

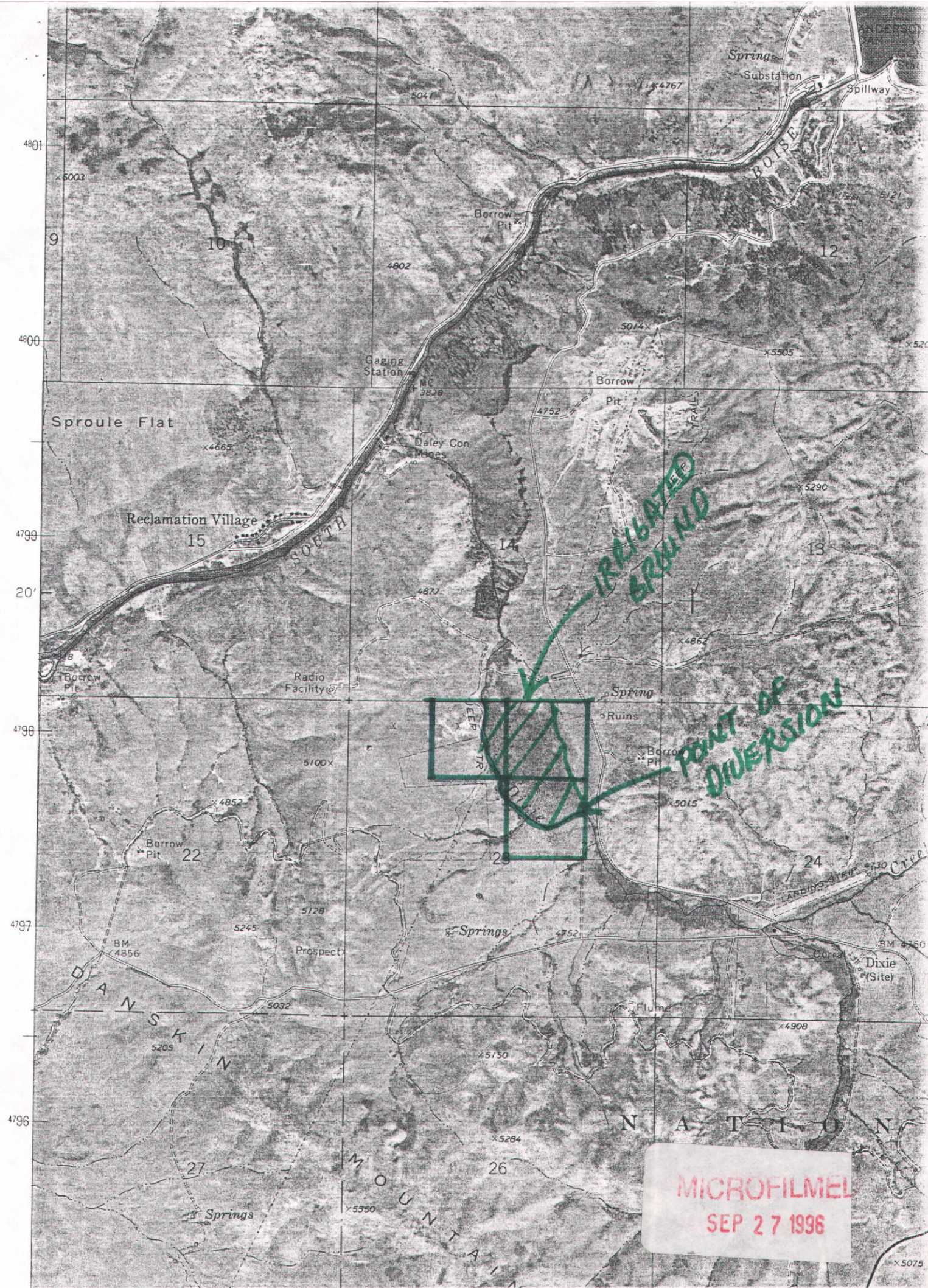


Photo 1. FX Nov.13, 2001. Photos by RDH. 63-00118A & B. Concrete dam located in the SENE, S23, T01S, R08E.



