

AJ5856NP

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

DATE: AUG-18-1997
PAGE: A-81

RIGHT NUMBER: 43-10180

NAME & ADDRESS: J H & T INVESTMENT
STAR RT BOX 27
DECLO ID 83323

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1948

POINT OF DIVERSION: T11S R26E S35 SWSWE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T11S R26E S35 SWSE

DOMESTIC Within CASSIA County
T11S R26E S35 SWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP11S26E3500D0
STOCKWATER, 10 BEEF

Claim proofread by: KT
Date: 9-5

AJ5856NP

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

DATE: AUG-8-1997

PAGE: A-86

RIGHT NUMBER: 43-10180

NAME & ADDRESS: J H & T INVESTMENT
STAR RT BOX 27
DECLO ID 83323

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

PRIORITY DATE: 01/01/1948

POINT OF DIVERSION: T11S R26E S35 SWSWSE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC DOMESTIC, 1 HOME; STOCKWA	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T11S R26E S35 SWSE

DOMESTIC Within CASSIA County
T11S R26E S35 SWSE

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

PARCEL NO. RP11S26E350000

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: AST

Date: 8/13/97

Data entry verified by: [Signature]

Date: 8-15-97

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A43-10180**
Date Received: 6/ 6/1989
Receipt No: S007590
Received By: _____

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

1. Name: J H & T INVESTMENT 208-645-2288
Address: STAR RT BOX 27
DECLO ID 83323

2. Date of Priority: JAN 1, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	26E	35	SW	SW	SE		CASSIA

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, S/10 BEEF STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	26E	35	SW	SE		STOCK	
			SW	SE		DOMEST	

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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:
NONE

14. Remarks:

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
MAR 05 1993

Ken DunnNEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type
(see instructions on back of page)RECEIVED
APR 21 1992

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

APR 23 1992

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)☐ Water Right Number(s)
Assigned by IDWR: A 43-10180Department of Water Resources
Southern Region Office☐ Name and Address of Former
Owner/Claimant(s)(Seller): H.G. McElhinney☐ New Owner/Claimant
(Purchaser): J.H. & T Investment☐ New Mailing Address: Star Rt. Box 27
Decio, ID. 83323☐ New Telephone Number: (208) 645-2288☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:☐ Attach proof of
ownership, describe
proof attached: Copy of record at Court Recording office(proof of ownership must describe either the property conveyed or include the claim number. Proof
of ownership is not required if this form is signed by the former owner/claimant.)☐ Signature of New
Owner/Claimant(s): Hayne Buck Date 4-17-92

Date

☐ Signature of Former
Owner/Claimant(s): _____ Date _____

Date

(Signature of former claimant(s) is not required if proof of
ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: 8/29/92 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data Entry

Date: 5/29/92 By: [Signature]

Claim Numbers of Split, if any:

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MAR 05 1993

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

McElhinney, H. G.
% Buck, Harold
3662 W. 2550 So.
Ogden, UT 84401

3155
115268350000

E¹/₂ less T 2315 S 35 T 11 R 26 ^{\$}_E

17

117858 Single Tree Land & Livestock, Inc to J Harold & Helen Z Buck
4-1-72 Contract of sale *Recorded 6-10-79 \$95,000.00*
169564 QC J Harold Buck & Helen Z Buck to J H & T Investment Ltd.
1-28-85 (rec 5-17-85)

