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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: A61-02207B
Date Received: 5/30/1997
Receipt No: W022483
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAMES C HILLIARD 561-838-4370
Address: 4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487
AND/OR
Name: BARBARA G HILLIARD 561-838-4370
Address: 4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487

2. Date of Priority: AUG 24, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	06E	24		SW	SW		ELMORE
		25		SW	NW		ELMORE
				SE	SE		ELMORE
		26		NE	NW		ELMORE
				SE	NW		ELMORE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.560		180.00

7. Total Quantity Appropriated is:
0.560 C.F.S. (and/or) 180.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	06E	25	NE	NW		IRR	40.0
Section Acres							40.0
Total Acres							40.0

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:

14. Remarks:

TRANS. 2702.

15. Basis of Claim: LICENSE

Water Right Number: 33122

RECEIVED

MAY 29 1997

WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS OF NOTICE OF CLAIM

Water Right Number (s): A61-07020/02207A

A61-02226A/07107/07114

A61-07262A/10561

[] Old Mailing Address: 1385 Lands End Rd.
Manalapan, FL 33462

[] New Mailing Address: 4401 S Ocean Blvd, #7
Highland Beach, FL 33487

New Telephone Number: (561) 838-4370

[X] Signature of Claimant: *James H. Hellebrand*

Date: May 10, 97

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

RECEIVED

MAY 30 1997

WATER RESOURCES
WESTERN REGION

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

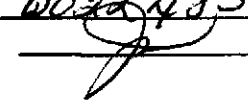
IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

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ACQUIRED UNDER STATE LAW

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Address: 4401 S OCEAN BLVD
HIGHLAND BEACH FL 33487
AND/OR
Name: BARBARA G HILLIARD 561-838-4370
Address: 4401 S OCEAN BLVD
HIGHLAND BEACH FL 33487

2. Date of Priority: AUG 24, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	06E	24		SW	SW		ELMORE
		25		SW	NW		ELMORE
				SE	SE		ELMORE
		26		NE	NW		ELMORE
				SE	NW		ELMORE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.560		180.00

7. Total Quantity Appropriated is:
0.560 C.F.S. (and/or) 180.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	06E	25	NE	NW	IRR	40.0
Section Acres						40.0
Total Acres						40.0

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:

14. Remarks:

TRANS. 2702.

15. Basis of Claim: LICENSE

Water Right Number: 33122

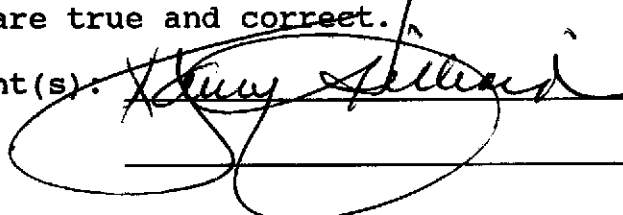
16. Signature(s)

(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):  Date: 5-10-97

Date: _____

State of Florida
~~Idaho~~)
County of Palm Beach) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of May 19 97

Seal

Jamie L. Millio
Notary Public

Residing at West Palm Beach

My Commission Expires _____



November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 31 1998

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-02207B

BARBARA G HILLIARD
JAMES C HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: _____

SIGNATURE: _____

Please print your name: _____

James C Hilliard
JAMES C. HILLIARD

AJ0749NP
No. R61-02207B

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

DATE: 08/31/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARBARA G HILLIARD	08/24/1967	IRRIGATION	03-15 11-15	0.56 CFS	180.00 AFA
C	JAMES C HILLIARD 4401 S OCEAN BLVD #7 HIGHLAND BEACH FL 33487 (561) 838-4370				0.56 CFS	180.00 AFA
TOTAL DIVERSION:						

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04S R06E S24 S25

SESE

Place of use Legal Description for: IRRIGATION											
NE											
NW											
SW											
SE											
SUM											
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
04S	06E	23									
04S	06E	24									
04S	06E	25	39	40	32	39	40	40	40	40	145.0
04S	06E	26	40								278.0
04S	06E	36	39	40							626.0
											80.0
											79.0
											1208.0

POU County: ELMORE

Other Rights: 61-02207A, 61-07114, 61-07262A, 61-10561

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.96 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 7128.5 AF. COMBINED RIGHT NOS.: 61-02207A, 61-07114, 61-07262A, 61-10561.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1208 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-02207A, 61-07114, 61-07262A, 61-10561.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 61-02207A, 61-07114, 61-07262A, 61-10561.

