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MAR 11 1993

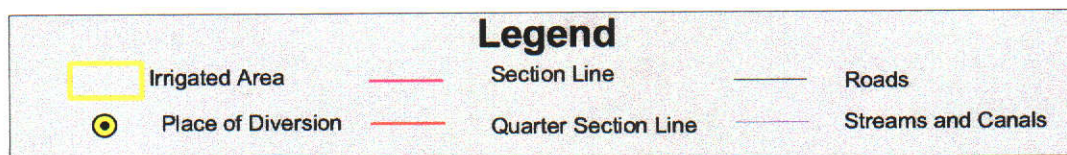
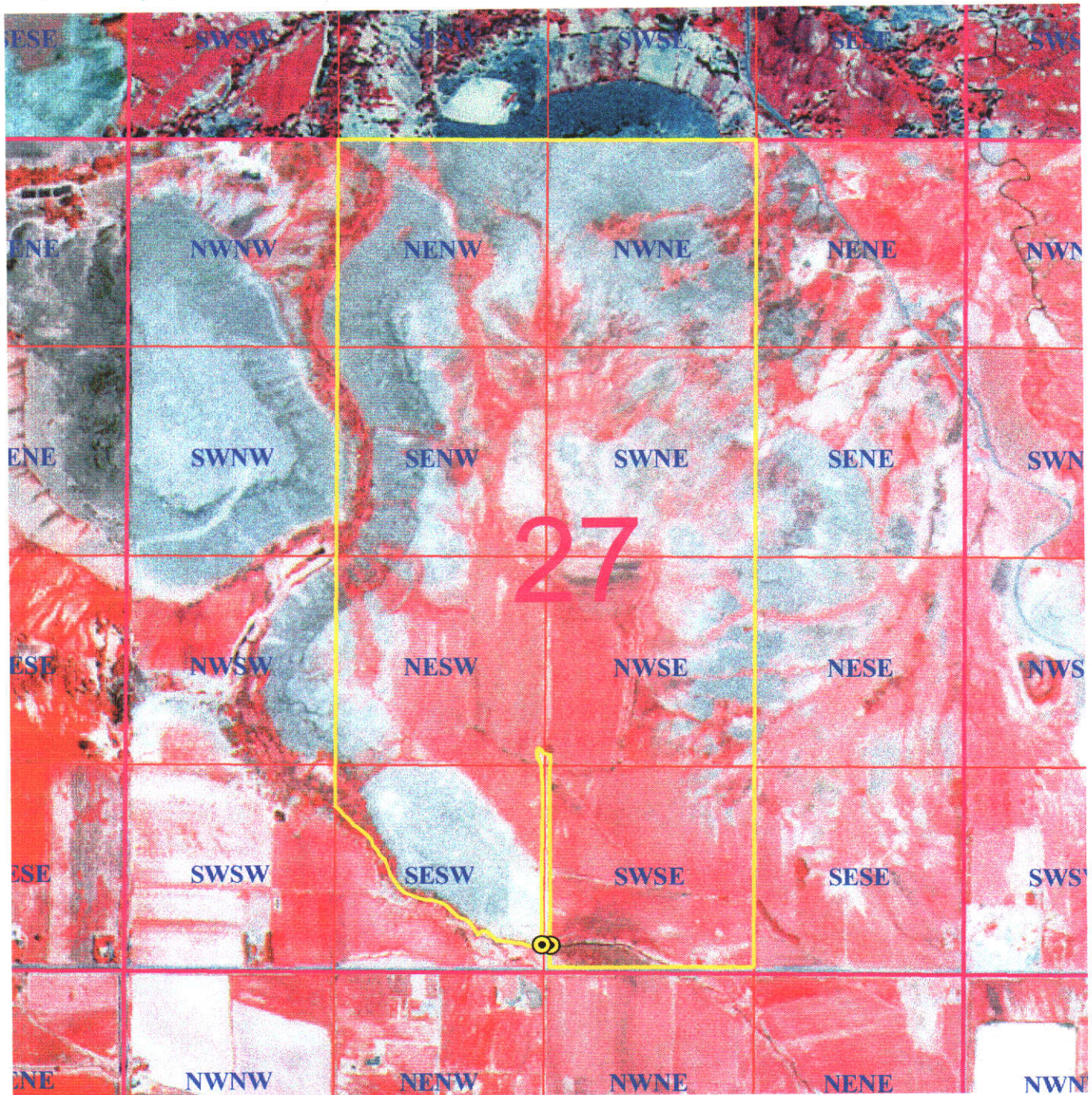
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A47-02244

Water Right Claim Number 47-02244  
Township , 9S14E

02/13/2001



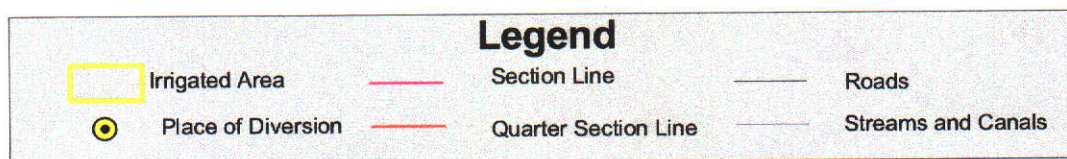
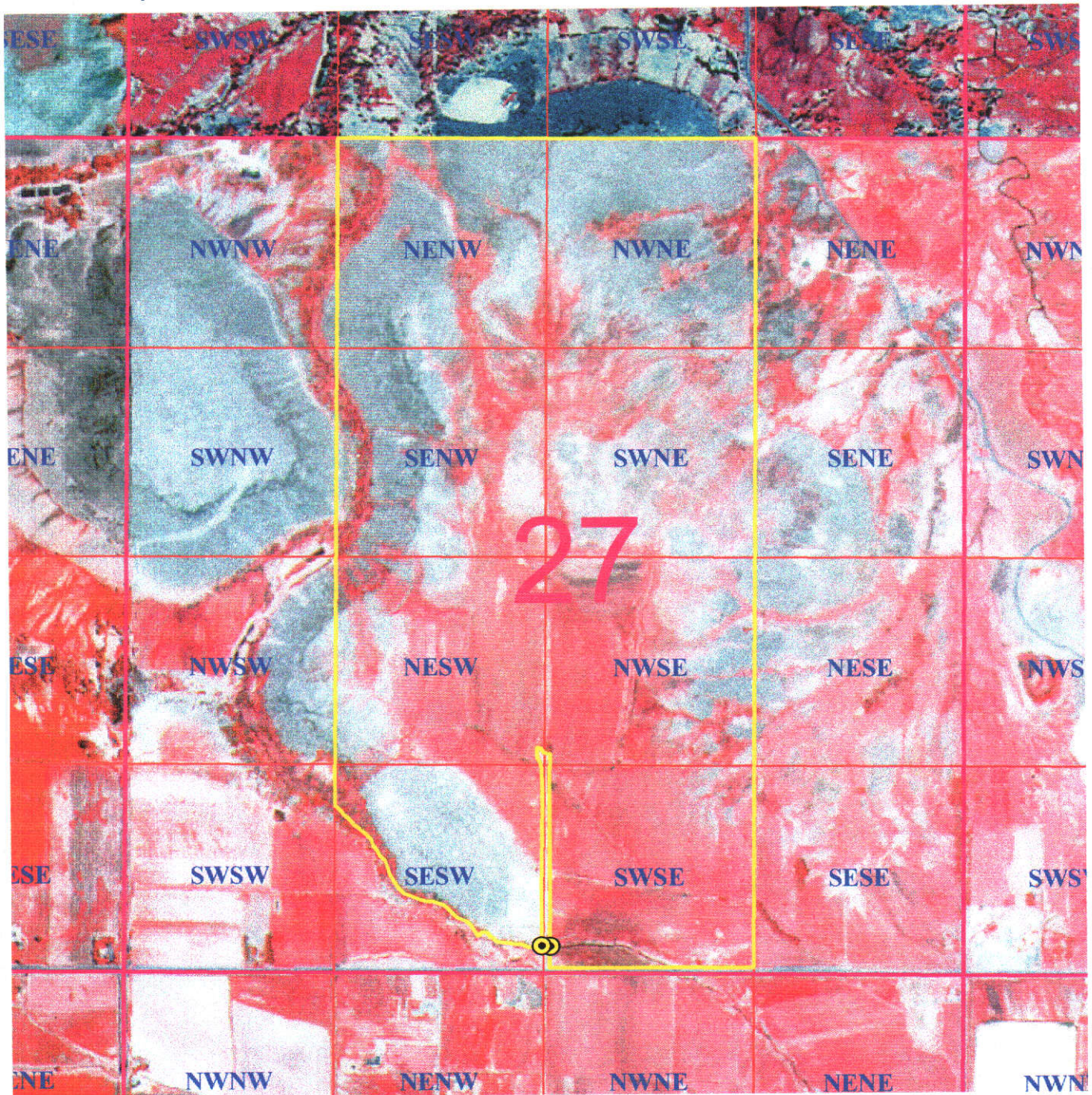
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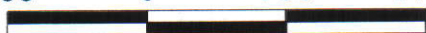
 SPATIAL  
DYNAMICS

