

1998 MAY -8 PM 2:40

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	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 45-10347

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

FROM: Claimant/Seller(s):	TO: Claimant/Purchaser(s):
Name and Address of Claimant/Seller(s):	Name and Address of Claimant/Purchaser(s):
Gale Keen	Gale E Keen
Gale Keen PR WC Keen Estate	Bonnie Keen
Box 735 283 E 23rd	PO Box 735
Burley ID 83318	Burley ID 83318
Phone: 678-8579	Phone: 678-8579

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.

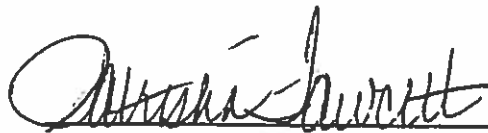
DATED: 5/6/98


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5-8, 1998, 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:
Gale Keen
Gale Keen PR WC Keen Estate
Box 735 283 E 23rd
Burley ID 83318
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Gale E Keen
Bonnie Keen
PO Box 735
Burley ID 83318
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: MAY-5-1998
PAGE: A-4

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 45-10347

NAME & ADDRESS: GALE E KEEN
BONNIE KEEN
PO BOX 735
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/10/1925

POINT OF DIVERSION: T10S R25E S30 LOT 1 (SENW) Within CASSIA County

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

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R25E S30 Lot 1 (SENW)

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. 10S25E303200 (T911 & 913)



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

May 8, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GALE E KEEN
BONNIE KEEN
PO BOX 735
BURLEY ID 83318

RE: SRBA Claim(s): 45-10347

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

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

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

AJ0749NP
No. 45-10347

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/29/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GALE E KEEN	06/10/1925	DOMESTIC	01-01 12-31	0.04 CFS	
C	BONNIE KEEN PO BOX 735 BURLEY ID 83318 (208) 678-8579					
				TOTAL DIVERSION:	0.04 CFS	
D	GALE KEEN BOX 735 283 E 23RD BURLEY ID 83318 (208) 678-8579					
D	GALE KEEN PR W C KEEN ESTATE BOX 735 283 E 23RD BURLEY ID 83318					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R25E S30 Lot01(SENW)

CASSIA County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
10S	25E	30	:					:					:					:					:
			:					:					:					:					:

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

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: EXP PARCEL NO. 10S25E303200 (T911 & 913)

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

NEAP
ID

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 11 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 45 - 10347 B
Adjudication Claim No(s).: AJ 585 NP
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant ESTATE OF W CATHERINE KEEN
Box 735 BURLEY ID 83318
4. New Owner/Claimant(s) GALE E KEEN & BONNIE KEEN
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address BOX 735
City, State and ZIP Code BURLEY ID 83318
New Telephone Number (208) 678-8579
5. Date you acquired the property 10-30-97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Keen Optical
2219 Overland Shopping Center
Box 735
Burley, ID 83318

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Gale E Keen - Bonnie Keen

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

over

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: February 27, 1998
PAGE: 1

RIGHT NUMBER: 45-10347

NAME AND ADDRESS: GAIL KEEN
GAIL KEEN PO BOX KEEN ESTATE
BOX 735 281 E 23RD
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 06/10/1925

POINT OF DIVERSION T10S R25E S30 LOT 1 (SENW) Within CASSIA County

PURPOSE AND

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

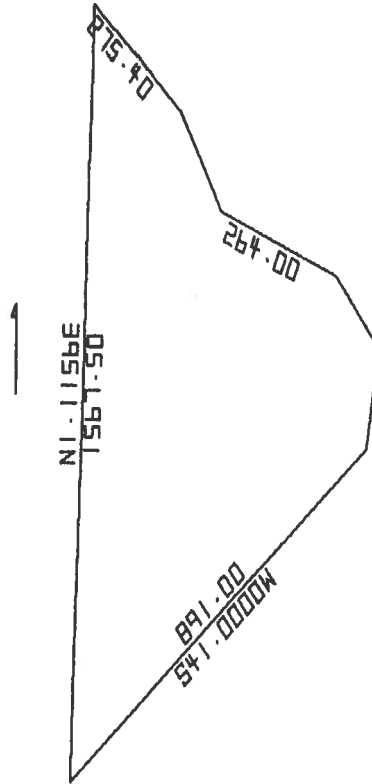
PLACE OF USE: DOMESTIC Within CASSIA County
T10S R25E S30 LOT 1 (SENW)

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. 10S25E303200 (T911 & 913)

Plat of Deed Calls for: T6325
 ROS145204, ROS203052 AND AERIAL PHOTO E23



T6325		AREA	CLOSING ERROR
Scale : 387 ft/in	Acres : 11.541	Bearing: N33.1740W	
North Shift: +0	Sq. Feet : 502714	Feet : 0.00	
East Shift : +0	Sq. Meters: 46703.6	Meters : 0.00	
DMS Rotated: +000.0000	Perimeter : 3593.32	Precision: 1/832575	

