

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALTA S MC INTOSH BOX 55 OAKLEY ID 83346 (208) 862-3463	05/01/1915	STOCKWATER	01-01 12-31	.02 0.04 CFS	
TOTAL DIVERSION:					.02 0.04 CFS	

Water Source: BEDKE SPRING

Tributary to: MILL CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T13S R23E S27

SESESW

CASSIA County

Point(s) of Ending Stream Reach: T13S R23E S27

SWSSEW

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE												
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENE		NENE		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
13S	23E	27	:		:		:		:		:		:		:		:		:		:		:	

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER, 250 HEAD RANGE INSTREAM USE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-12590

Remarks: GEN CLAIM INFORMATION TAKEN FROM NOTICE OF CLAIM TO A WATER RIGHT AS PREPARED FOR THE BASIN CREEK ADJUDICATION DATED 01-16-1975 AND BROUGHT IN BY THE CLAIMANT. DECREE INFORMATION WAS ORIGINALLY IN THE CLAIM RECORD DUE TO CREATING THE CLAIM INFORMATION FROM THE DATABASE RECORDS THAT WERE DECREED BUT HAS BEEN DELETED. FH 05-11-1994.

To Comments

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 45A Field Inspection Flag:
Presumption Flag:

Audit: 05/11/94 HITCHCOC 03/30/95 POST-STD

updated
2-9-98
K KC



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

SOUTHERN REGION

October 18, 1999

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**CARLEEN CLAYVILLE
KARL CLAYVILLE
SANDRA CLAYVILLE
EARL CLAYVILLE
400 S 150 E
RUPERT ID 83350**

RE: OWNERSHIP CHANGE SRBA Claim(s) A45-12590

Dear Claimant:

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

Sincerely,

**Cheryl E. Timm
Records Clerk, SRBA**

Enc.: Copy of Claim to a Water Right(S) referenced above

AJ0743NP
(00-124)

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

09/14/99 14:42:04
Page 1

Water Right Number - 45-12590

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CLAYVILLE

EARL

1 - 400 S 150 E

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-5671

1 - 400 S 150 E

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-5671

1 - 400 S 150 E

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-5671

1 - 400 S 150 E

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-5671

*** D - DIR RPT OWNER ***

MC INTOSH

ALTA 5

1 - PO BOX 55

2 -

3 -

City- OAKLEY

State- ID Zip- 83346

Phone - 208-862-3463

+ - - Priority Date - - +
05/01/1915

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
BEDKE SPRING

+ - - Tributary - - - - - +
MILL CREEK

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

13S 23E 27 SE SE SW B (31) CASSIA
SW SE SW E (31) CASSIA

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER

01/01

12/31

0.020

+ - Total Div. Rate - + + - Total Div. Volume - +
0.020

+ - Total Consumptive Use - + + - KW Usage - +
0.0

Handwritten notes:
ID rd
for
no other rights
the decreed
no other
rights
10/12/1
P.A. 7/26/98

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

Water right number - 45-12590

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
13S	23E	27	SE SW			04	STOCKWATER	(31) CASSIA

Total Acres:

+ - - Diversion Means - INSTREAM STOCKWATER USE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +

EXP STOCKWATER, 250 HEAD RANGE INSTREAM USE

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - 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.

+ - - - - Decree Plaintiff - - - +
STATE OF IDAHO+ - - - - Decree Defendant - - - +
UNITED STATES, ET AL+ - Decree Date - +
07/28/1998

+ - - - - - Comments - - - - - +

Date: 02/09/1998 User Id: KCHRISTE Subject: COPIED FROM REMARKS

CLAIM INFORMATION TAKEN FROM NOTICE OF CLAIM TO A WATER RIGHT AS PREPARED FOR THE BASIN CREEK ADJUDICATION DATED 01-16-1975 AND
BROUGHT IN BY THE CLAIMANT. DECREE INFORMATION WAS ORIGINALLY IN THE CLAIM RECORD DUE TO CREATING THE CLAIM INFORMATION FROM THE
DATABASE RECORDS THAT WERE DECREED BUT HAS BEEN DELETED. FH 05-11-1994.Date: 09/14/1999 User Id: CTIMM Subject: OWNERSHIP CHANGE
9/14/99, CHANGED OWNERSHIP: MC INTOSH TO CLAYVILLE AS PER

FORM 1409 AND WARRANTY DEED REC'D 7/6/98. C.T.