Photo 2. Same area overlook. View to North shows county road to Anderson Ranch Dam.



Photo 3. POU view of 118A in SWNE.



Photo 4. POU view of 118A & B of SWNE, NWNE & NENW. North Ditch on right.



Idaho Department of Water Resources

**T01S R08E
S23**

**Claim: 63-00118A
Updated: 13 Nov 01
By: Ron Howerton**

 Place of use

 POD

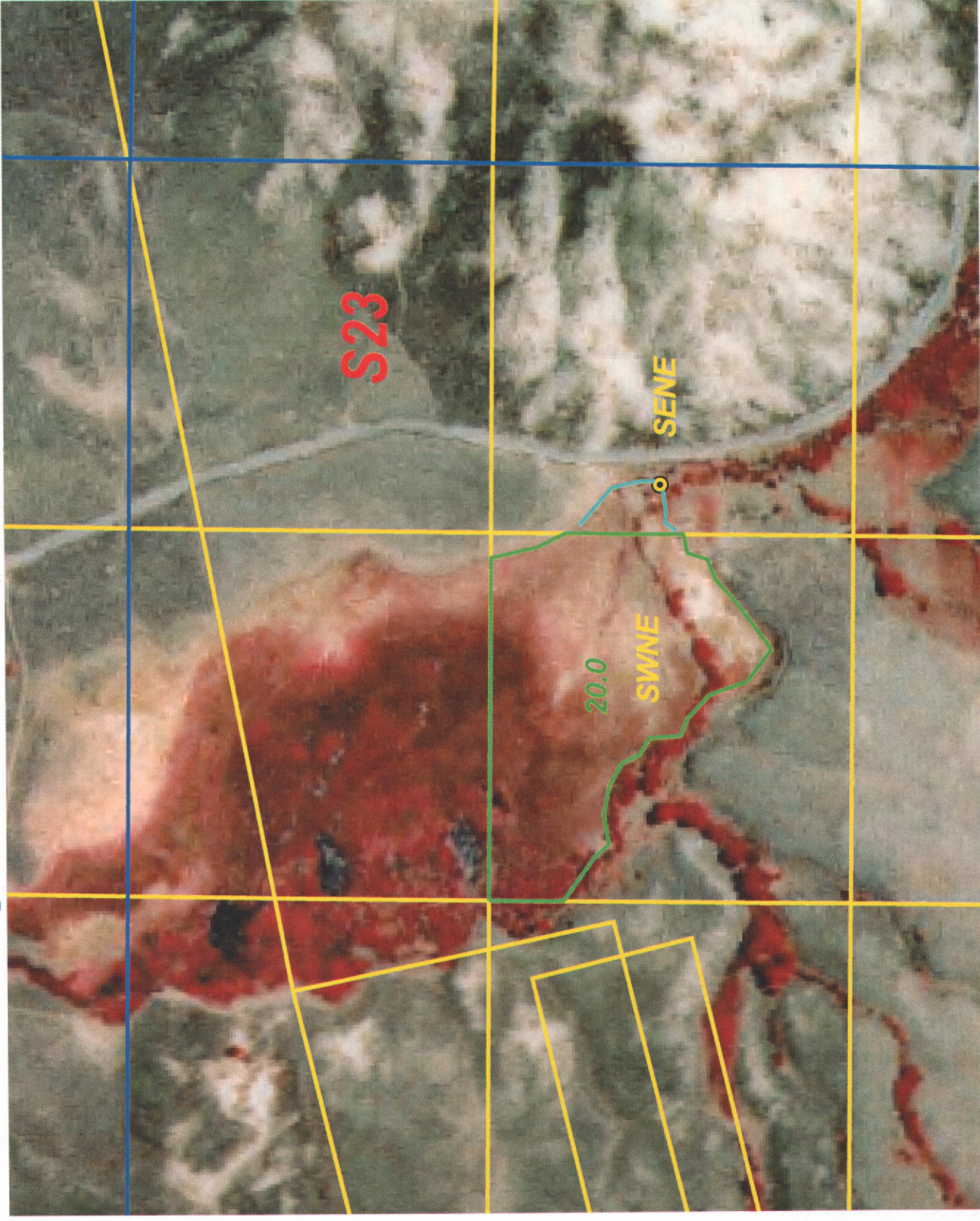
 SECTION

 1/4 1/4

20.0 Acres



1987 NAPP



Idaho Department of Water Resources

T01S R08E
S23

Claim: 63-00118A
Updated: 13 Nov 01
By: Ron Howerton

 **Place of use**

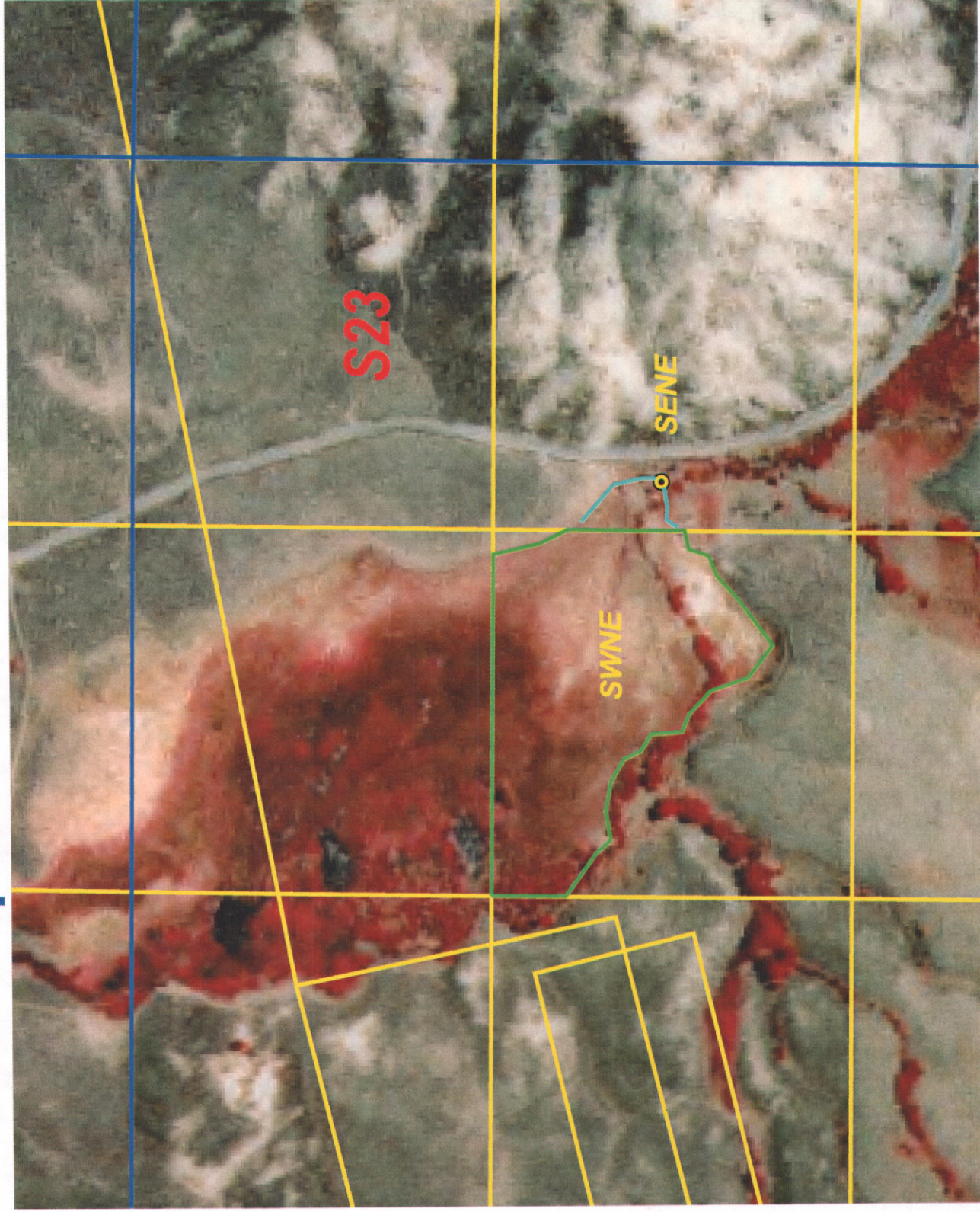
 **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



