

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 43-13206
Date Received: 10/16/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

F STANLEY LLOYD Phone: (208)638-5543
HC 61 BOX 1510
ELBA ID USA 83326

2. Date of Priority: 07/13/1964

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14S	27E	18	NW SW 4	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.1	

7. Total Quantity Appropriated is:
0.1 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
14S	27E	18	SW SW	4	IRRIGATION	5
Section Acres						5
Total Acres						5

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2580D.

15. Basis of Claim: License



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

August 1, 2001

Ralph Wallin Family Trust
PO Box 243
Grace, ID
83241

Dear Mr. Wallin;

I am in the process of correcting an application for a water transfer that has been filed by Peter Grush. Stan Lloyd has recently contacted me regarding 5 inches of his groundwater right that he sold to Mr. Grush prior to selling you 20 acres of irrigated land and 15 inches of this same water right. Stan said that the westerly portion of this property had been converted from irrigated land to buildings and other non-irrigated uses, and that the 5 inches of Grush water should be removed from this land in the transfer. Enclosed is a map showing the portion of your land that will be dried up under the proposed transfer.

Before proceeding, I would like to get your approval to make this change. While you did not buy the 5 inches when you bought the land, it is still recorded as being appurtenant to your property. We are also holding the Change of Ownership form that you recently submitted for this same problem, so your response will help us to properly proceed with both matters.

Regards,

James E. Stanton
Sr. Water Resource Agent



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

E-mail address: kchrste@idwr.state.id.us

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 27, 2001

RALPH WALLIN FAMILY TRUST
PO BOX 243
GRACE ID 83241

RE: CHANGE OF OWNERSHIP FOR 43-2580D

Dear Sir or Madam:

I visited with Stanley Lloyd yesterday about the discrepancy between the diversion rate shown on the right (0.40 cfs or 20 inches) and the rate identified in the warranty deed (0.30 cfs or 15 inches).

He indicated that there was a previous agreement where the 5 inches was to be sold to Peter Grush but that has not happened. If that transfer were to be accomplished, then 5 acres within your place of use would have to be dried up.

Stan indicated that he would probably just sign a quit claim deed that conveys that 5 inches to you. If this were done, then it would not be necessary to identify 5 acres that would be dried up. For the short term I will hold the change of ownership request at my desk without completing the process pending a response from you and/or Stan concerning the 5 inches.

If you have any questions please call me at the number listed in the heading.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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
43-2580D					

RECEIVED

JUN 18 2001

**Department of Water Resources
Southern Region**

2. 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**.

3. Name and Address of Former Owner/Claimant(s) F. Stanley and Jeanette Lloyd
HC-61, Box 1510 Elba Id. 83324
4. New Owner/Claimant(s) Ralph Wallin family Trust
Name Connector (Check one): ☐ and ☒ or, ☐ and/or
- New Mailing Address PO Box 243
- City, State and ZIP Code Grace, Idaho 83241
- New Telephone Number (208) 425-9016
5. Date you acquired the property April 28, 2000

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)
(include title if applicable)

Ralph Wallin Family Trustee
Ralph Wallin Trustee
Miane Wallin Trustee

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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

#32820

For Value Received

F. STANLEY LLOYD and JEANETTE LLOYD, Trustees, or their successors in trust, under the Stan and Jeanette Lloyd Living Trust DTD Agust 28, 1995

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

RALPH WALLIN, JR. and DIANE WALLIN, Trustees of the Ralph Wallin, Jr. Inter Vivos Trust Agreement dated March 21, 1980

**Address: 279 East 800 North
Genola, Utah 84655**

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

**TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 18: That portion of Lot 4 lying East of the East right-of-way of Highway 81, formerly U. S. Highway 30

TOGETHER WITH 15 inches of water.

RESERVING unto the Grantors, their successors and assigns, a 30 foot wide access and mainline irrigation water easement adjacent and parallel to the East right-of-way line of Highway 81, more particularly described as follows: beginning at the Northwest corner of that portion of said Lot 4 lying East of the East right-of-way of Highway 81, formerly U. S. Highway 30, and running Southwesterly 939 feet, more or less, to a point on the East right-of-way line of said Highway 81 where the underground culvert crosses the right-of-way for Highway 81.

SUBJECT TO:

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

Taxes for 2000 and subsequent years.

Agreement For Purchase of Power between Raft River Rural Electric Cooperative, Inc., Seller, and Lloyd and Darrington, Consumer, dated September 27, 1967 and recorded October 4, 1967 as Instrument No. 37041 on Film No. 52, records of Cassia County, Idaho.