+ - - Audit Fields - - +

09/14/99 CTIMM

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 03/02/1998	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	- 04/29/1994	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S016840	Water District	- 45A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUL 06 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 Number(s) _____
Adjudication Claim Number(s) A45-12590

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 on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Alta S. McIntosh

P.O. Box 71 - Oakley, ID 83346 -

4. New Owner/Claimant(s) Earl Clayville & Carleen Clayville and Karl Clayville & Sandra
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR Clayville

New Mailing Address _____

City, State and ZIP Code 150 East 4100 South, Rupert, ID 83350

New Telephone Number (208) 436-5871

5. Date you acquired the property July 2, 1998

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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.

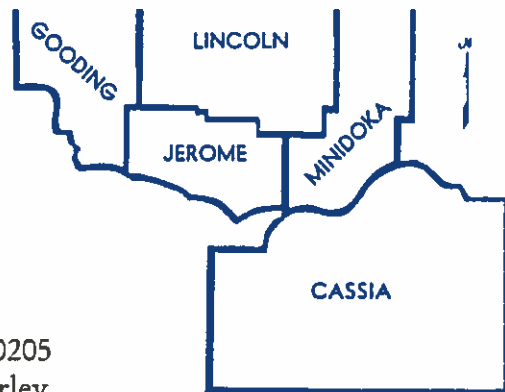
7. Signature of New Owner/Claimant(s) Earl Clayville Karl Clayville Date 7-02-98
Earl Clayville Karl Clayville

Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.
O/c 9/14/99 CT

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #30205
OFFICE: Burley

July 2, 1998

Idaho Dept. of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

Re: Earl and Karl Clayville

Dear Sir/Madam:

Enclosed with this letter please find an original executed Notice of Change of Water Right Ownership on property located in Cassia County. Attached is a copy of the recorded Warranty Deed and aerial photo.

Would you please make the necessary changes in the records to indicate the new owners as Earl and Carleen Clayville and Karl and Sandra Clayville. Please send a receipted copy to this office.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

Nancy Garrett
Reconveyance Department

/nrg
enc.

