

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: A36-00108P  
Date Received: 6/ 7/1988  
Receipt No: X777777  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: DICK J VEENENDAAL 208-837-6670  
Address: PO BOX 512  
221 WILLOW LANE  
HAGERMAN ID 83332  
AND  
Name: SIGRID E VEENENDAAL 208-837-6670  
Address: PO BOX 512  
221 WILLOW LANE  
HAGERMAN ID 83332

2. Date of Priority: SEP 10, 1884

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 13E   | 11      | NE     | SE     | NE  |     | GOODING |

5. Description of diverting works:  
VIA BUCKEYE DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.100 |      |        |

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 3 HORSES

MICROFILMED  
DEC 03 1996

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 07S           | 13E   | 14      | SW     | NW  |     | IRR | 1.7   |
| Section Acres |       |         |        |     |     |     | 1.7   |
| Total Acres   |       |         |        |     |     |     | 1.7   |

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:  
NONE

14. Remarks:

WATER IS DIVERTED THRU THE BUCKEYE DITCH ALL YEAR LONG AND THE STOCK UTILIZE THE WATER.  
SF3 OWNERSHIP CHANGE, VEENENDAAL/FETTER, 05/12/95.  
CORRECTION TO SF3 OWNERSHIP CHANGE. CHANGE INVOLVES A SPLIT IN THE CLAIM. BASED UPON 42-1409(7), WARRANTY DEED, AND CONVERSATION WITH MR VEENENDALL ON 6-7-95. PER MR VEENENDAAL, ALL STOCKWATER IS TO GO WITH THE FETTER PORTION. KKC

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

\_\_\_\_\_  
Decree Plaintiff

vs

\_\_\_\_\_  
Decree Defendant



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

APR 10 1995

Department of Water Resources

DATE OF CLOSING: 7/008/1994

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_

Range \_\_\_\_\_

Section \_\_\_\_\_, 1/4 of \_\_\_\_\_

1/4 of \_\_\_\_\_

1/4, Govt. Lot \_\_\_\_\_

BM \_\_\_\_\_

Lot \_\_\_\_\_, Block \_\_\_\_\_, Subdivision/Townsite \_\_\_\_\_

If you have additional legal descriptions, please attach separate sheet.

RECEIVED

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) APR 02 1995  
Department of Water Resources  
Southern Region
- ☐ Water Right Number(s) Assigned by IDWR: A36-00108 A

- ☐ Name and Address of Former Owner/Claimant(s)(Seller): DICK J. VEENENDAAL

Box 512 Hagerman  
Idaho

- ☐ New Owner/Claimant (Purchaser): JAMES V FETTER

- ☐ New Mailing Address: 939 PALMITO DR.  
MILLBROOK CA 94030

- ☐ New Telephone Number: (415) 952-1162

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:  
10" ten inches of water from  
the Buckeye Ditch Diversion

- ☐ Attach proof of ownership, describe proof attached: \_\_\_\_\_

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s): James V Fetter Date 3/31/95

Jamie L. Fetter Date 3/31/95

- ☐ Signature of Former Owner/Claimant(s): Dick J. Veenendaal Date 3/12/95

Sigrid E. Veenendaal Date 3/12/95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-11-95By: A. Sherman

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

signatures & legal match  
to Jeannie R. - Southern  
5-31-95 no objection

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

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TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

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APR 10 1995

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  and the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section, more particularly described as follows:

Beginning at the Northwest corner of said Section 14;

Thence South 0°00'42" East a distance of 1949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Street;  
Thence South 89°55'23" East a distance of 1120.31 feet along the centerline of said Valley Street;  
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Street and THE TRUE POINT OF BEGINNING;  
Thence South 89°55'23" East a distance of 110.21 feet along the Southerly boundary of said Valley Street to an angle point;  
Thence South 0°04'37" West a distance of 10.00 feet along the Southerly boundary of said Valley Street to an angle point;  
Thence South 89°55'23" East a distance of 147.77 feet along the Southerly boundary of said Valley Street to the Easterly boundary of Tax Lot 25 as described in the Tax Records of Gooding County, Idaho;  
Thence South 26°24'25" West a distance of 117.61 feet along the Easterly boundary of said Tax Lot 25 to the Easterly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Thence South 0°04'37" West a distance of 19.59 feet along the Easterly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$  to the Southerly boundary of vacated lot 8, Block 6 of the Hagerman Townsite;  
Thence South 89°55'23" East a distance of 14.70 feet along the Southerly boundary of said Lot 6 to the Southeast corner thereof;  
Thence South 0°04'37" West a distance of 195.00 feet along the Easterly boundary of Lot 9, Block 6 of said Hagerman Townsite and its projections;  
Thence North 89°55'23" West a distance of 220.00 feet;  
Thence North 0°00'42" West a distance of 330.00 feet to THE TRUE POINT OF BEGINNING.

