

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 43-13056
Date Received: 6/13/01
Receipt No: 5024048
Received By: *[Signature]*

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

1. Name of Claimant(s)

JUNE REHN
2020 OVERLAND
BURLEY ID USA 83318

Phone: (208) 678-5147

LEONARD REHN
HC 76 BOX 1150
AMERICAN FALLS ID USA 83211

Phone: (208) 349-5569

2. Date of Priority: 03/15/1987

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	28E	17	SW NE NW	CASSIA	
10S	28E	17	NW NE SW	CASSIA	
10S	28E	20	SE NE SW	CASSIA	

5. Description of diverting works:

3 WELLS, PUMPS, 4 PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.54	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
10S	28E	20	NE	SE		IRRIGATION	15
			SE	SE		IRRIGATION	22
						Section Acres	37
10S	28E	21	NE	SW		IRRIGATION	15
			NW	SW		IRRIGATION	38
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	22
						Section Acres	115
10S	28E	28	NE	NW		IRRIGATION	1
			NW	NW		IRRIGATION	11
						Section Acres	12
10S	28E	29	NE	NE		IRRIGATION	1
						Section Acres	1
						Total Acres	165

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 CLAIM IS BASED ON AN ENLARGEMENT OF 43-7040 AND 43-7062, PER IDAHO CODE 42-1426.

15. Basis of Claim: Beneficial Use

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.

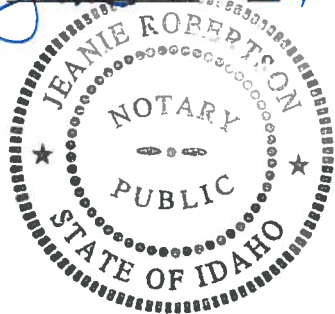
Signature of Claimant(s): June Reha Date: 6/13/01

Date:

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13th
of June 2001
Jeanie Robertson
Notary Public

Residing at Twin Falls, Id.
My commission Expires 9-23-06



Idaho Department of Water Resources Receipt

Receipt ID S024048

Payment Amount Date Received Region Status ☒
Payment Type Check Number

COPY

Payer
Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$215.00	ADJUDICATION FILING FEE	0337	44503	1155	


Signature Line (Dept. Representative)

COPY

2002 MAY 24 AM 11: 23
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA	)	Subcase No. 43-7040, 43-7062, 43-13056
	)	
Case No. 39576	)	
	)	
_____	)	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

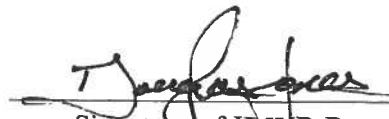
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐Yes ☒No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 5/23/02



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/24, 2002, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
June Rehn
2020 Overland Ave
Burley ID 83318
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Jones & Widerburg Farms
82 S 150 E
Burley ID 83318
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

05/23/2002

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

RIGHT NUMBER: 43-7040

NAME AND ADDRESS: JONES & WIDERBURG FARMS
82 S 150 E
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.120 CFS
1,196.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 9.63 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
4116 AF. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

