

RECEIVED

APR 14 1998

Department of Water Resources

APR 17 1998

Department of Water Resource
Southern Region

SOUTHERN

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
APR - 7 1998	
By _____	Clerk
_____	Deputy Clerk

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: 72-10085

Case No. 39576

ORDER ADOPTING SPECIAL
MASTER'S RECOMMENDATION
THAT THE MOTION TO SET ASIDE
PARTIAL DECREE BE DENIED

On October 14, 1997, Cheryl Baker filed a *Motion to Set Aside Partial Decree* seeking a change in the quantity of this water right. Special Master Hammerle held a hearing on the *Motion* January 16, 1998. The Special Master found reason to RECOMMEND that the *Motion* be denied. The court adopts the Special Master's RECOMMENDATION as its own ORDER. The *Motion to Set Aside Partial Decree* is **DENIED**.

IT IS SO ORDERED.

DATED April 7, 1998.



DANIEL C. HURLBUTT, JR.

Presiding Judge

Snake River Basin Adjudication

ORDER ADOPTING SPECIAL MASTER'S
RECOMMENDATION THAT THE MOTION
TO SET ASIDE PARTIAL DECREE BE DENIED.

FEB-27-1997
0019

RIGHT NUMBER:

72-10085

NAME AND ADDRESS:

RICHARD DOUGLAS BAKER
CHERYL KAY BAKER
HC 68 BOX 350
CLAYTON ID 83227

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

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

PRIORITY DATE:

06/01/1900

POINT OF DIVERSION:

T10N R18E S34

SESE
~~SESE~~

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME
STOCKWATER

PERIOD OF USE
01-01 12-31
01-01 12-31

QUANTITY
0.04 CFS
0.03 CFS

PLACE OF USE:

DOMESTIC
T10N R18E S34

Within CUSTER County
SESE

PLACE OF USE FOR STOCKWATER IS SAME AS DOMESTIC

OTHER MATTERS 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. 10N18E349001
STOCKWATER, 100 HEAD RANGE CATTLE

VERIFIED BY *R* 2/28/97

AJ5809NP
No. R72-10D85

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 28

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD DOUGLAS BAKER	06/01/1900	STOCKWATER	01-01 12-31	0.03 CFS	
C	CHERYL KAY BAKER		DOMESTIC	01-01 12-31	0.04 CFS	
	HC 68 BOX 350					
	CLAYTON ID 83227					
	(208) 838-2269					
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER Tributary to: SESE Stage: BENEFICIAL USE
Point(s) of Diversion: T10N R18E S34 CUSTER County

Place of use Legal Description for: DOMESTIC

		NE		NW		SW		SE				
		NENE		NNWN		NWSW		NWSE				
		SENE		SENW		SESW		SESE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10N	18E	34	:	:	:	:	:	:	:	:	:	:
D												

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

POU County: CUSTER

Non-Irrigation Uses: ~~DOMESTIC~~, 1 HOME; STOCKWATER, 100 HEAD RANGE CATTLE

Other Rights: NONE

Conditions of Approval:

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

Remarks: GEN PARCEL NO. 10N18E349001

OWNERSHIP CHANGE ENTERED 07-13-1995 BY FH WITH AMENDMENTS. SEE THE FILE FOR A COPY OF CHANGES MADE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

EXP 2/26/97
copy to comments

AJ5809NP
No. R72-10085

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: D1/17/97
PAGE: 29

Comments: Date: 06/28/1993 User-ID: SMITH Subject: COPIED FROM REMARKS
MR. TAPPAN NO LONGER HAS A LEASE OR ANYTHING ELSE WITH THIS
RANCH.

WARRANTY DEED WAS DATED JULY 19, 1990. OWNERSHIP CHANGE ENTERED
IN COMPUTER SYSTEM 10/22/90 BY JG.