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section, more particularly described as follows:

Beginning at the Northwest corner of said Section 14;

Thence South 0°00'42" East a distance of 1949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Street;  
Thence South 89°55'23" East a distance of 900.31 feet along the centerline of said Valley Street;  
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Street and THE TRUE POINT OF BEGINNING;  
Thence South 89°55'23" East a distance of 220.00 feet along the Southerly boundary of said Valley Street;  
Thence South 0°00'42" East a distance of 330.00 feet;  
Thence North 89°55'23" West a distance of 220.00 feet;  
Thence North 0°00'42" West a distance of 330.00 feet to THE TRUE POINT OF BEGINNING.

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to ten (10) inches of water in the Buckeye Ditch.

A36-00108A

Exhibit "A" Continued

SUBJECT TO THE FOLLOWING:

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

Taxes for 1994 and subsequent years, a lien, but not yet due and payable.

Assessments levied or to be levied by the Gooding County Solid Waste Department.

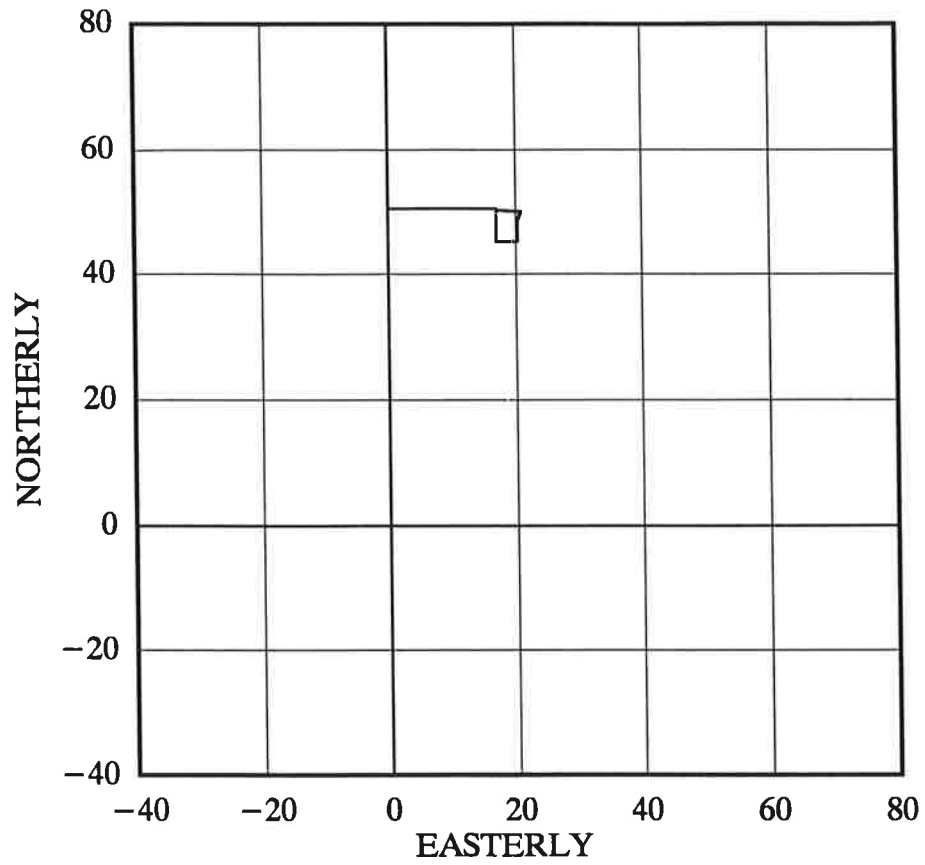
Assessments levied or to be levied by the city of Hagerman.

Assessments levied or to be levied by any local irrigation district.

Power line Easement given by Vern Williams and Charlotte Williams, Husband and Wife, to Idaho Power Company, a corporation, dated April 12, 1979, recorded December 14, 1979 as Instrument Number 80290, Gooding County records, affecting a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 14, Township 7 South, Range 13, East Boise Meridian.

