

03/29/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-185A

NAME AND ADDRESS: REED I WHITE
131 NW 4TH ST #290
CORVALLIS OR 97330-4702

SOURCE: WEST DEMPSEY CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.47 CFS

PRIORITY DATE: 03/01/1894

POINT OF DIVERSION:

T09S R38E S4 SESW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.470 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R38E S29	SWSE	8.6	T09S R38E S32	NWNE	15.1
---------------	------	-----	---------------	------	------

23.7 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

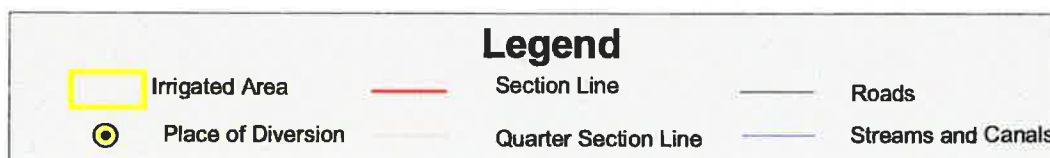
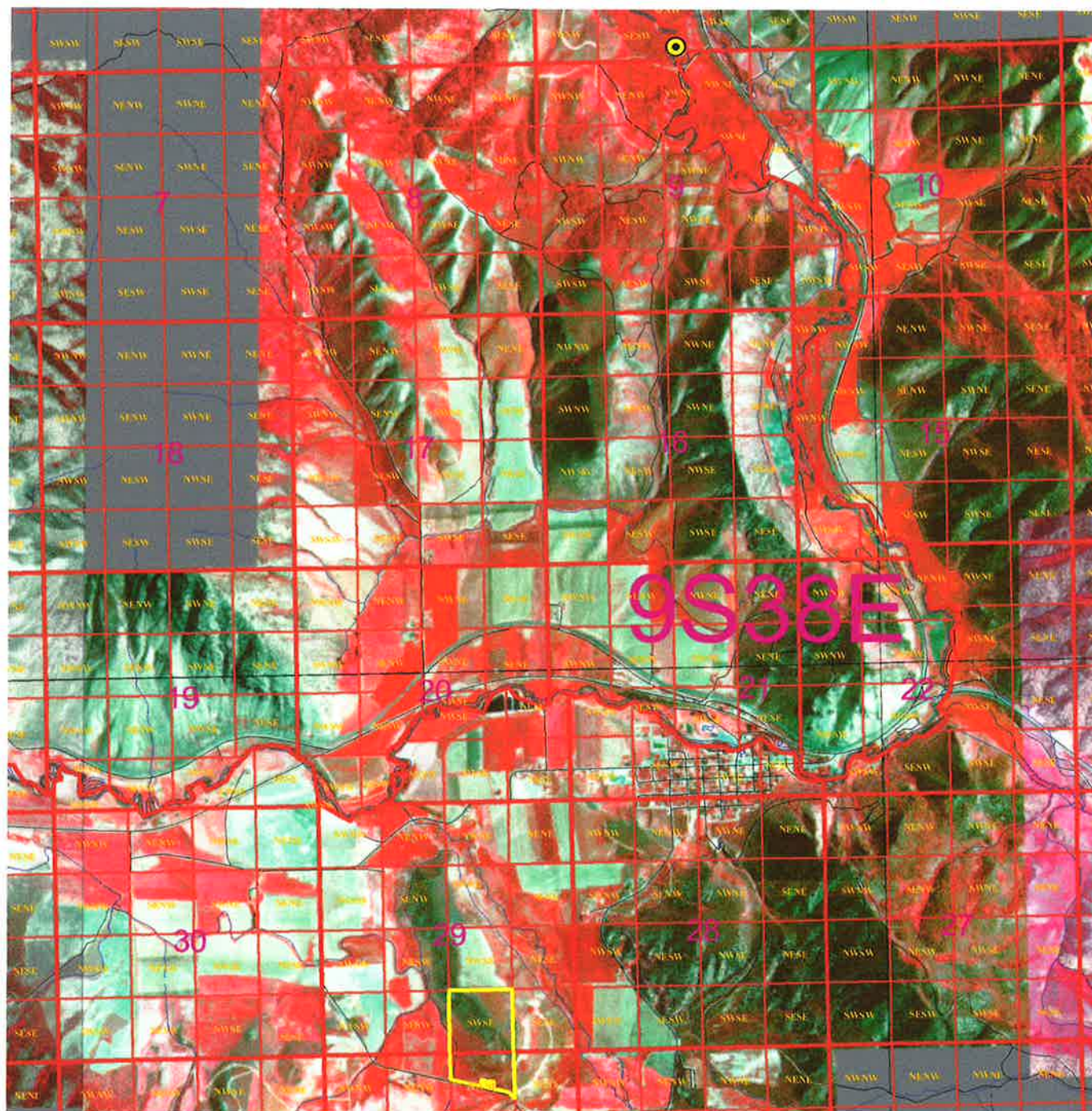
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST DEMPSEY DITCH.