PRIORITY DATE: 12/29/1972

POINT OF
DIVERSION: T10S R28E S17 SWNENW Within CASSIA County
T10S R28E S17 NWNESW Within CASSIA County
T10S R28E S20 SENESW 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	4.120 CFS 1,196.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T10S R28E S08	SWSW	21.0	T10S R28E S08	SESW	38.0
T10S R28E S08	SWSE	20.0	T10S R28E S17	NWNE	38.0
T10S R28E S17	SWNE	21.0	T10S R28E S17	NENW	40.0
T10S R28E S17	NWNW	39.0	T10S R28E S17	SWNW	23.0
T10S R28E S17	SESW	39.0	T10S R28E S17	NESW	39.0
T10S R28E S17	NWSW	23.0	T10S R28E S17	SWSW	39.0
T10S R28E S17	SESW	40.0	T10S R28E S17	NWSE	23.0
T10S R28E S17	SWSE	39.0	T10S R28E S20	NWNE	22.0
T10S R28E S20	SWNE	35.0	T10S R28E S20	SENE	4.0
T10S R28E S20	NENW	38.0	T10S R28E S20	NWNW	23.0
T10S R28E S20	SWNW	11.0	T10S R28E S20	SESW	38.0
T10S R28E S20	NESW	40.0	T10S R28E S20	NWSW	26.0
T10S R28E S20	SWSW	11.0	T10S R28E S20	SESW	38.0
T10S R28E S20	NESE	31.0	T10S R28E S20	NWSE	40.0
T10S R28E S20	SWSE	35.0	T10S R28E S20	SESE	26.0
T10S R28E S21	NESW	15.0	T10S R28E S21	NWSW	38.0
T10S R28E S21	SWSW	40.0	T10S R28E S21	SESW	22.0
T10S R28E S28	NENW	1.0	T10S R28E S28	NWNW	11.0
T10S R28E S29	NENE	1.0	T10S R28E S29	NWNE	0.3
T10S R28E S29	NENW	0.7	T10S R28E S29	NWNE	0.3

05/23/2002

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

1029 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1029 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 299 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 43-13056 IS AN ENLARGEMENT OF RIGHT NOS. 43-7040 & 43-7062 PURSUANT TO SECTION 42-1426, IDAHO CODE.

05/23/2002

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

RIGHT NUMBER: 43-7062

NAME AND ADDRESS: JONES & WIDERBURG FARMS
82 S 150 E
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.510 CFS
2,260.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 9.63 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
4116 AF. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

PRIORITY DATE: 04/09/1976

POINT OF
DIVERSION: T10S R28E S17 SWNENW Within CASSIA County
T10S R28E S17 NWNESW Within CASSIA County
T10S R28E S20 SENESW 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	5.510 CFS 2,260.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T10S R28E S08	SWSW	21.0	T10S R28E S08	SESW	38.0
T10S R28E S08	SWSE	20.0	T10S R28E S17	NWNE	38.0
T10S R28E S17	SWNE	21.0	T10S R28E S17	NENW	40.0
T10S R28E S17	NWNW	39.0	T10S R28E S17	SWNW	23.0
T10S R28E S17	SESW	39.0	T10S R28E S17	NESW	39.0
T10S R28E S17	NWSW	23.0	T10S R28E S17	SWSW	39.0
T10S R28E S17	SESW	40.0	T10S R28E S17	NWSE	23.0
T10S R28E S17	SWSE	39.0	T10S R28E S20	NWNE	22.0
T10S R28E S20	SWNE	35.0	T10S R28E S20	SENE	4.0
T10S R28E S20	NENW	38.0	T10S R28E S20	NWNW	23.0
T10S R28E S20	SWNW	11.0	T10S R28E S20	SESW	38.0
T10S R28E S20	NESW	40.0	T10S R28E S20	NWSW	26.0
T10S R28E S20	SWSW	11.0	T10S R28E S20	SESW	38.0
T10S R28E S20	NESE	31.0	T10S R28E S20	NWSE	40.0
T10S R28E S20	SWSE	35.0	T10S R28E S20	SESE	26.0
T10S R28E S21	NESW	15.0	T10S R28E S21	NWSW	38.0
T10S R28E S21	SWSW	40.0	T10S R28E S21	SESW	22.0
T10S R28E S28	NENW	1.0	T10S R28E S28	NWNW	11.0
T10S R28E S29	NENE	1.0	T10S R28E S29	NWNE	0.3
T10S R28E S29	NENW	0.7	T10S R28E S29	NWNE	0.3

05/23/2002

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

1029 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1029 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 565 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 43-13056 IS AN ENLARGEMENT OF RIGHT NOS. 43-7040 & 43-7062 PURSUANT TO SECTION 42-1426, IDAHO CODE.