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5880

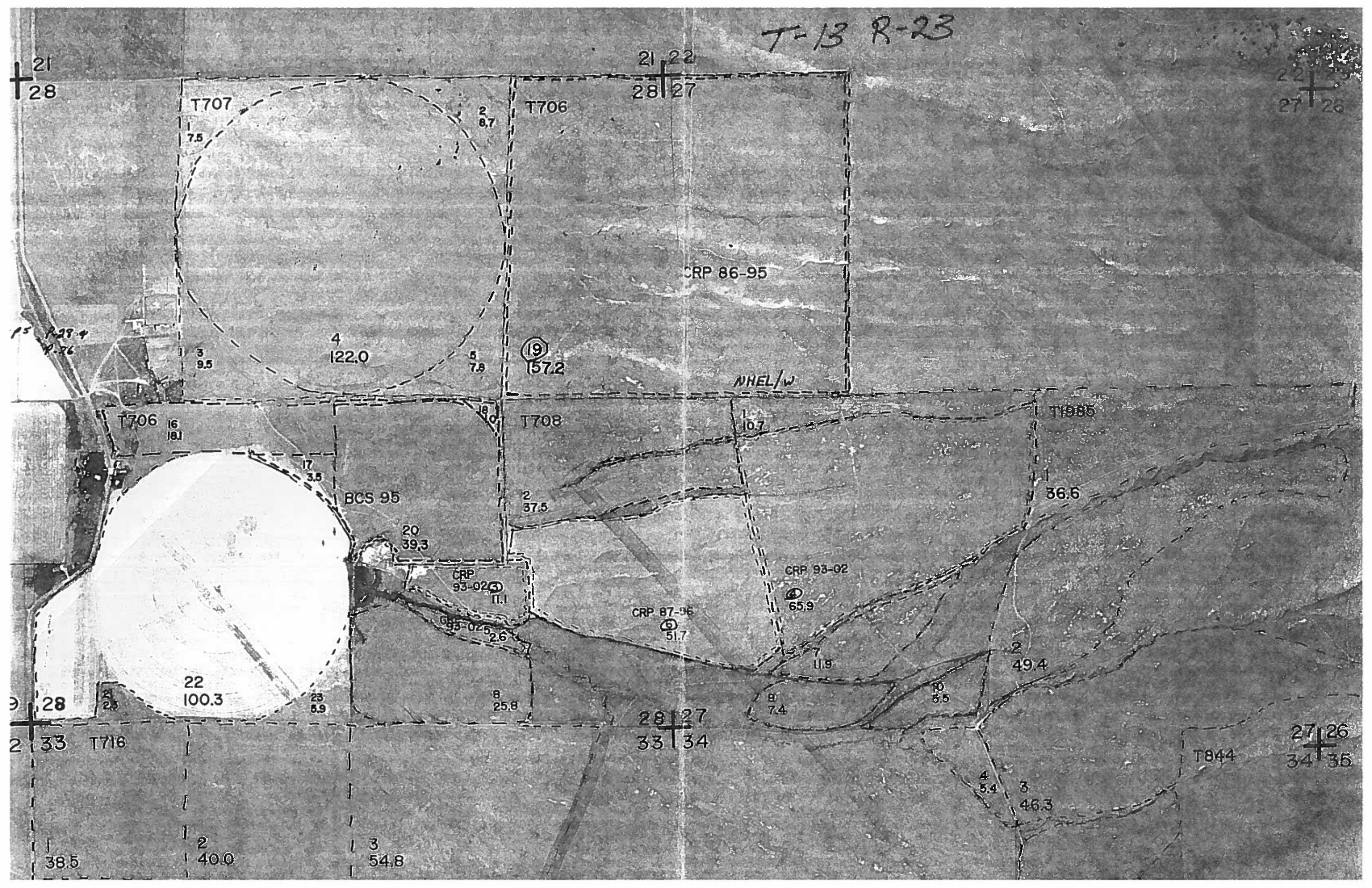
BOX 111, RUPERT, IDAHO 83350
PHONE 438-0808 - FAX 438-1199

RECEIVED

JUL 06 1998

Department of Water Resource
Southern Region

T-13 R-23





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

October 31, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

William Parsons
P.O. Box 910
Burley, ID 83318

Dear Mr. Parsons:

Pursuant to your recent request regarding water rights and filings out of Bedke Springs, please find enclosed the following proof reports:

Water Right Record 45-00534

Snake River Basin Adjudication Claim A45-00534

Snake River Basin Adjudication Claim A45-12590

If you have any questions, or need any other assistance, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Corey Skinner'.

Corey Skinner, EIT
Dam Safety Section

Enclosures

256489

WARRANTY DEED

#30205

For Value Received

ALTA S. McINTOSH, a married woman dealing with her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

**EARL CLAYVILLE and CARLEEN CLAYVILLE, husband and wife, and
KARL CLAYVILLE and SANDRA CLAYVILLE, husband and wife**

Address: 150 East 400 South Rupert, ID 83350

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

Parcel No. 1:

**TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 27: S½SW¼

Section 28: S½SE¼

Parcel No. 2:

**TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 27: N½SW¼

Section 28: NE¼SE¼

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Water Adjudication Nos. A45-12590.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years.

