

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: A36-02269A

Date Received: 2/28/1989

Receipt No: C005608

Received By: _____

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

1. Name: STEVEN K ANTONE 208-436-9694
Address: 915 H ST
RUPERT ID 83350

AND/OR

Name: SHEILA ANTONE 208-436-9694
Address: 915 H ST
RUPERT ID 83350

2. Date of Priority: SEP 28, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	23E	18	NW	SW	SE	4	MINIDOKA

5. Description of diverting works:
ONE WELL WITH PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.780		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	23E	17	NW	SW		IRR	30.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	30.0
		18	NE	SE	IRR	40.0
			NW	SE	3 IRR	43.0
			SW	SE	4 IRR	43.0
			SE	SE	IRR	40.0
					Section Acres	166.0
					Total Acres	196.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
36-07212A

14. Remarks:

RIGHT NO. 36-07212A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 36-07212A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.08 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 784 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 588 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 196 ACRES IN A SINGLE IRRIGATION SEASON.

CHANGE OF OWNERSHIP 2/1/94 BY JG.

15. Basis of Claim: BENEFICIAL USE

Water Right Number: 25195

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DEC 9 1993

Department of Water Resources
Southern Region Office

(See Attached)

DATE OF CLOSING: _____

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.

- ☐ 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)
- ☐ Water Right Number(s)
Assigned by IDWR: 36-07212A and 36-0269A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Steve Antone
1141 Link Street, Rupert, Idaho 83350
- ☐ New Owner/Claimant (Purchaser): Steven K. Antone and Sheila Antone
- ☐ New Mailing Address: 915 H Street, Rupert, Idaho 83350
- ☐ New Telephone Number: (208) 436-9694
- ☐ 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:

- ☐ Attach proof of ownership, describe proof attached: Copy of Warranty Deed

(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): Steve K. Antone Date 12-3-93
Sheila Antone Date 12-3-93
- ☐ Signature of Former Owner/Claimant(s): Steve Antone Date 11-22-93
Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11/24 By: SC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

MICROFILMED

OCT 13 1994

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

December 8, 1993

RECEIVED

Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

DEC 9 1993

Department of Water Resources
Southern Region Office

RE: Antone

Gentlemen:

Enclosed are Notice of Change of Water Right Ownership form and Standard Form for Notice of Change executed for Antones, along with a copy of the Warranty Deed transferring the property.

Please transfer the water, and if you have any questions please feel free to contact this office.

Very truly yours,


William A. Parsons

WAP:rt
Enc.

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OCT 13 1994

COPY

WARRANTY DEED

THIS INDENTURE, made this 8th day of December, 1992, between STEVE ANTONE, a married man, contracting with his sole and separate property, 1141 Link Street, Rupert, Idaho 83350 ("Grantor"), and STEVEN K. ANTONE and SHEILA ANTONE, husband and wife, whose address is 915 H Street, Rupert, Idaho 83350, ("Grantee").

W I T N E S S E T H:

That the Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Minidoka, State of Idaho, to-wit:

TOWNSHIP 8 SOUTH, RANGE 23 EAST, BOISE MERIDIAN,

Section 17: West Half Northwest Quarter Southwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$) and West Half East Half Northwest Quarter Southwest Quarter (W $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$).

Section 18: Lots 3, 4, and East Half Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$).

SUBJECT TO: Accruing taxes, levies and assessments; Easements and rights of way of record; a Certain Mortgage to the Farm Credit Bank.

RECEIVED

DEC 9 1993
 Department of Water Resources
 Southern Region
 MICROFILMED
 OCT 13 1994

PARSONS, SMITH, STONE & FLETCHER
 LAWYERS
 BURLEY, IDAHO

1 TOGETHER with all water rights, including, but
2 not limited to License number 36-07212A and
3 36-02269A.

4 TOGETHER with all and singular the tenements,
5 hereditaments and appurtenances thereunto belonging or in
6 anywise appertaining, the reversion and reversions, remainder
7 and remainders, rents, issues and profits thereof, and all
8 estate, right, title and interest in and to said property as
9 well in law as in equity of the Grantor.

10 TO HAVE AND TO HOLD, all and singular the above-
11 mentioned and described premises, together with appurtenances
12 unto the Grantee and to the heirs and assigns of Grantee
13 forever.

14 The Grantor shall and will warrant and by these
15 presents will forever defend the said premises in the quiet and
16 peaceable possession of the Grantee, and the heirs and assigns
17 of Grantee against all and every person and persons whomsoever
18 lawfully claiming the same, except as aforesaid.

19 IN WITNESS WHEREOF, the Grantor has executed this Deed
20 the day and year first above written.

21 Steve Carter
22

23
24 STATE OF IDAHO)
25 County of Cassia) ss
26

On this 8 day of December, in the year of 1992,

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

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before me, the undersigned, a Notary Public in and for said State, personally appeared STEVE ANTONE, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

E. Ruth Thrall
Notary Public for Idaho
Residing at _____
My commission expires on _____



409757
RECORDED AT REQUEST
Land Title-Rupert
OCT 1994
MICROFILMED
NOV 24 3 21 PM '93
MINIDOKA COUNTY, IDAHO
DUANE SMITH
RECORDER
FEE 9- DEPUTY