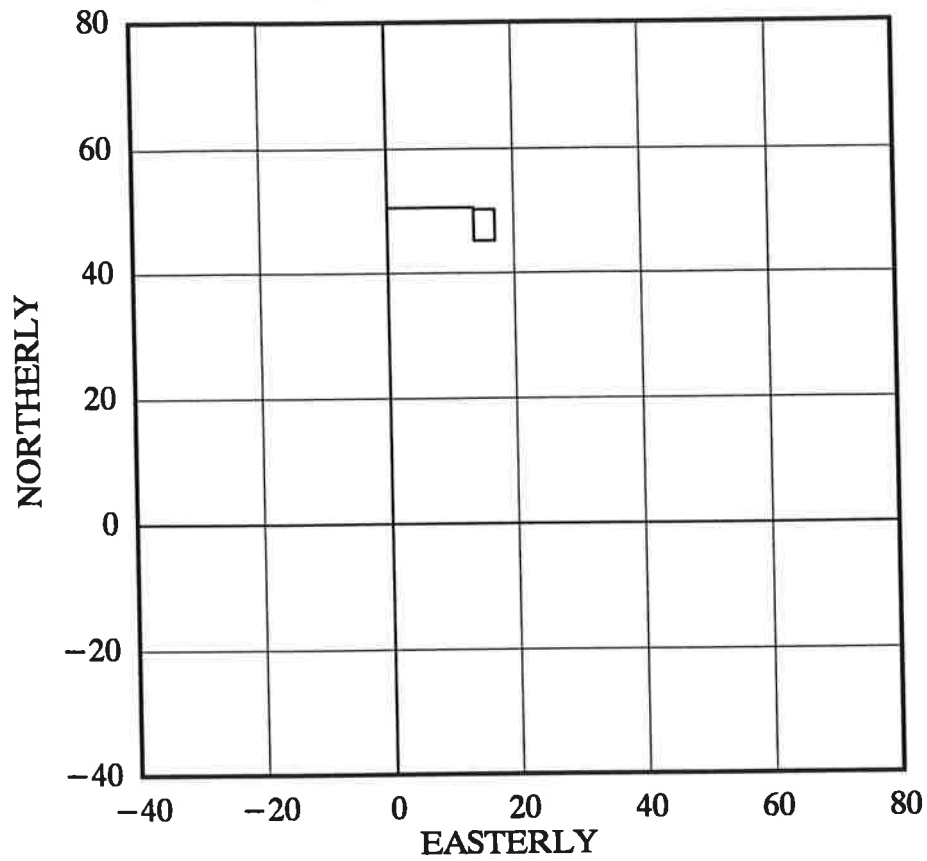
A36-00108A

PARCEL PLOT – METES & BOUNDS  
DISTANCE IS IN CHAINS



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PARCEL PLOT - METES & BOUNDS  
DISTANCE IS IN CHAINS



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DEC 03 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

PHILIP E. BATT  
Governor

KARL J. DREHER  
Director

July 7, 1995

DICK J VEENENDAAL  
PO BOX 512  
221 WILLOW LANE  
HAGERMAN ID 83332

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM A36-00108A  
CHANGE OF OWNERSHIP

Dear Mr Veenendaal

Enclosed are copies of the splits of the above listed claim. Please review the claims to verify the data entry changes and that the A36-00108Q claim was intended to be conveyed to the new owner.

Your remaining portion now is numbered A36-00108P. Please refer to this number in future correspondence regarding the remaining portion of your property.

Sincerely

Kelly K Christensen  
Sr Water Resource Agent

Enclosures

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# TRANSMITTAL COVER SHEET

OMNIFAX G66

TO: TERRY

SRBA COURT

TOTAL PAGES SENT: 2

DOCUMENT DESCRIPTION: WARRANTY DEED FOR A PORTION  
OF THE PLACE OF USE CLAIMED THRU A36-00108A

FROM: IDAHO DEPARTMENT OF WATER RESOURCES  
222 SHOSHONE AVE E  
TWIN FALLS ID 83301

PHONE: 736-3033

FAX: 736-3037

SENDER: KELLY K. CHRISTENSEN

## CHARGES:

One (1) free copy per request, cover sheet not counted. Two (2) or more copies per request will cost \$0.25 per page. (\$0.50 minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: \_\_\_\_\_  
Please remit to the above address.

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**DEC 03 1996**

RECEIVED

JUN 07 1995

Department of Water Resources  
Southern Region

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith  
Higginson in his official capacity as  
Director of the Idaho Department  
of Water Resources,

STANDARD FORM FOR NOTICE  
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF  
PARTY

vs.

The United States; the State of Idaho; and  
all Claimants to the Use of Water From  
the Snake River Basin Water System,

Respondents.

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is Jim Fetter and Nancy L. Fetter

I am the claimant of Enclosed Information  
(Insert each water right number)

I have filed an objection/response to the following water right(s) Enclosed Inf.

