

AJ5809NP

No. R45-11891

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/31/98

PAGE: 12

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAROLD A ANDERSON 1951 WASHINGTON ST BURLEY ID 83318 (208) 678-9588	05/21/1934	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.12 CFS	
TOTAL DIVERSION:					0.12 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R23E S30 Lot02(NWSWNW)

CASSIA County

Place of use Legal Description for: STOCKWATER

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

10S 23E 30 :																															

Place of use Legal Description for: DOMESTIC

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

10S 23E 30 :																															

POU County: CASSIA

Non-Irrigation Uses: DOMESTIC, 1 HOME STOCKWATER, 10 RANGE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-11891

Remarks: GEN PARCEL NO. RP10S23E301375A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 01/04/93 SMITH 02/16/93 SMITH 03/30/95 POST-STD

updated
2-9-98
K K C

DJ 2/5/98



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

August 12, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PAUL M NESTER
DOTTIE NESTER
1951 WASHINGTON AVE
BURLEY ID 83318

RE: Decreed Water Right 45-11891

Dear Mr. and Mrs. Nester:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the water right noting the change in current owner. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

RECEIVED
AUG 11 1998

Department of Water Resources
Southern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 05 1998

Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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): 45-11891
Adjudication Claim No(s): Case No. 39576
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 Harold A. Anderson
4. New Owner/Claimant(s) PAUL M. NESTER and/or Dottie Nester
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1951 Washington Ave
City, State and ZIP Code Burley, Id 83318-2138
New Telephone Number (208) 678-0321
5. Date you acquired the property 1-15-93
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.
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) Paul M. Nester, Dottie Nester
(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..

RECEIVED

AUG 11 1990 07:43:12

Department of Water Resources
Southern Region

DEED OF DISTRIBUTION

THIS DEED, made this 4th day of ~~April~~ ^{MAY}, 1990, between
KAREN WOODBURY, the duly appointed and acting Personal
Representative of the Estate of HAROLD A. ANDERSON, deceased,
herein called the "Grantor" and KAREN WOODBURY, of Route 2, Box
2104, Burley, Idaho 83318, herein called the "Grantee".

WHEREAS:

1. Harold A. Anderson died intestate on September 18,
1989, a resident of Cassia County, Idaho.

2. Karen Woodbury was appointed Personal
Representative of the estate of Harold A. Anderson in case
number ES 89-11-98 in the District Court of the Fifth Judicial
District of the State of Idaho, in and for the County of Cassia
on November 8, 1989. Letters of Administration and Oath were
recorded on November 8, 1989, as Instrument No. 204757, on film
211, in the office of the County Recorder of the County of
Cassia, State of Idaho.

3. Notice to Creditors has been given. The last date
of publication was November 30, 1989.

The Grantor has distributed and hereby distributes to
the Grantee, all of the right, title and interest of Harold A.
Anderson, deceased, at the time of his death, and also all
right, title and interest that the estate, by operation of law
otherwise, may have acquired, other than or in addition to that
of the intestate at the time of his death in and to all of that
certain real property situated in the County of Cassia, State of

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

Idaho, and particularly described as follows, to-wit:

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 30: A part of Lot 2 of said Section
30, more particularly described as follows:
Beginning 10.25 rods South of the Northwest
corner of said Lot 2; Thence East 39.5 rods;
Thence South 10.25 rods; Thence West 39.5
rods; Thence North 10.25 rods to the Point of
Beginning.

together with all the tenements, hereditaments, and
appurtenances belonging.

TO HAVE AND TO HOLD, the premises together with the
appurtenances to the Grantee, the heirs, successors and assigns
of Grantee forever.

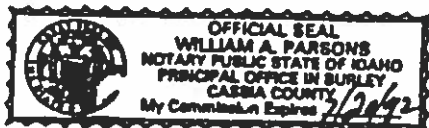
IN WITNESS WHEREOF, the Grantor has executed this Deed
the day and year first above written.

