

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 43-13356
Date Received: 2/17/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

J MAX JONES
2060 E 1000S
DECLO ID USA 83323

Phone: (208) 645-3275

DIANE D JONES
2060 E 1000 S
DECLO ID USA 83323

Phone: (208) 645-3275

2. Date of Priority: 06/30/1985

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	26E	11	SE SE NW	CASSIA	
12S	26E	11	SW SW SE	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	1.12	

7. Total Quantity Appropriated is:
1.12 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
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12S	26E	10	SW	NE	IRRIGATION	38
			SE	NW	IRRIGATION	39
			SW	NW	IRRIGATION	38

Section Acres 115

12S	26E	11	SW	SW	IRRIGATION	29
			SE	NW	IRRIGATION	28
			SW	NW	IRRIGATION	40
			NW	SE	IRRIGATION	9
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SE	IRRIGATION	29
			SE	SW	IRRIGATION	38

Section Acres 253

Total Acres 368

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 RIGHT IS AN EXPANSION OF RIGHT NOS. 43-13108, 43-13110, 43-13112, & 43-13114 PURSUANT TO SECTION 42-1416B, IDAHO CODE FOR 68 ACRES.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-13116.

15. 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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 18, 2004

J MAX & DIANE JONES
2060 E 1000 S
DECLO ID 83323

RE: Cooper-Jones Ownership Change/Address Correction for SRBA Recommendations
43-2353, 43-2545, 43-13108, 43-13110, 43-13112, 43-13114, 43-13354, & 43-13356

Dear Mr. Jones,

I have been working on the ownership changes for the property you purchased from Larry Cooper. Be aware that some of the original rights needed to be split between you and Cooper which resulted in different water right numbers than those on the document you submitted. You still have a total of 8.17 cfs after the 1.65 cfs you sold to Harper and should be receiving copies of everything soon. The address on the original ownership change is outdated so please complete the enclosed Change of Address form and return it to our office so we can update the Department's records with the correct address.

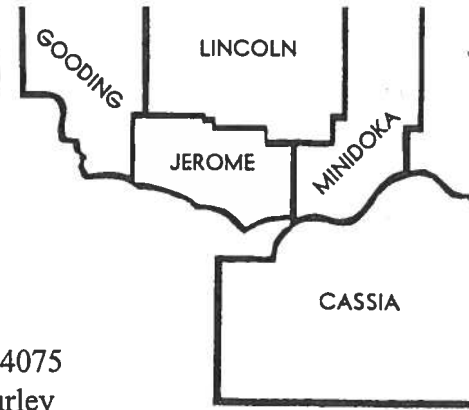
Feel free to call if you have any questions.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #34075
OFFICE: Burley

September 14, 2001

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

RECEIVED

SEP 17 2001

Department of Water Resources
Southern Region

Dear Ms. Roberts:

Enclosed with this letter please find the original executed Notice of Change In Water Right Ownership with supporting documents from Larry Cooper and Barbara Jean Cooper to J. Max Jones and Diane D. Jones.

Also enclosed in this envelope is the Notice of Change In Water Right Ownership between J. Max Jones and Diane D. Jones to Gary B. Harper and Susan Harper.

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 black ink, appearing to read "Larry Roberts", written over the typed name.

Larry Roberts
President and General Manager

LR/nrg
enc.

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

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

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

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

#21075

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**SEP 17 2001**Department of Water Resources
Southern Region

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
43-2332			43-12953		X
43-2402			43-2353		
43-2478			43-2545		
43-10150A					
43-10150B		X			

43-1335

43-1335b

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**.

Name and Address of Former
Owner/Claimant(s)

Larry Cooper and Barbara Jean Cooper

New Owner/Claimant(s)

J. Max Jones and Diane D. Jones

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

19246 Kodiak Road

City, State and ZIP Code

Jameson, MO 64647

New Telephone Number

(660) 828-4042

Date you acquired the property

July 10, 2001

276117

RECEIVED

SEP 17 2001

Department of Water Resources
Southern Region

WARRANTY DEED
("Exchange Property")

For Value Received, **Larry Cooper** and **Barbara Jean Cooper**, husband and wife, ("Grantors"), do hereby grant, bargain, sell and convey unto **J. Max Jones** and **Diane D. Jones**, ("Grantees"), whose address is:

J. Max Jones and Diane D. Jones
c/o Joseph Jones
2060 E. 1000 S.
Declo, ID 83323

the following described premises in Cassia County, Idaho, to-wit:

