

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 37-22376
Date Received: 11/15/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

SMOKEY DOME PARTNERS Phone: (208) 726-7500
PO BOX 989
KETCHUM ID USA 83340

2. Date of Priority: 08/31/1888

3. Source: SOLDIER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	14E	21	NW SW NE	CAMAS	

5. Description of diverting works:

HEADGATE IN SOLDIER CK. WITH GRAVITY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
01N	14E	32	NW NE	IRRIGATION	10
Section Acres					10
Total Acres					10

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

IRRIGATED ACREAGE=100 ****OWNERSHIP CHANGE MADE ON 4-13-95 BASED UPON FORM 42-1909(7) AND ACCOMPANYING WARRANTY DEED. KKC ***** ATTORNEY CHANGE BY TLB 5/10/95.

ALL INFORMATION IS TO BE FORWARDED TO SPECK BY REQUEST.

This right is a split from former right 37-312.

15. Basis of Claim: Decreed

RECEIVED

JUL 09 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	<u>37-312</u>	<u>X</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See Instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) SMOKEY DOME PARTNERS
P.O. Box 989, Ketchum, ID 83340
4. New Owner/Claimant(s) Louis D. Andersen and Teresa R. Andersen
Name Connector (Check one): [x] and, [] or [] and/or
- New Mailing Address P.O. Box 141
- City, State and Zip Code Fairfield, ID 83327
- New Telephone Number (208) 764-2245
5. Date you acquired the property 3/31/2005

If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

(If the right(s) will not be split, skip this area and proceed to item 7)

Description
(acres, number and type of stock, homes, etc.)

90 acres

1.8 cfs

(acres, number and type of stock, homes, etc.)

Total

TERESA R. ANDERSEN

Date _____

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

James P. Speck, Esq.
SPECK & AANESTAD
A Professional Corporation
P. O. Box 987
Ketchum, Idaho 83340

(space above line for Recorder's use)

QUITCLAIM DEED

ORIGINAL IN RED

FOR VALUE RECEIVED, Smokey Dome Partners, an Idaho General Partnership ("Grantors"), does hereby convey, release, remise and forever quitclaim to Louis D. Andersen and Teresa R. Andersen, husband and wife, of P.O. Box 141, Fairfield, Idaho 83327 ("Grantees"), all of its right, title and interest in and to the following described water right, situated in Blaine County, Idaho, to wit:

1.8 cfs of Water Right 37-312 for the irrigation of 90 acres within Section 32, Township 1 North, Range 14 East, B.M., Camas County, Idaho, as follows: NE1/4NE1/4 - 28 acres, SW1/4NE1/4 - 32 acres and SE1/4NE1/4 - 30 acres.

DATED this 18 day of ~~February~~ ^{April}, 2008.

GRANTORS:

SMOKEY DOME PARTNERS,
an Idaho general partnership

By: Dennis W. Lallman
Dennis W. Lallman
A General Partner

STATE OF IDAHO)

:SS.

County of Blaine)

On this 18 day of April, 2008, before me the undersigned notary public in and for said state, personally appeared DENNIS W. LALLMAN, known or identified to me to be a general partner of SMOKEY DOME PARTNERS, and the person who executed the foregoing instrument on behalf of said Idaho general partnership and acknowledged to me he/she executed the same on behalf of said Idaho general partnership.

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

J. P. Speck
Notary Public for Idaho

Residing at : Blaine County, Idaho

Comm. Expires: 1/29/2009



CRISTINA GOUNG - LISA
TWIN FALLS CO. IDAHO
FILED _____

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CERTIFICATE OF MAILING

I certify that on 9/11, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required 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. Copies to:

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

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

Louis Andersen
Teresa Andersen
PO Box 141
Fairfield ID 83327

James P Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340



Signature of person or attorney mailing the form

09/4/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-312	SMOKEY DOME PARTNERS PO BOX 989 KETCHUM ID 83340	Disallowed	Recommended as 37-22376 and 37-22377.

09/04/2008

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

RIGHT NUMBER: 37-22376

NAME AND ADDRESS: SMOKEY DOME PARTNERS
PO BOX 989
KETCHUM ID 83340

SOURCE: SOLDIER CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.200 CFS

PRIORITY DATE: 08/31/1888

POINT OF
DIVERSION:

T01N R14E S21 NWSWNE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.200 CFS
PLACE OF USE:	<u>IRRIGATION in CAMAS County</u>		
	T01N R14E S32	NWNE 10.00	
		10 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

This right is a split from former right 37-312.

