumptive Use - + - - - - - KW Usage - +
2.140 354.0

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

13S 27E 31 SW NE 31.0 01 IRRIGATION (31) CASSIA
13S 27E 31 NE SW 39.0 01 IRRIGATION (31) CASSIA
13S 27E 31 NW SW 48.0 01 IRRIGATION (31) CASSIA

Total Acres: 118.0

+ - - - - - Diversion Means - CEMENT HEADGATE W/10' DIA. METAL WEIR TO COLLECT &; SEE REMARKS

+ - - - - - Non-Irrigation Use -

+ - - - - - Other Rights for Same Use - A43-02562 & A43-00178B

+ - - - - - - - - - - - Remarks - - - - - +
5. CON'T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1" PER ACRE.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
4300171

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

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

43-14-1 (2)

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF IDAHO,
SOUTHERN DIVISION.

ALBION-IDAHO LAND COMPANY,
a corporation,

Plaintiff,

-vs-

JOBE ADAMS, et al,

Defendants.

DECREE #992.

U. S. DISTRICT COURT
SOUTHERN DIVISION
M. Franklin

WHEREAS, on the 17th day of May, 1922, the plaintiff, Albion-Idaho Land Company duly filed its complaint in equity in the above entitled court, which said cause was entitled the Albion-Idaho Land Company, a corporation, complainant versus Jobe Adams and numerous others as defendants, and

WHEREAS, by order of the Court duly made and entered the title of said cause was designated as Albion-Idaho Land Company versus Jobe Adams, et al, and was docketed and all proceedings were had under said title, and

WHEREAS, on the said 22nd day of May, 1922, the said complainant caused to be filed with the Clerk of the United States District Court for said District its lis pendens, and caused the same to be thereafter, on the 30th day of June, 1922, to be duly filed of record with the County Recorder of Cassia County, Idaho, and said lis pendens was on said day duly recorded in Book 1, of lis pendens on Pages 211-2-3-4 of the records of said County, and

WHEREAS, thereafter due and regular service of summons was made upon all parties mentioned in said complaint, either personally or by due publication as shown by the records and files in said action, and

WHEREAS, the following named defendants, Jobe Adams, Mrs. Jobe Adams, wife of Jobe Adams, Myrum Andrews, Virginia Andrews, Orlando Bateman, Ella Bateman, Harry Branscom, Peggie Branscom, Sarah Boulware, Henry E. Bigler, Mary Ann Bigler, Osmer W. Ball, Mrs. Osmer W. Ball, James Badger, Lillian Badger, Max C. Barnes, Rose Barnes,

International Mortgage Bank

1883-Sept. 11 1883 1.6 s.f. c¹¹
Trans 957

To be diverted from Raft River for the irrigation of S₁SE₄, NW₁SE₄, SE₁NE₄, Sec. 25, Twp. 9 S. R. 27 E.B.M.

1883-Apr. 30 1883 1.2 s.f. c¹¹
Trans 957

To be diverted from Raft River for the irrigation of E₁NE₄, NW₁NE₄, SE₁NW₄, SW₁NE₄, Sec. 25, Twp. 9 S. R. 27 E.B.M.

1871-Apr. 1 1871 4.5 s.f. c¹¹

To be diverted from Raft River, continuous flow - From Apr. 30 to July 1 each year, for the irrigation of SE₁NE₄, NE₁NE₄, NW₁SE₄, Sec. 7, Twp. 14 S. R. 27 E.B.M.

43 0165 3.2 s.f.

1871-Apr. 1 1871 3.2 s.f. c¹¹

To be diverted from Raft River, April 1 to July 1 each year, for the irrigation of E₁SE₄, Sec. 6, W₁SE₄, Sec. 5, Twp. 14 S. R. 27 E.B.M.

1871-Apr. 1 1871 3.2 s.f. c¹¹

To be diverted from Raft River, April 1 to July 1 each year, for the irrigation of NE₁, Sec. 6, Twp. 14 S. R. 27 E.B.M.

1879-Apr. 1 1879 9.6 s.f. c¹¹

To be diverted from Raft River, July 1 to Oct. 1 each year, for the irrigation of all of the above described land.

1879-June 1 1879 12.8 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of E₁NW₄, Sec. 5, NW₁ and SW₁, Sec. 8, W₁NW₄ and W₁SW₄, Sec. 17 and W₁NW₄, Sec. 20, Twp. 14 S. R. 27 E.B.M.

1881-Apr. 43 0170 2.4 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SE₁NE₄, E₁NE₄, Sec. 5, Twp. 14 S. R. 27 E.B.M.

1883-Mar. 43 0171 10 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SW₁, W₁NW₄, Sec. 31, S₁SW₄, Sec. 30, Twp. 13 S. R. 27 E.B.M., SE₁SE₄, Sec. 25, Twp. 13 S. R. 26 E.B.M., and E₁NW₄, Sec. 6, Twp. 14 S. R. 27 E.B.M.

1879-Apr. 1 1879 3.2 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SW₁SW₄, Sec. 29, W₁NW₄, NW₁SW₄, Sec. 32, Twp. 14 S. R. 27 E.B.M.

INTERNATIONAL MORTGAGE BANK

By Carson M. Kimball
Attorney

NORTH AMERICAN MORTGAGE COMPANY
AND J. P. FABRICK

By Jay L. Dawsoning
Attorney

OREGON MORTGAGE COMPANY

By Scutphen & Scutphen
Attorney

PORTLAND MORTGAGE COMPANY

By Scutphen & Scutphen
Attorney

LOUIS J. GUNNELL,
SARAH H. GUNNELL,
BENJAMIN WILLMORE.

By C. W. Thomas
Attorney

UNITED STATES OF AMERICA

DISTRICT OF IDAHO } ss

I, W. D. McREYNOLDS, CLERK OF THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO,
DO HEREBY CERTIFY THAT THE FOREGOING COPY OF Amendments to deeds
IS A CORRECT TRANSCRIPT OF THE ORIGINAL AS THE SAME APPEARS OF RECORD AND ON FILE IN MY OFFICE.

WITNESS MY HAND AND THE SEAL OF SAID COURT THIS APR 12 1929

W. D. McReynolds CLERK
BY _____ DEPUTY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 43-171E

WATER RIGHT NUMBER: 43-171E

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|---|
| Original Owner | UNITED STATES OF AMERICA ACTING THROUGH
USDA FARM SERVICE AGENCY
9173 W BARNES STE B
BOISE, ID 83709-1555
(208)378-5650 |
| Original Owner | US DEPT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
9173 W BARNES STE B
BOISE, ID 83709-1555
(208)378-5650 |
| Original Owner | PETER C MONSON
US DEPT OF JUSTICE
INDIAN RES SEC LND & NAT RES
999 18TH ST STE 945
DENVER, CO 80202
(303)294-1950 |
| Current Owner | JULIANNE ROSE SCHAEFFER
1873 E NARROWS RD
MALTA, ID 83342
(208)645-2661 |
| Current Owner | UNITED STATES OF AMERICA ACTING THROUGH
USDA FARM SERVICE AGENCY
9173 W BARNES STE B
BOISE, ID 83709-1555
(208)378-5650 |
| Original Owner | INTERNATIONAL MORTGAGE BANK

, ZZ |
| Current Owner | TERRY A SCHAEFFER
1873 E NARROWS RD
MALTA, ID 83342
(208)645-2661 |
| Original Owner | CHARLES WARR ET AL

, ID |

Priority Date: 03/01/1883

Basis: Decreed

Status: See Remarks

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

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION | 4/01 to 10/01 | 0.160 CFS | |
| | <u>Total Diversion:</u> | 0.160 CFS | |

Location of Point(s) of Diversion

| | | |
|---------------|------------|------------------------------------|
| RAFT RIVER | SW1/4NE1/4 | Sec. 7, Twp 14S, Rge 27E, B.M. |
| CASSIA County | | |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 43-171E

RAFT RIVER TRUMP 1 171E

NW1/4SW1/4

Sec. 20, Twp 14S, Rge 27E, B.M.

