

04/23/2003

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

RIGHT NUMBER: 29-7591
NAME AND ADDRESS: ESTHER M KOPP
2697 KOPP RD
AMERICAN FALLS ID 83211

FRED L KOPP SR
2697 KOPP RD
AMERICAN FALLS ID 83211

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.100 CFS
20.000 AFY
PRIORITY DATE: 04/28/1981
POINT OF DIVERSION:

T07S R31E S14 SWSWSW Within POWER County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.100 CFS 20.00 AFY

PLACE OF USE: IRRIGATION Within POWER County

T07S R31E S14	SWSW	3.4	T07S R31E S22	NENE	0.9
T07S R31E S23	NWNW	0.7			

5 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: License

06/29/2001

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

RIGHT NUMBER: 29-7591

NAME AND ADDRESS: ESTHER M KOPP
FRED L KOPP
2697 KOPP RD
AMERICAN FALLS, ID 83211

SOURCE: GROUND WATER

QUANTITY: 0.1 CFS
20 AFY

PRIORITY DATE: 04/28/1981

POINT OF DIVERSION: T07S R31E S14 SWSWSW Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	0.10 CFS 20.00 AFY

PLACE OF USE:

IRRIGATION Within POWER County
T07S R31E S14 SWSW 5

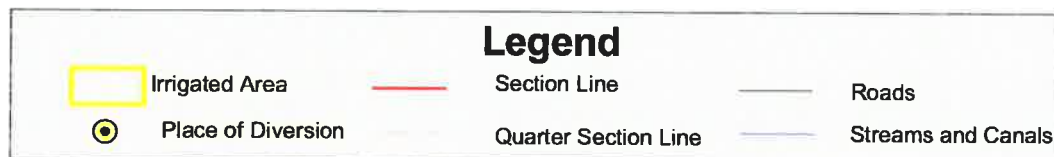
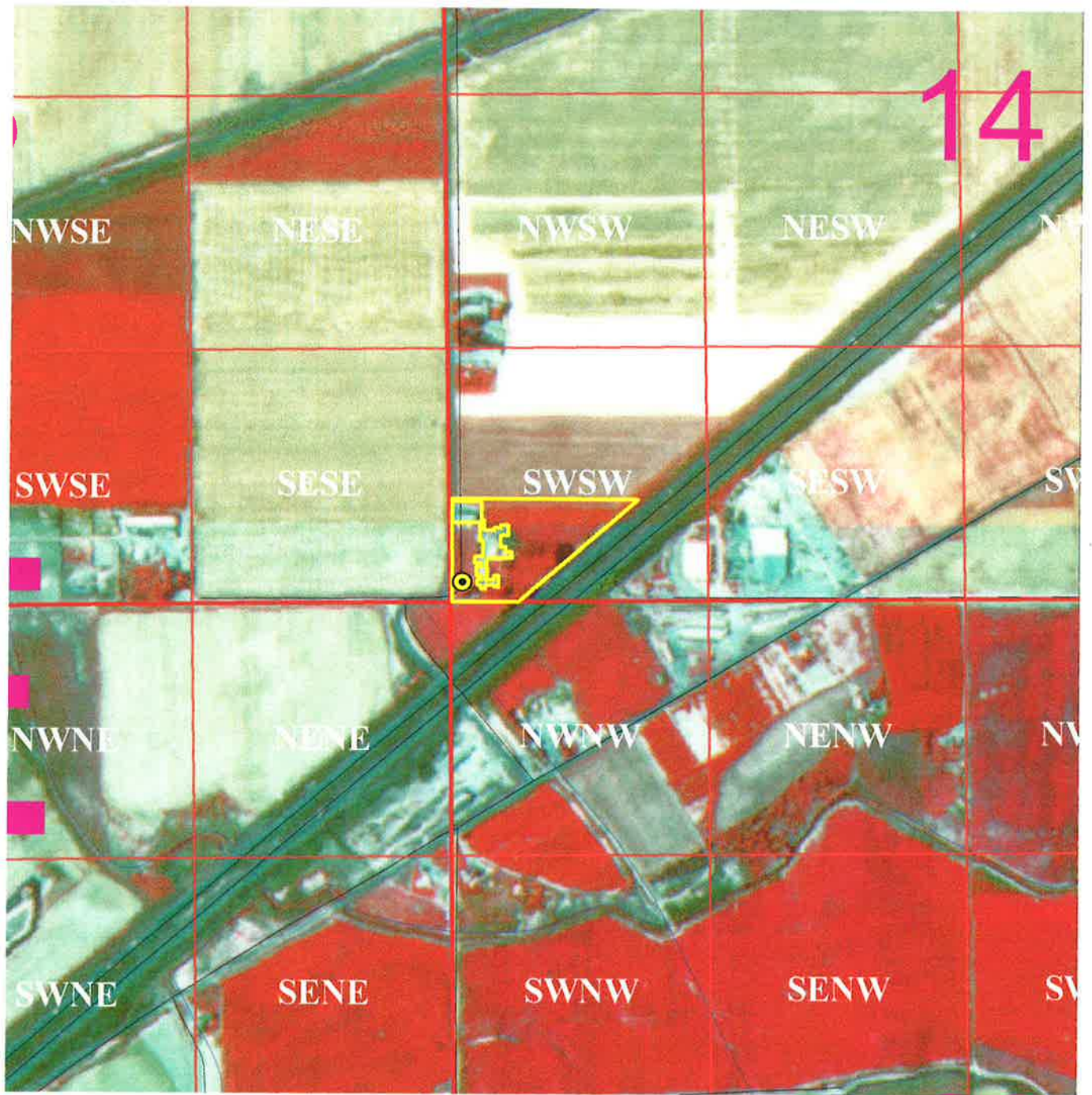
5 ACRES TOTAL

