

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 45-256B
Date Received: 6/7/1989
Receipt No: S007635
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

FRED HAWKER Phone: (208)678-2014
361 W 400 S
BURLEY ID USA 83318

AMENDED

2. Date of Priority: 04/12/1892

3. Source: UNAMED STREAM (ANTONE CR) Trib. to: HOWELL CR
PINE CR ANTONE CR
HOWELL CR MARSH CR

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	25E	21	SE NW SW	CASSIA	Howell Cr
12S	25E	28	SE NE NE	CASSIA	Antone Cr
12S	25E	28	SE SW SE	CASSIA	POINT OF INJECTION
12S	25E	28	SE NE NE	CASSIA	POINT OF REDIVERSION
12S	25E	33	SW NW NW	CASSIA	Pine Cr

5. Description of diverting works:

ROCK CHECKS DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	4.70	

7. Total Quantity Appropriated is:
4.70 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	25E	21	SW	NE	IRRIGATION	41
			NE	SW	IRRIGATION	14
			SE	SW	IRRIGATION	20
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	32
					Section Acres	187
12S	25E	28	NW	NE	IRRIGATION	28
			NE	NW	IRRIGATION	20
					Section Acres	48
					Total Acres	235

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:

14. Remarks:

FULL RIGHT IS ROTATED AMONG ALL USERS.

***** CHANGED ADDRESS AS PER REQUEST REC'D 11/19/98. CT

Claim amended to recognize the entire irrigated ground and to include Howell Cr as an additional source. The diversion rate is also amended to reflect one inch per acre. KKC

15. Basis of Claim: Decreed

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: _____

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

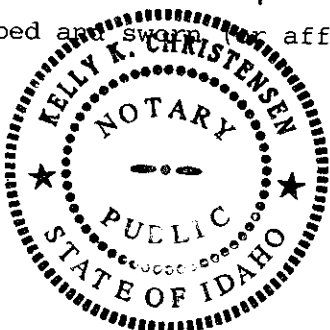
Signature of Claimant(s): Fred Hawk Date: 7/12/03

Date: _____

State of Idaho

County of Twin Falls } SS.

Subscribed and sworn to (and affirmed) before me this 17th day of July 2003



Kelly K. Christensen
Notary Public

Residing at Twin Falls Id

My commission Expires 8-3-11-04

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: A45-00256B
Date Received: 6/07/1989
Receipt No: 5007635
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRED HAWKER
Address: ~~RT 2, BOX 2232~~ 361 W 400S 208-678-2014
BURLEY, ID 83318

2. Date of Priority: APR 12, 1892

3. Source: UNAMED STREAM (ANTONE CR.) Trib. to: HOWELL CR.
PINE CREEK HOWELL CR.

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	25E	28	NE	NE	SW		CASSIA
			SW	SW	SW		CASSIA

5. Description of diverting works:
ROCK CHECKS DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.500		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12S	25E	21	SE	SW		IRR	25.0
			NW	SE		IRR	9.0

A45-00256B

Page 1

Date: 06/07/89

MICROFILMED

MAR 07 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	25E	21	SW	SE		IRR	40.0
			SE	SE		IRR	30.0
						Section Acres	104.0
		28	NW	NE		IRR	32.0
			NE	NW		IRR	16.0
						Section Acres	48.0
						Total Acres	152.0

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:
45-00517C, 45-00284A, 45-00286A

14. Remarks:
FULL RIGHT IS ROTATED AMOUNG ALL USERS.

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: 1

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): Fred Hawker Date: June 7-89

Date: _____

State of Idaho)
County of Thur Falls) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of June 19 89