Water Right Claim Number A29-00185A

08/08/2000

Township , 9S38E



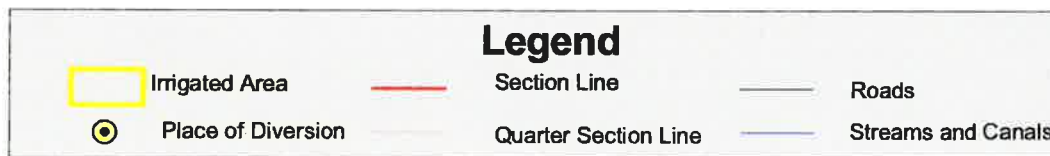
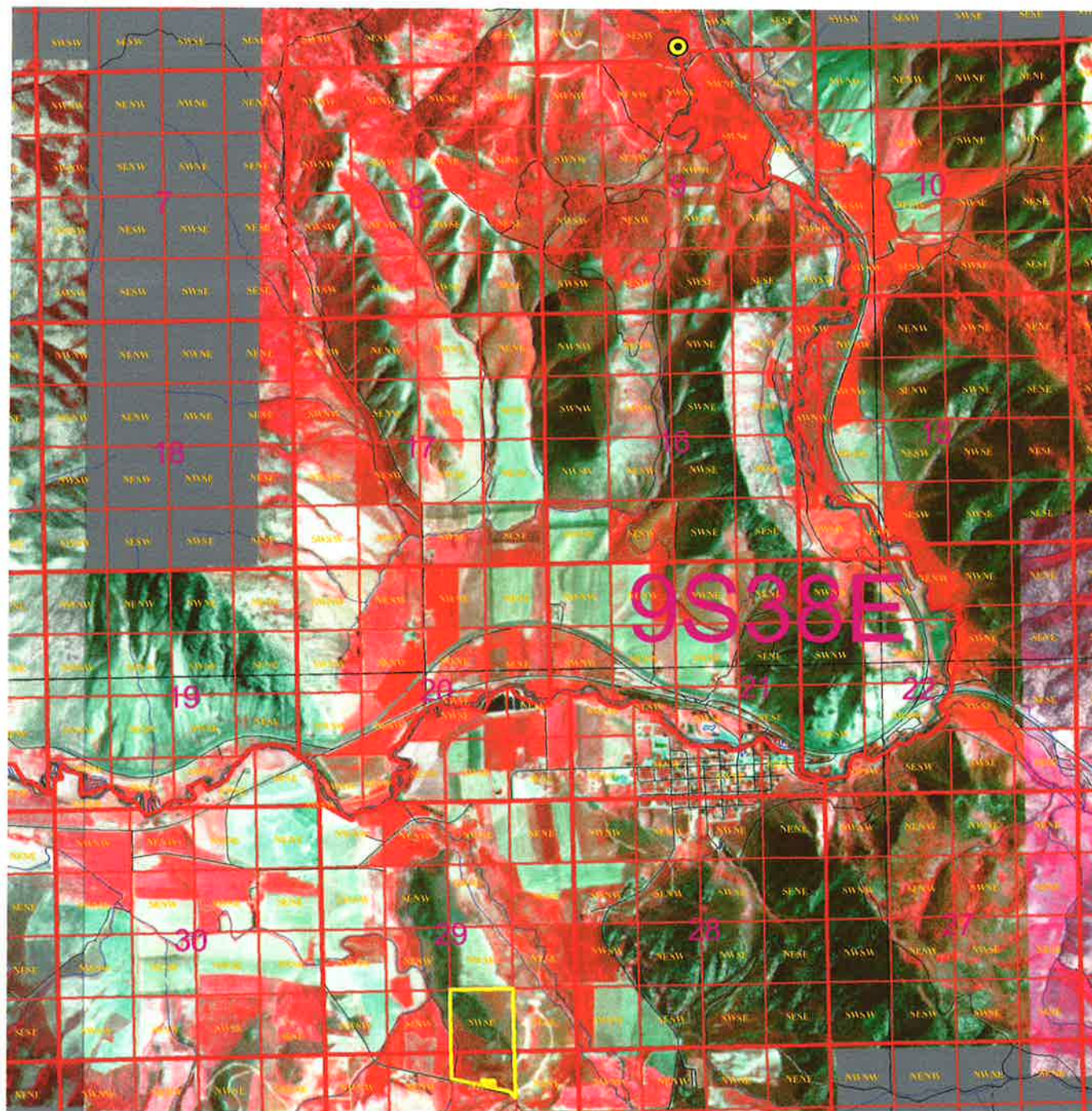
2000 0 2000 4000 Feet