Water Right Claim Number 47-02244  
Township , 9S14E

02/13/2001



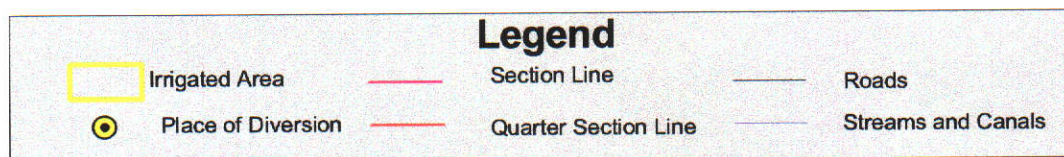
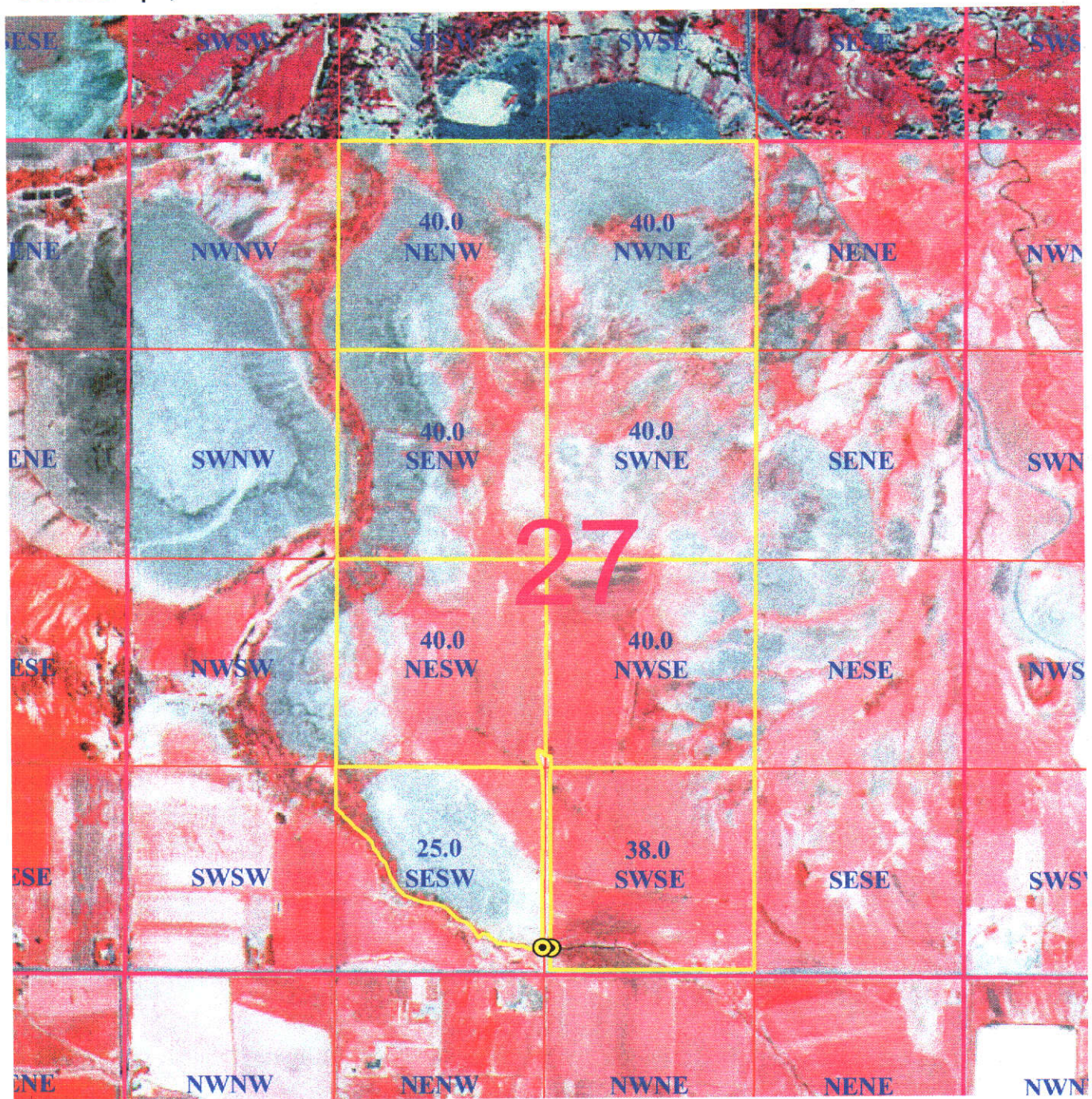
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SPATIAL  
DYNAMICS

Water Right Claim Number 47-02244  
Township , 9S14E

02/13/2001



700 0 700 1400 Feet



SPATIAL  
DYNAMICS

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: A47-02244  
Date Received: 11/16/1988  
Receipt No: S003836  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: REX J HIATT 208-543-6392  
Address: 4785-A RIVER ROAD  
BUHL ID 83316

2. Date of Priority: JAN 20, 1948

3. Source: UNNAMED STREAM Trib. to: MUD CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 09S      | 14E   | 27      | SE     | SE     | SW  |     | TWIN FALLS |
|          |       |         | SW     | SW     | SE  |     | TWIN FALLS |

5. Description of diverting works:  
PUMP AND OPEN DITCHES.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.000 |      |        |

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

8. Total consumptive use is 777.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 09S      | 14E   | 27      | NW     | NE  |     | IRR | 40.0  |
|          |       |         | SW     | NE  |     | IRR | 40.0  |
|          |       |         | NE     | NW  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 09S      | 14E   | 27      | SE     | NW  |     | IRR | 40.0  |
|          |       |         | NE     | SW  |     | IRR | 40.0  |
|          |       |         | SE     | SW  |     | IRR | 12.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SW     | SE  |     | IRR | 7.0   |