CASSIA County

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| 13S | 27E | 31 | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | 8.0 |
| | | | | | | | | | | | | | | | | | | | 8.0 |

Total Acres: 8

Conditions of Approval:Remarks:

5. CON'T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1" PER ACRE.
***** OWNERSHIP CHANGE FROM USDA, FMHA TO TERRY AND ROSE
SCHAEFFER.
QUITCLAIM DEED SUBMITTED WITH FORM. 2/29/00 jr ***** OWNERSHIP
CHANGE/SPLIT***** OWNERSHIP CHANGE FROM SCHAEFFER
TO HARPER FOR PORTION OF RIGHT. COPY OF WARRANTY DEED SUBMITTED WITH
FOR.
4/21/00 jr
REAPPORTIONED SPLIT, SEE 43-12942.

Comments:Dates and Other Information:

Claim Received Date: 3/23/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

VERIFIED BY

02/09/2001

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

RIGHT NUMBER: 43-12942

NAME AND ADDRESS: JULIANNE ROSE SCHAEFFER
TERRY A SCHAEFFER
1873 E NARROWS ROAD
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.12 CFS

WHEN COMBINED THE FOLLOWING RIGHT NOS. SHALL PROVIDE NO
MORE THAN .02 CFS PER ACRE.: 43-02562A, 43-12939, & 43-12942.

PRIORITY DATE: 03/01/1883

POINT OF DIVERSION: T14S R27E S7 NWSWNE Within CASSIA County
T14S R27E S20 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------|---------------|----------|
| IRRIGATION | 04-01 10-01 | 0.12 CFS |

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN
AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED.
THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 1 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS
RIGHT.

PLACE OF USE:

IRRIGATION Within CASSIA County
T13S R27E S31 LOT 3 NWSW 8

8 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-02562A, 43-12939, & 43-12942.

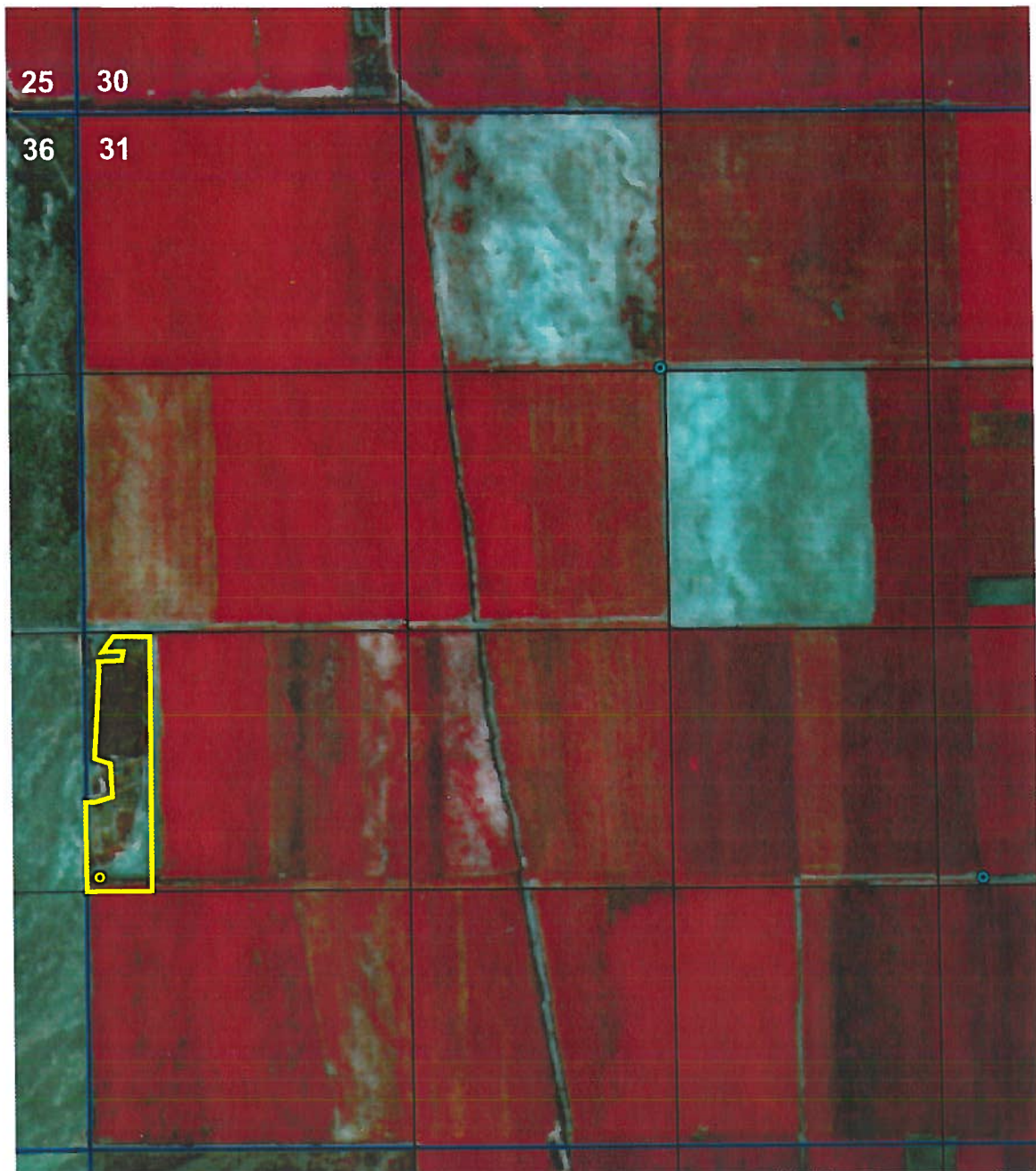
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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
Water Right 43-12942

Idaho Department of Water Resources

43-02562A, 43-12939, & 43-12942



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON FEB. 9, 2001
TWP 13S, RNG 27E, SEC. 31

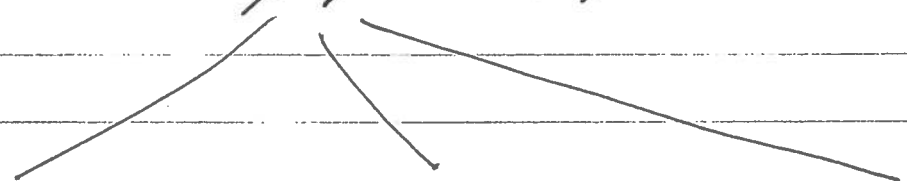


- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

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

A43-00171D 3/1/1883 2.14 cfs 118 Ac

- Decreed POU was only appurtenant to 87 Ac.
- diversion rate should only total 1.7 cfs
- land was sold and split three ways.
- originally, claimants expressed interest in amending their claims so only "water rights" appurtenant to the part they were buying would be claimed
- some splits and amended claims were created and sent out, but never returned
- recommend proportional splits to all



| | | |
|---------------------------|----------------------------|----------------------------|
| 43-12942 | 43-12943 | 43-12944 |
| .12 cfs | .43 cfs | 1.14 cfs |
| 8 Ac. | 30 Ac. | 79 Ac. |
| $(1.7 \div 118 \times 8)$ | $(1.7 \div 118 \times 30)$ | $(1.7 \div 118 \times 79)$ |