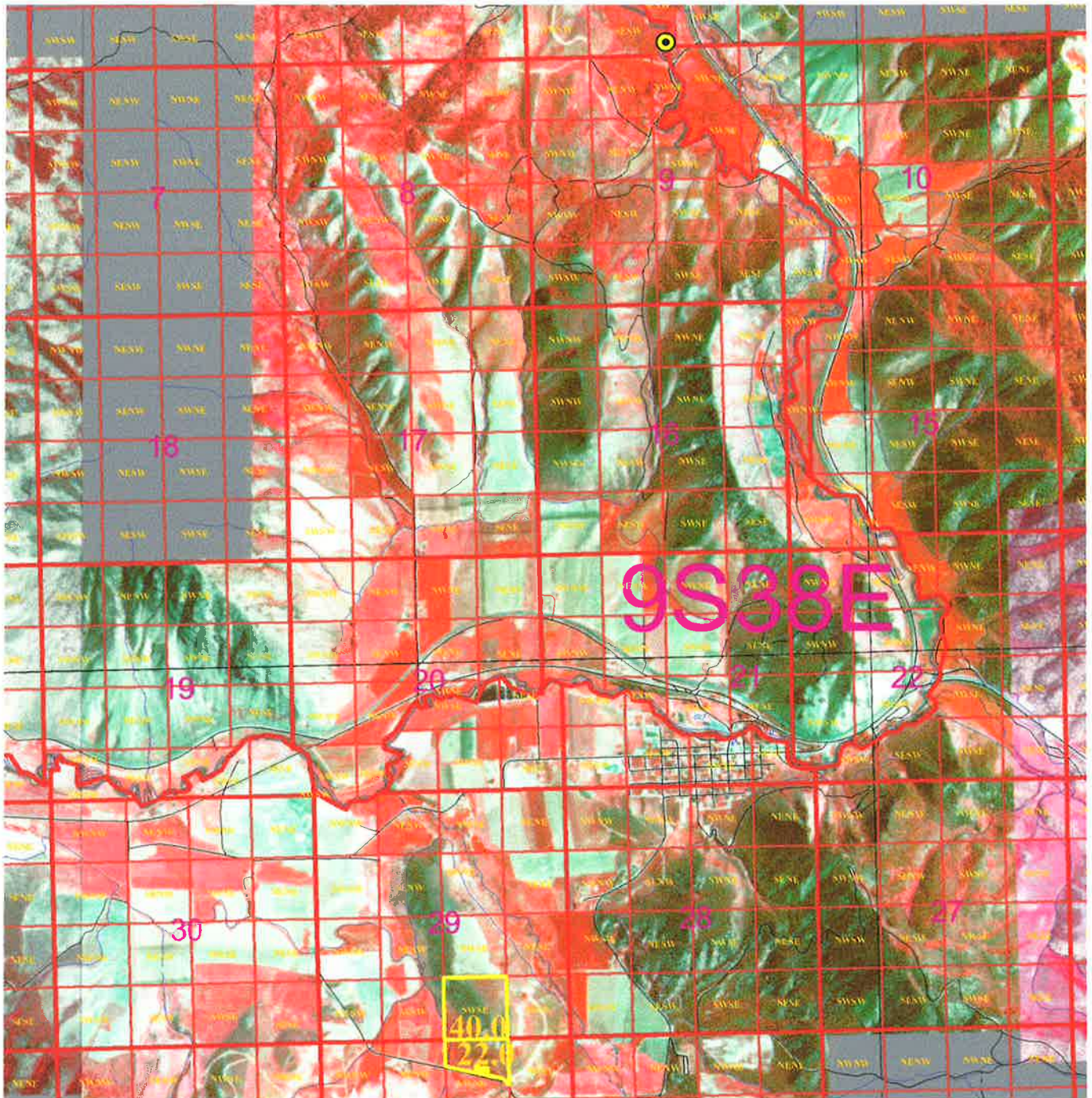
Water Right Claim Number A29-00185A

08/08/2000

Township , 9S38E



Township , 9S38E



Legend

 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals



2000 0 2000 4000 Feet



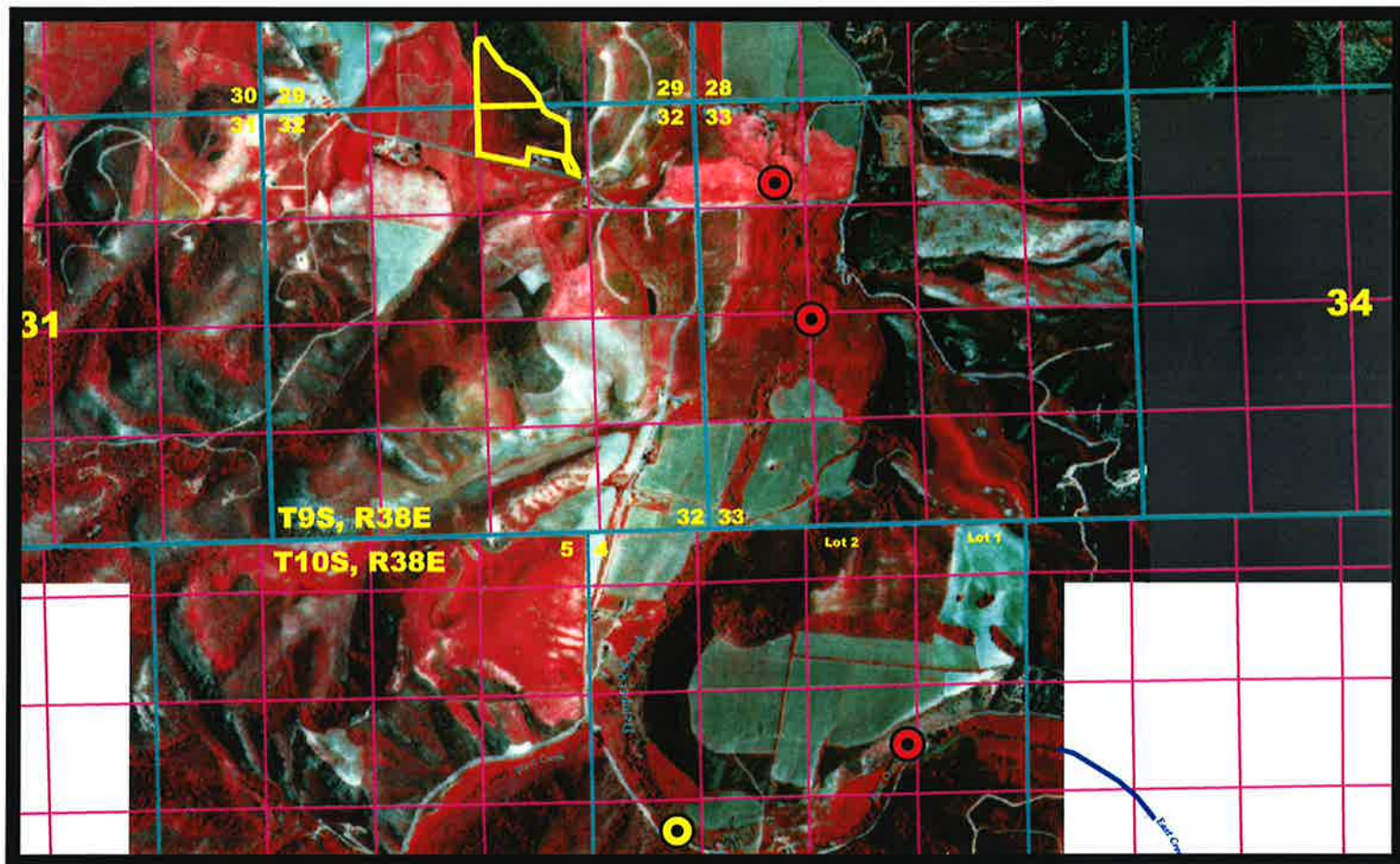


STATE OF IDAHO

Department of Water Resources
Eastern Region



WATER RIGHT(S): 29-00185A



1000 0 1000 2000 3000 4000 5000 6000 7000 8000 9000 10000 11000 12000 13000 Feet

LEGEND

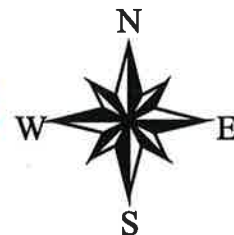
- Place of Use
- Section
- Quarter-Quarter
- Point of Diversion

Place of Use: (parts of)
T9S, R38E Sec. 29 SWSE,
Sec. 32 NWNE

Point(s) of Diversion: T10S, R38E
Sec. 4 NENSW

**NOTE; Delivery through
West Dempsey Ditch.**

PROFILED



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2002

JUL 08 2005

29-00185 A

D 626000

S&B Split History Attached

THE SPLIT OF 29-00185 A/B/C IS A MESS. GPS MAP SO ILLUSTRATES. CLAIMED PARCELS OVERLAP, THE RIGHT IS OVER CLAIMED BOTH IN C/S & ACROS, OWNERSHIP IS A QUESTION...