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: **A63-00118A**
Date Received: 7/21/1989
Receipt No: X777777
Received By: _____

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

1. Name: JOE HOFFMAN 208-343-2862
Address: 5515 DEVILLE ST
BOISE ID 83705

Name: MIRIAM V HOFFMAN 208-343-2862
Address: 5515 DEVILLE ST
BOISE ID 83705
2. Date of Priority: MAR 15, 1903
3. Source: DIXIE CREEK Trib. to: S. FORK BOISE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	08E	23		SE	NE		ELMORE
5. Description of diverting works:
GRAVITY FLOW THROUGH DITCH FROM CREEK W/GRAVITY IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.390		
7. Total Quantity Appropriated is:
0.390 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
INSTREAM STOCKWATERING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	08E	25	SW	NE		IRR	20.0
Section Acres							20.0
Total Acres							20.0

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:
NONE.

14. Remarks:
CHANGE OF OWNERSHIP AND SPLIT COMPLETED BY L.R.W. ON 11/28/94.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

BREYER

Decree Plaintiff

BAKER

vs

Decree 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: _____

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: _____
_____ Date: _____

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: A63-00118
Date Received: 7/21/1989
Receipt No: W003767
Received By: [Signature]

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

1. Name: JOE HOFFMAN 208-343-2862
Address: 5515 DEVILLE ST.
BOISE, ID 83705

Name: MIRIAM V. HOFFMAN 208-343-2862
Address: 5515 DEVILLE ST.
BOISE, ID 83705
2. Date of Priority: MAR 15, 1903
3. Source: DIXIE CREEK Trib. to: S. FORK BOISE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	08E	23	SE	NE			ELMORE
5. Description of diverting works:
GRAVITY FLOW THROUGH DITCH FROM CREEK W/GRAVITY IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.220		
7. Total Quantity Appropriated is:
1.220 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
INSTREAM STOCKWATERING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	08E	23	NW	NE	2	IRR	32.0
			NE	NW	3	IRR	10.0
						Section Acres	42.0
		25	SW	NE		IRR	20.0
						Section Acres	20.0
						Total Acres	62.0

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:
NONE.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

BREYER

Decree Plaintiff

vs

BAKER

Decree 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Meriam V Hoffman Date: 7-21-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 21st day

of July 19 89
Seal

Jan Shute
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A63-00118
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Joe Hoffman.
5515 Deville St.
Boise ID 83705
- ☐ New Owner/Claimant (Purchaser): Raymond + Carolyn Hunt.
- ☐ New Mailing Address: Rocky Bar Stage.
Mtn Home, ID 83647
- ☐ New Telephone Number: () 587 - 5751
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☒ Attach proof of ownership, describe proof attached: Warrenty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☒ Signature of New Owner/Claimant(s) Carolyn E. Hunt Date Sept 24/93
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

SEP 27 1996

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

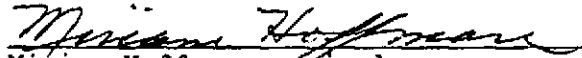
WARRANTY DEED

Miriam Hoffman, a single person, and Miriam Hoffman, as trustee of the Hoffman Family Trust, Grantor, hereby convey, grant, bargain, sell and warrant to Raymond Hunt and Carolyn Hunt, husband and wife, whose address is Rocky Bar Stage, Mountain Home, Idaho 83647, Grantee, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the real property located in Elmore County, Idaho and more particularly described on Exhibit A, attached and incorporated by reference.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantee and the Grantee's heirs, successors and assigns that the Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, except as set forth on Exhibit B, and except for those of record, and that the Grantor will warrant and defend the same from all other claims whatsoever.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 21st day of February, 1992.