Section Acres 259.0

Total Acres 259.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

A47-11599

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 20261

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: \_\_\_\_\_

MICROFILMED

MAR 11 1993

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 \_\_\_\_\_

MICROFILMED

MAR 11 1993

MICHAEL H. FELTON

Attorney at Law

Professional Center

January 27, 1993

RECEIVED  
JAN 28 1993

1020 Main  
Post Office Box 589  
Buhl, Idaho 83316-0589  
(208) 543-4368  
FAX: (208) 543-4360

Beverly J. Hiatt  
P.O. Box 29  
Buhl ID 83316-0029

Department of Water Resources  
Southern Region Office

COPY

Dear Beverly:

RE: Water Right Transfer  
Our File No. 1827

There are approximately seven separate water rights listed in the abstract which Allen Merritt forwarded to me a couple of weeks ago. Since you are much more knowledgeable than most women (this is not intended as a male chauvinistic slam) regarding your water rights, I think it would be best for you to meet with Mr. Merritt and go over the transfer filing which I have prepared on Idaho Department of Water Resources Form 42-1409(7). I enclose that original form in triplicate herewith, together with a copy of the Gift Quitclaim Deed from you to Rex. Mr. Merritt's telephone number is 736-3033. I think you would come away from a meeting with Mr. Merritt feeling fully informed regarding the numerous water rights appurtenant to the ranch and to the Schiewe place.

If for any reason you would prefer that I take care of the follow through on this, I will be only too happy to do so; however, when I am favored with particularly intelligent, alert clients, I like to keep them as involved with their own property as possible. In this case, you need to retain some of the water rights relating to the Schiewe property and quite possibly part of the water right relating to the domestic well on the homesite and five acres. I should think that if you would discuss all of this with Allen Merritt, an appropriate transfer could be achieved more efficiently than having me involved because I do not understand the particulars regarding each of the individual water rights.

Please let me know what you think and if you choose to go ahead and schedule a meeting with Mr. Merritt, would you please check in with me shortly after that meeting so that I can note in my file what happened. I would also like a copy of any final transfer documents that you and Mr. Merritt add to the files at water resources.

MICROFILMED

MAR 11 1993

Beverly J. Hiatt  
January 27, 1993  
Page 2

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Very truly yours,

Dictated by the attorney and mailed  
without signature in his absence to  
avoid delay.

MICHAEL H. FELTON

MHF:pm

Enclosures

pc: Allen D. Merritt, P.E.

Rex J. Hiatt

P.S. It might be well for Rex to accompany you on this  
endeavor so that he is likewise informed.

REPROFILMED

MAR 11 1993



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 12/21/92

LEGAL DESCRIPTION OF PROPERTY: Township 9 South Range 14 E., B.M.  
Section 27, 1/4 of 1/4 of 1/4, Govt. Lot       , B.M.  
Lot       , Block       , Subdivision/Townsite       .

If you have additional legal descriptions, please attach separate sheet.

Please see attached Gift Quitclaim Deed

☐ 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: A47-11599, A47-11600, A47-02244

☒ Name and Address of Former Owner/Claimant(s)(Seller): Beverly J. Hiatt

P.O. Box 29

Buhl ID 83316-0029

☒ New Owner/Claimant (Purchaser):

Rex J. Hiatt, as his sole & separate property

☒ New Mailing Address:

4785-A River Road

Buhl ID 83316

☒ New Telephone Number: (208) 543 - 6392

☐ 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: See attached copy of Gift Quitclaim Deed dated 12/21/92

(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)

Date 1/25/93

Date

☐ Signature of Former Owner/Claimant(s)

Date 1-20-93

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: 2/1/93 By: ADM

Further Action Needed:

Further Action Taken:

Date: By:

Final Review and Data Entry

Date: 2/1/93 By: ADM

Claim Numbers of Split, if any:

\* Also change address of  
A47-07263A to that listed  
above.

FILED  
MAR 11 1993

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

1 GIFT QUITCLAIM DEED

2 FOR LOVE AND AFFECTION, BEVERLY JEAN HIATT, a widow,  
3 Grantor, of Buhl, Idaho, does hereby give, devise, convey, release,  
4 remise and forever quitclaim unto REX JAMES HIATT, Grantee, a  
5 married man, whose wife is JULENE R. HIATT, of 4785-A River Road,  
6 Buhl Idaho 83316, as his sole and separate property all of  
Grantor's right, title and interest in and to the following real  
property situate in Twin Falls County, Idaho, and more particularly  
described as follows, to wit:

7 PARCEL 1: The SW $\frac{1}{4}$ SE $\frac{1}{4}$ , EXCEPT the West 25 feet thereof, AND  
8 the S $\frac{1}{2}$ NE $\frac{1}{4}$ ; the NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; the S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 27,  
9 Township 9 South, Range 14, East of the Boise  
10 Meridian, EXCEPTING that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  and  
11 S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 27, described as follows:  
12 Beginning at the East Quarter corner of said  
13 Section 27, and running thence Westerly along the  
14 South line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 499 feet to  
a point two feet Southwest of and above the upper  
bank of said ditch, said point being 821.6 feet  
Easterly from the Southwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
and running thence parallel to and 2 feet distant  
from the upper bank of said ditch in a  
Northwesterly direction in a series of courses and  
distances as follows:

15 North 19°8' West 239 feet;  
16 Thence North 1°56' West 194 feet;  
17 Thence North 23°48' West 96.5 feet;  
18 Thence North 42°46' West 190.6 feet;  
19 Thence North 56°7' West 261 feet;  
20 Thence North 65°5' West 82.2 feet;  
21 Thence North 70°50' West 193.5 feet;  
22 Thence North 34°45' West 144.1 feet to the point on  
23 the West line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 27,  
24 and running;  
25 Thence Northerly 1058 feet to the Northwest corner  
26 of the S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 27;  
Thence Easterly along the North line of said  
S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  1320 feet more or less to the Northeast  
corner of said S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence Southerly along said section line common to  
Sections 26 and 27, 1980 feet more or less to the  
point of beginning, all in Township 9, South, Range  
14 East of the Boise Meridian, Twin Falls County,  
Idaho, AND the E $\frac{1}{2}$ NW $\frac{1}{4}$ ; the NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; the NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; and  
that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , more particularly

GIFT QUITCLAIM DEED - 1

Michael H.  
Felton  
Attorney  
At Law  
Buhl, Idaho

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MAR 11 1955

described as follows: Beginning at the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 27, and running, Thence South 1159 feet; Thence West 225 feet; Thence North 730.5 feet, more or less to a certain diagonal fence Thence in a Northwesterly direction to a point 554 feet due West of the place of beginning, Thence East 554 feet to the place of beginning, all in Section 27, Township 9 South, Range 14 East of the Boise Meridian, Twin Falls County, Idaho.

PARCEL II:

That certain irregular tract of land in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 27, Township 9 South, Range 14, East of the Boise Meridian, Twin Falls County, Idaho, particularly described as beginning at a point 225 feet West and 246 feet North of the Quarter corner common to Sections 27 and 34, in said Township and Range; said point of beginning being the Southwest corner of a certain 2.86 acre tract of land owned by R.B. Howard, West across a coulee a distance of 265 feet to a point marked with a Rock and Cross thereon; Thence North 20°30' West, back across coulee a distance of 194 feet to a stone marked with a cross; Thence North 60°30' West 280 feet to a stone marked with a cross; Thence North 42°25' West 185 feet along the Northwest rim of said coulee to a stone marked with a cross; Thence North 24°35' West along said rim rock a distance of 743 feet to a point on the North line of said SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 27; Thence East along the North line of said SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 27, a distance of 679 feet to a point which is 554 feet West of the Northeast corner of said SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 27; Thence South 39°0' East 530 feet to a point; Thence South 720 feet to the point of beginning.

together with all water and water rights appurtenant thereto, including but not limited to 160 shares of the capital stock of the Twin Falls Canal Company, Limited and License and Certificate of Water Right #47-2244 and f/k/a #20261 with a priority date of January 20, 1948, for 2 cubic feet per second as issued by the Idaho Department of Water Resources.

