

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.

Date Received

Receipt Number

A75-10396

5/1/90

26/392.2

NOTICE 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.

Filing Fee \$25

RECEIVED
MAY - 1 1990
Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) WILLIAM D. SIX, TERESA M. HUDSON Phone (208) 756-3193Mailing Address P.O. BOX 173 CARMEN, IDAHO Zip 834622. Date of Priority (Only one per claim) APRIL 1, 1981 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 21 NORTH Range 22 EAST
Section 32 SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM
County of LEMHI

Additional points of diversion if any: _____

5. 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 AND PUMP; 6 INCH CASING; 45 FEET DEEP; 1/2 H.P. SUBMERSIBLE PUMP; PIPE TO HOUSE AND YARD HYDRANTS.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

	Month/Day	Month/Day	(cfs)
For <u>DOMESTIC</u> purposes from <u>JANUARY 1</u> to <u>DECEMBER 31</u> amount <u>.04</u>			
(Both dates are inclusive)			
For <u>STOCKWATER</u> purposes from <u>JANUARY 1</u> to <u>DECEMBER 31</u> amount <u>.02</u>			

7. Total quantity claimed .06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: type and Number of livestock) STOCK WATER; 4 HORSES

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A7510396

10. Place of use is: Township: 21 NORTH Range 22 EAST
Section 32 SW 1/4 of NW 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? LEMMING

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: LOT 12, TIDAL ACRES SUBDIVISION, LOCATION OF TRACT
PI USE

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 8

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

Signature of Claimant (s) William D. Lij Date 4-17-90
Jessie M. Lij Hudson Date 4-30-90

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title 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/or _____)
County of ADA) SS. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 17th day of APRIL 19 90

SEAL

Notary Public J. B. B.

Residing at BOISE

My Commission Expires 5-15-95

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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STATE OF IDAHO

)

) ss.

County of Lemhi

)

On the 30th day of April, in the year of 1990,
before me, the undersigned, a Notary Public, in and for the State of Idaho,
personally appeared Seneca L. Hudson,
known or identified to me to be the person whose name is subscribed to the
within instrument and acknowledged to me that (he) & or (she) executed
the same.

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

(seal)

Pamela R. Cisco

Notary Public for Idaho

Residing at Salmon Idaho

My Commission Expires July 15, 1992

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4/11/1989

SERA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

SIX / HUDSON

CLAIM IDENT. NO.

75-10396

DATE RECEIVED

CR #

AMOUNT \$

1. Is the name and address complete with zip code? ☐ YES ☐ NO ☐ Requiring
 2. Is a priority date entered? ☐ YES ☐ NO ☐ Requiring
 3. Is the priority date acceptable in view of mandatory filing dates?
 See Adjudication Memos #1 and #4 to determine if a permit is required. ☐ YES ☐ NO ☐ Requiring
 3. (a) Is a source entered? ☐ YES ☐ NO ☐ Requiring
 (b) Is a tributary to entered? (if required) ☐ YES ☐ NO ☐ Requiring
 4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO ☐ Requiring
 5. Is there a description of the diverting works? ☐ YES ☐ NO ☐ Requiring
 6. Are the water uses appropriate for the form? The short form is limited
 to domestic and stockwater uses with direct diversion. All claims that
 include storage or instream stockwater must use long form. ☐ YES ☐ NO ☐ Requiring
 Is the period of use included? ☐ YES ☐ NO ☐ Requiring
 Is a quantity claimed for each use? ☐ YES ☐ NO ☐ Requiring
 7. Is a total quantity claimed entered? ☐ YES ☐ NO ☐ Requiring
 8. Is required is a consumptive use entered? ☐ YES ☐ NO ☐ Requiring
 Is the consumptive use correct? ☐ YES ☐ NO ☐ Requiring
 9. Are the non-irrigation uses listed properly? Is this claim is on the
 short form, and more than one domestic use is listed, single owner-
 ship must be stated. If not under single ownership, see
 Adjudication Memo # 4. ☐ YES ☐ NO ☐ Requiring
 10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO ☐ Requiring
 11. Is (are) the county(ies) entered? ☐ YES ☐ NO ☐ Requiring
 12. Is the ownership of p.d. checked? ☐ YES ☐ NO ☐ Requiring
 13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO ☐ Requiring
 14. Is required, are remarks correct? (If the claimant does not own
 the place of use, authority for filing the claim must be
 explained in the remarks.) ☐ YES ☐ NO ☐ Requiring
 15. Is the basis of the claim indicated? ☐ YES ☐ NO ☐ Requiring
 16. Is the claimant requested a monthly docket sheet, is payment enclosed?
 (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO ☐ Requiring
 17. Is the claim signed by the claimant, and is the signature appropriate?
 Organizations must complete the organization block. ☐ YES ☐ NO ☐ Requiring
 18. Has the claim been signed, sealed, and dated by a notary? ☐ YES ☐ NO ☐ Requiring
 19. Was this claim filed on time, or was an extension granted? ☐ YES ☐ NO ☐ Requiring
 20. Is the fee enclosed correct? ☐ YES ☐ NO ☐ Requiring
 21. Is this claim is based on an existing water right, has the
 identification number been entered? ☐ YES ☐ NO ☐ Requiring
 22. Should this claim be data entered? ☐ YES ☐ NO ☐ Requiring