I. PART A CLAIMED AS 0.40 ac on 55° AC $\Rightarrow$ 0.0073 ac/ft
 WAY UNDERCLAIMED ON C/S; OVERCLAIMED ON ACROS.

RECOMMEND 23rd AC @ 0.474 ac

II. OWNERSHIP IS A QUESTION. LETTER TO POSSIBLE NOW OWNER SENT TODAY (5/31/01) CC ATTACHOR, REQUESTS %.
 7/19/01 NO RESPONSE.

FIELD BY AM
 RES'D

III. APPEARS AN AMENDMENT WILL BE REQ'D.

SCANNED

JUL 08 2005

PROFILED

29-00185^A

DECREED

I. THE SPLITTING OF 29-00185 AS A/B/C IS PROBLEMATIC.

GPS MAPPING ILLUSTRATES OVERLAPS OF POH OF THE SEVERAL PARTS. AS CLAIMED, IN ITS SEVERAL PARTS, THE 29-00185 IS OVERCLAIMED BOTH IN CTS AND ACRES. ALSO, OWNERSHIP IS QUESTIONABLE: APPARENTLY SOME SALES SINCE FILING.

SPLIT
Remark →

A. BEST CASE AC @ 0.02/AC = 0.80 cts ÷ 0.02 = 40 AC

II. ALL PORTIONS CLAIM DIFFERENT PODS. HOWEVER, ALL PARTS ARE DELIVERED THROUGH THE WEST DEMARSEY DITCH. THE ACTUAL POD IS AT T1D3 R3B6 SEC. 4 NESWSW.

DELIVERY
Remark →

CP3

III. NEED CC OF ALL DEEDS W/ SURVEY PLATS

A. NEED C/O IN SOME CASES. ICS A AND C

IV. SEE SPLIT HISTORY- ATTACHED. 29-00185 IS OVERCLAIMED IN BOTH CTS (0.03 cts) AND ACRES (38.3 AC). TO DATE, NO OTHER RIGHTS CLAIMED.

A. APPEARS PART A NEEDS C/O TO CORRECT OWNER AND IS WAY OVERCLAIMED ON ACRES - SOME CLAIMED ON STEEP SIDE HILL ABOVE OLD DITCH.

B. PART B SEEMS OK BUT PROPERTY BOUNDARY IS UNCLEAR - REQUESTED CC DEED W/ SURVEY.

C. PART C CLAIMS 0.38 cts ON 21 AC ⇒ 0.0181 cts/AC
CONSIDER ORIGINAL @ 0.02 cts/AC - PART C APPEARS UNDERCLAIMED BY 0.002 cts/AC - HOWEVER, FIELD EXAM IS REQ'D. (FOR ALL POD'S).

1. DON'T THINK THERE IS 21⁰ ACRES HERE.

NEW C/O J&TBuss

2. NEW C/O FOR A PORTION OF LANDS UNDER THIS CLAIM. 2.0 AC SHOWN AT HOMESTEAD ⇒ 0.040 cts.

1.) SEE SPLIT HISTORY.

FE REQ'D
ALL Pts →

CP5 ALL

SPLIT HISTORY - CLAIMS

29-00185

Pg 1 of 2

3/28/02 ABR

JUL 08 2005

SCANNED

PROTECTED

29-00185

0.80 cfs 3/01/1894

DEMPSEY CREEK

POD: SWSW SEC. 4 10/38

POU: NWNE SEC. 32 9/38

(BEST CASE 40ac - 100x40ac)

$0.80 \div 40ac = 0.02cfs/ac$

SPLIT BY ADJUDICATION

GLENDALE... PET TRUST

A 29-00185A

%

REED WHITE

0.40 cfs 3/01/1894

DEMPSEY CR

POD: SESW SEC 4 T10S R38E

POU: SWSE SEC 9 T9S R38E

CLAIMS 55° AC

RECOMMENDED AS:

23° AC @ 0.02 cfs = 0.474 cfs $\Rightarrow$ 0.47

D. & G. WELLARD

A 29-00185B

0.05 cfs 3/01/1894

DEMPSEY CREEK

POD: NESWSW SEC. 4 T10S R38E

POU: NWNE SEC. 32 T9S R38E

CLAIMS 2.3 AC.

RECOMMENDED AS:

1° 35 AC @ 0.02 cfs = 0.027 cfs $\Rightarrow$ 0.03 cfs

F. ROWSELL

A 29-00185C

%

BRUCE ROWSELL

0.38 cfs 3/01/1894

DEMPSEY CREEK

POD: SESWSW SEC 4 T10S R38E

POU: W²NE (PART) SEC. 32 T9S R38E

CLAIMS 21° AC.

29-13331

SEE Pg 2 of 2

29-13332

NOTE: THIS RIGHT IS OVER-CLAIMED BY BOTH CFS (0.03) AND ACRES (38.3). NO OTHER RIGHTS CLAIMED.

PROFILED

JUL 08 2005

SCANNED

SPLIT HISTORY OF 29-00185

Pg. 2 of 2

B. Rowser

29-13331

12.67 AC @ 0.253 cts = 0.25 cts

POU: NWNE SEC. 32 T9S R38E

~~As Recommended~~

29-00185C

0.292 cts on 14 AC.