Reservations contained in U. S. Patent to Wells Hepworth, dated June 23, 1972 and recorded May 21, 1976 as Instrument No. 90819 on Film No. 101, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller, and F. Stanley Lloyd and Jeanette Lloyd Living Trust, Consumer, dated January 27, 2000 and recorded February 11, 2000 as Instrument No. 267344, 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 28, 2000

STAN and JEANETTE LLOYD LIVING TRUST
dated August 28, 1995

By: F. Stanley Lloyd
F. Stanley Lloyd, Trustee

By: Jeanette Lloyd
Jeanette Lloyd, Trustee

ACCEPTANCE OF THIS WARRANTY DEED

RALPH WALLIN, JR. INTER VIVOS TRUST AGREEMENT
dated March 21, 1980

By: Ralph Wallin, Jr.
Ralph Wallin, Jr., Trustee

By: Diane Wallin
Diane Wallin, Trustee

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 28th day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared F. STANLEY LLOYD and JEANETTE LLOYD, known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees of the Stan and Jeanette Lloyd Living Trust DTD August 28, 1995, and acknowledged to me that they executed the same as such Trustees.

[Signature]
Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

Larry Roberts
Notary Public
State of Idaho

STATE OF IDAHO)

) ss.

COUNTY OF Cassia)

On this 28th day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared **RALPH WALLIN, JR. and DIANE WALLIN**, known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees of the **Ralph Wallin, Jr. Inter Vivos Trust Agreement** dated **March 21, 1980**, and acknowledged to me that they executed the same as such Trustees.



Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

Larry Roberts
Notary Public
State of Idaho



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

May 22, 2002

Peter Grush
2025 S Hwy 81
Malta, ID
83342

RE: SRBA Claim 43-13207, Ralph Wallin Family Trust

Dear Peter;

As you have purchased this land and water from Mr. Wallin, Idaho law requires that a Notice of Change of Water Right Ownership form be filed with IDWR so that are records can be changed accordingly. A Change form and instructions are enclosed for your use, as is a printout of this claim. There is no charge for making this change as long as this claim is still under the SRBA. But the right has been recommended for a partial decree, which will probably occur this summer. Once the partial decree is issued, a processing fee of \$25. must accompany the form.

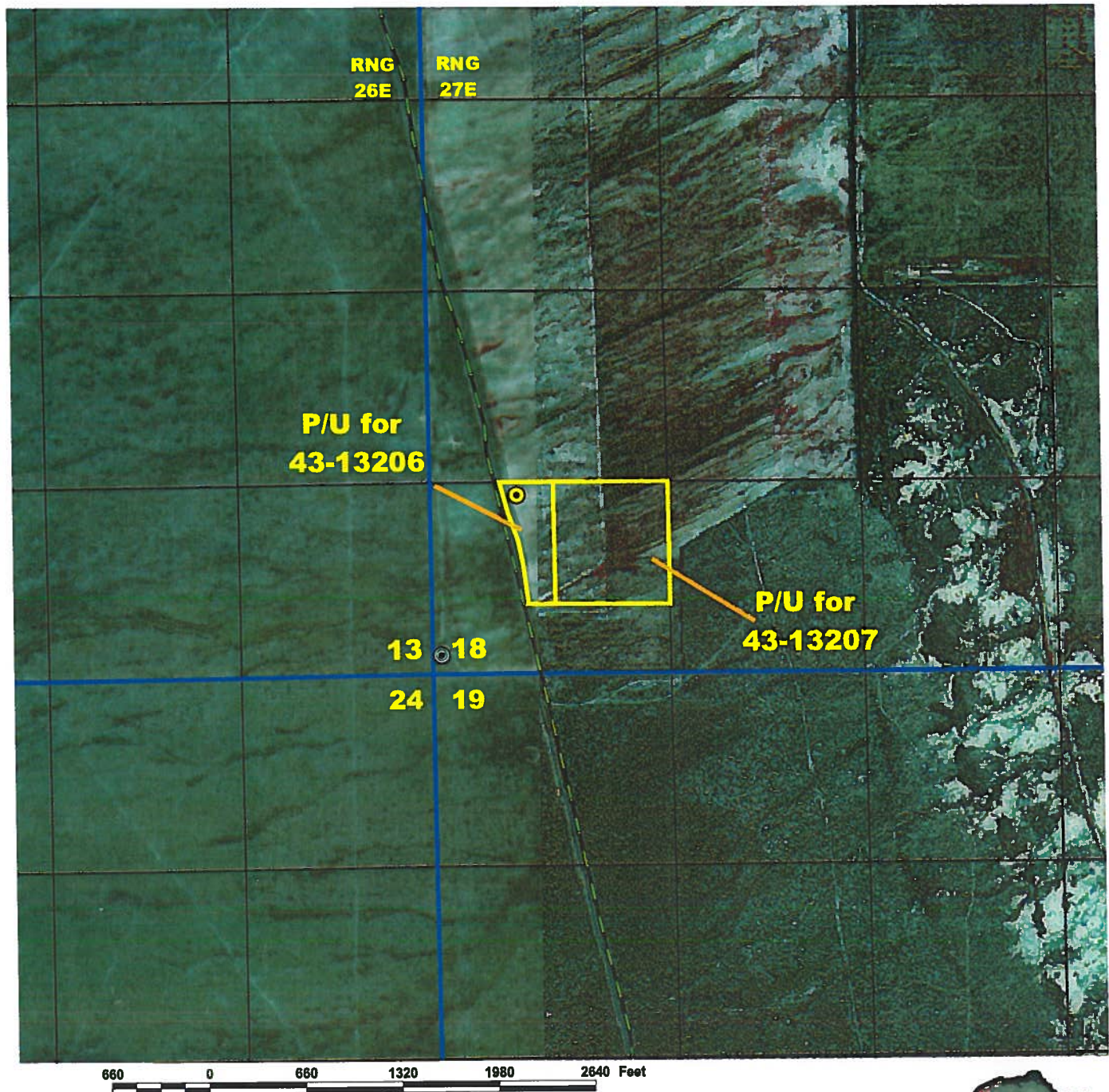
Although this property is not involved with your pending transfer, your purchase of it has created this "loose end" that needs to be taken care of.

