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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 63-31046
Date Received: 7/20/1999
Receipt No: C046049
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

E DON HUBBLE
4824 S LIPPIZAN
BOISE ID USA 83709

Phone: (208)322-8992

2. Date of Priority: 05/13/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	01E	17	SE NE	ADA	

5. Description of diverting works:

110'-150' WELL, 6" CASING, SUBMERSIBLE PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.02	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.06 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
03N	01E	17	SE	NE	STOCKWATER	
			SE	NE	DOMESTIC	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

Address change by DH 9/18/2003

PROPERTY ALSO KNOWN AS LOT 10, MAGIC VIEW SUBDIVISION.

15. Basis of Claim: Beneficial Use

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

RECEIVED

SEP 16 2003

WATER RESOURCES
WESTERN REGION

Claim Number(s):

A63-31046

Previous Mailing Address:

9550 Bethel Ct.

Boise ID 83709

New Mailing Address:

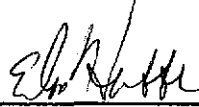
4824 S. Lippizan

Boise ID 83709

Telephone Number:

(208) 322-8992

Signature of Claimant(s):



E. Don Hubble

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

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: **A63-31046**
Date Received: 7/20/1999
Receipt No: C046049
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: E DON HUBBLE 208-322-8992
Address: 9550 BETHEL CT
BOISE ID 83709

2. Date of Priority: MAY 13, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01E	17		SE	NE		ADA

5. Description of diverting works:
110'-150' WELL, 6" CASING, SUBMERSIBLE PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 4 HORSES, 4 CALVES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01E	17	SE	NE		STOCK	
			SE	NE		DOMEST	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

NONE

14. Remarks:

PROPERTY ALSO KNOWN AS LOT 10, MAGIC VIEW SUBDIVISION.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

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

JUL 21 1999

WATER RESOURCES
WESTERN REGION

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.

Date Received

Receipt Number

7/20/99 *ade*
C046049

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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) E. Don Hubble Phone (208) 322-8992
Mailing Address 9550 Bethel Court, Boise, ID Zip 83709
2. Date of Priority (Only one per claim) February 28, 1984 ^{LAR} 5-13-77 Month/Day/Year
3. Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source
4. Location of point of diversion is: Township 3N Range 1E
Section 17 , Lot 10 ~~NW~~ SE 1/4 of NE 1/4, Magic View Subdivision
County of Ada Govt. Lot _____, B.M.,
Additional points of diversion if any: None
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. 6" diameter well and submersible pump with pitless adaptor; well was deepened with casing and new well screened from 110 to 150 feet on February 27, 1984
6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

	Month/Day	Month/Day	(cfs)
For <u>domestic</u> purposes from <u>01/01</u> to <u>12/31</u> amount <u>0.04</u>			
(Both dates are inclusive)			
For <u>stockwater</u> purposes from <u>01/01</u> to <u>12/31</u> amount <u>0.02</u>			
7. Total quantity claimed 0.06 (cfs)
8. Total consumptive use claimed is de minimus
9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) one (1) single-family dwelling with four horses and 4± calves

RECEIVED

JUL 5 1988

WESTERN REGION
WATER RESOURCES

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: 3N Range 1E
Section 17, SE 1/4 of NE 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? Ada
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.
() None or Lot irrigation
14. Remarks: Lot 10, Magic View Subdivision, Ada County, Idaho

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 One (1) (February 28, 1984, Well Driller's Report)

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

Signature of Claimant (s) [Signature] Date 7/20/99
_____ Date _____

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

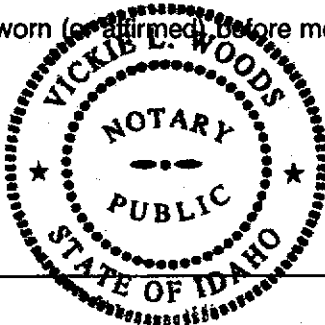
Signature of Authorized Agent _____ Date _____
Title and Organization _____

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

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 20th day of July 19 99

SEAL



Notary Public Vickie L. Woods
Residing at Meridian, ID
My Commission Expires 10-15-2003

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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.



18922

CENTRAL DISTRICT HEALTH DEPARTMENT

MAIN OFFICE
1455 NO. ORCHARD
BOISE, IDAHO 83706
TELEPHONE
338-8211

Serving the
counties of

ACCESSORY LIVING QUARTERS

ADA COUNTY ZONING/BUILDING

Applicant (Owner) Brian Leavitt

Property Address: _____

Legal Description Lot 10 Magic View Subdivision

Applicant's Signature - I hereby certify that the information given above is accurate.

X B. Leavitt Date 1-13-84

APPROVED

This office can approve the ^{43E} addition of 3 bedroom(s) to the existing sewage disposal system already sized for 3 bedroom(s) inspected and approved 5/13/77. Central District Health Department approval subject to the owner's acknowledgement of the following statements:

- > 1. Any construction, alteration, or extension of the existing sewage disposal system or of a new system shall not be started until a valid permit for such activity has been obtained from the Central District Health Department (as required by the Rules and Regulations for Individual and Subsurface Sewage Disposal Systems, February 1978).
- X 2. If this office has no previous record of the existing sewage disposal system, then approval could not be provided for this system for purposes of mortgage loan survey approval until the absorption area of the disposal system has been accordingly increased in size.
- > 3. In the event that the sewage disposal system fails, the owner will please immediate action to expeditiously and properly correct any malfunctions so as to prevent the development of health hazards in accordance with applicable codes.