(Insert each water right number)

My new mailing address is 939 Palmito  
Millham Pa 17430

My phone number is: Work 415-952-1162 Home Same

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DEC 03 1996

☐ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Nancy L. Fetter Jim Fetter  
My address is 939 Palmito Millbrae, Ca  
94030

My phone number is: Work 415-952-1162 Home Same

The name and address of the party who I wish to be substituted for are:

\_\_\_\_\_

\_\_\_\_\_

I am the new claimant/purchaser of A-36-00108 A and  
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Dick A. Kennard  
(Signature of prior claimant/seller)

Nancy L. Fetter  
(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is \_\_\_\_\_

I am the attorney of record for \_\_\_\_\_  
(Identify party/claimant)

My address and phone number are \_\_\_\_\_

\_\_\_\_\_

## VERIFICATION

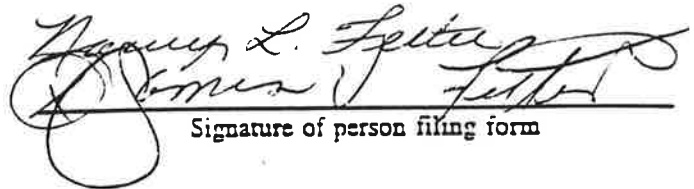
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Blaine

\_\_\_\_\_, being first duly sworn, upon oath, deposes and says:  
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.

  
Signature of person filing form

By: \_\_\_\_\_  
Attorney signing in representative capacity

Subscribed and sworn to before me on \_\_\_\_\_  
(Insert Date)

\_\_\_\_\_  
Notary Public for \_\_\_\_\_  
Residing at: \_\_\_\_\_  
My Commission expires: \_\_\_\_\_

MICROFILMED

DEC 03 1996

## INSTRUCTIONS FOR MAIL

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

*You must sign the Certificate of Mailing to show that you followed these steps.*

### CERTIFICATE OF MAILING

I certify that on March 31, 1995, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P. O. Box 2707  
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

---

---

---

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

---

---

---

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

---

---

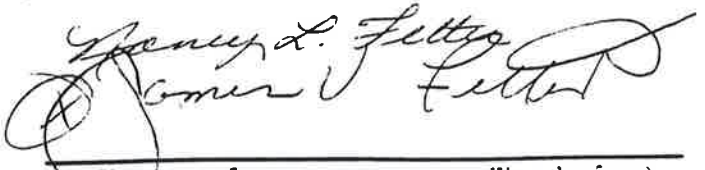
---

4. One copy to:

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P. O. Box 44449  
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, Box 33  
Boise, Idaho 83734

  
(Signature of person or attorney mailing the form)

2001 NOV 23 PM 1: 24

**WILSON & JORDAN**  
PUBLISHERS, INC., IDAHO  
PHOTOGRAPH BY MICHAEL W. HARRIS

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

**SUBCASE NO. 36-108A, 36-108P,  
36-108Q**

## NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☒Yes ☐No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on 11/23, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls ID 83303-2707

2. One Copy to:

Claimant/Seller for Substitution of Party or attorney of record:

James V Fetter  
Nancy Fetter  
625 Grove St  
Roshville CA 95678

3. One Copy to:

Claimant/Purchaser for Substitution of Party or attorney of record:

|                |                     |
|----------------|---------------------|
| Dale E Hunter  | Dick J Veenendaal   |
| Linda G Hunter | Sigrid E Veenendaal |
| 9977 Kuna Rd   | PO Box 512          |
| Kuna ID 83634  | Hagerman ID 83332   |

4. One Copy to:

Each party in the subcase or attorney of record:

5. One Copy to:

Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449

6. One Copy to:

United States Dept Of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724



Signature of person or attorney mailing the form

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

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10/29/01

RIGHT NUMBER: 36-108A

SPLIT RIGHT: SEE RIGHT NOS. 36-108P AND 36-108Q.

10/29/2001

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

RIGHT NUMBER: 36-108P  
NAME AND ADDRESS: DICK J VEENENDAAL  
PO BOX 512  
221 WILLOW LANE  
HAGERMAN ID 83332  
  
SIGRID E VEENENDAAL  
PO BOX 512  
221 WILLOW LANE  
HAGERMAN ID 83332

SOURCE: BILLINGSLEY CREEK                      TRIBUTARY: SNAKE RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 09/10/1884

POINT OF  
DIVERSION: T07S R13E S11 SESENE Within GOODING County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 2/15 11/30           | 0.100 CFS       |

PLACE OF USE: IRRIGATION Within GOODING County  
T07S R13E S14                      SWNW                      1.7

1.7 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: BASIS OF CLAIM - Decreed  
WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.