Miriam Hoffman, a single person


Miriam Hoffman, as trustee of the
Hoffman Family Trust

STATE OF IDAHO)
) ss.
County of Ada)

On this 21ST day of February, 1991², before me, a Notary Public, personally appeared MIRIAM HOFFMAN, a single person and trustee of the Hoffman Family Trust, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same in her individual capacity and as trustee of the Hoffman Family Trust.

IN WITNESS WHEREOF, I hereunto set my hand and affix my official seal the day and year first above written.

Bruce L. Thomas
Notary Public for Idaho
Residing at Boise, Idaho
Commission expires 10/24/94

267735

ELMORE COUNTY, IDAHO, ss
Request of GUARANTY TITLE, INC.
Time 11:09 A.M.
Date March 18, 1992
Book
Page
DOLORES ROBISON
By Merle L. Barker
Deputy
Fee \$12.00

WARRANTY DEED - 2

RECORDED

SEP 27 1996

TOWNSHIP 1 SOUTH, RANGE 8 EAST, BOISE MERIDIAN, ELMORE COUNTY,
IDAHO

SECTION 19: $E\frac{1}{2}SE\frac{1}{4}$
SECTION 20: $W\frac{1}{2}SW\frac{1}{4}$
SECTION 23: LOTS 1, 2 AND 3, $S\frac{1}{2}NE\frac{1}{4}$
SECTION 29: $W\frac{1}{2}W\frac{1}{2}$, $SE\frac{1}{4}SW\frac{1}{4}$
SECTION 30: $E\frac{1}{2}E\frac{1}{2}$
SECTION 31: $N\frac{1}{2}NE\frac{1}{4}$
SECTION 32: $W\frac{1}{2}$, $SW\frac{1}{4}SE\frac{1}{4}$

TOWNSHIP 1 SOUTH, RANGE 9 EAST, BOISE MERIDIAN, ELMORE COUNTY,
IDAHO

SECTION 13: $SW\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$
SECTION 24: $NE\frac{1}{4}NW\frac{1}{4}$



MICROFILMED

SEP 27 1996

X5075

IDAHO DEPARTMENT OF WATER RESOURCES 01/07/2002
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: JOE HOFFMAN
5515 DEVILLE ST
BOISE ID 83705

MIRIAM V HOFFMAN
5515 DEVILLE ST
BOISE ID 83705

SOURCE: DIXIE CREEK TRIBUTARY: SOUTH FORK BOISE RIVER

QUANTITY: 0.39 CFS

PRIORITY DATE: 03/15/1903

POINT OF DIVERSION:

T01S R08E S23 SENE Within ELMORE County

TWO POINTS OF DIVERSION LOCATED IN T01S, R08E, S23, SENE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.390 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T01S R08E S23 SWNE 20.0

20 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 63-118A

1. ☒ No Change NAME IS SAME
☒ NEW OWNER: But NOT YET RECEIVED OWNERSHIP FORM
☒ No Change ADDRESS
☒ NEW ADDRESS: NOT YET RECEIVED ADDRESS CHANGE
2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☒ Incomplete description, list below:

TWO POINTS OF DIVERSION IN LEGAL - CONCRETE DAM
WITH 2-SEPARATE DITCHES, gravity irrigation

FO2 (POD REMARK)

6. ☐ No Change - WATER USES
☐ Different uses, (list uses found):

DECREE WAS SILENT
RECOMMEND STANDARD
SOU

Use Irfig From 4-1 To 10-31 Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☐ No Change — PLACE OF USE: (If changed, list below.) COS (1987 NAPP)

Use: 118 Township 15 Range 8E Section 23 1/4 SW 1/4 NE
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

DECREE WAS SILENT FOR NUMBER OF ACRES AND LOCATION
OF POD. DECREE WAS PROBABLY IN ERROR OF POW. RECOMMEND
AS ACCOMPLISHED CHANGE PER 1987 NAPP PHOTO. POD

OVERLAP WITH 118B.