Request sent 1-73 A-85

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MAR 05 1993

SD-33	Last Name: BUCK		STATE					
S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
---	BUCK	---	---	---	---	---	---	---
---	THAYNE	C R43-10180	01/01/1948	GROUNDWATER	0.060	43	DOMEST	
---						04	STOCK	
---	THAYNE	C A43-02343	04/28/1950	GROUNDWATER	2.890	01	IRR	
---	MARILYN	C A43-02343	04/28/1950	GROUNDWATER	2.890	01	IRR	
---	THAYNE	C A43-02345	05/02/1950	GROUNDWATER	1.600	01	IRR	
---	MARILYN	C A43-02345	05/02/1950	GROUNDWATER	1.600	01	IRR	
---	THAYNE	C A43-02364	07/09/1951	GROUNDWATER	1.300	01	IRR	
---	MARILYN	C A43-02364	07/09/1951	GROUNDWATER	1.300	01	IRR	
---	THAYNE	C A43-02365	07/27/1951	GROUNDWATER	1.400	01	IRR	
---	MARILYN	C A43-02365	07/27/1951	GROUNDWATER	1.400	01	IRR	
---	THAYNE	C A43-02340	03/20/1950	GROUNDWATER	1.600	01	IRR	
---	MARILYN	C A43-02340	03/20/1950	GROUNDWATER	1.600	01	IRR	
---	THAYNE	C A43-10181	01/01/1948	GROUNDWATER	0.040	43	DOMEST	
---	MARILYN	C A43-10181	01/01/1948	GROUNDWATER	0.040	43	DOMEST	
---	THAYNE	C A43-10366	06/30/1985	GROUNDWATER	1.600	01	IRR	

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 05 1993

SD-33

Last Name: BUCK

STATE

S
E
LO
W
NFirst
NameWater
Right No.Priority
Date

Source

Total
DiversionUse
Code Desc

BUCK

MARILYN

C A43-10366

06/30/1985

GROUNDWATER

1.600

01 IRR

THAYNE

C A43-10180

01/01/1948

GROUNDWATER

0.060

43 DOMEST

MARILYN

C A43-10180

01/01/1948

GROUNDWATER

0.060

04 STOCK

THAYNE

C R43-10181

01/01/1948

GROUNDWATER

0.040

43 DOMEST

MARILYN

C R43-10181

01/01/1948

GROUNDWATER

0.040

43 DOMEST

MARILYN

C R43-10180

01/01/1948

GROUNDWATER

0.060

43 DOMEST

04 STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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MAR 05 1993

SD-0604-2 Township: 11S Range: 26E Section: 35 Tract: Lot: 22

S	L	STATE	O	S	Max #	Records	22
E	O	Water	W	T	Priority	Use	
L	Tract	Right No.	N	AC	G	Date	Code Desc
---	---	---	---	---	---	---	---
---	SWSE	A43-02320	J.H. & T. INVESTMENTS,	C	40	L	09/10/1948 01 IRR
---	SWSE	A45-10589	REFERENCE RT.	C			01/01/1948 43 DOMES
---			BUCK, MARILYN	O			04 STOCK
---	SWSE	A43-10180	BUCK, THAYNE	C		J	01/01/1948 43 DOMES
---			BUCK, MARILYN	C			04 STOCK
---	SWSE	A43-10180	BUCK, THAYNE	C		J	01/01/1948 43 DOMES
---			BUCK, MARILYN	C			04 STOCK
---	SWSE	R43-10180	BUCK, THAYNE	C		J	01/01/1948 43 DOMES
---			BUCK, MARILYN	C			04 STOCK
---	SWSE	R43-10180	BUCK, THAYNE	C		J	01/01/1948 43 DOMES
---			BUCK, MARILYN	C			04 STOCK
---	SESE	A43-10365	J.H. & T. INVESTMENTS,	C	40	J	06/30/1985 01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

29-May-1992

RE: ADJUDICATION CLAIM NO. A43-10180

J H & T INVESTMENT
STAR RT BOX 27
DECLO ID 83323

Dear Claimant(s):

Enclosed please find a copy of a computer-generated claim based on the information from your original claim, which has been entered in our records.

