

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: **A75-10788**
Date Received: 5/11/1990
Receipt No: E014422
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: FRANCIS R HAMMOND 801-467-2323
Address: 2108 E SIERRA RIDGE CT
SALT LAKE CITY UT 84109

2. Date of Priority: MAY 10, 1910

3. Source: FOURTH OF JULY CREEK Trib. to: PANTHER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	18E	9		NW	SE		LEMHI

5. Description of diverting works:
DITCH AND HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	11/01	12/01	0.100		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 8.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
19N	18E	9	NE	SE		IRR	MICROFILMED
			NE	SE		DOMEST	
			NW	SE		IRR	1 NOV 18 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.5
					Total Acres	2.5

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:

CONFORMED ATTORNEY MAILING ADDRESS DMS
CHANGED OWNERSHIP 8/28/96/JT/SB; REMOVED FOSTER AS ATTORNEY

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
NOV 18 1996

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
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CIVIL CASE NUMBER: 39576

Ident. Number: A75-10788
Date Received: 5/27/1993
Receipt No: E014422
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT C HAMMOND 208-529-4706
Address: 1828 SOUTH 55 WEST
IDAHO FALLS ID 83402

2. Date of Priority: MAY 10, 1910

3. Source: FOURTH OF JULY CREEK Trib. to: PANTHER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	18E	9	NW	SE			LEMHI

5. Description of diverting works:
DITCH AND HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	11/01	12/01	0.100		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 8.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	18E	9	NE	SE		IRR	1.0
			NE	SE		DOMEST	
			NW	SE		IRR	1.5



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.5
					Total Acres	2.5

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:

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: _____

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 SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number A75-10788
Date Received 5-10-90
Receipt Number E014422

RECEIVED

MAY 10 1990

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWDepartment of Water Resources
Eastern District Office

1. Name of Claimant(s) Robert C. Hammond Phone (208) 529-4706
Mailing Address 1828 South 55 West, Idaho Falls, Idaho Zip 83402
2. Date of Priority (Only (1) per claim) May 10, 1910
3. Source of water supply (a) Fourth of July Creek
which is tributary to (b) Panther Creek
- 4.a. Location of existing
point of diversion is: Township 19N. Range 18E. Section 9,
1/4 of NW 1/4 of SE, Govt. Lot, B.M., County of Lemhi
Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, 1/4 of 1/4 of 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of
1/4 of 1/4 Govt. Lot B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches,
Wells, Pumps, Pipelines, Headgates, 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. _____
Ditch and headgate.

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MIC
APR 19 1994
APR 19

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet).

For Irrigation purposes from 11/01 to 12/01 amount .1 or _____

For Domestic purposes from 01/01 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .1 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 8 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)
Domestic--one household.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP:RNG:SEC:	NE1/4				:	NW1/4				:	SW1/4				:	SE1/4				:	TLS	
:	:	:	NE	NW	SW	SE	:	NE	NW	SW	SE	:	NE	NW	SW	SE	:	NE	NW	SW	SE	:
19N:18E: 9	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	1-D'1.5'	:	:	2.5
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Total number of acres irrigated 2.5

11. In which county(ies) are lands listed above as place of use located?
Lemhi

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.
_____ or None (X)

14. Remarks:

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APR 19 1994

Last Name Hammond Ident. Number _____

15. Basis of Claim (Check one) Beneficial Use ☒ Posted Notice _____
Permit _____ Decree _____ License _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 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) Robert C. Hammond Date 5/10/90
Robert C. Hammond

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ of _____, that I have signed the
Title Organization

foregoing document in the space below as _____
Title
of _____ and that the statements contained in the
Organization

foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of May, 1990.

Notary Public Collen L. Lavee
Residing at Idaho Falls, Idaho
My Commission Expires 11/10/92
08/19/92

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Kent W. Foster
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 5/10/90