See legal description attached as Exhibit A.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and their heirs and assigns forever. The Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises, that the premises are free from all encumbrances save and except that encumbrance more particularly identified below:

That certain mortgage dated May 18, 2000 and recorded in the records of Cassia County on May 23, 2000 as instrument no. 269403. Larry Cooper and Barbara Jean Cooper are the named mortgagors and D.L. Evans Bank is the named mortgagee. D.L. Evans Bank assigned its interest in the mortgage to U.S. Bank Trust National Association pursuant to that certain assignment, dated May 18, 2000 and recorded May 23, 2000 in the records of Cassia County as instrument no. 269404.

Furthermore, this conveyance shall be subject to all building and zoning laws and regulations, all easements, rights of way, covenants and restrictions, and any reservations of record, including but not limited to the following:

1. Any and all rights to sand and gravel, pursuant to the Royalty Agreement by and between Loughmiller Reclamation, LLC and Larry K. Cooper and Barbara Jean Cooper, dated February 16, 2000, as amended by an Amendment to the Royalty Agreement, dated July 12, 2001.
2. That certain mineral rights reservation that is more particularly described in Exhibit B.

Subject to the foregoing exceptions and limitations, Grantors covenant that they will forever warrant the title to said premises.

GRANTORS:

7-14-01
Dated

7-14-01
Dated

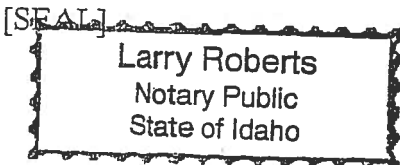
[Signature]
Larry Cooper
[Signature]
Barbara Jean Cooper

STATE OF IDAHO)
 :SS
County of Cassia)

On this 14th day of July, 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **LARRY COOPER** and **BARBARA JEAN COOPER**, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at Burley, ID
My Commission Expires: 8-30-03



Legal Description of property being exchanged

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3:

Parcel Number 1:

E $\frac{1}{4}$ SE $\frac{1}{4}$, LESS the following described parcel:

That portion deeded to the State of Idaho for a public highway.

Parcel Number 2:

Commencing at the Southeast corner of said Section 3; thence along the East line of said Section, North a distance of 1414.2 feet, more or less, to the True Point of Beginning, said point beginning 50.0 feet distance northeasterly, measured at right angles, from the centerline of the abandoned main track of the Raft River Branch of the Oregon Short Line Railroad Company, as formerly constructed and operated;

Thence along a straight line parallel with said centerline of abandoned main track, North 27°15' West a distance 750.0 feet, more or less, to the most easterly corner of the second described parcel of land conveyed by the Union Pacific Railroad Company to Martin F. Sanders by Quitclaim Deed dated May 5, 1949, UPRR Co. L.S.D.A. 1788;

Thence along the Southeast line of said parcel South 62°45' West a distance of 100.0 feet, to a point that is 50.0 feet distant Southwesterly, measured at right angles, from said centerline of abandoned main track;

Thence along a straight line parallel with said centerline of abandoned main track and the Southeasterly extension thereof, South 27°15' East a distance of 944.16 feet, more or less, to a point on the East line of said Section 3;

Thence along said East line of Section 3, North a distance of 218.4 feet to the True Point of Beginning.

Section 10:

E $\frac{1}{4}$ SE $\frac{1}{4}$ and N $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

EXHIBIT

tabbles

A

Mineral Reservation contained in Deed recorded May 2, 1961 as Instrument No. 1447, which reads as follows: "Reserving, all minerals and all mineral rights of every kind and character now known to exist or hereafter discovered, including without limiting the generality of the foregoing, coal, oil, gas and sandstone or valuable rock deposits and rights thereto, together with the sole and exclusive and perpetual right, to explore for and remove and dispose of said minerals by any means or methods suitable, to Martin F. Sanders, his heirs and assigns, including the right of access to, and use of, such parts of said described lands upon and below the surface thereof as may be necessary and convenient for any purpose in connection with the exploration for, removal, storage, disposition and transportation of said minerals and the deposition of tailings and together also with the perpetual right to remove and subjacent support from the surface of sand lands, except such as is necessary for the support of permanent structures erected thereon, prior to the time such right is exercised, without thereby incurring any liability whatsoever for damages so caused." (Affects Parcel Nos. 1, 3 and additional property not included herein)

