



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 27, 2001

RAY SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435

RE: Application for Transfer #69414 (31-160B, 31-161B, 31-4011C
AND OVERLAPPING RIGHTS 31-160A, 31-161A, 31-2299, 31-
2415, 4011B, 31-4012, 31-7320 AND 31-10652) and Notice of
Administrative Proceeding (NAP)

Dear Mr. Sauer:

The Idaho Department of Water Resources (IDWR) received an
Application for Transfer for the above referenced water right(s).

In response to the Application, this office is sending the enclosed NAP
to the SRBA Court and other parties listed on page 2 of the form. The
intent of this mailing is to notify those parties of the requested change.

Please feel free to contact me if you have any questions concerning this
matter.

Respectfully,

Cheri Vandermeulen
Records Clerk

Enclosure

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

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Water Rights: 31-160B, 31-161B,
31-4011C AND OVERLAPPING
RIGHTS 31-160A, 31-161A, 31-2299,
31-2415, 31-4011B, 31-4012, 31-7320
AND 31-10652

Case No. 39576

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water
right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated
below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

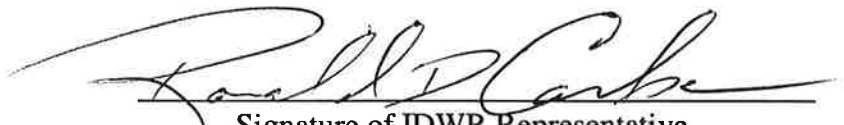
☒ I.C. § 42-222 transfer **69414**

☒ point of diversion ☐ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than: September 27,
2002

DATED: 9/27/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Sept. 28, 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
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
RAY SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record
5. One copy each 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 5, 2001

NEAL SAUER
HC 63 BOX 2137
MONTEVIEW ID 83435

RE: Application for Transfer #69360 (31-160A, 31-161A, 31-4011B, 31-4012, 31-10652 and overlapping rights 31-160b, 31-161b, 31-4011c, 31-2299, 31-2415, 31-7131, 31-7320) and Notice of Administrative Proceeding (NAP)

Dear Mr. Sauer:

The Idaho Department of Water Resources (IDWR) received an Application for Transfer for the above referenced water right(s).

In response to the Application, this office is sending the enclosed NAP to the SRBA Court and other parties listed on page 2 of the form. The intent of this mailing is to notify those parties of the requested change.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Cheri Vandermeulen
Records Clerk

Enclosure

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

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Water Rights: 31-160A, 31-161A,
31-4011B, 31-4012, 31-10652 AND
OVERLAPPING RIGHTS 31-160B,
31-161B, 31-4011C, 31-2299, 31-
2415, 31-7131 AND 31-7320

)
)
**NOTICE OF ADMINISTRATIVE
PROCEEDING**

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer **69360**

☒ point of diversion ☐ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than: Sept. 5, 2002

DATED: Sept 5, 2001

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Sept. 7, 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
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
NEAL SAUER
HC 63 BOX 2137
MONTEVIEW ID 83435

3. One copy to:

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

4. One copy to:

Each party in the subcase, or attorney of record

5. One copy each 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



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 30, 1998

RAY SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435

RE: CHANGE IN OWNERSHIP FOR A31-04011A, A31-00160,
A31-00161

Dear Mr. Sauer:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A31-04011B, 2.51 cfs on 310 acres, Neal Sauer
A31-04011C, 1.75 cfs on 392 acres, Ray Sauer

A31-00160A, 1.79 cfs on 93 acres, Neal Sauer
A31-00160B, 0.75 cfs on 39 acres, Ray Sauer

A31-00161A, 2.77 cfs on 137 acres, Neal Sauer
A31-00161B, 2.03 cfs on 100 acres, Ray Sauer

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

RECEIVED

03 1998

Department of Water Resources
Eastern 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).: _____
- Adjudication Claim No(s).: A31-04011A, A31-00160 ^{SPLIT}, A31-00161 ^{SPLIT} A31-00162 ^{SPLIT}
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 SAUER ENTERPRISES
4. New Owner/Claimant(s) NEAL SAUER
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address HC 63 BOX 2137
City, State and ZIP Code MONTEVIEW ID 83435
New Telephone Number (208) 657-2221
5. Date you acquired the property 1 July 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 you irrigate 310 of 702 Number and type of stock _____
- Diversion rate in CFS 2.51 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) Neal Sauer
NEAL SAUER
- (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..

RECEIVED

APR 03 1998

Department of Water Resources
Eastern RegionSTATE 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).:

Adjudication Claim No(s).:

A31-04011A ^{SPLIT} A31-00160 ^{SPLIT} A31-00161 ^{SPLIT}

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/ClaimantSAUER ENTERPRISES

4. New Owner/Claimant(s)

RAY SAUERName Connector (Check one): ☐ and ☐ or ☐ and/or

New Mailing Address

HC 63 BOX 2130

City, State and ZIP Code

MONTEVIEW ID 83435

New Telephone Number

(208) 657-2258

5. Date you acquired the property

1 July 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 you irrigate 392 Number and type of stock _____Diversion rate in CFS 1.75 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)RAY SAUER

(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..

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: A31-00160B
Date Received: 4/ 1/1988
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: RAY SAUER
Address: HC 63 BOX 2130
MONTEVIEW ID

208-657-2258

83435

2. Date of Priority: DEC 8, 1913

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	34E	5	NE	NE	SE		JEFFERSON

5. Description of diverting works:
WELL & PUMP TO DITCHES TO SPINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.750		

7. Total Quantity Appropriated is:
0.750 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	Lot	Use	Acres
07N	34E	17	NE	SW		IRR	4.0
			SW	SW		IRR	35.0

A3100160B



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	39.0
					Total Acres	39.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
A31-07266/02136/07131 PLUS

14. Remarks:

POINT OF DIVERSION WAS ORIGINALLY IN A SPRINGS AND AS THE WATER TABLE GRADUALLY DROPPED OVER THE YEARS THE SOURCE WAS REPLACED BY A WELL. THE REST OF THE WATER RIGHT HAS NOT CHANGED AND HAS BEEN IN CONTINUOUS USE SINCE ITS INCEPTION.

CHANGED OWNERSHIP 2/10/95/JT/GT

CHANGED OWNERSHIP 4/23/97/JT/AR

**CHANGED OWNERSHIP 4/13/98/GT

15. Basis of Claim: DECREED

Case Number: 635

Court :

Decree date: 11/ 1/1930

ERNEST SAUVE

Decree Plaintiff

W.H. ABBOTT

vs

Decree Defendant