Audit: 06/28/93 SMITH 03/30/95 POST-STD 07/18/95 FHITCHCO 08/02/95 FHITCHCO
12/28/95 FHITCHCO 01/14/97 D&S-DSHA

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: **A72-10085**
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CHERYL KAY BAKER 208-838-2269
Address: HC 68 BOX 350
CLAYTON ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2269
Address: HC 68 BOX 350
CLAYTON ID 83227

2. Date of Priority: JUN 1, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	18E	34	SE	SE	SE		CUSTER

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME / 100 HEAD OF RANGE CATTLE

DEC 03 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	18E	34	SE	SE		DOMEST	

11. Place of use in counties: CUSTER

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

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

AJ0743NP
(00-124)

Water Right Number - R72-10085

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
BAKER

RICHARD DOUGLAS

1 - HC 68 BOX 350
2 -
3 -

State- ID Zip- 83227

BAKER

CHERYL KAY

City- CLAYTON
Phone - 208-838-2269
1 - HC 68 BOX 350
2 -
3 -

State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
BAKER

BETTY L

City- CLAYTON
Phone - 208-838-2269
1 - C/O HC 68 BOX 350
2 -
3 -

TAPPAN

SCOT

City- CLAYTON
Phone - 208-838-2271
1 - HC 68 BOX 360
2 - SALMON FORK SUBDIVISION
3 -

State- ID Zip- 83227

BAKER

RICHARD L

City- CLAYTON
Phone - 208-838-2355
1 - C/O HC 68 BOX 350
2 -
3 -

State- ID Zip- 83227

LASSITER JOHNSON AND KITZ

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2271
1 - 505 S FLAGLER DR
2 - SUITE 1300
3 -

State- FL Zip- 33401

City- WEST PALM BEACH
Phone - 407-659-4422

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1900 17 SOUTHERN J - BENEFICIAL USE

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

GROUNDWATER

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

Twn Rng Sec Tract Lot RFlg County

10N 18E 34 SE SE (37) CUSTER

+ - - - - - - - - - - - Water Use - - - - -

Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.030

AJD743NP IDAHO DEPARTMENT OF WATER RESOURCES
(00-124) ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R72-10085 Prefix Translation: RESEARCH
+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.040 0.0

| Trn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|----------|-------------|--------|
| 10N | 18E | 34 | SE SE | | 43 | DOMESTIC | (37) CUSTER | |

Total Acres:
+ - - - - Diversion Means - WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS
+ - - - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 100 HEAD RANGE CATTLE
+ - - - - Other Rights for Same Use - NONE
+ - - - - Remarks - - - - -
PARCEL NO. 10N18E349001

OWNERSHIP CHANGE ENTERED 07-13-1995 BY FH WITH AMENDMENTS. SEE
THE FILE FOR A COPY OF CHANGES MADE.

+ - - - - No Old Water Right Numbers Found
+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
Date: 06/28/1993 User Id: SMITH Subject: COPIED FROM REMARKS
MR. TAPPAN NO LONGER HAS A LEASE OR ANYTHING ELSE WITH THIS RANCH.

WARRANTY DEED WAS DATED JULY 19, 1990. OWNERSHIP CHANGE ENTERED
IN COMPUTER SYSTEM 10/22/90 BY JG.

+ - - - - Audit Fields - - - +
12/28/95 FHITCHCO

| Adjudication Rights Dates and Flags Area | | | | Civil Case Number | | | |
|--|---|------------|-----------------------|-------------------|-------------------------|---|-------|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | - | 39576 |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | Old Case Number | - | |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | Old Judicial District | - | |
| Claim Received Date | - | 12/18/1989 | Last Amended Date | - | Temporary Right | - | P |
| | | | Receipt Number | - | Water District | - | |
| | | | POU Ownership Flag | - | Federal/State Indicator | - | S |
| | | | Name Connector | - | Presumption Flag | - | |
| | | | | - | Notice of Error Flag | - | |

DEC 03 1996

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: **A72-10085**
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CHERYL KAY BAKER 208-838-2269
Address: HC 68 BOX 350
CLAYTON ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2269
Address: HC 68 BOX 350
CLAYTON ID 83227

2. Date of Priority: JUN 1, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 10N | 18E | 34 | SE | SE | SE | | CUSTER |