Regards,

James E. Stanton
Sr. Water Resource Agent

2580D < 13206
13207

RECOMMENDED PLACE OF USE FOR 43-13206 and 43-13207



PLACE OF USE
TWP 14S, RNG 27E SEC 18
Data entry on OCTOBER 17, 2001

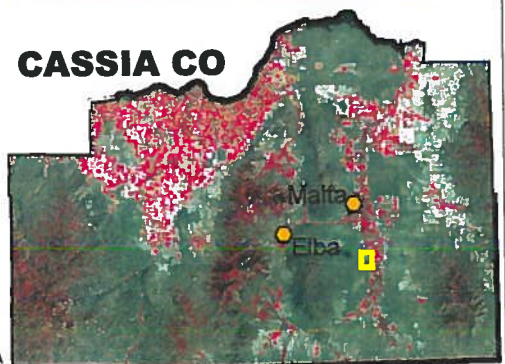
GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES



COPY

2001 NOV 23 PM 1:24

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. 43-2580D, 43-13206,
	)	43-13207
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

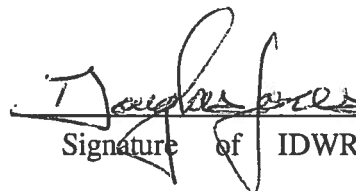
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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.

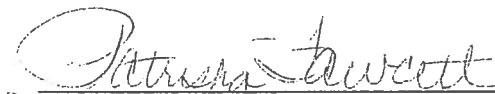
Dated: 11/15/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/23, 2001, 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:
F Stanley Lloyd
HC 61 Box 1510
Elba ID 83326
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Ralph Wallin Family Trust
PO Box 243
Grace ID 83241
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

10/26/01

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

RIGHT NUMBER: 43-2580D

SPLIT RIGHT: SEE RIGHT NOS. 43-13206 AND 43-13207.

10/25/2001

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

RIGHT NUMBER: 43-13206

NAME AND ADDRESS: F STANLEY LLOYD
HC 61 BOX 1510
ELBA ID 83326

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
20.00 AFY

PRIORITY DATE: 07/13/1964

POINT OF
DIVERSION:

T14S R27E S18 NWSWSW Lot 4 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.100 CFS
20.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T14S R27E S18 Lot 4 SWSW 5.0

5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

10/25/2001

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

RIGHT NUMBER: 43-13207

NAME AND ADDRESS: RALPH WALLIN FAMILY TRUST
PO BOX 243
GRACE ID 83241

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.300 CFS
60.00 AFY

PRIORITY DATE: 07/13/1964

POINT OF
DIVERSION:

T14S R27E S18 NWSWSW Lot 4 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.300 CFS
60.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T14S R27E S18 Lot 4 SWSW 15.0

15 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



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

November 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RALPH WALLIN FAMILY TRUST
PO BOX 243
GRACE ID 83241

RE: SRBA Claim(s) 43-2580D

Dear Claimant:

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.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: F. Stanley Lloyd

