IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s): 45-07744, 45-544, 45-590B, 45-591, 45-593, 45-666, 45-592

☐ Old Mailing Address: CRAIG S. HAWKER
2927N 4300E
MURTAUGH, ID. 83344

☐ New Mailing Address: 2014 S. 50 E.
OAKLEY, ID. 83346

☐ New Telephone Number: (208) 862 - 9242

☐ Signature of Claimant(s): Craig S Hawker

Date: 7-10-03

PUCKERBRUSH RANCH
2014 SOUTH 50 EAST
OAKLEY, ID 83346

FOR IDWR USE ONLY
Initial Review and Data Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data Entry
Date: By:

RECEIVED
AUG 14 2003
Department of Water Resources
Southern Region

State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 20, 2003

CRAIG C HAWKER
2014 S 50 E
OAKLEY ID 83346

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. 45-590A,45-12445,45-4177,45-592,45-179, 45-10122,45-593,45-666,45-590B,45-591, & 45-544
Change of Address Notification

Dear Mr. Hawker:

Thank you for notifying us of your change in address on the water right claims referenced above. Our records have been updated accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,

Carrie Hahn
Clerk

/ch

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: **A45-00179**
Date Received: 6/15/1989
Receipt No: S008259
Received By: OWNER CHANGE

COPY FOR YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

COPY FOR YOUR FILES

1. Name: CRAIG S HAWKER 208-432-6602
   Address: 2927 N 4300 W
   MURTAUGH ID 83344
   AND/OR
   Name: RENAE B HAWKER 208-432-6602
   Address: 2927 N 4300 W
   MURTAUGH ID 83344

2. Date of Priority: JUN 30, 1881

3. Source: LITTLE COTTONWOOD CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
14S	21E	1	SW	SW	NW		CASSIA

5. Description of diverting works:
   CONCRETE DIVERSION, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 1101.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
13S	22E	19	NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW	3	IRR	46.0
			SW	SW	4	IRR	46.0
			SE	SW		IRR	40.0
			NW	SE		IRR	10.0
			SW	SE		IRR	10.0
					Section Acres		272.0
		30	NE	NW		IRR	40.0
			NW	NW	1	IRR	46.0
			SW	NW	2	IRR	46.0
			SE	NW		IRR	40.0
			NW	SW	3	IRR	45.0
					Section Acres		217.0
					Total Acres		489.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A45-00177, 04177 & SHARES IN OAKLEY CANAL CO.

14. Remarks:
10/21/99, CHANGED OWNERSHIP: ADAMS TO HAWKER AS PER FORM 1409 AND DEED REC'D 6/1/99. C.T.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

_____ vs _____

Decree Plaintiff Decree Defendant

State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION
December 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CRAIG AND RENAE HAWKER
2927 N 4300 W
MURTAUGH ID 83344

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIMS A45-00179, A45-04177, A45-12445

Dear Mr. And Mrs. Hawker:

Today, December 16, 1999, I left a message on your answering machine about your original form 42-248/42-1409(6) being needed to complete the ownership change of the above referenced water right claims. I contacted Mr. Arnell of Alpha Realty & Exchange about this matter in October. He has not gotten back to me. To expedite matters I have enclosed a partially filled out OWNERSHIP CHANGE form. All I need from you is your signature in the highlighted area. Please sign the form and return it in the enclosed self-addressed envelope.

It is important that this ownership change is completed as soon as possible.

Thank you for your **prompt attention** to this matter and should you have any questions please feel free to contact me.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

Enclosures (2)

CT:ct

State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 5, 1999

CRAIG & RENAE HAWKER
2927 N 4300 W
MURTAUGH ID 83344

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIMS A45-00179, A45-04177, A45-12445

Dear Claimants:

We have received your NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without the required information listed under item 2 of the ownership change form. Specifically, we need a copy of your USDA Farm Service Agency AERIAL PHOTO with **irrigated acres outlined** and **points of diversion** clearly marked. **item 2. c.).**

Enclosed is your original ownership change form. Please attach the required information and return the entire packet in the enclosed self-addressed envelope. As soon as this information is received, our records will be updated and you will be notified by mail that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

cc: Guy E. Arnell

enc. (2)

State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

February 1, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CRAIG S & RENAE B HAWKER
2927 N 4300 W
MURTAUGH ID 83344

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM A45-00179, A45-04177, A45-12445

Dear Claimant(s):

Pursuant to the change in ownership request that has been submitted to the department, we have changed the record of current ownership of the above referenced claim(s) to you. Please find the enclosed copies of the computer record of the claims, noting the change in claimant. Review these records and if there is an error, or if you have any questions, please contact this office.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

Enclosure

CT:ct

REPLACEMENT

Form 42-248/42-1409(6) February 3, 1997

RECEIVED
DEC 16 1999
Department of Water Resources
Northern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: _____

   Adjudication Claim No(s).: A45,00179, 04177, 12445

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: KYLE R ADAMS & LAURELL M. ADAMS
   1773 S 600 W BURLEY ID 83318

4. New Owner/Claimant(s): CRAIG S. HAWKER + RENAE B. HAWKER
   Name Connector (Check one): [ ] and, [ ] or, [X] and/or

   New Mailing Address: 2927 N 4300 W

   City, State and ZIP Code: MURTAUGH ID 83344

   New Telephone Number: (208) 432-6602

5. Date you acquired the property: JAN 15, 1999

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 _____

   Diversion rate in CFS _____ Number of homes _____ 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): _____

   _____

   (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign 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..

O/C 10/21/99 CT
↓ 1/31/00 DJ

Memorandum

To: FILE

CC:

From: CHERYL TIMM

Date: 12/16/99

Re: OWNERSHIP CHANGE, A45-00179, 04177, 12445

Mr. Hawker came to the office today to sign a replacement form 1409. I had sent the original form back with a letter requesting maps on 9/17/99. Guy Arnell of Alpha Realty & Exchange, sent the maps but did not return the origincal o/c change form. I then visited with him on the phone about the o/c form and he assured me that he would send it, post haste. That conversation was late September or Early October.

We had not received the Signed original claim as of today, 12/16/99. So, I called Mr. Hawker's residence and left a message on his answering machine. I wrote a letter (copy in file) and filled out a new o/c/ form for his signature. Mr. Hawker returned my call and volunteered to come to the office and signed the form today. And so he did.

ALPHA REALTY & EXCHANGE

218 W. 13th, Burley, Idaho 83318
Phone (208) 677-3030 • Fax (208) 678-5694

October 13, 1999

RECEIVED
OCT 18 1999
Department of Water Resources
Southern Region

Cheryl E. Timm
SRBA Records Clerk
IDWR
1341 Fillmore Street, Suite 200
Twin Falls, ID83301-3380

RE: Change of Water Right Ownership - Adams to Hawker

Dear Ms. Timm,

As per your letter of September 17, 1999, concerning the above referenced item, enclosed please find the requested FSA Aerial Photos showing approximately 440 acres irrigated less one farmstead and one small house. The points of diversion are clearly marked.

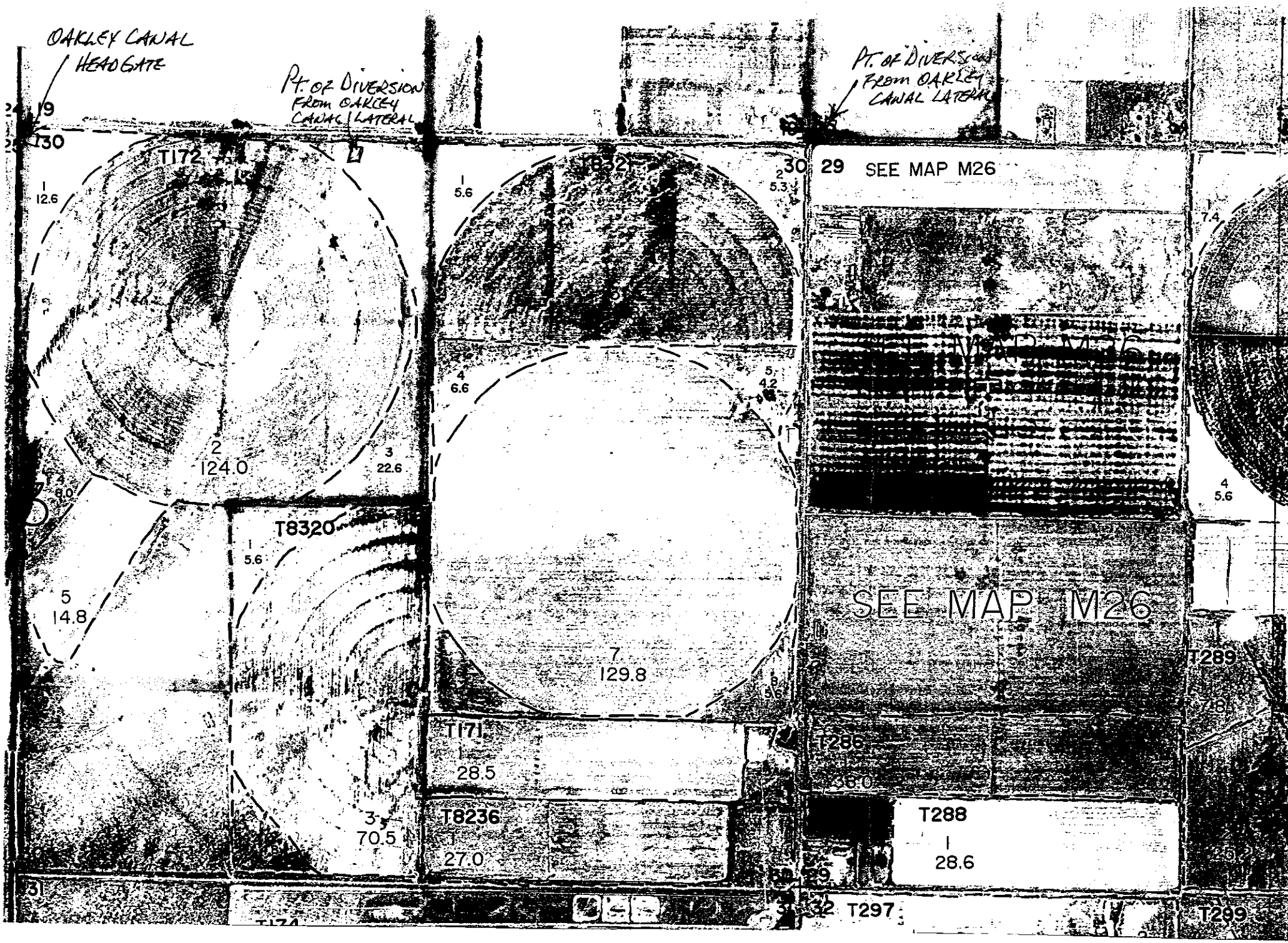
If you have any questions or more information is needed to effect this transfer, please notify me at your earliest convenience.