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

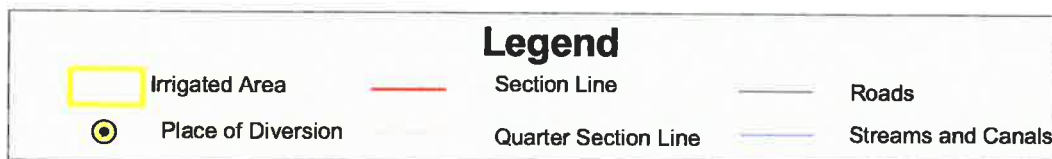
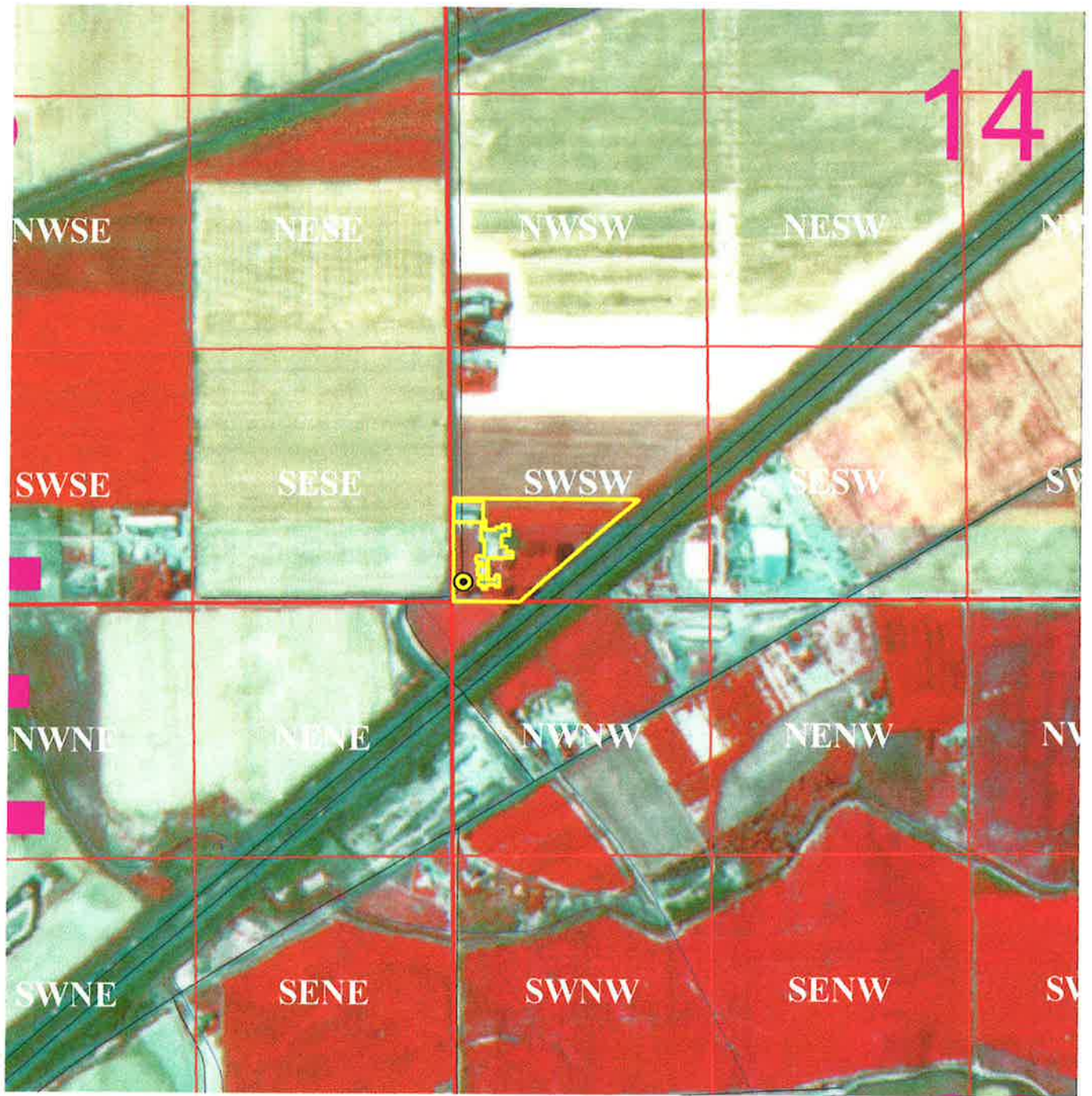
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

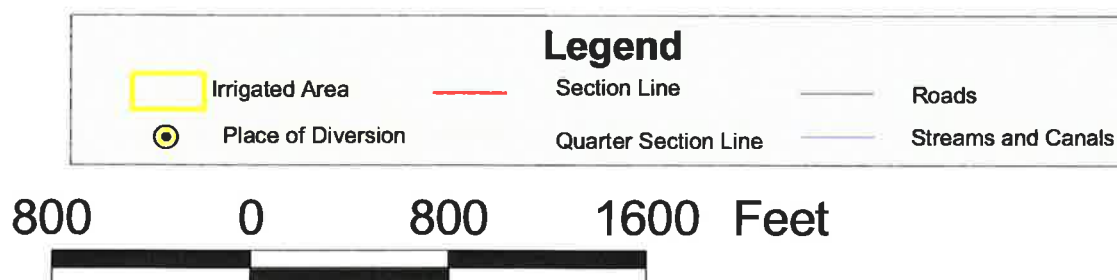
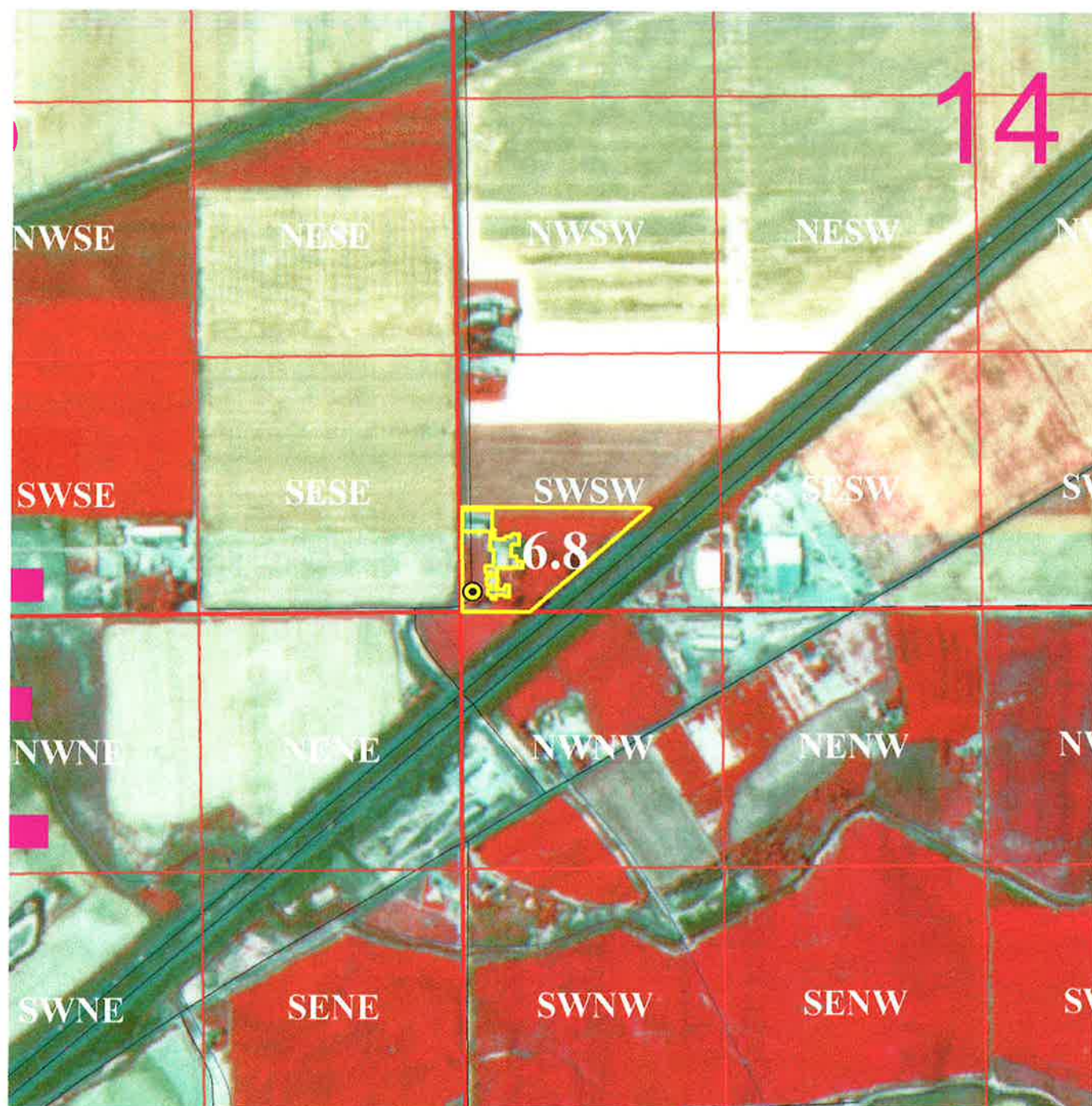
Township , 7S31E