276117

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY

RECORDER

FILED *30* DEPUTY *DM*

'01 JUL 16 PM 2 20

RECORDED AT THE REQUEST OF

LAND TITLE & ESCROW



WARRANTY DEED
("Sale Property")

For Value Received, **Larry Cooper** and **Barbara Jean Cooper**, husband and wife, ("Grantors"), do hereby grant, bargain, sell and convey unto **J. Max Jones** and **Diane D. Jones**, ("Grantees"), whose address is:

J. Max Jones and Diane D. Jones
c/o Joseph Jones
2060 E. 1000 S.
Declo, ID 83323

the following described premises in Cassia County, Idaho, to-wit:

See legal description attached as Exhibit A.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and their heirs and assigns forever. The Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises, that the premises are free from all encumbrances save and except that encumbrance more particularly identified below:

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1. Any and all rights to sand and gravel, pursuant to the Royalty Agreement by and between Loughmiller Reclamation, LLC and Larry K. Cooper and Barbara Jean Cooper, dated February 16, 2000, as amended by an Amendment to the Royalty Agreement, dated July 12, 2001.
2. That certain mineral rights reservation that is more particularly described in Exhibit B.

Subject to the foregoing exceptions and limitations, Grantors covenant that they will forever warrant the title to said premises.

GRANTORS:

7.14.01
Dated

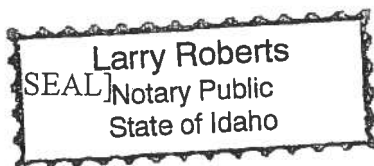
7-14-01.
Dated

[Signature]
Larry Cooper
[Signature]
Barbara Jean Cooper

STATE OF IDAHO)
 :SS
County of Cassia)

On this 14th day of July, 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **LARRY COOPER** and **BARBARA JEAN COOPER**, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at Burley, ID
My Commission Expires: 6-30-03

Legal Description of property being sold

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 11: SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$

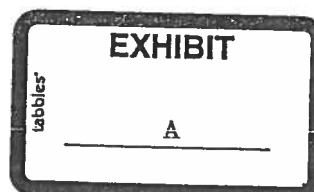
EXCEPTING THEREFROM, all that portion deeded to the State of Idaho
for highway purposes.

Section 10: SW $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 11: S $\frac{1}{2}$ N $\frac{1}{2}$, EXCEPT highway right-of-way.



276120

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY

RECORDER

FEEL *DR* DEPUTY *W*

'01 JUL 16 PM 2 24

RECORDED AT THE REQUEST OF

LAND TITLE & EGRESS

Mineral Reservation contained in Deed recorded May 2, 1961 as Instrument No. 1447, which reads as follows: "Reserving, all minerals and all mineral rights of every kind and character now known to exist or hereafter discovered, including without limiting the generality of the foregoing, coal, oil, gas and sandstone or valuable rock deposits and rights thereto, together with the sole and exclusive and perpetual right, to explore for and remove and dispose of said minerals by any means or methods suitable, to Martin F. Sanders, his heirs and assigns, including the right of access to, and use of, such parts of said described lands upon and below the surface thereof as may be necessary and convenient for any purpose in connection with the exploration for, removal, storage, disposition and transportation of said minerals and the deposition of tailings and together also with the perpetual right to remove and subjacent support from the surface of sand lands, except such as is necessary for the support of permanent structures erected thereon, prior to the time such right is exercised, without thereby incurring any liability whatsoever for damages so caused." (Affects Parcel Nos.1, 3 and additional property not included herein)

EXHIBIT

B

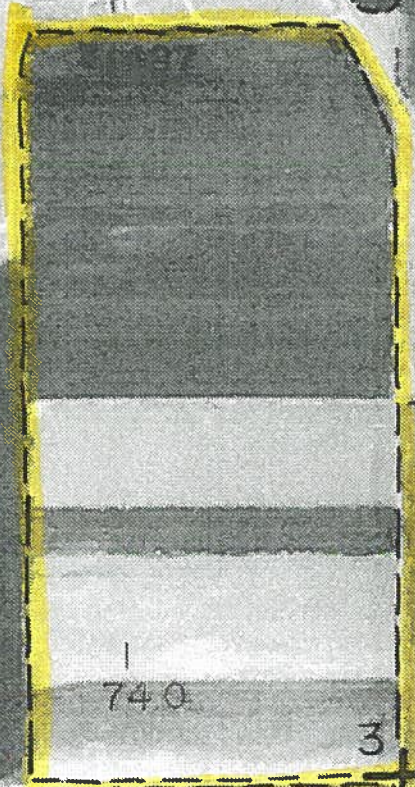
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3