[Signature]
Notary Public

Seal

Residing at Kilberry, Id
My Commission Expires 6/30/92

E 32

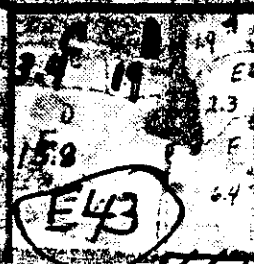
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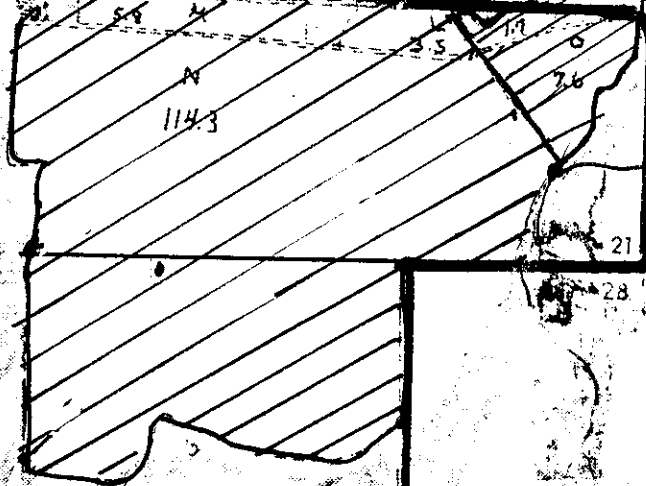
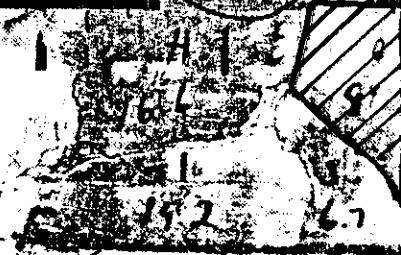
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E213



BLM



20 21
29 28

21 22
28 27

PD

Pond

MICROFILMED
MAR 11 1993

BLM



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

RECEIVED

NOV 19 1998

Department of Water Resources
Southern Region

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s):

00256B, 00286A, 00517C

45-00284A, 02500, 02507, 07339A, 00240A
45-11242, 11243, 11244

☐ Old Mailing Address:

Rt 2-Box 2232
Burley, ID 83318

☐ New Mailing Address:

361 W 400 S
Burley, ID 83318

☐ New Telephone Number: () 678 - 2014

☐ Signature of Claimant(s):

Fred Hawker

Date: 11-19-98

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: 12/1/98

By: [Signature]

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data Entry

Date:

By:



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**

November 2, 1999

FRED HAWKER
361 W 400 S
BURLEY ID 83318

RE: Snake River Basin Adjudication (SRBA)

Notice of Claim No. A45-00240A, 00256B, 00284A, 00286A,
00517C, 02500, 02507, 07339A, 11242, 11243, 11244

Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly.

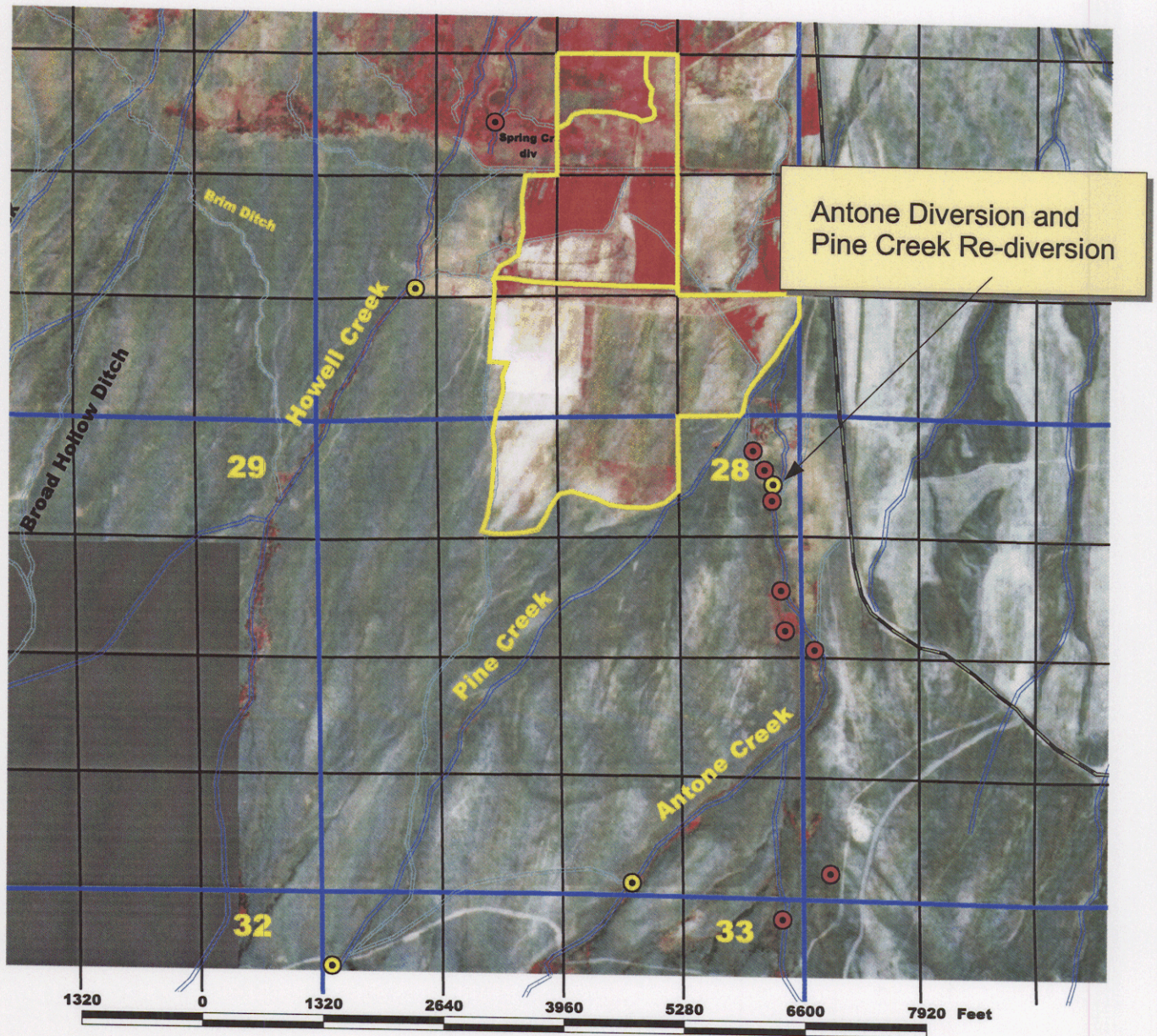
If you have any questions, please feel free to contact this office.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