Township , 7S31E



Township , 7S31E





MAY 05 2003

PROTECTED

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s): 29-7591

T7S, R31E

SWSW

15 14
22 23

NENE

NWNW

**Place of Use: T7S, R31E
(parts of) Sec. 14**

**Point(s) of Diversion: T7S, R31E
Sec. 14 SWSWSW**



LEGEND



Point of Diversion

SESE

Place of Use



Section



Quarter-Quarter

100 0 100 200 300 400 500 600 700 800 900 1000 1100 1200 Feet

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 2003

02/13/2003

NOTICE OF ERROR
REPLY

RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-7591

ESTHER M KOPP
2697 KOPP RD
AMERICAN FALLS ID 83211
Telephone Number: (208)226-2044

FRED L KOPP SR
2697 KOPP RD
AMERICAN FALLS ID 83211
Telephone Number: (208)226-2044

RECEIVED
APR 16 2003

Department of Water Resources

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Refer To Enclosed documents

2. Describe the changes you wish to make in the proposed recommendation:

Refer To Enclosed documents

3. Give a brief explanation as to why you disagree with these portions:

Refer To Enclosed documents

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4-11-03 SIGNATURE: *Fred L. Kopp*

Please print your name: *Fred L. Kopp*

Esther M. Kopp
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

4/23/03
NOB connection made based on CLAMANT's
RESPONDER

AKR

PROFILED
APR 15 2003

Notice or Error

1. Enclosed is an updated aerial photograph with the land that is watered from permit 29-7591. The document provided by IDWR is inaccurate, as some of the highlighted areas are either no longer owned by the Kopp family, are public land, or no longer irrigated. The map provided by Fred L Kopp is and always has been watered under this water permit since it was obtained.
2. We request the changes be made per the map provided, and Sections A-D be entered as land to be irrigated from permit 29-7591. Also note the differences between the IDWR map and the map provided by Fred L Kopp. The map from IDWR is very outdated and does not reflect recent changes to the land.
3. Several areas highlighted in the IDWR map have either been sold, treated to stop growth, fire boundaries, public land, livestock corals, storage areas, or irrigated from another well (domestic areas), and not watered from Permit 29-7591.

Please note, the land is now under a Deed of Trust between Fred and Esther Kopp and Blaine M. Kopp. Additionally, in the near future Heath M Kopp will also be apart of the Deed of Trust.

