

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 37-21359
Date Received: 10/26/2004
Receipt No: 5027138
Received By: DA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JEFFREY C HUBER Phone: (208)345-0063

5209 TURRET WAY
BOISE ID USA 83703

2. Date of Priority: 12/31/1956

3. Source: CLEAR CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	18E	31	SE NW	BLAINE	
04N	18E	31	SW NE	BLAINE	

5. Description of diverting works:

SEE ATTACHED MAP OF DIVERSION POINT. I HAVE ONE 2.5 HORSEPOWER PUMP THAT FEEDS A SPRINKLER SYSTEM THAT IRRIGATES APPROXIMATELY THREE ACRES OF LAWN AND FLOWERS. PLEASE SEE ATTACHED PHOTOS FROM 1956 AND 1981.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/31	0.12	

7. Total Quantity Appropriated is:
0.12 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
04N	18E	31	SE	NW	IRRIGATION	3
Section Acres						3
Total Acres						3

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

REMARK FROM CLAIMANT: WE HAVE USED THIS METHOD OF IRRIGATION SINCE 1956.

10/26/2004: CLAIMANT DID NOT ENTER PLACE OF USE BUT NOTED TO SEE ATTACHED LEGAL. ATTACHED LEGAL WAS POWER LINE AGREEMENT DESCRIBING RIGHT OF WAY THROUGH 51.19 ACRES. PROBABLE POU WAS DETERMINED FROM MAP SUBMITTED WITH CLAIM. NO MONTH OR DAY WAS CLAIMED FOR PRIORITY DATE THEREFORE LAST DAY OF YEAR WAS ENTERED. POINTS OF DIVERSION WERE ENTERED AS DESCRIBED IN CLAIM. SEE MAP SUBMITTED.

15. Basis of Claim: Beneficial Use

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NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 25 2004
Department of Water Resources
Southern Region

Please type or print clearly

- Name of Claimant (s) JEFFREY CLARK HUBER Phone (208) 345-0063
Mailing Address 5209 TURNER WAY BOISE ID. Zip 83703
Cell 208 724-1315
- Date of Priority (Only one (1) per claim) 1956
- Source of water supply (a) CLEAR CREEK (NOT SURE IF IT HAS BEEN FORMALLY
which is tributary to (b) WOON RIVER NAMED CLEAR CREEK
- a. Location of existing point of diversion is: Township 4N Range 18E Section 31,
SE 1/4 of NW 1/4 of 1/4, Govt. Lot, B.M., County of
ANOTHER SOUTHWEST 1/4 OF THE NORTHEAST 1/2 (SEE ATTACHED LIRIAL)
Additional points of diversion if any: NONE
- b. If instream flow, beginning point of claimed instream flow is: SAME AS ABOVE
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
- Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. SEE ATTACHED MAP OF DIVERSION
POINT. I HAVE ONE (1) TWO AND 1/2 HORSEPOWER PUMP
THAT FORMS A SPRINKLER SYSTEM THAT IRRIGATES
APPROXIMATELY ~~7~~ THREE (3) ACRES OF LAWN AND
FLOWERS. PLEASE SEE ATTACHED PHOTOS FROM 1956
AND 1981

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 5/1 to 10/31 amount .12 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .12 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
			SPR ATTACHED				LEGAL DESCRIPTION												

Total number of acres irrigated THREE (3)

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: WE HAVE USED THIS METHOD OF IRRIGATION
SINCE 1956

Last Name HUBER Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The grid is composed of 16 columns and 16 rows, totaling 256 squares. The dashed lines are thin and light gray, contrasting with the white background of the squares. The overall pattern is a uniform, repeating grid of crosshairs.

HUBER

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments Three (3)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Jeffrey Clark Huber Date 10-21-04

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 21st day of October 2004
-19-

Notary Public S. Sharma

Residing at Boise

My Commission Expires 11-19-2010

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

POWER LINE EASEMENT

Ulela Snook Bramble, Dorothy Snook Perry and Frances G. Snook
Grantor(s), of Blaine County, State of Idaho, do hereby grant and convey to IDAHO POWER COMPANY, a corporation, its licensees, successors and assigns, Grantee, for One Dollar and other valuable considerations, a right of way and easement for the erection and continued operation, maintenance, repair, alteration, inspection and replacement of the electric transmission, distribution and telephone lines and circuits of the Grantee, attached to a line of poles or other supports, together with guys, crossarms and other attachments and incidental equipment thereon, and appurtenances, over, on and across the following premises, belonging to the said Grantor(s) in Blaine County, State of Idaho, in the following location, to-wit:

The Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}$ - $NW\frac{1}{4}$); and that portion of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4}$ - $NE\frac{1}{4}$) lying West of the Stock Driveway right-of-way containing 11.19 acres more or less; all in Section Thirty One (Sec. 31), Township 4 North (Tp. 4N), Range 18 East of the Boise Meridian (R. 18 E B M), containing in all approximately 51.19 acres of land

Together with all rights of ingress and egress necessary for the full and complete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.

Executed and delivered this 6th day of August, 19 51

WITNESS:

STATE OF Idaho } ss.
County of Blaine

Ulela Snook Bramble
Dorothy Snook Perry
Frances G. Snook

On this 6th day of August, 19 51, before me, H. K. Putzier, a Notary Public, personally appeared Ulela Snook Bramble, Dorothy Snook Perry and Frances G. Snook, known to me to be the person(s) who executed the foregoing instrument and acknowledged to me that they executed the same freely and voluntarily for the uses and purposes therein mentioned.

Notary Public, residing at
(Notarial Seal)

H. K. Putzier
Hailey, Idaho
Commission expires July 31, 1952

STATE OF _____ } ss.
County of _____

On this _____ day of _____, 19 _____, before me, _____, a Notary Public, personally appeared _____ and _____, to me personally known, who being duly sworn, did say that they are respectively the _____ President and the _____ Secretary of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as the free act and deed of said corporation.