POOR ORIGINAL

Claim checked by:

Date:

12-8-90

Claim must be returned to claimant:

Yes:

Claimant must be notified of modifications:

Yes:

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Checked by:

Date:

Sent to claimant by:

Date:

Comments:

Code 9: Dom - send D.E.V. Ltr.

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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: A75-10396
Date Received: 5/ 1/1990
Receipt No: E013922
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM D. SIX 208-756-3193
Address: P O BOX 173
CARMEN ID 83462

AND/OR

Name: TERESA M. HUDSON 208-756-3193
Address: P O BOX 173
CARMEN ID 83462

2. Date of Priority: APR 1, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	22E	32		SW	NW		LEMHI

5. Description of diverting works:

45' WELL, 6" CASING, 1/2 HP SUBMERSIBLE PUMP. PIPED TO HOUSE/YARD

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		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

0.060 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

SINGLE DOMESTIC HOUSEHOLD; STOCKWATER, 4 HORSES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	32	SW	NW		DOMEST	
			SW	NW		STOCK	

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

LOT 12, IDEAL ACRES SUBDIVISION.

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 _____

February 3, 1993

WILLIAM D SIX
TERESA M. HUDSON
PO BOX 173
CARMEN ID 83462

RE: Domestic Adjudication Notice: A75-10396

Dear Mr. Six:

Please find enclosed a computer generated copy of your Notice of Claim to a Water Right, A75-10396. In review of your original claim, the following two discrepancies were noted:

Your claim was filed as William D. Six - Teresa M. Hudson, in Item #1. In accordance with Department rules the name connector "and/or" was added. Your claim is now filed as William D. Six and/or Teresa M. Hudson.

The number of households that use water from the claimed source must be entered in Item #9. Single domestic household; stockwater, 4 horses has been entered.

Should you concur with these modifications, simply keep the enclosed notice for your records. To change items on the Notice, line through the incorrect information, write in the correct information, then sign the form in the presence of a Notary and return it to this office.

If you have questions regarding this matter, please call (208) 525-7161.

Respectfully submitted,

ALLEN B. RUBERRY
Senior Water Agent - Adjudications

ABR/jrg

Enclosure: Notice of Claim A75-10396

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APR 19 1994

AJ0749NP
No. R75-10396

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

DATE: 11/03/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH EARL GALLARDO	04/01/1981	STOCKWATER	01-01 12-31	0.02 CFS	
C	JUDY A MILLER		DOMESTIC	01-01 12-31	0.04 CFS	
	RT 1 BOX 223D					
	SALMON ID 83467					
	(208) 756-3930			TOTAL DIVERSION:	0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T21N R22E S32

SWNW

LEMHI County

Place of use Legal Description for: STOCKWATER

	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 Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
21N 22E 32	:	S	:	:

Place of use Legal Description for: DOMESTIC

	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 Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
21N 22E 32	:	D	:	:

POU County: LEMHI

Non-irrigation Uses: ONE HOME

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER 4 HORSES

Dates: Exam Made Date:

Verified Date:

11/03/1998

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

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

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

NOV 02 1998

Department of Water Resources

1. Water Right or Adjudication Claim No(s): 75-10396
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 William D. Six and Teresa M. Hudson
P.O. Box 173 Carmen, ID 834162
4. New Owner/Claimant(s) Joseph E. Gallardo and Judy A. Miller
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address Route 1 Box 223D
City, State and ZIP Code Salmon, ID 834167
New Telephone Number (208) 756-3930
5. Date you acquired the property Aug 4, 1993
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 4 horses
Diversion rate in CFS 0.06 Number of homes 1 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) Joseph E. Gallardo
Judy A. Miller
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

WARRANTY DEED

For Value Received WILLIAM DAVID SIX, a single person, by Teresa Marie Hudson, his attorney in fact, and TERESA MARIE HUDSON, a married woman as her sole and separate property, who acquired title as Teresa Marie Six

the grantors, do hereby grant, bargain, sell and convey unto

JOSEPH EARL GALLARDO, an unmarried person, and JUDY A. MILLER, an unmarried person

whose current address is

RR 1, BOX 223D
SALMON, ID 83467

the grantees, the following described premises, in Lemhi County Idaho, to wit:

Lot 12 of Ideal Acres Subdivision according to the Official Plat thereof filed for record in Book 4 of Plats at Page No. 26, Records of Lemhi County, Idaho

State of Idaho

County of Lemhi

219296

ss No.

This instrument was filed for record at the request of American Land Title at 2:13 o'clock p m Aug 5 1993 and duly filmed and indexed in the records of Lemhi County

Alberta Wiederrick

Ex-Officio Recorder

By Alberta Wiederrick Deputy

Fees: 3.00 pl

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 4, 1993

William David Six, by Teresa Marie Hudson 1778 in fact
William David Six, by Teresa Marie Hudson, his attorney in fact

Teresa Marie Hudson
Teresa Marie Hudson

STATE OF IDAHO, COUNTY OF Lemhi
On this 4th day of Aug, 1993,
before me, a notary public in and for said State, personally appeared

Teresa Marie Hudson
known to me to be the person whose name is
subscribed to the instrument, and acknowledged to
me that she executed the same.

Laurie M. Santee
Notary Public
Residing at Salmon, ID, Idaho
Comm. Expires 6-19-1995

STATE OF IDAHO, COUNTY OF LEMHI
On this 4th day of August, 1993, before me a
Notary Public in and for said State, personally
appeared TERESA MARIE HUDSON, known to me to be
the person whose name is subscribed to the
within instrument as the ATTORNEY IN FACT of
WILLIAM DAVID SIX, and acknowledged to me that
she subscribed the name of WILLIAM DAVID SIX
as principal, and her own name as Attorney
in fact.

Laurie M. Santee
NOTARY PUBLIC LAURIE M. SANTEE
Residing at Salmon, Idaho
Comm. Expires: 6-19-1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 20, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOSEPH EARL GALLARDO
JUSY A MILLER
RT 1 BOX 2230
SALMON ID 83467

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 75-10396

Dear Claimant(s):

We have been advised you may be the new owner(s) of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of domestic use to me attention at this office no later than November 6, 1998.

Please call this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Judy Givens
Clerical Specialist
Adjudication Bureau

/jg

Encl: Form 42-248/42-1409(6)
Water Right Profile Report

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

DATE: FEB-12-1998

PAGE: A-54

RIGHT NUMBER: 75-10396

NAME & ADDRESS: WILLIAM D SIX
TERESA M HUDSON
P O BOX 173
CARMEN ID 83462*Joseph Earl Gallardo
Judy A. Miller
Route 1 Box 223D
Salmon ID 83467*

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

PRIORITY DATE: 04/01/1981

POINT OF DIVERSION: T21N R22E S32 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC SINGLE DOMESTIC HOUSEHOLD	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T21N R22E S32 SWNWDOMESTIC Within LEMHI County
T21N R22E S32 SWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

LOT 12, IDEAL ACRES SUBDIVISION.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Verified by

Robert E. Jute Date: *9/25/98*

Verification Source

Lemhi Co. Assessor