

AJ5856NP

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

DATE: OCT-24-1997  
PAGE: A-1680

RIGHT NUMBER: 37-13349

NAME & ADDRESS: VANNESS ANDERSON  
PO BOX 789  
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: 03/01/1960

POINT OF DIVERSION: T05S R10E S13 SESW Within ELMORE County

PURPOSE AND

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

PLACE OF USE: STOCKWATER Within ELMORE County  
T05S R10E S13 SESW

DOMESTIC Within ELMORE County  
T05S R10E S13 SESW

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. 05S10E133620

Claim proofread by: MH

Date: 11-9

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: A37-13349  
Date Received: 12/12/1989  
Receipt No: S010663  
Received By:                     

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: VANNESS ANDERSON 208-678-2388  
Address: P.O. BOX 789  
BURLEY, ID 83318

2. Date of Priority: MAR 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 10E   | 13      |        | SE     | SW  |     | ELMORE |

5. Description of diverting works:  
WELL, 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 | 0.040 |      |        |

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 HOUSEHOLD, S/SEVERAL BEEF STOCK

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 05S      | 10E   | 13      | SE     | SW  |     | DOMEST |       |
|          |       |         | SE     | SW  |     | STOCK  |       |

A37-13349

Page 1

Date: 12/12/89

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11. Place of use in counties: ELMORE

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**

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

CIVIL CASE NUMBER: 39576Ident. Number A37-13349

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

**R E C E I V E D**

DEC 7 1989

Department of Water Resources  
Southern Region Office

**Please type or print clearly**

1. Name of Claimant (s) Vanness Anderson Phone (208) 678-2388

Mailing Address P.O. Box 789, Burley, Idaho Zip 83318

2. Date of Priority (Only one (1) per claim) 3-01-1960

3. Source of water supply (a) groundwater  
which is tributary to (b) \_\_\_\_\_

4. Location of point of diversion is: Township 5S Range 10E

Section 13, 1/4 of SE 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_, B.M.,

County of Elmore

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 and pump

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 01-01 to 12-31 amount .04

For stock purposes from 01-01 to 12-31 amount .04

7. Total quantity claimed .04 (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 household - several beef cattle

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

| TWP | RNG | SEC | NE 1/4 |       |       |       | 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 |
| 5S  | 10E | 13  |        |       |       |       |        |       |       |       |        |       |       | D/S   |        |       |       |       |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |

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

12. Do you own the property listed above as place of use? Yes XX 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.  
\_\_\_\_\_ or None (XX)

14. Remarks: \_\_\_\_\_

15. Basis of Claim (check one) Beneficial Use XX 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 XX do not XX  
wish to receive and pay a small annual fee for monthly copies of the docket sheet.  
Number of attachments 2

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

Signature of Claimant (s) Vanner Anderson Date 12-07-1989  
by Alexander Anderson POT Date 12-7-89

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_

\_\_\_\_\_ Title  
of \_\_\_\_\_, 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 \_\_\_\_\_ )  
County of Twin Falls ) SS.

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

SEAL

Notary Public Maria West

Residing at Twin Falls, Idaho

My Commission Expires 4-21-93

Last Name Anderson Ident No. \_\_\_\_\_

Copies White-State, Yellow-Claimant

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MAR 11 1993

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

THAT I, VANNESS ANDERSON, also known as VANNESS D. ANDERSON, OF Burley, County of Cassia, State of Idaho, have appointed and do hereby and herein appoint RONALD D. OSTERHOUT of Burley, County of Cassia, State of Idaho, as my true and lawful attorney-in-fact for me and in my name, place and stead, and for my use and benefit:

To exercise, do, or perform any act, right, power or duty, or obligation whatsoever that I now have or may acquire the legal right, power or capacity to exercise, do or perform in connection with, arising out of, or relating to any person, item, thing, transaction, business, property, real or personal, tangible or intangible, or matter whatsoever;

To ask, demand, sue for, recover, collect, receive, and hold and possess all such sums of money, debts, dues, bonds, notes, checks, dividends, stock certificates, certificates of deposit, annuities, pension and retirement benefits, insurance benefits and proceeds, documents of title, choses in action, personal and real property, intangible and tangible property and property rights, and demands whatsoever, liquidated or unliquidated, as are now, or shall hereafter become due, owing, payable, owned, or belonging to me or in which I have or may acquire an interest, and to have, use, and take all lawful ways and means and legal and equitable remedies, procedures, and writs in my name for the collection and recovery thereof, and to compromise, settle, and agree for the same, and to make, execute and deliver for me and in my name all endorsements, acquittances, releases, receipts, or other sufficient discharges for the same;

To lease, purchase, exchange, and acquire, and to bargain, contract, and agree for the lease, purchase, exchange, and acquisition of, and to take, receive and possess any real or personal property whatsoever, intangible or tangible, or interest therein, on such terms and conditions, and under such covenants, as said attorney-in-fact shall deem proper;