ESTATE OF HAROLD A. ANDERSON

BY Karen Woodbury
Karen Woodbury
Personal Representative

STATE OF IDAHO)
County of Cassia) ss

On this 4 day of MAY, in the year 1990, before
me, the undersigned, a Notary Public in and for said State,
personally appeared KAREN WOODBURY, known or identified to me to
be the person whose name is subscribed to the within instrument
as Personal Representative of the Estate of Harold A. Anderson,
and acknowledged to me that she executed the same as such
Personal Representative.



William A. Parsons
Notary Public for Idaho
Residing at _____

My commission expires on _____

RE: Box 916
Burley
CASSIA COUNTY, IDAHO
FEB 10 1990
MAY 4 3 16 PM '90
FILED
207422

222772

WARRANTY DEED

For Value Received KAREN WOODBURY, a married woman dealing with her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
PAUL M. NESTER and DOTTIE H. NESTER, husband and wife

1951 Washington Burley, Idaho 83318

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho,
to-wit:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.
Taxes for 1993 and subsequent years.
Any assessments levied, or to be levied, by the City of Burley.

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

Dated: January 15, 1993

Karen Woodbury
KAREN WOODBURY

STATE OF IDAHO, COUNTY OF Cassia

On this 15 day of January, 1993,
before me, a notary public in and for said State, personally appeared

KAREN WOODBURY

BARBARA EHLE
a NOTARY PUBLIC
STATE OF IDAHO

My Commission Expires 1-12-97

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that she executed the same.

Barbara Ehle
Notary Public
Burley, Idaho.
Residing at
Commission Expires 1-12-97

EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF T1P
CASSIA COUNTY, IDAHO

EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: A part of Lot 2 of said Section 30, more particularly described as follows:

Beginning 10.25 rods South of the Northwest corner
of said Lot 2;
Thence East 39.5 rods;
Thence South 10.25 rods;
Thence West 39.5 rods;
Thence North 10.25 rods to the Point of Beginning.

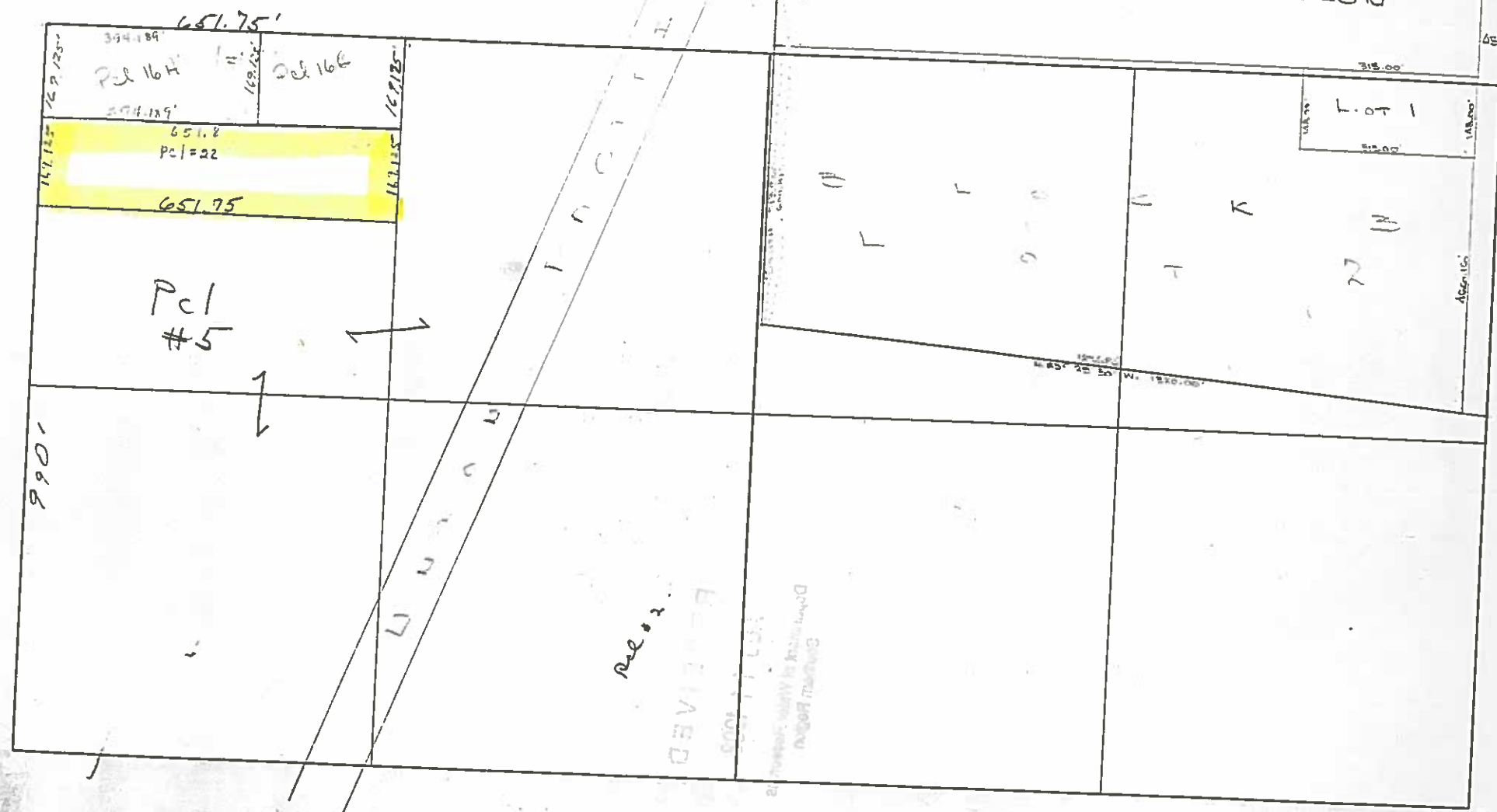
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM *244*
JAN 15 P 3 30
CASSIA COUNTY
FRANK B. KEAR
RECORDER
FEE *600* DEPUTY *M*
LAND TITLE & ESCROW
222772

