

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: A27-11896
Date Received: 10/13/1998
Receipt No: E024527
Received By: AG

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CODY HYDE 208-785-4905
Address: 644 W 300 S
BLACKFOOT ID 83221

2. Date of Priority: JAN 1, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	34E	13	SW	SE			BINGHAM

5. Description of diverting works:
WELL, 6" CASUBGM 150' DEEP, SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	34E	13	SW	SE		DOMEST	

11. Place of use in counties: BINGHAM

A2711896



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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 1 HORSE

15. Basis of Claim: BENEFICIAL USE

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A27-11896Date Received 10-9-98Receipt Number E024527NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

OCT 09 1998

Department of Water Resources
Eastern Region

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) Cody Hyde Phone (208) 785-4905
Mailing Address 644 W. 300 S. Blackfoot, ID Zip 83221
- Date of Priority (Only one per claim) well dug before 1970 Month/Day/Year
- Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source
- Location of point of diversion is: Township 3 South Range 34 east
Section 13, Southwest 1/4 of Southeast 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Bingham
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. well, 6" casing, 150' deep, 1 h.p. submersible pump
pipe to house
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For domestic purposes from 1-1 to 12-31 amount .04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed .04 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) one household, 1 horse

10. Place of use is: Township: 3 South Range 34 East
Section 13, Southwest 1/4 of Southeast 1/4, Gov. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Bingham
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
(X) None or _____
14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

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

Number of Attachments 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Brian Conrad Date 10-6-98
Tara Hyslop Date 10-6-98

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
document in the space below as _____ Organization _____
Title _____ of _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____
Title and Organization _____

State of Idaho for _____)
County of Bingham) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 6th day of October 19 98

SEAL

Notary Public Shirley M. Roberts

Residing at Blackfoot

My Commission Expires 8/8/2000

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
3-17700-J	13 0031 60 001104	01/17/95 4:01 P.M.	\$ 50,000.00	\$ 380.00

1. Name Of Insured:

BRIAN CODY HYDE and PAIGE HYDE

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in land is vested in:

BRIAN CODY HYDE and PAIGE HYDE, husband and wife

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

Deed of Trust and Idaho Housing Agency Recapture Notice and Tax Exempt Financing Rider from BRIAN CODY HYDE and PAIGE HYDE, husband and wife, Grantor, to FIRST SECURITY BANK OF UTAH, N.A., Trustee, and FIRST SECURITY BANK OF IDAHO, N.A., as Beneficiary to secure the payment of \$50,000.00, together with interest and any other obligations secured thereby, dated JANUARY 13, 1995, recorded JANUARY 17, 1995, as Instrument No. 431922. Assigned to IDAHO HOUSING AGENCY by Assignment of Deed of Trust recorded JANUARY 17, 1995, as Instrument No. 431923.

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follow:

Part of the SW $\frac{1}{4}$, SE $\frac{1}{4}$ of Section 13, Township 3 South, Range 34 East, Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point that is N 89°13'51" E 224.90 feet along the section line from the South $\frac{1}{4}$ corner of said Section 13 and running thence N 00°46'09" W 246.26 feet; thence N 89°13'51" E 180.85 feet; thence S 14°36'41" E 253.63 feet along a fence line to the section line; thence S 89°13'51" W 241.53 feet along the section line to the point of beginning.

Subject to a 64 foot county road right-of-way along the South side.

General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. General taxes for the year 1995, which are a lien, payable on the fourth Monday in November of said year. Liability for added assessments and subsequent tax billing, if any, for the year 1994 pursuant to Idaho Code Section 63-403 and 63-203.
2. Unpatented mining claims, reservations or exceptions in Patents or in Acts authorizing the issuance thereof; water rights, claims, or title to water.
3. Right, title and interest of the Public in and to those portions of above described premises falling within the bounds of roads and highways.
4. END OF SCHEDULE B