☒ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: NOV 13, 2001

FIELD EXAMINER: RON HOWERTON

Print Name

Ron Howerton

Signature

COS
C18
FO2

AJ5809NP
No. A63-00118A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/14/01
PAGE: 1

OWNER CODE NAME & ADDRESS
C JOE HOFFMAN
C MIRIAM V HOFFMAN
5515 DEVILLE ST
BOISE ID 83705
(208) 343-2862

PRIORITY DATE

03/15/1903 IRRIGATION

WATER USE

IRRIGATION

USE PERIOD FROM TO

04-01 11-01

DIVERSION RATE

0.390 CFS

DIVERSION VOLUME

0.390 CFS

CHANGED TO
PER STATION WORD
CHANGED TO
PER STATION WORD

Water Source: DIXIE CREEK

Tributary to: S. FORK BOISE RIVER

Stage: DECREED

Point(s) of Diversion:

T01S R08E S23

SENE

ELMORE County

Place of Use Legal Description for: IRRIGATION

NE		NW		SW		SE									
NENE N40NE S40NE		NENW N40NW S40NW		NWSW S40SW		N40SE S40SE									
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
01S	08E	25													20.0
															20.0
TOTAL ACRES															20.0

POU County: ELMORE

Non-Irrigation Uses: INSTREAM STOCKWATERING.

Other Rights: NONE.

Remarks: GEN

CHANGE OF OWNERSHIP AND SPLIT COMPLETED BY L.R.U. ON 11/28/94. THE PARENT CLAIM OF THIS SPLIT CLAIMED THE POU IN BOTH S. 23 AND S. 25. BASED ON A READING OF THE DECREE DOCUMENT, IT APPEARS THE DECREE POU IS ENTIRELY IN S. 23. THE MAP SUBMITTED WITH THE CLAIM ALSO SHOWS THE ENTIRE POU IN S. 23. THE ERROR MAY HAVE OCCURRED WHEN THE DECREE RIGHT WAS DATA ENTERED INTO THE WR DATA BASE. THE DECREE IS PHYSICALLY UNCLEAR (POOR COPY OF DECREE); THE POU WAS DATA ENTERED IN BOTH S. 23 AND S. 25. THE ERROR WAS DUPLICATED WHEN THE SRBA CLAIM WAS FILED; THIS SPLIT MAY BE A RESULT OF A STRING OF DATA ENTRY ERRORS FOR THIS WATER RIGHT. THE LAND IN S. 25 IS PUBLIC LAND (AS PER COUNTY ASSESSOR). APPARENTLY S. 25 IS IN THE DATA BASE ONLY THROUGH IDWR ERROR. NEVERTHELESS, THE CLAIMANT SIGNED THE CLAIM WITH A PARTIAL POU IN S. 25; THE NEW OWNER DID NOT PURCHASE ANY OF S. 25 AND THE CLAIM WAS SPLIT. IT APPEARS THAT NONE OF THE DECREE RIGHT IS APPURTENANT TO S. 25 NOTE: NOT ALL OF THE DECREE QQ'S WERE CLAIMED IN THE PARENT CLAIM, BUT THE FULL NO. OF ACRES AND THE FULL AMT OF WATER WERE CLAIMED. 06/12/1995 MM.