05/23/2002

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

RIGHT NUMBER: 43-13056

NAME AND ADDRESS: JONES & WIDERBURG FARMS
82 S 150 E
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.540 CFS
660.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.63 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4116 AF. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

PRIORITY DATE: 03/15/1987

POINT OF
DIVERSION: T10S R28E S17 SWNENW Within CASSIA County
T10S R28E S17 NWNESW Within CASSIA County
T10S R28E S20 SENESW 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	1.540 CFS 660.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T10S R28E S08	SWSW	21.0	T10S R28E S08	SESW	38.0
T10S R28E S08	SWSE	20.0	T10S R28E S17	NWNE	38.0
T10S R28E S17	SWNE	21.0	T10S R28E S17	NENW	40.0
T10S R28E S17	NWNW	39.0	T10S R28E S17	SWNW	23.0
T10S R28E S17	SESW	39.0	T10S R28E S17	NESW	39.0
T10S R28E S17	NWSW	23.0	T10S R28E S17	SWSW	39.0
T10S R28E S17	SESW	40.0	T10S R28E S17	NWSE	23.0
T10S R28E S17	SWSE	39.0	T10S R28E S20	NWNE	22.0
T10S R28E S20	SWNE	35.0	T10S R28E S20	SENE	4.0
T10S R28E S20	NENW	38.0	T10S R28E S20	NWNW	23.0
T10S R28E S20	SWNW	11.0	T10S R28E S20	SESW	38.0
T10S R28E S20	NESW	40.0	T10S R28E S20	NWSW	26.0
T10S R28E S20	SWSW	11.0	T10S R28E S20	SESW	38.0
T10S R28E S20	NESE	31.0	T10S R28E S20	NWSE	40.0
T10S R28E S20	SWSE	35.0	T10S R28E S20	SESE	26.0
T10S R28E S21	NESW	15.0	T10S R28E S21	NWSW	38.0
T10S R28E S21	SWSW	40.0	T10S R28E S21	SESW	22.0
T10S R28E S28	NENW	1.0	T10S R28E S28	NWNW	11.0
T10S R28E S29	NENE	1.0	T10S R28E S29	NWNE	0.3
T10S R28E S29	NENW	0.7	T10S R28E S29	NWNE	0.3

05/23/2002

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

1029 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1029 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 165 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 43-7040 & 43-7062 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



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

May 28, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KENDALL JONES
JONES & WIDERBURG FARMS
82 S 150 E
BURLEY ID 83318

RE: SRBA Claim(s) 43-7040, 43-7062, 43-13056

Dear Kendall:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Pursuant to our phone conversation, I am enclosing two maps that both indicate part of the water rights appurtenant to the property you purchased also irrigate small acreages in sections 28 and 29 which were not conveyed in your warranty deed. The color map is the irrigated acres our reviewing agent found and was used in making her recommendation to the SRBA court. The black and white aerial photo is the one included with the owner change documentation submitted on your behalf by Land Title & Escrow.

If, after reviewing these maps and the recommendations attached to the Notice, you feel a change needs to be made to the claims or we can answer any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: June Rehn

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

RECEIVED

JAN 10 2002

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

Department of Water Resources
Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
43-7040					
43-7062					
43-13056					

The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

Name and Address of Former Owner/Claimant(s)	<u>June Rehn and Estate of William Rehn</u> <u>2020 Overland Avenue</u> <u>Burley, ID 83318</u>
New Owner/Claimant(s)	<u>Jones & Widerburg Farms</u> Name Connector (Check one): ☐ and, ☐ or, ☐ and/or <u>c/o Kendall Jones</u> <u>82 South 150 East</u>
New Mailing Address	<u>Burley, ID 83318</u>
City, State and ZIP Code	<u>(208) 678-7333</u>
New Telephone Number	<u>December 31, 2001</u>
Date you acquired the property	

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

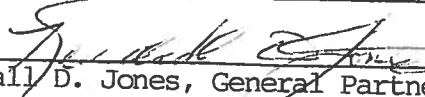
DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) JONES & WIDERBURG FARMS
(include title if applicable)

By: 
Kendall D. Jones, General Partner

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u></u>	Date <u>11/10/02</u>	Fee <u>0</u>
Receipted by <u>U</u>	Date _____	Receipt No. _____
Processed by <u>AJ</u>	Date _____	WR _____ Date _____

278947

WARRANTY DEED

#34981

For Value Received

JUNE REHN, as Personal Representative of the WILLIAM REHN ESTATE and JUNE REHN, a widow

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

**JONES & WIDERBURG FARMS a General Partnership
Address: 82 SOUTH 150 EAST, BURLEY, ID 83318**

RECEIVED

JAN 10 2002

**Department of Water Resources
Southern Region**

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

See attached Exhibit "A"

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water right numbers 43-7040, 43-7062 and 43,13056.