34
3

T1517

17.2



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3
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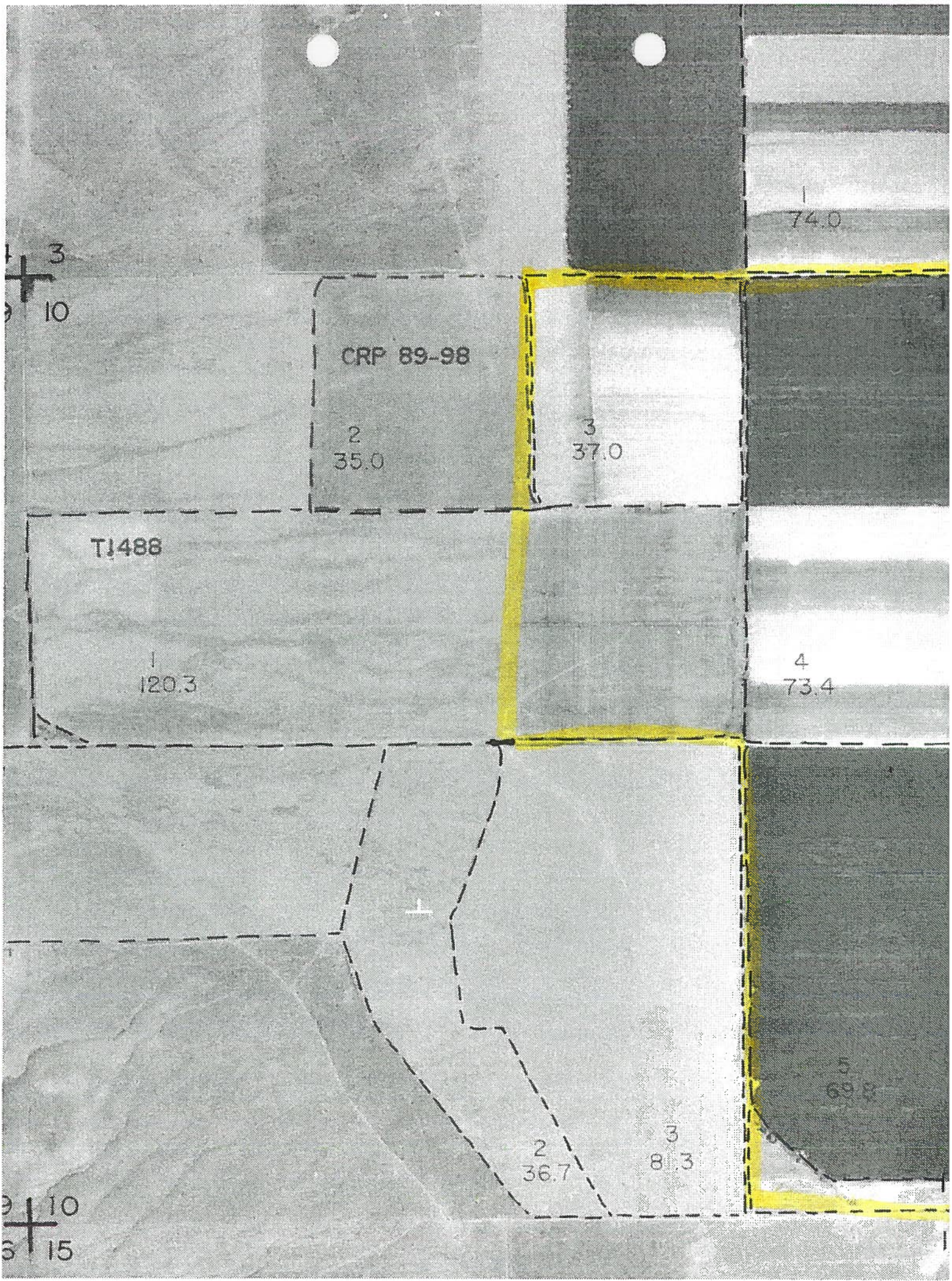
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CRP 89-98

