

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

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 45-10392

RECEIVED

AUG 14 1998

Department of Water Resources
Southern Region

NAME AND ADDRESS: JUNETTA B SPERRY
ROGER L SPERRY
RT 1 BOX 345
RUPERT, ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 05/10/1955

POINT OF DIVERSION: T09S R25E S09 SWSE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

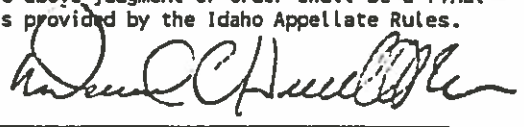
PLACE OF USE:	Stockwater		Within Cassia County
	T09S R25E S09	SWSE	
	Domestic		Within Cassia County
	T09S R25E S09	SWSE	

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

Please Carefully Review Your Partial Decree

Carefully read and check all items to make sure they are accurate, especially:

1. Name and Address
2. Water Source
3. Date of Priority
4. Point of Diversion
5. Place of Use
6. Nature of Use

If You Find An Error Or Something That Needs To Be Corrected

Call the IDWR Regional Office that handles your basin. The telephone numbers are on the back panel of this brochure. Your basin is designated as the first two digits of your water right.

The proper form will be mailed to you upon your request. Complete and return the form to the IDWR Regional Office that handles your basin not later than 60 days after the date printed on the partial decree.

Costs associated with this publication are available from the Idaho Department of Water Resources in accordance with Section 60-202, Idaho Code.
IDWR-8,000-42001-11/96

Printed on recycled paper

Here's How To Contact IDWR Regional Offices If You Need Assistance

If your partial decree begins with 34:

IDWR Eastern Regional Office
900 N. Skyline Dr., Idaho Falls, ID 83401
(208) 525-7161
Toll Free: (888) 2-SRBA34 (277-2234)

If your partial decree begins with 36:

IDWR Southern Regional Office
222 Shoshone St. E, Twin Falls, ID 83301
(NOTE: moving mid-Dec. to 1341 Fillmore St. N., call first)
(208) 736-3033
Toll Free: (888) 2-SRBA36 (277-2236)

If your partial decree begins with 57:

IDWR Western Regional Office
2735 Airport Way, Boise, ID 83705
(208) 334-2190
Toll Free: (888) 2-SRBA57 (277-2257)

A Very Important Reminder

While the SRBA continues, the law requires that you notify IDWR if there are any name or address changes. If the property to which the right applies changes hands, please file a change of ownership with the form obtained from an IDWR office. Failure to file an ownership change may result in your right not being included in the final decree at the end of the case, a penalty of up to \$100 and restrictions on water use.

Guide To Reviewing Your Partial Decree Water Right In The Snake River Basin Adjudication



Idaho
Department
of Water
Resources



5th Judicial
District
Court
of Twin Falls

Congratulations **Here's your** **decreed water right!**

You have received your partial decree of water rights in the Snake River Basin Adjudication (SRBA) with this brochure. The partial decree is the SRBA Court's official decision on your water right based on the claim to a water right you submitted.

The term "Partial Decree" simply means your water right represents only a small portion of the future SRBA decree. This partial decree is final; however, you have the opportunity to correct errors and the right to an appeal.

The partial decrees being issued at this time cover only small domestic and stockwater water rights in Water Basins 34, 36 and 57. The first two digits of your water right identify the basin. Please note that contested claims and claims to water rights for irrigation and other uses are still being processed.

This brochure is designed to help answer questions you may have about your water right and to provide a way to get more information or to have your questions answered.

Commonly Asked Questions

1. Do I need to do something?

Yes. Carefully check your partial decree to make sure all the information is correct. If there are errors, call the Idaho Department of Water Resources (IDWR) to request a change form. If you have a question about the decree, contact IDWR for further information. The phone numbers are on the back of this brochure.

If a change is needed, mail the form to IDWR within 60 days of the date printed on your partial decree.

If the partial decree correctly describes your water right, you do not need to do anything more. However, be sure to keep IDWR notified of any changes in ownership for all your water rights.

