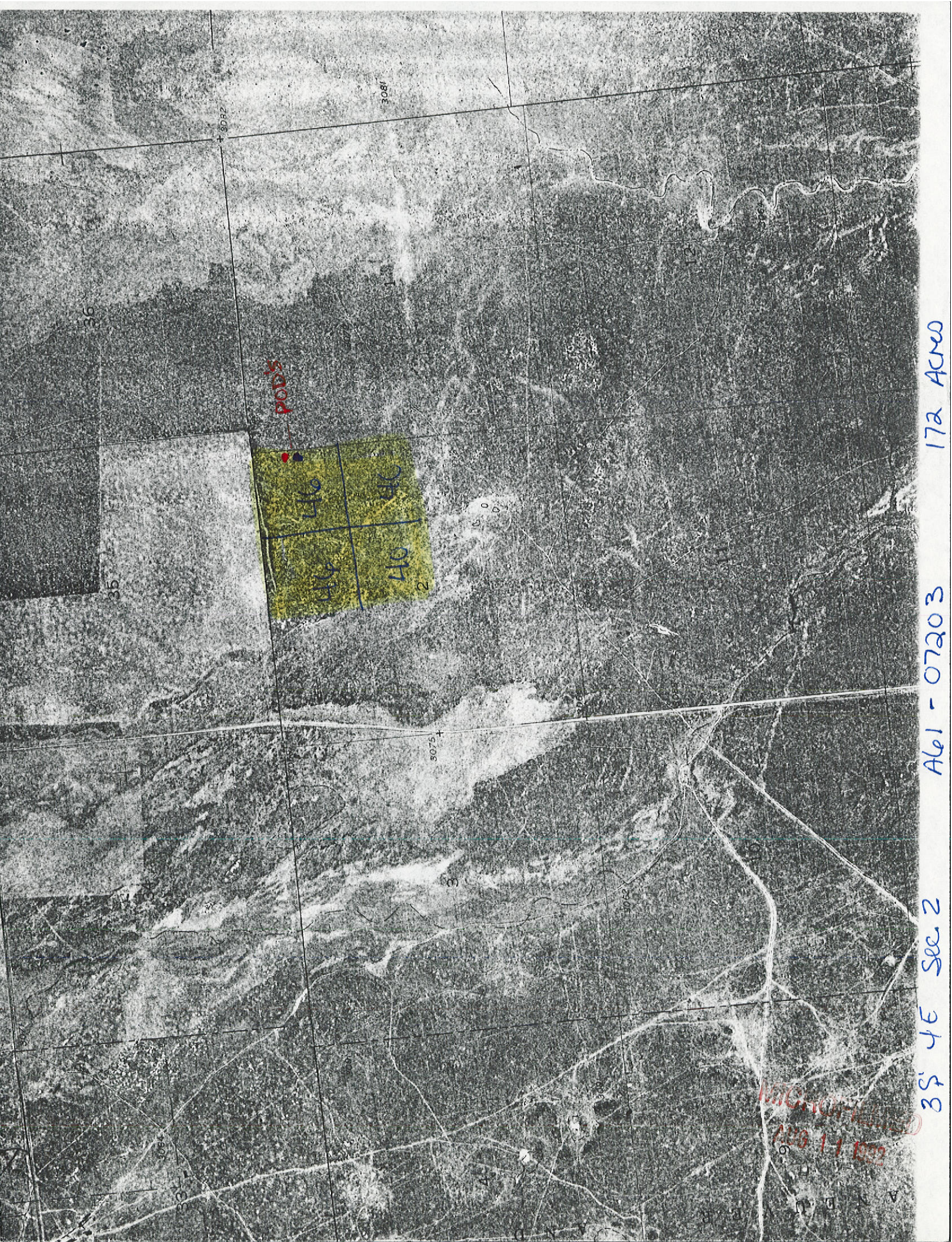




PODS

444

446

440

442

17a ACW0

AG1 - 07203

38' 4E Sec 2

MICROFILMED
AUG 11 1992

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: A61-07203
Date Received: 11-7-89
Receipt No: 1005142
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL D. HICKEY 208-796-2127
Address: P.O. BOX 243
MOUNTAIN HOME, ID 83647-0000

2. Date of Priority: DEC 04, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	04E	2	NE	NE	NE		ELMORE

5. Description of diverting works:
2 WELLS- 406/16" 200HP; 400/6" 5HP, WHEELINES, PIPED TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.440		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 516.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME AND A FEW STOCK 15-20 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	04E	2	NE	NE		IRR	46.0
			NE	NE		DOMEST	

A61-07203

Page 1

Date: 11/07/89

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AUG 11 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	04E	2	NW	NE		IRR	46.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
Section Acres							172.0
Total Acres							172.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:

2 P/D IN NENE, LOT 1, SECTION 2 T3S, R4E.

REINSTATED 04/15/1980.