Please review the claim for accuracy. In a few instances, clarifications may have been added by the Department at the time of data entry. Should you have any questions or objections regarding this record of your claim, please contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

MICROFILMED
MAR 05 1993

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10180

Date Received: 5/17/1989

Receipt No: 5007590

Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THAYNE BUCK 208-645-2288
Address: STAR RT.
DECLO, ID 83323

AND/OR

Name: MARILYN BUCK 208-645-2288
Address: STAR RT.
DECLO, ID 83323

2. Date of Priority: JAN 01, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	26E	35	SW	SW	SE		CASSIA

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, S/10 BEEF STOCK

A43-10180

Page 1

Date: 05/17/89

MICROFILMED
MAR 05 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	26E	35	SW SE		STOCK DOMEST	

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:
NONE

14. Remarks:

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): Thayne Buck Date: June 6 19
_____ Date: _____

State of Idaho)
County of sf) SS.

Subscribed and sworn (or affirmed) before me this 6 day

of June 19 89

Loni White
Notary Public

Seal

Residing at sf
My Commission Expires 5/94

(lw)
sent

✓

5/17/1989

THAYNE & MARILYN BUCK
STAR RT.
DECLO, ID 83323

DEAR MR. & MRS. BUCK:

ENCLOSED PLEASE FIND 2 SETS OF CLAIM COPIES . KEEP ONE SET FOR YOUR RECORDS AND RETURN THE 2ND SET SIGNED AND NOTARIZED WITH A CHECK FOR THE BALANCE DUE. PLEASE CONTACT ME IF YOUR WATER RIGHTS DO NOT ACCURATELY DESCRIBE YOUR FARM, EX: ACRES BEING IRRIGATED THAT ARE NOT COVERED BY THE LICENSES. IF THIS IS THE CASE, THEN AN EXPANSION CLAIM FOR THE ADDITIONAL ACRES MAY NEED TO BE FILED.

THE FEE FOR AN IRRIGATION CLAIM IS \$50 PER CLAIM AND \$1 PER ACRE COVERED. DOMESTIC/STOCK CLAIMS ARE CHARGED A FLAT FEE OF \$25 EACH. THE FEE BREAKDOWN IS:

IRRIGATION	ACRES	FEE	TOTAL
A43-02320	280	\$50	\$ 330
A43-02343	160	50	210
A43-02345	80	50	130
A43-02340	80	50	130
A43-02364	65	50	115
A43-02365	80	50	130
DOMESTIC			
A43-10180	--	25	25
A43-10181	--	25	25

BALANCE DUE \$1,095

SINCE THE TOTAL FEE EXCEEDS \$1,000 YOU ARE ELIGIBLE FOR AN EXTENDED PAYMENT PLAN. AT THE TIME OF PAYMENT, 1/5 OF THE TOTAL FEE IS DUE. A BILLING SCHEDULE WILL BE SET UP, AND THERE WILL BE 4 ANNUAL PAYMENTS. EACH PAYMENT WILL EQUAL 1/5 OF THE TOTAL FEE, PLUS INTEREST ON THE UNPAID BALANCE CALCULATED AT 10% PER ANNUM. EACH PAYMENT WILL BE DUE AND PAYABLE ON THE FIRST DAY OF THE SAME MONTH EACH OF THE FOLLOWING 4 YEARS.

MICROFILMED

MAR 05 1993

YOU HAVE THE OPTION OF PAYING THE TOTAL FEE OF \$1,095 OR THE
PAYMENT PLAN AMOUNT OF \$219. PLEASE SUBMIT A CHECK FOR THE
BALANCE DUE WITH THE SIGNED AND NOTARIZED CLAIMS.

IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT ME AT 734-3578.

SINCERELY,

LORI WHITE
WATER AGENT

MICROFILMED

MAR 05 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

- H. G. McEwen
- C/o G H & T Investment
- Star Rt Box 27
- Declo ID 83323

MAILING DATE: April 8, 1992

RESPONSE DATE: April 22, 1992

RE: NOTICE OF CLAIM NO[S]: A43-10180

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- Thayne + Marilyn Luck
- Star Rt
- Declo ID 83323

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

Change of Ownership Form

Change of Address Form

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

APR 13 1992

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 05 1993

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

AJ0743NP
(00-124)

Water Right Number - R43-10180 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
J H & T INVESTMENT