MAR 11 1993

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: A47-02244  
Date Received: 11/16/1988  
Receipt No: S003836  
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: BEVERLY HIATT 714-624-6685  
Address: 4456 GLEN WAY  
CLAREMONT, CA 91711

2. Date of Priority: JAN 20, 1948

3. Source: UNNAMED STREAM Trib. to: MUD CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 09S      | 14E   | 27      | SE     | SE     | SW     |     | TWIN FALLS |
|          |       |         | SW     | SW     | SE     |     | TWIN FALLS |

5. Description of diverting works:  
PUMP AND OPEN DITCHES.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.000  |      |        |

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

8. Total consumptive use is 777.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 09S      | 14E   | 27      | NW     | NE     |     | IRR | 40.0  |
|          |       |         | SW     | NE     |     | IRR | 40.0  |

A47-02244

Page 1

Date: 11/16/88

REPROFILMED  
MAR 11 1993

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 09S      | 14E   | 27      | NE     | NW  |     | IRR | 40.0  |
|          |       |         | SE     | NW  |     | IRR | 40.0  |
|          |       |         | NE     | SW  |     | IRR | 40.0  |
|          |       |         | SE     | SW  |     | IRR | 12.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SW     | SE  |     | IRR | 7.0   |

Section Acres 259.0

Total Acres 259.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:  
A47-11599

14. Remarks:

15. Basis of Claim: LICENSE  
Water Right Number: 20261

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

**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): *R. James Pratt* Date: \_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 16th day  
of November 19 88

*Roxanne Storey*  
Notary Public

Seal

Residing at Buhl, Id  
My Commission Expires 6-30-94

147-02244

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P.D.  
Pump

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MICROFILMED  
MAR 11 1983

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A47-02244

RECORDING REQUESTED BY

WHEN RECORDED MAIL TO

NAME  
STREET  
ADDRESS  
CITY  
STATE  
ZIP

(SPACE ABOVE THIS LINE FOR RECORDER'S USE)

## POWER OF ATTORNEY

### SPECIAL

KNOW ALL MEN BY THESE PRESENTS: That I, BEVERLY HIATT

\_\_\_\_\_, the undersigned  
(jointly and severally if more than one, hereinafter collectively "principal"), hereby make, constitute and  
appoint REX JAMES HIATT

principal's true and lawful attorney to act for principal and in principal's name, place and stead and for  
principal's use and benefit:

- (a) To submit any and all claims necessary to the Water Resources  
Board in connection with the adjudication of water rights in  
the State of Idaho, wherein the principal has real property.

Principal hereby grants to said attorney in fact full power and authority to do and perform each and every act  
and thing which may be necessary, or convenient, in connection with any of the foregoing, as fully, to all  
intents and purposes, as principal might or could do if personally present, hereby ratifying and confirming  
all that our said attorney in fact shall lawfully do or cause to be done by authority hereof.

Wherever the context so requires, the singular number includes the plural.

WITNESS my hand this 28th day of October, 19 88.

Beverly Hiatt  
Beverly Hiatt

STATE OF CALIFORNIA

COUNTY OF Los Angeles

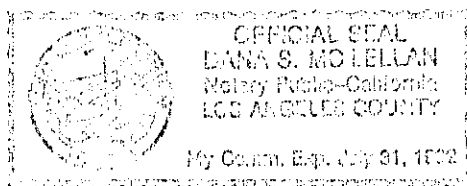
} ss.

On this 28th day of October, in the year 1988, before me, the undersigned, a Notary Public in  
and for said State, personally appeared Beverly Hiatt

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed  
to the within instrument, and acknowledged to me that she executed it.

WITNESS my hand and official seal.

Dana S. McLellan  
Notary Public in and for said State.  
Dana S. McLellan



A47-02244

Log for claim 47-02244

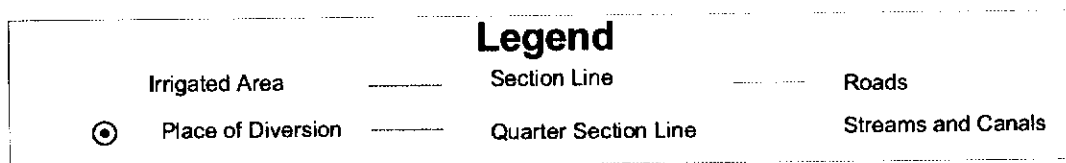
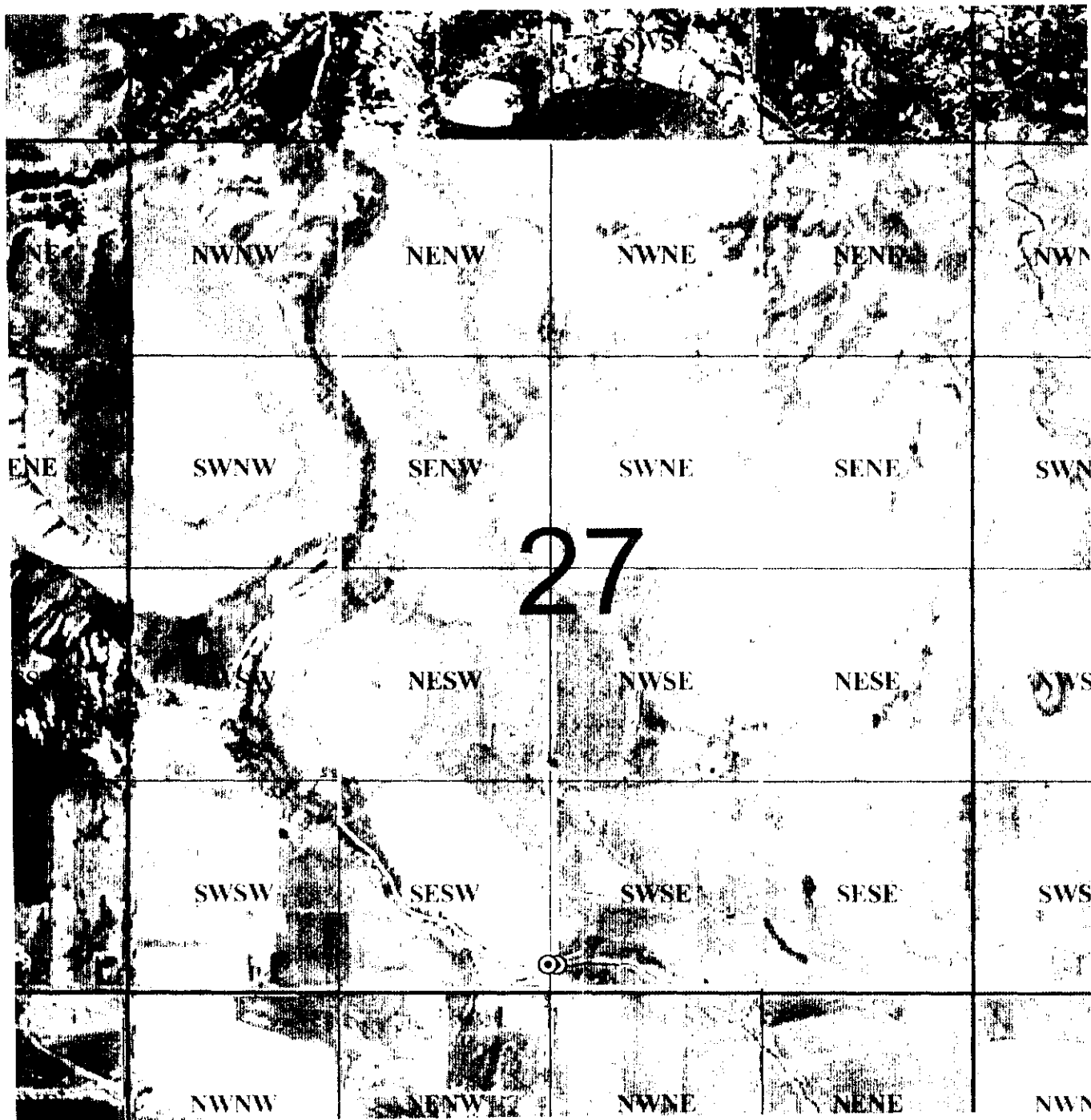
Spatial Dynamics BTD