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME / 100 HEAD OF RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 10N | 18E | 34 | SE | SE | | DOMEST | |

11. Place of use in counties: CUSTER

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

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: **A72-10085**
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: HC 68 BOX 350
CLAYTON ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: HC 68 BOX 350
CLAYTON ID 83227

2. Date of Priority: JUN 1, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 10N | 18E | 34 | SE | SE | SE | | CUSTER |

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME / 100 HEAD OF RANGE CATTLE

RECEIVED

JUL 31 1995

Department of Water Resources
Southern Region

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 10N | 18E | 34 | SE | SE | | DOMEST | |

11. Place of use in counties: CUSTER

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): Cheryl Baker Date: July 28, 1995

Date: _____

State of Idaho)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 1ST day
of AUGUST 19 95
Tramir G. Hitchens
Notary Public

Seal

Residing at TWIN FALLS, ID
My Commission Expires 10-11-2000

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 05-15-94

LEGAL DESCRIPTION OF PROPERTY: Township Attached Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
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: A72-00190, A72-00191, A72-00192, A72-00194, A72-02095, A72-10085
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Richard L. and/or Betty L. Baker and/or Richard Douglas and/or Cheryl Kay Baker
HC 68 Box 350
Clayton, Idaho 83227
- ☐ New Owner/Claimant (Purchaser): Richard Douglas Baker and/or Cheryl Kay Baker
- ☐ New Mailing Address: HC 68 Box 350
Clayton, Idaho 83227
- ☐ New Telephone Number: (208) 838 - 2269
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Warranty Deed
(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): Cheryl K Baker Date 6-16-95
Date _____
- ☐ Signature of Former Owner/Claimant(s): Betty L. Baker Date 6-16-95
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 06-09-95 By: TH

Further Action Needed: YES

Further Action Taken

Date 07-13-95 By: TH

Final Review and Data-Entry

Date 07-13-95 By: TH

Claim Numbers of Split, if any:

DEC 03 1996

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

WARRANTY DEED

FOR VALUE RECEIVED, RICHARD L. BAKER and BETTY L. BAKER, individually, and as Co-Trustees of the RICHARD L. BAKER AND BETTY L. BAKER TRUST, under Trust Agreement dated May 1, 1991, Grantors do hereby Grant, Bargain, Sell and Convey unto RICHARD DOUGLAS BAKER and CHERYL KAY BAKER, husband and wife, the Grantees, whose current address is HC 68, Box 350, Clayton, Idaho 83227, the following described premises, in Custer County, Idaho, to-wit:

SEE EXHIBIT "A," ATTACHED HERETO AND MADE A PART
HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 15, 1994.

Richard L. Baker
RICHARD L. BAKER, individually
and as Co-Trustee

Betty L. Baker
BETTY L. BAKER, individually
and as Co-Trustee

DEC 03 1996

0207341

STATE OF IDAHO)
County of Custer) : ss.
On this 31st day of
May, 1994, before
me, a Notary Public, per-
sonally appeared RICHARD
L. BAKER and BETTY L.
BAKER, individually, and
as Co-Trustees, of the
RICHARD L. BAKER AND BETTY
L. BAKER TRUST, under Trust
Agreement dated May 1, 1991,
known or identified to me
to be the person(s) whose
name(s) are subscribed to
the within instrument, and
acknowledged to me that
they executed the same.

[Signature]
Notary Public

Residing at Challis Idaho

Commission Expires 1-21-99

STATE OF IDAHO, COUNTY OF

I hereby certify that this instru-
ment was filed for record at the
request of Custer County Title
at 15 minutes past 2
o'clock P.M., this 8th day of
September, 1994, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY

Wanda Murphy
Deputy

Fee: \$ 9⁰⁰
Mail to:



DEC 03 1996

EXHIBIT "A"

TOWNSHIP 9 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 3: Lots 1 and 2.

TOWNSHIP 10 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 35: That portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying South and West of Herd Creek Road and South of the East Fork Road.

That portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying South and West of Herd Creek Road.

That portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying South and West of Herd Creek Road.

E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$.

E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$.

SW $\frac{1}{4}$ SW $\frac{1}{4}$.

E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

SECTION 34: SE $\frac{1}{4}$ SE $\frac{1}{4}$.

COMMUNICATION DOCUMENTATION

Claim No A72-10085

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent 7HDate 06-12-95Contact Person(s) TOM COATES - legal asst. for the BRANNETT firm in Chatter.Nature of Contact msg. left re: omitted this claim from list of amendments as recd in office 05-30-95; on 06-09-95 (all COMM.)

Substance of Communication

@ office - turned over cc of his change as recd w/ my notations as found and any difference as found on-

included cc of -10085; printed out that PD review indicates that PD should be SE SESE - TOM reviewed on 06-16-95 agreed on the change. He then went down the change/wedge w/ Betty and Cheryl during our mtg this date @ PARKERS (D+B) home.

I warned the claimed PD and send the claim along to ~~PARKERS~~, R.D. + C.K.

COPY

DEC 03 1996

ORIGINAL in A72-00190

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: A72-10085
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227

2. Date of Priority: JUN 01, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

changed Township 10N Range 18E Section 34 1/4 of 1/4 of 1/4 Lot *amend* County CUSTER
~~SW~~ ~~SW~~ ~~SW~~
~~SE~~ ~~SE~~ ~~SE~~

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

A72-10085

Page 1

Date: 12/18/90 *0670*

*NOTE: not on original
list from TOM COATES*

COPY

DEC 03 1996

*H CC: notation by
MICROFILMED
TOM COATES @
BAKER residence*

8. Total consumptive use is _____ Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME / 100 HEAD OF RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 10N | 18E | 34 | SW SW | | DOMEST | |

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

MR. TAPPAN NO LONGER HAS A LEASE OR ANYTHING ELSE WITH THIS RANCH.

WARRANTY DEED WAS DATED JULY 19, 1990. OWNERSHIP CHANGE ENTERED
IN COMPUTER SYSTEM 10/22/90 BY JG.

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: _____

COPY

DEC 13 1991
MICROFILMED
MAR 19 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: A72-10085
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227

2. Date of Priority: JUN 01, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

changed Township Range Section 1/4 of 1/4 of 1/4 Lot County
10N 18E 34 ~~SW~~ ~~SW~~ ~~SW~~ *amend* CUSTER
SE SE SE

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

A72-10085

Page 1

Date: 12/18/90

COPY

MICROFILMED
DEC 03 1996

Old (D) Number -

+ - - - - Address

1 - C/O HC 68 BOX 350
2 -
3 -
City- CLAYTON
Phone - 208-838-2271
1 - C/O HC 68 BOX 350

RICHARD DOUGLAS

CHERYL KAY

SCOT

1 - HC 68 BOX 360
2 - SALMON FORK SUBDIVISION

RICHARD L

State- ID Zip- 83227

State- ID Zip- 83227

BETTY L

State- FL Zip- 33401

State- ID Zip- 83227

Stage - - - +
BENEFICIAL USE

+ - - - - Tributary

- - Point of Diversion
County

(37) CUSTER

----- Water Use
Period From Period To

| 01/01 | 12/31 |
|-------|-------|
| 01/01 | 12/31 |

0.040
0.030

| | | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|-----|-------|
| 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 | - 12/18/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P | |
| | | Receipt Number | - E011345 | Water District | - | |
| | | POU Ownership Flag | - N | Federal/State Indicator | - S | |
| | | Name Connector | - AND/OR | Presumption Flag | - | |
| | | | | Notice of ErrorFlag | - | |

DEC 03 1996

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: A72-10085
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227

2. Date of Priority: JUN 01, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 10N | 18E | 34 | SW | SW | SW | | CUSTER |

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

A72-10085

Page 1

Date: 12/18/90

MICROFILMED
MAR 19 1993

8. Total consumptive use is _____ Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME / 100 HEAD OF RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 10N | 18E | 34 | SW SW | | DOMEST | |

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:
MR. TAPPAN NO LONGER HAS A LEASE OR ANYTHING ELSE WITH THIS RANCH.