STATE

SEAL	First Name	OWN	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
	ANTONE							
	STEVE	C	A36-11107	09/24/1974	GROUNDWATER	0.040	43	DOMEST
	GEORGE A	C	A36-12408	04/23/1987	GROUNDWATER	0.040	43	DOMEST
	STEVE	C	A36-07212	11/29/1971	GROUNDWATER	2.590	01	IRR
	HELEN M	O	A36-02269	09/28/1954	GROUNDWATER	4.670	01	IRR
	STEVE	C	A36-02269	09/28/1954	GROUNDWATER	4.670	01	IRR
	STEVE	O	36-02269	09/28/1954	GROUNDWATER	4.670	01	IRR
					SPLIT RIGHT			
	HELEN M	O	36-02269	09/28/1954	GROUNDWATER	4.670	01	IRR
					SPLIT RIGHT			
	STEVE	C	36-11107	09/24/1974	GROUNDWATER	0.040	43	DOMEST
	GEORGE A	C	36-12408	04/23/1987	GROUNDWATER	0.040	43	DOMEST
	STEVE	O	36-07212	11/29/1971	GROUNDWATER	2.590	01	IRR
					SPLIT RIGHT			
	STEVE	C	36-02269A	09/28/1954	GROUNDWATER	2.780	01	IRR
	HELEN M	O	36-02269B	09/28/1954	GROUNDWATER	1.890	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu)

SD-0601-2 Last Name: ANTONE

STATE

SEAL	First Name	OWN	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
ANTONE								
STEVE	C	36-02269B	09/28/1954	GROUNDWATER	1.890	01	IRR	
STEVE	C	36-07212B	11/29/1971	GROUNDWATER	0.540	01	IRR	
STEVE	D	36-07212A	11/29/1971	GROUNDWATER	0.690	01	IRR	
STEVE K	C	36-07212A	11/29/1971	GROUNDWATER	0.690	01	IRR	

(Enter=Continue)

(GOLD7=This Query)

(Menu)

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Water Right Number - 36-02269A Prefix Translation: WATER RIGHT Old (D) Number - 25195

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

*** C - CURRENT OWNER ***
ANTONE STEVEN K 1 - 915 H ST
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-436-9694

ANTONE SHEILA 1 - 915 H ST
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-436-9694

*** D - DIR RPT OWNER ***
ANTONE STEVE 1 - 1141 LINK ST
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-436-3927

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/28/1954 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 23E 18 NW SW SE 4 (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 2.780

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.780 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 23E 17 NW SW 30.0 01 IRRIGATION (67) MINIDOKA
08S 23E 18 NE SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 23E 18 NW SE 3 43.0 01 IRRIGATION (67) MINIDOKA
08S 23E 18 SW SE 4 43.0 01 IRRIGATION (67) MINIDOKA
08S 23E 18 SE SE 40.0 01 IRRIGATION (67) MINIDOKA

Total Acres: 196.0

+ - - Diversion Means - ONE WELL WITH PUMP

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Water right number - 36-02269A

Prefix Translation: WATER RIGHT

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-07212A

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

RIGHT NO. 36-07212A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.USE OF THIS RIGHT WITH RIGHT NO. 36-07212A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.08 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 784 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 588 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 196 ACRES IN A SINGLE IRRIGATION SEASON.

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

No Old Water Right Numbers Found

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

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE

- MAINTAINED AS A PART OF THE DIVERTING WORKS.

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO

- IDAHO CODE 42-1416A.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

Date: 04/26/1991 User Id: KEEN Subject: CLAIM VERIFICATION BY S.W. KEEN

DESKTOP REVIEW, RECOMMENDATIONS, AND DATA ENTRY BY S.W. KEEN.

10-30-1991*****

Date: 04/26/1991 User Id: KEEN Subject: SPLITTING OF 36-02269

THIS RIGHT CONSISTS OF THAT PART OF 36-02269 WHICH COVERED THE

18 IS ONLY 333 ACRES.

ACRES. AT THE TIME OF THE SPLIT, 16 ACRES WERE MOVED FROM SECT.

126 ACRES.

FILE.

SOUTH ONE-HALF OF SECTION 18 AND THE NWSW OF SECTION 17. SECTION
IN 26-02269 SECT. 18 HAD 134 ACRES AND SECT. 19 HAD 14219 TO SECT. 18. NOW 36-02269A HAS 150 ACRES AND 36-02269B HAS
AN EXTENSIVE EXPLANATION OF THIS SPLIT IS CONTAINED IN THEDate: 07/27/1992 User Id: SCHULTZ Subject: ADDED CONDITION C05
CLAIM VERIFIED 11/27/91, DID NOT REVERIFY ANY PART OF CLAIM.

Date: 02/01/1994 User Id: GIVENS Subject: OWNERSHIP CHANGE

CHANGE OF OWNERSHIP RECEIVED 12/9/1993 FORMER OWNER STEVE ANTONE NEW OWNERS STEVEN K. & SHEILA ANTONE. COPY OF WARRANTY DEED
SUBMITTED WITH FORM.

