

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: A43-10156
Date Received: 5/09/1989
Receipt No: 5007312
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JIMMY D. KEMPTON 208-673-6261
Address: STAR ROUTE, BOX 28
ALBION, ID 83311

2. Date of Priority: DEC 31, 1930

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	23E	12	SE	NW	NW		CASSIA

5. Description of diverting works:
IMPROVED SPRING WITH PIPE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/35 TO 150 HEAD OF CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16S	23E	12	NW	NW		STOCK	

11. Place of use in counties: CASSIA

A43-10156

Page 1

Date: 05/10/89

MICROFILMED
MAR 05 1993

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

13. Other Water Rights Used:
IMPROVED SPRING WITH PIPE.

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 _____

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

Identification No. A43-10156
Date Received 5-9-1989
Receipt Number _____

NOTICE OF CLAIM **RECEIVED**
TO A
WATER RIGHT

MAY 9 1989

Department of Water Resources
Southern Region Office

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Jimmy D. Kempton Phone (208) 673-6261
Mailing Address Star Route Box 28, ALBION, ID. Zip 83311

2. Date of Priority (Only one per claim) 1930 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) SPRING
which is tributary to (b) SINKS Name or kind of source

4. Location of point of diversion is: Township 16S Range 23E
Section 12, SE 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,
County of CASSIA

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. IMPROVED SPRING WITH PIPE

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Stockwater purposes from 1 JAN to 31 DEC amount 0.03 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) CATTLE: 35-150

MICROFILMED

MAR 05 1993

10. Place of use is: Township: 16S Range 23E

Section 12, NW 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of CASSIA for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None ()

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

Number of Attachments _____

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

Signature of Claimant (s) Finney W. Kempton Date 4/26/89
Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

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

Subscribed and sworn (or affirmed) before me this 26th day of April 19 89

SEAL

Notary Public Sue Ellen Keller

Residing at Albion, Idaho

My Commission Expires 4/9/93

Last Name Kempton Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

MAR 05 1993



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

5/10/1989 *2*

JIMMY D. KEMPTON
STAR RT. BOX 28
ALBION, ID 83311

DEAR MR. KEMPTON:

ENCLOSED, PLEASE FIND 2 SETS OF YOUR ADJUDICATION CLAIMS, ONE SET OF COPIES FOR YOUR RECORDS AND A 2ND SET FOR YOU TO REVIEW AND RETURN.

WE NEED TO HAVE YOU SIGN AND NOTARIZE THE TWO DEEP WELL CLAIMS, A45-02731 & A45-02732, BECAUSE WE CHANGED THE ACRES YOU CLAIMED BACK TO THE ORIGINAL ACRES LICENSED. WE ALSO NEED YOU TO SIGN AND HAVE NOTARIZED THE EXPANDED USE CLAIM A45-10497, WHICH COVERS THE ADDITIONAL ACRES. THE OTHER CLAIMS HAVE NO MAJOR CHANGES EXCEPT FOR THE SUGGESTED IRRIGATION SEASON ON #6, WHICH IS 3/15 TO 11/15 FOR YOUR AREA (SEE ENCLOSED APPENDIX II). PLEASE INITIAL THE CHANGE ON THE ORIGINALS WHICH ARE ATTACHED TO THE COMPUTER CLAIMS.

THE FEE BREAKDOWN IS:

	FEE	ACRES	TOTAL
IRRIGATION			
A45-02731	\$50	64	\$114
A45-02732	50	137	187
A45-10497	50	159	209
A45-00329	50	---	50
A45-00320B	50	---	50
A45-10496	50	---	50
DOMESTICS			
A45-10489	25	---	25
A45-10490	25	---	25
A43-10156	25	---	25
A43-10154	25	---	25
A43-10155	25	---	25

BALANCE DUE

\$785

IF YOU HAVE ANY QUESTIONS MR. KEMPTON, PLEASE CONTACT ME AT 734-3578, DEPARTMENT OF WATER RESOURCES.

SINCERELY,

Lori White

LORI WHITE
WATER AGENT

WATER RIGHT NUMBER - A43-10156

PREFIX TRANSLATION: ADJUDICATION CLAIM

ELD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - - - - FIRST NAME - - +

+ - - - - ADDRESS - - - - -

+ - - - -

*** C - CURRENT OWNER ***

KEMPTON

JIMMY D.

1 - STAR ROUTE, BOX 28

2 -

3 -

CITY- ALBION

PHONE - 208-673-6261

STATE- ID ZIP- 83311

+ - - PRIORITY DATE - - +

12/31/1930

+ - - REGION - - +

ERROR IN REGION

+ - - STAGE - - +

J - BENEFICIAL USE

+ - - - - TRIBUTARY - - - - -

SINKS

+ - - - - SOURCE - - - - -

SPRING

+ - - - -

TWN RNG SEC TRACT LDT RFLG COUNTY

POINT OF DIVERSION - - - - -

STREAM INDEX (BLANK IF NO INDEX CODE)

16S 23E 12 SE NW NW

(31) CASSIA

+ - - - -

CODE DESCRIPTION

PERIOD FROM PERIOD TO

WATER USE

DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER

01/01 12/31

0.030

+ - - TOTAL DIV. RATE - +

0.030

+ - - TOTAL DIV. VOLUME - +

+ - - TOTAL CONSUMPTIVE USE - +

+ - - KW USAGE - +

+ - - - -

TWN RNG SEC TRACT LDT ACRES

PLACE OF USE

DESCRIPTION

COUNTY

16S 23E 12 NW NW

04 STOCKWATER

(31) CASSIA

+ - - DIVERSION MEANS - IMPROVED SPRING WITH PIPE.

+ - - NON-IRRIGATION USE - S/35 TO 150 HEAD OF CATTLE.

+ - - OTHER RIGHTS FOR SAME USE - IMPROVED SPRING WITH PIPE.

+ - - - -

REMARKS

NO REMARKS FOUND.

+ - - - -

OLD WATER RIGHT NUMBERS

NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - -

CONDITIONS OF APPROVAL

NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - - DECREE DATE - +

00/00/0000

+ - - AUDIT FIELDS - 05/09/89 WORSTELL

VERIFIED
OCT 17 1991