150 ACRES in CEP - Began in 1988. (L.H.)

15. Basis of Claim: PERMIT

Water Right Number - R61-07203

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPLIT CLAIM1 -
2 -
3 -
City- XXXX
Phone - 208-000-0000

State- ID Zip- X

*** O - ORIGINAL OWNER ***
MONTIERTH

CLARENCE ROBERT

1 -
2 -
3 -
City- NA
Phone - 208-000-0000
1 - P.O. BOX 243
2 -
3 -
City- MOUNTAIN HOME
Phone - 208-796-2127

State- ID Zip- 00000

HICKEY

CARL D.

State- ID Zip- 836470000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/04/1975 14 WESTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER
SPLIT CLAIM SEE REMARKS+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
03S 04E 2 NE NE NE (39) ELMORE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 3.440
43 - DOMESTIC 01/01 12/31 0.040+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.440 516.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
03S 04E 2 NE NE 46.0 01 IRRIGATION (39) ELMORE
03S 04E 2 NW NE 46.0 01 IRRIGATION (39) ELMORE
03S 04E 2 SW NE 40.0 01 IRRIGATION (39) ELMORE
03S 04E 2 SE NE 40.0 01 IRRIGATION (39) ELMORE
03S 04E 2 NE NE 43 DOMESTIC (39) ELMORE

Total Acres: 172.0

MICROFILMED
SEP 27 1996

Water right number - R61-07203 Prefix Translation: RESEARCH

+ - - Diversion Means - 2 WELLS- 406/16" 200HP; 400/6" 5HP, WHEELINES, PIPED TO HOUSE

+ - - Non-Irrigation Use - D/1 HOME AND A FEW STOCK 15-20 CATTLE

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
THIS CLAIM HAS BEEN SPLIT INTO 61-07203A & 61-07203B BY
APPROVED TRANSFER NO. 4328.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 09/16/1994 User Id: KWALKER Subject: COPIED FROM REMARKS
2 P/D IN NENE, LOT 1, SECTION 2 T3S, R4E. REINSTATED 04/15/1980.
150 ACRES IN CRP BEGAN IN 1988.
THIS CLAIM HAS BEEN SPLIT INTO A61-07203A & A61-07203B BY APPROVED TRANSFER NO. 4328.

+ - - Audit Fields - - +
09/16/94 KWALKER

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000	Field Inspection Made - 00/00/0000	Civil Case Number - 39576
Objection Filed Date - 00/00/0000	Field Inspection Flag -	Old Case Number -
Response Filed Date - 00/00/0000	Verified Date - 09/16/1994	Old Judicial District -
Claim Received Date - 11/07/1989	Last Amended Date - 00/00/0000	Temporary Right - P
	Receipt Number - M005142	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector - AND	Presumption Flag -
		Notice of Error Flag -

MICROFILMED
SEP 27 1996

Water Right Number - A61-07203

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPLIT CLAIM1 -
2 -
3 -City- XXXX
Phone - 208-000-0000

State- ID Zip- X

*** O - ORIGINAL OWNER ***
MONTIERTH

CLARENCE ROBERT

1 -
2 -
3 -City- NA
Phone - 208-000-0000

State- ID Zip- 00000

HICKEY

CARL D.

1 - P.O. BOX 243

2 -
3 -City- MOUNTAIN HOME
Phone - 208-796-2127

State- ID Zip- 836470000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/04/1975 14 WESTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER
SPLIT CLAIM SEE REMARKS+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
03S 04E 2 NE NE NE (39) ELMORE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 3.440
43 - DOMESTIC 01/01 12/31 0.040+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.440 516.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
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03S 04E 2 NW NE 46.0 01 IRRIGATION (39) ELMORE
03S 04E 2 SW NE 40.0 01 IRRIGATION (39) ELMORE
03S 04E 2 SE NE 40.0 01 IRRIGATION (39) ELMORE
03S 04E 2 NE NE 43 DOMESTIC (39) ELMORE

Total Acres: 172.0

MICHO-LINE
SEP 27 1996

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/31/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 11/07/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M005142	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

RECEIVED

27 1980

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 61-07203

Priority: November 25, 1976

Maximum Diversion Rate:

2.30 CFS

Maximum Diversion Volume:

677.2 AF

This is to certify, that CARL D HICKEY
CONNIE M HICKEY

PO BOX 243

MOUNTAIN HOME ID 836470000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 1, 1974; and has submitted Proof of Beneficial Use on April 3, 1980. An examination indicates that the works have a diversion capacity of 2.340 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.26 CFS	676.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	2.30 CFS	677.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 2, Township 03S, Range 04E
ELMORE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	04E	1	NESW 40	NWSW 40	SWSW 40	160
			SESW 40			
		2	Lot 1(NENE) 43	Lot 2(NWNE) 46	SWNE 40	169
			SENE 40			
						329

Total number of acres irrigated:

PLACE OF USE: DOMESTIC

TWN RGE SEC

03S 04E 2 Lot 1(NENE)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.