NE⁴

SEE N²NE⁴

Block 2
SCHOOL ADDITION

SEE U²NE⁴



Scale 1"=200'



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

August 6, 1998

RECEIVED

AUG 11 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Department of Water Resources
Southern Region

PAUL M NESTER
DOTTIE NESTER
1951 WASHINGTON AVE
BURLEY ID 83318-2138

RE: OWNERSHIP CHANGE FOR DECREED WATER RIGHT 45-11891

Dear Mr. and Mrs. Nester:

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without your signatures.

I am returning your original ownership change form. Please sign where highlighted (item 7) and return the entire packet to me in the enclosed self-addressed envelope. As soon as I receive this information, I will update our records and notify you by mail when the changes have been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Trish Fawcett', written in a cursive style.

Trish Fawcett
Technical Records Specialist

enc.



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

August 6, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PAUL M NESTER
DOTTIE NESTER
1951 WASHINGTON AVE
BURLEY ID 83318-2138

RE: OWNERSHIP CHANGE FOR DECREED WATER RIGHT 45-11891

Dear Mr. and Mrs. Nester:

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without your signatures.

I am returning your original ownership change form. Please sign where highlighted (item 7) and return the entire packet to me in the enclosed self-addressed envelope. As soon as I receive this information, I will update our records and notify you by mail when the changes have been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
AUG 05 1998
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).: 45-11891
Adjudication Claim No(s).: Case No. 39576

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 Harold A. Anderson

4. New Owner/Claimant(s) PAUL M. NESTER and/or Dottie Nester
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 1951 Washington Ave
 City, State and ZIP Code Burley, Id 83318-2138
 New Telephone Number (208) 678-0321

5. Date you acquired the property 1-15-93

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.
 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) _____
 (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..

207432

//
DEED OF DISTRIBUTION

1
2 THIS DEED, made this 4th day of MAY, 1990, between
3 KAREN WOODBURY, the duly appointed and acting Personal
4 Representative of the Estate of HAROLD A. ANDERSON, deceased,
5 herein called the "Grantor" and KAREN WOODBURY, of Route 2, Box
6 2104, Burley, Idaho 83318, herein called the "Grantee".

7 WHEREAS:

8 1. Harold A. Anderson died intestate on September 18,
9 1989, a resident of Cassia County, Idaho.