+ - - Audit Fields - - +

02/01/94 GIVENS

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

Court Report Filing	- 11/02/1992	Field Inspection Made	- 10/30/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 02/28/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P

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Water right number - 36-02269A

Prefix Translation: WATER RIGHT

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

Receipt Number	- C005608	Water District	-
POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	- AND/OR	Presumption Flag	-
		Notice of Error Flag	-

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEVEN K ANTONE	09/28/1954	IRRIGATION	04-01 10-31	2.78 CFS	
C	SHEILA ANTONE					
	915 H ST					
	RUPERT ID 83350			TOTAL DIVERSION:	2.78 CFS	
	(208) 436-9694					

D STEVE ANTONE
1141 LINK ST
RUPERT ID 83350
(208) 436-3927

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R23E S18 Lot04(NWSWE)

MINIDOKA 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	:	SUM			
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:				
08S	23E	17	:					:					:			30		:					:	30.0			
08S	23E	18	:					:					:					:	40	03-43	04-43	40	:	166.0			
																						TOTAL ACRES					196.0

POU County: MINIDOKA

Other Rights: 36-07212A

Conditions of Approval:

- M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks:

RIGHT NO. 36-07212A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-07212A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.08 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 784 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 588 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 196 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 10/30/1991 Verified Date:

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

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-Dec-1993

WILLIAM A PARSONS
PARSONS SMITH STONE & FLETCHER
PO BOX 910
BURLEY ID 83318

RE: 36-07212A & 36-00269A - ANTONE

Dear Mr. Parsons:

Thank you for sending to us the Change of Ownership form and the Standard Form 3. I can process the Change of Ownership form but the Standard Form 3 will have to be finished according to the instructions of page 5. I am returning that Section back to you.

Should you have any questions concerning this process, please contact:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Ave North
PO Box 2707
Twin Falls ID 83303-2707
Phone - 208 - 736-3011

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg
Enclosure

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OCT 13 1994

COPY

2000 OCT 19 PM 4:09

FILED
TWIN FALLS CO., IDAHO

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. 36-02269A, 36-07212A

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

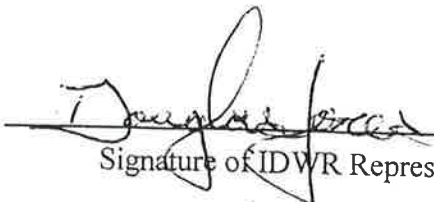
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 10/16/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10/1/99, 2000, 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:
Steven K Antone
Sheila Antone
915 H St
Rupert ID 83350
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Randy Gillette
Cindy Gillette
751 W 900 N
Paul ID 83347
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

09/20/2000

RIGHT NUMBER: 36-2269A

NAME AND ADDRESS: CINDY GILLETTE
RANDY GILLETTE
751 W 900 N
PAUL, ID 83347

SOURCE: GROUND WATER

QUANTITY: 2.78 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-07212A IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.08 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 784 AF

PRIORITY DATE: 09/28/1954

POINT OF DIVERSION: T08S R23E S18 LOT 4 NWSW Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
3-15 11-15

QUANTITY
2.78 CFS

PLACE OF USE:

IRRIGATION Within MINIDOKA County

T08S R23E S17	NWSW	30	T08S R23E S18	NESE	40
T08S R23E S18	LOT 3 NWSE	43	T08S R23E S18	LOT 4 SWSE	43
T08S R23E S18	SESE	40			
196 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A
PART OF THE DIVERTING WORKS.

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 36-07212A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE

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

09/20/2000

RIGHT NUMBER: 36-7212A
NAME AND ADDRESS: CINDY GILLETTE
RANDY GILLETTE
751 W 900 N
PAUL, ID 83347

SOURCE: GROUND WATER

QUANTITY: 0.69 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-02269A IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.08 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 784 AF

PRIORITY DATE: 11/29/1971

POINT OF DIVERSION: T08S R23E S18 LOT 4 NWSWSE Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-15 11-15	0.69 CFS

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

PLACE OF USE:

IRRIGATION Within MINIDOKA County

T08S R23E S17	NWSW	30	T08S R23E S18	NESE	40
T08S R23E S18	LOT 3 NWSE	43	T08S R23E S18	LOT 4 SWSE	43
T08S R23E S18	SESE	40			
196 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 46 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 36-02269A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE



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

October 18, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RANDY GILLETTE
CINDY GILLETTE
751 W 900 N
PAUL ID 83347

RE: SRBA Claim(s) 36-02269A, 36-07212A

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: Steven and Sheila Antone

NCAP-both

RECEIVED
AUG 17 2000
Department of Water Resources
Southern Region

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 36-07212A and 36-0269A 36-02269A
 Adjudication Claim No(s).: _____

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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Steven K. Antone and Sheila Antone
915 H Street
Rupert, Idaho 83350