Thank You,

Respectfully,

Guy E. Arnell
cc: Craig Hawker
2927 North 4300 West
Murtaugh, ID 83344


NC
T136
T3242
T162
T165
T9241
T268
T269
T258
T270
T284
asslides
HEL


OAKLEY CANAL HEADGATE
PT. OF DIVERSION FROM OAKLEY CANAL LATERAL
PT. OF DIVERSION FROM OAKLEY CANAL LATERAL
19
30
T172
1
12.6
2
124.0
3
22.6
4
6.0
T8320
1
5.6
5
14.8
3
70.5
T8321
1
5.6
2
5.3
4
6.6
5
4.2
7
129.8
8
5.6
T171
1
28.5
T8236
1
27.0
29
SEE MAP M26
1
7.4
4
5.6
SEE MAP M26
T289
7.8
T286
1
36.0
T288
1
28.6
31
32
T297
T299

State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 17, 1999

GUY E ARNELL
ALPHA REALTY & EXCHANGE
218 W 13TH
BURLEY ID 83301-3380

Dear Mr. Arnell

Enclosed is a copy of the letter I sent to the Hawkers and a copy of the Change of Water Right Ownership for the sale of Adams to Hawkers. The Warranty Deed is #30918.

We will change the Water Right Ownership as soon as we receive the requested photo(s).

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

Enc: 2

CT:ct

COPY

WARRANTY DEED

#30918

For Value Received

KYLE ADAMS, also known as Kyle R. Adams, and LAURELL ADAMS, also known as Laurell M. Adams, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CRAIG S. HAWKER and RENAE B. HAWKER, husband and wife
Address: 2917 North 4300 East
Murtaugh, Idaho 83344

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 30: **Lots 1, 2 & 3 and the E½NW¼**

TOGETHER WITH all water and water rights including but not limited to 225 shares in Oakley Canal Company, 1 share in Marion Pipeline Company, and all water rights under State of Idaho Water Adjudication Nos. A45-12445, A45-04177 and A45-00179.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes subsequent to the year 1998.

Power Line Easement from Lyman P. Adams and Mrs. Verla H. Adams, his wife, Grantors to Idaho Power Company, a corporation, it's licensees, successors and assigns, Grantee, dated August 21, 1953 and recorded as Instrument No. 180384 in Book 15 of Miscellaneous on Page 26, records of Cassia County, Idaho.

Oil and Gas Lease between Kyle R. Adams and Laurell M. Adams, husband and wife and Inca Oil and Gas, dated April 1, 1981 and recorded May 6, 1981 as Instrument No. 134718 on Film No. 142, records of Cassia County, Idaho. (Lot 1 & E½NW¼, Section 30, Township 13 South, Range 22 East of the Boise Meridian.) ASSIGNMENT OF OVERRIDING ROYALTY from Inca Oil & Gas, Inc., to Alan R. Hansen etal dated May 5,1983 and recorded June 11, 1983 as Instrument No. 153317 on Film No. 138, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **November 30, 1998**

Kyle Adams, aka Kyle R. Adams

Laurell Adams, aka Laurell M. Adams

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 30th day of **November, 1998**, before me, the undersigned, a Notary Public in and for said State, personally appeared **KYLE ADAMS and LAURELL ADAMS**, 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.

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
COMMISSION EXPIRES 6-30-03

Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 305
1998 DEC -1 A 11:41
259344
CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 6.00 DEPUTY
LAND TITLE & ESCROW

WARRANTY DEED

#31114

COPY

For Value Received

KYLE R. ADAMS, also known as Kyle Adams and LAURELL M. ADAMS, also known as Laurell Adams, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CRAIG S. HAWKER and RENAE B. HAWKER, husband and wife
Address: 2927 North 4300 East
Murtaugh, Idaho 83344

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: SW¼

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: W½SW¼

EXCEPTING THEREFROM the following the described tract:

Beginning at the Southwest corner of said Section 20, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top which shall be the Point Of Beginning;
Thence North 00°00'41" East along the West section line for a distance of 300.00 feet;
Thence South 89°14'18" East for a distance of 25.00 feet to a ½ inch rebar;
Thence South 89°14'18" East for a distance of 60.38 feet to a ½ inch rebar;
Thence South 44°27'39" East for a distance of 306.32 feet to a ½ inch rebar;
Thence South 00°00'41" West for a distance of 59.22 feet to a ½ inch rebar;
Thence South 00°00'41" West for a distance of 25.00 feet to a point on the South section line;
Thence North 89°14'18" West along said line for a distance of 300.00 feet to the Point of Beginning.

PARCEL NO. 3:

An easement for an irrigation pipeline, and pump and panel for the benefit of Parcel No. 2 over, under and across the following described property:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: Part of the SW¼SW¼, more particularly described as follows:

Beginning at the Southwest corner of said Section 20, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top; Thence North 00°00'41" East along the West section line for a distance of 27.00 feet to the Point Of Beginning;
Thence North 00°00'41" East continuing along said line for a distance of 20.00 feet;
Thence North 89°18'42" East for a distance of 155.94 feet;
Thence North 66°36'12" East for a distance of 20.48 feet;
Thence North 38°21'14" East for a distance of 106.51 feet;
Thence South 44°27'39" East for a distance of 20.16 feet;
Thence South 38°21'14" West for a distance of 109.02 feet;
Thence South 66°36'12" West for a distance of 29.52 feet;
Thence South 89°18'42" West for a distance of 160.20 feet to the Point Of Beginning.

TOGETHER WITH all water and water rights including but not limited to 385.8 shares in the Oakley Canal Company.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1999 and subsequent years.

Assessments levied or to be levied, by the Oakley Canal Company.

Power Line Easement from Thomas Leonard Garrard and Belva Beal Garrard, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated August 21, 1953 and recorded November 7, 1953 as Instrument No. 180387 in Book 15 of Miscellaneous on Page 28, records of Cassia County, Idaho.

Power Line Easement from Orvil B. Adams and Claire R. Adams, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated March 24, 1972 and recorded July 3, 1972 as Instrument No. 63841 on Film No. 76, records of Cassia County, Idaho.

Power Line Easement from Orvil B. Adams and Claire R. Adams, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated November 24, 1972 and recorded March 30, 1973 as Instrument No. 69059 on Film No. 81, records of Cassia County, Idaho.

Power Line Easement from Kyle Adams and Laurell M. Adams, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated May 2, 1978 and recorded August 30, 1978 as Instrument No. 110584 on Film No. 120, records of Cassia County, Idaho.

Roal Estate Mortgage held at Farm Credit Bank which the Grantors agree to have released as to Parcel No. 1 no later than January 15, 2009.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **January 14, 1999**

Kyle R. Adams, aka Kyle Adams

Laurell M. Adams, aka Laurell Adams

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 15th day of **January**, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared **KYLE R. ADAMS and LAURELL M. ADAMS**, 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.

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-03.

Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

ALPHA REALTY & EXCHANGE

218 W. 13th, Burley, Idaho 83318
Phone (208) 677-3030 • Fax (208) 678-5694

May 25th, 1999

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

RECEIVED
JUN 01 1999
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership

Dear Sirs:

Enclosed please find a NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form for Adjudication Claim No(s).: A45-00179, A45-04177, and A45-12445.

With reference to Item #2, enclosed please find copies of two recorded Warranty Deeds, complete with legal descriptions.

With reference to Item #6, the new owner did not acquire all of the former owner's property, but did acquire all of the former owner's right in the above referenced claims.

Additionally, the former owner, Mr. Kyle R. Adams, has informed me that he filed a new water right last winter on some drain or seep water that he was going to use for watering livestock. On May 11, 1999, I discussed this matter with Jim Stanton., who recalled the meeting with Kyle Adams and a subsequent inspection of a water line that Mr. Adams installed. Mr. Stanton was unable to locate a number at that time and because of his work load suggested I work with Cory Skinner. On Friday, May 21st, I met with Mr. Skinner and after a lengthy search on his computer, he could not locate this new filing. Mr. Skinner was going to discuss this matter with Jim Stanton. Adams has subsequently informed me that he indeed did spent the better part of an afternoon at the department last winter on this filing and would look for what paperwork he might locate for documentation. This water right is to be transferred to Mr. Hawker also.

If there are any questions or concerns, please contact me.