To improve, repair, maintain, manage, insure, rent, lease, sell, release, convey, subject to liens, mortgages, and hypothecate, and in any way or manner deal with all property of every kind and nature or any part interest therein, which I now own or may hereafter acquire, for me or in my name and under such terms and conditions, and under such covenants as said attorney-in-fact shall deem proper;

To engage in and transact any and all lawful business of whatever nature or kind for me and in my name;

To sign, endorse, execute, acknowledge, deliver, receive, and possess such applications, contracts, agreements, options, covenants, deeds, conveyances, trust deeds, security agreements, bills of sale, leases, mortgages, assignment, insurance policies, bills of lading, warehouse receipts, documents of title; bills, bonds, debentures, checks, drafts, commercial papers, receipts, withdrawal receipts and deposit instruments relating to accounts or deposits in, or certificates of deposit of, banks, savings and loan or other institutions or associations, proofs of loss, evidences of debts, releases, and satisfactions of mortgage, judgments, liens, security agreements, and other debts and obligations, and such other instruments in writing of whatever kind and nature as may be necessary or proper in the exercise of the rights and powers herein granted.

ANDERSON VANNESS

MOORE COUNTY, IDAHO, SS

request of Waterhout & Poxi  
Time 1:45 P.M.  
Date February 3, 1984  
Book \_\_\_\_\_ of \_\_\_\_\_  
Page \_\_\_\_\_

RAMONA RECORDS & TAPAZABAL

By [Signature]  
Deputy

Fee \$ 4.00

I grant to my said attorney-in-fact full power and authority to do and perform all and every act and thing whatsoever requisite necessary and proper to be done in the exercise of any of the rights and powers herein granted, as fully to all intents and purposes as I might or could if personally present, with full power of substitution or revocation, hereby ratifying and confirming all that my said attorney-in-fact, or his substitute or substitutes, shall lawfully do or cause to be done by virtue of this power of attorney and the rights and powers herein granted.

This instrument is to be construed and interpreted as a general power of attorney. The enumeration of specific items, acts, rights, or powers herein does not limit or restrict, and is not to be construed or interpreted as limiting or restricting the general powers herein granted to said attorney-in-fact.

The rights, powers, and authority of said attorney-in-fact to exercise any and all of the rights and powers herein granted shall commence and be in full force and effect on the date hereof, and such rights, powers and authority shall remain in full force and effect thereafter until revocation hereof by written notice.

DATED this 3<sup>rd</sup> day of September 1981.

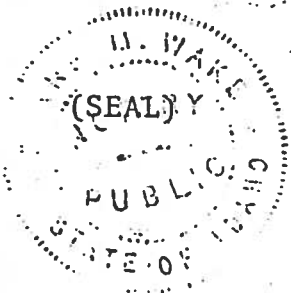
VANNESS ANDERSON

STATE OF IDAHO                 )  
County of Cassia               ) ss.

On this 3rd day of September 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared VANNESS ANDERSON, also known as VANNESS D. ANDERSON, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year in this instrument first above written.

NOTARY PUBLIC FOR IDAHO  
Residing at: Bucley  
My Commission Expires:



7 December 82

RB

- 2 -

ANDERSON, VANNESS



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

Dec. 13, 1989

.VANNESS ANDERSON  
.P O BOX 789  
.BURLEY ID 83318

Re: A51-10332  
A37-13347  
A37-13348  
A37-13349  
A61-10527

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

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 of your claim(s), please contact this office.

Yours truly,

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

Judy Givens  
Adjudication Secretary

/jg

Enclosures:

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MAR U 1 1993

WATER RIGHT NUMBER - A37-13349      PREFIX TRANSLATION: ADJUDICATION CLAIM      OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +      + - FIRST NAME - - +      + - - - - ADDRESS - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
ANDERSON      VANNESS      1 - P.O. BOX 789  
2 -  
3 -  
CITY- BURLEY      STATE- ID      ZIP- 83318  
PHONE - 208-678-2388

+ - - PRIORITY DATE - - +      + - - REGION - - - +      + - - STAGE - - - +      + - - STATUS - - - - +  
03/01/1960      17 SOUTHERN      J - BENEFICIAL USE

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

+ - - - - POINT OF DIVERSION - - - - - +  
TWN      RNG      SEC      TRACT      LOT      RFLG      COUNTY      STREAM INDEX (BLANK IF NO INDEX CODE)  
05S      10E      13      SE SW      (39)      ELMORE

+ - - - - 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      0.040

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

+ - - - - PLACE OF USE - - - - - +  
TWN      RNG      SEC      TRACT      LOT      ACRES      CODE      DESCRIPTION      COUNTY  
05S      10E      13      SE SW      04      STOCKWATER      (39 ) ELMORE  
05S      10E      13      SE SW      43      DOMESTIC      (39 ) ELMORE

+ - - DIVERSION MEANS - WELL, PUMP  
+ - - NON-IRRIGATION USE - D/1 HOUSEHOLD, S/SEVERAL BEEF STOCK  
+ - - 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 - +  
00/00/0000  
MICROFILMED  
NOV 29 1996

CERTIFIED  
JUN 18 1992  
WATER EXAMINER