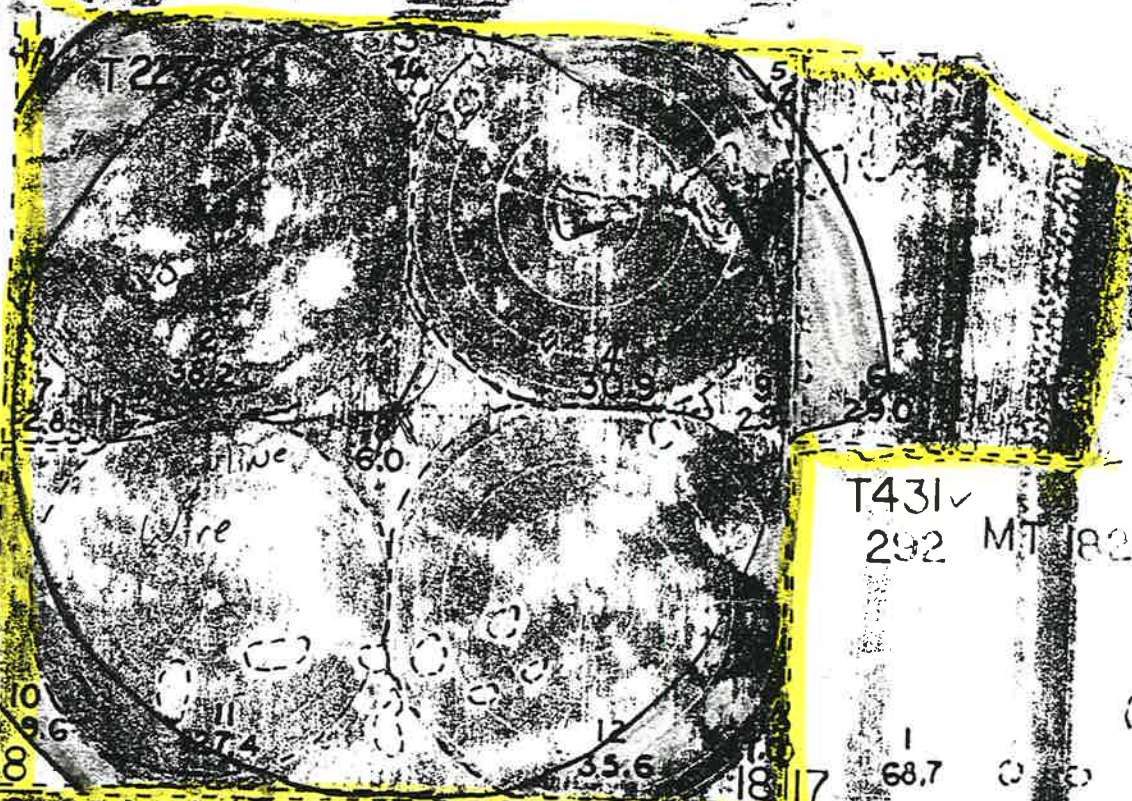
4. New Owner/Claimant(s) Randy Gillette and Cindy Gillette
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 751 W. 900 N.
 City, State and ZIP Code Paul, Idaho 83347
 New Telephone Number (208) 532-4138

5. Date you acquired the property August 14, 2000

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 you irrigate ALL Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 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 or Claimant(s) Randy Gillette
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..



T431✓
292 MT 1825

449056

Instrument # 449056

MINIDOKA COUNTY RUPERT, IDAHO
2000-08-14 02:33:44 No. of Pages: 5
Recorded for : PARSONS, SMITH & STONE
DUANE SMITH Fee: 15.00
Ex-Officio Recorder Deputy *La*

PARSONS, SMITH & STONE, LLP
William A. Parsons
137 West 13th Street
P.O. Box 910
Burley, Idaho 83318
Telephone: (208) 678-8382
Fax: (208) 678-0146
Idaho State Bar #849
Attorneys for Plaintiffs

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF MINIDOKA

RANDY GILLETTE and CINDY GILLETTE,
husband and wife,

Plaintiffs,

vs.

STEVEN K. ANTONE and SHEILA
ANTONE, husband and wife, D.L.
EVANS BANK, a corporation and
STEVE ANTONE,

Defendants.

Case No. CV00-00455-D

SHERIFF'S DEED

DEED, made this 14th day of August, 2000,

between PAUL E. FRIES, Sheriff of the County of Minidoka, State
of Idaho, to RANDY GILLETTE and CINDY GILLETTE, husband and
wife, of 751 W. 900 N., Paul, Idaho 83347.

By virtue of a Writ of Execution dated June 20, 2000,
directed and delivered to me as Sheriff of the County of
Minidoka, issued by the Fifth Judicial District Court of the

1 State of Idaho, in and for the County of Minidoka, in Civil
2 Case Number CV00-00455-D, in favor of the Plaintiffs therein
3 and against the Defendants, I was commanded to satisfy such
4 Writ of Execution.

5 In furtherance of said Writ of Execution I levied on
6 all of the estate, right, title and interest which the
7 Defendants had of, in, and to the lands, tenements, real
8 estate, irrigation equipment and premises together with all of
9 the hereditaments and appurtenances thereunto belonging, as
10 hereinafter particularly described. On the 19th day of July,
11 2000, after first having given due notice of the time and place
12 of the sale by advertising such according to law, such property
13 was sold to Randy Gillette and Cindy Gillette, being the
14 highest bidder for the sum of \$206,229.22 credit bid, being the
15 highest sum bid and the whole price paid for the property.

16 Sheriff, Paul E. Fries, after receiving from Randy
17 Gillette and Cindy Gillette the sum of \$206,229.22 credit bid,
18 gave to Randy Gillette and Cindy Gillette a Certificate of Sale
19 as required by law, and recorded a duplicate of such
20 certificate in the office of the County Recorder of the County
21 of Minidoka, State of Idaho as Instrumkent No. 448719.

22 Each of the persons entitled to redeem the real
23 estate and chattels have each issued and delivered to me a
24 Waiver of their, his or its rights of redemption.

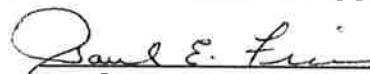
25 Randy Gillette and Cindy Gillette are now the legal
26 owners and holders of the Certificate of Sale executed by Paul
E. Fries, Sheriff of Minidoka County, Idaho.

