

No Color
Documents
In File

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: **A63-28958**
Date Received: 3/ 2/1990
Receipt No: W010397
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MILLARD W ICKES
Address: 21250 MIDLAND BLVD
CALDWELL ID 83605

208-454-3604

AND/OR

Name: CONSTANCE H ICKES
Address: 21250 MIDLAND BLVD
CALDWELL ID 83605

208-454-3604

2. Date of Priority: JUN 10, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02W	16	SE	NW	SW		CANYON

5. Description of diverting works:
37'X6" WELL, NO PUMP, LOCATED ON E SIDE OF 10 MI CR NEAR HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	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:
STOCKWATER, 50 HORSES

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02W	16	NW	SW		STOCK	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

A63-28956, A63-28957, A63-28959 AND A63-28960

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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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

Identification No. 463-28958

Date Received

Receipt Number W010397

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Western Regional Office

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) MILLARD W. and/or CONSTANCE H. Ickes Phone (208) 454-3604Mailing Address 21250 Midland Blvd. Caldwell, Idaho Zip 836042. Date of Priority (Only one per claim) June 10th, 1980 Month/Day/Year3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source4. Location of point of diversion is: Township 4 N Range 2 W
Section 16, SE 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____, BM.,
County of CANYON

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Well for stockwater; 6" casing, 30' deep, no pump, located on east side of Ten Mile Creek across from house

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stockwater purposes from 1-1 Month/Day to 12-31 Month/Day amount .03 (cfs)(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed .03 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) up to 50 head of horses

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AUG 03 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 4 N Range 2 W
Section 16, NW 1/4 of SW 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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.
(X) None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Constance D. Iches Date 3/1/90
William W. Fisher Date 3/1/90

For Organizations: I do solemnly swear or affirm that I am _____

of _____, Title _____, that I have signed the foregoing
document in the space below as _____ Organization
Title _____ of _____ Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Idaho)

County of Ada)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 26th day of May 19 93

SEAL

Notary Public Terri L. Hegstrom

Residing at Boise, Idaho

My Commission Expires 7/10/98

Last Name Iches Ident No. _____

Copies: White-State, Yellow-Claim **MICROFILMED**

AUG 03 1994

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

CLAIMANT'S NAME

JKR

CLAIM IDENT. NO.

A63-28958

DATE RECEIVED

3/12/90

RECEIPT #

401037

FEE PAID

\$35.-

FEE REQ'D

\$65.-Require
Info?

- | | YES | NO | Require Info? |
|---|-------------------------------------|--------------------------|---------------|
| 1. Is the name and address complete with zip code? <u>5 claims</u> | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) <u>N/A</u> | ☐ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form?
The short form is limited to D/S uses. Other uses must be filed on
the long form. Note: If stockwater stor. or instream stockwater are
filed on the short form & all items complete, do not return claim. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? <u>N/A</u> | ☐ | ☐ | |
| Is the consumptive use correct? <u>N/A</u> | ☐ | ☐ | |
| 9. Are the non-irrigation uses listed showing # of homes, hd. of stock? | ☒ | ☐ | * |
| If multiple domestic, is single ownership indicated? | ☐ | ☐ | |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own
the place of use, authority for filing the claim must be
explained in the remarks.) <u>N/A</u> | ☐ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit, or decree is
the existing water right no. listed? <u>N/A</u>
If yes, compare claim w/existing right and attach proof
report noting any differences in comments.
If no, was water right no. found? | ☐ | ☐ | * |
| 17. If the basis of claim is shown as beneficial use, or not marked,
are there existing water rights shown in our records using the
legal description or name on the claim? <u>N/A</u>
(If yes, attach a proof report & complete number change)
NOTE: If the claim is for dom/stock this check is not as
necessary unless it is located within an area where dom/stock
rights were decreed. | ☐ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, was the
fee paid? <u>N/A</u> | ☐ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature
appropriate? | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time?
(Check ML3 for date mailed-not all were mailed on the planned date)
If no, was an extension of time filed & approved? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? <u>Exempt</u> | ☒ | ☐ | * |

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23. Is this claim being rejected and returned to claimant? ✓ ✓
24. Can this claim be data entered? ✓ ✓
25. Was claim modified? — ✓
- If yes, do modifications require notification to claimant? — —
- Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: RME Date 1/4/92

Claim data entered by: ef Date 6-14-93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: make entry good it!