SUBJECT TO:

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

Taxes subsequent to the year 2001, a lien, but not yet due or payable.

Easement dated March 20, 1924 and recorded June 18, 1924 as Instrument No. 72010 in Book 34 of Deeds on Page 103, records of Cassia County, Idaho.

Easement dated November 10, 1924, and recorded November 21, 1924, as Instrument No. 73790 in Book 34 of Deeds on Page 227, records of Cassia County, Idaho.

Reservation in Warranty Deed dated January 15, 1957 and recorded January 7, 1959 as Instrument No. 199863 in Book 62 of Deeds, records of Cassia County, Idaho.

Right of Way from Conrad Rehn and Anna Rehn, husband and wife, to Salt Lake Pipe Line Company, a Nevada corporation, dated October 15, 1963, and recorded November 4, 1963 as Instrument No. 15449 on Film No. 23, records of Cassia County, Idaho.

Easement and Right-of-Way Contract from Conrad Rehn and Anna Rehn, husband and wife, to Intermountain Gas Company, dated March 15, 1962, and recorded April 27, 1962 as Instrument No. 6606 on Film No. 13, records of Cassia County, Idaho.

Easement and Right-of-Way Contract from Conrad Rehn and Anna Rehn, to Intermountain Gas Company, dated March 15, 1962, and recorded April 27, 1962 as Instrument No. 6607, on Film No. 13, records of Cassia County, Idaho.

Agreement for Purchase of Power dated February 9, 1977 and recorded March 30, 1977, as Instrument No. 97315 on Film No. 107, records of Cassia County, Idaho.

Agreement for Purchase of Power dated February 9, 1977 and recorded March 30, 1977 as Instrument No. 97316 on Film No. 107, records of Cassia County, Idaho.

Agreement for Purchase of Power dated February 23, 1978 and recorded May 1, 1978 as Instrument No. 107134 on Film No. 117, records of Cassia County, Idaho.

Oil And Gas Lease dated April 17, 1981 and recorded May 20, 1981 as Instrument No. 135120 on Film No. 142, records of Cassia County, Idaho.

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

Dated: December 31, 2001

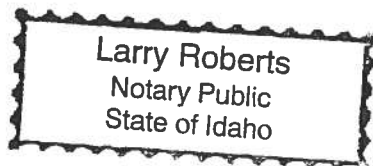
WILLIAM REHN ESTATE

by: * June Rehn
JUNE REHN, Personal Representative

* June Rehn
JUNE REHN

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

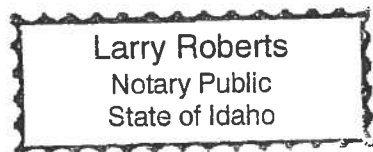
On this 31st day of December, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared JUNE REHN, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



[Signature]
Notary Public
Residing at: Burley, ID
My Commission expires: 6.30.03

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

On this 31st day of December, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared June Rehn, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of William Rehn, and acknowledged to me that she executed the same as such Personal Representative.



[Signature]
Notary Public
Residing at: Burley, ID
My Commission expires: 6.30.03

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: S½, lying South of the county road, EXCEPTING THEREFROM, the following described tract:

Beginning at the Southeast corner of said Section 8, which shall be the True Point of Beginning;
Thence North 0°09' West along section line for 1288.15 feet to a point;
Thence North 82°11' West for 1335.86 feet to a point;
Thence South 0°13'15" West for 1472.74 feet to a point;
Thence North 89°52'24" East for 1321.15 feet to the True Point of Beginning.