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T1488



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CRP 89-98

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37.0

T1488

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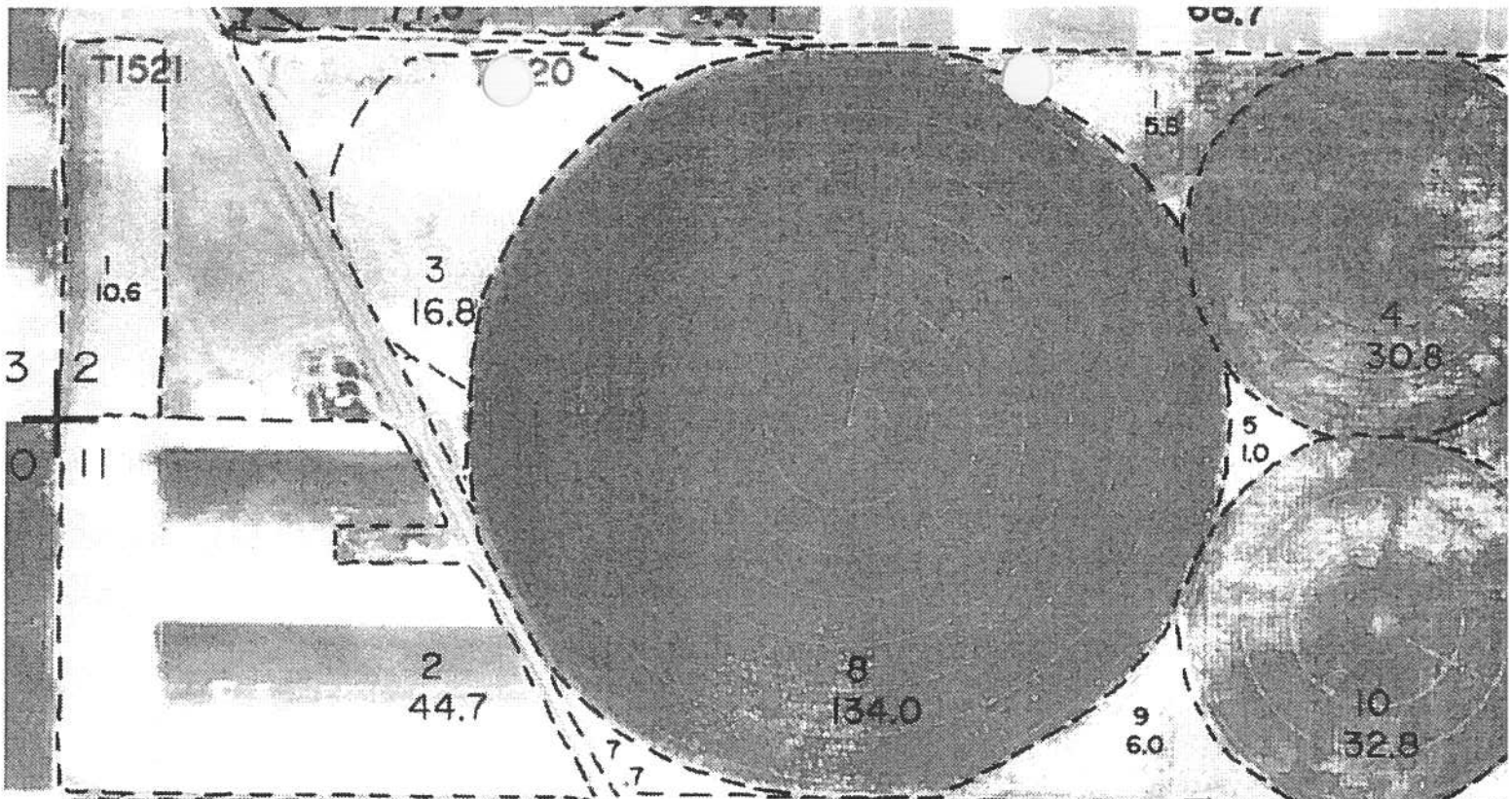
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COPY

2001 AUG -3 PM 2:38

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

Case No. 39576

) Subcase No. 43-13108, 43-13110,
) 43-13112, 43-13114, 43-13356

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDING
)

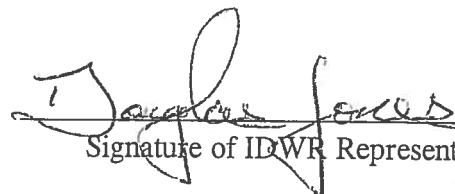
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 8/2/04