1 NOW, THEREFORE, Paul E. Fries, by virtue of the
2 Execution, and in pursuant of the applicable statutes, for and
3 in consideration of the sum of \$206,229.22, the receipt of
4 which sum is hereby acknowledged, has granted, bargained, sold,
5 conveyed, and confirmed and by these presents does grant,
6 bargain, sell, convey and confirm unto Randy Gillette and Cindy
7 Gillette, and their successors in interest all estate, right,
8 title and interest of the Defendants had on the 19th day of
9 July, 2000 or at any time afterwards, of, in and to the
10 following described real estate situated in the County of
11 Minidoka, State of Idaho, to-wit:

12 That property described on Exhibit A attached hereto
13 and made a part hereof by reference.

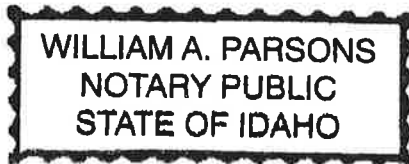
14 TOGETHER with all the hereditaments, appurtenances and water
15 thereunto belonging. To have and to hold such property with
16 appurtenances, as fully and absolutely as Sheriff can, may or
17 ought to have by virtue of such Writ of Execution and of the
18 statutes in such cases made and provided whereby the
19 undersigned does grant, bargain, sell, release, assign, convey
20 and confirm the same.

21 IN WITNESS WHEREOF, I have executed this Deed at
22 Rupert, Idaho, on the day and year first above written.

23 
24 Paul E. Fries
25 Minidoka County Sheriff
26

1 STATE OF IDAHO)
2) ss
3 County of Minidoka)

4 On this 14 day of Aug, in the year 2000,
5 before me, the undersigned, a Notary Public in and for said
6 State, personally appeared PAUL E. FRIES, known or identified
7 to me to be the person whose name is subscribed to the within
8 instrument as Sheriff of Minidoka County, and acknowledged to
9 me that he executed the same.



10 William A. Parsons
11 Notary Public for Idaho
12 Residing at Burley
13 My Commission Expires: 7/20/2004

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EXHIBIT A

TOWNSHIP 8 SOUTH, RANGE 23 EAST OF THE BOISE
MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 17: ~~W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$~~ and ~~W $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$~~ .

Section 18: Lot 3, Lot 4 and E $\frac{1}{2}$ SE $\frac{1}{4}$.

and the following personal property:

One 200 HP Westinghouse electric motor with
Winthorth Turbin Pump.

6' to 10' steel mainline of approximately 7,980
feet.

Four Gifford-Hill 1/8th mile 360 mini-pivots.

TOGETHER with all additions, accessions,
replacements thereto.

PARSONS, SMITH & STONE, LLP

ATTORNEYS AT LAW

137 WEST 13TH STREET

P. O. BOX 910

BURLEY, IDAHO 83318

WILLIAM A. PARSONS

RICHARD K. SMITH

RANDOLPH C. STONE

rcstone@cyberhighway.net

LANCE A. LOVELAND

love9593@cyberhighway.net

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

August 16, 2000

Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

Re: 36-07212A and 36-0269A

Gentlemen:

I am enclosing a copy of a Sheriff's Deed, the Change of Water Right Ownership and a map. Please change the records accordingly and advise me if there are any additional things that you need in connection with this transfer.

Very truly yours,

PARSONS, SMITH & STONE, LLP


William A. Parsons

WAP:rt
Enc.

RECEIVED
AUG 17 2000
Department of Water Resources
Southern Region

NO. OF CLAIMS IN POLYGON

CLAIM NUMBERS 36-2269A7212A

DATE

7-16-97

AGENT

KKCTRANSFER NUMBER noneOBJECTION FILED none

TOTAL ACRES FROM RECOMMENDATION

GEOGRAPHIC INFO SYSTEM

RIGHT NO				NE				NW				SW				SE		
	TNS	RNG	SEC	NE	W	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW
RECOM	8S	23E	17										30					
GIS													25.9					
RECOM	8S	23E	18													40	43	43
GIS																39.9	43.2	43.1
RECOM																		
GIS																		
RECOM																		
GIS																		

UPDATED

B36-DBPOU.DBF

7-16

B36-DBPOD.DBF

7-16

POLYGON #

UPDATED

ATTRIBUTES OF B36-POU.SHP

(188) 7-16

ATTRIBUTES OF B36-POD.SHP

200Polygon wound on 604

found fewer acres in NWSW Sec 17 based upon field boundary otherwise GIS matches recommended P/D.

No discernable physical features in GIS to confirm recommended P/D location. GIS location selected based on recommended location.

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

Ready for decree.

CONVERSATION MEMORANDUM

NAME OF PARTY JERRY GILLETT
EMPLOYEE COREY SKINNER

DATE 01/16/96
FILE A36-02269, A, B
A36-07212, A, B

RE: _____

TODAY MR. GILLETT CAME IN INQUIRING ABOUT WATER RIGHTS AND ADJUDICATION CLAIMS FOR STEVE ANTONE ON PROPERTY IN SECTION 19, T08S, R23E. HE WAS INQUIRING ABOUT THE SOUTHERN END OF THE ANTONE FARM. I GAVE HIM PROFILE REPORTS OF ALLOCATIONS LICENSES 36-0712 AND 36-02269 AND ADJ PROFILE REPORTS OF 36-0712 B AND 36-02269 B. I ALSO PROVIDED HIM SOME DIVERSION RATES (AS RECORDED IN DIRECTOR'S REPORT FOR BASIN 36) FOR THE NORTH END OF THE ANTONE PLACE (SECTION 18 & 17 T08S, R23E, 36-0712 A AND 36-02269 A).