clo To Buss
SALE 01/02

J & T Buss

29-13332

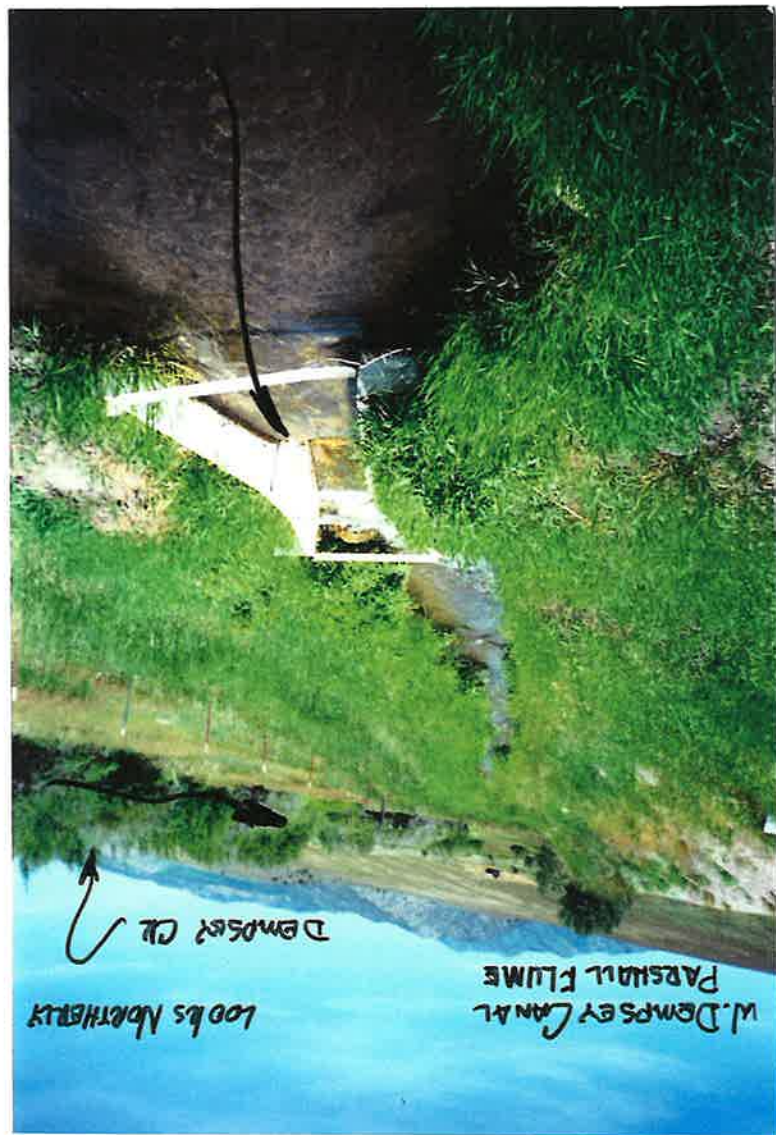
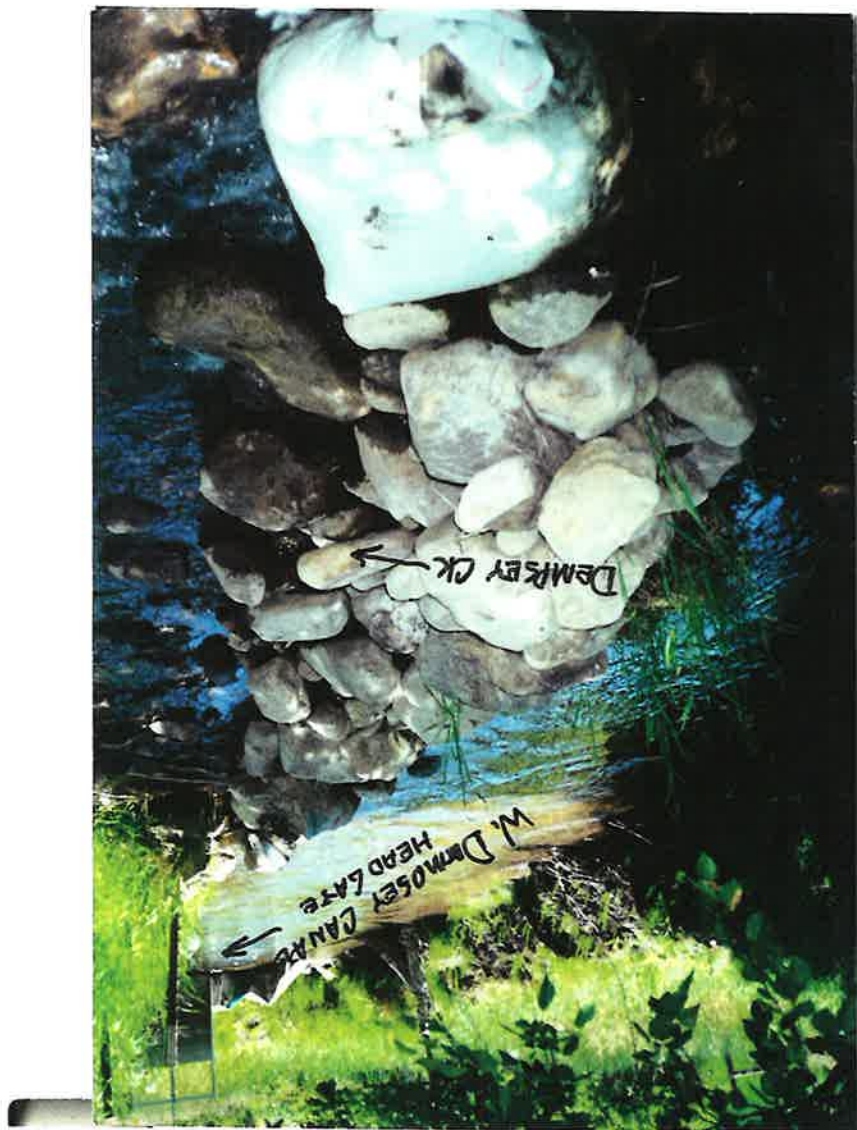
2.31 AC @ 0.046 cts = 0.05 cts