Sincerely,

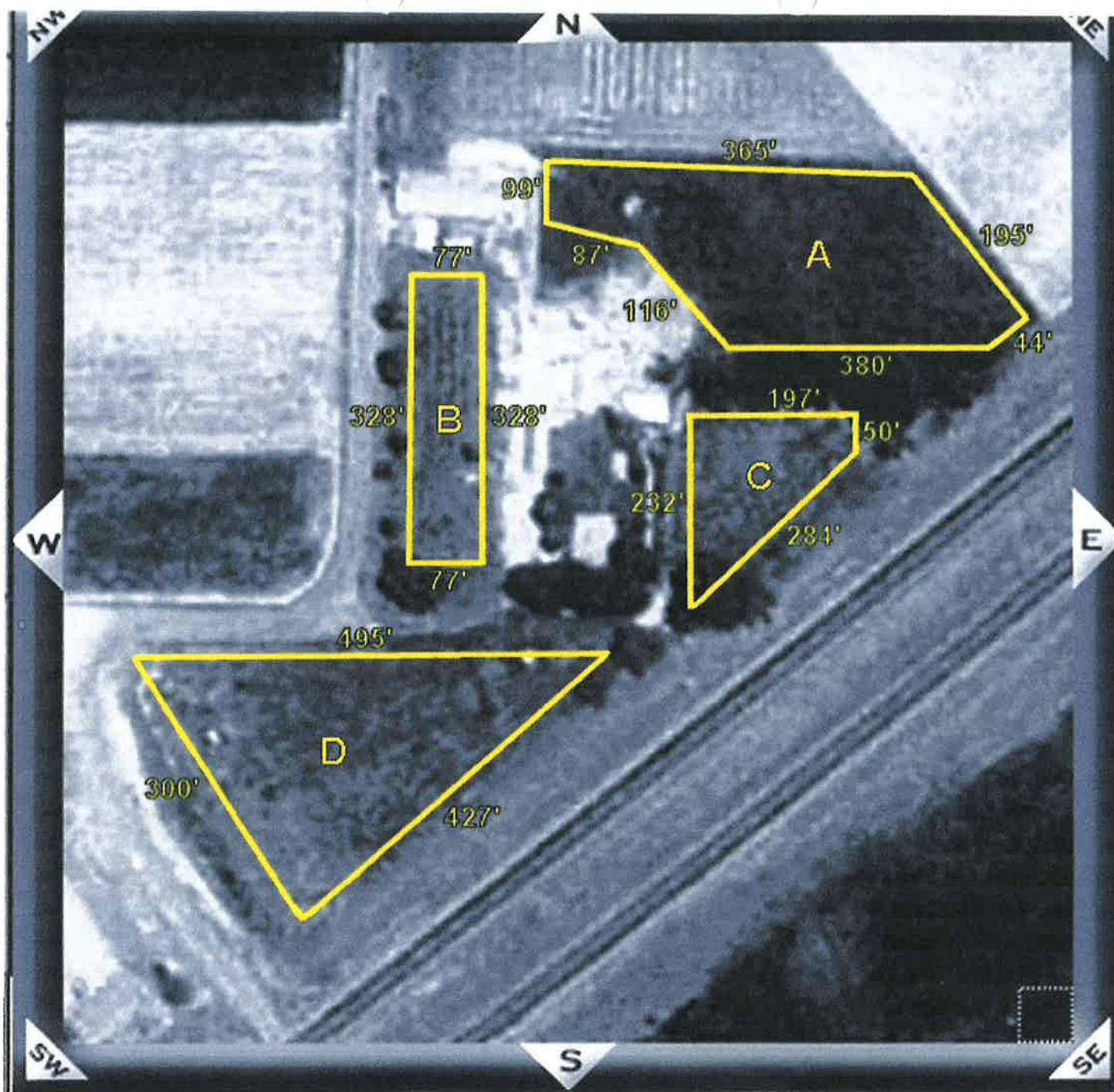
Fred L. Kopp
Esther M. Kopp
Fred L. Kopp

Blaine M. Kopp

Blaine M. Kopp

Heath M. Kopp
Heath M. Kopp

SCANNED
MAY 05 2006



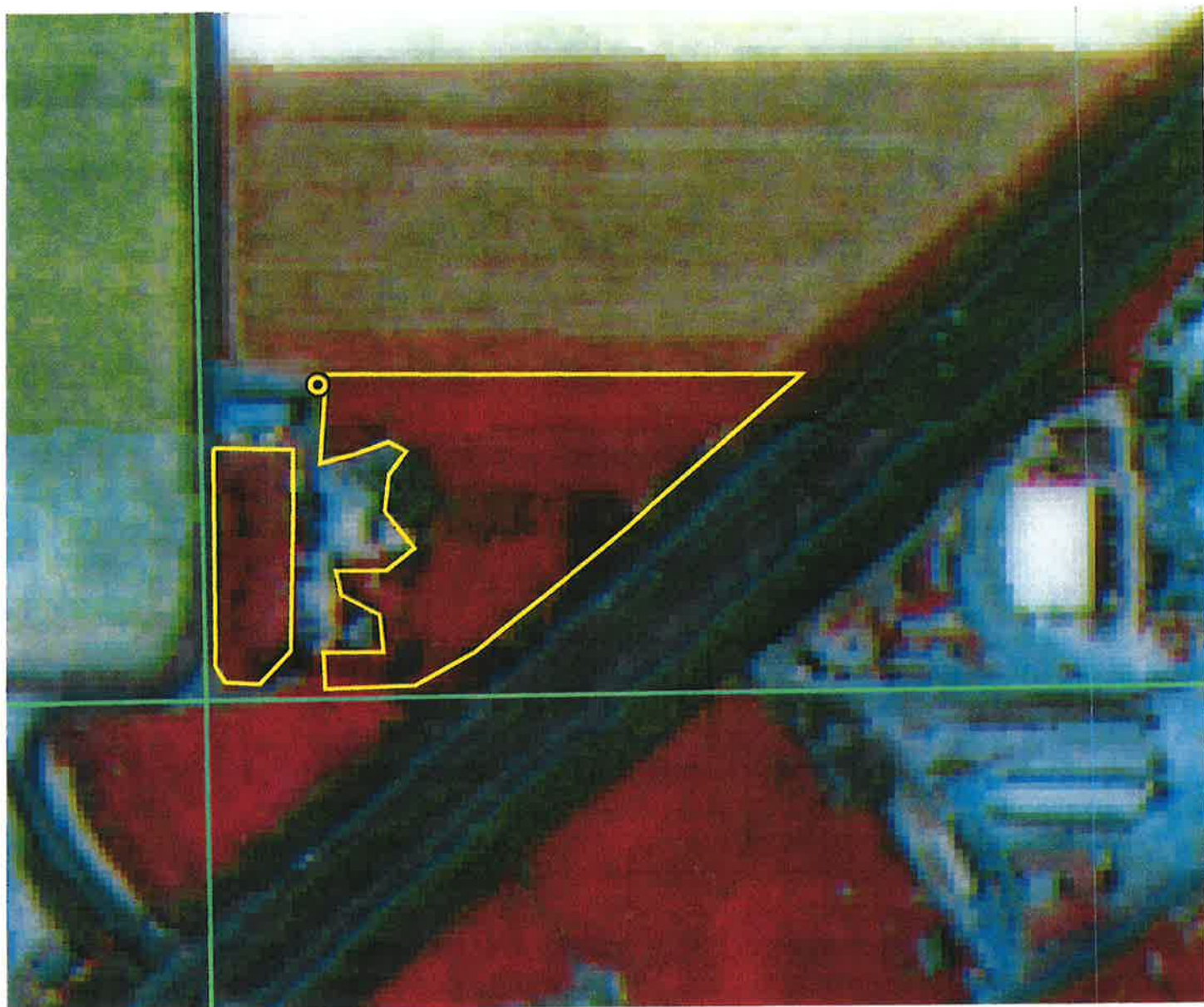
The areas highlighted indicate the property in which Fred L Kopp irrigates from Water Right Permit No. 29-7591. Measurements (in feet) of each irrigated section are provided in the map and below. The areas outside of these boundaries have either been treated to stop growth, are fire boundaries, public land, livestock corals, driveways, storage areas, or irrigated from another well (Domestic), and are not watered from Water Right Permit No. 29-7591.