APPLICANT'S ACKNOWLEDGMENT - I hereby certify that I fully understand and will readily comply with the above statements.

X B. Leavitt Date 1-13-84
Applicant's Signature

HEALTH DEPARTMENT APPROVAL

James T. Werry Date Jan 13, 1984
Environmental H.

(6)

7 AM Friday
Central
District Health Department

0731
475

SEWAGE SYSTEM

Permit No. _____

Distance from well 100

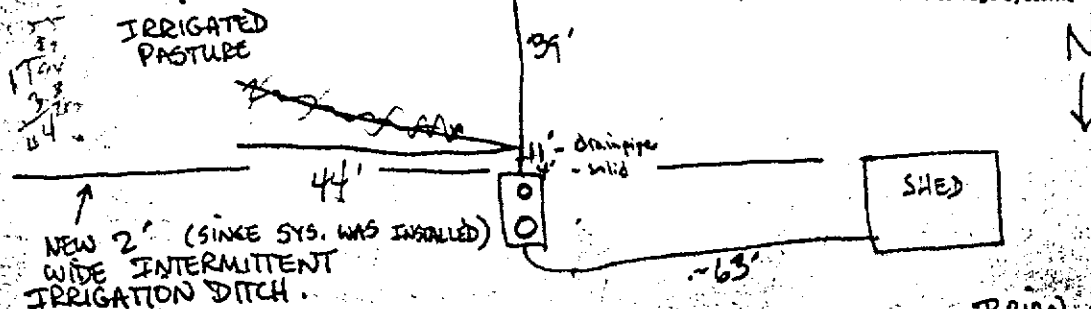
INSPECTION Distance from stream, ditch, irrigating

The District Health Department shall be notified of installation _____ prior to installation

WATER SYSTEM

* Well & house not yet installed / build

Where applicable, diagram shall include orientation of components of water and sewage systems



BRIAN LEAVITT - 383-8493
PAGER
NEW OWNER OF
PROPERTY

SITE EVALUATION - 1/25/84 - JB - John H. Brueck

A DITCH NOW RUNS IMMEDIATELY BEHIND SEPTIC TANK. A RECOMMENDATION TO MR. BRIAN LEAVITT WAS MADE TO TILE THIS DITCH IN THIS AREA AND ALONG THE LENGTH OF THIS DITCH WHICH IS NEAR DRAINFIELD SO THAT AT LEAST AN AREA OF 25' PAST THE DRAINFIELD AND SEPTIC TANK WOULD BE TILED. SINCE THE AREA THAT DRAINFIELD IS IN IS NOW AN IRRIGATED PASTURE, A RECOMMENDATION TO BIRM. AROUND LINES WAS ALSO MADE. DITCH WAS ALSO DISCUSSED.

09/18/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-31046

NAME AND ADDRESS: E DON HUBBLE
4824 S LIPPIZAN
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

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

PRIORITY DATE: 05/13/1977

POINT OF DIVERSION:

T03N R01E S17 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.040 CFS

DOMESTIC USE IS FOR ONE HOME.

PLACE OF USE: STOCKWATER Within ADA County

T03N R01E S17 SENE

DOMESTIC Within ADA County

T03N R01E S17 SENE

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

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. SECTION 42-1412(6),
IDAHO CODE.

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

EXPLANATORY MATERIAL: Beneficial Use

PROPERTY IS ALSO KNOWN AS LOT 10, MAGIC VIEW SUBDIVISION.

STOCKWATER USE IS FOR 4 HORSES AND 4 CALVES.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 18, 2003

E DON HUBBLE
4824 S LIPPIZAN
BOISE ID 83709

Re: Notice of Claim to a Water Right No. 63-31046

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects your change in address.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 15, 2003

E DON HUBBLE
4824 S LIPPIZAN AVE
BOISE ID 83709

RE: NOTICE OF CLAIM NO(S): A63-31046

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the address for the above claim(s).

If the address above is correct, please complete the enclosed address change form and return it to this office.

If we do not receive a signed address change form, all further correspondence will be sent to the address on the claim as shown below:

**9550 BETHEL CT
BOISE ID 83709**

If you have other claims not listed above, include those claim numbers on this form also. **If you no longer own this property**, please notify our office in order for us to try and contact the new owner.

Should you have any questions, or feel that you need assistance, please feel free to contact our office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region

LH:1
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

603-31046

[Handwritten signature]

RETURN
TO
SENDER
FORWARDING ORDER EXPIRES

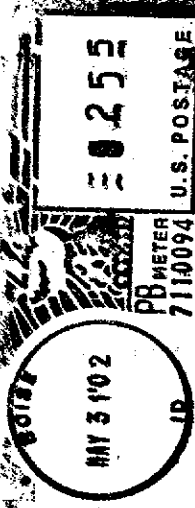
E DON ROBBLE
9550 BETHHEL CT
BOISE ID 83709

4824 S. Lippigan Ave

Boise 83709

Sent Again 6-14-02

PRESORTED
FIRST CLASS



RECEIVED

JUN 07 2002

WATER RESOURCES
WESTERN REGION

603-31046 83709

603-31046 83709