2/13/01

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|----------------|-----|------|------------------|----------------|---------------|
| 09s14e         | 27  | NWNE | 40               | 40             |               |
| 09s14e         | 27  | SWNE | 40               | 40             |               |
| 09s14e         | 27  | NENW | 40               | 40             |               |
| 09s14e         | 27  | SENW | 40               | 40             |               |
| 09s14e         | 27  | NESW | 40               | 40             |               |
| 09s14e         | 27  | SESW | 12               | 25             | Indiscernible |
| 09s14e         | 27  | NWSE | 40               | 40             |               |
| 09s14e         | 27  | SWSE | 7                | 38             | Indiscernible |
| <b>Totals:</b> |     |      | 259              | 303            |               |

Water Right Claim Number 47-02244  
Township , 9S14E

02/13/2001



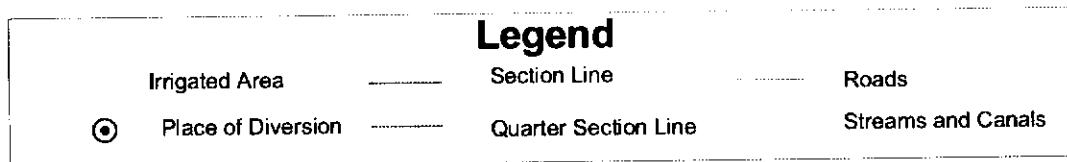
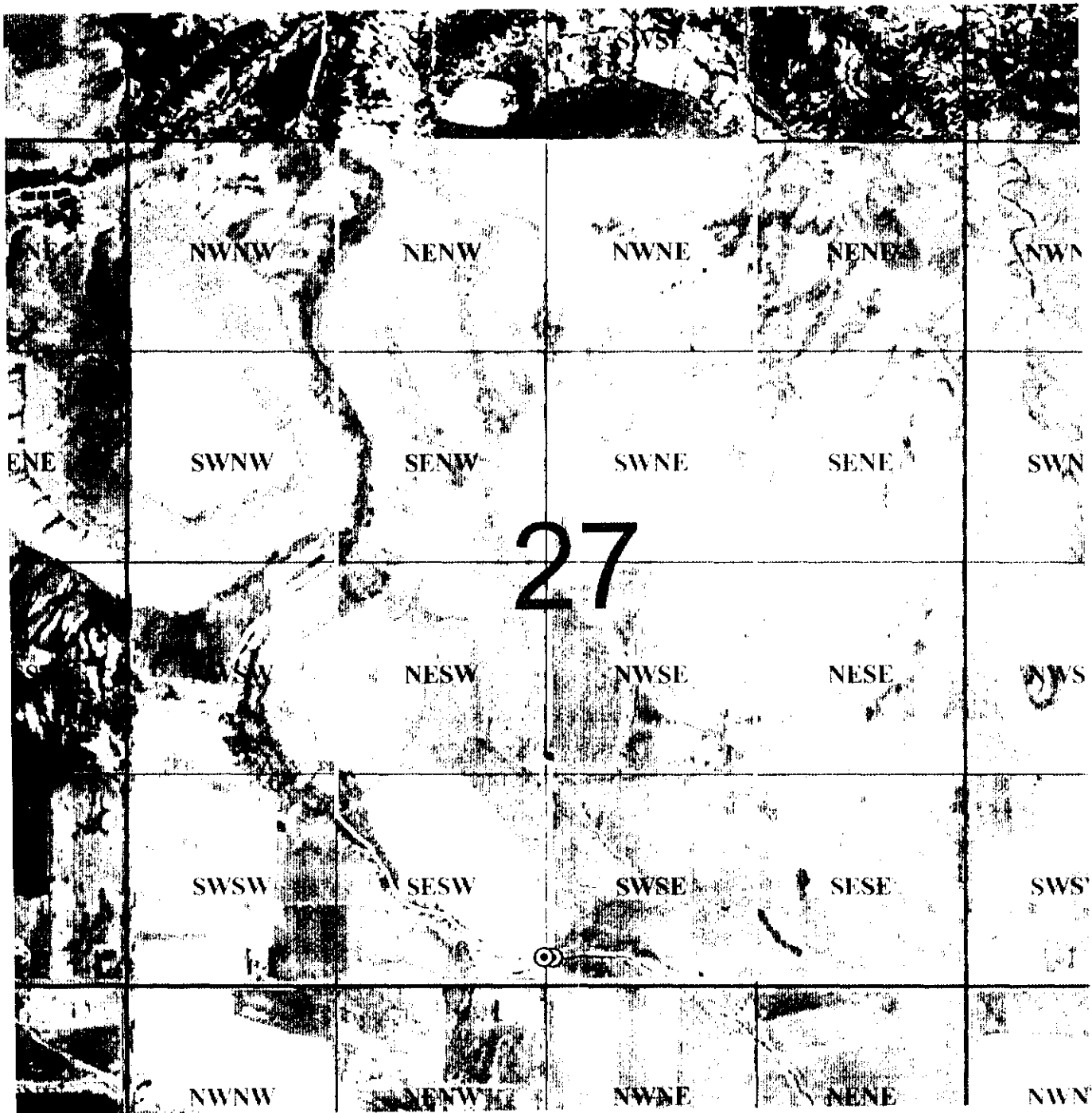
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SPATIAL  
DYNAMICS