2. When will processing on my other water rights be completed?

The domestic and stockwater partial decrees are being mailed in numerical batches during Nov. and Dec., 1996. Finalization of partial decrees on irrigation and other non-domestic and non-stockwater rights is ongoing. These partial decrees will be issued as hearings are completed. For more information, contact IDWR.

3. This is a copy of the partial decree for my water right. Where is the original?

The original partial decree for your water right will be retained by the Snake River Basin Adjudication (SRBA) Court, and a certified copy will be permanently archived at IDWR. Copies are available upon request.

4. Why does this partial decree have a different format from the document that was mailed to me in 1992?

The new format has basically the same information as the previous document. We have designed this new format to be more easily read. We also put any remarks near the element of the water right that they modify.

5. When will the SRBA be completed so my partial decree becomes part of the final decree?

The final decree will be issued at the end of the case when all water rights have been reviewed and disputes resolved. The SRBA Court and IDWR are moving forward as quickly as possible. This is a large, complex case with many legal and technical problems to resolve.

We anticipate that finalization of the process will require many more years of hard work. In the meantime, your partial decree represents a completion of the effort to decree your individual water right, and if you are not advised otherwise you can consider this process complete.

6. When will partial decrees be issued for other basins?

The SRBA Court and IDWR are setting up the procedures to issue partial decrees for small domestic and stockwater rights in other basins.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

45-10392
ROGER L SPERRY
JUNETTA B SPERRY
RT 1 BOX 345
RUPERT ID 83350

RE: Domestic and/or Stockwater Rights in Basins 41, 43 and 45
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basins 41, 43 and 45. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in these basins will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in American Falls, Malad City, Burley and Twin Falls, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely

Karl J. Dreher
Director

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED



IMPORTANT WATER RIGHT INFORMATION

RECEIVED

MAR 06 1998

Department of Water Resources

RETURNED
TO
SENDER
INSUFFICIENT ADDRESS

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



45-10392

Department of Water Resources
Southern Region

AUG 14 1998

RECEIVED

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: 45-10392

NAME AND ADDRESS: ROGER L SPERRY
JUNETTA B SPERRY
RT 1 BOX 345
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY-DATE: 05/10/1955

POINT OF DIVERSION T09S R25E S09 SWSE 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
	T09S R25E S09	SWSE
	DOMESTIC	Within CASSIA County
	T09S R25E S09	SWSE

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. 09S25E098550
STOCKWATER, 20 CATTLE, 1 HORSE, 5 SHEEP

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-266

RIGHT NUMBER: 45-10392

NAME & ADDRESS: ROGER L SPERRY
JUNETTA B SPERRY
RT 1 BOX 345
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 05/10/1955

POINT OF DIVERSION: T09S R25E S09 SWSE 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
T09S R25E S09 SWSE

DOMESTIC Within CASSIA County
T09S R25E S09 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. 09S25E098550
STOCKWATER, 20 CATTLE, 1 HORSE, 5 SHEEP

KKC

Claim proofread by: CM

Date: 9-26

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: **A45-10392**

Date Received: 4/25/1989

Receipt No: S006942

Received By: ownership change *JK*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROGER L SPERRY 208-436-5364
Address: RT 1 BOX 345
RUPERT ID 83350

AND

Name: JUNETTA B SPERRY 208-436-5364
Address: RT 1 BOX 345
RUPERT ID 83350

2. Date of Priority: MAY 10, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	25E	9	SW	SE			CASSIA

5. Description of diverting works:
WELL AND 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/20 CATTLE, 1 HORSE, 5 SHEEP

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	25E	9	SW	SE		DOMEST	
			SW	SE		STOCK	

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 _____

Seal

Notary Public

Residing at _____

My Commission Expires _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: 11/16/1990

LEGAL DESCRIPTION OF PROPERTY: Township 9 S Range 25 EBM

Section 9, W $\frac{1}{2}$ ~~XX~~ of SW 1/4 of SE 1/4, Govt. Lot , BM. AUG 23 1993

Lot , Block, , Subdivision/Townsite

If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Southern Region Office

☐ 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 45-10392

☒ Name and Address of Former Owner/Claimant(s)(Seller):

