



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

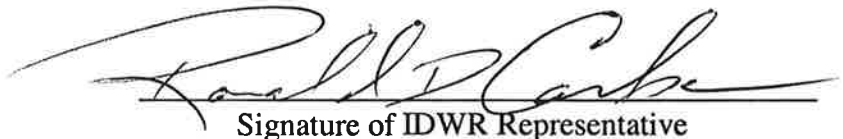
☒ I.C. § 42-222 transfer **69414**

☒ 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

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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

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 **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

NOTICE OF ADMINISTRATIVE PROCEEDING

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

Cheri Vardemeulen

Signature of person or attorney mailing the form

NOTICE OF ADMINISTRATIVE PROCEEDING



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 A31-02299, A31-02415, A31-07320, A31-07131

Dear Mr. Sauer:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

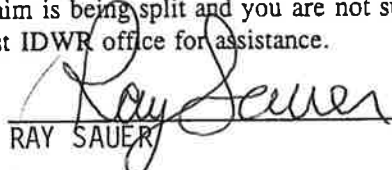
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

APR 03 1998

Department of Water Resources
Eastern Region

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).: A31-02299^{OK}, A31-02415^{OK}, A31-07320^{OK} 
 2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually 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) RAY SAUER
 Name 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 _____ 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) 
 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..

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/Claimant SAUER ENTERPRISES
4. New Owner/Claimant(s) RAY SAUER
 Name 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..

COPY

CORRECTION GRANT DEED

Grant Deed made this 30 day of March, 199~~4~~⁸, between SAUER ENTERPRISES, a partnership consisting of NEAL W. SAUER, RAY SAUER, LORIN SAUER, and DAVID SAUER, with its principal place of business in Clark County, State of Idaho, herein referred to as "Grantor," and RAY SAUER and CLARICE SAUER, husband and wife, herein referred to as "Grantee" (whether one or more, male and/or female). Grantee's mailing address is HC 63 Box 2137, Montevieu, Idaho 83435. This deed is made to correct the legal description set forth in that certain Grant Deed recorded 10 May, 1995 as instrument no. 276497, records of Jefferson County.

WITNESSETH: That Grantor hereby grants, bargains and conveys unto Grantee and his heirs and assigns forever, all of the following described real property situated in Jefferson County, Idaho.

North - Hunter Farm

Township 7 North, Range 33, East Boise Meridian,

Section 13: E 1/2; SW 1/4.

Township 7 North, Range 34, East Boise Meridian,

Section 17: SW 1/4; NW 1/4 SE 1/4; and that portion of the SW 1/4 SE 1/4 lying North and West of the Jefferson Irrigation Company Canal.

Section 18: E 1/2; SW 1/4

Together with all the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, including all water rights, well rights and ditch rights for the irrigation thereof, but subject to the Snake River Basin Adjudication as it may affect the water rights thereto appertaining.

Together with all irrigation equipment located thereon.

Subject to existing indebtedness thereon.

SUBJECT TO:

1. Taxes and assessments for the year 1994 and all subsequent years.

2. Unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof.
3. All reservations, restrictions, easements, road and road rights of way, ditch and ditch rights of way, zoning restrictions, governmental regulations and protective covenants of record and appearing on land.

SAUER ENTERPRISES

Neal W. Sauer
By: Neal W. Sauer, Partner

Ray Sauer
By: Ray Sauer, Partner

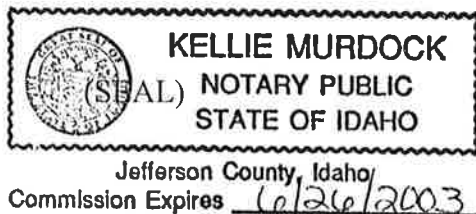
Lorin Sauer
By: Lorin Sauer, Partner

David Sauer
By: David Sauer, Partner

STATE OF IDAHO)
 : ss.
County of Bonneville)

On this 30th day of March, 1998 before me, Kellie Murdock, the undersigned, a Notary Public in and for the State of Idaho, personally appeared NEAL W. SAUER, RAY SAUER, LORIN SAUER, and DAVID SAUER, known to me to be partners of SAUER ENTERPRISES, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that said partners executed the same in the partnership name.

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



Kellie Murdock
Notary Public for the State of Idaho
Residing at: Territon Id
My Commission: 6/26/2003

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**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)**

DATE: 04/30/98
PAGE: 1

DIVERSION
VOLUME

TOTAL DIVERSION:	3.14 CFS
CONSUMPTIVE USE:	550.00 AFA

Stage: LICENSE

JEFFERSON County
JEFFERSON County
JEFFERSON County

220.0

Other Rights: 31-2415/T3117

TRANS. 3116. 2 P/D IN NESE, S5, 77N, R34E.
P/D'S SAME FOR A31-02415/04012/04011A/07131/07320
CHANGED NUMBERED PER REQUEST 11/17/70.09

Objection Filed Date:

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

Field Inspection Flag:
Presumption Flag:

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: A31-02299
Date Received: 11/29/1988
Receipt No: E005223
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAUER ENTERPRISES 208-522-5179
Address: C/O NEAL SAUER
5566 NORTH 49 WEST
IDAHO FALLS, ID 83402

2. Date of Priority: JAN 04, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	33E	13	SW	NE	SE		JEFFERSON
	34E	5	NE	NE	SE		JEFFERSON
			NW	NE	SE		JEFFERSON
		18	SE	NW	SW		JEFFERSON

5. Description of diverting works:
FOUR WELLS PUMPS MAINLINES CENTER PIVOTS DITCHES LAT.W/SPRINKLERS

6. Water is used for the following purposes:

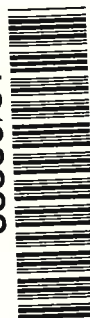
Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.140		

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

8. Total consumptive use is 550.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A3102299



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	33E	13	NE		NE		IRR	18.0
			NW		NE		IRR	18.0
			SW		NE		IRR	19.0
			SE		NE		IRR	18.0
			NE		SW		IRR	19.0
			NW		SW		IRR	18.0
			SW		SW		IRR	18.0
			SE		SW		IRR	18.0
			NE		SE		IRR	19.0
			NW		SE		IRR	19.0
			SW		SE		IRR	18.0
			SE		SE		IRR	18.0
							Section Acres	220.0
							Total Acres	220.0

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:
31-2415/T3117

14. Remarks:
TRANS. 3116. 2 P/D IN NESE, S5, T7N, R34E.
P/D'S SAME FOR A31-02415/04012/04011A/07131/07320

15. Basis of Claim: LICENSE
Water Right Number: 21852

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Sauer Enterprise, that I have signed the foregoing Organization

document in the space below as partner of _____ Title

Sauer Enterprise and that the statements contained in the Organization
foregoing document are true and correct.

Neal Sauer
Signature of Authorized Agent

partner Sauer Enterprise
Title and Organization

29 Nov 1988
Date

State of Idaho)
County of Donnerville) SS.

Subscribed and sworn (or affirmed) before me this 29th day

of Nov 19 88

Colleen Wray
Notary Public

Residing at Idaho Falls

My Commission Expires 5/29/1991



BM 4789

Well of...

POINT OF DIVERSION

R33E R34E T
7
N

PLACE OF USE

POINT OF DIVERSION

POINT OF DIVERSION

MICROFILMED
NOV 17 1992

A 31-02299

3" LINE
10" LINE
PUMP
WELL
CONVERGENCE DITCH
FROM WELLS IN
SECTION 5