<u>Section A</u>		<u>Section B</u>		<u>Section C</u>		<u>Section D</u>	
99	44	328		232		300	
87	195	77		284		427	
116	365	328		50		495	
380		77		197			

SCANNED
MAY 05 2006

Idaho Department of Water Resources

Water Right 29-7591



500 0 500 Feet

-  Point of Diversion - This Right
-  Point of Diversion - Other Rights
-  Place of Use - This Right
-  Place of Use - Other Rights
-  Township
-  Section
-  Quarter-quarter Section

Township 7S Range 31E
Section 14 SWSW

SCANNED

MAY 05 2008



06/29/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 29-7591

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
bcontor	6/29/2001	Recommendation	Claimed as licensed, verified by GIS. Recommended as licensed except as noted below.
bcontor	6/29/2001	Volume	Volume recalculated at current rate per Carter Fritschle instructions with similar right in B31.
bcontor	6/29/2001	Enlargement	1998 letter from claimant to Greg Taylor inquires about possibility of enlarging right. Claimant is concerned that the record show he has not irrigated more than licensed for at least four years. I suggest he get affidavit from neighbor, he wants to mail copy for claim file.

Dates:

Licensed Date: 05/10/1989
 Claim Received Date: 03/15/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary	6/29/2001 5:08:43 PM		6/29/2001 5:08:43 PM	bcontor	Complete

Other Information:

Receipt Number(s): M006246
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log Text</u>
POD	6/29/2001 5:04:02 PM	bcontor	Edited PLS
POD	6/29/2001 5:03:45 PM	bcontor	Edited point location
POU	6/29/2001 5:05:08 PM	bcontor	Edited PLS
POU	6/29/2001 5:04:55 PM	bcontor	Edited shape boundary
Summary	6/29/2001 5:08:41 PM	bcontor	1. (NO) The basis of the claim is not beneficial use.

PM

3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.
5. (NO) General remark was not required.
6. (NO) Explanatory remark was not required.
7. (YES) Additional condition was required.
8. (YES) Wanted to view the recommended right.
9. (NO) This is not a split right.
10. (NO) This is not a combined right.
11. (NO) Documents were not linked or attached to this file.
12. (YES) Set the verification date.

Please call to Fred Kopp, 226-2044
Re: Clarification of date of enlargement in
4/24/98 letter

Fred Kopp - sold in 1990

6/29/01

will drop 5.5 acres but will
continue to water from license -
enlargement occurred in
harvest used 5.5 acres for 4 years -
(1990)

Will continue to water licensed land -

Mr Kopp is concerned about possible
action against him for the additional
lands in excess of his license. He
has not watered more than licensed
for four years. He wanted to
know how to protect himself against
someone alleging he had exceeded
his license.

I suggested he get an affidavit
from a neighbor. He said he
will do that, and will send a
copy for the files.

George G. Gutter
6/29/01

MAY 14 2001

Log for claim A29-07591

Spatial Dynamics AMH

6/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s31e	14	SWSW	5	6.8	
Totals:			5	6.8	

AJ5809NP
No. A29-07591

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 63

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRED L KOPP	04/28/1981	IRRIGATION	04-01 11-01	0.100 CFS	
C	ESTHER M KOPP 2697 KOPP RD AMERICAN FALLS ID 83211 (208) 226-2044					
				TOTAL DIVERSION:	0.100 CFS	15.00 AFA
				CONSUMPTIVE USE:		15.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R31E S14

SWSWSW

POWER County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	SUM	
07S	31E	14	:					:					:					:					:		
			:					:					:			05		:					:	5.0	
																							TOTAL ACRES		5.0

POU County: POWER

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-04193 A29-04193

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00013 A01-02061A A01-02064E A01-02068E A29-02310 A29-02568 A29-11337

Remarks: GEN THIS WELL WAS ORIGINALLY DEVELOPED UNDER LICENSED RIGHT 29-02267. THEN TRANSFERRED TO FALLS IRRIGATION DIST. IN THE LATE 1950'S. THE WELL WAS PURCHASED FROM FALLS IRRIGATION DIST. IN 1980, AND THIS LICENSED RIGHT WAS DEVELOPED FROM THIS WELL.
CHANGED OWNERSHIP PER REQUEST/JH/5-11-98

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

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

Audit: 03/15/90 BAUMHOFF 07/28/94 THOMPSON 03/29/95 POST-STD 05/11/98 JHOAGLAN

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07591

Priority: April 28, 1981 Maximum Diversion Rate: 0.10 CFS
Annual Consumptive Volume: 15.0 AF

This is to certify, that FRED L. KOPP
LEONARD KOPP

RT. 1 BOX 278

AMERICAN FALLS, ID 83211

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 28, 1981, and has submitted proof to the Department of Water Resources on June 25, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .300 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.10 CFS	15.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 14, Township 07S, Range 31E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	31E	14	SWSW	5		5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 10TH day of MAY, 1989.

MICROFILMED

MAY 17 1989

Acting for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JAN 13 1986

29-7591
Permit No.

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$3/16 \text{ N } @ \text{ 34psi} = 6.12 \text{ gpm} \times 22 \text{ sprinkler heads} = 134.64 \text{ gpm or } \underline{0.30 \text{ cfs}}$$

Capacity

$$5 \text{ acres } @ \text{ 0.02 cfs/acre} = \underline{0.10 \text{ cfs}}$$

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \text{ acres} \times 3.5 \text{ cfs/acre} = 17.5 \text{ cfs} \\ V_{DR} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.10 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 42.4 \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{17.5 \text{ cfs}} \end{aligned}$$

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use: NA - License 29-2267 did not go with property when B.O.R. sold it.
- b) Other water rights with same point of diversion: NA
- c) Analysis:

MICROFILMED

MAY 17 1989

Total Acres 5

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R31E

T7S

14

PP + ROW

Scale: 2 Inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

RECEIVED

Shel L. Kopp Leona B. Kopp
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant FRED L and/or LEONARD KOPP Phone 226-2136
226-2044 226-5906

Post office address RT. #1, BOX 279 AMERICAN FALLS, IDAHO

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14 Township 7S

Range 31E B.M. POWER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.11 cfs for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.11 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and 15HP submersible pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 350 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

MICROFILMED

#29-7591

4390 4400 4410 4420 4430 4440 4450 4460 4470 4480 4490 4500 4510 4520 4530 4540 4550 4560 4570 4580 4590 4600