WARRANTY DEED WAS DATED JULY 19, 1990. OWNERSHIP CHANGE ENTERED IN COMPUTER SYSTEM 10/22/90 BY JG.

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Dec-1990 09:40

Richard L. Baker/Betty L. Baker
Richard Douglas Baker/Cheryl Kay Baker
C/O HC Box 350
Clayton, ID 83227

Re: Correction of Adjudication Claim(s): A72-00193, 00191, 00190, 10084
A72-00194, 10085, 00192, 02142

Dear Ms. Baker:

The Department has changed the name of the above-listed adjudication water right(s) as you have requested.

Please review the enclosed copy(s), should you have any questions, please contact this office.

Sincerely,

Judy Givens
Secretary

/jg

Enclosures

MICROFILMED

MAR 19 1993

RECEIVED

NOV 21 1990

Department of Water Resources
Southern Region Office

Nov. 19, 1990

4008 Box 350

Clayton Oda 83307

State of Idaho
Dept of Water Resources
Southern Region -
222 Shoshone St. East
Twin Falls, Idaho 83301

Re: Adjudication Claims # A72-00193, 00191, 00190, 1008
A72-00194, 10085, 00192, 0214

Dear Sirs:

In October we received notification from your office informing us that our change of ownership on the above water rights had been done. There are two things that are not correct and I would like changed. The date the ownership changed was July 17, 1990, and on page 3 - #14 - Remarks: Mr. Lappen no longer has a lease or anything else with this ranch. I would appreciate a corrected copy at your earliest convenience.

Thanking you in advance
Caryl Baker

MICROFILMED

MAR 19 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: A72-10085
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227

2. Date of Priority: JUN 01, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 10N | 18E | 34 | SW | SW | SW | | CUSTER |

5. Description of diverting works:
WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

A72-10085

Page 1

Date: 10/18/90

MICROFILMED
MAR 19 1993

8. Total consumptive use is _____ Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME / 100 HEAD OF RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 10N | 18E | 34 | SW SW | | DOMEST | |

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:
MR. TAPPAN HAS A LEASE AGREEMENT WITH OWNERS TO FARM/OPERATE THIS
PROPERTY. HE IS FILING NOTICE AS LESSOR/OPERATOR.

OWNERSHIP CHANGE 10/17/90 BY JG.

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 _____

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former 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: 10/22/90 By: IG

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 10/22/90 By: IG

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE

2735 AIRPORT WAY
BOISE, IDAHO 83705
(208) 334-2190

EASTERN REGIONAL OFFICE

150 SHOUP SUITE #15
IDAHO FALLS, IDAHO 83402
(208) 525-7161

STATE OFFICE

1301 N. ORCHARD ST.
STATEHOUSE MAIL
BOISE, IDAHO 83720
(208) 327-7906

SOUTHERN REGIONAL OFFICE

222 SHOSHONE STREET EAST
TWIN FALLS, ID 83301
(208) 734-3578

NORTHERN REGIONAL OFFICE

1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE, IDAHO 83814
(208) 765-4639

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former 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: 10/22/90 By: IC

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 10/22/90 By: IC

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705
(208) 334-2190

EASTERN REGIONAL OFFICE
150 SHOUP SUITE #15
IDAHO FALLS, IDAHO 83402
(208) 525-7161

STATE OFFICE
1301 N. ORCHARD ST.
STATEHOUSE MAIL
BOISE, IDAHO 83720
(208) 327-7906

SOUTHERN REGIONAL OFFICE
222 SHOSHONE STREET EAST
TWIN FALLS, ID 83301
(208) 734-3578

NORTHERN REGIONAL OFFICE
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE, IDAHO 83814
(208) 765-4639



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Oct-1990 10:24

Richard L. or Betty L. Baker
Richard Douglas or Cheryl Kay Baker
C/O HC 68 Box 350
Clayton, ID 83227

Re: Adjudication Claim(s) No. A72-00193, 00191, 00190. 10084
A72-00194, 10085, 00192. 02142

Dear Claimant(s):

The Department has changed the record of the current owner as you requested on the above listed adjudication water right(s). Please find enclosed a copy(s) of the computer record of the claim(s) noting the change in claimant(s).