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/3, 2004, I mailed the original and c opies 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:
J Max Jones
Diane Jones
2060 E 1000 S
Declo ID 83323
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Gary Harper
Susan Harper
2040 E 850 S
Malta ID 83342
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. 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

07/28/2004

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

RIGHT NUMBER: 43-13108

NAME AND ADDRESS: GARY B HARPER
2040 E 850 S
DECLO ID 83323

SUSAN C HARPER
2040 E 850 S
DECLO ID 83323

DIANE D JONES
2060 E 1000 S
DECLO ID 83323

J MAX JONES
2060 E 1000 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.380 CFS
476.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 01/03/1949

POINT OF
DIVERSION: T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWSE 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	2.380 CFS 476.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SESW	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

07/28/2004

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

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 119 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 NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.
PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110,
43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2332.

07/28/2004

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

RIGHT NUMBER: 43-13110
NAME AND ADDRESS: DIANE D JONES
2060 E 1000 S
DECLO ID 83323

J MAX JONES
2060 E 1000 S
DECLO ID 83323

GARY B HARPER
2040 E 850 S
DECLO ID 83323

SUSAN C HARPER
2040 E 850 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.230 CFS
580.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-13112 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.42 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 580 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 01/14/1954

POINT OF
DIVERSION: T12S R26E S11 SESENE Within CASSIA County
T12S R26E S11 SWSWSE 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	2.230 CFS 580.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SENE	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

07/28/2004

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

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 145 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 NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.
PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110,
43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2402.

07/28/2004

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

RIGHT NUMBER: 43-13112

NAME AND ADDRESS: J MAX JONES
2060 E 1000 S
DECLO ID 83323

DIANE D JONES
2060 E 1000 S
DECLO ID 83323

GARY B HARPER
2040 E 850 S
DECLO ID 83323

SUSAN C HARPER
2040 E 850 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.230 CFS
548.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-13110 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.42 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 580 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108, 43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 10/05/1959

POINT OF

DIVERSION: T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWE 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	2.230 CFS 548.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SENW	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

07/28/2004

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

USE OF THIS RIGHT WITH RIGHT NO. 43-13110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 145 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112, 43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 137 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 NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS. PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110, 43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2478.

07/28/2004

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

RIGHT NUMBER: 43-13114

NAME AND ADDRESS: J MAX JONES
2060 E 1000 S
DECLO ID 83323

DIANE D JONES
2060 E 1000 S
DECLO ID 83323

GARY B HARPER
2040 E 850 S
DECLO ID 83323

SUSAN C HARPER
2040 E 850 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.230 CFS
72.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 03/15/1962

POINT OF
DIVERSION: T12S R26E S11 SESENE Within CASSIA County
T12S R26E S11 SWSWSE 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	0.230 CFS 72.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SENE	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

07/28/2004

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

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 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 - Beneficial Use

RIGHT NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.
PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110,
43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-10150A.

07/28/2004

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

RIGHT NUMBER: 43-13356

NAME AND ADDRESS: J MAX JONES
2060 E 1000 S
DECLO ID 83323

DIANE D JONES
2060 E 1000 S
DECLO ID 83323

GARY B HARPER
2040 E 850 S
DECLO ID 83323

SUSAN C HARPER
2040 E 850 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.120 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION: T12S R26E S11 SESENE Within CASSIA County
T12S R26E S11 SWSWSE 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	1.120 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SENE	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

07/28/2004

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

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 68 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 AN EXPANSION OF RIGHT NOS. 43-13108, 43-13110,
43-13112, & 43-13114 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-13116.

COPY

2004 MAY -4 PM 2:13
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

Case No. 39576

) Subcase No. 43-13116, 43-13355,
)
) 43-13356
)

) 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? [X]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: 5/4/04


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/04, 2004, 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:
Roger Ling
Ling Robinson & Walker
PO Box 396
Rupert ID 83350
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
J Max Jones
Diane Jones
2060 E 1000S
Declo ID 83323
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. 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

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

5/4/04

RIGHT NUMBER: 43-13116

SPLIT RIGHT: SEE RIGHT NOS. 43-13355 and 43-13356.