Power Line Easement between Marian McIntosh, a widow to Idaho Power Company, a corporation, dated October 17, 1961 and recorded March 27, 1972 as Instrument No. 5956 on Film No. 12, records of Cassia County, Idaho, over and across all of the SE¼SE¼ of Section 28 Township 13 South, Range 23 East of the Boise Meridian.

Easement for Well, Ditch, And/Or Pipeline, from Howard McIntosh, contracting as and with his sole and separate property, whose wife's name is Alta McIntosh, to H & E., Inc., an Idaho Corporation, dated July 17, 1983 and

recorded July 20, 1983 as Instrument No. 153543 on Film No. 148, records of Cassia County, Idaho.
State of Idaho Lease No. OG-0357, evidenced by an Assignment of Mineral, Oil and Gas, and/or Geothermal Resource Lease(s) from Steven W. Davis and Karen M. Davis, Spouse, to Bridger Energy Associates, dated November 24, 1981 and recorded March 11, 1982 as Instrument No. 141700 on Film No. 148, records of Cassia County, Idaho.

Effects of a Power Line Easement from H & E Inc., Robert Bedke and Carol Bedke, to Idaho Power Company, a corporation, its licensees, successors and assigns, dated April 25, 1988 and recorded August 15, 1988 as Instrument No. 197027 on Film No. 200, records of Cassia County, Idaho.

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: July 2, 1998

Alta S McIntosh
Alta S. McIntosh

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 2nd day of July, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared ALTA S. McINTOSH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

LARRY ROBERTS
★ NOTARY PUBLIC ★
STATE OF IDAHO

RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES

Larry Roberts
Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

RECORDED
LAND TITLE & ESCROW
CASSIA COUNTY, IDAHO
DANIEL M. ROSKELLEY
RECORDER
JUL 10 1998
256489

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: A45-12590

Date Received: 4/29/1994

Receipt No: S016840

Received By: JK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALTA S MC INTOSH 208-862-3463
Address: BOX 55
OAKLEY ID 83346

2. Date of Priority: MAY 1, 1915

3. Source: BEDKE SPRING Trib. to: MILL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Instream Flow					
13S	23E	27	SE SE SW		CASSIA
Ending Point of Instream Flow					
13S	23E	27	SW SE SW		CASSIA

5. Description of diverting works:
INSTREAM STOCKWATER USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	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:
STOCKWATER, 250 HEAD RANGE INSTREAM USE

MICROFILMED
OCT 28 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	23E	27	SW	SW		STOCK	
			SE	SW		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): Alta S. Mendenhall Date: 29 April 1994