Section 17: W½, W½E½

Section 20: N½NW¼, NW¼NE¼

EXCEPTING that part of the above described property deeded to the State of Idaho and the Burley Highway District for road purposes.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: S½ and S½N½, EXCEPTING THEREFROM the following described tract:

A strip of land beginning at the Northwest corner of the SW¼NW¼;
Thence East 420 feet;
Thence South 2050 feet;
Thence West 420 feet;
Thence North 2050 feet to the Point of Beginning.

Section 21: SW¼

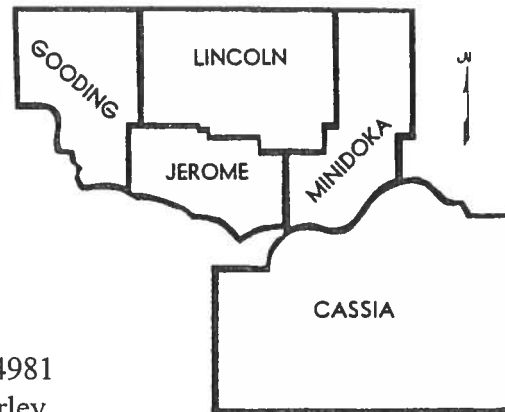
RECORDED AT THE REQUEST OF
COUNTY CLERK
01 DEC 31 AM 10 10

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 9.00 DEPUTY *du*

278947

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #34981

OFFICE: Burley

January 8, 2002

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED

770 ck
JAN 10 2002

Department of Water Resources
Southern Region

Dear Clerk:

Enclosed with this letter please find the original executed Notice of Change In Water Right Ownership with attached aerial photos and a copy of the recorded Warranty Deed on property located in Cassia County, Idaho.

Please make the necessary changes to indicate the new owner as Jones & Widerburg Farms and send a receipted copy to this office.

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

Very truly yours
Land Title and Escrow, Inc.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.

06/14/2001

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 30, 2001

Water right number: 43-13056

LEONARD REHN
HC 76 BOX 1150
AMERICAN FALLS ID 83211

JUNE REHN
2020 OVERLAND
BURLEY ID 83318
Telephone Number: (208) 678-5147

RECEIVED
JUN 22 2001
Department of Water Resource
Southern Region

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

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

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

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6-18-2001 SIGNATURE: June Rehn
Please print your name: June Rehn

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

06/14/2001

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

RIGHT NUMBER: 43-13056
NAME AND ADDRESS: LEONARD REHN
HC 76 BOX 1150
AMERICAN FALLS ID 83211

JUNE REHN
2020 OVERLAND
BURLEY ID 83318

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.540 CFS
660.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.63 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4116 AF. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

PRIORITY DATE: 03/15/1987

POINT OF DIVERSION:
T10S R28E S17 SWNENW Within CASSIA County
T10S R28E S17 NWNESW Within CASSIA County
T10S R28E S20 SENESW Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	1.540 CFS 660.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T10S R28E S17	NWNE	38.0	T10S R28E S17	SWNE	21.0
T10S R28E S17	NENW	40.0	T10S R28E S17	NWNW	39.0
T10S R28E S17	SWNW	23.0	T10S R28E S17	SENW	39.0
T10S R28E S17	NESW	39.0	T10S R28E S17	NWSW	23.0
T10S R28E S17	SWSW	39.0	T10S R28E S17	SESW	40.0
T10S R28E S17	NWSE	23.0	T10S R28E S17	SWSE	39.0
T10S R28E S20	NWNE	22.0	T10S R28E S20	SWNE	35.0
T10S R28E S20	SENE	4.0	T10S R28E S20	NENW	38.0
T10S R28E S20	NWNW	23.0	T10S R28E S20	SWNW	11.0
T10S R28E S20	SENW	38.0	T10S R28E S20	NESW	40.0
T10S R28E S20	NWSW	26.0	T10S R28E S20	SWSW	11.0
T10S R28E S20	SESW	38.0	T10S R28E S20	NESE	31.0
T10S R28E S20	NWSE	40.0	T10S R28E S20	SWSE	35.0
T10S R28E S20	SESE	26.0	T10S R28E S21	NESW	15.0
T10S R28E S21	NWSW	38.0	T10S R28E S21	SWSW	40.0
T10S R28E S21	SESW	22.0	T10S R28E S28	NENW	1.0
T10S R28E S28	NWNW	11.0	T10S R28E S29	NENE	1.0
T10S R28E S29	NWNE	0.3	T10S R28E S29	NENW	0.7
T10S R28E S08	SWSW	21.0	T10S R28E S08	SESW	38.0
T10S R28E S08	SWSE	20.0			

1029 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 165 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 1029 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 43-7040 & 43-7062 PURSUANT TO SECTION 42-1426, IDAHO CODE.