02/08/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 43-171E

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|--|
| Current Owner | JULIANNE ROSE SCHAEFFER |
| Current Owner | TERRY A SCHAEFFER
1873 E NARROWS ROAD
MALTA, ID 83342
(208)645-2661 |
| Original Owner | PETER MONSON |
| Original Owner | CHARLES ET AL WARR
INDIAN RES SEC LND & NAT RES
US DEPT OF JUSTICE
999 18TH ST STE 945
DENVER, CO 80202
(303)294-1950 |
| Original Owner | US DEPT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
3232 ELDER ST
BOISE, ID 83705
(208)334-1577 |
| Original Owner | UNITED STATES OF AMERICA ACTING THROUGH
USDA FMHA
3232 ELDER ST
BOISE, ID 83705
(208)334-1577 |
| Original Owner | FMHA |
| Original Owner | INTERNATIONAL MORTGAGE BANK
USDA FMHA
3232 ELDER ST
XXXXXX, ID |

Priority Date: 03/01/1883

Basis: Decreed

Status: **See Remarks**

| <u>Source</u> | <u>Tributary to</u> |
|---------------|---------------------|
| RAFT RIVER | SNAKE RIVER |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|--------------------|
| IRRIGATION | 4/01 | 10/01 | 0.16 CFS | | |
| Total Diversion | | | 0.16 CFS | | |

Location of Point(s) of Diversion:

| | | | | | |
|------------|------|---------|--------------|-----------|---------------|
| RAFT RIVER | SWNE | Sec. 07 | Township 14S | Range 27E | CASSIA County |
| RAFT RIVER | NWSW | Sec. 20 | Township 14S | Range 27E | CASSIA County |

IRRIGATION Use:
Acre Limit: 8

Water Right 43-171E

Place(s) of use:

| Place of Use Legal Description: IRRIGATION | | | | | | CASSIA County | | | | | |
|--|-------|---------|-----|-------|-------|---------------|-------|-------|-----|-------|-------|
| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
| 13S | 27E | 31 | | NWSW | 8 | | | | | | |

Total Acres: 8

Remarks:

1.
5. CONT: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES. CLAIMED 1" PER ACRE.
***** OWNERSHIP CHANGE FROM USDA, FMHA TO TERRY AND ROSE SCHAEFFER.
QUITCLAIM DEED SUBMITTED WITH FORM. 2/29/00 jr *****OWNERSHIP
CHANGE/SPLIT***** OWNERSHIP CHANGE FROM SCHAEFFER TO
HARPER FOR PORTION OF RIGHT. COPY OF WARRANTY DEED SUBMITTED WITH FOR.
4/21/00 jr
REAPPORTIONED SPLIT, SEE 43-12942.

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): X111111
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

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: **A43-00171E**
Date Received: 3/23/1990
Receipt No: X111111
Received By: ownership change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TERRY A SCHAEFFER 208-645-2661
Address: 1873 E NARROWS ROAD
MALTA ID 83342
AND/OR
Name: JULIANNE ROSE SCHAEFFER 208-645-2661
Address: 1873 E NARROWS ROAD
MALTA ID 83342

2. Date of Priority: MAR 1, 1883

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14S | 27E | 7 | SW | NE | | | CASSIA |
| | | 20 | NW | SW | | | CASSIA |

5. Description of diverting works:
CEMENT HEADGATE W/10' DIA. METAL WEIR TO COLLECT &; SEE REMARKS

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/01 | 0.160 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 13S | 27E | 31 | NW SW | | IRR | 8.0 |
| Section Acres | | | | | | 8.0 |
| Total Acres | | | | | | 8.0 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-02562A

14. Remarks:

5. CON'T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1" PER ACRE.

OWNERSHIP CHANGE FROM USDA, FMHA TO TERRY AND ROSE SCHAEFFER.
QUITCLAIM DEED SUBMITTED WITH FORM. 2/29/00 jr
*****OWNERSHIP CHANGE/SPLIT*****
OWNERSHIP CHANGE FROM SCHAEFFER TO HARPER FOR PORTION OF RIGHT.
COPY OF WARRANTY DEED SUBMITTED WITH FOR. 4/21/00 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake 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: _____

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

RECEIVED
APR 17 2000
Department of Water Resources
Southern Region

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

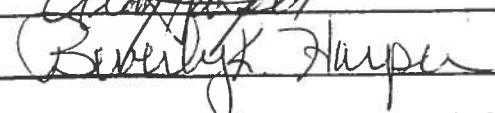
1. Water Right Number(s) _____
Adjudication Claim Number(s) A43-02562, A43-00171D, A43-00178H
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (former ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Terry A. & Julianne Rose Schaeffer
4. New Owner/Claimant(s) Alan J. & Beverly K. Harper
 Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
 New Mailing Address 2436 E. Pierce Lane
 City, State and ZIP Code Malta, ID 83342
 New Telephone Number (208) 645- - 2333
5. Date you acquired the property April 13, 2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.

*See attached

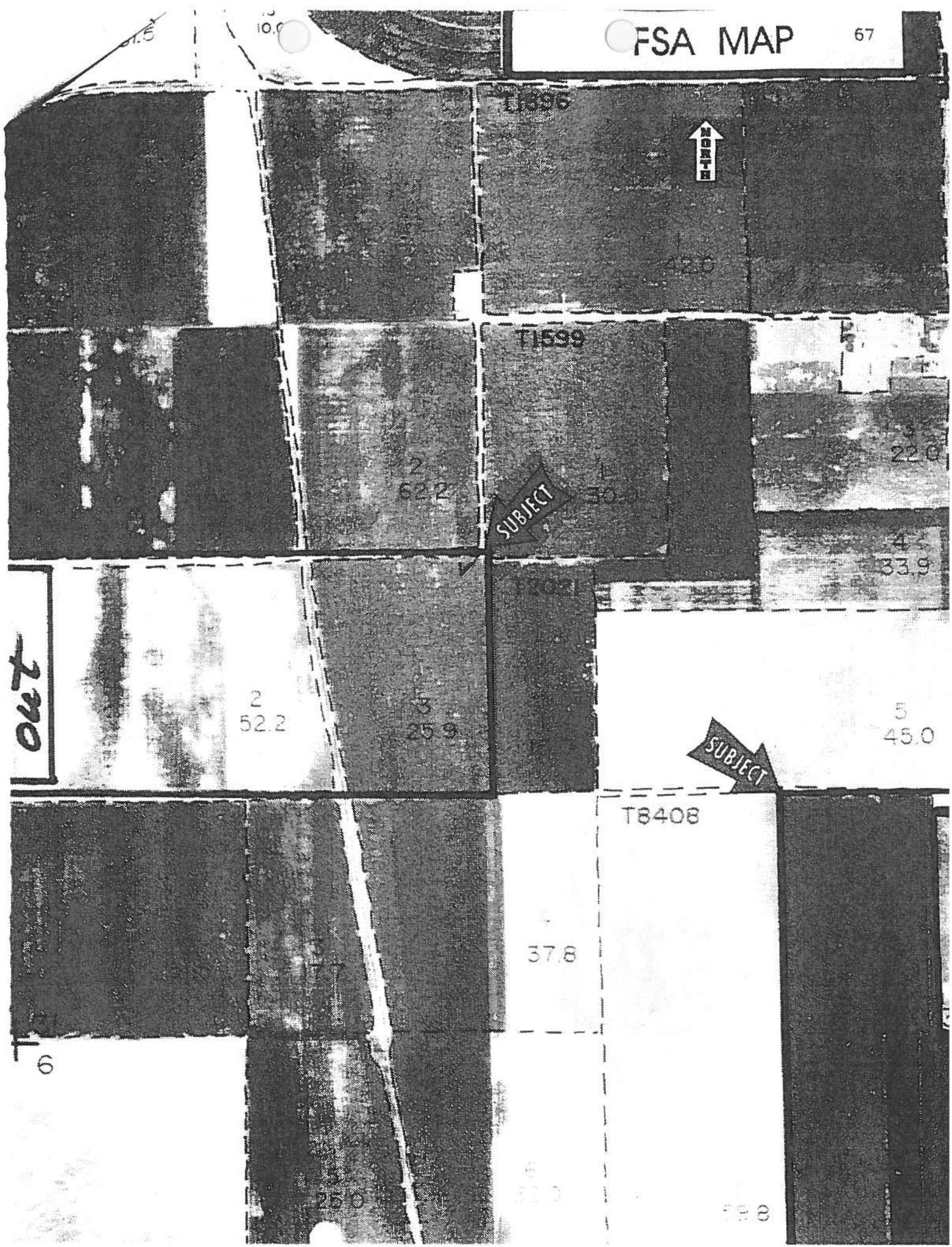
Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CPS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s)  Date 4/13/2000
 Date 4-13-00