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-28958

NAME & ADDRESS: GARY A LUDWIG
CONNIE LUDWIG
21266 MIDLAND BLVD
CALDWELL ID 83605

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

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

PRIORITY DATE: 06/10/1980

POINT OF DIVERSION: T04N R02W S16 SENWSW Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.03 CFS

PLACE OF USE: STOCKWATER Within CANYON County
T04N R02W S16 NWSW

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.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 50 HORSES
PARCEL NO. 9R 34068-000

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Rights 63-28956, 63-28957
	)	and 63-28958

<u> </u>	Change of Address
<u>X</u>	Substitution of Party
<u> </u>	I.C. 42-222 Transfer

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

PAGE 1

From (Claimant/Seller):

Name of Claimant: MILLARD W ICKES
CONSTANCE H ICKES
Address: 21250 MIDLAND BLVD
CALDWELL ID 83605
Phone: (208) 454-3604

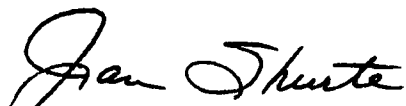
To (Claimant/Purchaser):

Name of Claimant: GARY A LUDWIG
CONNIE LUDWIG
Address: 21266 MIDLAND BLVD
CALDWELL ID 83605
Phone: (208) 454-9086

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: February 3, 1999



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on *February 3, 1999* I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

MILLARD W ICKES
CONSTANCE H ICKES
21250 MIDLAND BLVD
CALDWELL ID 83605
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

GARY A LUDWIG
CONNIE LUDWIG
21266 MIDLAND BLVD
CALDWELL ID 83605
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Denise Buffington
Signature of person or attorney mailing the form

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
2/3/1999

63-28956, 63-28957 and 63-28958

PAGE 3

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.

RECEIVED
FEB 02 1999
WATER RESOURCES
WESTERN REGION

1. Water Right No(s).: _____
Adjudication Claim No(s).: 63-28956, -28957, 63-28958

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 M. W. Jakes
21250 Midland Blvd Caldwell, ID

4. New Owner/Claimant(s) Gary A & Connie Ludwig
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 21266 Midland Blvd
City, State and ZIP Code Caldwell Idaho 83605
New Telephone Number (208) 454-9086

5. Date you acquired the property 1994

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 100 ~~100~~
Diversion rate in CFS _____ Number of homes 2 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) Gary A. Ludwig
Connie Ludwig
(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..

63-28956
63-28957
63-28958

CANYON COUNTY ASSESSOR
1115 ALBANY ST. RM. 323
CALDWELL, ID 83605

IMPORTANT NOTICE-PLEASE READ

PARCEL NO. 6K34063-010- -0
UNIFORM 04N02W16S850
TAX CODE 113-00 10-31-95

Phone 454-7431

CATEGORY DESCRIPTION

IMPROVEMENT ON LAND

LOTS/ACRES

MARKET VALUE

21,650

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
CALDWELL, ID 83605-3542
PERMIT NO. 4

1996

TAXPAYER'S

VALUATION

ASSESSMENT NOTICE

TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENT

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

21,650 NOVEMBER 20, 1996

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

OCCUPANCY ROLL

✓ SEC 16-4N-2W SW

Mail To:

ICKES FAMILY TRUST-TRUST C
% LUDWIG, GARY & CONNIE

PROPERTY ADDRESS
21266 MIDLAND BLVD, CA

21266 MIDLAND BLVD
CALDWELL ID 83605

THIS IS NOT A BILL

IMPORTANT NOTICE-PLEASE READ

CANYON COUNTY ASSESSOR
1115 ALBANY ST. RM. 323
CALDWELL, ID 83605

PARCEL NO. SR34063-000- -0
UNIFORM 04N02W171805
TAX CODE 113-00 05-20-95

Phone 454-7431

CATEGORY DESCRIPTION

DRY GRAZING

LOTS/ACRES

2.89

MARKET VALUE

1,500

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
CALDWELL, ID 83605-3542
PERMIT NO. 4

1995

TAXPAYER'S

VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

1,500 JUNE 20, 1995

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

REGULAR ROLL

TOTAL FULL CASH VALUE
E 25' OF E 1/2 SE & LT 3
SEC 20-4-2, E 25' OF NENE

SEC 17-4N-2W NE

Mail To:

ICKES FAMILY TRUST C
% LUDWIG, GARY A & CONNIE

PROPERTY ADDRESS
MIDLAND BLVD, NA

21266 MIDLAND BLVD
CALDWELL ID 83605

THIS IS NOT A BILL

IMPORTANT NOTICE-PLEASE READ

CANYON COUNTY ASSESSOR
1115 ALBANY ST. RM. 323
CALDWELL, ID 83605

PARCEL NO. ST70915-000- -0
UNIFORM 4N2W16R70915
TAX CODE 113-00 05-20-95

Phone 454-7431

CATEGORY DESCRIPTION

MOBILE HOME
MBL IMP OTHER LAND

LOTS/ACRES

MARKET VALUE

15,468

522

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
CALDWELL, ID 83605-3542
PERMIT NO. 4