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 - Beneficial Use

VERIFIED BY

6/14/01

06/14/2001

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

RIGHT NUMBER: 43-13056
NAME AND ADDRESS: LEONARD REHN
HC 76 BOX 1150
AMERICAN FALLS, ID 83211
JUNE REHN
2020 OVERLAND
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.54 CFS
660 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 9.63 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 4116 AF. COMBINED RIGHT NOS.: 43-
7040, 43-7062, & 43-13056.

PRIORITY DATE: 03/15/1987

POINT OF DIVERSION:	T10S R28E S17	SWNENW	Within CASSIA County
	T10S R28E S17	NWNESW	Within CASSIA County
	T10S R28E S20	SENESEW	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	1.54 CFS 660.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T10S R28E S17	NWNE	38	T10S R28E S17	SWNE	21
T10S R28E S17	NENW	40	T10S R28E S17	NWNW	39
T10S R28E S17	SWNW	23	T10S R28E S17	SENEW	39
T10S R28E S17	NESW	39	T10S R28E S17	NWSW	23
T10S R28E S17	SWSW	39	T10S R28E S17	SESW	40
T10S R28E S17	NWSE	23	T10S R28E S17	SWSE	39
T10S R28E S20	NWNE	22	T10S R28E S20	SWNE	35
T10S R28E S20	SENE	4	T10S R28E S20	NENW	38
T10S R28E S20	NWNW	23	T10S R28E S20	SWNW	11
T10S R28E S20	SENEW	38	T10S R28E S20	NESW	40
T10S R28E S20	NWSW	26	T10S R28E S20	SWSW	11
T10S R28E S20	SESW	38	T10S R28E S20	NESE	31
T10S R28E S20	NWSE	40	T10S R28E S20	SWSE	35
T10S R28E S20	SESE	26	T10S R28E S21	NESW	15
T10S R28E S21	NWSW	38	T10S R28E S21	SWSW	40
T10S R28E S21	SESW	22	T10S R28E S28	NENW	1
T10S R28E S28	NWNW	11	T10S R28E S29	NENE	1
T10S R28E S29	NWNE	0.3	T10S R28E S29	NENW	0.7
T10S R28E S8	SWSW	21	T10S R28E S8	SESW	38
T10S R28E S8	SWSE	20			

1029 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 165 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 1029 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-7040, 43-7062, & 43-13056.