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by attorney.



& NW SW 31-13-27

Transfer 81 acres to Alan J. & Beverly K. Harper
from 2.14 CFS and 118 acres originally

31 acres = 1.46 CFS from Adjudication No.'s A43-00178H, A43-00171D, A43-02562

Transfer 31 acres to D. Jay Harper in SW NE 31-13-27

from 2.14 CFS and 118 acres originally

31 acres = .56 CFS from Adjudication No.'s A43-00178H, A43-00171D, A43-02562

See A43-00177G also.

Keeping 10.00 acres

from 2.14 CFS and 118 acres originally

5.62 = .012 CFS

Part of NE SW

For Value Received

TERRY A. SCHAEFFER and ROSE SCHAEFFER, Husband and Wife

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

ALAN J. HARPER and BEVERLY K. HARPER, Husband and Wife
Address: 2436 E. PIERCE LN., MALTA, ID 83342

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

See attached Exhibit

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water license No.'s A43-02562, A43-00171D, A43-00178H.

SUBJECT TO:

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

Taxes for 2000 and subsequent years, a lien, but not yet due or payable.

Reservation contained in Special Warranty Deed, recorded April 24, 1957 as Instrument No. 193312 in Book 59 of Deeds on Page 311, records of Cassia County Idaho.

Oil, Gas And Mineral Lease, dated November 14, 1973 and recorded November 21, 1973 as Instrument No. 73480 on Film No. 85, records of Cassia County, Idaho.

Agreement For Purchase of Power, dated April 21, 1971 and recorded December 16, 1977 as Instrument No. 103564 on Film No. 113, records of Cassia County, Idaho.

Agreement For Purchase of Power, dated May 22, 1978 and recorded December 13, 1978 as Instrument No. 112836 on Film No. 122, records of Cassia County, Idaho.

Reservation in Warranty Deed, dated June 21, 1972 and recorded January 11, 1988 as Instrument No. 193046 on Film No. 195, records of Cassia County, Idaho.

A Real Estate Mortgage For Idaho with Addendum to Real Estate Mortgage attached, in favor of the United States of America acting through the Farmers Home Administration dated August 9, 1989 and recorded August 9, 1989 as Instrument No. 203375 on Film No. 209, records of Cassia County, Idaho, which the grantees by acceptance of this deed assume and agree to pay the balance thereof.

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

Exhibit "A"

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: NE¼SW¼ and Lot 3, EXCEPTING therefrom the following described tracts:

TRACT NO. 1:

Beginning at the W¼ section corner of said Section 31, said corner marked by a U.S. General Land Office iron pipe with brass cap; Thence South 00°02'41" West along the West line of Section 31 for a distance of 467.47 feet to the Point of Beginning;
Thence South 89°58'42" East for a distance of 40.13 feet to a ½ inch rebar;
Thence South 89°58'42" East for a distance of 276.83 feet to a ½ inch rebar;
Thence South 01°03'33" West for a distance of 789.97 feet to a ½ inch rebar;
Thence North 89°58'42" West for a distance of 275.71 feet to a ½ inch rebar;
Thence North 89°58'42" West for a distance of 27.26 feet to the West line of Section 31;
Thence North 00°02'41" East along the West line of Section 31 for a distance of 789.84 feet to the Point of Beginning.

TRACT NO. 2:

Beginning at the W¼ section corner of said Section 31, said corner marked by a U.S. General Land Office iron pipe with brass cap which shall be the Point of Beginning;
Thence South 89°51'37" East along the North line of U.S. Government Lot 3 for a distance of 325.22 feet;
Thence South 01°03'33" West for a distance of 32.50 feet to a ¼ inch rebar;
Thence South 01°03'33" West for a distance of 434.37 feet to a ½ inch rebar;
Thence North 89°58'42" West for a distance of 276.83 feet to a ½ inch rebar;
Thence North 89°58'42" West for a distance of 40.13 feet to the West line of Section 31;
Thence North 00°02'41" East along the West line of Section 31 for a distance of 467.47 feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: The South 40 feet of Lot 2 and the South 40 feet of the SE¼NW¼

Together with a 40 foot wide access easement for ingress and egress over and across the North 40 feet of the following described property:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: Beginning at the W¼ section corner of said Section 31, said corner marked by a U.S. General Land Office iron pipe with brass cap which shall be the Point of Beginning;
Thence South 89°51'37" East along the North line of U.S. Government Lot 3 for a distance of 325.22 feet;
Thence South 01°03'33" West for a distance of 32.50 feet to a ¼" rebar;
Thence South 01°03'33" West for a distance of 434.37 feet to a ½' rebar;
Thence North 89°58'42" West for a distance of 276.83 feet to a ½' rebar;
Thence North 89°58'42" West for a distance of 40.13 feet to the West line of Section 31;
Thence North 00°02'41" East along the West line of Section 31 for a distance of 467.47 feet to the Point of Beginning.

APR 13, 2000

Terry A. Schaeffer
TERRY A. SCHAEFFER

Rose Schaeffer
ROSE SCHAEFFER

STATE OF IDAHO)

COUNTY OF CASSIA)

ss.

On this 13th day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared TERRY A. SCHAEFFER and ROSE SCHAEFFER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Terri McBride
Notary Public
State of Idaho

Terri McBride
Notary Public

Residing at: Lupari

My Commission expires: 2/5/2002

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

'00 APR 13 PM 4 06

FEE 1.00 DEPUTY DT

RECORDER

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY

268648

RECEIVED
APR 17 2000
Department of Water Resources
Southern Region

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

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

1. Water Right Number(s) A43-00177G , A43-02562
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (former ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Terry A. & Julianne Rose Schaeffer

4. New Owner/Claimant(s) D. Jay & Jeanette Harper
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
New Mailing Address 1926 S. 2350 E.
City, State and ZIP Code Malta, ID 83342
New Telephone Number (208) 645 - 2533
5. Date you acquired the property April 13, 2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.