Respectfully,

Guy E. Arnell
cc: Mr. Craig Hawker

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: **A45-00179**
Date Received: 6/15/1989
Receipt No: 500F259
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KYLE R. ADAMS 208-862-3406
   Address: RT. 1 BOX 90
   OAKLEY, ID 83346
   AND/OR
   Name: LAURELL ADAMS 208-862-3406
   Address: RT. 1 BOX 90
   OAKLEY, ID 83346

2. Date of Priority: JUN 30, 1881

3. Source: LITTLE COTTONWOOD CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
14S	21E	1	SW	SW	NW		CASSIA

5. Description of diverting works:
   CONCRETE DIVERSION, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 1101.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

MICROFILMED
MAR 0 7 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
13S	22E	19	NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW	3	IRR	46.0
			SW	SW	4	IRR	46.0
			SE	SW		IRR	40.0
			NW	SE		IRR	10.0
			SW	SE		IRR	10.0
					Section Acres		272.0
		30	NE	NW		IRR	40.0
			NW	NW	1	IRR	46.0
			SW	NW	2	IRR	46.0
			SE	NW		IRR	40.0
			NW	SW	3	IRR	45.0
					Section Acres		217.0
					Total Acres		489.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A45-00177, 04177 & SHARES IN OAKLEY CANAL CO.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff vs Decree Defendant

MICROFILMED
MAR 0 7 1993

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: A45-00177

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): Kyle R Adams Date: 15 June 89

_____ Date: _____

State of Idaho)
) SS.
County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 15th day of June 19 89

Notary Public

Seal

Residing at Kimberly, Id

My Commission Expires 6/30/94

MICROFILMED
MAR 0 7 1993

VERIFIED BY 7/10/03

07/10/2003

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-179

NAME AND ADDRESS: RENAE B HAWKER
2927 N 4300 E
MURTAUGH ID 83344

CRAIG S HAWKER
2927 N 4300 E
MURTAUGH ID 83344

SOURCE: LITTLE COTTONWOOD CREEK TRIBUTARY: SINKS

QUANTITY: 1.000 CFS

PRIORITY DATE: 06/30/1881

POINT OF DIVERSION:

T14S R21E S1 SWSWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	1.000 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S19	NESW	40.0	T13S R22E S19 Lot 3	NWSW	46.0
T13S R22E S19 Lot 4	SWSW	46.0	T13S R22E S19	SESW	40.0
T13S R22E S30	NENW	40.0	T13S R22E S30 Lot 1	NWNW	46.0
T13S R22E S30 Lot 2	SWNW	46.0	T13S R22E S30	SENW	40.0
T13S R22E S30 Lot 3	NWSW	45.0			

389 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-179, 45-4177, & 45-12445.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

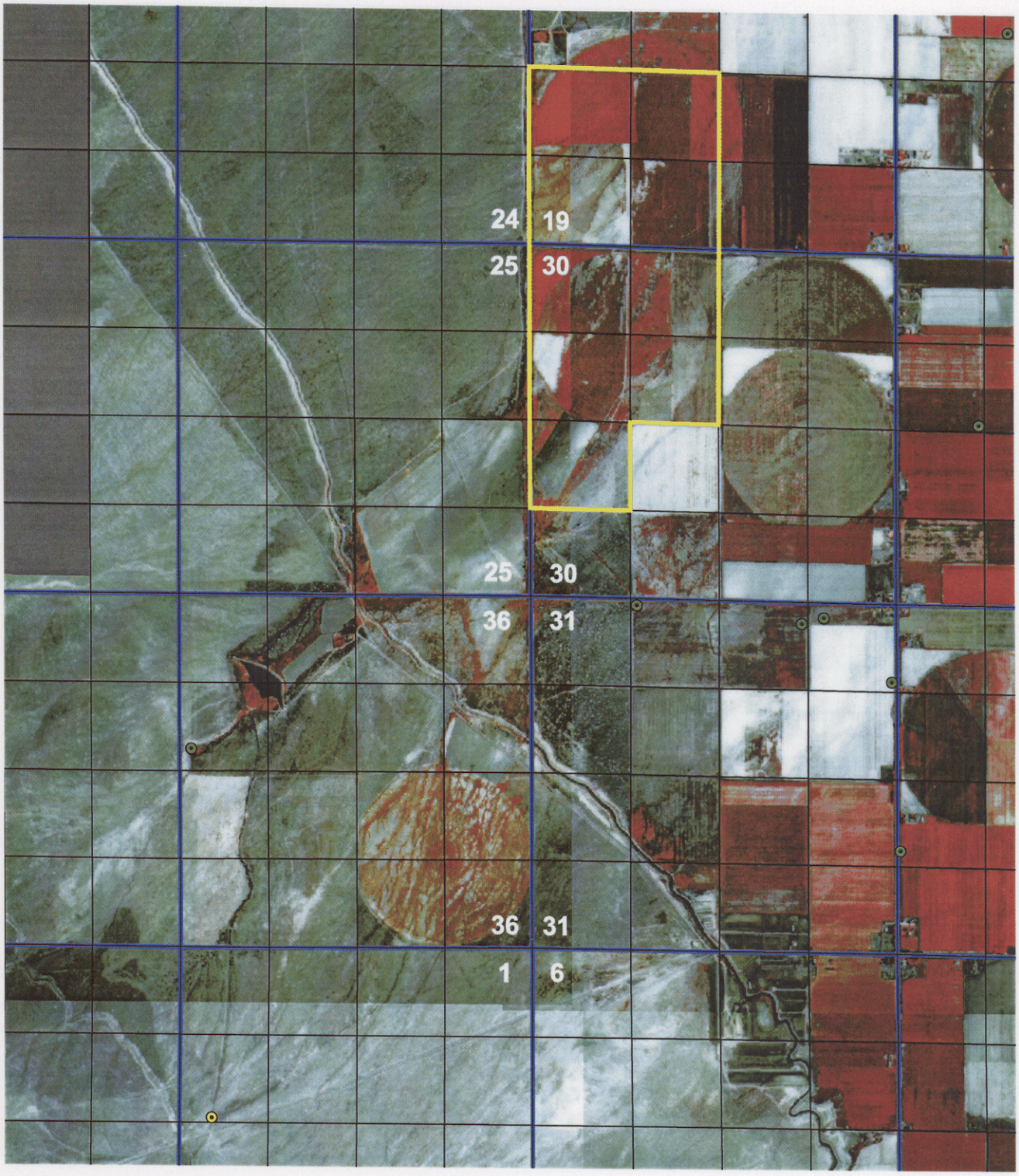
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM OAKLEY CANAL CO.

Ida Department of Water Resources

45-179, 45-4177, & 45-12445



1320 0 1320 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON JULY 10, 2003
TWP 13S, RNG 22E, SEC. 19, & 30

N

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

07/10/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-179 V1

WATER RIGHT NUMBER: 45-179 V1

Owner Type	Name and Address
Current Owner	RENAE B HAWKER 2927 N 4300 E MURTAUGH, ID 83344 (208)432-6602
Original Owner	LAURELL ADAMS 1773 S 600 W OAKLEY, ID 83346 (208)862-3406
Original Owner	KYLE R ADAMS 1773 S 600 W OAKLEY, ID 83346 (208)862-3406
Current Owner	CRAIG S HAWKER 2927 N 4300 E MURTAUGH, ID 83344 (208)432-6602

Priority Date: 06/30/1881

Basis: Decreed

Status: Active

Source	Tributary
LITTLE COTTONWOOD CREEK	SINKS

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	1.000 CFS	
		Total Diversion:	1.000 CFS	

Location of Point(s) of Diversion

LITTLE COTTONWOOD CREEK SW1/4SW1/4NW1/4 Sec. 1, Twp 14S, Rge 21E, B.M.

CASSIA County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S 22E 19									40.0	46.0 L 3	46.0 L 4	40.0					172.0
13S 22E 30					40.0	46.0 L 1	46.0 L 2	40.0		45.0 L 3							217.0

Total Acres: 389

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-179 V1

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. S21 USE OF THIS RIGHT IS COMBINED WITH WATER FROM OAKLEY CANAL CO.

Remarks:

1. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-179, 45-4177, & 45-12445.
2. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. jroberts 7/10/2003 Basis of Recommendation
Comment: Original claim was for 489 ac but new claimant only purchased 389 ac but all of the decreed Little Cottonwood surface water rights. (Another claimant bought the groundwater rights and transferred them off.) I recommended the surface rights to the pou purchased. The water right database said this right was limited to 50 irrigated acres, but a copy of the decree showed 70 acres, so have limited it 70 ac within the 389 ac ppu. Also has OCC shares.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

WARRANTY DEED

#31114

COPY

For Value Received

KYLE R. ADAMS, also known as Kyle Adams and LAURELL M. ADAMS, also known as Laurell Adams, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CRAIG S. HAWKER and RENAE B. HAWKER, husband and wife
Address: 2927 North 4300 East
Murtaugh, Idaho 83344

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: SW¼

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: W½SW¼

EXCEPTING THEREFROM the following the described tract:

Beginning at the Southwest corner of said Section 20, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top which shall be the Point Of Beginning;
Thence North 00°00'41" East along the West section line for a distance of 300.00 feet;
Thence South 89°14'18" East for a distance of 25.00 feet to a ½ inch rebar;
Thence South 89°14'18" East for a distance of 60.38 feet to a ½ inch rebar;
Thence South 44°27'39" East for a distance of 306.32 feet to a ½ inch rebar;
Thence South 00°00'41" West for a distance of 59.22 feet to a ½ inch rebar;
Thence South 00°00'41" West for a distance of 25.00 feet to a point on the South section line;
Thence North 89°14'18" West along said line for a distance of 300.00 feet to the Point of Beginning.

PARCEL NO. 3:

An easement for an irrigation pipeline, and pump and panel for the benefit of Parcel No. 2 over, under and across the following described property:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: Part of the SW¼SW¼, more particularly described as follows:

Beginning at the Southwest corner of said Section 20, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top; Thence North 00°00'41" East along the West section line for a distance of 27.00 feet to the Point Of Beginning;
Thence North 00°00'41" East continuing along said line for a distance of 20.00 feet;
Thence North 89°18'42" East for a distance of 155.94 feet;
Thence North 66°36'12" East for a distance of 20.48 feet;
Thence North 38°21'14" East for a distance of 106.51 feet;
Thence South 44°27'39" East for a distance of 20.16 feet;
Thence South 38°21'14" West for a distance of 109.02 feet;
Thence South 66°36'12" West for a distance of 29.52 feet;
Thence South 89°18'42" West for a distance of 160.20 feet to the Point Of Beginning.

