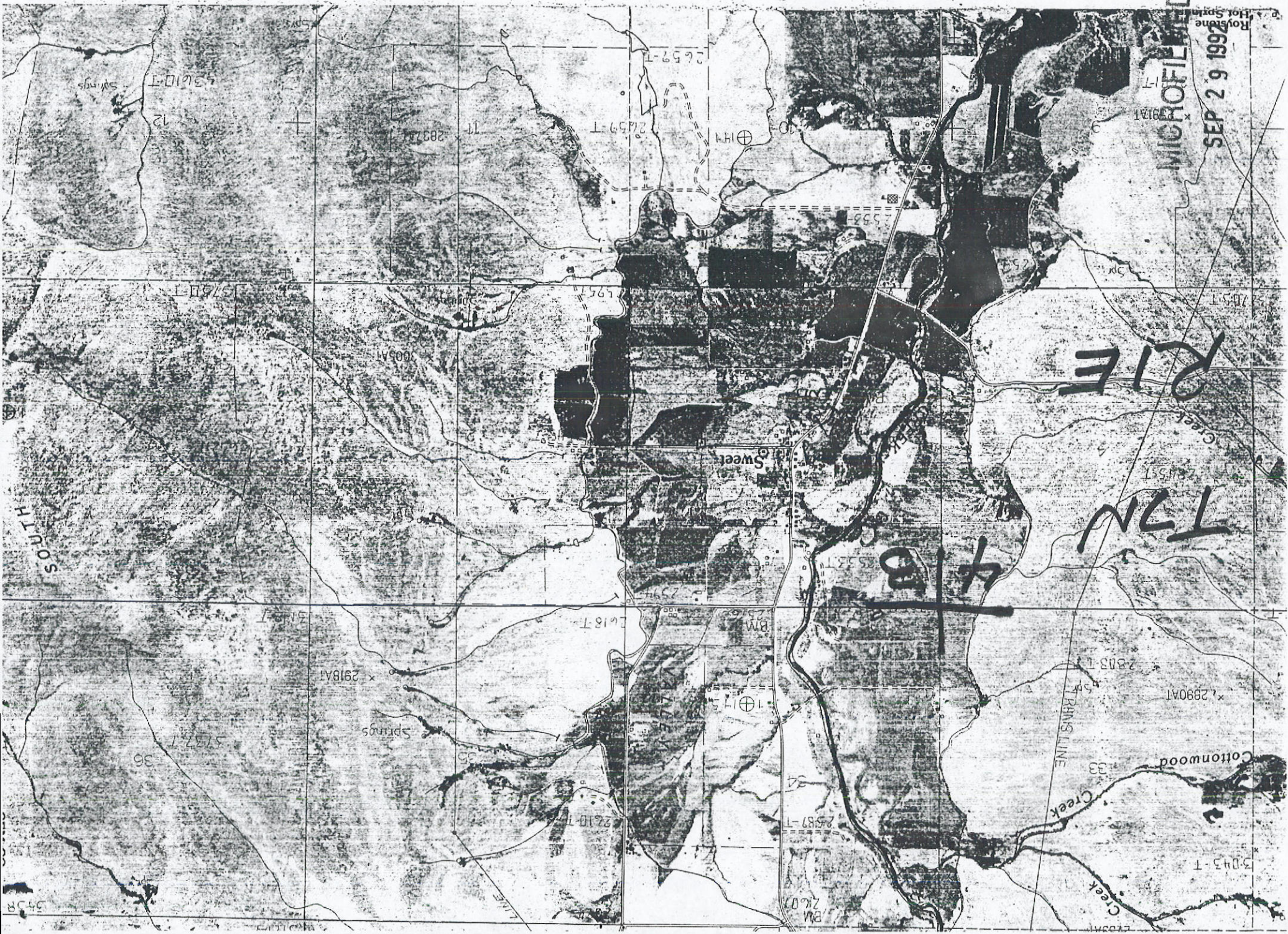




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: A65-18737
Date Received: 9/28/1990
Receipt No: C018472
Received By: B

RECEIVED
SEP 28 1990

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAX HYMAS 208-584-3449
Address: BOX 8
SWEET, ID 83670

OR

Name: ANNE HYMAS 208-584-3449
Address: BOX 8
SWEET, ID 83670

2. Date of Priority: JAN 01, 1893

3. Source: SPRING Trib. to: SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	01E	3	NE	NE	SW		GEM
			NW	NE	SW		GEM

5. Description of diverting works:
INSTREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	10/15	05/01	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK, UP TO 50 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	01E	3	NE SW		STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

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): May Hyman Date: 28 Sept 1990

Date: _____

State of Idaho)
County of Ada) SS.