*See Attached

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) D. Jay Harper Date 4-13-2000
Jeanette Harper Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

For Value Received

TERRY A. SCHAEFFER and ROSE SCHAEFFER, Husband and Wife

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

D. JAY HARPER and JEANETTE HARPER, Husband and Wife
Address: 1926 S. 2350 E., MALTA, ID 83342

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

**TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 31: **W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$**

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water license No. A43-00177G, and A43-02562.

SUBJECT TO:

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

Taxes for 2000 and subsequent years, a lien, but not yet due or payable.

Agreement contained in Special Warranty Deed, recorded April 24, 1957 as Instrument No. 193312 in Book 59 of Deeds on Page 311, records of Cassia County Idaho.

Right of Way Deed, dated July 3, 1940 and recorded June 19, 1964 as Instrument No. 19190 on Film No. 28, records of Cassia County, Idaho.

Oil, Gas And Mineral Lease, dated November 14, 1973 and recorded November 21, 1973 as Instrument No. 73480 on Film No. 85, records of Cassia County, Idaho.

Reservation in Warranty Deed, dated June 21, 1972 and recorded January 11, 1988 as Instrument No. 193046 on Film No. 195, records of Cassia County, Idaho.

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

Dated: April 11, 2000

Terry A. Schaeffer
TERRY A. SCHAEFFER
Rose Schaeffer
ROSE SCHAEFFER

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

On this 13th day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared TERRY A. SCHAEFFER and ROSE SCHAEFFER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Terri McBride
Notary Public
State of Idaho

Terri McBride
Notary Public
Residing at: Lupert
My Commission expires: 2/5/2002

268646
CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 6.00 DEPUTY 2.00
'00 APR 13 PM 3 57
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

61.0

10.0

FSA MAP

07

T1896

NORTH

42.0

T1599

2
62.2

SUBJECT

30.0

3
22.0

4
33.9

T2021

2
52.2

3
25.9

5
45.0

SUBJECT

T8408

4
37.8

6
32.0

1
59.8

5
25.0

out

6

NE SW & NW SW 31-13-27

Transfer 81 acres to Alan J. & Beverly K. Harper
from 2.14 CFS and 118 acres originally

81 acres = 1.46 CFS from Adjudication No.'s A43-00178H, A43-00171D, A43-02562

Transfer 31 acres to D. Jay Harper in SW NE 31-13-27
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31 acres = .56 CFS from Adjudication No.'s A43-00178H, A43-00171D, A43-02562
See A43-00177G also.

Keeping 10.00 acres

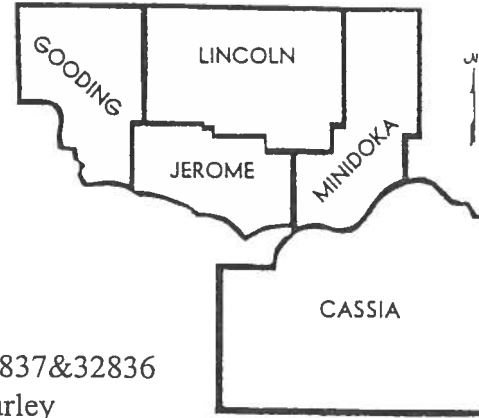
from 2.14 CFS and 118 acres originally

5.62 = .012 CFS

Part of NE SW

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: 32837&32836
OFFICE: Burley

April 14, 2000

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

RECEIVED
APR 17 2000
Department of Water Resources
Southern Region

RE: Water right ownership changes Schaeffer/Harper

Dear Agent:

Enclosed please find two Notice of Change of Water Right Ownership forms. One for Alan Harper and one for D. Jay Harper purchasing from Terry Schaeffer. This involves a split of water rights and I have attached an addendum for both notices outlining the split and CFS ratio. Please send a receipted copy of these forms to me at box 177 Burley, ID 83318.

Should you have any questions concerning this matter, please don't hesitate to contact me at 678-3524.

Very truly yours
Land Title and Escrow, Inc.

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

Terri L. McBride
Escrow Officer

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

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8981

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

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1199



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 24, 2000

TERRY & JULIANNE SCHAEFFER
1873 E NARROWS ROAD
MALTA ID 83342

RE: OWNERSHIP CHANGE A43-00171D and A43-02562

Dear Claimants,

Pursuant to the notification that the sale with the Harpers has gone through, I have split the ownership on the above mentioned rights. Your portions have been renumbered to A43-00171E and A43-02562A. This leaves you a part of the groundwater license and the Raft River decree for the acres that you retained. (Even though the claims show 8 irrigated acres and 0.16 cfs for each right, I intend to recommend about 6.3 acres as irrigated and 0.126 cfs for each right in the upcoming preliminary director's report.)

Enclosed are copies for your records. Please feel free to call if you have any questions or if this was not your intention.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over a circular stamp.

Jeanie Robertson
Sr. Water Resource Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:26:25

02/09/01

3

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-00174E

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|-------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | TERRY A SCHAEFFER | 03/01/1883 | IRRIGATION | 04-01 10-01 | 0.160 CFS | |
| C | JULIANNE ROSE SCHAEFFER | | | | | |
| TOTAL DIVERSION: | | | | | 0.160 CFS | |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T14S R27E S07 NW SWNE
S20 NW NWSW

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | | | | | | |
|--------------|---|---|--|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----------------|
| T | R | S | | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | SUM |
| ----- | | | | | | | | | | | | | | | | | | | | ----- |
| 13S 27E 31 : | | | | | | | | | | | | | | | | | | | | 8.0 |
| | | | | | | | | | | | | | | | | | | | | TOTAL ACRES 8.0 |

POU County: CASSIA

Other Rights: A43-02562A

Remarks: GEN 5. CON'T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1" PER ACRE.

OWNERSHIP CHANGE FROM USDA, FMHA TO TERRY AND ROSE SCHAEFFER.
QUITCLAIM DEED SUBMITTED WITH FORM. 2/29/00 jr
*****OWNERSHIP CHANGE/SPLIT*****
OWNERSHIP CHANGE FROM SCHAEFFER TO HARPER FOR PORTION OF RIGHT.
COPY OF WARRANTY DEED SUBMITTED WITH FOR. 4/21/00 jr

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 43B Field Inspection Flag:
Presumption Flag:

Concl. Code C18
Remarks:
POU E14 8A w/all
QNT E28 .02 cfs w/all
USE S03 4/11 → 10/11

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:26:24
02/09/01

PAGE: 2
QUICKLOOK INFORMATION

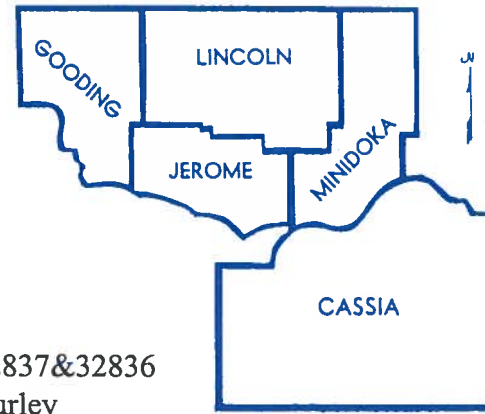
2
CLAIM NUMBER: A43-00171E

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

BARCODE UPDATED
WHOM/DATE

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: 32837&32836
OFFICE: Burley

April 14, 2000

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

RECEIVED
APR 17 2000
Department of Water Resources
Southern Region

RE: Water right ownership changes Schaeffer/Harper

Dear Agent:

Enclosed please find two Notice of Change of Water Right Ownership forms. One for Alan Harper and one for D. Jay Harper purchasing from Terry Schaeffer. This involves a split of water rights and I have attached an addendum for both notices outlining the split and CFS ratio. Please send a receipted copy of these forms to me at box 177 Burley, ID 83318.