Dates: Exam Made Date: Verified Date: 08/31/1998 Objection Filed Date:

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

AJ0749NP
No. R61-022078

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

DATE: 08/31/98
PAGE: 2

Comments:

Date: 08/31/1998 User-ID: SBOCK Subject: PPU
THIS IS AN INTEGRATED SYSTEM. I HAVE COMBINED ALL CLAIMS INTO A
PPU. THE CFS LIMITER (16.96) IS THE SYSTEM CAPACITY. THE DIV
VOL IS LIMITED TO 7128.5 AF - LIMITED BY THE LICENSES.

Date: 08/31/1998 User-ID: SBOCK Subject: ADDRESS CHANGE
8/31/98

Audit: 08/31/98 SBOCK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:05:42
08/31/98
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A61-022078

OWNER CODE: C JAMES C HILLIARD
C BARBARA G HILLIARD
NAME & ADDRESS
PRIORITY DATE: 08/24/1967
WATER USE: IRRIGATION
USE PERIOD FROM TO: 03-15 11-15
DIVERSION RATE: 0.56 CFS
DIVERSION VOLUME: 180.00 AFA

Water Source: GROUNDWATER
Point(s) of Diversion: T04S R06E S24 S25 S26
Tributary to: SWSW SWSW SWSW
SESE SENW
TOTAL DIVERSION: 0.56 CFS 180.00 AFA
Stage: LICENSE
ELMORE County
ELMORE County
ELMORE County

Place of use Legal Description for: IRRIGATION
NE NW SW SE
NENE NUNE SENE : NENW NWNW SWSW SENW : NESW NWSW SWSW SESE : SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : SUM
04S 06E 25 : : 40 : : : : : 40.0
TOTAL ACRES : 40.0

POJ County: ELMORE

Remarks: GEN TRANS. 2702.

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag: Presumption Flag:

09:56:08
08/31/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION
CLAIM NUMBER: A61-022078

LAST: NATIONAL PACIFIC REAL EST. FUND II
ADDRESS: P.O. BOX 3497
CITY: SANTA BARBARA
PHONE NUMBER: 208-000-0000
STATE: CA ZIP: 93105

OWNER CODE: 0

LAST: SPENCER
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
STATE: ID ZIP: 0

FIRST: DAVID C.

OWNER CODE: 0

LAST: HILLIARD
ADDRESS: 4401 S OCEAN BLVD #7
CITY: HIGHLAND BEACH
PHONE NUMBER: 561-838-4370
STATE: FL ZIP: 33487

FIRST: JAMES C

OWNER CODE: C

LAST: HILLIARD
ADDRESS: 4401 S OCEAN BLVD #7
CITY: HIGHLAND BEACH
PHONE NUMBER: 561-838-4370
STATE: FL ZIP: 33487

FIRST: BARBARA G

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: GEN TRANS. 2702.

DATABASE Y
FIELD EXAMINER Y() N()

CONTACT PERSON: _____ PHONE NUMBER: (____) ____-____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) ____-____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A61-022078 PRIORITY DATE: 08-24-1967 STAGE: L
B. WR RECORD: # 61-02207 PRIORITY DATE: 08-24-1967 STAGE: L
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? Y() N()
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()
FIELD EXAM COMPLETED N/A() Y() N()
FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()
LICENSE ISSUED N/A() Y() N()
* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A() Y() N()
* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.
H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()
NOTES:

RECOMMENDED PRIORITY DATE:

08-24-1967

REVIEWED BY

S. B. B. B.

DATE

8/31/90

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-022078	04S 06E	24	SW	SW	SW	SW			ELMORE		
A61-022078	04S 06E	25	NW	SW	NW	NW			ELMORE		
A61-022078	04S 06E	25	SE	SE	SE	SE			ELMORE		
A61-022078	04S 06E	26	NW	NE	NW	NW			ELMORE		
A61-022078	04S 06E	26	SE	SE	SE	SE			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A61-02207A	R61-02207A
A61-07114	R61-07114
A61-07262A	R61-07262A
A61-10561	R61-10561

WR RECORDS IN SAME 40 ACRE TRACT

61-07072A
61-07072B
61-07072C
61-07114
61-07262A
61-07469

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
61-02207	04S 06E	25	SW	SW	SW	SW			ELMORE		
61-02207	04S 06E	26	NE	NE	NE	NE			ELMORE		
61-02207	04S 06E	26	SE	SE	SE	SE			ELMORE		
61-02207	04S 06E	24	SW	SW	SW	SW			ELMORE		
61-02207	04S 06E	25	SE	SE	SE	SE			ELMORE		

OTHER WR RECORDS WITH SAME WR POD

61-07072A
61-07072B
61-07072C
61-07114
61-07262A
61-07469

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A61-02207A	R61-02207A
A61-07114	R61-07114
A61-07262A	R61-07262A
A61-10561	R61-10561

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA?

N/A() Y(X) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM?