1995

TAXPAYER'S

VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

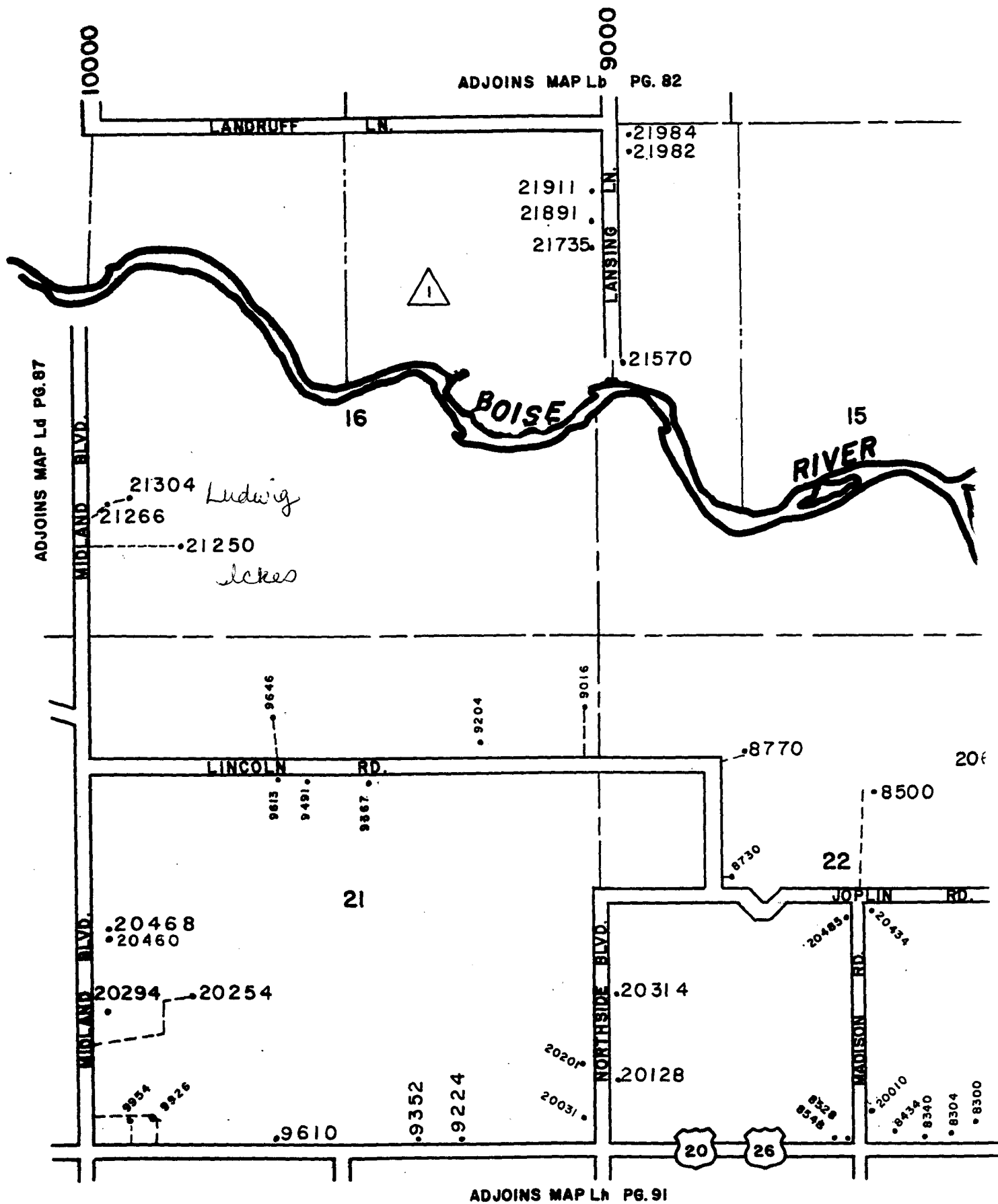
15,990 JUNE 20, 1995

Homeowner Exemption-No

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

TOTAL FULL CASH VALUE

Space: Lot: Bik:
HILLCREST (24 x 56)
02960403ABM



SECTIONS 15,16,21,22 T.4N.,R.2W.

DATE: 02/02/99
PAGE: 1

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R63-28958

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

DATE: 02/02/99
PAGE: 2

=====

Comments: Date: 02/02/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 02/02/99 DBUFFING



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

February 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Water Right No. 63-28956, 63-28957 and 63-28958

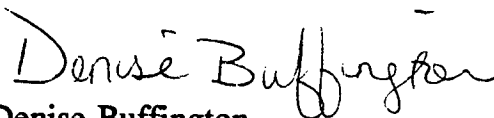
Gary A Ludwig
Connie Ludwig
21266 Midland Blvd
Caldwell ID 83605

Dear Mr. & Mrs. Ludwig:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,


Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

cc: Millard W and Constance H Ickes

AJ0749NP
No. R63-28958

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

DATE: 06/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MILLARD W ICKES	06/10/1980	STOCKWATER	01-01 12-31	0.03 CFS	
C	CONSTANCE H ICKES					
	21250 MIDLAND BLVD					
	CALDWELL ID 83605					
	(208) 454-3604					
				TOTAL DIVERSION:	0.03 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04N R02W S16

SENWSW

CANYON 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	:
04N	02W	16	:																	:

POU County: CANYON

Other Rights: A63-28956, A63-28957, A63-28959 AND A63-28960

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 STOCKWATER, 50 HORSES
PARCEL NO. R04N02W164800

Dates: Exam Made Date: Verified Date: 06/18/1998 Objection Filed Date:

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

Audit: 06/18/98 SEGBERT

QPL 341068-000

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-21-1997
PAGE: A-675

RIGHT NUMBER: 63-28958

NAME & ADDRESS: MILLARD W ICKES ✓
CONSTANCE H ICKES ✓
21250 MIDLAND BLVD ✓
CALDWELL ID 83605 ✓

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

PRIORITY DATE: 06/10/1980 ✓

POINT OF DIVERSION: T04N R02W S16 SENWSW ✓ Within CANYON County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STOCKWATER, 50 HORSES ✓	01-01 12-31	0.03 CFS

PLACE OF USE: STOCKWATER Within CANYON County
T04N R02W S16 NWSW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel No. 2204N02W164800
no name