Should you have any questions concerning this matter, please don't hesitate to contact me at 678-3524.

Very truly yours
Land Title and Escrow, Inc.

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

Terri L. McBride
Escrow Officer

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

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PHONE 324-3357 - FAX 324-8961

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PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0806 - FAX 438-1188



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 24, 2000

ALAN & BEVERLY HARPER
2436 E PIERCE LANE
MALTA ID 83342

RE: OWNERSHIP CHANGE A43-00171D, A43-00178H, and A43-02562

Dear Claimants,

Pursuant to the notification that you have purchased property from the Schaeffers' to which the above mentioned rights are appurtenant, I have changed our records. I wasn't clear on what the addendum was directing for the splits of the rights, but have made some assumptions based on previous conversations with Jay Harper on what the intentions of the sale were, and by the specific rights you mentioned on your form.

I have split A43-00171D and your portion has been renumbered to **A43-00171F**. I assumed you wanted your part of this right to only be appurtenant to the lands on which it was originally decreed with a proportionate share of the water, and not the 39 acres your dad has purchased. If this is your intention, **please sign in front of a notary the enclosed Amended Claim and return to my attention.**

A43-00178H has been changed to your name, but again **needs to be amended** to put the water on lands on which it was originally decreed with a proportionate share of the water. **Please sign, have notarized and return to me.**

A43-02562 was appurtenant to the entire piece, so I have split it and your portion has been renumbered to A43-02562C.

If you have any questions or if these assumptions were not your intentions, feel free to give me a call at the office.

Sincerely,

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

Jeanie Robertson
Sr. Water Resource Agent

Water Right Number - A43-00171D

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
SPLIT RIGHT - SEE E & F

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

+ - First Name - - +

+ - - - - Address - - - - +

*** O - ORIGINAL OWNER ***
AMERICA, ACTING THROUGH

UNITED STATES OF

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

State- ID Zip- 0

MONSON, ESQ.

PETER

1 - USDA, FMHA
2 - 3232 ELDER ST.
3 -
City- BOISE
Phone - 208-334-1577
1 - INDIAN RES SEC LND & NAT RES
2 - US DEPT OF JUSTICE
3 - 999 18TH ST STE 945
City- DENVER
Phone - 303-294-1950

State- ID Zip- 83705
State- CO Zip- 80202

INTERNATIONAL MORTGAGE BANK

1 -
2 -
3 -
City- N/A
Phone - 208-000-0000

State- ID Zip- 00000

WARR

CHARLES, ET. AL.

U.S. DEPT. OF AGRICULTURE

1 -
2 -
3 -
City- N/A
Phone - 208-000-0000
1 - FARMERS HOME ADMINISTRATION
2 - 3232 ELDER ST.
3 -
City- BOISE
Phone - 208-334-1577

State- ID Zip- 00000
State- ID Zip- 83705

FMHA

SCHAEFFER

TERRY A

1 -
2 -
3 -
City- XXXXXX
Phone - 208-000-0000
1 - 1873 E NARROWS ROAD
2 -
3 -

State- ID Zip- 00000

SCHAEFFER

JULIANNE ROSE

1 -
2 -
3 -
City- MALTA
Phone - 208-645-2661
1 - 1873 E NARROWS ROAD
2 -
3 -
City- MALTA
Phone - 208-645-2661

State- ID Zip- 83342

+ - - Priority Date - - +
03/01/1883

+ - - - - Region - - - +
17 SOUTHERN

+ - - - - Stage - - - +

+ - - - - Status - - - +
Z - SEE REMARKS

Water right number - A43-00171D Prefix Translation: ADJUDICATION CLAIM

Source - RAFT RIVER
Tributary - SNAKE RIVER
SPLIT RIGHT

| Twn | Rng | Sec | Tract | Lot | Rflg | County | Point of Diversion |
|-----|-----|-----|----------------|-----|--------------|--------|--------------------|
| 14S | 27E | 7 | SW NE
NW SW | | (31)
(31) | CASSIA | CASSIA |

| Code | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01 - IRRIGATION | | 04/01 | 10/01 | | 2.140 | |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.140 2.140 354.0

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|-------------|
| 13S | 27E | 31 | SW NE | | 31.0 | | 01 | IRRIGATION | (31) CASSIA |
| 13S | 27E | 31 | NE SW | | 39.0 | | 01 | IRRIGATION | (31) CASSIA |
| 13S | 27E | 31 | NW SW | | 48.0 | | 01 | IRRIGATION | (31) CASSIA |

Total Acres: 118.0

+ - - Diversion Means - CEMENT HEADGATE W/10' DIA. METAL WEIR TO COLLECT & SEE REMARKS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A43-02562 & A43-001788

+ - - - - - Remarks - - - - -

GEN
5. CON'T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1st PER ACRE.

OWNERSHIP CHANGE FROM USDA, FMHA TO TERRY AND ROSE SCHAEFFER.
QUITCLAIM DEED SUBMITTED WITH FORM. 2/29/00 jr
*****SPLIT RIGHT*****
OWNERSHIP CHANGE FOR PORTION OF RIGHT, SPLIT INTO PARTS E & F.
4/21/2000 jr

+ - - - - - Old Water Right Numbers - - - - -
4300171

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

Prefix Translation: ADJUDICATION CLAIM

+ - Decree Date - +
00/00/0000

+-----+
-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 | - | 39516 |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | | Old Case Number | - | |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 00/00/0000 | Old Judicial District | - | |
| Claim Received Date | - | 03/23/1990 | Last Amended Date | - | 04/20/2000 | Temporary Right | - | P |
| | | | Receipt Number | - | X111111 | Water District | - | 438 |
| | | | POU Ownership Flag | - | Y | Federal/State Indicator | - | S |
| | | | Name Connector | - | AND/OR | Presumption Flag | - | |
| | | | | | | Notice of Error Flag | - | |

SD-0611-2 Basin: 43 Starting Water Right: 00171

| S
E
L | Water
Right No. | Name
Last, First | O
W
N | Priority
Date | STG/
STS | Source | Use
Desc | S
Y
S |
|-------------|--------------------|--------------------------|-------------|------------------|-------------|---------------------------|-------------|-------------|
| - | 43-00171 | WARR, CHARLES | C | 03/01/1883 | D/ | RAFT RIVER | IRR | WR |
| - | | WARR, CHARLES 10.25 | C | | | | | |
| - | A43-00171 | SPLIT RIGHT | C | 03/01/1883 | /Z | RAFT RIVER
SPLIT RIGHT | IRR | AJ |
| X | A43-00171A | ELISON, LANO 1.7 | C | 03/01/1883 | D/ | RAFT RIVER | IRR | AJ |
| | | ELISON, LOIS | C | | | | | |
| X | A43-00171B | HARPER, D JAY 4.9 | C | 03/01/1883 | D/ | GROUNDWATER | IRR | AJ |
| | | HARPER, JEANETTE W | C | | | RAFT RIVER | STOCK | |
| X | A43-00171C | PIERCE, JACK A 1.8 | C | 03/01/1883 | D/ | RAFT RIVER | IRR | AJ |
| X | A43-00171D | AMERICA, ACTING THRO 1.6 | C | 03/01/1883 | D/ | RAFT RIVER | IRR | AJ |
| - | | | | | | | | |
| - | | | | | | | | |
| - | | | | | | | | |
| - | | | | | | | | |

1.6
10

* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)
 (Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu _____)