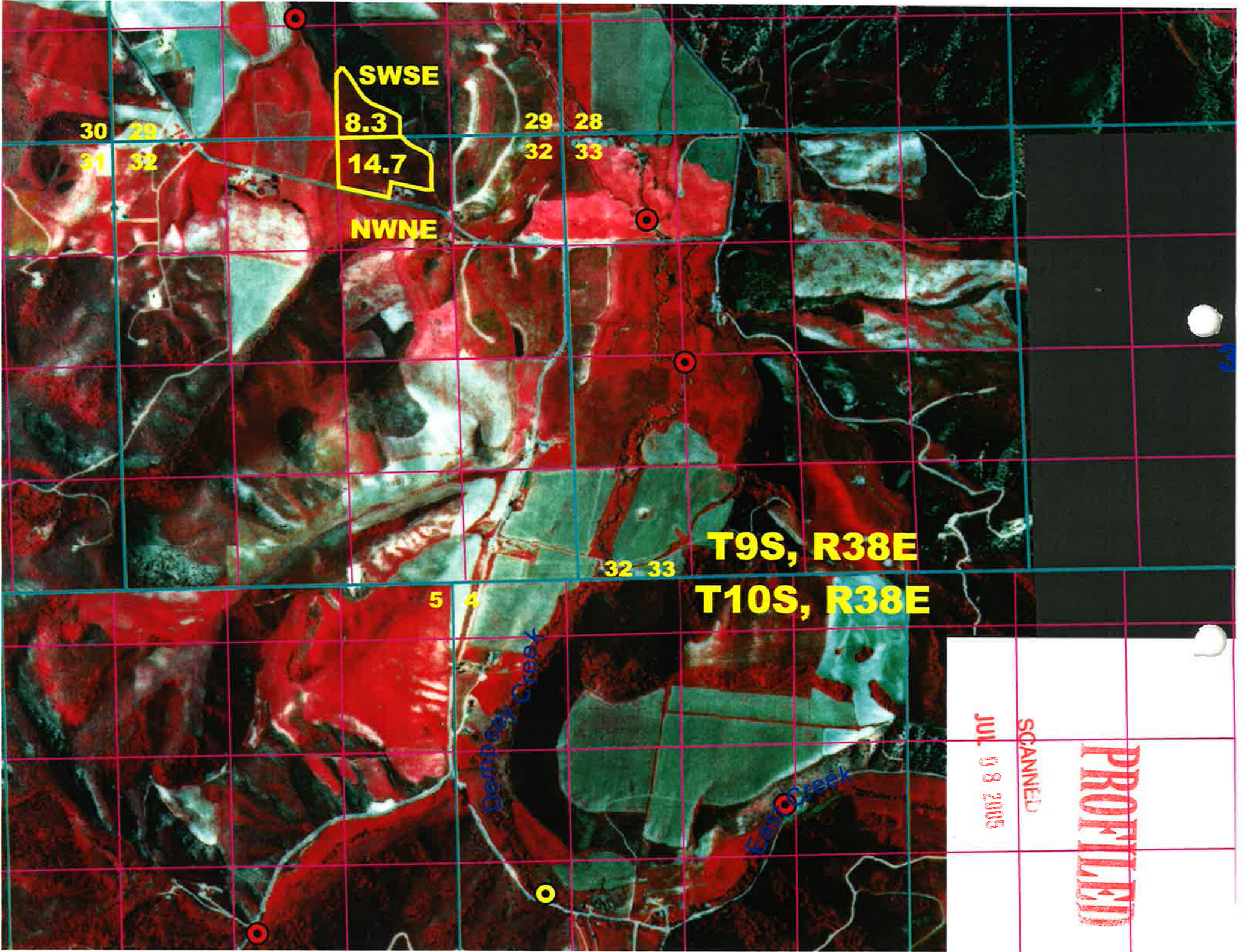
POU: 0.3 AC NWNE SEC. 32 T9S R38E

1.7 AC SWNE SEC. 32 T9S R38E

PROFILE

SCANNED
JUL 08 2005





SWSE

8.3

14.7

NWNE

T9S, R38E

T10S, R38E

Dempsey Creek

East Creek

PROFILED

SCANNED

JUL 08 2005

RECEIVED

JUN 11 2001

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-00135A					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

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

Colendale Hem and One Neck
Group Ret Trust

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

Reed I. White

City, State and ZIP Code

131 NW 4th St # 290

New Telephone Number

541 Corvallis, OR 97330-4702
(541) 929-5738

5. Date you acquired the property

SCANNED

JUL 08 2005

PROFILED

WARRANTY DEED

1-55989 DD

91001487

For Value Received

GLENDALE HEMATOLOGY AND ONCOLOGY MEDICAL GROUP PROFIT SHARING TRUST

the grantors, do hereby grant, bargain, sell and convey unto

REED I. WHITE, AN UNMARRIED PERSON

whose current address is

P.O. BOX 1001
SABASTOPOL, CA 95473

the grantee, the following described premises, in BANNOCK County Idaho, to wit:

PARCEL 1:

A TRACT OF LAND IN A PORTION OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 38 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE BRASS CAP MARKING THE NORTH QUARTER CORNER OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 38 E.B.M., SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°27'17" EAST, 1111.69 FEET ALONG THE NORTHERLY SECTION LINE OF SAID SECTION 32; THENCE SOUTH 00°28'13" WEST, 614.32 FEET; THENCE SOUTH 21°51'18" EAST, 249.49 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF THE COUNTY ROAD; THENCE ALONG A CURVE TO THE LEFT A DISTANCE OF 54.34 FEET, SAID CURVE HAVING A RADIUS OF 316.48 FEET, A CENTRAL ANGLE OF 09°50'13", A CHORD LENGTH OF 54.27 FEET AND A CHORD BEARING OF NORTH 70°48'12" WEST, THENCE NORTH 75°43'18" WEST, 11.24 FEET; THENCE NORTH 21°51'18" WEST, 231.10 FEET; THENCE NORTH 78°40'18" WEST, 422.60 FEET; THENCE SOUTH 14°16'42" WEST, 165.15 FEET; THENCE NORTH 75°43'18" WEST, 621.37 FEET; THENCE NORTH 00°37'12" EAST, 544.92 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 9 SOUTH, RANGE 38 E.B.M., BANNOCK COUNTY, IDAHO,

EXCEPT: A TRACT OF LAND IN A PORTION OF THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 9 SOUTH, RANGE 38 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE EAST 1/16 CORNER OF THE SOUTHERLY SECTION LINE OF SECTION 29, TOWNSHIP 9 SOUTH, RANGE 38 E.B.M., SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE NORTH 89°27'17" WEST, 208.71 FEET ALONG SAID SOUTHERLY SECTION LINE; THENCE NORTH 00°28'13" EAST, 231.67 FEET; THENCE SOUTH 89°27'17" EAST, 208.71 FEET, MORE OR LESS, TO THE EASTERLY 1/16 LINE OF SAID SECTION 29; THENCE SOUTH ALONG SAID 1/16 LINE 231.67 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: JANUARY 23, 1991

GLENDALE HEMATOLOGY AND ONCOLOGY MEDICAL GROUP
PROFIT SHARING TRUST

BY:

[Signature]

CALIFORNIA

STATE OF ~~IDAHO~~ COUNTY OF Los Angeles

On this 28th day of Jan., 19 91,
before me, a notary public in and for said State, personally
appeared

Donald Bogdon TRUSTEE OF THE
GLENDALE HEMATOLOGY AND ONCOLOGY MEDICAL GROUP
PROFIT SHARING TRUST

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.
AS TRUSTEE OF THE ABOVE MENTIONED TRUST.