Water Right Claim Number 47-02244  
Township , 9S14E

02/13/2001



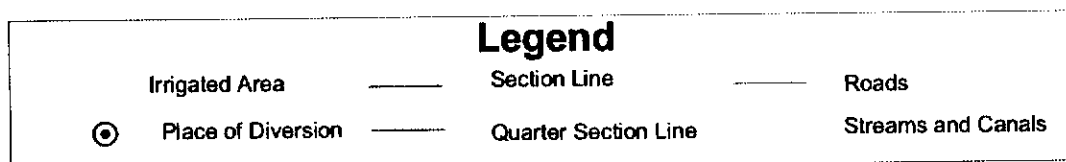
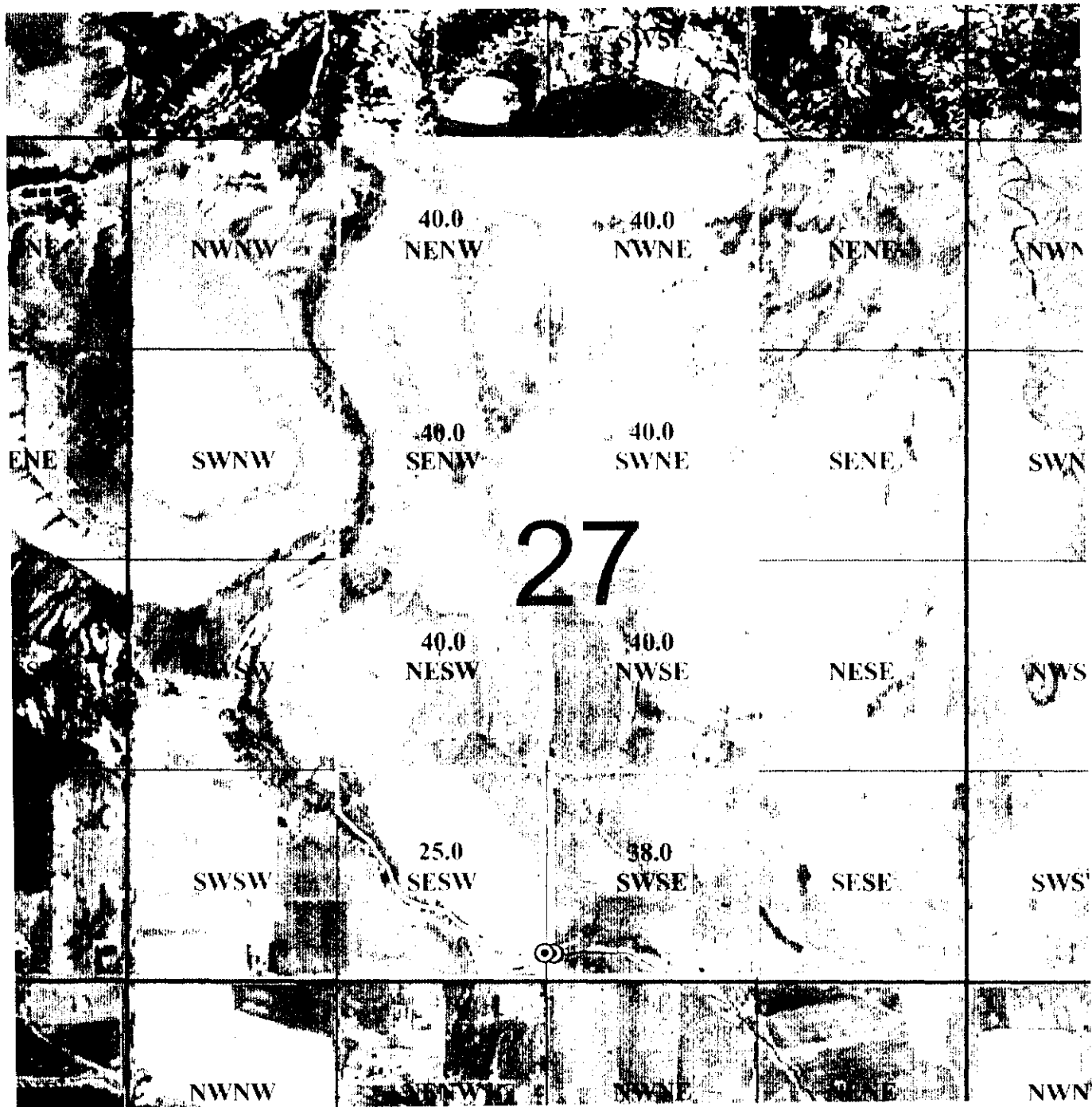
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SPATIAL  
DYNAMICS

Water Right Claim Number 47-02244  
Township , 9S14E

02/13/2001



700 0 700 1400 Feet



SPATIAL  
DYNAMICS

AJ5809NP  
No. A47-02244

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/01  
PAGE: 15

| OWNER<br>CODE | NAME & ADDRESS                                                      | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|---------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | REX J HIATT<br>4785-A RIVER ROAD<br>BUHL ID 83316<br>(208) 543-6392 | 01/20/1948       | IRRIGATION | 03-15 11-15           | 2.000 CFS         |                     |
|               |                                                                     |                  |            | TOTAL DIVERSION:      | 2.000 CFS         |                     |
|               |                                                                     |                  |            | CONSUMPTIVE USE:      |                   | 777.00 AFA          |

Water Source: UNNAMED STREAM

Tributary to: MUD CREEK

Stage: LICENSE

Point(s) of Diversion:

T09S R14E S27

SESESW

SWSWSE

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

| NE  |     |    |      |    |    |    |    |    |    |    |      | NW |    |    |    | SW |    |    |    | SE          |         |         |  |  |
|-----|-----|----|------|----|----|----|----|----|----|----|------|----|----|----|----|----|----|----|----|-------------|---------|---------|--|--|
| T   | R   | S  | : Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | : SUM   |         |  |  |
| 09S | 14E | 27 | :    |    | 40 |    | 40 | :  |    | 40 | :    |    | 40 | :  |    | 40 |    | 12 | :  | 40          | 07      | : 259.0 |  |  |
|     |     |    |      |    |    |    |    |    |    |    |      |    |    |    |    |    |    |    |    | TOTAL ACRES | : 259.0 |         |  |  |

POU County: TWIN FALLS

Non-Irrigation Uses: NONE

Other Rights: A47-11599

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
47-11599 47-11600 A47-07592 A47-11599 A47-13364

Other Water Rights Listing Overlapping Place(s) of Use:  
A01-0020920 A47-13364

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag:

Audit: 11/16/88 CLELLAND 02/01/93 MERRITT 03/30/95 POST-STD

# State of Idaho

## License and Certificate of Water Right

Water License No. 20261

Amount Two (2) second feet

Water District No.

Priority January 20, 1948

THIS IS TO CERTIFY that LOVE & AHIM of Buhl, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 20, 1948; that Permit No. 20261 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on March 28, 1950, showing that said works were completed on the 22nd day of March, 1950; and that on the 15th day of January, 1951,

R. R. LOVE, Assignee, of Buhl, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed stream, a tributary of Mud Creek, for the purpose of irrigation and domestic use, under Use Permit No. 20261 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4733 on the 12th day of April, 1951;

The right hereby confirmed dates from January 20, 1948;

The Point of Diversion is located in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  and SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 27, Twp. 9 S., R. 14 E., R. M. Twin Falls County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed Two (2) cubic feet per second.

### Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                   | No. of Acres Described | No. Acres Actually Irrigated |
|------|-------|------|------------------------------------|------------------------|------------------------------|
|      | 14 E. | 27   | N $\frac{1}{2}$ NE $\frac{1}{4}$   | 40                     | 40                           |
|      |       |      | SE $\frac{1}{4}$ NE $\frac{1}{4}$  | 40                     | 40                           |
|      |       |      | NE $\frac{1}{4}$ NW $\frac{1}{4}$  | 40                     | 40                           |
|      |       |      | SE $\frac{1}{4}$ NW $\frac{1}{4}$  | 40                     | 40                           |
|      |       |      | NE $\frac{1}{4}$ SW $\frac{1}{4}$  | 40                     | 40                           |
|      |       |      | SE $\frac{1}{4}$ SW $\frac{1}{4}$  | 17                     | 17                           |
|      |       |      | NW $\frac{1}{4}$ SW $\frac{1}{4}$  | 40                     | 40                           |
|      |       |      | SW $\frac{1}{4}$ SW $\frac{1}{4}$  | 40                     | 40                           |
|      |       |      | Number of Acres Actually Irrigated |                        | 307                          |

The right to the use of the water aforesaid hereby confirmed is restricted to the beneficial use herein described as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho,

12th day of April, 1951.