WR5809NP
No. 43-00171

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/29/00
PAGE: 1

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | CHARLES WARR | 03/01/1883 | IRRIGATION | 04/01 10/01 | 10.000 CFS | |
| C | CHARLES WARR | | | | | |
| TOTAL DIVERSION: | | | | | 10.000 CFS | |

*10 cfs = 520 Ac.
.019 cfs/A*

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T14S R27E S07 SWNE CASSIA County
S20 NWSW CASSIA County

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | | | | | | |
|-----|-----|----|---|----|----|----|----|----|----|----|------|------|----|----|----|----|------|------|----|-----|
| T | R | S | | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | SUM |
| 13S | 26E | 25 | : | | | | | | | | | | | | | | | | | |
| 13S | 27E | 30 | : | | | | | | | | | | | | | | | | | |
| 13S | 27E | 31 | : | I | | I | | | | I | 01-I | 02-I | | I | | I | 03-I | 04-I | | |

Pou County: CASSIA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

| | | | | | | | | | |
|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 43-00030 | 43-00032 | 43-00164A | 43-00164B | 43-00165A | 43-00165B | 43-00166A | 43-00166B | 43-00167 | 43-00168A |
| 43-00168B | 43-00169B | 43-00169C | 43-00169D | 43-00170 | 43-00172A | 43-00172B | 43-00173 | 43-00175A | 43-00175B |
| 43-00176A | 43-00176B | 43-00178D | 43-00253 | 43-00255 | 43-00324 | 43-00443 | 43-00444 | | |

Other Water Rights Listing Overlapping Place(s) of use:

43-00178C 43-02330 43-02562 43-04000 43-04166 43-07218 43-07219

Remarks: GEN SEE TRANSFERS #665 & 2505

Dates: App. Received: Priority Date: 03/01/1883
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 43B Field Exam Fee:

Audit: 05/06/85 05/28/88 CONVERT 08/11/89 CURTIS

40 Ac X 13 tracts = 520

Elison 1.71 cfs 1.6 claimed
Harper 4.94 cfs 5.2 could claim
Harper Pierce 1.81 cfs 1.9
USDA (Schaffner) 1.65 cfs 1.7
10.11 total
10.00

AJ5809NP
No. A43-00171A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/29/00
PAGE: 1

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|---------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | LAMO ELISON | 03/01/1983 | IRRIGATION | 04-01 10-01 | 1.600 CFS | |
| C | LOIS ELISON | | | | | |
| HC | 72 BOX 2176 | | | | | |
| MALTA | ID 83342 | | | | | |
| (208) | 645-2537 | | | | | |
| | | | | TOTAL DIVERSION: | 1.600 CFS | |
| | | | | CONSUMPTIVE USE: | | 1164.00 AFA |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T14S R27E S07

NWSME

CASSIA County

Place of use Legal Description for: IRRIGATION

| | NE | NW | SW | SE | SUM |
|------------|---------------|---------------|-----------------|-------------|-------------|
| T R S | NE NE NE SENE | NE NW NW SENE | NE SW SWSW SENE | NE SE SE SE | |
| 13S 27E 31 | 10 | 40 | 20 | 38 | 40 |
| 14S 27E 6 | 10 | 40 | 20 | 38 | 40 |
| | | | | | 160.0 |
| | | | | | 178.0 |
| | | | | | 338.0 |
| | | | | | TOTAL ACRES |

POU County: CASSIA

Other Rights: SEE REMARKS.

Remarks: GEN

TRANS. 2505 & 665.

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00171 ORIGINAL DECREE FOR 10 CFS, THIS PART FOR 1.60 CFS. CALCULATIONS FOR THESE PORTIONS. CLAIMANT DIVIDED THE ORIGINAL TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND IRRIGATION CO.) CLAIMANT NOW OWNS 2-1/2 PLACES AND SO HE MULTIPLIES THE FIRST FIGURE BY 2.5.
*****SEE REF. RT. A43-00165A FOR OTHER WR*****

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag: D
Presumption Flag:

Audit:

04/19/89 CLELLAND

11/27/91 BAUMHOFF

03/30/95 POST-STD

219.65 x 90 = 1976.8
219.65 x 90 = 1976.8

AJ5809NP
No. 443-00171B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/29/00
PAGE: 2

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|-------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | D JAY HARPER | 03/01/1883 | IRRIGATION | 04-01 10-01 | 10.000 CFS | |
| C | JEANETTE W HARPER | | STOCKWATER | 01-01 12-31 | 0.030 CFS | |
| | HC 72 BOX 2156 | | | | | |
| | MALTA ID 83342 | | | | | |
| | (208) 645-2533 | | | | | |
| TOTAL DIVERSION: | | | | | 10.030 CFS | |
| CONSUMPTIVE USE: | | | | | | 780.00 AFA |

Water Source: GROUNDWATER
RAFT RIVER
Tributary to: SNAKE RIVER
Stage: DECREED

Point(s) of Diversion: T13S R27E S31
T14S R27E S07
NE NW SENE
CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

| NE | NW | SE | SW | SE | SW | SE | SW | SUM | | | | | | | |
|-------------|-----|----|------|----|------|----|----|-----|------|----|----|----|---------|----|-------|
| T | R | S | : Lt | Ac | Lt | Ac | Lt | Ac | : Lt | Ac | Lt | Ac | Lt | Ac | : SUM |
| 13S | 27E | 31 | : 40 | 40 | : 40 | 50 | 50 | 40 | : 40 | 50 | 50 | 40 | : 260.0 | | |
| TOTAL ACRES | | | | | | | | | | | | | 260.0 | | |

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

POU County: CASSIA

Non-Irrigation Uses: S/100 CATTLE

Other Rights: 43-1788, 43-2330, 43-4166.

Remarks: GEN

ATTACHMENT:

As is authorized under SB 1065, and after conversations with the Director of IDWR, this claim is filed to represent the current water usage authorized by this decreed water right wherein waters are diverted from both surface and groundwater at any of all of the points of diversion as described above. This claim does not change the irrigated acres as is outlined in the decree, but does include an additional point of diversion. This change to an additional point of diversion has been gradual, though sometimes erratic, over the years due to the increasing withdrawal of the supporting groundwaters to the Raft River in the area. This has led to the decline in the historic flow of the Raft River which has necessitated this change. The addition of a point of diversion does not enlarge or expand the irrigated acres as is authorized by the decree.

This claim represents a portion of W.R. 43-0171 which will need to be segregated from the rest of the right. This need for segregation is due to the change in ownership of the original lands into parcels held by different owners.