TOGETHER WITH all water and water rights including but not limited to 385.8 shares in the Oakley Canal Company.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1999 and subsequent years.

Assessments levied or to be levied, by the Oakley Canal Company.

Power Line Easement from Thomas Leonard Garrard and Belva Beal Garrard, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated August 21, 1953 and recorded November 7, 1953 as Instrument No. 180387 in Book 15 of Miscellaneous on Page 28, records of Cassia County, Idaho.

Power Line Easement from Orvil B. Adams and Claire R. Adams, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated March 24, 1972 and recorded July 3, 1972 as Instrument No. 63841 on Film No. 76, records of Cassia County, Idaho.

Power Line Easement from Orvil B. Adams and Claire R. Adams, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated November 24, 1972 and recorded March 30, 1973 as Instrument No. 69059 on Film No. 81, records of Cassia County, Idaho.

Power Line Easement from Kyle Adams and Laurell M. Adams, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated May 2, 1978 and recorded August 30, 1978 as Instrument No. 110584 on Film No. 120, records of Cassia County, Idaho.

Real Estate Mortgage held at Farm Credit Bank which the Grantors agree to have released as to Parcel No. 1 no later than January 15, 2009.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January 14, 1999

Kyle R. Adams, aka Kyle Adams

Laurell M. Adams, aka Laurell Adams

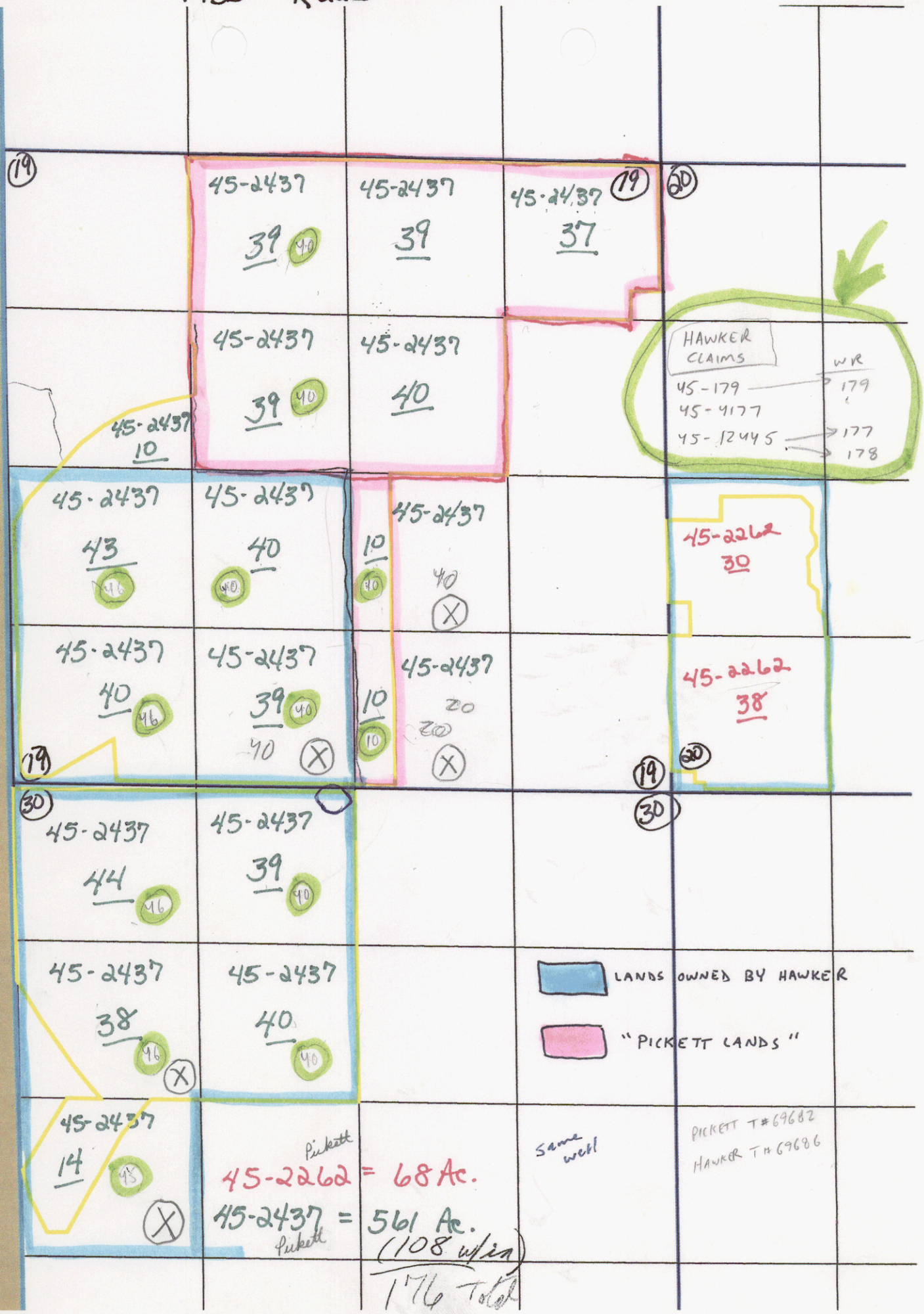
STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 15th day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared KYLE R. ADAMS and LAURELL M. ADAMS, 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.

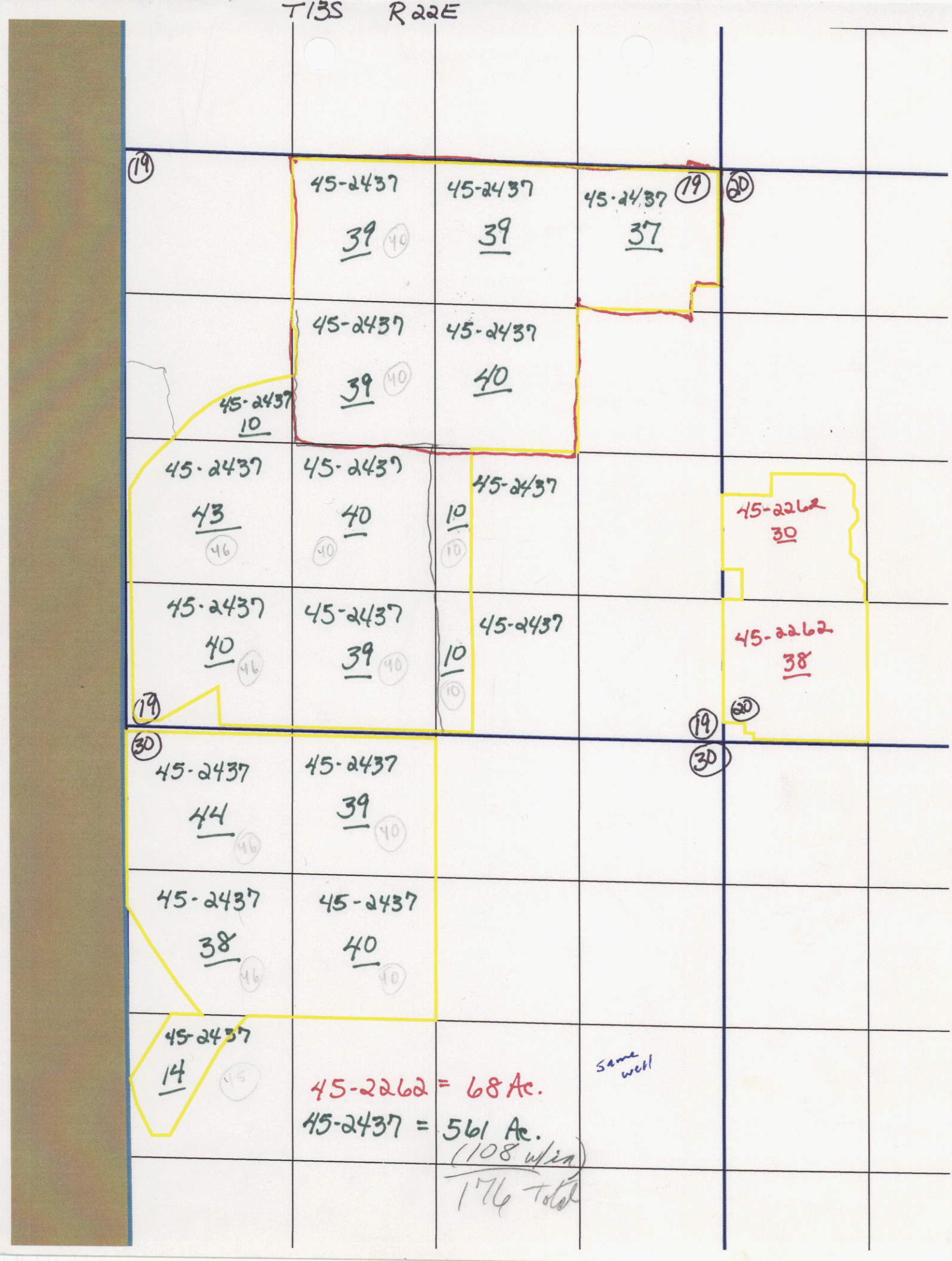
LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-03.

Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

T15S R22E

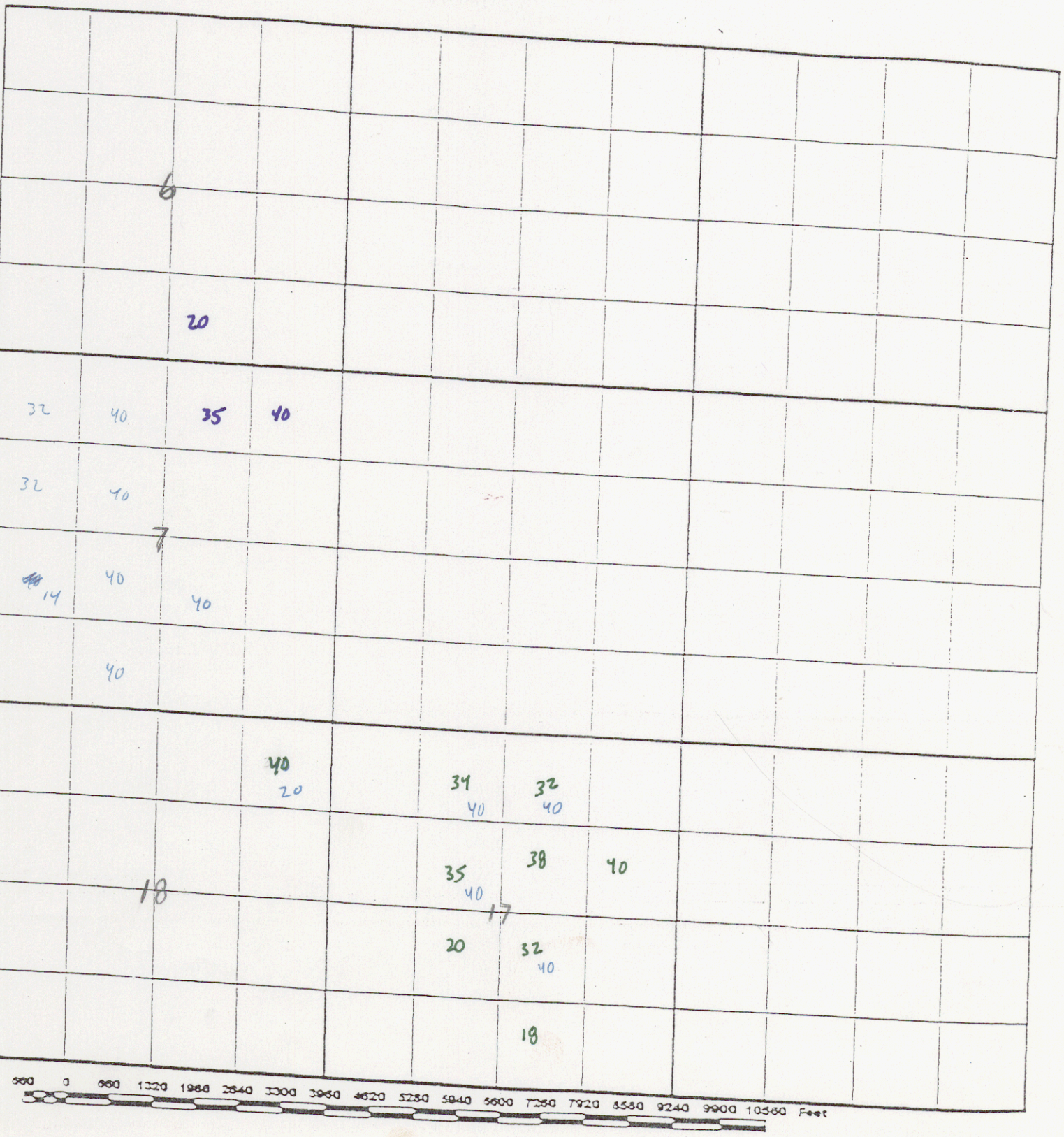

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HAWKER CLAIMS
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45-179 → 179
45-4177
45-12445 → 177
178
45-2437
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45-2437
43
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45-2437
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45-2437
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45-2262
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LANDS OWNED BY HAWKER
"PICKETT LANDS"
45-2437
14
45
X
Pickett
45-2262 = 68 Ac.
45-2437 = 561 Ac.
Pickett
(108 w/in)
176 Total
same well
PICKETT T#69682
HAWKER T#69686


39.382
39.455
37.718
39.529
39.545
45.747
39.513
45.777
39.611
19
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45.602
39.595
45.497
39.634
45.283
Hawker owns
389 Ac. in
Sec. 19 & 30


T13S R22E
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45-2262 = 68 Ac.
45-2437 = 561 Ac.
(108 w/in)
176 Total
same well

IDAHO DEPARTMENT OF WATER RESOURCES

WR




PICKETT RANCH
PICKETT RANCH
ADAMS
OAKLEY CEMETARY
(entire 40)
ADAMS FAMILY TRUST
CRAIG HAWKER
KYLE ADAMS
PICKETT RANCH
LUTHER GARDNER
CRAIG HAWKER
CRAIG HAWKER

IDAHO DEPARTMENT OF WATER RESOURCES

occ T13S, R22E

SRBA



45-4023 45-2301
45-4026 45-2602
45-2279

IDAHO DEPARTMENT OF WATER RESOURCES



45-2437

45-4051

45-2262?

45-2495

IDAHO DEPARTMENT OF WATER RESOURCES

WR

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10 20 16 6 40

19 20

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30 40

40 39 10

38 40

660 0 660 1320 1980 2640 3300 3960 4620 5280 5940 6600 7260 7920 8580 9240 9900 10560 Feet

45-E

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR CASSIA COUNTY.

Joseph B. Alexander, John L. Alexander
Riley C. Judd, and Sarah Bates Marcus,

Plaintiffs

vs

Hyrum L. Hunter and J. J. Simmons

Defendants

DECREE

This cause coming on regularly to be heard on the 17th day of April, 1919, at the regular March term of said court before the Honorable William A. Babcock, without a jury, with W. L. Dunn, Esq. appearing as counsel for plaintiffs, and B. P. Howells, Esq. appearing as counsel for defendants herein:

It is now ORDERED, ADJUDGED AND DECREED, That the defendant, Hyrum L. Hunter, shall have one hundred twenty miner's inches, measured under a four-inch pressure of the combined waters of Little Cottonwood Creek, and Oakley Meadow Creek, Spring, excepting the increase of said spring over and above twenty miner's inches for use for irrigation purposes on the following described lands situate in the County of Cassia, State of Idaho, to-wit:

The south half of the southeast quarter (S½SE¼) and the northeast quarter of the southeast quarter (NE¼SE¼) of Section twenty-five (25) Township thirteen (13) south, range twenty-one (21) East Boise Meridian, containing one hundred twenty (120) acres of land with a priority date for said water right, the 1st day of April 1876, and the right to use the increase or excess of said Oakley Meadow Creek Spring over and above twenty miners inches thereof on his said lands above described, and for the irrigation of lands within the northwest quarter of the southeast quarter (NW¼SE¼) of Section twenty-five (25) in said Township and range with a priority date of May 1, 1906.

And it is further ordered, adjudged and decreed that the plaintiff, Joseph B. Alexander, shall have the right to the use of fifty miners inches measured under a four-inch pressure of the combined waters of Little Cottonwood Creek and Oakley Meadow Creek Spring, excepting the increase of said spring over and above twenty miners inches thereof, for use for irrigation purposes on the following described lands, situate in the County of Cassia, State of Idaho to-wit:

45-17 The southeast quarter of the southwest quarter (SE¼SW¼) and the south half of the southwest quarter of the southeast quarter (S½SW¼SE¼) of Section nineteen (19) township thirteen (13) south range twenty-two (22) East Boise Meridian, containing sixty (60) acres of land, with a priority date for said water right of the 1st day of April 1882.

And it is further ordered, adjudged and decreed, that the plaintiff John L. Alexander shall have the right to the use of fifty miners inches measured under a four-inch pressure of the combined waters of Little Cottonwood Creek and Oakley Meadow Creek Spring, excepting the increase of said spring over and above twenty miners inches thereof for use for irrigation purposes on the following described lands situate in the County of Cassia, State of Idaho to-wit:

45-178 The northwest quarter of the southeast quarter (NW¼SE¼) and the north half of the southwest quarter of the southeast quarter (N½SW¼SE¼) of section nineteen (19) Township thirteen (13) south range twenty-two (22) East Boise Meridian, containing sixty (60) acres of land, with a priority date for said water right of the 1st day of April 1882.

And it_ further ordered, adjudged and decreed, that the plaintiff George A. Adams, shall have the right to the use of fifty miners inches measured under a four-inch pressure of the combined waters of Little Cottonwood Creek and Oakley Meadow Creek Spring, excepting the increase of said spring over and above twenty-miners inches thereof for use for irrigation purposes on the following described lands situate in the County of Cassia, State of Idaho, to-wit:

45-179 That south half of lot two (S½L2)and all of lot three (L3) of Section Thirty (30) Township thirteen (13) south, Range twenty-two (22) East Boise Meridian, containing seventy (70) acres, more or less, with priority date the 30th day of June, 1881.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the defendant, Lowell Hunter, shall have the right to the use of ten miners inches measured under a four-inch pressure of the combined waters of Little Cottonwood Creek and Oakley Meadow Creek Spring, excepting the increase of said spring over and above twenty miners inches thereof for use for irrigation purposes on the following described lands situate in the county of Cassia, State of Idaho, to-wit:

The north half of Lot two (N½L2) of Section thirty (30)township thirteen (13) south Range twenty-two (22) East Boise Meridian, containing twenty (20) acres more or less, with priority date the 30th day of June, 1881.