10 2. Karen Woodbury was appointed Personal
11 Representative of the estate of Harold A. Anderson in case
12 number ES 89-11-98 in the District Court of the Fifth Judicial
13 District of the State of Idaho, in and for the County of Cassia
14 on November 8, 1989. Letters of Administration and Oath were
15 recorded on November 8, 1989, as Instrument No. 204757, on film
16 211, in the office of the County Recorder of the County of
17 Cassia, State of Idaho.

18 3. Notice to Creditors has been given. The last date
19 of publication was November 30, 1989.

20 The Grantor has distributed and hereby distributes to
21 the Grantee, all of the right, title and interest of Harold A.
22 Anderson, deceased, at the time of his death, and also all
23 right, title and interest that the estate, by operation of law
24 otherwise, may have acquired, other than or in addition to that
25 of the intestate at the time of his death in and to all of that
26 certain real property situated in the County of Cassia, State of

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

Idaho, and particularly described as follows, to-wit:

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 30: A part of Lot 2 of said Section
30, more particularly described as follows:
Beginning 10.25 rods South of the Northwest
corner of said Lot 2; Thence East 39.5 rods;
Thence South 10.25 rods; Thence West 39.5
rods; Thence North 10.25 rods to the Point of
Beginning.

together with all the tenements, hereditaments, and
appurtenances belonging.

TO HAVE AND TO HOLD, the premises together with the
appurtenances to the Grantee, the heirs, successors and assigns
of Grantee forever.

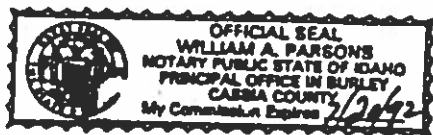
IN WITNESS WHEREOF, the Grantor has executed this Deed
the day and year first above written.

ESTATE OF HAROLD A. ANDERSON

BY: Karen Woodbury
Karen Woodbury
Personal Representative

STATE OF IDAHO)
County of Cassia) ss

On this 4 day of MAY, in the year 1990, before
me, the undersigned, a Notary Public in and for said State,
personally appeared KAREN WOODBURY, known or identified to me to
be the person whose name is subscribed to the within instrument
as Personal Representative of the Estate of Harold A. Anderson,
and acknowledged to me that she executed the same as such
Personal Representative.



William A. Parsons
Notary Public for Idaho
Residing at

My commission expires on

RECEIVED
RE: PARSONS
BURLEY
CASSIA COUNTY, IDAHO
FRANK J. SMITH
MAY 4 1990

Parsons Smith
207422

222772

WARRANTY DEED

For Value Received KAREN WOODBURY, a married woman dealing with her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
PAUL M. NESTER and DOTTIE H. NESTER, husband and wife

1951 Washington Burley, Idaho 83318

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho,
to-wit:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.
Taxes for 1993 and subsequent years.
Any assessments levied, or to be levied, by the City of Burley.

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

Dated: January 15, 1993

Karen Woodbury
KAREN WOODBURY

STATE OF IDAHO, COUNTY OF Cassia

On this 15 day of January, 1993,
before me, a notary public in and for said State, personally appeared

KAREN WOODBURY

BARBARA EMLE
NOTARY PUBLIC
STATE OF IDAHO

My Comm. Expires 6-12-97

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that she executed the same.

Barbara Emle
Notary Public
Residing at Burley, Idaho.
Commission Expires 6-12-97

EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF T1P
CASSIA COUNTY, IDAHO

Reading at
Commission expires:

Shurey
6-18-97

, Idaho.

EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: A part of Lot 2 of said Section 30, more particularly described as follows:

Beginning 10.25 rods South of the Northwest corner
of said Lot 2;
Thence East 39.5 rods;
Thence South 10.25 rods;
Thence West 39.5 rods;
Thence North 10.25 rods to the Point of Beginning.