MICROFILMED

DEC 04 1996

Water Right Number - R36-02269A

Prefix Translation:

RESEARCH

Old (D) Number - 25195

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

*** C - CURRENT OWNER ***

ANTONE

STEVE

1 - 1141 LINK ST

2 -

3 -

City- RUPERT

Phone - 208-436-3927

State- ID Zip- 83350

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
09/28/1954 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 23E 18 NW SW SE 4 (67) MINIDOKA

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

01 - IRRIGATION 03/15 11/15 2.780

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.780 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S	23E	17	NW SW		30.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	NE SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	NW SE	3	43.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	SW SE	4	43.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	SE SE		40.0	01	IRRIGATION	(67) MINIDOKA

Total Acres: 196.0

+ - - Diversion Means - ONE WELL WITH PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-07212A

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

RIGHT NO. 36-07212A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-07212A IS LIMITED TO A

MICROFILMED

JAN 26 1993

Water right number - R36-02269A

Prefix Translation: RESEARCH

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

TOTAL COMBINED DIVERSION RATE OF 3.08 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 784 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 588 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 196 ACRES IN A SINGLE IRRIGATION SEASON.

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

No Old Water Right Numbers Found

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

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED
- AS A PART OF THE DIVERTING WORKS.

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

00/00/0000

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

Date: 04/26/1991 User Id: KEEN Subject: SPLITTING OF 36-02269
THIS RIGHT CONSISTS OF THAT PART OF 36-02269 WHICH COVERED THE SOUTH ONE-HALF OF SECTION 18 AND THE NWSW OF SECTION 17. SECTION 18 IS ONLY 333 ACRES. IN 26-02269 SECT. 18 HAD 134 ACRES AND SECT. 19 HAD 142 ACRES. AT THE TIME OF THE SPLIT, 16 ACRES WERE MOVED FROM SECT. 19 TO SECT. 18. NOW 36-02269A HAS 150 ACRES AND 36-02269B HAS 126 ACRES. AN EXTENSIVE EXPLANATION OF THIS SPLIT IS CONTAINED IN THE FILE.

Date: 04/26/1991 User Id: KEEN Subject: CLAIM VERIFICATION BY S.W. KEEN
DESKTOP REVIEW, RECOMMENDATIONS, AND DATA ENTRY BY S.W. KEEN. 10-30-1991*****

+ - - Audit Fields - - +
11/27/91 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 10/30/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 11/27/1991	Old Judicial District	-
Claim Received Date	- 02/28/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C005608	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED

JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:08:34
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02269

LAST: ANTONE
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

OWNER CODE: O

FIRST: HELEN M.

STATE: ID ZIP: 0

LAST: ANTONE
ADDRESS: 1141 LINK ST.
CITY: RUPERT
PHONE NUMBER: 208-436-3927

FIRST: STEVE

STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

MICROFILMED

JAN 26 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED

JAN 26 1993

A. AJ CLAIM: # A36-02269 PRIORITY DATE: 09-28-1954 STAGE: L

B. WR RECORD: # 36-02269 PRIORITY DATE: 09-28-1954 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
09-28-1954

REVIEWED BY

DATE

MICROFILMED

JAN 26 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02269	08S	23E	18	NW	SW	SE	4	MINIDOKA
A36-02269	08S	23E	19	SW	NW	NE	1	MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07212 NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-07212

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02269	08S	23E	18		SW	SE	4	MINIDOKA
36-02269	08S	23E	19		NW	NE	1	MINIDOKA

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

36-07212

A36-07212 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
S.W. Keen

REMARKS:

Points of diversion on claim match the p.o.d.s on the maps submitted with the claim and the map on the approved application for transfer. The map submitted by the field examiner for license 36-07212 also confirms these p.o.d. locations.

MICROFILMED
JAN 26 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>8S</u>	<u>23E</u>	<u>18</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>4</u>	<u>Minidoka</u>
<u>8S</u>	<u>23E</u>	<u>19</u>	<u>SW</u>	<u>NW</u>	<u>NE</u>	<u>1</u>	<u>Minidoka</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: S.W. Keen

DATE: 4/26/91

MICROFILMED

JAN 26 1993

A. ROOT WATER RIGHT NUMBERS: A36-02269

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES
08S	23E	18	NE	SE		ANTONE , STEVE ANTONE , STEVE	A36-02269 /30.0 A36-07212 /40.0	36-02269 /30.0 36-07212 /40.0	39.0	38	34
08S	23E	18	NW	SE	3	ANTONE , STEVE ANTONE , STEVE	A36-02269 /37.0 A36-07212 /43.3	- /37.0 36-07212 /43.0	44.0	42	41 +4
08S	23E	19	NE	NE		ANTONE , STEVE ANTONE , STEVE	A36-02269 /37.0 A36-07212 /40.0	36-02269 /37.0 36-07212 /40.0	39.0	38	33 -4
08S	23E	19	NW	NE	1	ANTONE , STEVE ANTONE , STEVE	A36-02269 /38.0 A36-07212 /43.3	- /38.0 36-07212 /43.0	44.0	43	34
08S	23E	19	SW	NE	2	ANTONE , STEVE ANTONE , STEVE ANTONE , STEVE	A36-02269 /34.0 A36-11107 / A36-07212 /43.2	- /34.0 - /Domestic 36-07212 /43.0	43.0	41	30 -4
08S	23E	19	SE	NE		ANTONE , STEVE ANTONE , STEVE	A36-02269 /33.0 A36-07212 /40.0	36-02269 /33.0 36-07212 /40.0	39.0	38	29 -4
08S	23E	18	SW	SE	4	ANTONE , STEVE ANTONE , STEVE	A36-02269 /32.0 A36-07212 /43.2	- /32.0 36-07212 /43.0	46.0	41.5	31 +4
08S	23E	18	SE	SE		ANTONE , STEVE ANTONE , STEVE	A36-02269 /35.0 A36-07212 /40.0	36-02269 /35.0 36-07212 /40.0	42.0	38.5	39 +4
TOTAL ACRES						A36-02269	276.00	135.00	336.00	320	276

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
S.W. Keen

MICROFILMED
JAN 26 1993

PRESUMPTION FLAG:

REMARKS:

See Memo describing split.
Recommended as A36-02269A and A36-02269B.