1. S39.0232E 275.40
2. S22.2800E 220.93
3. S61.1500E 264.00
4. S30.3830E 168.24
5. S6.3000W 206.25
6. S41.0000W 891.00
7. N1.1156E 1567.50

14/92

251944

WARRANTY DEED

For Value Received

GALE E. KEEN, Personal Representative of the Estate of
W. CATHERINE KEEN

the grantor . does hereby grant, bargain, sell and convey unto
GALE E. KEEN and BONNIE KEEN, husband and wife
P. O Box 735, Burley, Idaho 83318 .

the grantee s, the following described premises, to-wit:

TOWNSHIP 10 SOUTH, RANGE 25 EAST, BOISE MERIDIAN, CASSIA COUNTY,
IDAHO

Section 30: All that portion of Lot 1 of said Section 30,
lying West of the center line of the U.S.R.S.
"B" Feeder Canal, now known as "J" Canal;

and

All that portion of Lot 2 of said Section 30,
lying North and West of the center line of
the U.S.R.S. "H" Canal.

SUBJECT TO general taxes for the year 1997 and subsequent years,
and assessments of the Burley Irrigation District, and
the rights and powers of said District as by law prov

This Deed is executed pursuant to Letters Testamentary recorded
March 9, 1989, as Instrument No. 200688 on Film No. 205, records
of Cassia County, Idaho.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee
their heirs and assigns forever. And the said Grantor does hereby covenant
and with the said Grantee s, that he is the owner in fee simple of said premises;
said premises are free from all incumbrances except as above described, and that he
warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 1997

Gale E. Keen Personal Representative of the Estate of

W. Catherine Keen deceased
Gale E. Keen, Personal Representative
of the Estate of W. Catherine Keen, deceased

STATE OF IDAHO, COUNTY OF CASSIA:

On this 31st day of October 1997, before me a Notary Public in
forsaid State, personally appeared Gale E. Keen, known or identif
to me to be the person whose name is subscribed to the within Ins
as Personal Representative of the Estate of W. Catherine Keen, dece
and acknowledged to me that he executed the same as such Personal
Representative.

[Signature]
Residing at Burley, Idaho
Commission expires: 8/2/00

RECORDED AT THE REQUEST OF
CASSIA COUNTY ABSTRACT

FILM 292

1997 OCT 31 P 3: 04

251944

CASSIA COUNTY, IDAHO
MICHAEL M. ROSKELLEY
RECORDER

600 DEPUTY *bn*

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-240

RIGHT NUMBER: 45-10347

NAME & ADDRESS: W C KEEN ESTATE; GALE KEEN PR
BURLEY ID 83318

GALE KEEN
BOX 735 283E 23RD
BURLEY ID 83318

CK updated 1998 KCC

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/10/1925

POINT OF DIVERSION: T10S R25E S30 LOT 1 (SENW)

Within CASSIA County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R25E S30 Lot 1 (SENW)

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. 10S25E303200 (T911 & 913)

Claim proofread by: CM

Date: 9-24

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: A45-10347
Date Received: 4/13/1989
Receipt No: S006861
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GALE KEEN 208-678-8579
Address: BOX 735, 283E, 23RD
BURLEY, ID 83318

AND/OR
Name: W.C. KEEN ESTATE; GALE KEEN, PR
Address: BURLEY, ID 83318

2. Date of Priority: JUN 10, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	25E	30	SE	NW		1	CASSIA

5. Description of diverting works:
50'X6" WELL, 1HP PUMP, PIPE

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		

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:
D/1 HOUSE

A45-10347

Page 1

Date: 04/13/89

MICROFILMED

MAR 09 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	25E	30	SE NW	1	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): _____ 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

CIVIL CASE NUMBER: 39576

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

Identification No. _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

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) W.C. Keen Estate; Gale Keen, PR Phone (208) 678-8579

Mailing Address Box 735, 283 E, 23rd, Burley, Id Zip 83318

2. Date of Priority (Only one per claim) June 10, 1925 Month/Day/Year

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

4. Location of point of diversion is: Township 10 South Range 25 East Boise Meridian
Tax # 911 S 913
Section 30, 2e 1/4 of NW 1/4 of _____ 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. 6" casing, 50' deep. 1 H.P. Pump piped.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (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) Domestic one household

MAR 09 1993

10. Place of use is: Township: 10 Range So. Range 25 lying West of E Canal
Section 30 SW NW 1/4 1/4 of 1/4, Govt. Lot H Canal, B.M., Lot 1
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 x 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)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Gale E Keen Date 4-10-89

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 _____) SS.

Subscribed and sworn (or affirmed) before me this 10 day of April 19 89

SEAL

Notary Public Shelli Jolley

Residing at Paul Idaho

My Commission Expires 7-1-93 MICROFILMED

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant **MAR 09 1993**

PROOF
SEP 16 1991