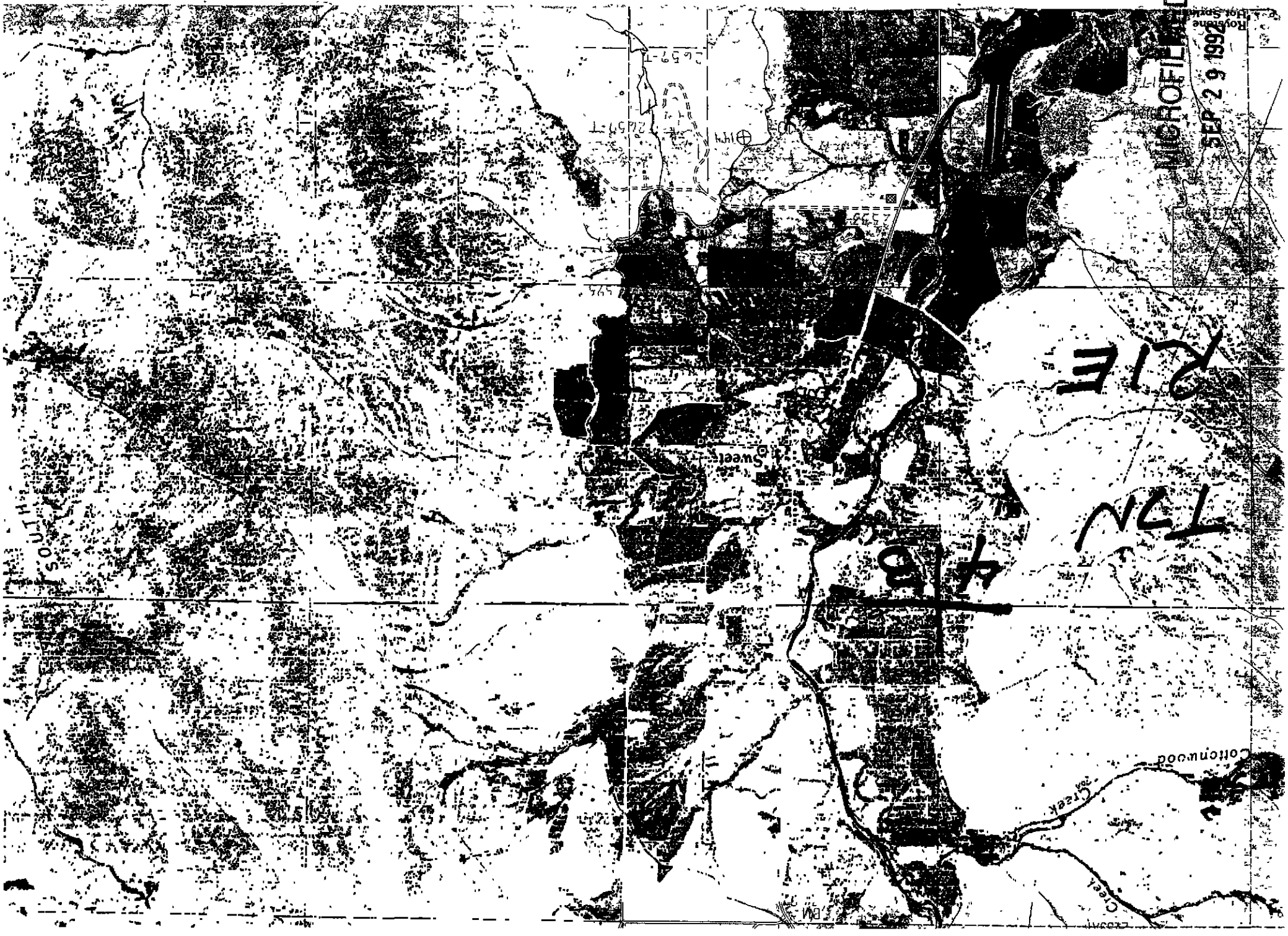
Subscribed and sworn (or affirmed) before me this 28th day

of September 19 90

Anna Baumhoff
Notary Public

Seal

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



MICROFILMED

SEP 29 1992

R1E
T7N

43

Cottonwood Creek

SOUTH

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I R.C.P. 54(b) FOR
Case No 39576)
) Water Right 65-18737

2004 JUL -3 AM 10:58
FILED
TWIN FALLS, IDAHO
JPM

NAME AND ADDRESS: ANNE HYMAS
MAX HYMAS
PO BOX 8
SWEET, ID 83670

SOURCE SPRING TRIBUTARY SQUAW CREEK

QUANTITY 0 02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1893

POINT OF DIVERSION: T07N R01E S03 NENESW Within Gem County
NNNESW

PURPOSE AND PERIOD OF USE-	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	10-15 TO 05-91	0 02 CFS

PLACE OF USE. Stockwater Within Gem County
T07N R01E S03 NESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE

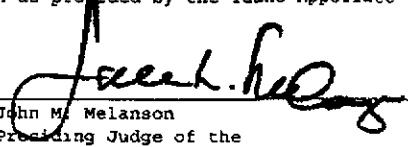
Basin 65 General Provisions No 3, the Separate Streams
General Provision, does not apply to appropriations of water
after October 18, 1977.