MICROFILMED

APR 19 1994

Last Name Hammond Ident. Number _____

SCALE 2 IN. = 1 MILE

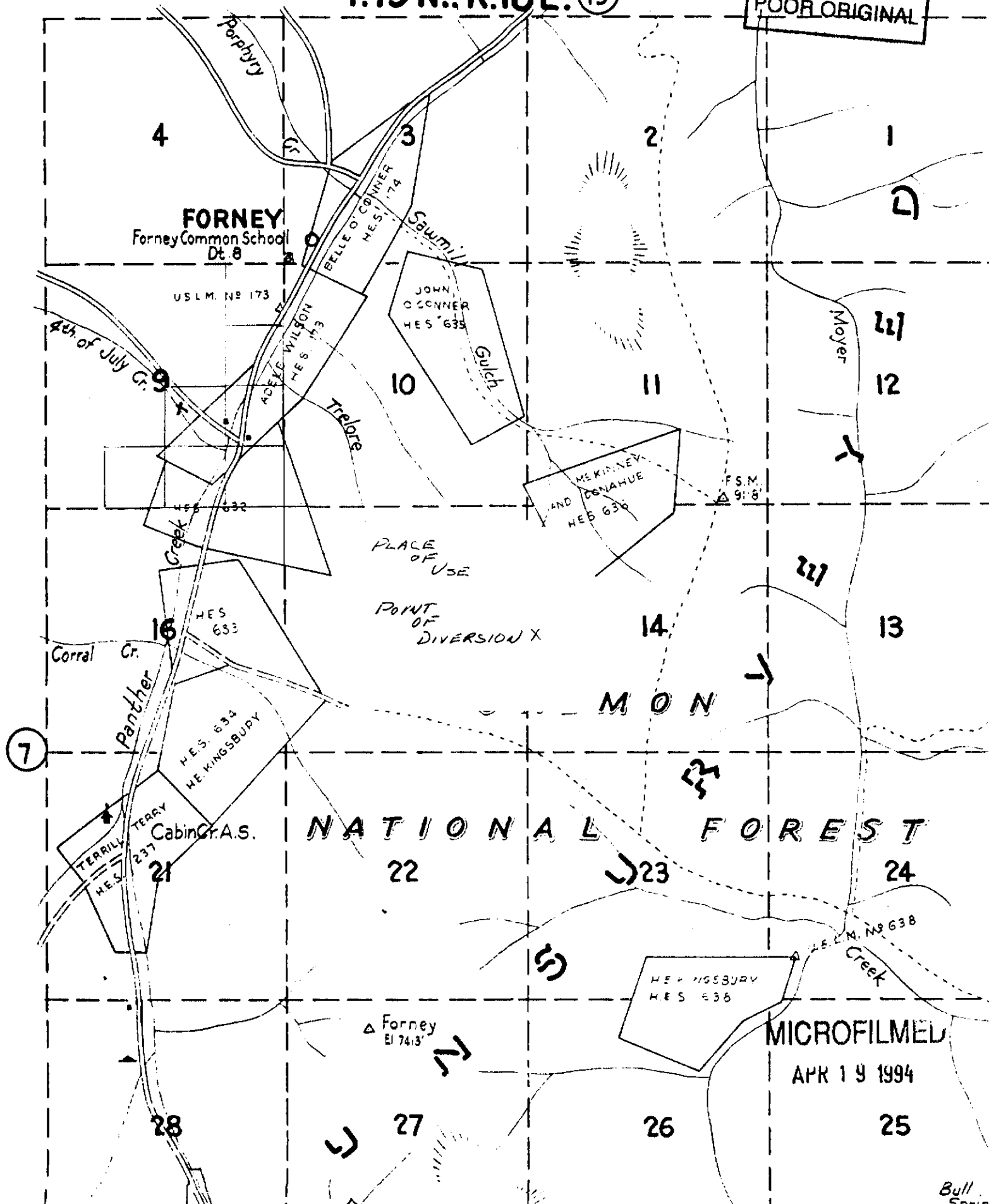
FOR SALE BY
CHAS. F. METSKER
314 S. W. OAK STREET, PORTLAND, OREGON
111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AV., SEATTLE, WASHINGTON

TOWNSHIP 18-19 N., R

LEMHI COUNT

T. 19 N., R. 18 E. (13)

POOR ORIGINAL





State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 28, 1996

FRANCIS R HAMMOND
2108 E SIERRA RIDGE CT
SALT LAKE CITY UT 84109

RE: CHANGE IN OWNERSHIP FOR A75-10788

Dear Ms. Hammond:

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

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

Kent Foster of Holden Kidwell Hahn & Crapo was removed from the data base as attorney of record since there is no indication that he is representing you as well.