10/29/2001

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

RIGHT NUMBER: 36-108Q

NAME AND ADDRESS: DALE E HUNTER  
9977 KUNA RD  
KUNA ID 83634

LINDA G HUNTER  
9977 KUNA RD  
KUNA ID 83634

SOURCE: BILLINGSLEY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT  
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/10/1884

POINT OF  
DIVERSION:

T07S R13E S11 SESENE Within GOODING County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 2/15 11/30           | 0.200 CFS       |
| STOCKWATER            | 12/01 2/14           | 0.030 CFS       |

PLACE OF USE: IRRIGATION Within GOODING County  
T07S R13E S14 SWNW 3.3  
STOCKWATER Within GOODING County  
T07S R13E S14 SWNW

3.3 ACRES TOTAL

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER  
USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.  
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 - Decreed

WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 23, 2001

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

DALE HUNTER  
LINDA HUNTER  
9977 KUNA RD  
KUNA ID 83634

RE: SRBA Claim(s) 36-108A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett  
Technical Records Specialist

cc: James and Nancy Fetter  
Dick and Sigrid Veenendaal

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

DATE: JUL-16-1996

PAGE: A-1

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RIGHTS FROM: SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

-----

RIGHT NUMBER: 36-00108P

NAME & ADDRESS: DICK J VEENENDAAL  
SIGRID E VEENENDAAL  
PO BOX 512  
221 WILLOW LANE  
HAGERMAN ID 83332

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.1 CFS

PRIORITY DATE: 09/10/1884

POINT OF DIVERSION: T07S R13E S11 SESENE Within GOODING County

PURPOSE AND  
PERIOD OF USE: PERIOD OF USE PERIOD OF USE QUANTITY  
IRRIGATION Irrigation Season 0.1 CFS

PLACE OF USE: IRRIGATION Within GOODING County  
T07S R13E S14 SWNW 1.7  
1.7 ACRES TOTAL

CONSUMPTIVE USE: 5.0 AFY

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:  
WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.  
A DIVERSION RATE OF 0.10 CFS AT THE FIELD HEADGATE IS  
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

| WR         | AJ NAME               | AJ CFS   | AJ ACRES  | R CFS                      | R ACRES                   | BLANK CFS | BLANK ACRES   | SPL |
|------------|-----------------------|----------|-----------|----------------------------|---------------------------|-----------|---------------|-----|
| 36-00108 Y | <SPLIT>               | —        | —         | —                          | —                         | (WR) 5.4  | (WR) EST. 108 | A-J |
| A          | <SPLIT>               | <0.30>   | <5.0>     | <SPLIT><br><del>0.30</del> | <SPLIT><br><del>5.0</del> | <0.30>    | <5.0>         | P/C |
| B          | BLASTOCK              | 1.00     | 20.0      | (BONNING)<br>0.51          | (BONNING)<br>11.0         | 0.51      | 11.0          |     |
| C          | MYERS                 | 0.30     | 5.0       | —                          | —                         | 0.07      | 2.0           |     |
| D          | BLANDFORD             | 0.14     | 2.0       | —                          | —                         | 0.14      | 2.0           |     |
| E          | <SPLIT>               | <4.5>    | <89.0>    | <SPLIT>                    | <SPLIT>                   | <3.28>    | <59.0>        | KL  |
| F          | ZINK                  | *        | *         | RENUMBERED                 |                           |           |               | *   |
| G Y        | TUSSEY                | 0.02     | 1.0       | —                          | —                         | 0.02      | 1.0           |     |
| H          | JONES                 | 0.12     | 3.0       | —                          | —                         | 0.12      | 3.0           |     |
| I          | * NOT USED            | *        | *         | *                          | *                         | *         | *             | *   |
| J          | EASTERDAY (A36-04115) | 0.50     | 10.0      | —                          | —                         | 0.50      | 8.0           |     |
| K          | <SPLIT>               | <3.04>   | <84.0>    | <3.11 SPLIT>               | <56.0 SPLIT>              | —         | —             | MN  |
| L          | GRIDLEY               | 1.46     | 5.0       | 0.17                       | 3.0                       | —         | —             |     |
| M          | <SPLIT>               | <2.98>   | <81.2>    | <2.98 SPLIT>               | <53.2 SPLIT>              | —         | —             | S-W |
| N          | BROOKS                | 0.09     | 2.8       | 0.16                       | 2.8                       | —         | —             |     |
| O          | * NOT USED            | *        | *         | *                          | *                         | *         | *             | *   |
| P          | VEENENDAAL            | 0.10     | 1.7       | 0.10                       | 1.7                       | —         | —             |     |
| Q          | FETTER                | 0.20     | 3.3       | 0.20                       | 3.3                       | —         | —             |     |
| R          | SUTTERLIN             | 0.02     | 1.0       | 0.02                       | 1.0                       | —         | —             |     |
| S          | BOTHWELL              | 2.76     | 69.7      | 2.37                       | 42.4                      | —         | —             |     |
| T          | BROOKS                | 0.02     | 1.60      | 0.09                       | 1.6                       | —         | —             |     |
| U          | BEANE                 | 0.12     | 6.0       | 0.35                       | 6.2                       | —         | —             |     |
| V          | BEANE                 | 0.06     | 2.9       | 0.11                       | 2.0                       | —         | —             |     |
| W          | METZGER               | 0.02     | 1.0       | 0.06                       | 1.0                       | —         | —             |     |
|            |                       | 6.93 cfs | 136.0 AC. | 4.12 cfs                   | 73.0 AC.                  | 0.85 cfs  | 16.0 AC.      | =   |