SEE MAP for Station Diagram
Remarks: Two Points of DIVERSION IN POU - SAME POU AS NORTH DITCH of 118B
• ACCOMPLISHED CHANGE IN POU. (PROBABLY WAS TYPED)
- SEE NOTES IN FILE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

DECREE WAS SICKER FOR NUMBER OF ACRES AND LOCATION OF POU

DATE: 11/14/01
PAGE: 1

USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

1.220 CFS

TOTAL DIVERSION:

Stage: DECREE

MS

```

:      NESW  NESW  SESW  SESW
:      Lt Ac Lt Ac Lt Ac Lt Ac
:      -----
:
:
:

```

• • •

Remarks: GEN DECREE INCORRECTLY DESCRIBES P/U AS T1S, R8E, S25, LOTS 1, 2 & 3.

Priority Date: 03/15/1903

Field Exam Fee:

Audit: 02/11/86 05/01/88 CONVERT

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-118A

01/07/2002

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
118A	Claim	01S	08E	25	SW	NE		IRRIGATION	20/20	MIRIAM V HOFFMAN
-118	Water Right	01S	08E	25	SW	NE		IRRIGATION		EDWARD J BREYER



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

FAX TRANSMITTAL COVER SHEET

2ND REQUEST

FAX NUMBER (208) 334-2348

DATE: 1-7-02

FAX 587-9172

TO: PRESTON LURT

FROM: RON HOWERTON

CLAIMS 63-118A (HOFFMAN) - need ownership change form

63-118B (Hunt) - need address change

63-119 (Hunt) - need address change

DOCUMENT DESCRIPTION/NOTES: I haven't received an ownership
form from you yet from HOFFMAN to Hunt, nor
an address change. We are preparing the final
stages of recommendation of these rights, I need
you to respond now or the claims will
not have a correct address or owner.

Enclosed copies: CHANGE OF OWNERSHIP -

- ADDRESS CHANGE -

TOTAL PAGES SENT: 4 + COVER SHEET

CONTACT: Ron Howerton

11/13/01

118 A & B

Acquired by: Preston Lund Step son & Rachel
Wannerer for Raymond Hunt

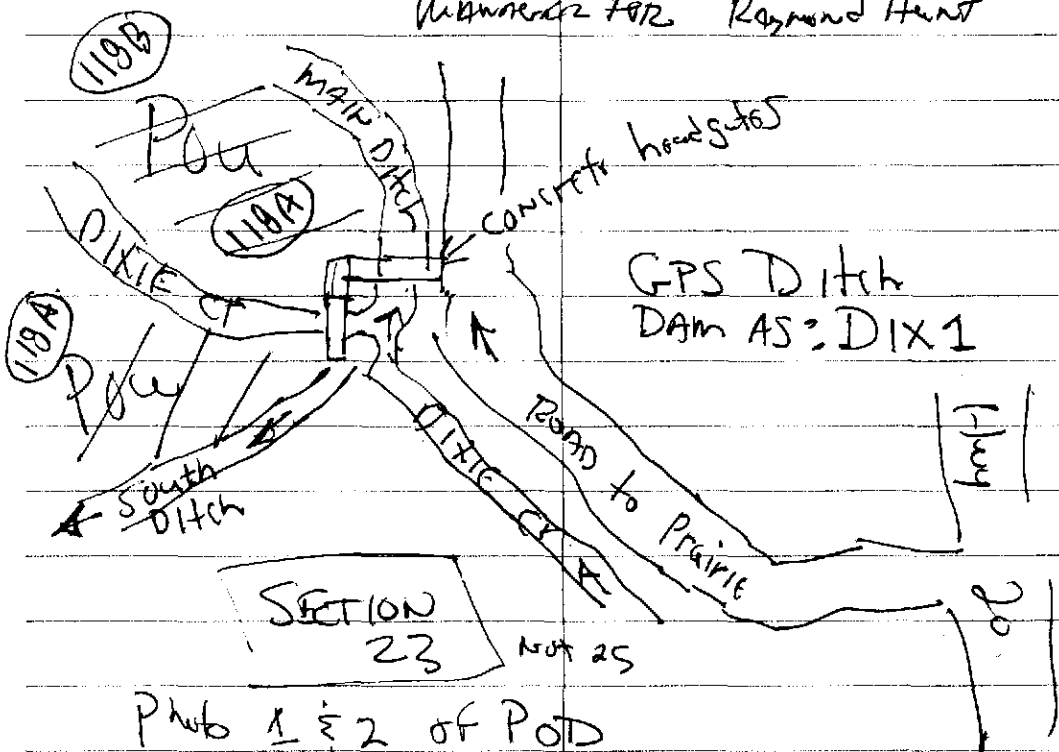


Photo 1 & 2 of POD

Photo 3 & 4 POU (Down from POD)