This water right shall be administered as being from a
separate source pursuant to Basin 65 General Provision No 3.
If the holder of this right seeks to change the right pursuant
to Idaho Code Section 42-222 or successor statute, nothing in
this general provision shall preclude any other person or entity
from demonstrating that such change in use would cause injury to
its water right or from receiving any relief provided by law in
the event of injury.

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 I C SECTION 42-1412(6)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

AJ0749NP
No. R65-18737

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

DATE: 01/13/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MAX HYMAS	01/01/1893	STOCKWATER	10-15 05-01	0.020 CFS	
C	ANNE HYMAS					
	PO BOX 8					
	SWEET ID 83670					
	(208) 584-3449					
				TOTAL DIVERSION:	0.020 CFS	

Water Source: SPRING

Tributary to: SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R01E S03 NENESW NWNESW GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
07N	01E	3	:																	:

POU County: GEM

Other Rights: NONE

Conditions of Approval:

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

Remarks: EXP PARCEL NO. 4025.01 4
STOCKWATER, 50 RANGE CATTLE

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

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

Comments: Date: 10/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Date: 01/13/2000 User-ID: SBOCK Subject: RATE REDUCTION
AS PER BASIN WIDE ISSUE #12

Audit: 01/13/00 SBOCK

AJ5809NP
No. R65-18737

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/17/97
PAGE: 32

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MAX HYMAS	01/01/1893	STOCKWATER	10-15 05-01	0.03 CFS	02
C	ANNE HYMAS					
PO	BOX 8					
	SWEET ID 83670					
	(208) 584-3449					
				TOTAL DIVERSION:	0.03 CFS	02

Water Source: SPRING

Tributary to: SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07N R01E S03

NENESW

NWNESW

GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
07N	01E	3	:																	:

POU County: GEM

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A65-00073	A65-00134	A65-00135	A65-00237	A65-00242	A65-00307	A65-00308	A65-18349	A65-18737	R65-00073
R65-00134	R65-00135	R65-00237	R65-00242	R65-00307	R65-00308	R65-18349			

Other Water Rights Listing Overlapping Place(s) of Use:

A65-02379 A65-03043 A65-03044

Conditions of Approval:

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

Remarks: EXP PARCEL NO. 4025.01 4
STOCKWATER, 50 CATTLE

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

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

Comments: Date: 10/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE

AJ5809NP
No. R65-18737

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/17/97
PAGE: 33

=====

Comments: Date: 10/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 09/27/93 DUNN1 09/29/93 DUNN1 03/30/95 POST-STD 10/03/97 AJU5-JSH

OLD (D) NUMBER -

+ - - - - ADDRESS - - - - +

STATE- ID ZIP- 83670

STATE- ID ZIP- 83670

+ - - - STATUS - - - - +

+ - - - - - - - TRIBUTARY - - - - - +
SQUAW CREEK

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
07N	01E	3	NE NE SW			(45) GEM		
			NW NE SW			(45) GEM		

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04 - STOCKWATER		10/15	05/01	0.030	

+ - TOTAL DIV. RATE - +	+ - TOTAL DIV. VOLUME - +	+ - TOTAL DIV. CAPACITY - +	+ - TOTAL CONSUMPTIVE USE - +	+ - KW USAGE - +
0.030			0.0	

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
07N	01E	3	NE SW			04	STOCKWATER	(45) GEM

+ - - DIVERSION MEANS - INSTREAM STOCKWATERING

+ - - NON-IRRIGATION USE - STOCK, UP TO 50 HEAD CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

	REMARKS	
	NO REMARKS FOUND.	

```
+-----OLD WATER RIGHT NUMBERS-----+  
NO OLD WATER RIGHT NUMBERS FOUND.
```

MICROFILMED

AUG 04 1994

WATER RIGHT NUMBER - A65-18737

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/28/90 BAUMHOFF

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - 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	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 09/28/1990	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C018472	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

4025.01 4

DATA ENTRY

ENTERED 10-1-93 RS

CHECKED [Signature]

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
DWR Records

VERIFIED
AUG 0 5 1992

CERTIFIED
MAY 24 1993
WATER EXAMINER

MICROFILMED
AUG 0 4 1994