SPLIT REVIEW: 36-00108

By: STEVE CLELL AND

1/14/97

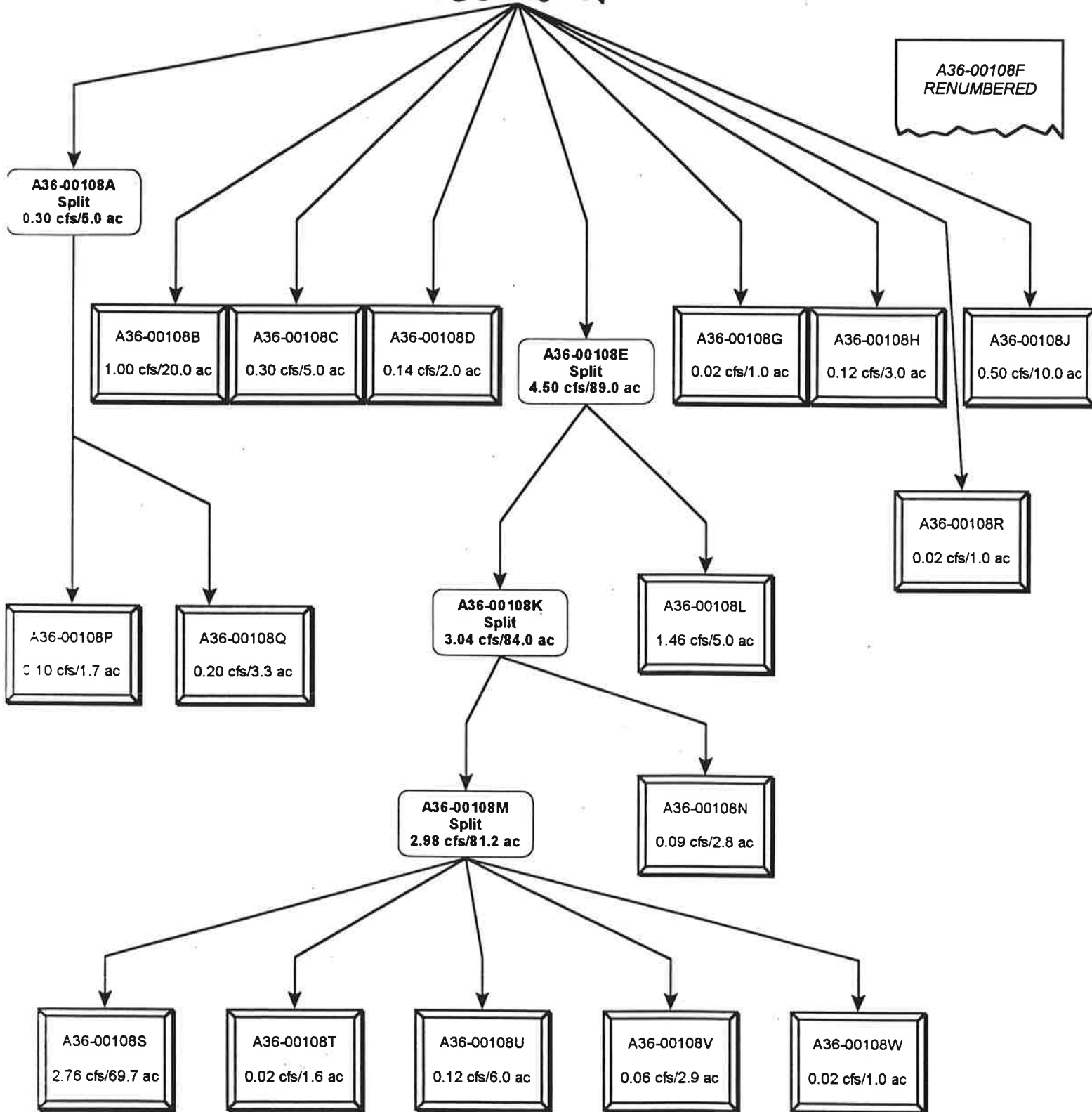
TOTAL AC. = 89.0

TOTAL CFS = 4.97 cfs

Analysis is based on  
SRBA Claim Amounts  
By: SCC 1/16/96

**SPLIT TREE FOR  
A36-00108  
5.4 CFS/108 AC**

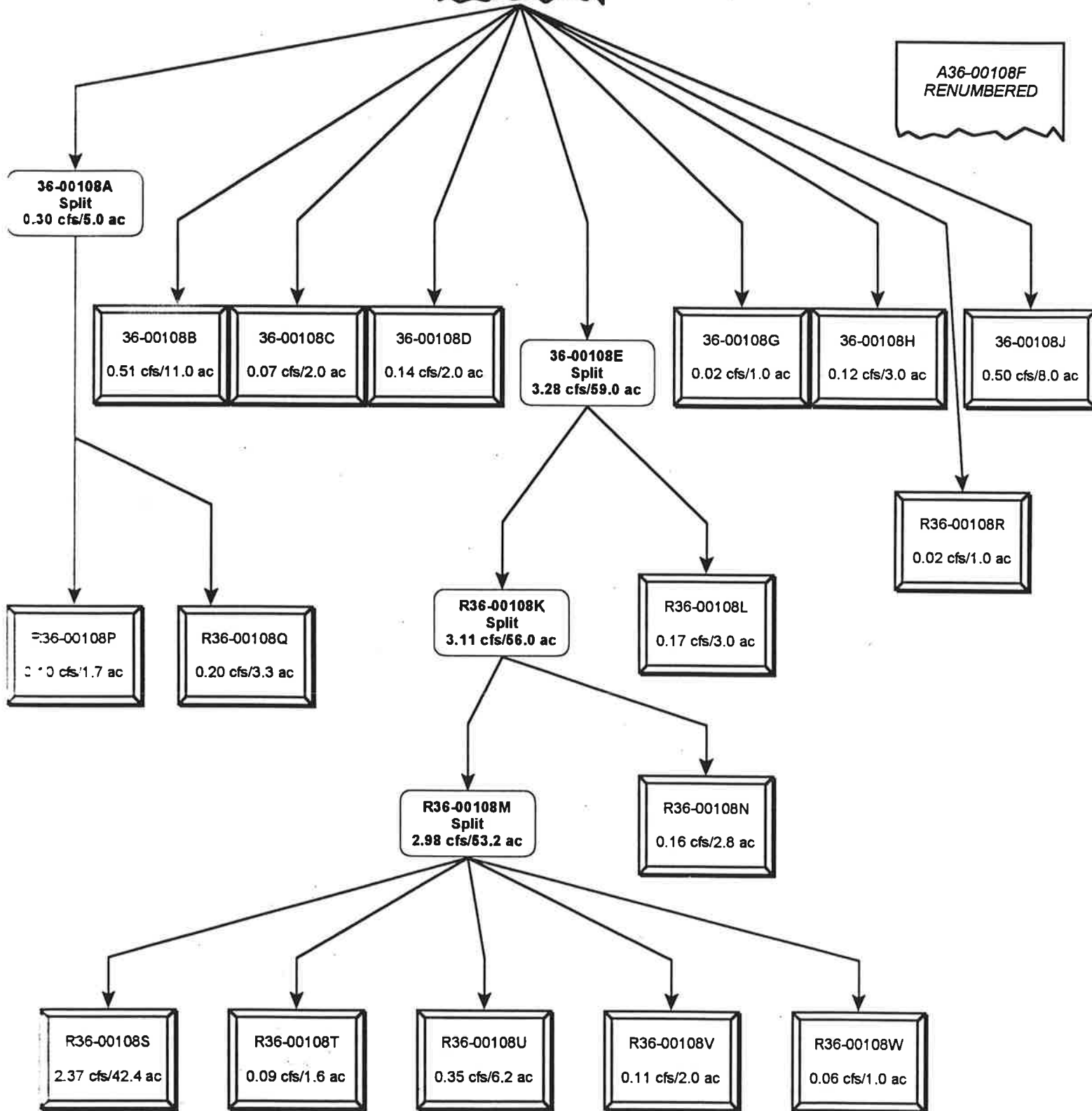
**A36-00108F  
RENUMBERED**



Analysis is based on  
Recommended Amounts  
By: SCC 1/17/96

**SPLIT TREE FOR  
36-00108  
5.4 CFS/108 AC**

**A36-00108F  
RENUMBERED**



**R PROOF**

**CVR**

**MAPS**

**PHOTOS**

**MISC**

Old (D) Number -

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

+ - First Name - - +

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

\*\*\* A - ATTORNEY \*\*\*  
BROWN

PATRICK D

1 - HEPWORTH NUNGESTER LEZAMIZ  
2 - 133 SHOSHONE ST N  
3 - PO BOX 389  
City- TWIN FALLS  
Phone - 208-734-7510

State- ID Zip- 833030389

\*\*\* C - CURRENT OWNER \*\*\*  
VEENENDAAL

DICK J

1 - PO BOX 512  
2 - 221 WILLOW LANE  
3 -  
City- HAGERMAN  
Phone - 208-837-6670