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

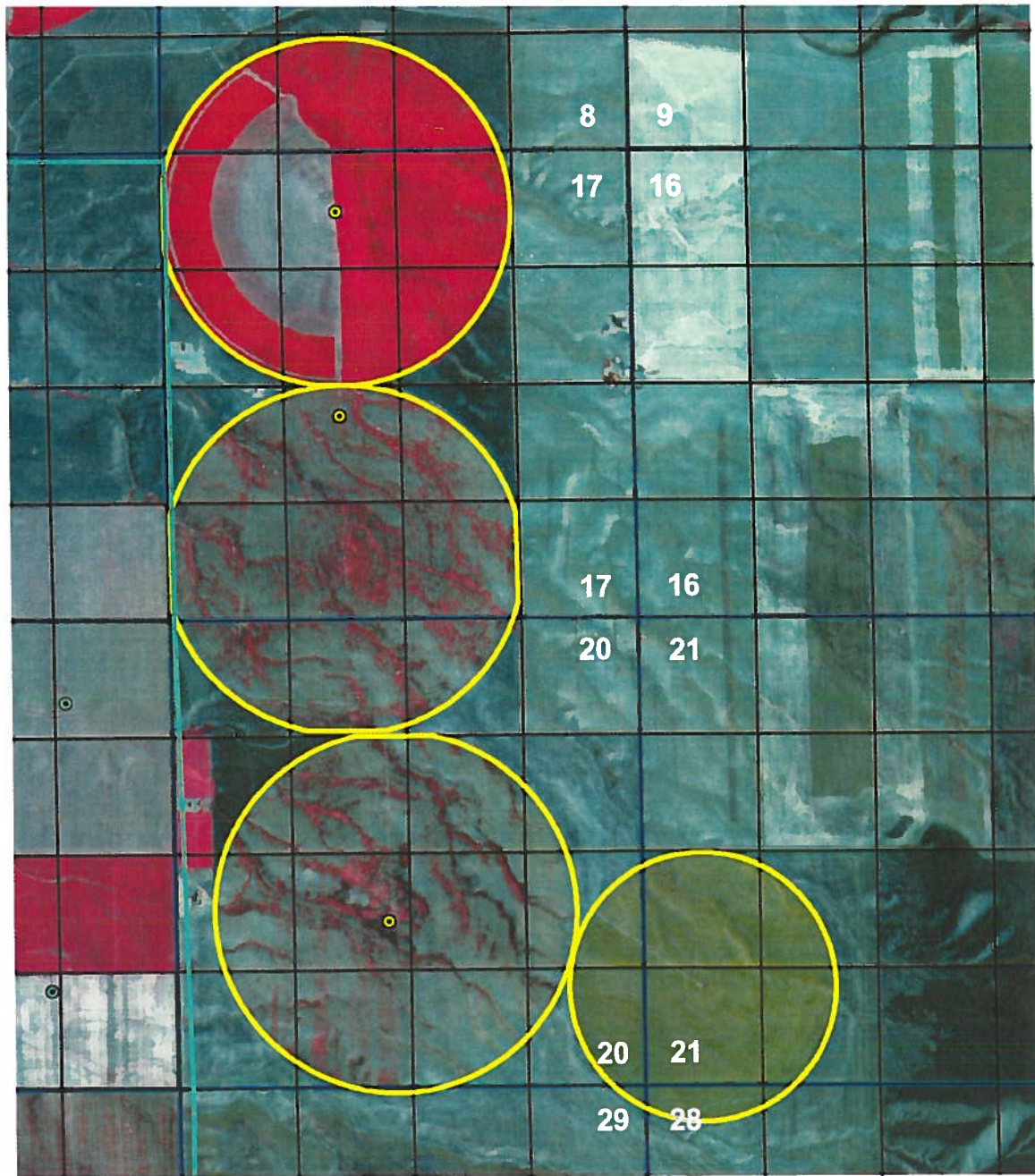
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 43-7040 & 43-7062 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

43-07040, 43-07062, & 43-13056



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON JUNE 14, 2001
TWP 10S, RNG 28E, SEC. 8, 17, 20, 21, 28, & 29



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

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



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

June 15, 2001

JUNE WREN
2020 OVERLAND
BURLEY ID 83318

RE: NEW PRELIMINARY RECOMMENDATIONS FOR 43-7040, 43-7062, & 43-13056

Dear Mrs. Wren,

Enclosed are the new preliminary recommendations reflecting the enlargement claim 43-13056 for the 165-acre pivot previously unclaimed. Please look them over carefully and return the Notice of Error replies by June 30th.

I have enclosed a copy of Idaho Code 42-1426, which outlines how enlargement claims are to be handled in the adjudication. I forgot to mention that these claims will be advertised in the local papers so that others are aware of the enlargement and may assert injury if need be.

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

Sincerely,

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

Jeanie Robertson
Sr. Water Resource Agent

enlargement, per 42-1426

CLAIM NUMBERS

DATE

TRANSFER NUMBER

HOMESTEAD ENTRY NO.