RECOMMENDATIONS:

TOTAL ACRES: 276

REVIEWED BY: S.W. Keen

DATE: 4/25/91

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02269 IRRIGATION	FROM 03-15 TO 11-15	4.670 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.670 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02269 IRRIGATION	FROM 03-15 TO 11-15	4.670 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.670 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(____) N(____)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(____) N(____) Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 4.670 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.670 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED? FIELD
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) DATABASE EXAMINER N

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A36-07212

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02269	GROUNDWATER	ANTONE , STEVE	4.670	0.016		
A36-07212	GROUNDWATER	ANTONE , STEVE	2.590	0.007		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-11107	DOMESTIC	ANTONE , STEVE	FROM 01-01 TO 12-31	.040 CFS	

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 828.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	03-15 11-15	4.670		828.0
TOTAL FOR THIS RIGHT		4.670		828.0

REVIEWED BY: _____

DATE: _____

=====

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02269

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	4.670	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02269	4.670	-		36-02269	4.670
	TOTAL CFS	4.670				4.670

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

Shelley Walter Keen

DATE:

May 14, 1991

NAME OF FIELD EXAMINER:

Shelley Walter Keen

TITLE:

Water Resource Agent

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:08:34
08/17/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02269

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								SW Keen 10-30-91
POINT OF DIV	Y		SW Keen 4-25-91	Yes	6	SW Keen 5-14-91	SW Keen 5-14-91	
SOURCE								
PLACE OF USE	Y		SW Keen 4-25-91	Yes	1,2,4,6	SW Keen 5-14-91	SW Keen 5-14-91	
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAIP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

- This claim is recommended as R36-02269A and R36-02269B.
Please refer to the attached memo.

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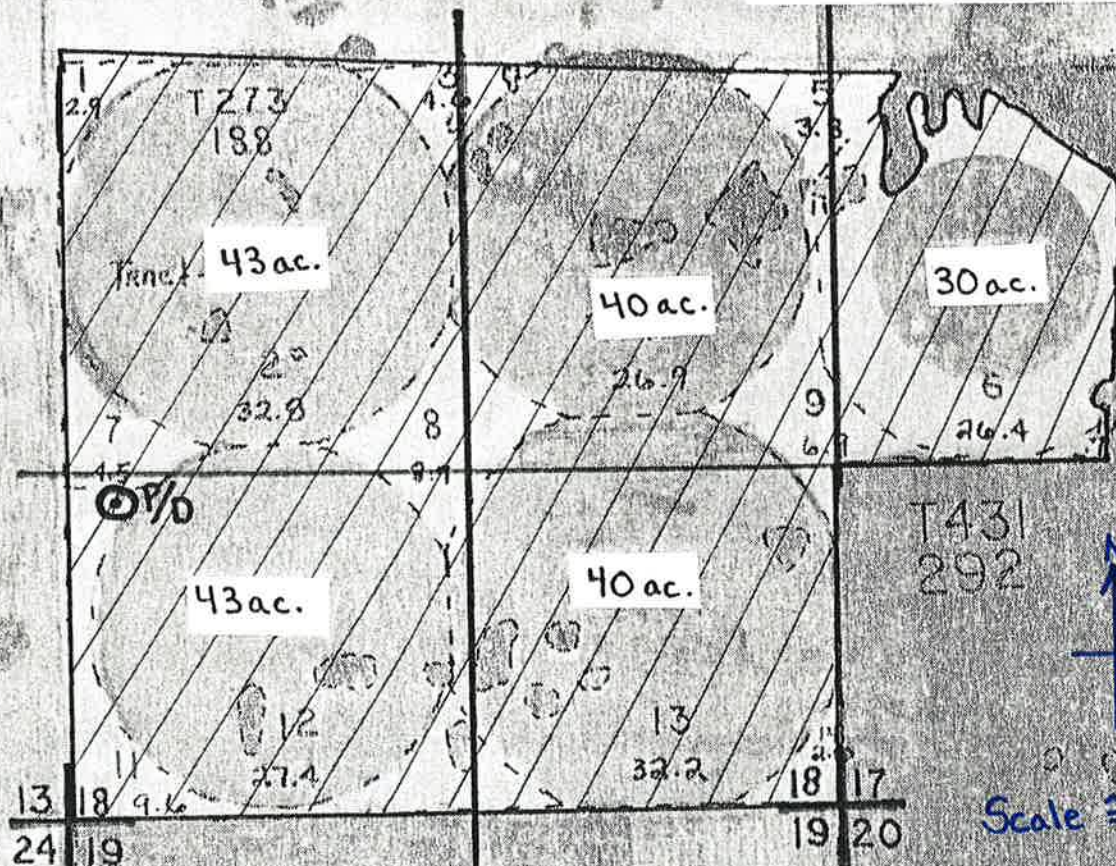
Z status

See Right Nos. 36-02269A and 36-02269B

NOT TO SCALE

R36-02269A
R -07212A

T8S, R23E, S17+18.