State- ID Zip- 83332

VEENENDAAL

SIGRID E

1 - PO BOX 512  
2 - 221 WILLOW LANE  
3 -  
City- HAGERMAN  
Phone - 208-837-6670

State- ID Zip- 83332

+ - - Priority Date - - +  
09/10/1884

+ - - - Region - - - +  
ERROR IN REGION

+ - - - Stage - - - +  
D - DECREED

+ - - - Status - - - - +

+ - - - - Source - - - - - +  
BILLINGSLEY CREEK

+ - - - - - Tributary - - - - - +  
SNAKE RIVER

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

07S 13E 11 SE SE NE (47) GOODING

| Code            | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01 - IRRIGATION |             | 03/15       | 11/15     |           | 0.100          |                  |

[illegible]

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County       |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|--------------|
| 07S | 13E | 14  | SW NW |     | 1.7   | 01                | IRRIGATION  | (47) GOODING |

Total Acres: 1.7

+ - - Diversion Means - VIA BUCKEYE DITCH

+ - - Non-Irrigation Use<sup>HS</sup>

+ - - Other Rights for Same Use - NONE

MICROFILMED  
DEC 03 1996

Water right number - R36-00108P

Prefix Translation: RESEARCH

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

WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.  
A DIVERSION RATE OF 0.10 CFS AT THE FIELD HEADGATE IS  
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

+ - - - - - Old Water Right Numbers - - - - - +

3600108A

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +  
00/00/0000

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

Date: 07/07/1995 User Id: KCHRISTE Subject: COPIED FROM REMARKS

WATER IS DIVERTED THRU THE BUCKEYE DITCH ALL YEAR LONG AND THE  
SF3 OWNERSHIP CHANGE, VEENENDAAL/FETTER, 05/12/95.  
THE CLAIM. BASED UPON 42-1409(7), WARRANTY DEED, AND  
STOCKWATER IS TO GO WITH THE FETTER PORTION. KKC

STOCK UTILIZE THE WATER.

CORRECTION TO SF3 OWNERSHIP CHANGE. CHANGE INVOLVES A SPLIT IN  
CONVERSATION WITH MR VEENENDALL ON 6-7-95. PER MR VEENENDAAL, ALL

+ - - Audit Fields - - +  
07/07/95 KCHRISTE

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

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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         | - 07/07/1995 | Old Judicial District   | -       |
| Claim Received Date  | - 06/07/1988 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - X777777    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | - AND        | Presumption Flag        | -       |
|                      |              |                       |              | Notice of Error Flag    | -       |

DEC 03 1996  
MICROFILMED

6/9/94

## COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

|                      |                 |
|----------------------|-----------------|
| DATE                 | CUSTOMER        |
| July 7, 1995 10:18am | DICK VEENENDAAL |

**SUBJECT:** STOCKWATER RELATING TO SPLIT OF 36-00108A  
*phone call (X) walk-in (.)*

He returned my call from June regarding the stockwater split. He indicated that all of the stockwater was to go to Fetter.

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**DEC 03 1996**

6/9/94

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IDWR Employee/Agent Kelly K Christensen

DATE                                  CUSTOMER  
June 9, 1995 9:56am VEENENDALL

**SUBJECT:** RETURN CALL RE: A36-00108A  
phone call (X) walk-in (.)

We discussed the split of the property again. He indicated that the entire parcel was slightly larger than 5 acres and that all of the ground was irrigated.

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6/9/94

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**IDWR Employee/Agent** Kelly K Christensen

**DATE** **CUSTOMER**  
June 7, 1995 4:02pm **DICK VEENENDAAL**

**SUBJECT:** CHANGE OF OWNERSHIP FOR A36-00108A  
*phone call (.) walk-in (X)*

He brought in a change of ownership form, a copy of the standard form 3 and the warranty deed describing the property as sold. He indicated that he split the property into thirds and sold 2/3ds to Fetter along with 10 inches of the above right. I did a brief overview of the paperwork submitted and it appears complete. I date stamped them in and he left.

**MICROFILMED**  
**DEC 03 1996**

6/9/94

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**IDWR Employee/Agent** Kelly K Christensen

| DATE                 | CUSTOMER         |
|----------------------|------------------|
| June 8, 1995 11:45am | TERRY SRBA COURT |

**SUBJECT:** VEENENDAAL CHANGE OF OWNERSHIP FOR A36-00108A  
*phone call (X) walk-in (.)*

I called the court to check the status of the ownership change on that right. She looked it up and found that they had made a change to their records. I told her that the claimant's intent was to split the water right. She asked for and I faxed her a copy of the warranty deed for the claim.

**MICROFILMED**  
**DEC 03 1996**