AGENT

CLAIMED ACRE TOTAL

165

GEOGRAPHIC INFO ACRES

	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	105	28E	20													15			22
GIS																			37
RECOM																			
CLAIM	105	28E	21									15	38	40	22				115
GIS																			
RECOM																			
CLAIM	105	28E	28					1	11										12
GIS																			
RECOM																			
CLAIM	105	28E	29	1															1
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

diversion rate:

43-7062 5.51

43-7040 4.12 } $9.63 \div 1029 \times 165 = 1.54 \text{ cfs}$

volume: $165 \times 4 = 660 \text{ AF}$

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT



Idaho Statutes

TITLE 42 IRRIGATION AND DRAINAGE -- WATER RIGHTS AND RECLAMATION CHAPTER 14

ADJUDICATION OF WATER RIGHTS

42-1426. ENLARGEMENTS -- WAIVER OF MANDATORY PERMIT REQUIREMENTS. (1)

Legislative findings regarding enlargements

(a) The legislature finds that prior to the commencement of the Snake River basin adjudication and subsequent to the mandatory permit system provided in sections 42-201 and 42-229, Idaho Code, persons entitled to the use of water or owning any land to which water has been made appurtenant by decree, license or constitutional appropriation have, through water conservation and other means, enlarged the use of said water without increasing the rate of diversion and without complying with the mandatory permit system adopted by the legislature. Enlargements have been done with the knowledge of other water users, and water has been distributed based upon the right as enlarged. Junior water users made appropriations based upon a water system that reflected these enlarged uses. Thus, the legislature further finds and declares that it is in the public interest to waive the mandatory permit requirements for these enlargements in use prior to the commencement of a general adjudication, so long as such enlargements in use did not increase the rate of diversion of the original water right or exceed the rate of diversion for irrigation provided in section 42-202, Idaho Code, after the enlargement of use, and the enlargement of use did not reduce the quantity of water available to other water rights existing on the date of the enlargement in use.

(b) The legislature further finds that it is in the public interest to waive certain statutory provisions for the appropriation of water that has been diverted and applied to beneficial use to insure the economic and agricultural base in the state of Idaho as it existed on the date of the commencement of the Snake River basin adjudication and to maintain historic water use patterns existing on that date.

(2) The mandatory permit requirements of sections 42-201 and/or 42-229, Idaho Code, are waived, and a new water right may be decreed for the enlarged use of the original water right based upon the diversion and application to beneficial use, with a priority date as of the date of completion of the enlargement of use for any enlargement occurring on or before November 19, 1987; provided however, that the rate of diversion of the original water right and the separate water right for the enlarged use, combined, shall not exceed the rate of diversion authorized for the original water right; and further provided, that the enlargement in use did not injure water rights existing on the date of the enlargement of use. An enlargement may be decreed if conditions directly related to the injury can be imposed on the original water right and the new water right that mitigate any injury to a water right existing on the date of enactment of this act. If injury to a water right later in time cannot be mitigated, then the new right for the enlarged use shall be advanced to a date one (1) day later than the priority date for the junior water right injured by the enlargement. It is further provided that any such enlargement of use allowed in a general adjudication shall not constitute an abandonment or forfeiture of the original water right to the extent of current use.

(3) The director shall publish a notice of enlargement of water right for all water rights recommended under this section. The notice shall contain a summary of the notice of claim and shall be published in the same manner as notices for applications to appropriate water in section 42-203A, Idaho Code.

Any person who has filed an application for a water right prior to the enactment of this act or who has been issued a permit for a water right prior to enactment of this act but who has not filed a claim in an adjudication shall have thirty (30) days from the date of last publication of the notice of enlargement of a water right under this section to file a petition with the department of water resources to assert any claimed injury from the enlargement. No appeal of the determination of the department shall be allowed. If the applicant or permittee is dissatisfied with the determination of the department on any claim of injury, the sole remedy is to intervene in the general adjudication and assert their claim of injury in an objection to the water right.

The Idaho Code is made available on the Internet by the Idaho Legislature as a public service. This Internet version of the Idaho Code may not be used for commercial purposes, nor may this database be published or repackaged for commercial sale without express written permission.

Search the Idaho Statutes

Available Reference: *Search Instructions*.

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