RECORDED AT THE REQUEST OF
LAND TITLE & EXCHG

FILM *244*

FEB JAN 15 P 3 30

222772

CASSIA COUNTY

FRANK B. KEA

RECORDER

FEE *600* DEPUTY *M*

LAND TITLE & EXCHG

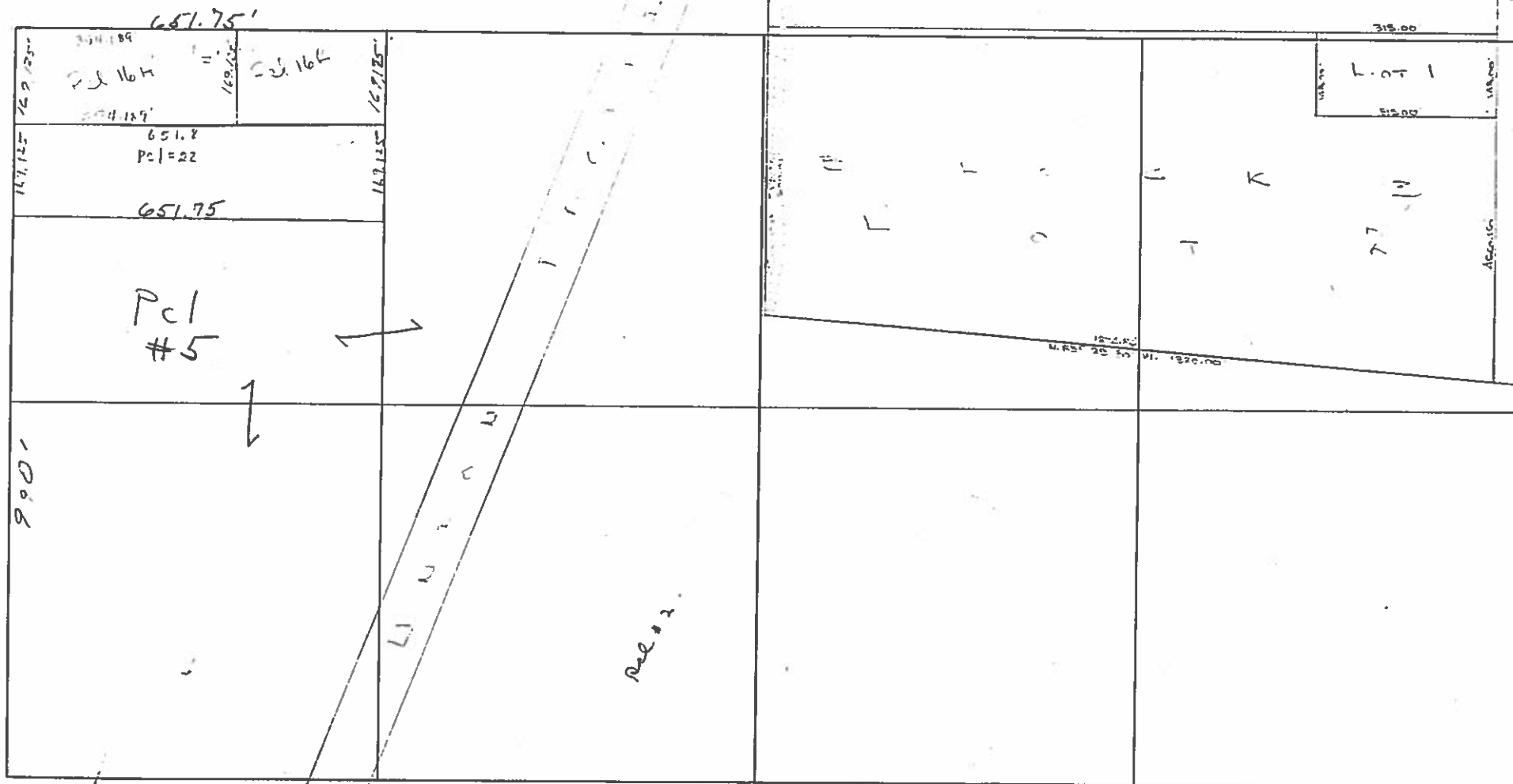
NE⁴

$$\frac{1}{2} \text{Fe N}_2 \text{NE}_4$$

D. I. S. A. T. I.

$$\sum_{E \in U^2} 1$$

SCHOOL POSITION



Scale $1'' = 200'$

DATA ENTERED BY
DATE

AD
F/E/ES

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: A45-11891
Date Received: 8/08/1989
Receipt No: S008790
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HAROLD A. ANDERSON
Address: 1951 WASHINGTON STREET
BURLEY, ID 83318 208-678-9588