05/04/2004

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

RIGHT NUMBER: 43-13355

NAME AND ADDRESS: BARBARA JEAN COOPER
227 W 20 S KNOX DR
BURLEY ID 83318

LARRY COOPER
227 W 20 S KNOX DR
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.13 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 236 AF. COMBINED RIGHT NOS.: 43-13321,
43-13353, & 43-13355.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION: T12S R26E S11 SESENW 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	0.180 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	NENW	32.0	T12S R26E S10	SWNW	38.0
T12S R26E S10	SENW	39.0			

109 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-13321 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 77 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 109 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-423B, 43-13321, 43-13353, &
43-13355.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

05/04/2004

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

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 AN EXPANSION OF RIGHT NO. 43-13321 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-13116.

05/04/2004

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

RIGHT NUMBER: 43-13356
NAME AND ADDRESS: J MAX JONES
2060 E 1000 S
DECLO ID 83323

DIANE D JONES
2060 E 1000 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.120 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION: T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWSE 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	1.120 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SENE	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 68 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

05/04/2004

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

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 AN EXPANSION OF RIGHT NOS. 43-13108, 43-13110,
43-13112, & 43-13114 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-13116.



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 4, 2004

J MAX JONES
DIANE JONES
2060 E 100 S
DECLO ID 83323

RE: SRBA Claim(s) 43-13108, 43-13110, 43-13112, 43-13114
 43-13116 (Part)

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,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

cc: Roger Ling

02/18/2004

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

RIGHT NUMBER: 43-13356
NAME AND ADDRESS: J MAX JONES
2060 E 1000 S
DECLO ID 83323

DIANE D JONES
2060 E 1000 S
DECLO ID 83323

SOURCE: GROUND WATER
QUANTITY: 1.120 CFS

TRIBUTARY:

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION:

T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWSE 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	1.120 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38.0	T12S R26E S11	SWNW	40.0
T12S R26E S11	SENW	28.0	T12S R26E S11	NESW	40.0
T12S R26E S11	NWSW	40.0	T12S R26E S11	SWSW	29.0
T12S R26E S11	SESW	38.0	T12S R26E S11	NWSE	9.0
T12S R26E S11	SWSE	29.0			

291 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 68 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

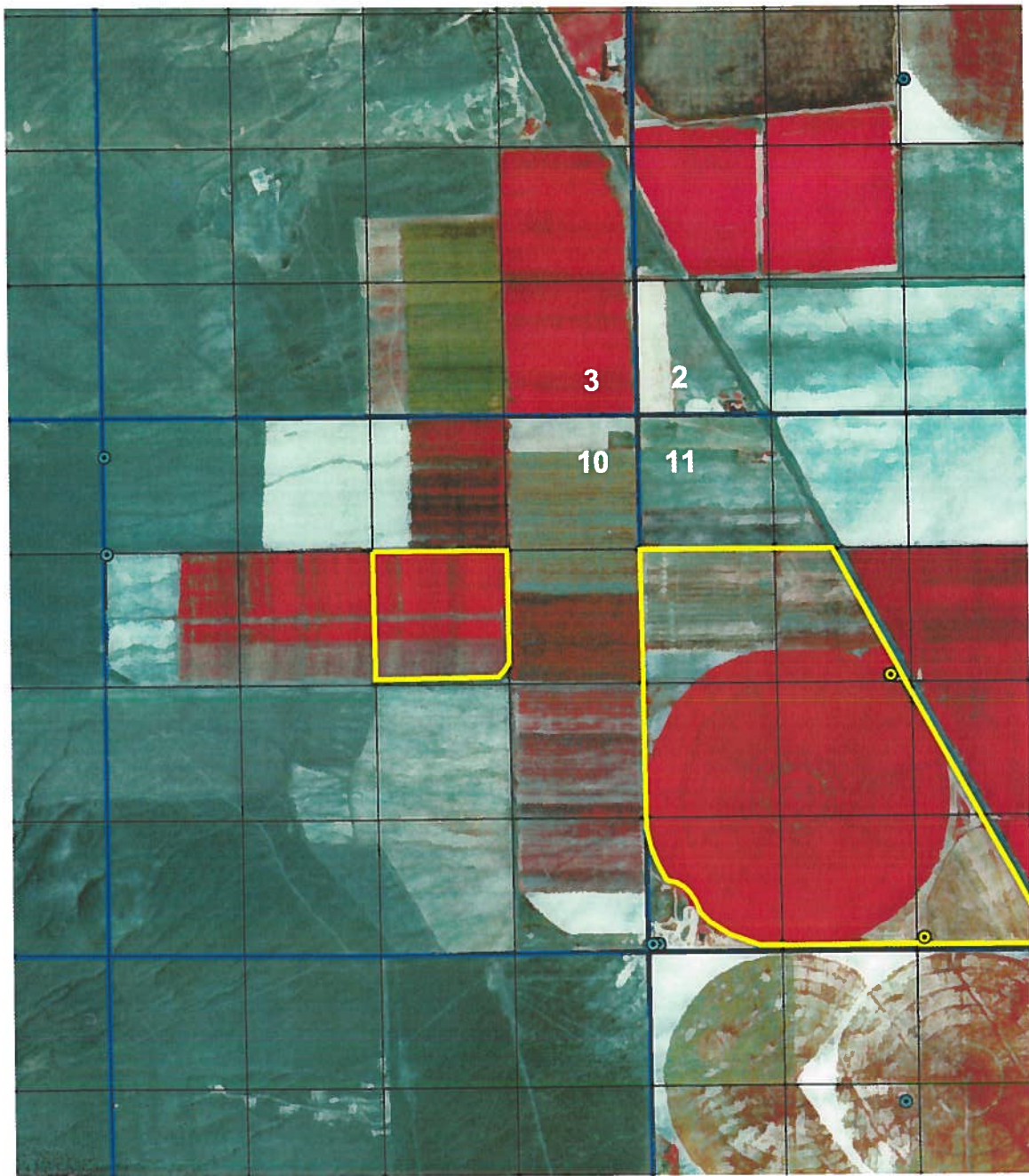
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 43-13108, 43-13110,
43-13112, & 43-13114 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-13116.