And it _ further ordered, adjudged and decreed, that the defendant, Orson P. Bates, Jr., shall have the right to the use of the waters of said Little Cottonwood Creek only when and at such times as the flow of the same shall be insufficient to reach the lands of the said defendants, Hyrum L. Hunter and Lowell Hunter or the said plaintiffs, Joseph B. Alexander, John L. Alexander and George A. Adams, or the excess of the said waters of the said Little Cottonwood Creek that may be over and above said rights herein awarded to the other said parties hereto in the quantity or volume of one hundred twenty miners inches for irrigation purposes on his lands situate in the County of Cassia, State of Idaho, described as follows, to-wit:

The north half of the northwest quarter (N½NW¼) of Section twelve (12) and the south half of the northeast quarter (S½NE¼) of Section eleven (11) township fourteen (14) south range twenty-one (21) East of the Boise Meridian, containing one hundred sixty (160) acres of land, with a priority date the 1st day of April, 1904, provided that in making such use of any such excess over the other prior decreed rights herein, he shall not impair or diminish said prior rights in any manner whatever, and he is hereby enjoined and restrained from making any sue of any of the flow of the waters of said Littlw Cottonwood Creek when such use shall or may impair or diminish said prior rights in volume or quantity as they are herein decreed to the other parites hereto.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED THAT EACH AND EVERY OF THE PARTIES hereto may use such lawful means of appropriation and diversion of the said waters of the said Little Cottonwood Creek and the said Oakley Meadow Creek spring as may be available to or made available and determined by them as a necessary means for the diversion of the said waters to the said uses upon their respective lands above described, and the said plaintiffs Joseph B. Alexander and John L. Alexander and George A. Adams and the said defendant Lowell Hunter are not to be confined to or required to await the flow of said waters herein awarded to them, over the lands of the said defendant Hyrum L. Hunter, but they may if they choose, convey the same directly to their respective lands by such means as may be or are made available to them outside of the said lands of the said defendant Hyrum L. Hunter, either by meand of new and additional or independent ditches, provided that in the exercise of such rights, they shall not impair or diminish the flow of the waters of the said Little Cottonwood Creek and Oakley Meadow Creek Spring in the vlume herein awarded to the said Hyrum L. Hunter.

And it is FURTHER ORDER__, ADJUDGED AND DECREED that the respective parties hereto and each and every of them, their heirs, executors, ad-

It is further ordered, adjudged and decreed that the said defendant
d A. Boren, shall have and enjoy the use of one hundred and twenty
nches of said Little Cottonwood Creek, measured under a four inch pressure,
said water to date from the first day of April 1904. said water to be used
for the irrigation of the lands of the defendant described in the findings
of fact herein.

It is further ordered, adjudged and decreed that in case the said plaintiff Hyrum L. Hunter, should not irrigate the said lands with said water herein decreed to him, the defendants Orson P. Bates, Jr., and John Alexander, or either of them and their successors in interest, shall have the privelege of turning said Little Cottonwood Creek into said Oakley Meadow Creek at any point above the lands of said plaintiff, at any time when the plaintiff shall discontinue the irrigation of his said lands.

It is further ordered, adjudged and decreed that each and every party hereto and their successors and assigns and each of them or hereby perpetually enjoined and restrained from diverting or interfering with the waters of said Little Cottonwood Creek or said Oakley Meadow Creek, except in the quantities and in the manner and from the time and in the order in which they and each of them are herein decreed to be entitled thereto.

It is further ordered, adjudged and decreed that each of the parties herein shall pay all the costs by him incurred without recourse upon any of the other parties hereto.

Lyttleton Price.
District Judge.

Filed in open court this 22nd, day of September 1905.
Recorded September 23rd. 1905.
Joseph Y. Haight.
Clerk of Court.

45-E

Title of Case: V.S. Hunter and Simmons

Water Dist. 10 County Cassia

Judicial Dist. 4 Judge Wm. A. Babcock

Date of Decree 5-11-20 Recorded in Book No. at Page No. File No. 10

NAME	AMOUNT INCHES OR SECOND FEET	PRIORITY	DIVERSION SUBDIV.	SEC.	TWP.	RG.	REMARKS, LAND TO BE IRRIGATED, ETC.
Hyrum L. Hunter	120	4-1-76					S½SE¼, NE¼SE¼ 25-13S-21E
George A. Adams	50	6-30-81					S½Lot 2, Lot 3 30-13S-22E
Lowell Hunter	10	"					N½Lot 2 30-13S-22E
Joseph B. Alexander	50	4-1-82					SE¼SW¼, S½SW¼SE¼ 19-13S-22E
John L. Alexander	50	"					NW¼SE¼, N½SW¼SE¼ 19-13S-22E
Orson P. Bates, Jr.	*120	4-1-04					N½NW¼ 12; & S½NE¼ 11-14S-21E
Hyrum L. Hunter Oakley Meadow Cr. Spgr.		5-1-06					S½SE¼, N½SE¼ 25-13S-21E *Increase over 20" of flo

DECREE INDEX

First rights above from Cottonwood Creek and Oakley Meadow Creek Spring

All rights "excepting the increase of said spring over and above 20 miner's inches" Except 5-1-06 right gets that increa

*Right good when flow insufficient to reach lands of prior rights or when prior rights are filled and there is excess wat

Never to impair rights of prior decreed rights.

ministrators and assigns, and each and every of them, are hereby perpetually injoined and restrained from in any manner diverting or interfering with the flow of the waters of the said Little Cottonwood Creek and the said Oakley Meadow Creek Spring, excepting only in the quantities and in the manner and from the time and in the order in which they and each and every of them are herein decreed to be entitled thereto.

And it is FURTHER ORDERED, ADJUDGED AND DECREED that when said parties hereto, or any of them are not making beneficial use of the said waters, or applying the same to the said lands for irrigation purposes then the said waters of the said Little Cottonwood Creek and Oakley Meadow Creek Spring shall be returned to their natural channel.

And it is further ordered, adjudged and decreed that each of the parties hereto shall bear and pay any and all costs incurred by him herein without recourse upon any of the other parties hereto.

Wm. A. Babcock, District Judge

Dated this 11th day of May, 1920.

Received copy above decree this 8, day of May, 1920

B. P. Howells, Attorney for Defendants.

Filed for record at the request of W. L. Dunn at 10:35 A. M., May 15th, 1920.

B. F. Wilson, County Recorder

07/08/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-179

WATER RIGHT NUMBER: 45-179

Owner Type	Name and Address
Current Owner	GEORGE A ADAMS
	, ZZ

Priority Date: 06/30/1881

Basis: Decreed

Status: Active

Source	Tributary
LITTLE COTTONWOOD CREEK	GOOSE CREEK
OAKLEY MEADOW SPRING	LITTLE COTTONWOOD CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	/ to /	1.000 CFS	
	Total Diversion:	1.000 CFS	

Location of Point(s) of Diversion

LITTLE COTTONWOOD CREEK

OAKLEY MEADOW SPRING

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	22E	30							X			X							
									L 2			L 3							

Conditions of Approval:

Remarks:

1. General P. U. IS S 1/2 LOT #2 & ALL OF LOT #3. ACRES IRRIGATED = 50. INCLUDES NOT OVER 0.4 CFS FROM OAKLEY MEADOWS SPRING.

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-179

Dates and Other Information:

Licensed Date:
Decreed Date: 5/11/1920
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Hyrum L Hunter, et al
Decree Plaintiff: Joseph B Alexander, et al
Civil Case Number:
Judicial District: Fourth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Log for claim A45-00179 **Spatial Dynamics LRR** **3/15/00**

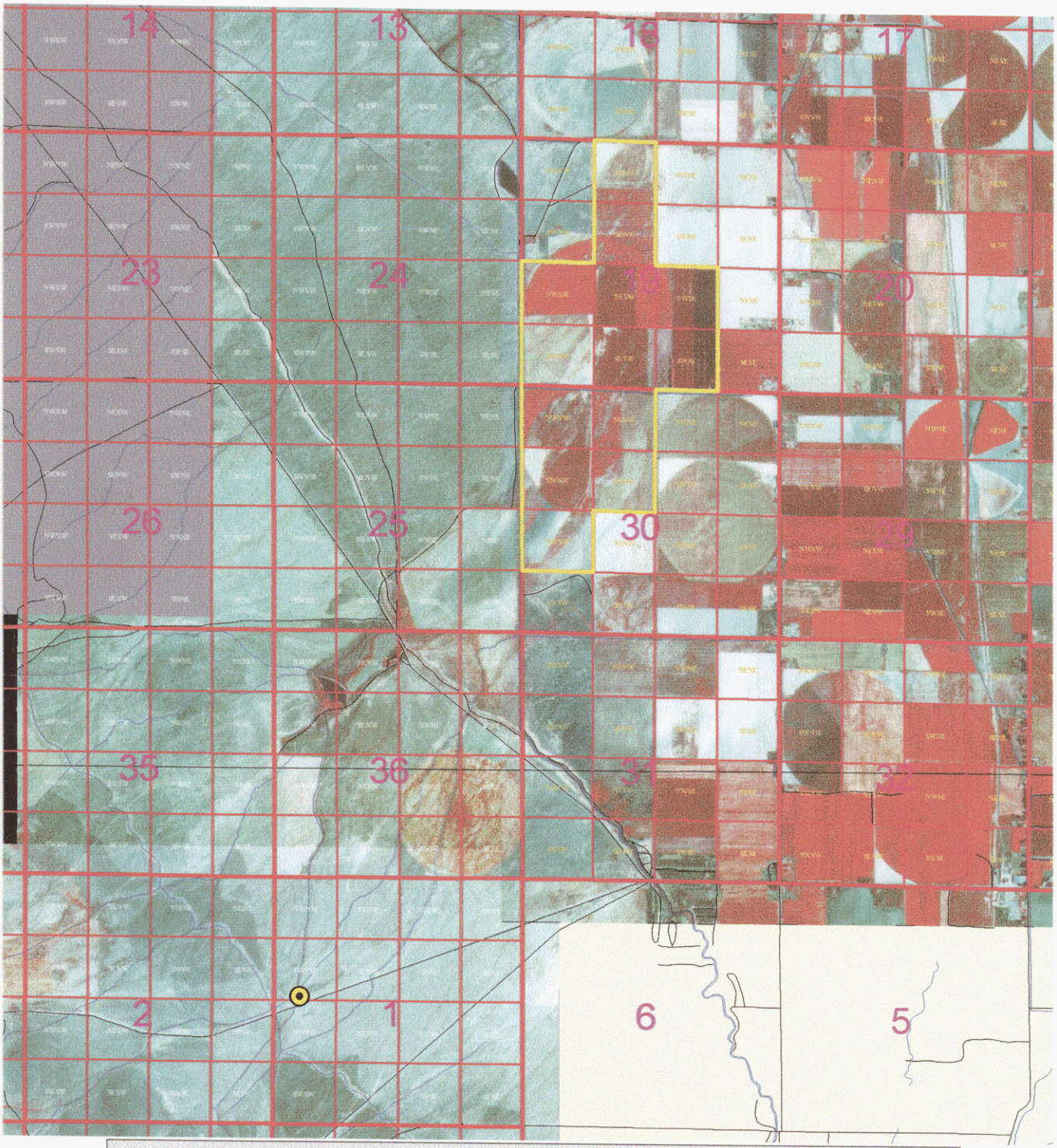
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
13s22e	19	NENW	40	~~0~~ 40	found by Pickett
13s22e	19	SENW	40	~~0~~ 40	found by Pickett
13s22e	19	NESW	40	40	
13s22e	19	NWSW	46	46	
13s22e	19	SWSW	46	46	
13s22e	19	SESW	40	40	
13s22e	19	NWSE	10	~~0~~ 40	Indiscernible found by Pickett
13s22e	19	SWSE	10	~~0~~ 40	Indiscernible found by Pickett
13s22e	30	NENW	40	40	
13s22e	30	NWNW	46	46	
13s22e	30	SWNW	lot 2 (½) 46 ← Dec	46	
13s22e	30	SENW	40	40	
13s22e	30	NWSW	lot 3 45 ← Dec	45	
Totals:			489	~~389~~ 381 ~~549~~	