Verified by	<u>Sc</u>	6/4/98
Verification Source	<u>Computer</u>	

REFUND REQUEST

TO: S. Frazee to Log In
FOR: D. Shaff/D. Allen
FROM: R. McCarthy Date: 5-5-93
SUBJ: Receipt No. W010397 (Please attach ARQ2 Receipt copy)

RE: PayOR Constance Tokes (Constance deceased)
Address 21350 Millard
Caldwell, ID 83605

Claimant if NOT Payor Millard or Constance Tokes
Refund Amount \$ 125.00 Claim Location (Region/Claimant)
Extension Filed? Y/N NA Copy Attached? Y/N NA
Late Fees Paid? Y/N NA Late Fee Receipt #
S.O. Verified Ext. by on D.B. Query by
Refund Generated By (✓) Agent () Claimant
Refund Category insufficient claim in complete
Date of Last Correspondence (copy attached) 1-26-93

Claim No.	Use	Fees Paid	Correct Fee	Rec't #
—	<u>dom</u>	\$ <u>25.00</u>	<u>25.00</u>	<u>W010397</u>
—	<u>gas</u>	\$ <u>25.00</u>	<u>25.00</u>	
—	<u>stock</u>	\$ <u>25.00</u>	<u>25.00</u>	
—	<u>gas</u>	\$ <u>25.00</u>	<u>25.00</u>	
—	<u>stock</u>	\$ <u>25.00</u>	<u>25.00</u>	
Total		\$ <u>125.00</u>	\$ <u>125.00</u>	

Detailed Reason(s) for Refund Attached Y/N NA

notary claims not returned

Region AJ Spvsr. Approval — S.O. AJ Spvsr. Approval —
Don Shaff Approval 6-08-93 Hold 2/16 To Fiscal
Data Base Modified? Y/N NA A &/or R Records By af on 05-05-93
✓ 338-2500 ofc

- 7 Millard Tokes called DVS 6-11-93. Said she returned claims about a wk ago to W.O. & signed in front of Notary. MSG. to W.O. H. 8:20 a.m.
- 7 Rec'd claims (5) 145p from W.O. via Maria. of adjusted ref. log.

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AUG 03 1994

6-11-93 REF CANCELLED
CLAIMS RETURNED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 9, 1993

Mr. & Mrs. Millard Ickes
21250 Midland
Caldwell, ID 83605

RE: Snake River Basin Adjudication (SRBA)
Canyon County - Receipt #W010397

Dear Mr. & Mrs. Ickes:

In our letter to you of January 26, 1993, you were offered some options to record your water rights. Since we have not received anything further from you, the refund process has been initiated with the State Auditor's Office for the fees you paid. You should receive your check in the near future.

If you later decide to refile, a new claim must be completed within one year with filing fees and appropriate late fees included at the time of submittal.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

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AUG 03 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

1-26-93

[Millard Jakes]
21250 Millard
[Caldwell, ID. 83605]

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning the claim(s) to you to complete only the following item(s) showing a checkmark in the blank for that item(s). Receipt No. W010397 in the amount of \$ 125.00 for the filing fee previously submitted is also enclosed.

_____ Fee - No fee received or inadequate fee received, fee due is _____.
(Filing fees, based on use(s) of water, were due on all claims filed)

_____ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it is computed.

_____ Item No. 2 - Date of priority - month/day/year that water was first put to use, regardless of ownership. If month or day is unknown, the Dept. will recommend 12/31 of the year designated.

_____ Item No. 3 - Source of Water

_____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range, except for spring sources which should be shown by quarter-quarter-quarter (10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

_____ Item No. 6 - Uses of Water

_____ Item No. 9 - Non-Irrigation Uses

_____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

_____ Item No. 12 - Ownership of place of use.

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SEE NEXT PAGE

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

✓ Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item. *TOTAL OF 5 CLAIMS
NEEDING NOTARIZATION*

MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

Other: _____

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one is required above), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any information needed, and the fee requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

SO:s
Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

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AUG 03 1994