43-13108, 43-13110, 43-13112, 43-13114, & 43-13356



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON FEB. 18, 2004
TWP 12S, RNG 26E, SEC. 10 & 11

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

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 43-13356 V1

WATER RIGHT NUMBER: 43-13356 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ALLEN ENTERPRISES 2191 S 3500 W OGDEN, UT 84414 (801)731-0692
Original Owner	BARBARA JEAN COOPER 227 W 20 S KNOX DR BURLEY, ID 83318 (208)678-8015
Current Owner	J MAX JONES 2060 E 1000 S DECLO, ID 83323 (208) 645-3275
Current Owner	DIANE D JONES 2060 E 1000 S DECLO, ID 83323 (208) 645-3275
Original Owner	LARRY COOPER 227 W 20 S KNOX DR BURLEY, ID 83318

Priority Date: 06/30/1985

Basis: Beneficial Use

Status:

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.120 CFS	
	<u>Total Diversion:</u>	1.120 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4NW1/4	Sec. 11, Twp 12S, Rge 26E, B.M.
CASSIA County		
GROUND WATER	SW1/4SW1/4SE1/4	Sec. 11, Twp 12S, Rge 26E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	26E	10			38.0														38.0
12S	26E	11						40.0	28.0	40.0	40.0	29.0	38.0		9.0	29.0			253.0

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 43-13356 V1

Total Acres: 291

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112, 43-13114, & 43-13356.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108, 43-13110, 43-13112, 43-13114, & 43-13356.

Comments:

1. jroberts 2/18/2004 Basis of Recommendation

Comment: This right is for part of the property Cooper sold to Jones. It is portion of the original 368 acres recommended under 43-13116, which was an expansion of several licenses and one beneficial use right for an additional 86 acres. Of that 86 acres, Jones now has 68 expansion acres.

8/9/01
08/09/2001

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

RIGHT NUMBER: 43-13116
NAME AND ADDRESS: BARBARA JEAN COOPER
LARRY COOPER
227 W 20 S KNOX DR
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.12 CFS

$4.8 \div 291 \times 68 = 1.12$

43-13116
-13355
Cooper
18 Ac.
13356
Jones
68 Ac.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-
13108, 43-13110, 43-13112, 43-13114, & 43-13116.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION: T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	1.12 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T12S R26E S10	SWNE	38	T12S R26E S10	SWNW	38
T12S R26E S10	SENE	39	T12S R26E S11	SWNW	40
T12S R26E S11	SENE	28	T12S R26E S11	NESW	40
T12S R26E S11	NWSW	40	T12S R26E S11	SWSW	29
T12S R26E S11	SESW	38	T12S R26E S11	NWSE	9
T12S R26E S11	SWSE	29			

291
368 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 368 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-
13112, 43-13114, & 43-13116.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 86 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

18C 68 J

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 AN EXPANSION OF RIGHT NOS. 43-13108, 43-13110, 43-13112, & 43-13114 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-10150B.