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

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED

NOV 18 1996

CONVERSATION MEMORANDUM

DATE

8/27/96

FILE

A75-10788 C10

NAME OF PARTY

ROBERT C. HAMMOND

EMPLOYEE

STEPHEN BALL

RE:

SPOKE WITH ROBERT HAMMOND REGARDING OWNERSHIP OF PROPERTY. THE WARRANTY DEED INDICATES ROBERT HAMMOND IS TRANSFERRING AN UNDIVIDED $\frac{1}{2}$ INTEREST

ROBERT HAMMOND INDICATED HE OWNED THE PROPERTY ^{JOINTLY} WITH HIS BROTHER FRANCIS HAMMOND. ROBERT HAMMOND IS TRANSFERRING HIS $\frac{1}{2}$ INTEREST TO HIS BROTHER, FRANCIS HAMMOND.

CONSEQUENTLY, THE OWNERSHIP OF THE PROPERTY WILL BE SOLELY WITH FRANCIS AND THE INTENT OF ROBERT IS TO TRANSFER THE WATER RIGHT (A75-10788) TO FRANCIS.

8-28-96=

Kent Foster's name was deleted from the database as "attorney of record", formerly for Robert Hammond the then current owner. No indication that Foster represents Francis Hammonds. 8-28-96 JR

MICROFILMED

NOV 18 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: JAN 2, 1991

RECEIVED

JUL 22 1996

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____

Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

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

Department of Water Resources
Eastern Region

☐ 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:

CLAIM # A 75-10788

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

ROBERT C. HAMMOND

1828 SO 55 WEST

☐ New Owner/Claimant
(Purchaser):

IDAHO FALLS IDAHO 83402

FRANCIS R. HAMMOND

☐ New Mailing Address:

2108 E. SIERRA RIDGE CT

SALT LAKE CITY UT 84109

☐ New Telephone Number:

(801) 467-2323

619 742 4552

☐ 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:

WARRANTY DEED

(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):

Francis Hammond

Date July 18, 1996

Date

☐ Signature of Former
Owner/Claimant(s):

Date

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: 7-22-96

By: Shane

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

MICROFILMED

NOV 18 1996

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

WARRANTY DEED

RECEIVED

JUN 22 1996

Department of Water Resources
Eastern Region

1. Date.

January 2, 1991.

2. Parties.

Grantor: Robert C. Hammond and Lorna O. Hammond,
husband and wife.

Current address: 1828 South 55 West
Idaho Falls, Idaho 83402

Grantee: Francis R. Hammond and Sharon K. Hammond,
husband and wife.

Current address: 2781 Willow Creek Drive
Sandy, Utah 84093.

3. Property.

Transferred interest: UNDIVIDED ONE-HALF (1/2).

Idaho county: Lemhi.

Approximate acres: four (4) acres.

Description:

That part and portion of H. E. Survey No. 173, embracing a
portion of the unsurveyed Public Domain, Idaho, more
particularly bounded and described as follows:

STARTING at a point at the Southwest corner, running
East to the highway 238 feet, THENCE North along the
West side of the road 1,020 feet, THENCE West 238 feet
to the West boundary, THENCE South 1,020 feet along West
property line to the point of beginning

Together with:

- (1) All improvements thereon and the present contents
therein.
- (2) All water, water rights, ditches, ditch improvements,
easements, right-of-ways, tenements, hereditaments,
appurtenances, reversions, remainders, reverts,
issues, and profits.

4TH July CREEK PROPERTY

MICROFILMED

NOV 18 1990

Subject To:

- (1) Accruing taxes and assessments for 1991 and all subsequent years.
- (2) All facts, rights, claims and interest ascertainable by inspection of the property or by inquiry of persons in possession.
- (3) Unpatented mining claims, reservations and exceptions and patents or in acts authorizing their issuance.
- (4) All existing easements and rights-of-way, covenants, restrictions, reservations, applicable building and zoning ordinances, and use regulations and restrictions.

4. Consideration.

Ten Dollars and other good and valuable consideration, receipt of which is acknowledged.

5. Grant.

For the consideration stated, grantors do now grant, bargain, sell and convey to grantees and to grantees' heirs and assigns forever the transferred interest in the property described in this deed.

6. Warranties.

Grantors, for themselves, their heirs, successors and assigns, covenant with grantees their heirs, successors and assigns as follows:

Grantors are currently the owner of the property as described in this deed.

Grantors have good right to convey the property described in this deed to grantees.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed.

Grantors and their heirs and successors will for warrant and defend the quiet and peaceful possession of the property granted by this deed to grantees, their heirs, successors and assigns against the lawful claims of all persons.