CT:ct

RECOMMENDED PLACE OF USE FOR 45-256B



PLACE OF USE
TWP 12S, RNG 25E, SEC 21
Data entry on July 18, 2003

CASSIA CO



● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN



**Idaho Dept of Water Resources
Claims review notes and narrative**

Date: 10-1-2001

File: 45-256 decree split analysis

Prepared by Kelly K Christensen

ANALYSIS OF 45-256

4-12-1892

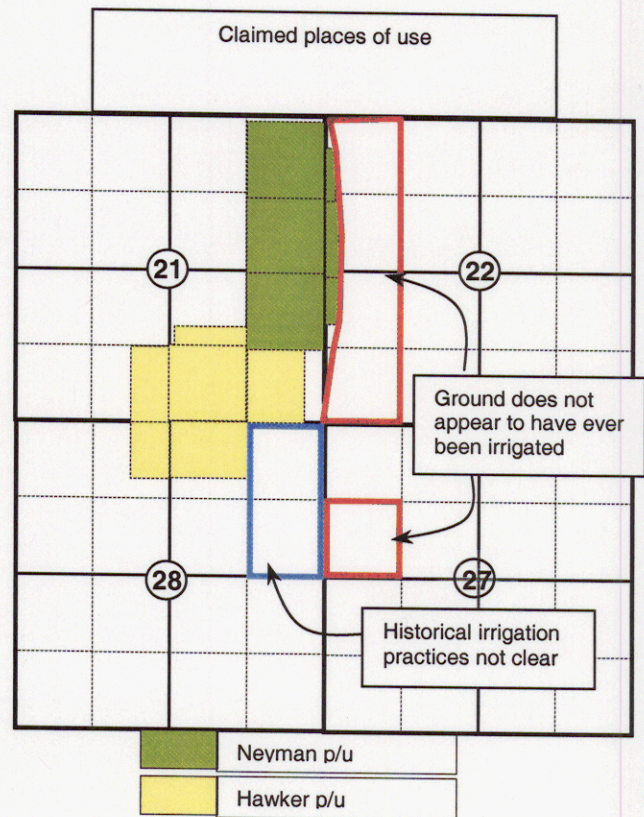
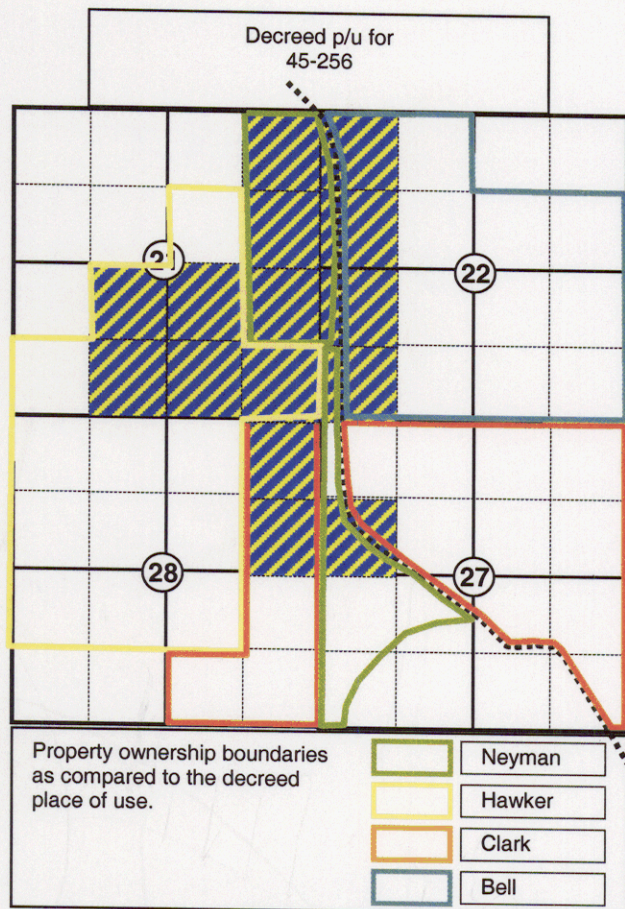
10.00 cfs on fifteen 40 ac tracts