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State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

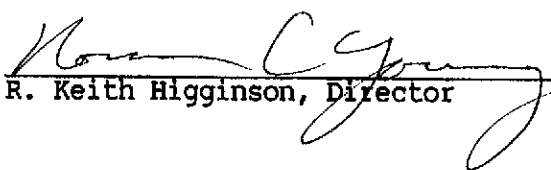
WATER RIGHT NO. 61-07203

CONDITIONS/REMARKS:

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. This right is limited to the irrigation of 169 acres in the place of use described above in a single irrigation season.
8. Two points of diversion are located within the NENE, Lot 1, S02, T03S, R04E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 12TH day of JULY, 1975.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 27 1996

APPROVED

MACROFILMED
SEP 27 1996

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 61-07203

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Boise, this 3 day of June, 1993

Carl D. Wicker
(Signature) ✓

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 61-07203

FOR DEPARTMENT USE ONLY

Preliminary check by BC Fee = 20.00 Received by CA # C027723 Date 6-3-93

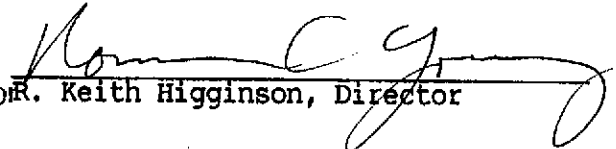
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 61-07203 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. This right is limited to the irrigation of 169 acres in the place of use described above in a single irrigation season.
8. Two points of diversion are located within the NENE, Lot 1, S02, T03S, R04E.

Witness my hand this 12TH day of JULY, 1993.


Acting for R. Keith Higginson, Director

MICROFILMED

SEP 27 1996

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: 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): Carl D. Hickey Date: 11-7-89

Date: _____

State of Idaho)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of November 1989

Notary Public

Seal

Residing at _____
Anna Baunhoff, Notary Public
My Commission Expires _____
Residing at Boise, Idaho
My Commission Expires December 7, 1994

38 4E Sec 2

AG1 - 07203

17a ACW0

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER lw DATE SUBMITTED 9/5/91
ADJUDICATION AGENT _____ RESPONSE DUE DATE _____
COUNTY _____ OWNER'S NAME _____

PERMIT DATA T R S Q/Q T R S Q/Q

P/D 3S 4E 02 NENENE _____

P/U 3S 4E 02 NENE _____

PROOF SUBMITTED DATE 4/3/1980

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing:

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
☒ Claim filed for permit and copy attached *
☐ Claim filed although not required (proof filed after 11-19-87)
☐ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different Claims (new number - different right)

- ☒ Name index search
☒ Legal description search
☐ Non-data entry claims search
☐ Claim found but large system no exam required *

Claims found requiring exam	Date field exam conducted	Exam data is in, Permit file	Attached	Exam not Conducted
--------------------------------	------------------------------	---------------------------------	----------	-----------------------

<u>461-07203</u> Adj No.	<u>7/30/91</u>	☒	☐	☐
<u>461-07399</u> Adj No.	<u>7/30/91</u>	☒	☐	☐
_____ Adj No.	_____	☐	☐	☐

☒ Exam completed date(s) data entered 9/5/91 ^{lw} (initial & date)

* copies included only if pertinent to permit field exam

MICROFILMED

AUG 11 1992

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER Don White DATE SUBMITTED _____

ADJUDICATION AGENT _____ RESPONSE DUE DATE _____

COUNTY _____ OWNER'S NAME Carl Hickung

PERMIT DATA T R S Q/Q T R S Q/Q

P/D 35 42 02 NEVE _____

P/U 35 42 02 NE _____

PROOF SUBMITTED DATE 4/3/1980

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing:

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
☒ Claim filed for permit and copy attached *
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☐ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different Claims (new number - different right)

- ☒ Name index search
☐ Legal description search
☐ Non-data entry claims search
☐ Claim found but large system no exam required *

Claims found requiring exam	Date field exam conducted	Exam data is in, Permit file	Attached	Exam not Conducted
--------------------------------	------------------------------	---------------------------------	----------	-----------------------

<u>A61-07203</u> Adj No. <u>7/31/91</u>	☒	☐	☐
<u>A61-07399</u> Adj No. <u>7/31/91</u>	☒	☐	☐
_____ Adj No. _____	☐	☐	☐

☒ Exam completed date(s) data entered lw 8/5/91 (initial & date)

* copies included only if pertinent to permit field exam

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AUG 11 1992