Well 4404 Well 4406 Well 4407 Well 4408 Well 4412 Well 4422 Well 4426 Well 4429 Well 4432 Well 4436 Well 4444 Well 4450 Well 4455 Well 4460 Well 4465 Well 4470 Well 4475 Well 4480 Well 4485 Well 4490 Well 4495 Well 4500 Well 4505 Well 4510 Well 4515 Well 4520 Well 4525 Well 4530 Well 4535 Well 4540 Well 4545 Well 4550 Well 4555 Well 4560 Well 4565 Well 4570 Well 4575 Well 4580 Well 4585 Well 4590 Well 4595 Well 4600

BM 4407 BM 4421 BM 4422 BM 4432 BM 4444 BM 4450 BM 4455 BM 4460 BM 4465 BM 4470 BM 4475 BM 4480 BM 4485 BM 4490 BM 4495 BM 4500 BM 4505 BM 4510 BM 4515 BM 4520 BM 4525 BM 4530 BM 4535 BM 4540 BM 4545 BM 4550 BM 4555 BM 4560 BM 4565 BM 4570 BM 4575 BM 4580 BM 4585 BM 4590 BM 4595 BM 4600

Seagull Bay R31E P.O. + P.O.U Sunbeam Creek MAIN EAST CANAL Siphon Borrow Pit ROAD FRONTAGE PACIFIC

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24

MAY 17 1989

8-N

WORLD

pod-100

8-730
Leonard
Blaine Kipp

university prof

1657-68



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 4, 1998

FRED L KOPP
2697 KOPP RD
AMERICAN FALLS ID 83211

Re: A29-04191, A29-07591 and A29-07592.

Dear Mr. Kopp:

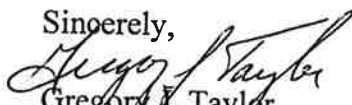
Enclosed you will find copies for your files of the Adjudication Claims referenced above. As you can see we have changed these claims to show you as the current owner.

A29-07591 is a licensed right for 5 acres of irrigation. This is the only right in our records for irrigation purposes in the SW1/4 SW1/4, Section 14, T07S, R31E.. If you wish to irrigate any additional acreage in this quarter-quarter you will need another water right. You can either find a water right to purchase and file an Application for Transfer to move that water right to your property, or you can possibly get a new water right by filing an Application for Permit.

Because there is currently a moratorium on any new appropriations of water in the Snake River Basin, you will have to submit proof to the department that any land other than the five(5) acres licensed under 29-07591 was irrigated prior to Nov. 19, 1987. This proof should include, but is not limited to, a 1987 aerial photo showing the additional acreage was being irrigated. After the Application for Permit is submitted with the evidence, the department will process the application or reject it because it was not being irrigated prior to 1987. If the department does process the Application, it can still be protested by others.

Please do not hesitate to contact this office if you have any questions or if you want us to send the forms to start one of the above processes.

Sincerely,


Gregory J. Taylor
Sr. Water Agent

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

Use this form
to change the
name to
Fred Kopp

Please print or type. If you need additional information, instructions are on
separate forms will be returned.

1. Water Right Number(s) _____ *A record*
Adjudication Claim Number(s) H 29 - 07591 ^{OK}
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) SLIM PICKENS FARMS

4. New Owner/Claimant(s) FRED L. KOPP - ESTHER M. KOPP

Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR

New Mailing Address 2697 KOPP ROAD

City, State and ZIP Code AMERICAN FALLS, IDAHO 83211

New Telephone Number (208) 226-2044

5. Date you acquired the property JUNE 16 - 1994

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 12 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) Fred L. Kopp Date 4-24-98

Esther M. Kopp Date 4-24-98

- (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. 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.

QUITCLAIM DEED

FOR VALUE RECEIVED, we, Slim Pickens Farms, a general partnership by Leonard Kopp and Patricia Kopp, husband and wife, partners, and Fred L. Kopp and Esther M. Kopp, husband and wife, partners do hereby convey, release, remise and forever quit claim unto Fred L. Kopp and Esther M. Kopp, husband and wife, whose current address is 2697 Kopp Road, American Falls, Idaho 83211, the following described premises, to wit:

See attached Exhibit "1"
together with their appurtenances.

DATED this 6 day of June, 1994.

RECEIVED
APR 27 1998

Department of Water Resources
Eastern Region

SLIM PICKENS FARMS, a general
partnership

Leonard B. Kopp
Leonard Kopp

Patricia Kopp
Patricia Kopp

Fred L. Kopp
Fred L. Kopp

Esther M. Kopp
Esther M. Kopp

161840

Instrument #	
Doc #	8
Time	11:40 AM
Reg. of	Gomes Chartered
JUL - 8 1994	
PIMER COUNTY AM FALLS	
C. SCHLESER	
By	<u>Margaret Schelake</u>
	DEPUTY REG. 900

PARCEL 1:

A TRACT OF LAND IN THE NE $\frac{1}{4}$ OF SECTION 22, TOWNSHIP 7 SOUTH, RANGE 31, EAST OF THE BOISE MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE NE CORNER OF SAID SECTION 22, THENCE SOUTH 0°22'30" EAST ALONG THE EAST LINE OF SAID SECTION 1048.10 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF LAKEVIEW ROAD; THENCE SOUTH 59°19'25" WEST ALONG SAID RIGHT OF WAY 654.46 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 30°40'35" WEST 273.10 FEET TO THE SOUTHEASTERLY RIGHT OF WAY OF INTERSTATE HIGHWAY 86; THENCE SOUTH 49°50'31" WEST ALONG SAID SOUTHEASTERLY RIGHT OF WAY 1657.84 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF SAID LAKEVIEW ROAD; THENCE NORTH 59°19'25" EAST ALONG SAID RIGHT OF WAY OF LAKEVIEW ROAD, 1635.19 FEET TO THE TRUE POINT OF BEGINNING.

TN-
499

PARCEL 2:

A TRACT OF LAND IN THE W $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 7 SOUTH, RANGE 31, E.B.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 14, THENCE NORTH 0°16'36" WEST, ALONG THE WEST LINE OF SAID SECTION 1696.50 FEET; THENCE NORTH 89°30'42" EAST, 350.00 FEET; THENCE SOUTH 0°16'36" EAST 1223.75 FEET; THENCE SOUTH 89°29'56" EAST 511.87 FEET TO THE WESTERLY RIGHT OF WAY OF I-86 FREEWAY; THENCE SOUTH 49°47'42" WEST ALONG SAID RIGHT OF WAY, 731.39 FEET TO THE SOUTH LINE OF SECTION 14; THENCE NORTH 89°49'54" WEST ALONG SAID SOUTH LINE 300.96 FEET TO THE POINT OF BEGINNING.