MARK R. KEMP

State Reclamation Engineer

(SEAL)

27 2044

# APPLICATION FOR PERMIT

## To Appropriate the Public Waters of the State of Idaho

20261-2244

Application No. 27678  
Permit No. 20261  
District No.

U. T. Hamilton  
Twin Falls, Idaho

## 1. Name of Applicant: LOVE &amp; HELM

Postoffice address: Ruhl

County: Twin Falls

State: Idaho

## I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

## II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

## 2. Quantity of water claimed: Three (3)

cubic feet per second.

## 3. Source of water supply: An unnamed stream

which is a tributary of Mud Creek

## 4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SW<sup>1</sup> SE<sup>1</sup>  
of Section 27 , T. 9 S. , R. 14 E. , B.M., County of Twin Falls

## 5. Water is to be used for Irrigation and domestic use

## 6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.,

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

## 7. Estimated cost of works: \$ 2,500.00

## 8. Kind of works: Concrete sump and electric pump

## 9. Height of dam 1 feet; length of dam at top 5 feet; length of dam at bottom 5

feet; material used in dam: Plank check

## 10. Size of headgate: Width - feet; height - feet;

## 11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water feet;

dimensions of flume: pipes

Diameter of pipe 7 inches; length of conduit Pipe-200 ft. Ditch 1 <sup>1</sup>/<sub>4</sub> miles.

Average grade per mile 10 feet.

## 12. The time required for the completion of such work is Two (2) years.

## 13. The time required for the complete application of the water to the proposed use is One (1) additional years.

## 14. The land to be irrigated is described in the following tabulation: See remarks.

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 160 shares  
Twin Falls Canal Company

15. (a) Is reservoir to be used? *NO* If so, fill in (b) and (c) below.  
 (b) Name of Reservoir and number of Storage Permit:  
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

LOVE & AHLM

Applicant.

By

R. R. Love

Agent.

Date of first receipt at Department of Reclamation: 10:00 A. M. January 20, 1948

Returned to applicant for correction:

Corrected application received:

## Approval of State Reclamation Engineer

The number of this permit is 20261

Recorded in Book 73 Page 20261 Approved January 21, 1948

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before March 21, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before January 21, 1949

The whole of said work to be completed on or before January 21, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before January 21, 1951

Witness my hand this 21st day of January, 1948

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS

Governor of the State of Idaho,

and J. D. "CY" PRICE

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 21st

day of January 1948

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

By J. D. "CY" PRICE

Governor.

Secretary of State.

Remarks: The description of the land watered by the 160 shares in Twin Falls Canal Company is so irregular that it is not possible to know with accuracy which acres are irrigated. Section 27 is uneven surface - full area of subdivisions is not irrigated. While this is not a supplemental water right, the two rights will be used so as to cover the irregular areas by use of the most available water on the portions that are irregular in surface. It will be observed that

(Continued below)

| Twp.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                                                                                                                                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|----------------------------------------------------------------------------------------------------------------------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$                                                                                                                 | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 9 S.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 14 E. | 27   | 40               | 40               |                  |                  | 40               |                  | 40               |                  | 40               |                                                                                                                                  | 17               |                  | 40               | 40               |                  |                  | 297    |
| REMARKS (Continued) the 160 shares of canal water is spread upon portions of 320 acres; and that the water applied for will reach to portions not covered by the shares. Economical irrigation of the area will require the two rights and that they be used so as to jointly cover all the land. The situation can be worked out when proof of beneficial use is made. It is clear that the purpose of the applicant is to bring all the land into use in production of crops. When the water has been applied to the land the results will be the true evidence. Benefit and no harm can come from adopting the course suggested. |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                                                                                                                                  |                  |                  |                  |                  |                  |                  |        |
| Twin Falls Canal right in Section 27, 9 S. 14 E.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  | E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 100 shares- 100 acres |                  |                  |                  |                  |                  |                  |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  | SW $\frac{1}{4}$ SE $\frac{1}{4}$                                                                                                |                  |                  |                  | 40 "             |                  |                  |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  | W $\frac{1}{2}$ NE $\frac{1}{4}$                                                                                                 |                  |                  |                  | 10 "             |                  |                  |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  | SW $\frac{1}{4}$ NE $\frac{1}{4}$                                                                                                |                  |                  |                  | 10 "             |                  |                  |        |

APPLICATION FOR AMENDMENT  
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS  
OF THE STATE OF IDAHO, NO. 20261.

Comes now R. R. Love and represents to the State Reclamation Engineer of the State of Idaho:

That he is one of the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. 20261;

That the point of diversion is described in said Permit as being located in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 27, Twp. 9 S., Range 14 E., B.M.

That he now requests that an additional point of diversion be added to a point located in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 27, Twp. 9 S., Rge. 14 E., B.M.

That his reasons for desiring to make such change are as follows: The second point of diversion is closer to place of use, and therefore more economical than having to pipe the greater distance.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 22nd day of March, 1950.

R. R. LOVE

Date of receipt at Department of Reclamation March 22, 1950.

APPROVAL OF STATE RECLAMATION ENGINEER.

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 20261. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP  
State Reclamation Engineer.

Permit No. 20261  
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that LOVE and AHLM of Buhl, County of Twin Falls, and State of Idaho, the holders of Permit No. 20261, issued upon Application No. 27878 bearing date of priority of January 20, 1948, authorizing the diversion of Three (3) second feet of the waters of an unnamed stream, a tributary of Mud Creek, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, have fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use Three (3) second feet of the waters of said unnamed stream; that the points of diversion of said waters are located in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  and SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 27, Township 9 South, Range 14 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W $\frac{1}{2}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  NW $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$  and W $\frac{1}{2}$  SE $\frac{1}{4}$  Section 27, Township 9 South, Range 14 East, B.M.

Witness my hand this 25th day of March, A. D. 1950.

MARK R. KULP  
State Reclamation Engineer

Proof of Completion of Works made March 22, 1950.

Certificate of Completion of Works issued March 28, 1950.

ASSIGNMENT

For value received, I hereby assign all my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 20261 to R. R. Love.

ART AHLM  
Permit Holder.  
CLARA AHLM  
Wife of Permit holder.

State of Idaho )  
County of Twin Falls ) ss

On this 26 day of May, 1950, before me, a Notary Public for the State of Idaho, residing at Buhl, personally appeared Art Ahlm and Clara Ahlm, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

JOHN BARKER  
Notary Public, residing at

(SEAL)

My commission expires 1-4-54.

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 10:00 A.M., June 12, 1950.

Mark R. Kulp  
State Reclamation Engineer

LICENSE ISSUED FOR 2 SEC. 77.

4733

State of Idaho  
Department of Water Resources

ASSIGNMENT OF PERMIT

JUN 23 1977

Department of Water Resources  
Bureau of Water Rights

I, R. R. LOVE, hereby assign to PAIGE HIATT  
of 4456 Glen Way, Claremont, California 91711  
Address

RECEIVED  
JUN 23 1977  
C  
1. ☒ All my right, title, and interest in and to Permit No. 20261  
to appropriate the public waters of the State of Idaho.  
2. ☐ The following described portion of my right, title, and interest in and to Permit  
No. \_\_\_\_\_ to appropriate the public waters of the State of Idaho.  
(Describe that portion of the permit being assigned by listing the acreage within  
each 40-acre subdivision, the point of diversion and the amount of water in cubic  
feet per second for direct diversion, or acre feet for storage)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Made this 24th day of June, 19 77.