Carol & Dencil Gold GENOLA, UT 84655

Rt Box 38 E Santaquira UT 84655

Roger L. & Junetta B. Sperry

☒ New Owner/Claimant (Purchaser):

☒ New Mailing Address:

Rt 1 Box 345

Rupert, ID 83350

☒ New Telephone Number:

(208) 436-5364

☒ 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:

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)

Roger L. Sperry

Date 8-20-93

Junetta B. Sperry

Date 8-20-93

☐ Signature of Former Owner/Claimant(s):

Date

Date

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

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FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8/24/93 By: [Signature]

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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

210582

WARRANTY DEED

Indexed

RECEIVED

AUG 23 1993

Department of Water Resources
Southern Region Office

For Value Received

DENCIL E. GOLD AND CAROL G. GOLD, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
 ROGER L. SPERRY AND JUNETTA B. SPERRY, husband and wife
 Route 1 Box 345, Rupert, Idaho 83350

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

TOWNSHIP 9 SOUTH, RANGE 25 EAST, BOISE MERIDIAN

Section 9: W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

TOGETHER WITH an irrigation ditch right-of-way over and across
 the South boundary of the E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ for the purpose of receiving
 irrigation water to the above described property.

ALL IN CASSIA COUNTY, STATE OF IDAHO

SUBJECT TO: General taxes for the year 1990 and subsequent years.

Assessments of the Minidoka Irrigation District and the rights and
 powers of said District as by law provided.

COPY

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 Grantee s, that they are the owners in fee simple of said premises; that
 said premises are free from all incumbrances except as above described, and that they will
 warrant and defend the same from all lawful claims whatsoever.

Dated: October 23, 1990

Dencil E. Gold
 Dencil E. Gold

Carol G. Gold
 Carol G. Gold

presented to and filed by
 20th Nov 90

STATE OF IDAHO, COUNTY OF

On this 16th day of NOVEMBER, 1990, before me, a
 notary public in and for said State, personally appeared

Dencil E. Gold and Carol G. Gold

known to me to be the persons whose names are subscribed to the
 within instrument, and acknowledged to me that they executed the same.

Richard S. Harper
 Residing at Burey

Residing at

Comm. Expires 2/20/92

CASSIA COUNTY ABSTRACT

FEE 300

CASSIA COUNTY, IDAHO
FRANK A. EARNS
NOTARY PUBLIC

Nov 16 1 54 PM '90

FILM 221

RECORDED AT THE REGISTRY
CASSIA COUNTY ABSTRACT

210582

SD-0601-2 Last Name: GOLD

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right	Date	Source	Diversion	Code
L		N	No.				Desc
-	GOLD						
-	CAROL	C	R45-10392	05/10/1955	GROUNDWATER	0.060	43 DOMEST
-							04 STOCK
-	DENCIL	C	R45-10392	05/10/1955	GROUNDWATER	0.060	43 DOMEST
-							04 STOCK
-	CAROL	C	A45-10392	05/10/1955	GROUNDWATER	0.060	43 DOMEST
-							04 STOCK
-	DENCIL	C	A45-10392	05/10/1955	GROUNDWATER	0.060	43 DOMEST
-							04 STOCK
-	GOLDEN RAIL MOBILE HOME COURT						
-		C	A45-07458	12/16/1980	GROUNDWATER	0.220	01 IRR
-							43 DOMEST
-	GOLDEN VALLEY LAND & CATTLE CO						
-		C	R45-10759	04/01/1960	GROUNDWATER	0.040	43 DOMEST
-							
-							