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CLAIMANT'S NAME: Steve Antone (436-3927) DATE: 4/25/91
COUNTY: Minidoka
EMPLOYEE: S.W. Keen

12:45 p.m. - I called Mr. Antone to ~~ask~~ ask him how he distributed the water from his two points of diversion. He told me that the water from the well at SS 23E Sect. 18 NW⁴ SW⁴ SE⁴ (Lot 4) provides ~~the~~ water for his property in sections 17 and 18. The well at SS 23E Sect. 19 SW⁴ NW⁴ NE⁴ provides water for only that part of his property which is in Section 19.

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*** MEMORANDUM ***

AGENT: S.W. KEEN
DATE: OCTOBER 31, 1991
RE: SPLIT OF 36-02269 AND 36-07212

LICENSES

36-02269

PRIORITY = 1954
RATE = 4.67 CFS
CAPACITY = 4.67 CFS
ACRES = 134 IN SEC. 18
142 IN SEC. 19

P.D. = LOT 4 SEC. 18

TRANSFER = ADDED P.D. IN
(1972) LOT 1 SEC. 19

36-07212

PRIORITY = 1971
RATE = 2.59 CFS
CAPACITY = 4.97 CFS
ACRES = 166.5 IN SEC. 18
166.5 IN SEC. 19
30.0 IN SEC. 17

P.D. = LOT 4 SEC. 18
(3.08 CFS)
LOT 1 SEC. 19
(1.89 CFS)

In 1954, 36-02269 was licensed with one p.d. for 276 acres. The 1972 transfer added the p.d. in Sec. 19. The field examiner's report for 36-07212, dated 7-19-73, indicates that the well in Sec. 18 irrigated acres in Sec. 17 & 18, and the well in Sec. 19 irrigated acres only in Sec. 19. The delivery systems from the two wells were not connected at that time.

SRBA CLAIMS

Both rights were claimed exactly as they were licensed.

INVESTIGATION FINDINGS

Acreage = 166 in Sec. 18
30 in Sec. 17
162 in Sec. 19
358

The delivery systems are still not connected. (See the memo dated 4/25/91 describing a telephone conversation with Mr. Antone.)

RECOMMENDATION PROBLEM

How can we preserve the 1954 priority for 4.67 cfs, ensure that 3/4 inch of water is available to each acre, and not exceed the diversion capacity of 4.97 cfs for both wells?

RECOMMENDATIONS

Creation of four rights as follows:

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	Priority	Acres	Rate (cfs)	Pt. Div.	P/U
36-02269A	1954	150	2.78	Lot 4	18
36-02269B	1954	126	1.89	Lot 1	19
36-07212A	1971	46	.69	Lot 4	17&18
36-07212B	1971	36	.54	Lot 1	19

CALCULATIONS

The numbers in the recommendations were calculated as follows:

1. The primary limiting factor is the 1.89 cfs production capacity of the well in Lot 1 of Sec. 19. (See the field examiner's report in 36-07212.) Only 126 acres can be irrigated at 3/4 inch/acre with 1.89 cfs. Therefore, 36-02269B received 1.89 cfs and 126 acres.

$$1.89 \text{ cfs} \div .015 \text{ in/acre} = 126 \text{ acres}$$

2. Because 36-02269 originally contained 276 acres, and only 126 acres could be watered in Sec. 19, 150 acres were allocated to Sec. 18 (36-02269A).

$$276 \text{ acres} - 126 \text{ acres} = 150 \text{ acres.}$$

In essence, sixteen acres were shifted from Sec. 19 to Sec. 18 in order to preserve a delivery of 3/4 inch per acre.

3. 36-02269 originally contained 4.67 cfs. 36-02269B received 1.89 cfs, so 36-02269A got 2.78 cfs.

$$4.67 \text{ cfs} - 1.89 \text{ cfs} = 2.78 \text{ cfs.}$$

2.78 cfs is adequate to supply 3/4 inch to the acre on 150 acres.

$$2.78 \text{ cfs} \div 150 \text{ acres} = .019 \text{ cfs/acre}$$

4. 36-07212A and 36-07212B received the irrigated acres not covered under 36-02269A or 36-02269B. (See Findings.) Therefore, 36-02269A and 36-07212A each have a permissible place of use of 191 acres, and together they can irrigate exactly 191 acres. Rights 36-02269B and 36-07212B have a

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permissible place of use of 162 acres, and together they can do exactly 162 acres.

5. The cfs rates allotted to 36-07212A and 36-07212B are based upon 3/4 inch per acre.

$$46 \text{ acres} * .015 \text{ cfs/acre} = .69 \text{ cfs}$$

$$36 \text{ acres} * .015 \text{ cfs/acre} = .54 \text{ cfs}$$

However, the irrigation systems are not capable of producing these diversion rates in addition to those of 36-02269A and 36-02269B. Therefore, 36-02269A and 36-07212A are limited in Remarks to a total diversion rate of 3.08 cfs, which is the diversion capacity of the well. Similarly, 36-02269B and 36-07212B must be limited to a total diversion rate of 1.89 cfs.

$$(3.08 \text{ cfs} \div 191 \text{ acres} = .016 \text{ cfs/acre})$$

$$(1.89 \text{ cfs} \div 162 \text{ acres} = .012 \text{ cfs/acre})$$

(.01 cfs/acre under sprinkler irrigation constitutes beneficial use.)

6. No limits on diversion volume are necessary.

$$3.08 \text{ cfs} * 1.984 * 245 \text{ days} = 1497 \text{ af}$$

$$191 \text{ acres} * 4 \text{ af/acre} = 764 \text{ af}$$

$$1.89 \text{ cfs} * 1.984 * 245 \text{ days} = 919 \text{ af}$$

$$162 \text{ acres} * 4 \text{ af/acre} = 648 \text{ af}$$

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