limited to ~~50~~ 70 Ac w/in 389 Ac. ppl (according to remarks in dec.)
– ½ lot 2, all lot 3 –
50 irrig Ac.

Water Right Cla... Number A45-00179

03/15/2000

Township , 13S22E



Legend

Irrigated Area

Place of Diversion

Section line

Quarter Section Line

Roads

Streams and canals

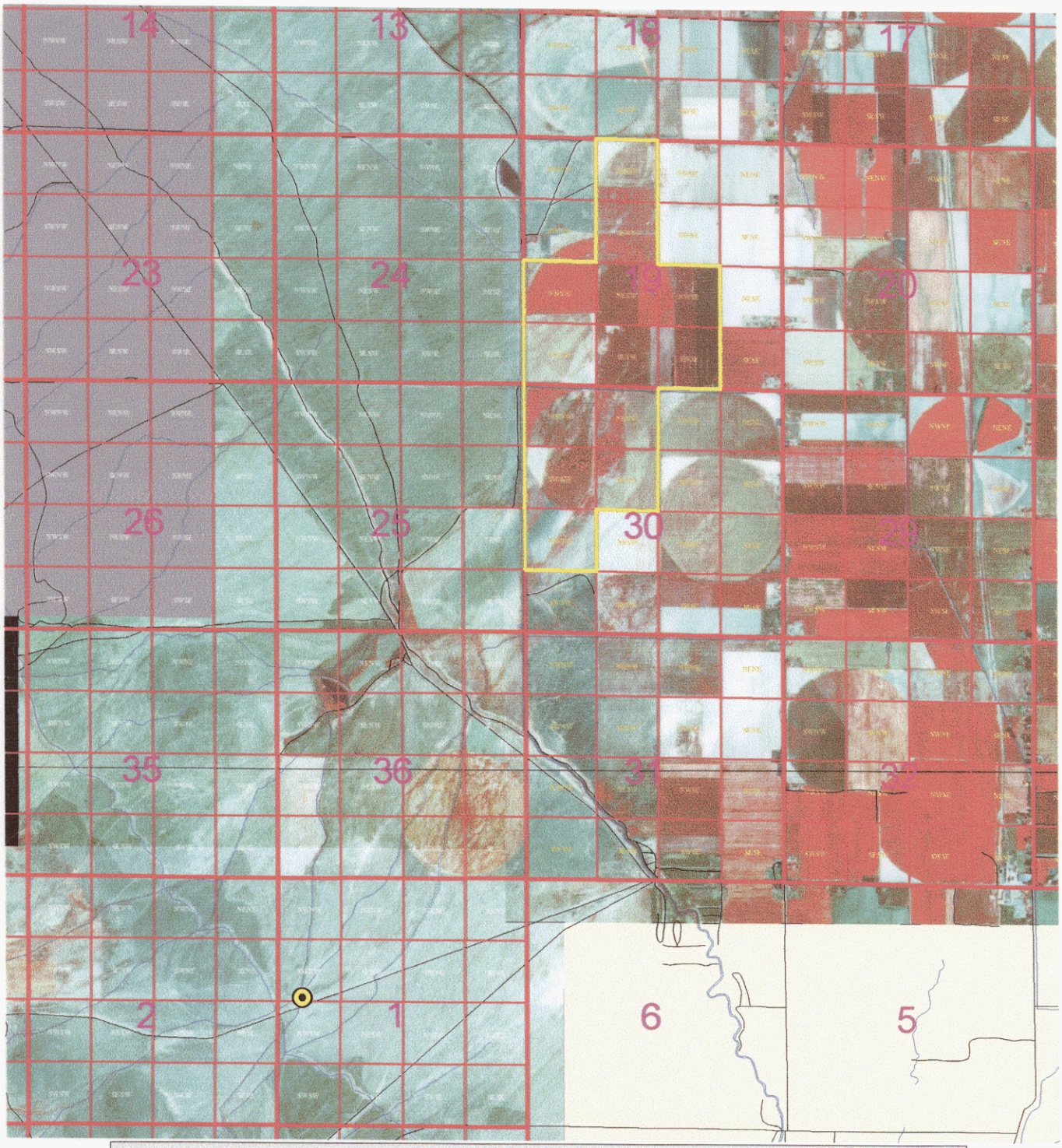
N

2000 0 2000 4000 Feet

Water Right Cla... Number A45-00179

03/15/2000

Township , 13S22E



Legend

Irrigated Area

Place of Diversion

Section line

Quarter Section Line

Roads

Streams and canals

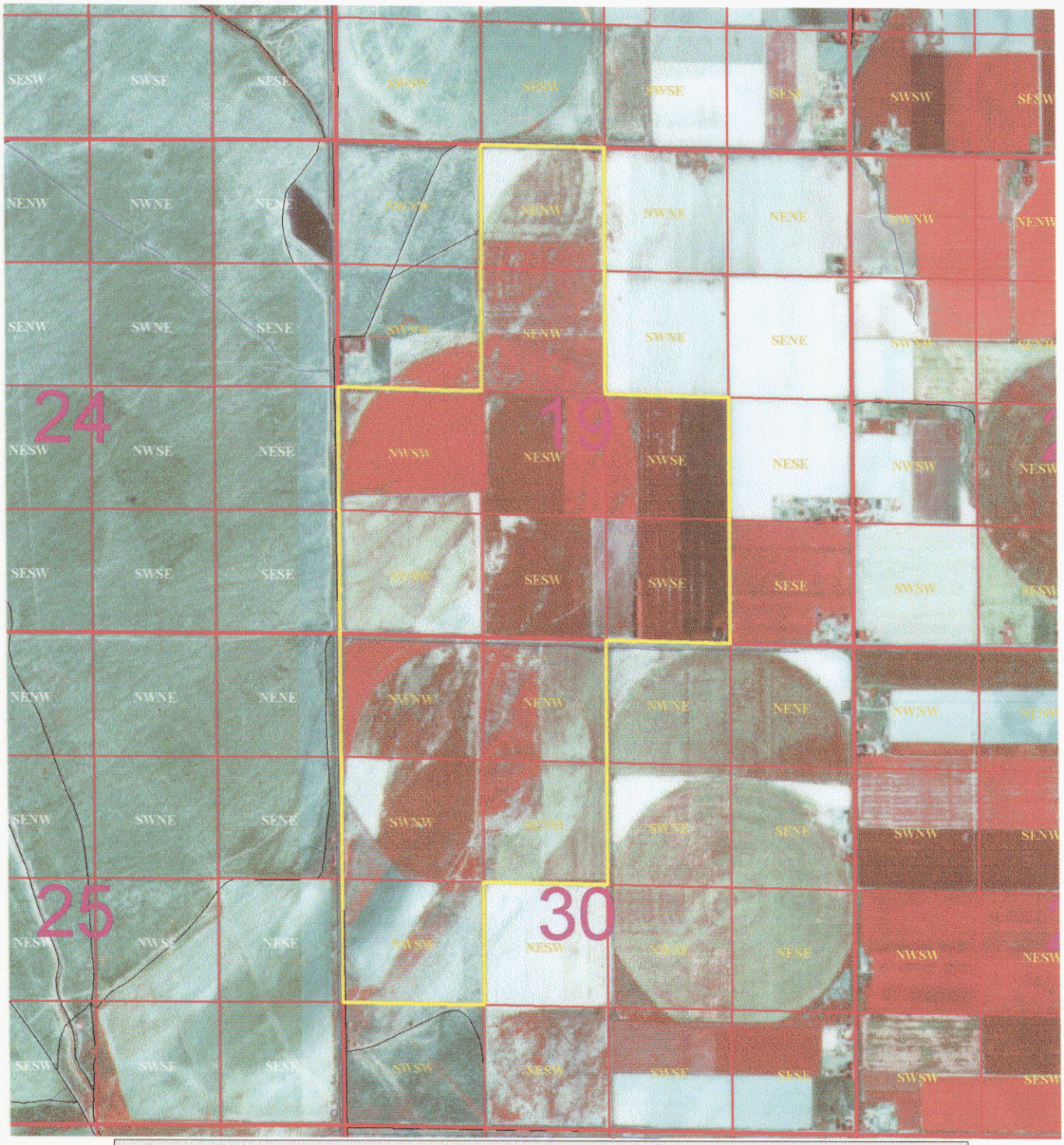
N

2000 0 2000 4000 Feet

Water Right Cla... Number A45-00179

03/15/2000

Township , 13S22E



Legend

- Irrigated Area
- Place of Diversion
- Section line
- Quarter Section Line
- Roads
- Streams and canals