MICROFILMED
NOV 18 1990

7. Construction.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

Robert C. Hammond
Robert C. Hammond

Lorna O. Hammond
Lorna O. Hammond

STATE OF IDAHO)
County of Bonneville) ss.

On this 2 day of January, in the year 1991, before me, John D. Hansen, an Idaho notary public, personally appeared ROBERT C. HAMMOND and LORNA O. HAMMOND, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.

John D. Hansen
Notary Public for Idaho
Residing at Idaho Falls, Idaho
My commission expires FEB 1, 1991

Hammond:8791
JDH:njh:91-002
54741

County of Lemhi) ss No. 209294

This instrument was filed for record at the request of John D. Hansen, Esq. at 2:15 o'clock P m 1-4 1991 and duly filmed and indexed in the records of Lemhi County

Alberta Wiederick

Ex-Officio Recorder

Terri J. Morton
Deputy

MICROFILMED

NOV 18 1990

Fees: 2.00
PO Box 51718
Idaho Falls, Id. 83405-1718

Copy of Tax Records -

ARLA BOOTS
LEMHI COUNTY ASSESSOR
LEMHI COUNTY COURTHOUSE
206 COURTHOUSE DR.
SALMON, ID 83467

FORWARD & ADDRESS CORRECTION

CATEGORY DESCRIPTION
12 RURAL RES TP
34 BLDG RES TR

IMPORTANT NOTICE - PLEASE READ

PARCEL NO. RP 19N18E097200 A

TAX CODE

4-00

LOTS / ACRES

5.570 AC

MARKET VALUE

27,543

7,401

5.570

34,944*

1993

TAXPAYERS

VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 24, 1993

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER
T-945
10 19 18

Mail To:
HAMMOND, FRANCIS R
& HAMMOND, SHARON K
2108 E SIERRA RIDGE CRT
SALT LAKE CITY, UT 84109

MICROFILMED

NOV 18 1990

WARRANTY DEED

For Value Received H. J. PIFER and DELILA PIFER, husband and wife, of Salmon, Idaho

the grantors, do hereby grant, bargain, sell and convey unto FRANCIS R. HAMMOND, a married man, and ROBERT C. HAMMOND, a married man, of Pocatello, Idaho

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

That part and portion of H. E. Survey No. 173, embracing a portion of the unsurveyed Public Domain, Idaho, more particularly bounded and described as follows:

STARTING at a point at the Southwest corner, running East to the highway 238 feet, THENCE North along the West side of the road 1,020 feet, THENCE West 238 feet to the West boundary, THENCE South 1,020 feet along West property line to the point of beginning, containing approximately four (4) acres;

Together with all water and water rights, ditches and ditch rights appurtenant thereto or used in connection therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, 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: This 1st day of June, 1966.

STATE OF IDAHO, COUNTY OF LEMHI
On this 1st day of June, 1966
before me, a notary public in and for said State, personally
appeared H. J. Pifer and Delila Pifer

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public
Idaho

Residing at Salmon
Comm. Expires March 21, 1969

STATE OF IDAHO, COUNTY OF Lemhi
I hereby certify that this instrument was filed for record at
the request of Bank of Commerce
at 16 minutes past 8 o'clock A.M.,
this 19th day of June
1972, in my office, and duly recorded in Book File
of Deeds ~~XXXX~~

Eleanor Aldous
Ex-Officio Recorder

By Deputy.

Fees \$ 1.00 Paid

Mail to: Idaho Falls, Idaho 83401 INDEXED

The Bank of Commerce

MICROFILMED

APR 19 1994

REVENUE STAMPS

INSTRUMENT NO 1674410

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
MARIE T. FEELEY
ROBERT M. FOLLETT

WEST ONE BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

R. VERN KIDWELL, OF COUNSEL

May 10, 1990

RECEIVED

MAY 10 1990

Idaho Department of Water Resources
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

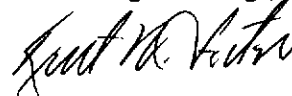
Department of Water Resources
Eastern District Office

Gentlemen:

Enclosed for filing is one Notice of Claim on behalf of Robert C. Hammond in Lemhi County, Idaho. We have also enclosed our check in the amount of \$52.50 for the filing fees.

Thank you for your assistance with this matter.

Yours very truly,



Kent W. Foster

#7835.00/srr

Enclosure

MICROFILMED

APR 19 1994