2. Date of Priority: MAY 21, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	30	NW	SW	NW	2	CASSIA

5. Description of diverting works:
WELL & PUMP (WELL 60')

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.120		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 3 HOUSEHOLDS (1 HOUSE, 2 TRAILERS) S/ 10 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	23E	30	SW	NW	2	DOMEST	
			SW	NW	2	STOCK	

A45-11891

Page 1

Date: 08/08/89

MICROFILMED
MAR 10 1993

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

Aug. 8, 1989

R. KEITH HIGGINSON
Director

Roger or Karen Woodbury
Rt. 2 Box 2104
Burley, Idaho 83318

Harold A. Anderson
1951 Washington St.
Burley, Idaho 83318

RE: Claims in SRBA A45-11891
 A45-11892

Dear Claimants:

Please find your receipt enclosed and a copy of the way your particular claim has been data entered in our computer system. Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record please contact this office.

I'm writing this joint letter which involves a peculiar situation common to both parties identified above. The similarities of the claims identified above are as follows:

- 1) Both claims were for water uses in Cassia County and were received on 6/29/89 in the IDWR Southern Region with postmarks after 6/8/89 (Deadline for Cassia County).
- 2) Both claims had checks attached which were dated 6/7/89 and were both notarized by Ron G. Clawson in Minidoka Co. on 6/7/89.
- 3) Both claims were returned to the claimants in letters dated 7/5/89 for corrections and the late fees.
- 4) Both claims were returned 8/7/89 with the corrections and late fees and notes written on the initial 7/5/89 letter indicating that the claims were mailed in Rupert on 6/7/89.

Today I phoned the Rupert Post Office and they provide no further explanation. I also contacted Dave Shaw, Adjudication Bureau Chief, and Mr. Shaw indicated that he would consider a refund of the late fee if the claimants can provide evidence that the mail may have been held for some reason in the Post Office. If this can be documented please forward the documentation and request for refund with a copy of this letter to:

Department of Water Resources
Attn: Dave Shaw
Statehouse Mail
Boise, Idaho 83720

MICROFILMED

MAY 10 1993

Page 2

8/8/89 letter to Anderson-Woodbury

If you have any questions please feel free to contact our office.

Sincerely


Allen Merritt, P.E.
Water Rights Supervisor

Enc:

ADM:adm

MICROFILMED

MAR 10 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

Identification No. A45-11891

Date Received _____

Receipt Number 5008790

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

JUN 20 1989

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Harold A. Anderson Phone (208) 678-9588

Mailing Address 1951 Washington St. Burley Id. Zip 83318

2. Date of Priority (Only one per claim) approx 50 yrs old. Month/Day/Year 5/21/34

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township See signature Range attached 239

Section 30 1/4 of _____ 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. Well depth 60 feet

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 3x 0.04-0.1 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 3x 0.04 - 0.12 (cfs)

MICROFILMED

8. Total consumptive use claimed is de minimus

MAR 10 1993

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - 3 households 1 home

Stockwater cattle - 10 head

2 trailer home

10. Place of use is: Township: 10 Range 23 *See attached tax receipt RPI0523E301375A*

Section 30, ~~1/4~~ 1/4 of 1/4, Govt. Lot , B.M.,

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

Additional places of use, if any

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

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

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) Harolda Anderson Date June 7, 1989
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 Minidoka) SS.

Subscribed and sworn (or affirmed) before me this 7th day of June 19 89

SEAL

Notary Public Ron O. Clark

Residing at Rupert

My Commission Expires 6-10-93

Last Name Ident No.

MICROFILMED
Copies: White-State, Yellow-Claimant
MAR 10 1993

Lot 2

5307108.23



57.57	182500.
40.445	115000.
22.4	501000.
11.02	760100.