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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SD-0604-2 Township: 09S Range: 25E Section: 9				Tract:		Lot:		
S	L	STATE	O	S	Max # Records	50		
E	O	Water	Name	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	
							Date	
							Code	
							Desc	
NESE		A45-11552	WINMILL, BETTY B.	C		J	05/16/1957	04 STOCK
NESE		A01-10187Z0	MINIDOKA IRRIGATION DI	C	40	D	03/26/1903	01 IRR
			FLETCHER, KENT	A				
NESE		R45-11552	WINMILL, BETTY B	C		J	05/16/1957	43 DOMEST
			WINMILL, FRANKLIN DARR	C				04 STOCK
NESE		R45-11552	WINMILL, BETTY B	C		J	05/16/1957	43 DOMEST
			WINMILL, FRANKLIN DARR	C				04 STOCK
NWSE		A45-07553	MORGAN, JOE	C	38	A	06/30/1983	01 IRR
NWSE		A01-10187Z0	MINIDOKA IRRIGATION DI	C	40	D	03/26/1903	01 IRR
			FLETCHER, KENT	A				
SWSE		A45-10392	GOLD, CAROL	C		J	05/10/1955	43 DOMEST
			GOLD, DENCIL	C				04 STOCK
SWSE		A45-10392	GOLD, CAROL	C		J	05/10/1955	43 DOMEST
			GOLD, DENCIL	C				04 STOCK
SWSE		A45-11206	LOPAZ, MANUEL	C		J	09/01/1972	43 DOMEST
			LOPAZ, SHIRLEY	C				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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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

24-Aug-1993

ROGER L SPERRY
JUNETTA B SPERRY
RT 1 BOX 345
RUPERT ID 83350

Re: Ownership Change for Adjudication Claim #A45-10392 -
GOLD/SPERRY

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

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Water Right Number - R45-10392

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
SPERRY

ROGER L

1 - RT 1 BOX 345

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-5364

SPERRY

JUNETTA B

1 - RT 1 BOX 345

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-5364

*** O - ORIGINAL OWNER ***
GOLD

CAROL

1 - RT 1 BOX 38 E

2 -

3 -

City- SANTAQUIN

State- UT Zip- 84655

Phone - 801-754-5806

GOLD

DENCIL

1 - RT 1 BOX 38 E

2 -

3 -

City- SANTAQUIN

State- UT Zip- 84655

Phone - 801-754-5806

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/10/1955 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 25E 9 SW SE (31) CASSIA

+ - - - - 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

0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.060 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S

25E

9

SW SE

04 STOCKWATER

(31) CASSIA

09S

25E

9

SW SE

43 DOMESTIC

(31) CASSIA

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Prefix Translation: RESEARCH

Place of Use							
Tw	Rng	Sec	Tract	Lot	Acres	Code	Description

Total Acres:

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME, STOCKWATER, 20 CATTLE, 1 HORSE, 5 SHEEP