Please review the enclosed copies, should you have any questions, please contact this office.

Sincerely,

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

Judy Givens
Secretary

/jg

Enclosures

MICROFILMED

MAR 19 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: A72-10085
Date Received: 11/16/1989
Receipt No: 6011245
Received By: EW

RECEIVED

DEC 20 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SCOT TAPPAN
Address: HC 68 BOX 360
SALMON FORK SUBDIVISION
CLAYTON, ID

208-838-2355

83227

AND/OR

Name: LASSITER, JOHNSON AND KITZ
Address: 505 S. FLAGLER DR.
SUITE 1300
WEST PALM BEACH, FL

407-659-4422

33401

2. Date of Priority: JUN 01, 1900

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 10N | 18E | 34 | SW | SW | SW | | CUSTER |

5. Description of diverting works:

WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

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 | 0.030 | | |

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

A.F.A.

8. Total consumptive use is

Acres Feet Per Annum.

9. Non-irrigation uses:

ONE HOME / 100 HEAD OF RANGE CATTLE

A72-10085

Page 1

11/16/89

RECEIVED

DEC 1989 MICROFILMED

Department of Water Resources
Eastern District Office
MAR 19 1993

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 10N | 18E | 34 | SW SW | | DOMEST | |

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

MR. TAPPAN HAS A LEASE AGREEMENT WITH OWNERS TO FARM/OPERATE THIS PROPERTY. HE IS FILING NOTICE AS LESSOR/OPERATOR.

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): Earl J. Jupp Date: 12-15-89

Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of Dec 1989

Seal

Linda R. Riva
Notary Public

Residing at Challis, ID.
My Commission Expires June 1992

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. BAKER, BASIN 72

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

February 9, 1996 4:15pm

NAME:
BAKER CLAIMS-BASIN 72-AMENDED

RE:
A72-00190, -00191, -00192, -
-00194, -00198, -00199,
-00200, -02095, -02142,
-10084, -10085, -10174.

THIS DATE: EACH CLAIM FILE NOTED ABOVE RECIEVED A MEMO OUTLINING THE METHOD FOR DEALING WITH THE STATUTE REQUIREMENT OF I.C. 42-1409A(3) PER DON SHAFF OF THE STATE OFFICE SRBA UNIT.

EACH CLAIM THAT THE CLAIMANT(S) REQUESTED BE AMENDED WOULD HAVE BEEN APPROVED PER THE DIRECTION FROM DON SHAFF IF THE CLAIMANT(S) HAD REQUESTED SAME PER THE STATUTE FROM THE DIRECTOR.

SIGNED:



FRANK HITCHCOCK
WATER RESOURCES AGENT SR.

MEMORANDUM

In October of 1995, I asked Brent King to ask the Adjudication unit in the state office how amendments to claims were to be handled in terms of the extension of time forms originally required as a result of I.C. 42-1409 as amended.

See Ownership Change binder in FH cubicle shelving at Amendments, 42-1409A tab in the materials: Steve Clelland memo of phone conversation with Don Shaff "...Form 42-1409(10)-1 required...until further notice...". Memo FYI to AJ Staff from Clelland dated October 27, 1994.

Per conversation with Don Shaff according to Brent King, assistant attorney general, we are to "document the file to show that if we had made him do it we would have OKd it anyway."

As per Brent King, October 24, 1995.

Phone message here October 23, 1995 from Brent. Didn't get the message slip on the 23rd. Found at front on the 24th. Called him at S.O. and left message. He came in to office here later and gave me the information.

WATER RIGHT NUMBER - A72-10085

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (O) NUMBER -

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

+ - FIRST NAME - - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
BAKER

RICHARD L.