Y() N(X)

REVIEWED BY:

SBack

DATE:

8/31/98

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (A), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS: A61-02207A
R61-02207A

A61-02207B

B. POI LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	06E	25	NE	NW		HILLIARD, JAMES C	A61-02207B / 40.0	-	41.0		40
			NE	NW		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 40.0				
			NE	NW		SPENCER, DAVID C.	61-07072B / 40.0				
			NE	NW		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 40.0				

ADDITIONAL POI FOUND

TOTAL ACRES A61-02207B 40.00 41.00

POI COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POI AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POI AND IRRIGATION USAGE

NO RIGHTS WITH SAME POI BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POI THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POI, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POI BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? ☒ YES ☐ NO

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? ☒ YES ☐ NO

CHECK DOCUMENTS USED TO VERIFY POU: ☐ ORTHOPHOTOQUAD, IDWR NO. 263; ☐ TOPOGRAPHIC QUAD, IDWR NO. ;

☐ NAPP, IDWR NO. 263; ☐ ASCS PHOTO; ☐ OTHER

NOTES: Because the Hillman's did not purchase this
rental 1996 it was not included on 61-02207A
Deer. However it was located based on
this and the fact that surrounding areas were
investigated, I am recommending as it seemed

RECOMMENDATIONS:

TOTAL ACRES: 40 N/A

REVIEWED BY: SRS

DATE: 01/31/98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-02207B IRRIGATION	FROM 03-15 TO 11-15	0.560 CFS	180.00 AF/A
TOTAL DIVERSION RATE/VOLUME		0.560 CFS	180.00 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
61-02207 IRRIGATION	FROM 03-15 TO 11-15	5.600 CFS	1791.00 AF/A
TOTAL DIVERSION RATE/VOLUME		5.600 CFS	1791.00 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(☐) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.560 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 5.600 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A () Y (X) N ()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A () Y (X) N ()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y () N (X)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. X

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y () N ()

E. MEASUREMENT METHOD See accompanying DIVISION, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 40 x 0.02 CFS/ACRE = 0.8 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y () N (X)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y () N ()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 180.00 AF/A

ACRES 40 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 180 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = N/A AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS
See CFS

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE EXAMINER 0.560	DATABASE EXAMINER 180.00	DATABASE EXAMINER 0.0
TOTAL FOR THIS RIGHT		0.560	180.00	0.0

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: SB

DATE: 8/21/98

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-02207

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 5.600

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A61-02207A	5.040	R61-02207A	5.040	61-02207	5.600
-	A61-02207B	0.560				

TOTAL CFS

5.600

5.040

5.600

DIVERSION RATE REVIEW

FIELD EXAMINER Y() N()

DATABASE N

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

AUTHENTICATION:

SIGNATURE: Dee Boer

DATE: 8/31/98

NAME OF FIELD EXAMINER: _____

TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO 1974 IDWR ID NO. 263	Y() N(☒)
☐ TOPOGRAPHIC	DATE FIELD CHECKED IDWR ID NO.	Y() N()
☒ NAPP	DATE OF PHOTO 7/31/1987 IDWR ID NO. 2633E	Y() N(☒)
☒ ASCS AERIAL PHOTO	DATE OF PHOTO 1988	Y() N(☒)
☐ ASCS COLOR SLIDE	DATE OF PHOTO	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP	Y() N()
☐ OTHER	DATE	Y() N()
☐ OTHER	DATE	Y() N()
☐ OTHER	DATE	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM		
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED		
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED		
☐ SYSTEM DESCRIPTION	DATE DRAWN		
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN		
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED		
☐ OTHER	DATE		
☐ OTHER	DATE		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:56:08
08/31/98

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A61-022078

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				2	8/31/98			
POINT OF DIV				2				
SOURCE				2				
PLACE OF USE	Y			2				
DIV. AMOUNT CFS/VOLUME	Y			2				
CONSUMPTIVE USE	-			4				
PURPOSES OF USE				2				
PERIOD OF USE				2				
BASIS OF CLAIM	Y			2				
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Prefix Translation: ADJUDICATION CLAIM

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	- 02/06/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P	
		Receipt Number	- X77777	Water District	-	
		POU Ownership Flag	- Y	Federal/State Indicator	- S	
		Name Connector	-	Presumption Flag	-	
				Notice of Error Flag	-	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)05/08/97 08:54:14
Page 1

Water Right Number - A61-02207 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 33122

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

*** C - CURRENT OWNER ***
SPLIT RIGHT1 -
2 -
3 -City- X State- ID Zip- 0
Phone - 208-000-0000*** O - ORIGINAL OWNER ***
SPENCER

DAVID C.