Tanya E. Ruth

Notary Public

Residing at _____, Idaho
Comm. Expires 7/15/94



NO. 91001487
RECEIVED

SCANNED
AMERICAN LAND TITLE CO.
91 FEB -6 P4:47

JUL 08 2005

536

FILED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 31, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

REED WHITE
131 NW 4TH ST #290
CONVALLIS OR 97330

RE: CHANGE IN OWNERSHIP FOR A29-00185A

Dear Mr. White:

It has come to our attention that you may have recently purchased a tract of land in Bannock County. The property to which I am referring was most recently owned by Glendale Hem and Ono Med Group Ret Trust. The legal description is as follows:

T09S R38E S29 SW1/4 SE1/4
T09S R38E S32 NW1/4 NE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Water agent Allen Ruberry will be conducting a field exam of this property in the very near future. He will contact you because there are problems associated with this water right. If you have questions please phone or e-mail Allen at the numbers listed on his card.

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

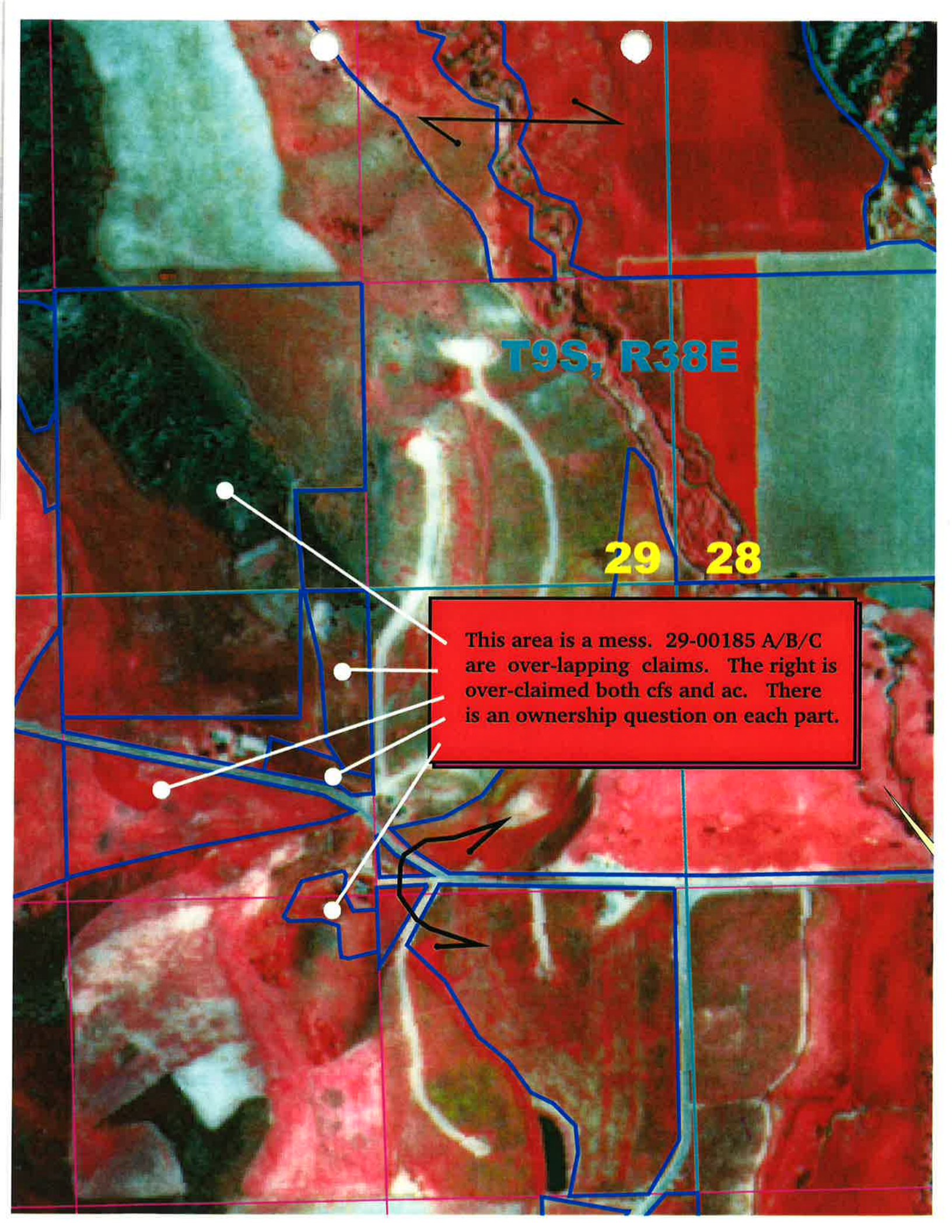
Cheri Vandermeulen
Records Clerk

Enclosure(s)

SCANNED

JUL 08 2005

PROFILED



T9S, R38E

29 28

This area is a mess. 29-00185 A/B/C are over-lapping claims. The right is over-claimed both cfs and ac. There is an ownership question on each part.

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

05/24/01 12:21:20
Page 1

Water Right Number - 29-00185

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
CAMPBELL

ADAM

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/01/1894 *ok* 15 EASTERN *D - DECREED*

+ - - - - Source - - - + + - - - - - Tributary - - - - - +
DEMPSEY CREEK *ok* PORTNEUF RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

10S 38E 4 SW SW (5) BANNOCK *Ac Claims SE SW Sec. 4*

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

01 - IRRIGATION *ok* 04/15 *ok* 09/15 0.800 *A - 0.40*

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.800 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S 38E 32 NW NE 01 IRRIGATION (5) BANNOCK

+ - - Diversion Means - *BEST CASE 40 AC* A - 55⁰

+ - - Non-Irrigation Use - B - 2³

+ - - Other Rights for Same Use - *NONE* C - 21⁰

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

GEN P/U INCOMPLETE.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

UNION GRAIN & ELEVATOR CO.

MCCAMMON DITCH CO. ET. AL.

08/06/1932

JUL 08 2005

SCANNED

PROFIT

SOB SPLIT History

CP3

7B³ AC OVERCLAIMED BY 3B³ AC

of the Northeast quarter, Section 32, Township 9 South, Range 38 E.B.M.