1000 DIST RD
JERLEY HIGHWAY
RD CASTLE FIRE
SCH DIST 121
COUNTY 1000

02.75

REF ID: A57872

SS.014 142910. J107

YOUR CANCELLED CHECK IS YOUR BEST BET

— Clark, Horse
— Traylor, Horse
+ well
☐ Horse

Road

see attached map marked in red-

UNCONSOLIDATED TAX NOTICE AND RECEIPT
CASSIA COUNTY TAX COLLECTOR 1988
SHIRLEY POVLSEN, COURTHOUSE
BURLEY, ID 83318 REAL PROPERTY

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
41527	6-00	RP10S23E301375A	5456
11814			
T 2066			
29713*	30-10-23		
17600			
23927			

2.500
T ACRES
INQUENT CERT.

ANDERSON, HAROLD A
1951 WASHINGTON AVE
BURLEY, ID 83318

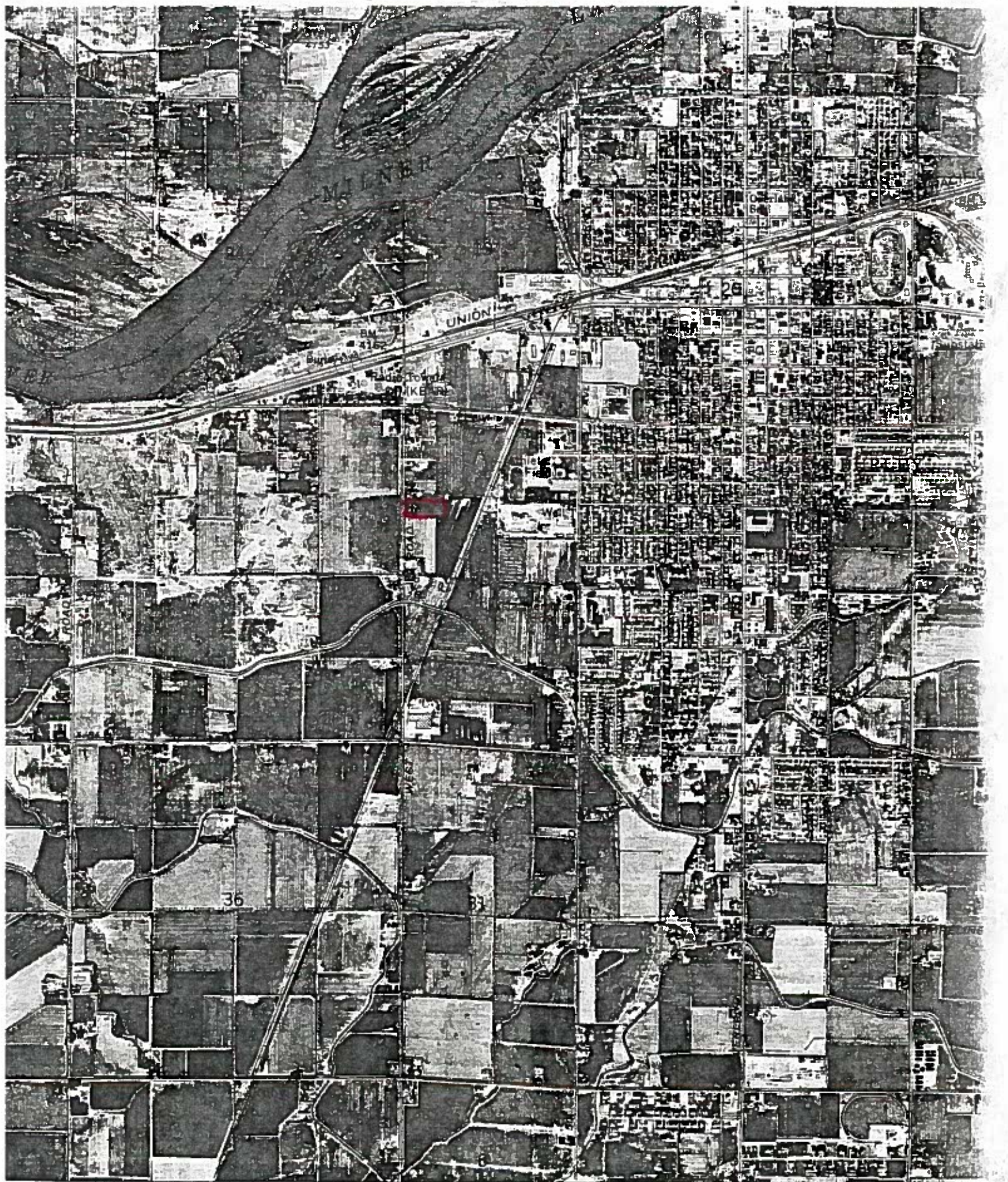
TAXING DISTRICT	RATE	AMOUNT	
COUNTY	.002481	73.72	FU
SCH DIST 151	.008213	244.04	TAX
NO CASSIA FIRE	.000162	4.82	PEN.
BURLEY HIGHWAY	.001687	50.14	SUB TOT
FLOOD DIST #16			INT.
			TOT.
			1ST
			TAX
			PEN.
			SUB TOT
			INT.
SOLID WASTE FEE		37.50	TOT.
			2ND
			TAX
			PEN.
			SUB TOT
			INT.
			TOT.
TOTAL	.012543	410.22	