Decreed source = Marsh Creek and its tributaries

This right was claimed as follows

45-256A	Neyman	0.16 cfs	claim includes 6 of the decreed 40 acre tracts
45-256B	Hawker	2.50 cfs	claim includes 4 of the decreed 40 acre tracts
	total	2.66 cfs	

Remark in the Hawker claim states that the full right is rotated among all users.



Actual ownership of the ground west of the highway in section 22 is not clear. There is some information that Clark may own that ground.

As of this date neither Clark nor Bell has claimed against the decreed right. It does not appear that the ground owned by Bell was ever actually irrigated. It does not appear that the decreed ground in section 27 has ever been irrigated either.

It is not clear from the available aerial photography the historical irrigation practices for the ground in section 28.

45-256A Neyman. Neyman has claimed ≈130 acres within the decreed place of use but has only claimed 0.16 cfs. He has claimed both Howell Creek and Antone Creek as the sources for this right but has claimed one point of diversion, which is consistent with Howell Cr.

45-256B Hawker. Hawker has claimed a 152-acre place of use with approximately 102 acres within the decreed place of use. It appears that this right could overlap with the place of use covered under 45-284A and 45-286A. He has claimed 2.50 cfs. This exceeds one inch per acre for the 102 acres but is short of one inch per acre for the claimed 152 acres. The one of the claimed points of diversion does not appear to correctly identify a diversion location (sec 28 SWSWSW). The map attached to the claim identifies a point of diversion in Sec 21 SESESE. The claimed sources are Antone Cr and Pine Cr. A pond exists in sec 27 NWNWSW that is on the same channel as the marked point of diversion in sec 21. No known connection is known though. Possibly part of the Neyman system.

Log for claim A45-00256B

Spatial Dynamics MWY

4/3/00

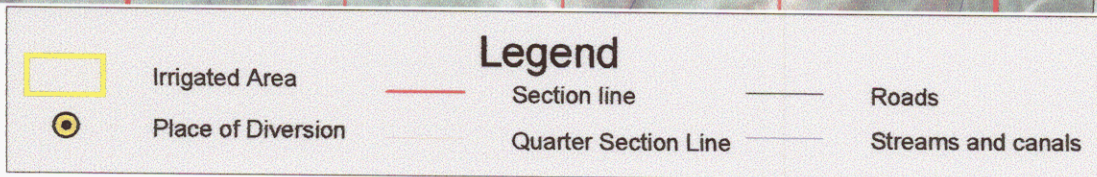
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s25e	21	SESW	25	21	POD placement?
12s25e	21	NWSE	9	8.6	POD placement?
12s25e	21	SWSE	40	40	
12s25e	21	SESE	30	32	
12s25e	28	NWNE	32	28	
12s25e	28	NENW	16	18	
Totals:			152	147.6	

2p104 1520. with 147.6

Pod site in Sec 25 NWNW/5W

1. This rights is also appurtenant to the NESW of Sec 21 but is not claimed on that ground.

Township , 12S25E



800 0 800 1600 Feet

