

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: A37-13348
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 of	Lot	County
05S	10E	13	SW	SW	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	0.070		

7. Total Quantity Appropriated is:
0.110 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/300 BEEF CATTLE

10. Place of Use:

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

A37-13348

Page 1

Date: 12/12/89

MICROFILMED

MAR 01 1993

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: 39576

Ident. Number

437-13348

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

RECEIVED

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 SW 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 <u>domestic</u> purposes from <u>01-01</u> to <u>12-31</u> amount <u>.04</u>
For <u>stock</u> purposes from <u>01-01</u> to <u>12-31</u> amount <u>.07</u>

7. Total quantity claimed .11 (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 - 300 head of cattle

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MAR 11 1990

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

[illegible]

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 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) Vanness Anderson Date 12-07-1989

by Franklin D. Burt, POT Date 12-7-89

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 _____
 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 State-State, Yellow, Claimant

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

220561

CASSIA COUNTY, IDAHO, ss
Notary of
Time 1:45 P.M.
Date February 3, 1984
Book of
Page
By Ramon Trazabal 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 3rd day of September 1981.

Vanness Anderson
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.



D. M. Wake
NOTARY PUBLIC FOR IDAHO
Residing at: Burley
My Commission Expires: Sept

147806
RECORDED AT THE CLERK'S OFFICE
FILED
DEC 1 9 44 AM '82
CASSIA COUNTY, IDAHO
FEE \$4.00
DEC 5/8
Burley

7 December 82

RB

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

Re: A51-10332

A37-13347

A37-13348

A37-13349

A61-10527

.VANNESS ANDERSON

.P O BOX 789

.BURLEY ID 83318

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:

MICROFILMED

MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-13348

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
ANDERSON

VANNES

1 - P.O. BOX 789
2 -
3 -
CITY- BURLEY
PHONE - 208-678-2388

STATE- ID ZIP- 83318

+ - - PRIORITY DATE - - +
03/01/1960

+ - - - 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)

055 10E 13 SW SW (39) ELMORE

+	CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE
---	------	-------------	-------------	-----------	-----------

DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC
04 - STOCKWATER

01/01	12/31
01/01	12/31

0.040
0.070

04 - STOCKWATER		017-01							
+ - TOTAL DIV. RATE - +	+ - TOTAL DIV. VOLUME - +	+ - TOTAL DIV. CAPACITY - +	+ - TOTAL CONSUMPTIVE USE - +	+ - KW USAGE - +					
0.110			0.0						

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

DESCRIPTION

COUNTY

05S	10E	13	SW	SW
05S	10E	13	SW	SW

04 STOCKWATER
43 DOMESTIC

(39) ELMORE
(39) ELMORE

+ - - DIVERSION MEANS - WELL, PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSEHOLD, S/300 BEEF CATTLE

+ - - 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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-13348

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 12/12/89 WHITE

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+-----COMMENTS-----+
NO COMMENTS FOUND

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[illegible]

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	- 12/12/1989	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	- S010663	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

05-S10E 133620

DATA ENTRY
ENTERED 11-7-93 RS
CHECKED 2/3/94 DND

"Verified By"
Topo Map/Critho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
MAR 04 1992

PROOF
JAN 07 1992

CERTIFIED
JUN 18 1992
WATER EXAMINER