09/04/2008

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

RIGHT NUMBER: 37-22377
NAME AND ADDRESS: LOUIS D ANDERSEN
PO BOX 141
FAIRFIELD ID 83327
TERESA R ANDERSEN
PO BOX 141
FAIRFIELD ID 83327

SOURCE: SOLDIER CREEK
QUANTITY: 1.800 CFS
PRIORITY DATE: 08/31/1888
POINT OF DIVERSION: T01N R14E S21 NWSWNE Within CAMAS County

TRIBUTARY: CAMAS CREEK

PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	1.800 CFS
PLACE OF USE:	<u>IRRIGATION in CAMAS County</u>		
	T01N R14E S32 NENE	28.00	T01N R14E S32 SWNE 32.00
	T01N R14E S32 SENE	30.00	

90 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

This right is a split from former right 37-312.



Idaho Department of Water Resources

SRBA Recommendation

37-22376

(IRRIGATION)

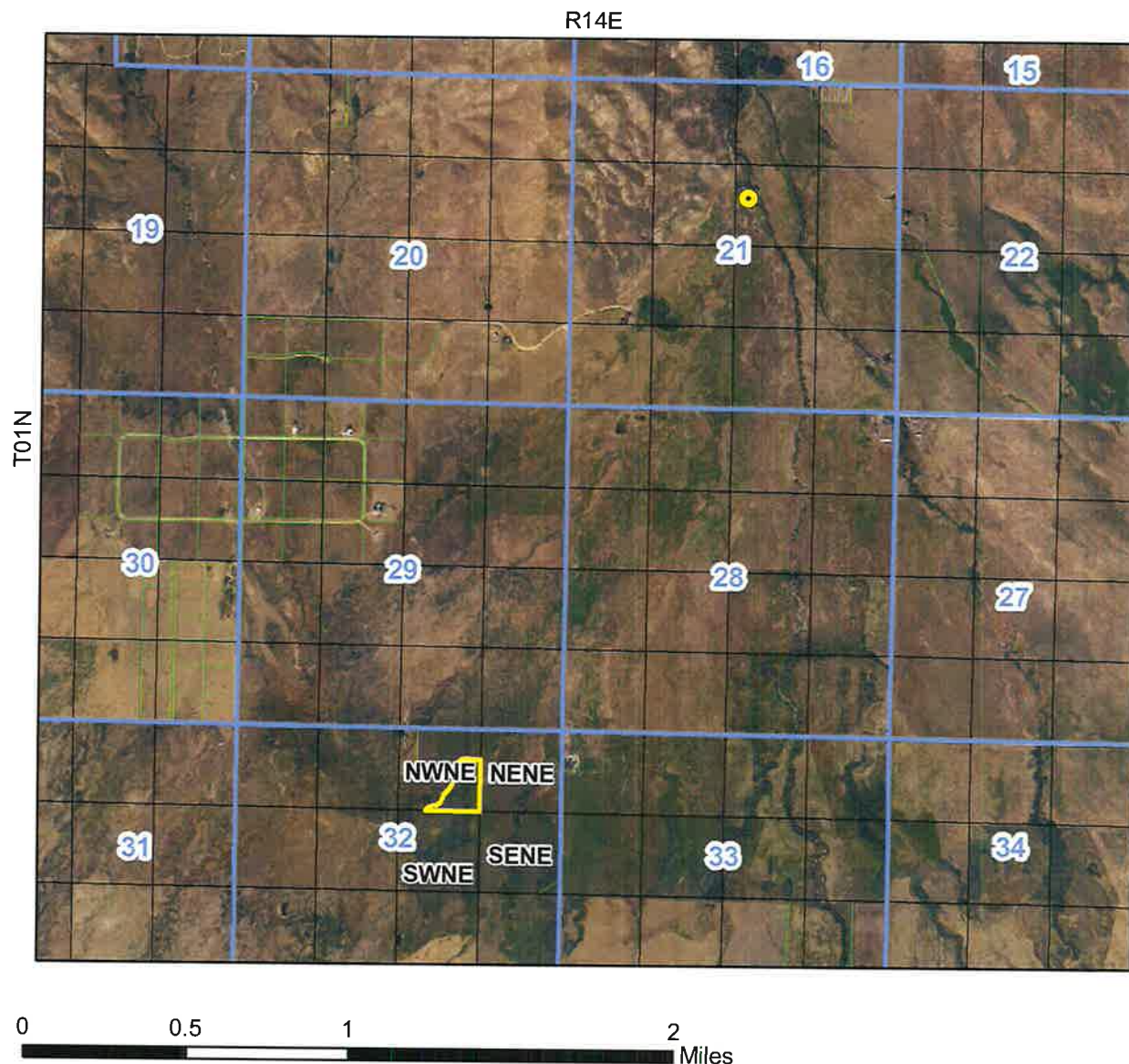
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots



Camas County
IDWR Basin 37

Prepared by Trish Fawcett
On September 04, 2008
2004 Aerial Photography





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

September 11, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

LOUIS ANDERSEN
TERESA ANDERSEN
PO BOX 141
FAIRFIELD ID 83327

RE: SRBA Claim(s) 37-312

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

Enclosures

cc: James P. Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340