1 - STAR RT BOX 27
2 -
3 -
City- DECLO State- ID Zip- 83323
Phone - 208-645-2288

*** O - ORIGINAL OWNER ***
BUCK

1 - STAR RT
2 -
3 -
City- DECLO State- ID Zip- 83323
Phone - 208-645-2288

THAYNE
MARILYN

1 - STAR RT
2 -
3 -
City- DECLO State- ID Zip- 83323
Phone - 208-645-2288

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1948 ERROR IN REGION J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

11S 26E 35 SW SW SE (31) CASSIA

+ - - - - - Water Use - - - - - Diversion Rate Diversion Volume

Code Description Period From Period To Water Use
43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.020

+ - - Total Div. Rate - - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.060 0.0

+ - - - - - Place of Use - - - - - Description County

Twn Rng Sec Tract Lot Acres Code Description County
11S 26E 35 SW SE 04 STOCKWATER (31) CASSIA
11S 26E 35 SW SE 43 DOMESTIC (31) CASSIA

Total Acres:

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 10 BEEF

MICROFILMED
MAR 05 1993

Water right number - R43-10180

Remarks

PARCEL NO. RP11S26E350000

Right Numbers -

No Old Water Right Numbers Found

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

Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

Comments-

Date: 05/29/1992 User Id: ROBERTSO Subject: NAME/OWNERSHIP CHANGE
Change of ownership form received 4/23/92. Original owner Thayne
and Marilyn Buck, new owners J H T Investment (same address and p
hone). Form signed by former owner and signature verified. Copy
forwarded to S.O. 5/29/92. A43-10180 also changed on this date.
Contractor to continue review.

+ - - Audit Fields - - +

05/29/92 ROBERTSO

Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/06/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S007590	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
MAR 05 1993



Ken Dunn
**NEW PROPERTY OWNER
 NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type
 (see instructions on back of page)

DATE OF CLOSING: _____

RECEIVED
 APR 21 1992

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
 Assigned by IDWR: A 43-10180

Department of Water Resources
 Northern Region Office

☐ Name and Address of Former
 Owner/Claimant(s)(Seller): H. G. McElhinney

☐ New Owner/Claimant
 (Purchaser): J. H. & T. Investment

☐ New Mailing Address: Star Rt. Box 27
Declo, ID. 83323

Department of Water Resources

☐ New Telephone Number: (208) 645-2288

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Copy of record at Court Recording office
 (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Hayne Buck Date 4-17-92

☐ Signature of Former Owner/Claimant(s) _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: 5/19/92 By: [Signature]

Further Action Needed: _____

Further Action Taken

Date: _____ By: _____

Final Review and Data Entry

Date: 5/29/92 By: [Signature]

Claim Numbers of Split, if any: _____

MICROFILMED
 MAR 05 1993

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

5/17/1989

THAYNE & MARILYN BUCK
STAR RT.
DECLO, ID 83323

DEAR MR. & MRS. BUCK:

ENCLOSED PLEASE FIND 2 SETS OF CLAIM COPIES . KEEP ONE SET FOR YOUR RECORDS AND RETURN THE 2ND SET SIGNED AND NOTARIZED WITH A CHECK FOR THE BALANCE DUE. PLEASE CONTACT ME IF YOUR WATER RIGHTS DO NOT ACCURATELY DESCRIBE YOUR FARM, EX: ACRES BEING IRRIGATED THAT ARE NOT COVERED BY THE LICENSES. IF THIS IS THE CASE, THEN AN EXPANSION CLAIM FOR THE ADDITIONAL ACRES MAY NEED TO BE FILED.