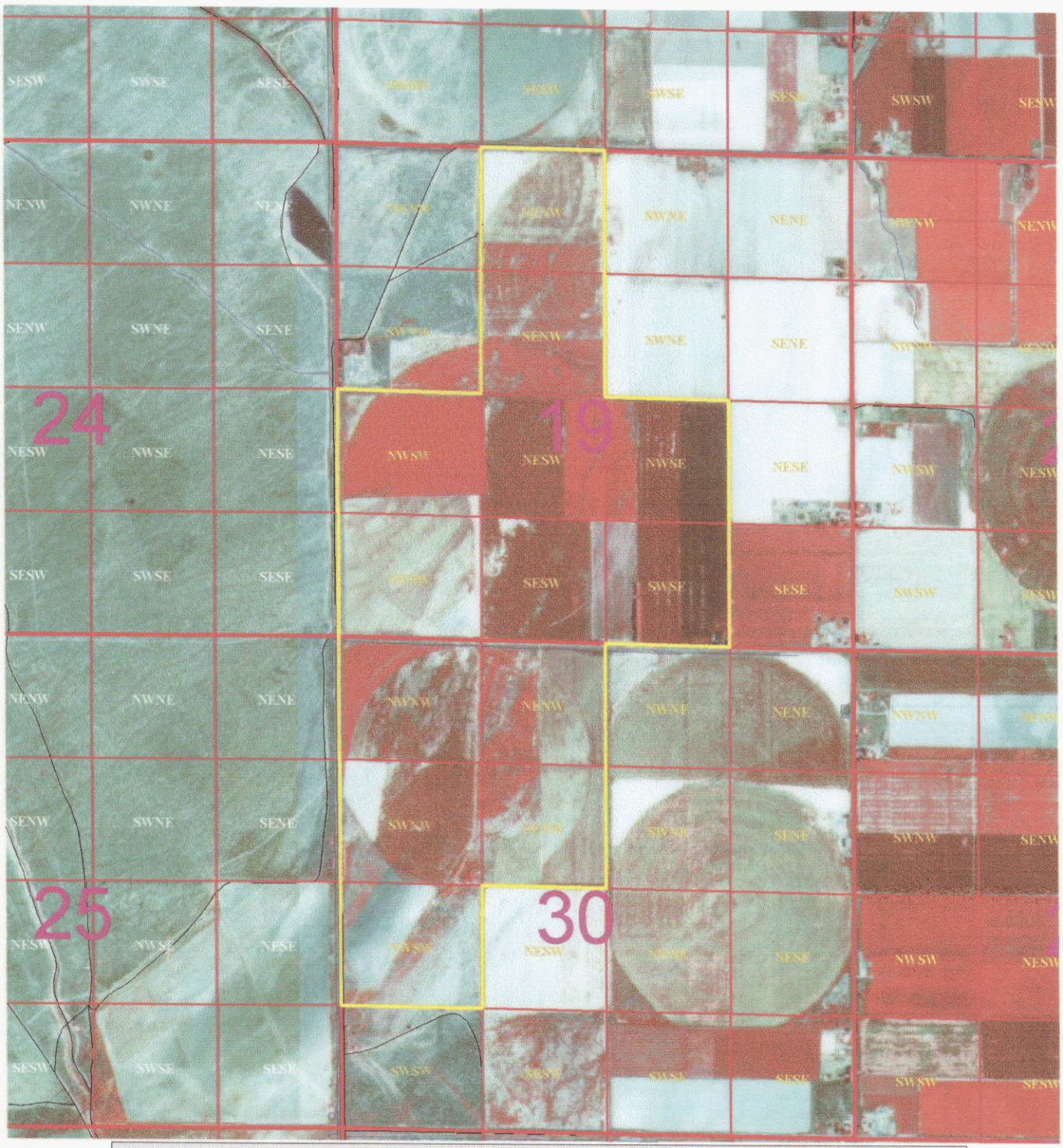
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1000 0 1000 2000 Feet

Water Right Cla...t Number A45-00179

03/15/2000

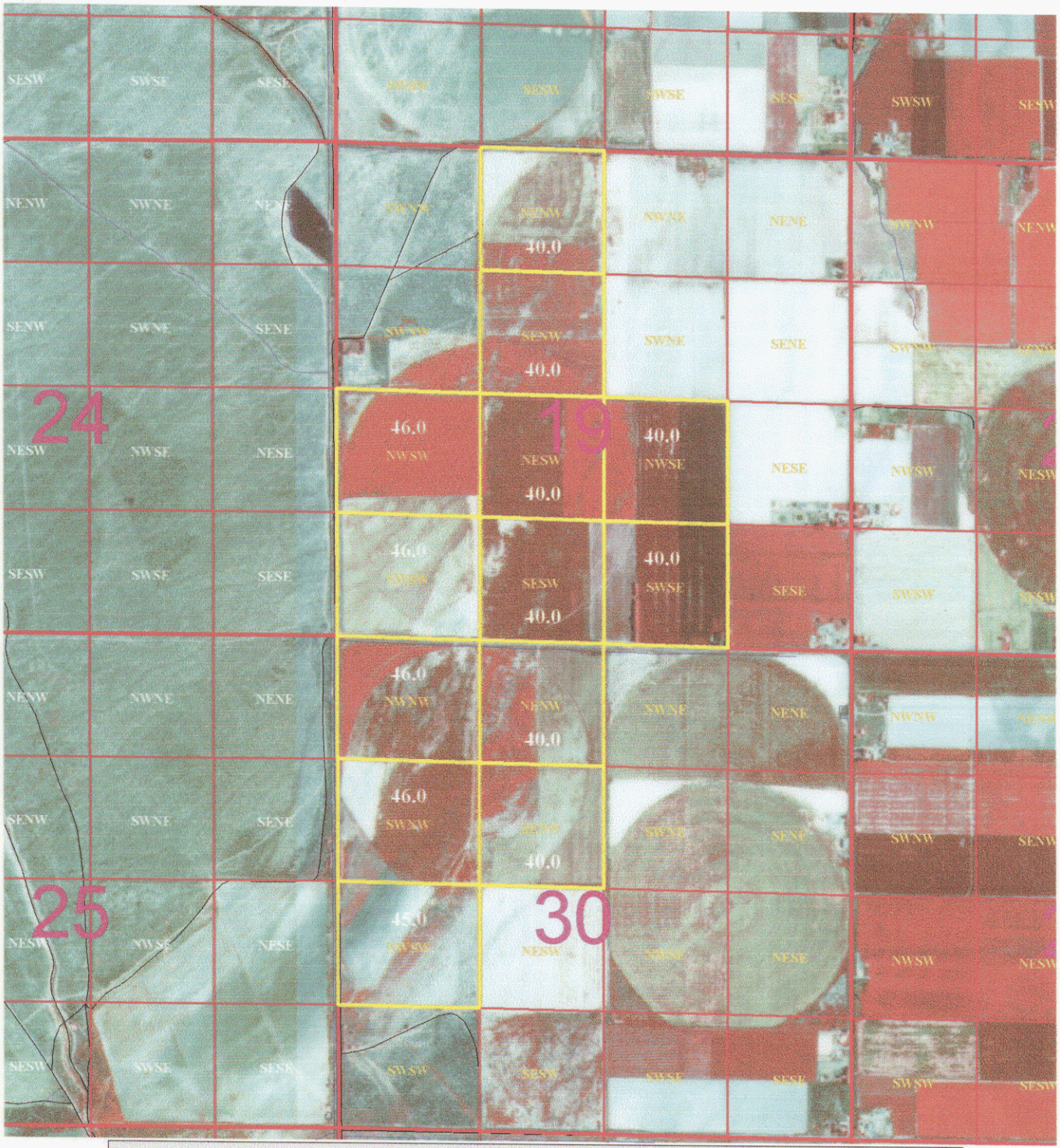
Township , 13S22E



Water Right Cla... Number A45-00179

03/15/2000

Township , 13S22E



OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CRAIG S HAWKER	06/30/1881	IRRIGATION	03-15	11-15	1.000 CFS	
C	RENAE B HAWKER						
					TOTAL DIVERSION:	1.000 CFS	
					CONSUMPTIVE USE:		1101.00 AFA

Water Source: LITTLE COTTONWOOD CREEK Tributary to: SINKS Stage: DECREED

Point(s) of Diversion: T14S R21E S01 SWSWNW CASSIA County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
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	SUM
13S	22E	19					40			40	40	03-46	04-46	40		10	10		272.0
13S	22E	30					40	01-46	02-46	40		03-45							217.0
																TOTAL ACRES			489.0

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: A45-00177, 04177 & SHARES IN OAKLEY CANAL CO.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-04177 A45-12445 A45-12522

Other Water Rights Listing Overlapping Place(s) of Use:
A45-00093 A45-00094 A45-00131 A45-00132 A45-00133 A45-00177 A45-00178 A45-02040 A45-02186 A45-02187
A45-02437 A45-04177 A45-04273 A45-12438 A45-12442 A45-12443 A45-12445 A45-12449 A45-12455 A45-12749
A45-12750 R45-00106 R45-00116 R45-00128 R45-00131 R45-00177 R45-00178 R45-02059 R45-04230

Remarks: GEN 10/21/99, CHANGED OWNERSHIP: ADAMS TO HAWKER AS PER FORM 1409 AND DEED REC'D 6/1/99. C.T.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag: D

Audit: 06/15/89 MERRITT 03/30/95 POST-STD 10/21/99 CTIMM