+ - - Other Rights for Same Use - NONE

+	-----	Remarks	-----	+
	PARCEL NO. 09S25E098550			

```
+-----+ 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
--------------------------------	--------------------------------	-----------------------------------

+	-	Comments	+
Date:	08/24/1993	User Id: ROBERTSO Subject: OWNERSHIP CHANGE	
		Change of ownership form received 8/23/93, original owners Dencil & Carol Gold -new owners Roger & Junetta Sperry. Copy of Warranty	
		Deed submitted with form. A45-10392 changed also this date.	

+ - - Audit Fields - - +
09/08/93 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	- 04/25/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S006942	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

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OCT 27 1994



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

• Roger Sperry
• Rt. 1 Box 345
• Rupert ID 83350

MAILING DATE: Aug. 3, 1993

RESPONSE DATE: Aug. 23, 1993

RE: NOTICE OF CLAIM NO[S]: A45-10392

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:

• Carol & Dencil Gold
• Rt. Box 38 E
• Santaquin UT 84655

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

MICROFILMED
OCT 27 1994

CASSIA COUNTY ABSTRACT CO., LTD.

"COMPLETE TITLE SERVICE"

P. O. BOX 548

BURLEY, IDAHO - 83318



MICROFILMED
OCT 27 1994

IDWR SOUTHERN REGION
222 Shoshone St East
Twin Falls, ID 83301

RECEIVED

AUG 23 1993
Department of Water Resources
Southern Region Office

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: A45-10392
Date Received: 4/25/1989
Receipt No: S006942
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DENCIL GOLD 801-754-5806
Address: RT. 1 BOX 38-E
SANTAQUIN, UT 84655
AND
Name: CAROL GOLD 801-754-5806
Address: RT. 1 BOX 38-E
SANTAQUIN, UT 84655
2. Date of Priority: MAY 10, 1955
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09S | 25E | 9 | SW | | SE | | CASSIA |
5. Description of diverting works:
WELL AND 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/20 CATTLE, 1 HORSE, 5 SHEEP

A45-10392

Page 1

Date: 04/25/89

MICROFILMED

MAR 08 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	25E	9	SW SW	SE SE	DOMEST STOCK	

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.

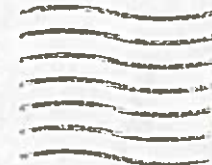
Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

DENCIL & CAROL GOLD
RFD 1 Box 38E
Santaquin, Utah 84655



Idaho Dept. of Water Resources
2148 4th Ave East
Twin Falls,
Idaho 83301

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

Date Received

Receipt Number

A45-10392

5006942

NOTICE OF CLAIM TO A WATER RIGHT

RECEIVED

APR 24 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) Daniel & Carol G. Gold Phone (801) 754 5806
Mailing Address RFD 1 Box 38 E Santaquin, UT Zip 84655
2. Date of Priority (Only one (1) per claim) 1955 May, 10
3. Source of water supply (a) groundwater
which is tributary to (b) _____
4. Location of point of diversion is: Township 9 South Range 25 East Boise Meridian
Section 9, W 1/2 of SW 1/4 1/4 of SE 1/4, Govt. Lot _____, B.M.,
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. Well - 75 feet Deep
6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For Domestic purposes from JAN 1 to Dec 31 amount 0.04
For Stockwater purposes from JAN 1 to Dec 31 amount 0.02
7. Total quantity claimed 0.06 (cfs)
8. Total consumptive use claimed is de minimus
9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) 1 Domestic 20 Head Cattle 1 horse 5 Sheep

Copy ~~File~~ - ~~Sub~~ ~~Y~~ ~~1303~~ ~~Claimant~~

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	~~NE 1/4~~ <u>W 1/2</u>				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
9S	25E	9			D S	D S												

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.
~~There are no other water rights used at the same place and for the same purposes as described above.~~ or None (X)

14. Remarks:

15. Basis of Claim (check one) Beneficial Use X Posted Notice License Permit
Decree

If applicable provide IDWR Water Right Number

Court Case Number Decree Date

Plaintiff vs Defendant

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

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

Signature of Claimant (s)

Dennis Lalor

Date 4-21-89

Carol S. Gold

Date 4-21-89

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

of Title , that I have signed the foregoing

Organization

document in the space below as of

Title

Organization

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho/or UTAH)

) SS.

County of UTAH)

Subscribed and sworn for and filed before me this

21

day of

April

19

89

Notary Public

Judy Gonzales

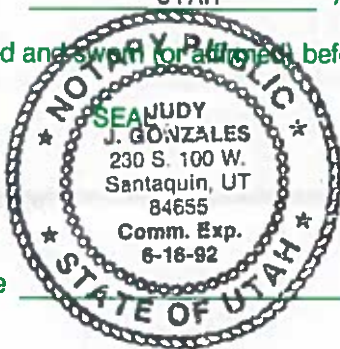
Residing at Santaquin

My Commission Expires 6-16-92

Last Name

Ident No.

Copies White-State, Yellow-Claimant



AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

09/07/91 07:42:35
PAGE 2

WATER RIGHT NUMBER - A45-10392

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 04/25/89 CLELLAND

+ - - - - 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	- 04/25/1989	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	- S006942	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND	NOTICE OF ERROR FLAG	-

09525E098550

Sperry, Roger
Rt 1 Box 345
Rupert 83350

CHANGE OF OWNERSHIP
LETTER SENT 8-3-93, IT

PROOF
SEP 16 1991

DATA ENTRY
ENTERED
CHECKED 10/17/93 PM

Verified By
Topo Map/Ortho-PQ
Aerial Map
Watermaster Records
N. of
Field Notes
C. of
V. of
F. of
ID. of

VERIFIED
FEB 14 1993

CERTIFIED
FEB 23 1993
WATER EXAMINER