THE FEE FOR AN IRRIGATION CLAIM IS \$50 PER CLAIM AND \$1 PER ACRE COVERED. DOMESTIC/STOCK CLAIMS ARE CHARGED A FLAT FEE OF \$25 EACH. THE FEE BREAKDOWN IS:

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A43-02340	80	50	130
A43-02364	65	50	115
A43-02365	80	50	130
DOMESTIC			
A43-10180	--	25	25
A43-10181	--	25	25
BALANCE DUE			\$1,095

SINCE THE TOTAL FEE EXCEEDS \$1,000 YOU ARE ELIGIBLE FOR AN EXTENDED PAYMENT PLAN. AT THE TIME OF PAYMENT, 1/5 OF THE TOTAL FEE IS DUE. A BILLING SCHEDULE WILL BE SET UP, AND THERE WILL BE 4 ANNUAL PAYMENTS. EACH PAYMENT WILL EQUAL 1/5 OF THE TOTAL FEE, PLUS INTEREST ON THE UNPAID BALANCE CALCULATED AT 10% PER ANNUM. EACH PAYMENT WILL BE DUE AND PAYABLE ON THE FIRST DAY OF THE SAME MONTH EACH OF THE FOLLOWING 4 YEARS.

05/10/2001

**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 15, 2001

Water right number: 43-10180

JH & T INVESTMENTS LTD

2100 E 800 S

DECL0 ID 83323

Telephone Number: (208)645-2288

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:

July 10 -01

SIGNATURE:

Thayne Beut

Please print your name: _____

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

07/10/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10180

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARILYN W BUCK
Current Owner	THAYNE L BUCK
	2100 E 800 S
	DECLO, ID 83323
	(208)645-2288
Original Owner	JH & T INVESTMENTS LTD
Original Owner	MARILYN W BUCK
Original Owner	THAYNE L BUCK
	2100 E 800 S
	DECLO, ID 83323
	(208)645-2288

Priority Date: 01/01/1948
Basis: Beneficial Use
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01	12/31	0.02 CFS		
DOMESTIC	1/01	12/31	0.04 CFS		
Total Diversion			0.06 CFS		

Location of Point(s) of Diversion:

GROUND WATER SWSWSE Sec. 35 Township 11S Range 26E CASSIA County

Place(s) of use:

Place of Use Legal Description: STOCKWATER CASSIA County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
<u>p</u>	<u>e</u>	<u>n</u>												
11S	26E	35		SWSE										

Place of Use Legal Description: DOMESTIC CASSIA County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
<u>p</u>	<u>e</u>	<u>n</u>												
11S	26E	35		SWSE										

Conditions of Approval:

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- 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.
- N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. Explanatory PARCEL NO. RP11S26E350000 STOCKWATER, 10 BEEF

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
ROBERTSO	5/29/92	NAME/OWNERSHIP CHANGE	Change of ownership form received 4/23/92. Original owner Thayne and Marilyn Buck, new owners J H T Investment (same address and phone). Form signed by former owner and signature verified. Copy forwarded to S.O. 5/29/92. A43-10180 also changed on this date. Contractor to continue review.

Dates:

Licensed Date:
Claim Received Date: 06/06/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s): S007590
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

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
	43-02320A				
	43-10365				
	43-10180				

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)

J. H & T INVESTMENTS LTD

2100 E 800 SO

4. New Owner/Claimant(s)

THAYNE & MARILYN BUCK

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

New Mailing Address

2100 E 800 SO.

City, State and ZIP Code

DEC 10, ID 83323

New Telephone Number

208 645-2288

5. Date you acquired the property

1998 (March)

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)

Thayne Buck

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

254110

WARRANTY DEED

1 THIS INDENTURE, made this 2 day of March,
2 1998, between J H & T INVESTMENT, LTD, a Utah Limited
3 Partnership, 3662 West 2550 South, Ogden, Utah 84401,
4 ("Grantor"), and THAYNE L. BUCK and MARILYN W. BUCK, whose
5 address is 2050 East 800 South, Declo, Idaho 83323,
6 ("Grantee").
7

W I T N E S S E T H:

8 The Grantor for and in consideration of the sum of
9 Ten Dollars (\$10.00), lawful money of the United States of
10 America, and other good and valuable consideration, to the
11 Grantor in hand paid by the Grantee, the receipt whereof is
12 hereby acknowledged, has granted, bargained, and sold and by
13 these presents does grant, bargain and sell, convey and confirm
14 unto the Grantee, and to the heirs and assigns of Grantee
15 forever, all of the following described real estate situated in
16 the County of Cassia, State of Idaho, to-wit:
17

18 That property more particularly described on
19 Exhibit A attached hereto and made a part hereof
20 by reference.

21 SUBJECT TO: Accruing taxes, levies and
22 assessments; and easements of record, if
23 any.

24 AND TOGETHER WITH ALL WATER RIGHTS APPURTENANT.

25 TOGETHER with all and singular the tenements,
26 hereditaments and appurtenances thereunto belonging or in
anywise appertaining, the reversion and reversions, remainder

1 and remainders, rents, issues and profits thereof, and all
2 estate, right, title and interest in and to said property as
3 well in law as in equity of the Grantor.

4 TO HAVE AND TO HOLD, all and singular the above-
5 mentioned and described premises, together with appurtenances
6 unto the Grantee and to the heirs and assigns of Grantee
7 forever.

8 The Grantor shall and will warrant and by these
9 presents will forever defend the said premises in the quiet and
10 peaceable possession of the Grantee, and the heirs and assigns
11 of Grantee against all and every person and persons whomsoever
12 lawfully claiming the same, except as aforesaid.

13 IN WITNESS WHEREOF, the Grantor has executed this
14 Deed the day and year first above written.

J H & T INVESTMENT, LTD

16
17 BY Thayne L. Buck
General Partner

18 BY Marilyn W. Buck
19 Limited Partner

20
21 STATE OF IDAHO)
22 County of Cassia) ss

23 On this 2 day of March, in the year 1998,
24 before me, the undersigned, a Notary Public in and for said
25 State, personally appeared THAYNE L. BUCK and MARILYN W. BUCK,
26 known or identified to me to be the partner or partners of the
partnership of J H & T INVESTMENT, LTD, and the partner or one
of the partners who subscribed said partnership name to the

PARSONS, SMITH, STONE & FLETCHER, LLP
LAWYERS
BURLEY, IDAHO

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foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

WILLIAM A. PARSONS
NOTARY PUBLIC
STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires 7/29/98

William Parsons
Notary Public for Idaho
Residing at _____
My Commission Expires: _____

EXHIBIT A

Township 11 South, Range 26 East of the Boise Meridian, Cassia County, Idaho.

Section 35: E $\frac{1}{2}$, EXCEPTING THEREFROM: Beginning at a point which is 25 feet West and 20 feet North of the Southeast corner of said Section 35; thence West 100 feet; thence North 100 feet; thence East 100 feet; thence South 100 feet to the Point of Beginning.

And also excepting the following described parcel:

Section 35: Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Beginning at the South $\frac{1}{4}$ section corner of Section 35, said corner marked by $\frac{5}{8}$ inch rebar; Thence South 89°48'07" East along the South line of Section 35 for a distance of 35.00 feet to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning.

Thence North 00°11'53" East for a distance of 219.16 feet to a $\frac{1}{2}$ inch rebar;

Thence North 49°21'41" East for a distance of 346.29 feet to a $\frac{1}{2}$ inch rebar;

Thence along a non-tangent curve to the left for a distance of 836.37 feet to a $\frac{1}{2}$ inch rebar; said curve having a radius of 1358.85 feet and a central angle of 35°15'56" with a long chord of bearing of South 58°38'55" East for a distance of 823.23 feet;

Thence South 00°11'53" West for a distance of 19.72 feet to a $\frac{1}{2}$ inch rebar on the South line of Section 35;

Thence North 89°48'07" West along the South line of Section 35 for a distance of 966.50 feet to the Point of Beginning.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 299

1998 MAR -5 P 4: 14

CASSIA COUNTY, IDAHO
DANIEL M. ROSKELLEY
RECORDER

FEE 200 DEPUTY km

LAND TITLE & ESCROW

254110