TN-
461

ALSO: A TRACT OF LAND IN THE SW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 7 SOUTH, RANGE 31 EAST OF THE BOISE MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 14; THENCE SOUTH 89°49'54" EAST ALONG THE SOUTH LINE OF SAID SECTION 300.96 FEET TO THE NORTHWESTERLY RIGHT OF WAY LINE OF INTERSTATE 86; THENCE NORTH 49°47'42" EAST ALONG SAID RIGHT OF WAY LINE, 491.39 FEET; THENCE NORTH 40°12'18" WEST 206.48 FEET, TO THE TRUE POINT OF BEGINNING; THENCE NORTH 89°29'56" WEST 195.27 FEET; THENCE NORTH 0°16'36" WEST 230.63 FEET; THENCE SOUTH 40°12'18" EAST 304.21 FEET TO THE TRUE POINT OF BEGINNING.

TN-
463

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

A TRACT OF LAND IN THE SW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 7 SOUTH RANGE 31 EAST OF THE BOISE MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 14, THENCE SOUTH 89°49'54" EAST ALONG THE SOUTH LINE OF SAID SECTION, 300.96 FEET TO THE NORTHWESTERLY RIGHT OF WAY LINE OF INTERSTATE 86. THENCE NORTH 49°47'42" EAST ALONG SAID RIGHT OF WAY LINE, 491.39 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 40°12'18" WEST 206.48 FEET; THENCE SOUTH 89°29'56" EAST 316.60 FEET TO THE SAID RIGHT OF WAY LINE; THENCE SOUTH 49°47'42" WEST ALONG SAID RIGHT OF WAY LINE 240.00 FEET TO THE TRUE POINT OF BEGINNING.

PT-
463

(TO RUFF)

STATE OF IDAHO)

County of ^{POF} Bannock) :SS

On this 10th day of June, 1994, before me, the undersigned Notary Public, in and for said State, personally appeared Leonard Kopp and Patricia Kopp, husband and wife, partners of Slim Pickens Farm, a general partnership, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



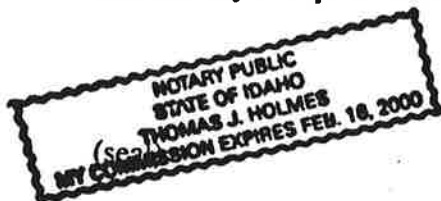
Debbie Walters
NOTARY PUBLIC-STATE OF IDAHO
Commission Expires: July 2, 1994

STATE OF IDAHO)

County of Bannock) :SS

On this 6 day of June, 1994, before me, the undersigned Notary Public, in and for said State, personally appeared Fred L. Kopp and Esther M. Kopp, husband and wife, partners of Slim Pickens Farm, a general partnership, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



[Signature]
NOTARY PUBLIC-STATE OF IDAHO
Commission Expires: _____

Attn. Greg

4-24-98

Please find enclosed the map of the property I kept when we sold to Ruff Time Farms. It is marked in yellow. Before we sold to Ruff Time Farms we watered all the land north of the gr. well from our sprinkler system and this water came from Fall's Gr. Dist.

after the sale to Ruffs we gave Ruffs our water rights from Fall's gr. because we had no way to get water to this land. So at this time we had to water everything from the gr. well.

When we did this it increased the acres watered from the well from 5 acres to appr. 12 acres. So I would like to increase the acres watered from the well from 5 acres to 12 acres. at this time this land is in alfalfa and grass. we did not know at the time we signed up for the permit we were going to sell out. As you can see on the map we gave up a lot for the extra state system. I have lived on this land for 74 years.

With out getting water to the other 7 acres is really going to be a hardship on me. If there are any question please call me at 208-226-2044.
Thank you, Fred L. Kopp



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 15, 1998

FRED L KOPP
2697 KOPP RD
AMERICAN FALLS ID 83211

RE: REQUEST TO CHANGE OWNERSHIP ON ADJUDICATION CLAIM 29-04191 AND
RESEARCH ON ADDITIONAL CLAIMS

Dear Mr. Kopp:

This letter is in response to your letter of March 6, 1998.

In order to change the name on claim 29-04191, please fill out the enclosed "Change of Water Right Ownership" form, enclose the highlighted items and return the information to this office. Our office will process the change as soon as possible.

Claim A29-04193 is already in the name of Fred Kopp and is enclosed for your review.

In response to your request to search for other claims in the name of Slim Pickins Farms or Leonard Kopp, enclosed are claims A29-07591 in the name of Slim Pickins Farms and claim A29-07592 in the name of Leonard Kopp. Additional "Notice of Change of Water Right Ownership" forms are enclosed if you want these changed, also. The corresponding deeds and maps would be required in this case, also.

If you have further questions regarding this matter, do not hesitate to call.

Sincerely,

Jennifer Hoagland
Technical Records Specialist

Enclosures:

1. Notice of Change of Water Right Ownership forms (2)
2. Copies of Claims: A29-04191, A29-04193, A29-07591, A29-07592
3. Copy of Mr. Kopp's letter of March 6, 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

October 10, 1996

**KARL J. DREHER
DIRECTOR**

NEW PROPERTY OWNER
2677 KOPP RD
AMERICAN FALLS ID 83211

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. #A29-07591

Dear New Property Owner:

A legal notice mailed recently by IDWR was returned to us by the Post Office. The notice was mailed to an apparent former owner at your address who has or had this property or others in the area.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use.

Please contact this office at 208/327-7862 or call us toll-free at 800/451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region

Enclosure:

Form 42-248/42-1409(6)
How You Will Receive Notice ...
Docket Sheet Order Form

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

FORWARDING ORDER EXPIRED

FOE

✓ A29-07591
SLIM PICKENS FARMS
2677 KOPP RD
AMERICAN FALLS

ID 83211

PRESORTED
FIRST CLASS



RECEIVED
SEP 23 1996
Department of Water Resources

83211-83211-83211-83211

Water Right Number - 29-07591

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

+ - First Name - - +

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

*** C - CURRENT OWNER ***

KOPP

FRED L.