R. R. Love  
Permit Holder

Theresa Love  
Spouse of Permit Holder

State of Idaho )  
County of Terrell ) ss.

On this 24th day of June, 19 77, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that ☒ (s)he (they) executed the same.

seal

John + Orleans  
Notary Public residing at  
Butte, Idaho

My commission expires:

Sept. 1979

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
**REPORT OF ENGINEER**

Permit No. 20261

This proof is for Beneficial use In Water District No. ....1. Name of applicant R. R. Love, Box 468, Buhl, Idaho2. Source of water supply: Unnamed stream, tributary to Lind Creek3. Location of point of diversion: Is in the SW<sub>4</sub>SE<sub>4</sub> and SE<sub>4</sub>SW<sub>4</sub> of Section 27T. 9 S. R. 14 E. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: Source is a drain ditch Comes out of a tunnel. Good stream of water flowing now and this is low season. Point of diversion is just above the road that leads into the farm yard. Thirty eight feet north of the Point of Diversion a pump and motor are mounted over a concrete sump, approximately 5' x 6' x 3' deep. Sump is fed by means of a concrete trough 20" wide x 16" deep leading from P. D. Delivery from pump is to North thru 8" steel pipe to high spot a lift of 8' 4" approx. 100 yds to the ... . Motor is a G.E. 5 h.p. single phase 220v. 23.2 amps 60 cycle. Model 58C125431 3/4 " 174373 Pump is a Jenkins Berkeley 12543P 200 GWS. It has a 7" intake and 6" outlet. Motor is vertical mounted. Pump is a vertical centrifugal. Says it has 5. Water is used for: Irrigation and domestic purposes. About 30' of water.

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

W<sub>1/2</sub> NE<sub>1/4</sub>, E<sub>1/2</sub> NW<sub>1/4</sub>, E<sub>1/2</sub> SW<sub>1/4</sub> and W<sub>1/2</sub> SE<sub>1/4</sub> Section 27, Twp. 9-South, Range 14-East, B.M.See map

Allow 75 inches for the large pump  
25 " " " small "

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? .....

Remarks: No. two diversion is also by means of a pump. Wisconsin 7 1/2 h.p. gas engine Size 3 5/8 x 4 3/4 550014 Connected to a horizontal pump. Essick #1901. Intake is 3' outlet is 3'. A 3' suction hose extends down into a open dirt sump. There is no pump house or protection of any kind save a canvas over the engine. Delivery is also to a high point to the North. This runs water for the garden and yard and it can be fed on down to the other ditch when desired.

This place is on the end of the ditch and at times needs water badly. Produces mostly hay and pasture. Supports 150 head of cattle.

No pump house for either pump or motorThis examination was made on the 28 day of March, 1951(Signed) E. N. Humphrey

Examiner.  
20261

R. R. Love  
Box 468, Buhl, Idaho

Permit No. 20261

Examination for Beneficial use

County Twin Falls

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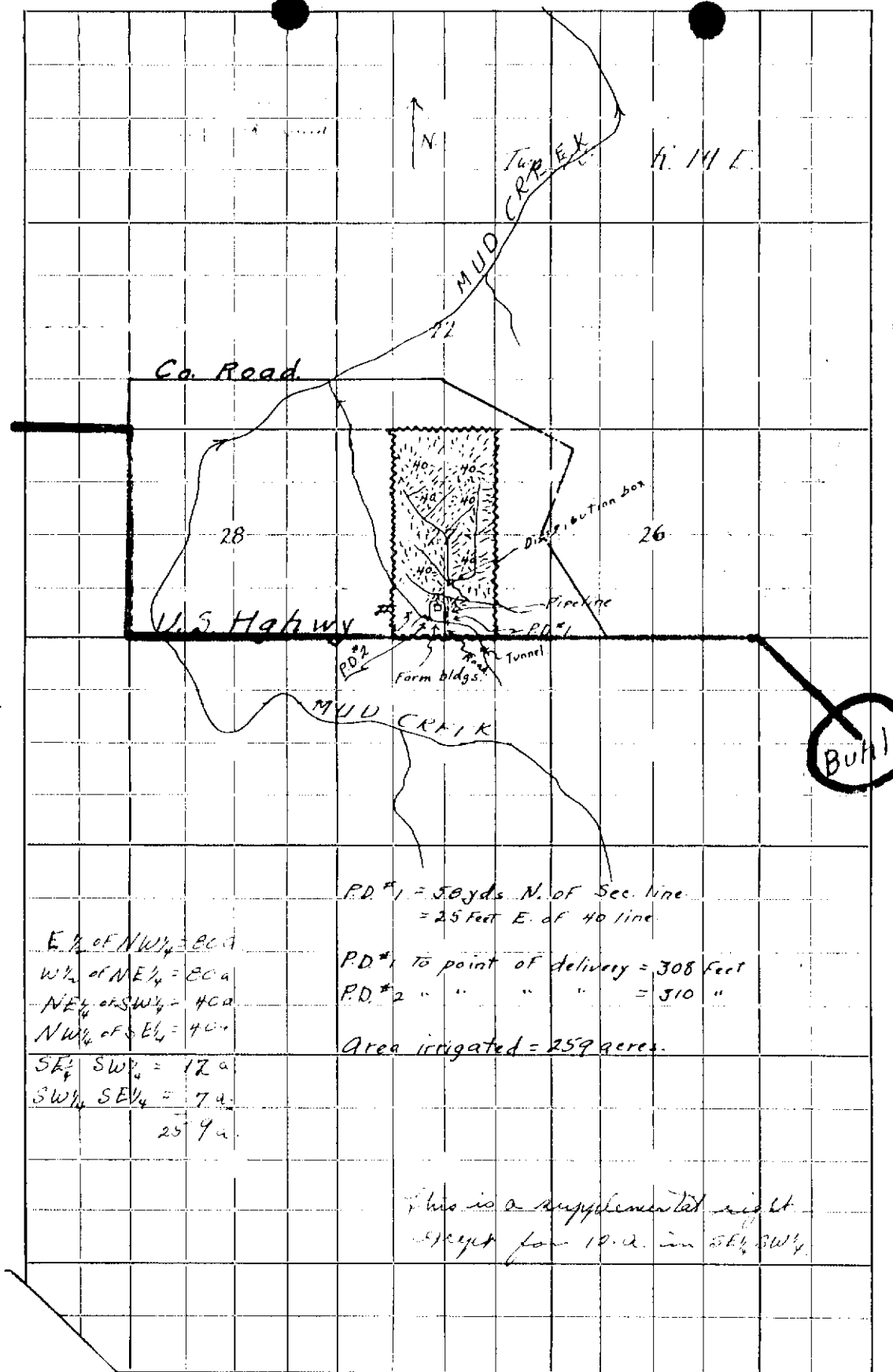
#### INSTRUCTIONS TO EXAMINERS

---

1. Always carefully note the location of the point of diversion and accurately plat same.
  2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
  3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
  4. If any unusual conditions are discovered, make plain statement of them under remarks.
  5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
  6. Give general characteristics of soils, topography, and crops raised.
- 

RECEIVED  
APR 3 1951

DEPARTMENT OF RECLAMATION



20261

Form 23

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 20261

REPORT ON PROOF OF Beneficial use

R. R. Love, Box 468, Buhl, Idaho

20261  
12/1/11

12-1-11

12-1-11

1