1 - C/O HC 68 BOX 350
2 -
3 -

STATE- ID ZIP- 83227

BAKER

BETTY L.

CITY- CLAYTON
PHONE - 208-838-2271
1 - C/O HC 68 BOX 350
2 -
3 -

STATE- ID ZIP- 83227

BAKER

RICHARD DOUGLAS

CITY- CLAYTON
PHONE - 208-838-2271
1 - C/O HC 68 BOX 350
2 -
3 -

STATE- ID ZIP- 83227

BAKER

CHERYL KAY

CITY- CLAYTON
PHONE - 208-838-2271
1 - C/O HC 68 BOX 350
2 -
3 -

STATE- ID ZIP- 83227

*** O - ORIGINAL OWNER ***
TAPPAN

SCOT

CITY- CLAYTON
PHONE - 208-838-2271
1 - HC 68 BOX 360
2 - SALMON FORK SUBDIVISION
3 -

STATE- ID ZIP- 83227

LASSITER, JOHNSON AND KITZ

CITY- CLAYTON
PHONE - 208-838-2355
1 - 505 S. FLAGLER DR.
2 - SUITE 1300
3 -

STATE- FL ZIP- 33401

+ - - PRIORITY DATE - - +
06/01/1900

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - RING SEC TRACT LDT
10N 18E 34 SE SW SW SW SW
(37) CUSTER

- - - - - POINT OF DIVERSION -
COUNTY

- - - - - STREAM INDEX (BLANK IF NO INDEX CODE)

+ - - - - CODE DESCRIPTION

- - - - - PERIOD FROM PERIOD TO

- - - - - DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC
04 - STOCKWATER

01/01 12/31
01/01 12/31

0.040
0.030

MICROFILMED

NOV 02 1994

WATER RIGHT NUMBER - A72-10085

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - TOTAL DIV. RATE - + - - - - TOTAL DIV. VOLUME - + - - - - TOTAL DIV. CAPACITY - + - - - - TOTAL CONSUMPTIVE USE - + - - - - KW USAGE - +
0.040 0.0

+ - - - - TOWN - - - - - RNG - - - - - SEC - - - - - TRACT - - - - - LOT - - - - - ACRES - - - - - PLACE OF USE - - - - - CODE - - - - - DESCRIPTION - - - - - COUNTY - - - - -
10N 18E 34 SE SE SW 43 DOMESTIC (37) CUSTER

+ - - - - DIVERSION MEANS - WELL WITH SUBMERSIBLE PUMP. PIPED TO ONE HOME/STOCK CORRALS

+ - - - - NON-IRRIGATION USE - ONE HOME / 100 HEAD OF RANGE CATTLE

+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - -
MR. TAPPAN NO LONGER HAS A LEASE OR ANYTHING ELSE WITH THIS RANCH.

WARRANTY DEED WAS DATED JULY 19, 1990. OWNERSHIP CHANGE ENTERED IN COMPUTER SYSTEM 10/22/90 BY JG.

+ - - - - 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 - 11/16/89 MOBILE3 10/18/90 GIVENS 12/18/90 GIVENS

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - 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 | - | 12/18/1989 | LAST AMENDED DATE | - | 00/00/0000 | TEMPORARY RIGHT | - | P |
| PROOF DUE DATE | - | 00/00/0000 | PROOF MADE DATE | - | 00/00/0000 | WATER DISTRICT | - | |
| LICENSED DATE | - | 00/00/0000 | RECEIPT NUMBER | - | E011345 | FEDERAL/STATE INDICATOR | - | S |
| CLAIMS TAPE ERROR FLAG | - | ENTERED | POU OWNERSHIP FLAG | - | N | PRESUMPTION FLAG | - | |
| FEE EXEMPT FLAG | - | ENTERED | NAME CONNECTOR | - | AND/OR | NOTICE OF ERROR FLAG | - | |

10N 18E 34 900/CHECKED

DATA ENTRY

ENTERED

CHECKED

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

AUG 2 0 1992

CERTIFIED

AUG 2 0 1992

WATER EXAMINER