Notary Public, residing at _____
(Notarial Seal) Commission expires _____, 19 _____

A family

C compound's

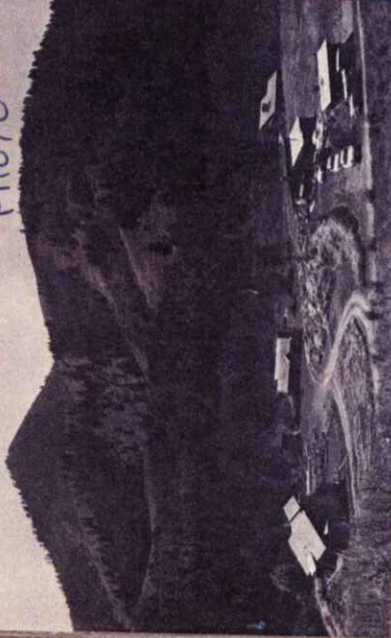
R emarkable

E ffect on

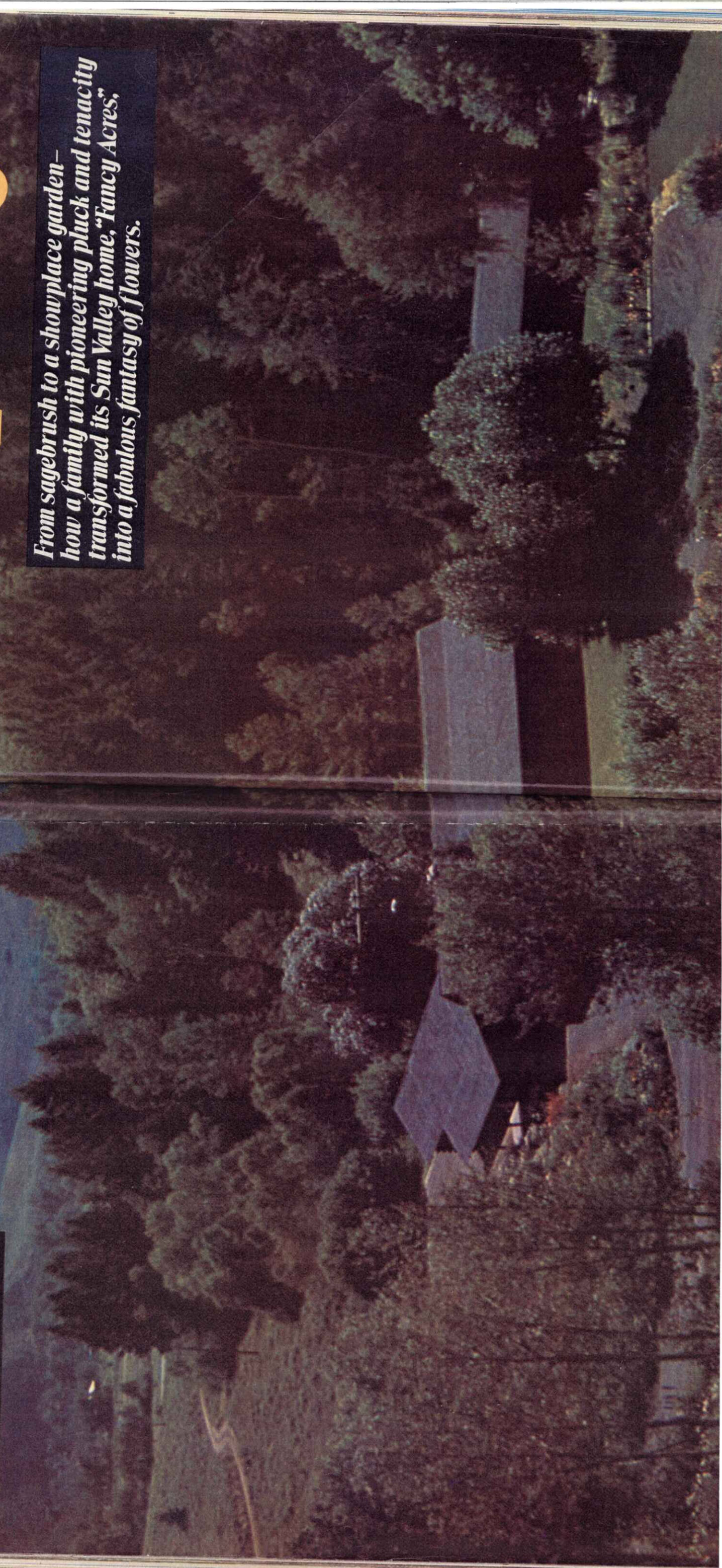
S un Valley

From sagebrush to a showplace garden—
how a family with pioneering pluck and tenacity
transformed its Sun Valley home, "Fancy Acres,"
into a fabulous fantasy of flowers.

1956
PHOTO



Before: The look of the land when the place was new





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 26, 2004

Jeffrey C. Huber
5209 Turret Way
Boise, Idaho 83703

RE: Snake River Basin Adjudication (SRBA)
New Claim Nos.: 37-21358 & 37-21359

Dear Claimant,

Enclosed are copies of your new claims for irrigation use. Please review the documents for any data entry errors and let me know of any corrections necessary.

These new claims will be included in our future Basin 37 Director's Report to the Court. The investigation of these claims, and the subsequent issuance of the Director's Report for this basin, is not scheduled to begin until next year. At that time, you may be contacted for additional information that will help us correctly describe your water right in the decree.

Don't hesitate to contact the Department with any questions regarding this or any other SRBA claims.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls
vikie.hancock@idwr.idaho.gov