IDAHO DEPARTMENT OF WATER RESOURCES 10/17/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: F STANLEY LLOYD
HC 61 BOX 1510
ELBA ID 83326

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.10 CFS
20.0 AFY

PRIORITY DATE: 07/13/1964

POINT OF DIVERSION:

T14S R27E S18 NWSWSW Lot 4 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.100 CFS
20.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T14S R27E S18 Lot 4 SWSW 5.0

5 ACRES TOTAL

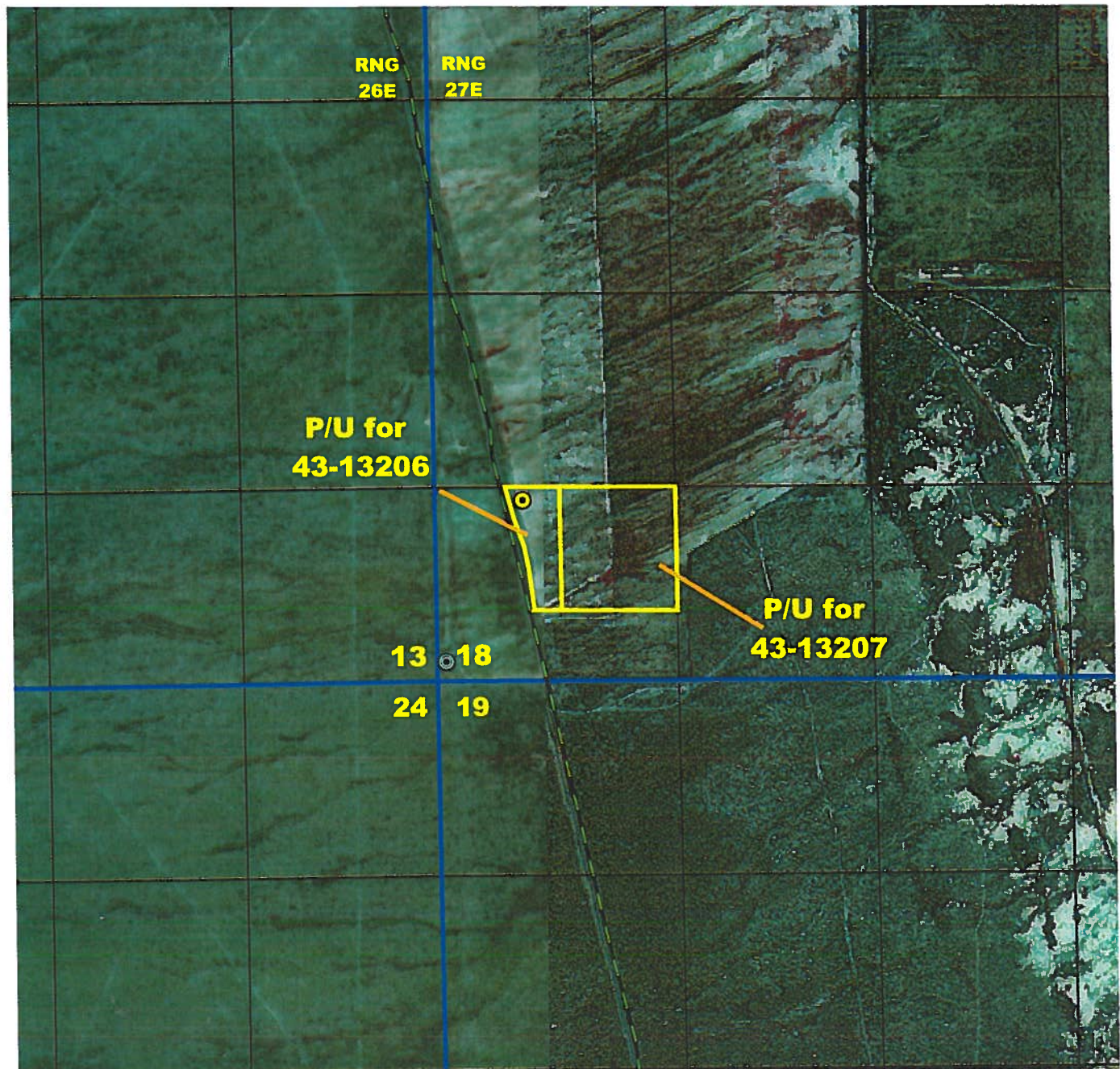
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: License

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2580D.

RECOMMENDED PLACE OF USE FOR 43-13206 and 43-13207



660 0 660 1320 1980 2640 Feet

PLACE OF USE
TWP 14S, RNG 27E SEC 18
Data entry on OCTOBER 17, 2001

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

● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES



CASSIA CO