$0.03 \times 260 = 5.2 \text{ cfs}$

$0.019 \times 260 \text{ Ac} = 4.94 \text{ cfs}$

AJ5809NP
No. A43-00171C

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/29/00
PAGE: 4

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---|------------------|------------|-----------------------|-------------------|---------------------|
| C | JACK A PIERCE
MALTA ID 83342
(208) 645-2580 | 03/01/1983 | IRRIGATION | 04-01 10-01 | 2,000 CFS | |
| TOTAL DIVERSION: | | | | | 2,000 CFS | |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T14S R27E S20

NNNNW

CASSIA County

Place of use Legal Description for: IRRIGATION

| | NE | ENE | SE | ENE | NNW | NNW | SW | SE | SE | SUM |
|-------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| T R S | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac |
| 13S 26E 25 | : 04.5 | : | : | : | : | : | : | : | : | 10.5 |
| 13S 27E 30 | : | : | : | : | : | : | : | : | : | 89.5 |
| TOTAL ACRES | | | | | | | | | | 100.0 |

POU County: CASSIA

Other Rights: 43-2455, 0030, 0032, 0442, 0443, 0253, 0255

Remarks: GEN ACREAGES CALCULATED BY ASCS AERIAL PHOTOS.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag: C
Presumption Flag:

Audit: 07/11/89 FRITSCHL 11/27/91 BAUMHOFF 03/30/95 POST-STD

0.2 x 95.5 Ac = 19.1

0.19 x 95.5 Ac = 1.81 Ac

AJ5809NP
No. A43-00171D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/29/00
PAGE: 5

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|--------------------------------------|--|------------------|------------|-----------------------|-------------------|---------------------|
| C | UNITED STATES OF AMERICA, ACTING THROUGH
USDA, FMHA
3232 ELDER ST.
BOISE ID 83705
(208) 334-1577 | 03/01/1983 | IRRIGATION | 04-01 10-01 | 2.140 CFS | 354.00 AFA |
| TOTAL DIVERSION:
CONSUMPTIVE USE: | | | | | 2.140 CFS | |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T14S R27E S07 S20 SENE MSW CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

| | NE | NW | SW | SE | SUM |
|-------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| T R S | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |
| 13S 27E 31 | : 31 | : | : 39 48 | : | : 118.0 |
| TOTAL ACRES | | | | | 118.0 |

POU County: CASSIA

Other Rights: A43-02562 & A43-00178B

Remarks: GEN 5. COM/T: SPREAD WATER THROUGH DIRT DITCHES.
ORIGINAL POINT OF DIVERSION USED, GROUNDWATER ALSO USED ON ACRES.
CLAIMED 1" PER ACRE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 43B Field Inspection Flag:
Presumption Flag:

Audit: 11/27/91 BAUMHOFF 12/04/91 BAUMHOFF 10/26/92 CAN-SHAF 03/22/95 SSHERMAN

Handwritten calculations:
 $2 \times 0.19 \text{ cfs} \times 87 \text{ ac} = 1.65 \text{ cfs}$
 $2 \times 0.2 \text{ cfs} \times 87 \text{ ac} = 1.74 \text{ cfs}$

43-14-1 (2)

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF IDAHO,
SOUTHERN DIVISION.

ALBION-IDAHO LAND COMPANY,
a corporation,

Plaintiff,

-vs-

JOBE ADAMS, et al,

Defendants.

DECREE #992.

U. S. DISTRICT COURT
SOUTHERN DIVISION
DISTRICT OF IDAHO

M. Franklin

WHEREAS, on the 17th day of May, 1922, the plaintiff, Albion-Idaho Land Company duly filed its complaint in equity in the above entitled court, which said cause was entitled the Albion-Idaho Land Company, a corporation, complainant versus Jobe Adams and numerous others as defendants, and

WHEREAS, by order of the Court duly made and entered the title of said cause was designated as Albion-Idaho Land Company versus Jobe Adams, et al, and was docketed and all proceedings were had under said title, and

WHEREAS, on the said 22nd day of May, 1922, the said complainant caused to be filed with the Clerk of the United States District Court for said District its lis pendens, and caused the same to be thereafter, on the 30th day of June, 1922, to be duly filed of record with the County Recorder of Cassia County, Idaho, and said lis pendens was on said day duly recorded in Book 1, of lis pendens on Pages 211-2-3-4 of the records of said County, and

WHEREAS, thereafter due and regular service of summons was made upon all parties mentioned in said complaint, either personally or by due publication as shown by the records and files in said action, and

WHEREAS, the following named defendants, Jobe Adams, Mrs. Jobe Adams, wife of Jobe Adams, Myrum Andrews, Virginia Andrews, Orlando Bateman, Ella Bateman, Harry Branscom, Peggie Branscom, Sarah Boulware, Henry E. Bigler, Mary Ann Bigler, Osmer W. Ball, Mrs. Osmer W. Ball, James Badger, Lillian Badger, Max C. Barnes, Rose Barnes,

International Mortgage Bank

1883-Sept. 11 1.6 s.f. c¹¹
Trans #957

To be diverted from Raft River for the irrigation of SE¹SE¹, NW¹SE¹, SW¹NE¹, Sec. 25, Twp. 9 S. R. 27 E.B.M.

1883-Apr. 30 1.2 s.f. c¹¹
Trans #957

To be diverted from Raft River for the irrigation of E¹NE¹, NW¹NE¹, SE¹NW¹, SW¹NE¹, Sec. 25, Twp. 9 S. R. 27 E.B.M.

1871-Apr. 1 43 0164.5 s.f. c¹¹

To be diverted from Raft River, continuous flow - From Apr. 30 to July 1 each year, for the irrigation of SE¹NE¹, E¹NE¹, NW¹SE¹, Sec. 7, Twp. 14 S. R. 27 E.B.M.

43 0165 3.2 s.f.

1871-Apr. 1 3.2 s.f.

To be diverted from Raft River, April 1 to July 1 each year, for the irrigation of E¹SE¹, Sec. 6, W¹SE¹, Sec. 5, Twp. 14 S. R. 27 E.B.M.

1871-Apr. 1 3.2 s.f.

To be diverted from Raft River, April 1 to July 1 each year, for the irrigation of E¹SE¹, Sec. 6, Twp. 14 S. R. 27 E.B.M.

1879-Apr. 1 9.6 s.f.

To be diverted from Raft River, July 1 to Oct. 1 each year, for the irrigation of all of the above described land.

1879-June 1 12.8 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of E¹SW¹, Sec. 5, NW¹ and SW¹, Sec. 8, W¹NW¹ and W¹SW¹, Sec. 17 and W¹NW¹, Sec. 20, Twp. 14 S. R. 27 E.B.M.

1881-Apr. 43 0170 2.4 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SE¹NE¹, E¹NE¹, Sec. 5, Twp. 14 S. R. 27 E.B.M.

1883-Mar. 43 0171 10 s.f. c¹¹

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SW¹, W¹NE¹, Sec. 31, SE¹SW¹, Sec. 30, Twp. 13 S. R. 27 E.B.M., SE¹SE¹, Sec. 25, Twp. 13 S. R. 26 E.B.M., and E¹NE¹, Sec. 6, Twp. 14 S. R. 27 E.B.M.

1879-Apr. 1 3.2 s.f.

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SW¹SW¹, Sec. 29, W¹NE¹, NW¹SW¹, Sec. 32, Twp. 14 S. R. 27 E.B.M.

INTERNATIONAL MORTGAGE BANK

By Parker N. Kimball
Attorney

NORTH AMERICAN MORTGAGE COMPANY
AND J. P. FABRICK

By Jay L. Dawsoning
Attorney

OREGON MORTGAGE COMPANY

By Sutphen & Sutphen
Attorney

PORTLAND MORTGAGE COMPANY

By Sutphen & Sutphen
Attorney

LOUIS J. GUNNELL,
SARAH H. GUNNELL,
BENJAMIN WILLMORE.

By C. W. Thomas
Attorney

UNITED STATES OF AMERICA

DISTRICT OF IDAHO } ss

I, W. D. McREYNOLDS, CLERK OF THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO,
DO HEREBY CERTIFY THAT THE FOREGOING COPY OF Amendments to decree
IS A CORRECT TRANSCRIPT OF THE ORIGINAL AS THE SAME APPEARS OF RECORD AND ON FILE IN MY OFFICE.

WITNESS MY HAND AND THE SEAL OF SAID COURT THIS APR 12 1929

W. D. McReynolds CLERK
BY _____ DEPUTY