1 -
2 -
3 -City- X State- ID Zip- 0
Phone - 208-000-0000
1 - P.O. BOX 3497
2 -
3 -

NATIONAL PACIFIC REAL EST. FUND II

State- CA Zip- 93105

City- SANTA BARBARA
Phone - 208-000-0000+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/24/1967 14 WESTERN Z - SEE REMARKS

+ - - - - Source - - - - + + - - - Tributary - - - - - +

GROUNDWATER
SPLIT RIGHT

+ - - - - Point of Diversion - - - - - +

Twn	Rng	Sec	Tract	Lot	Rflg	County
04S	06E	24	SW SW		(39)	ELMORE
		25	SW NW		(39)	ELMORE
			SE SE		(39)	ELMORE
		26	NE NW		(39)	ELMORE
			SE NW		(39)	ELMORE

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	5.600	1791.00

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
5.600 1791.00 0.0

+ - - - - Place of Use - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04S	06E	25	NE NE		39.0	01	IRRIGATION	(39) ELMORE
04S	06E	25	NW NE		40.0	01	IRRIGATION	(39) ELMORE
04S	06E	25	SW NE		40.0	01	IRRIGATION	(39) ELMORE
04S	06E	25	SE NE		39.0	01	IRRIGATION	(39) ELMORE
04S	06E	25	NE NW		40.0	01	IRRIGATION	(39) ELMORE
04S	06E	25	NW NW		40.0	01	IRRIGATION	(39) ELMORE
04S	06E	25	SW NW		40.0	01	IRRIGATION	(39) ELMORE

WARRANTY DEED

A61-02207B

FOR VALUE RECEIVED

Daniel C. Peterson and Winn E. Peterson, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
James C. Hilliard and Barbara G. HilliardGRANTEE(S), whose current address is: 1385 Landsend Rd
the following described real property in Elmore
more particularly described as follows, to wit:

Manalapan, F: 33462

County, State of Idaho,

see attached legal description

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: June 17, 1996

Daniel C. Peterson

Daniel C. Peterson

Winn E. Peterson

Winn E. Peterson

STATE OF Idaho, County of Elmore, ss.

On this 17th day of June
in the year of 1996, before me, the undersigned, a Notary
Public in and for said State, personally appearedDaniel C. Peterson and Winn E. Petersonknown to me to be the person whose name
are subscribed to the within instrument, and
acknowledged to me the same.

Name: Sheryl A. Reymont

(Type or print)

Residence: Mountain Home

Commission expires: 12/27/99

294868

ELMORE COUNTY, IDAHO ss
Request of
GUARANTY TITLE, INC.Time 4:22 P M
Date July 26, 1996
Book Page

DOLORES ROBISON

Recorder

By *[Signature]*

Deputy

Fee \$6.55

attached legal description.

Township 4, South Range 6 East Boise Meridian, Elmore County, Idaho.

Section 25: NE1/4SW 1/4

Def
W.E.P.

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
HILLIARD								
-	JAMES C	C	R61-02226A	03/03/1952	WASTE WATER	34.08	02	IRR S
-							03	IRR FS
-	JAMES C	C	A61-07020	02/28/1968	GROUNDWATER	2.660	01	IRR
-	JAMES C	C	R61-07262A	06/04/1976	GROUNDWATER	6.400	01	IRR
-	JAMES C	C	A61-02207A	08/24/1967	GROUNDWATER	5.040	01	IRR
-	JAMES C	C	A61-02226A	03/03/1952	WASTE WATER	34.08	02	IRR S
-							03	IRR FS
-	JAMES C	C	A61-07107	02/03/1972	GROUNDWATER	5.812	01	IRR
-	JAMES C	C	A61-07114	06/09/1972	GROUNDWATER	4.800	01	IRR
-	JAMES C	C	A61-07262A	06/04/1976	GROUNDWATER	6.400	01	IRR
-	JAMES C	C	A61-10561	04/14/1970	GROUNDWATER	5.076	01	IRR
-	JAMES C	C	R61-02207A	08/24/1967	GROUNDWATER	5.040	01	IRR
-	JAMES C	C	R61-07020	02/28/1968	GROUNDWATER	2.660	01	IRR
-	JAMES C	C	R61-07107	02/03/1972	GROUNDWATER	5.080	01	IRR
-							02	IRR S

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

Maria- Claim was prepared on
A61-02207B for Hilliard's signature -
see warranty deed below.

Change of address prepared for
Hilliard's signature for above claims.

John Clark would like copies
of everything going to Hilliard - we
can put him in as "representative"
in data base...

They have obtained NENW, S25,
4S, 6E & NWSW, S24, 4S, 6E - ownership
change on A61-07206D obtained & given
to Lori to log in.

Ray
5/7/97