1 - RT. 1 BOX 278

2 -

3 -

City- AMERICAN FALLS

State- ID Zip- 83211

Phone - 208-000-0000

1 - RT. 1 BOX 278

2 -

3 -

City- AMERICAN FALLS

State- ID Zip- 83211

Phone - 208-000-0000

KOPP

LEONARD

+ - - Priority Date - - +
04/28/1981+ - - Region - - - +
15+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
07S	31E	14	SW SW				(77) POWER	

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	0.100	15.00

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.100	15.00	0.300		

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
07S	31E	14	SW SW		5.0	01 IRRIGATION		(77) POWER

Total Acres: 5.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - -	Remarks
	No Remarks found.

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

DO NOT FILM

MICROFILMED
NOV 13 1996

Proof Due Date	- 08/01/1982	Field Exam Made	- 08/20/1985	Field Exam Fee	-
Approved/Denied	- 07/01/1981	Protested Date	- 00/00/0000	Swan Falls	- Z
Proof Made Date	- 06/25/1982	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 05/10/1989	Appl Received	- 04/28/1981	Transfer/Amended	-
Decree Date	- 00/00/0000				

DO NOT FILM

MAY 14 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

RECEIVED

Ident. Number: A29-07591

Date Received: 3-15-90

Receipt No: 0006249

Received By: [Signature]

APR 12 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SLIM PICKENS FARMS
Address: 2677 KOPP RD.
AMERICAN FALLS, ID

208-226-2136

83211

2. Date of Priority: APR 28, 1981

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	31E	14	SW	SW	SW		POWER

5. Description of diverting works:
WELL 360' DEEP, 16" CASING, 15HP PUMP, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) 15.00 A.F.A.

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	31E	14	SW	SW		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A29-07591

Page 1

Date: 03/15/90

MICROFILMED

NOV 13 1992



11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS WELL WAS ORIGINALLY DEVELOPED UNDER LICENSED RIGHT 29-02267.
THEN TRANSFERRED TO FALLS IRRIGATION DIST. IN THE LATE 1950'S.
THE WELL WAS PURCHASED FROM FALLS IRRIGATION DIST. IN 1980, AND
THIS LICENSED RIGHT WAS DEVELOPED FROM THIS WELL.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am Partner of _____ Title

Shirley Rickens Farms, that I have signed the foregoing Organization document in the space below as _____ Title of

Shirley Rickens Farms and that the statements contained in the Organization foregoing document are true and correct.

Thomas B. Kopp
Signature of Authorized Agent

Partner Shirley Rickens Farms
Title and Organization

3/15/1990
Date

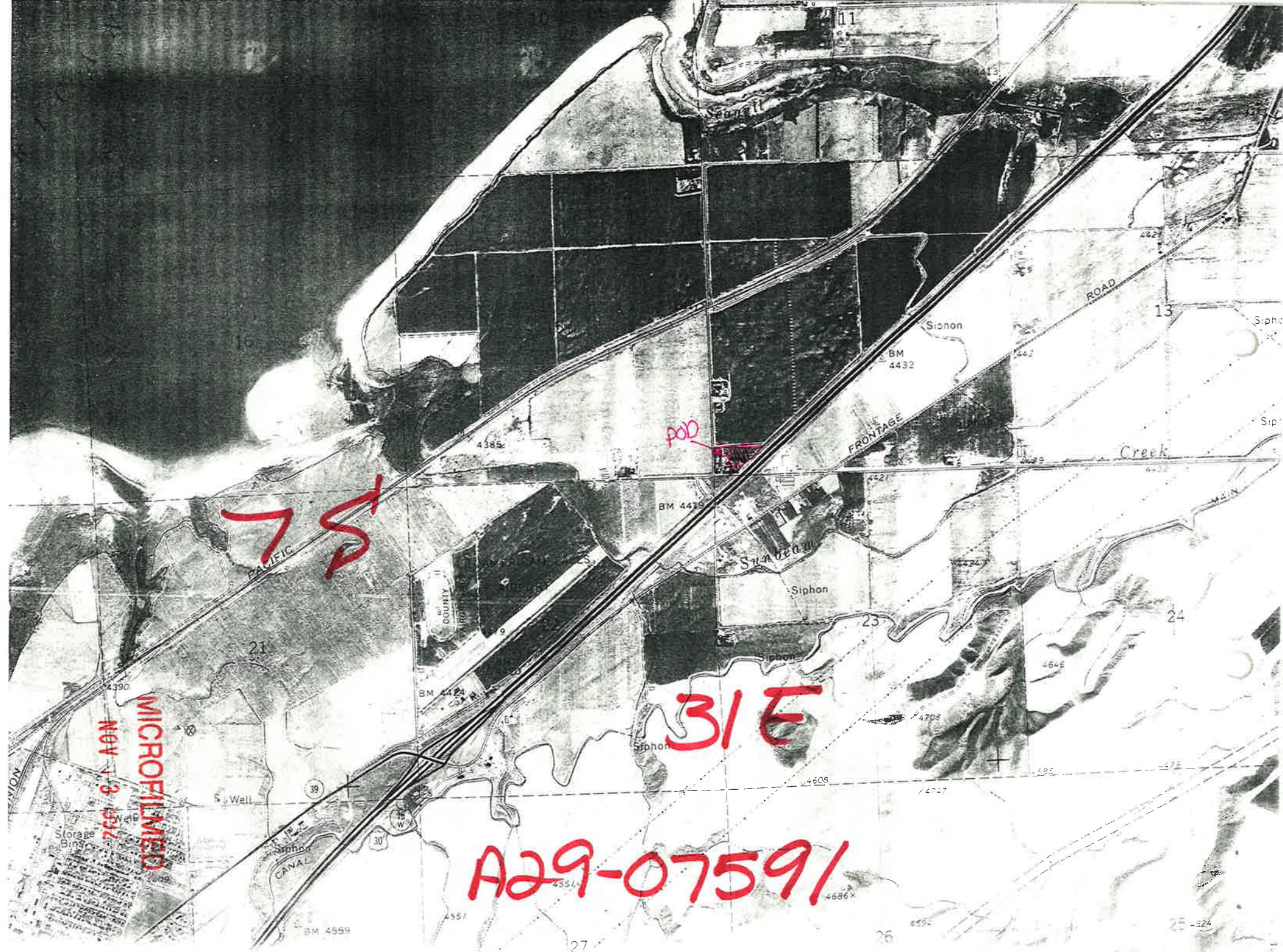
State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of March 19 90

Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 7, 1994



75

POD

31E

A29-07591

MICROFILMED
NOV 13 1972