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 29th day

of April 19 94

Steve Bell
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7 1994

MICROFILMED

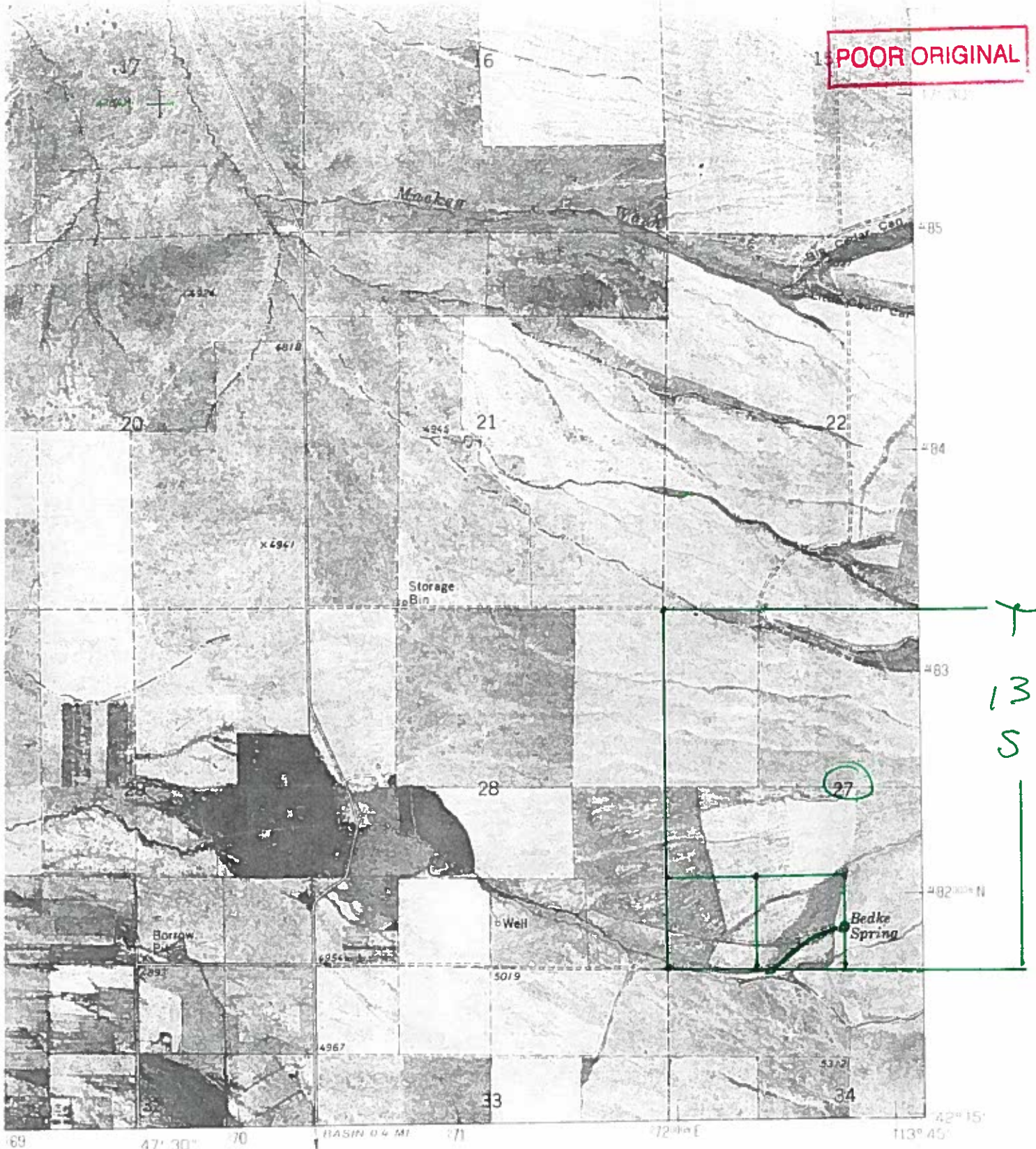
OCT 28 1994

IN THE MATTER OF THE GENERAL DETER-	NOTICE OF CLAIM	IDENT. NO.	MAP NO.
MINATION OF RIGHTS TO THE USE OF SURFACE	TO A		
AND GROUND WATERS OF WHAT IS COMMONLY			
<u>BASIN CREEK</u> DRAINAGE BASIN.	WATER RIGHT		

Notary Public residing at Boise, ID

MICROFILMED
OCT 28 1994

POOR ORIGINAL



R23 E.
MICROFILMED
OCT 28 1994

A45-12590

MARION SE, IDAHO
N4215 W11345/7 5

obtained
daho





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 DEPT INTERNET WEB SITE: [www/idwr.state.id.us](http://www.idwr.state.id.us)

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 26, 2002

DON PICKETT
1659 S 600 W
OAKLEY ID 83346

COPY

RE: CLAIM COPY FOR 45-12590

Dear Don

I am enclosing the following documents from the claim file;

1. Original claim
2. Claim prepared for Basin Creek Adjudication
3. Warranty deed McIntosh to Clayville
4. Ortho photo attached to claim.

I did not copy the following;

1. Proof reports used when reviewing the claim
2. Documents relating to the Change of ownership
3. Copy of ASCS map of claim area but no features highlighted
4. A request for proof reports, including this right.

If you need additional information please call this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent
E-mail address: kchrste@idwr.state.id.us
enclosures