29-0184 1894 Mar. 1. 1.2 c.f.s. Said water to be diverted through a ditch having intake 35 degrees 40 minutes West 1044 feet from the East quarter corner, Section 29, Township 9 South, Range 38 E.B.M. for the irrigation of the Southwest quarter and the South half of the Northwest quarter, Section 29; the East half of the Northwest quarter, and the Northwest quarter of the Northwest quarter, Section 32, Township 9 South, Range 38 E.B.M.

29-0185
137. CAMPBELL, ADAM
1894 March 1. .8 c.f.s.

SUBS SPLIT HISTORY
A, B & C

Said water to be diverted at a point North 53 degrees East, 1550 feet from the Southwest corner of Section 4, Township 10 South, Range 38 East. The lateral from which said point divides in the Campbell-Fagnant lateral into Campbell lateral in the Northwest quarter of the Northeast quarter, Section 4, Township 9 South, Range 38 E.B.M., for the irrigation of the Northwest quarter of the Northeast quarter, Section 32, Township 9 South, Range 38 E.B.M.

EAST BOB SMITH CREEK, TRIBUTARY TO THE PORTNEUF RIVER.

29-0186
138. HARPER, TOM
1902. Nov. 1 .24 c.f.s.

Said water to be diverted through a ditch having its intake East, 700 feet from the West quarter corner of Section 13, Township 9 South, Range 37 East, B.M. for the irrigation of land in Lots 3 and 4 and the South half of the Northwest quarter, Section 24, Township 9 South, Range 37 E.B.M.

29-0187
139. KOFOED, A.A.
1904. July 2. .70 c.f.s.

Said water to be diverted through a ditch having its intake 700 feet from the West quarter corner of Section 13, Township 9 South, Range 37 E.B.M., for the irrigation of the following described lands; That portion of the North half of the Southwest quarter Section 13, Township 9 South, Range 37 E.B.M., described as follows: Beginning at the South 1/16 Section corner of the meridional center line of said Section 13 Township 9 South, Range 37 E.B.M., thence West along said South 1/16 Section line, 1450 feet to a point 130 feet west of the West 1/16 Section corner on the South 1/16 section line, thence North 700 feet, thence East 1450 feet more or less to a point on the meridional center line of said Section 13, 700 feet North of the South 1/16 Section corner on said Section 13.

SCANNED

JUL 08 2005

PROFILED

MAY 18 2001

Log for claim A29-00185A

Spatial Dynamics AMH

8/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s38e	29	SWSE	39	40	
09s38e	32	NWNE	16	22	
Totals:			55	62	

MAY 18 2001

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: A29-00185A
Date Received: 5/ 1/1990
Receipt No: E014029
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: GLENDALE HEM AND ONO MED GROUP RET TRUST 208-523-5171
Address: C/O D GARY PETERSON ESQ
HANSEN BEARD MARTIN & ST CLAIR
PO BOX 51718
IF ID 83405-1718

2. Date of Priority: MAR 1, 1894

3. Source: WEST DEMPSEY CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	4	SE	SW			BANNOCK

5. Description of diverting works:
WEST DEMPSEY CANAL/

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 136.3 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	29	SW	SE		IRR	39.0

A2900185A



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	39.0
		32	NW	NE	IRR	16.0
					Section Acres	16.0
					Total Acres	55.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

P/U INCOMPLETE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION GRAIN & ELEVATOR CO.

Decree Plaintiff

MCCAMMON DITCH CO. ET. AL.

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

Number of attachments: _____

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 0.40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is $(2.5 \times 54.51) = 136.28$ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	38E	29															39		39
9S	38E	32		16															16

Total number of acres irrigated 55

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

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. _____ or None (X)

14. Remarks:

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Last Name Glendale Hematology and Oncology Medical
Group Retirement Trust Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X Water right No. 137 in Portneuf River Decree Book
If applicable provide IDWR Water Right Number 29-0185
Court Bannock Case Number unknown Decree Date 3/1/1894
Plaintiff vs Defendant unknown

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.

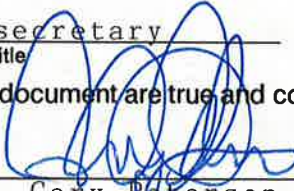
Number of attachments one

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

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

Glendale Hematology and Oncology Medical _____ Title
of Group Retirement Trust Organization, that I have signed the foregoing
document in the space below as assistant secretary of Glendale Hematology and
and that the statements contained in the foregoing document are true and correct. Oncology Medical Group
Organization Retirement Trust

Signature of Authorized Agent 

Title and Organization D. Gary Peterson Date 4-30-90
Assistant Secretary

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30th day of April May 19 90

SEAL

Notary Public Ernest Carlson

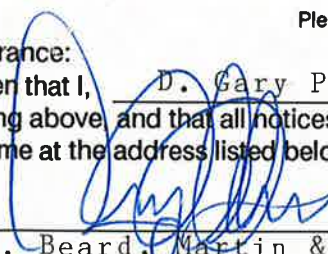
Residing at Idaho Falls, Idaho

My Commission Expires 6-14-1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, D. Gary Peterson will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature 

Hansen, Beard, Martin & St. Clair, Chartered
Address P.O. Box 51718, Idaho Falls, Idaho 83405-1718

Date 4/30/90

Glendale Hematology and Oncology Medical
Last Name Group Retirement Trust Ident. Number _____

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Copies White-State Yellow-Claimant
NOV 13 1996

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 A29-00185A
Date Received 5-1-90
Receipt Number E014029

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 01 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Glendale Hematology and Oncology Medical Group Retirement Trust Phone (208) 523-5171
Mailing Address c/o D. Gary Peterson, Esq., Hansen, Beard, Martin & St. Clair
P.O. Box 51718, Idaho Falls, Idaho Zip 83405-1718

2. Date of Priority (Only one (1) per claim) March 1, 1894

3. Source of water supply (a) West Dempsey Creek
which is tributary to (b) Portneuf River

4. a. Location of existing point of diversion is: Township 9S Range 38E Section 4,
1/4 of SE 1/4 of SW 1/4, Govt. Lot, B.M., County of Bannock

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Initial diversion point is where

West Dempsey Canal takes off from West Dempsey Creek, consisting of a
concrete diversion headgate. Water right is then carried in West Dempsey
Canal to point in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of section 32 where water is taken out of the
canal and used to irrigate the yellow-marked acreage on map, Page 3.

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GLENDALE NEMATOLOGY AND ONCOLOGY MEDICAL GROUP