MICROFILMED
MAR 10 1993

MICROFILMED
MAR 10 1993

YOUR CANCELLED CHECK IS YOUR RECEIPT

HOMEOWNER HO=HARDSHIP L=LAND I=IMPROVEMENTS P=PERSONAL AC=ACRES WAC=WASTE LT=1



67 50' 68 69 70 47' 30" 71

SCALE 1:24 000

1000 0 1000 2000 3000 4000 5000 6000 7000 FEET

1 5 0 KILOMETER

MICROFILMED

MAR 10 1993

1 MILE

See tax notice with location of houses & well-



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

RECEIVED

R. KEITH HIGGINSON
Director

July 5, 1989

AUG - 7 1989

Harold A. Anderson
1951 Washington Ave.
Burley, ID 83318

Department of Water Resources
Southern Region Office

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 782 for \$ 25.00 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification:

- ☒ Item #2 Priority *Please specify Month/Day/Year*
 - ☒ Item #4 Point of Diversion Legal Description
 - ☐ Item #6 Uses descriptions
 - ☐ Item #9 Description of Non-irrigation Uses
 - ☒ Item #10 Place of Use Legal Description
 - ☐ Item #16 Signature & Notorization
 - ☒ Improper fee (THE CORRECT FEE IS \$ 75.00)
 - ☐ Other or Remarks
- From tax no. appears prop in: Twp 10S., Rge. 23E., Section 30, in the SW 1/4 NE 1/4. Please mark on enclosed map.*

Claim was postmarked after deadline of 6/8/89 for Cassia Co. It is considered late and subject to additional late fee of \$50.00.

If you wish to continue to press your claim please find enclosed instructions and another claim form to use. ~~If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.~~

We have checked with the courthouse & they seem to think that is correct. If you still have a question on the legal please contact us. Also the

Sincerely, envelopes were mailed out of Rupert on the 7th, I don't understand what the delay was. If you still think that the penalty is correct I have enclosed a check. Thank you -

Allen Merritt, P.E.
Water Rights Supervisor

ADM:adm
Enclosures:

MICROFILMED

MAR 10 1993

WATER RIGHT NUMBER - A45-11891

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
ANDERSON

HAROLD A.

1 - 1951 WASHINGTON STREET
2 -
3 -
CITY- BURLEY
PHONE - 208-578-9588

STATE- ID ZIP- 83318

+ - - PRIORITY DATE - - +
05/21/1934

+ - - - REGION - - - +
17 SOUTHERN

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

+ - - - STATUS - - - - +

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

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

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

10S 23E 30 NW SW NW 2 (31) CASSIA

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.120
04 - STOCKWATER 01/01 12/31 0.020

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.120 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

10S 23E 30 SW NW 2 04 STOCKWATER (31) CASSIA
10S 23E 30 SW NW 2 43 DOMESTIC (31) CASSIA

+ - - DIVERSION MEANS - WELL & PUMP (WELL 60')

+ - - NON-IRRIGATION USE - D/ 3 HOUSEHOLDS (1 HOUSE, 2 TRAILERS) S/ 10 RANGE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

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

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +

09/00/0000
MICROFILMED
OCT 28 1994