Main Ditch on RHS

Remark:

Two Points of Diversion in POD
North & South Ditches

Address change for 118A B & 119 will come in
on ownership change for 118A

over

According to Preston Both JOE & MIRIAM Hoffman
claimants of LISA ARE NO LONGER ALIVE,

Photo 1. FX Nov.13, 2001. Photos by RDH. 63-00118A & B. Concrete dam located in the SENE, S23, T01S, R08E.

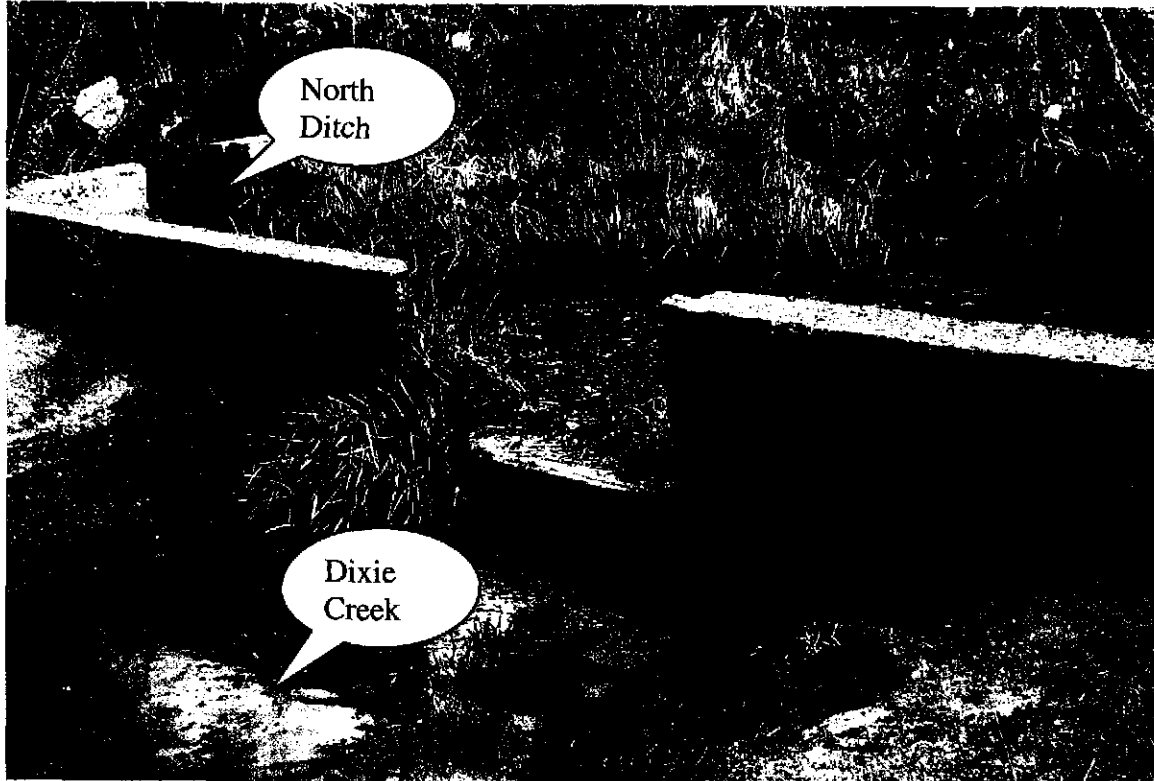


Photo 2. Same area overlook. View to North shows county road to Anderson Ranch Dam.

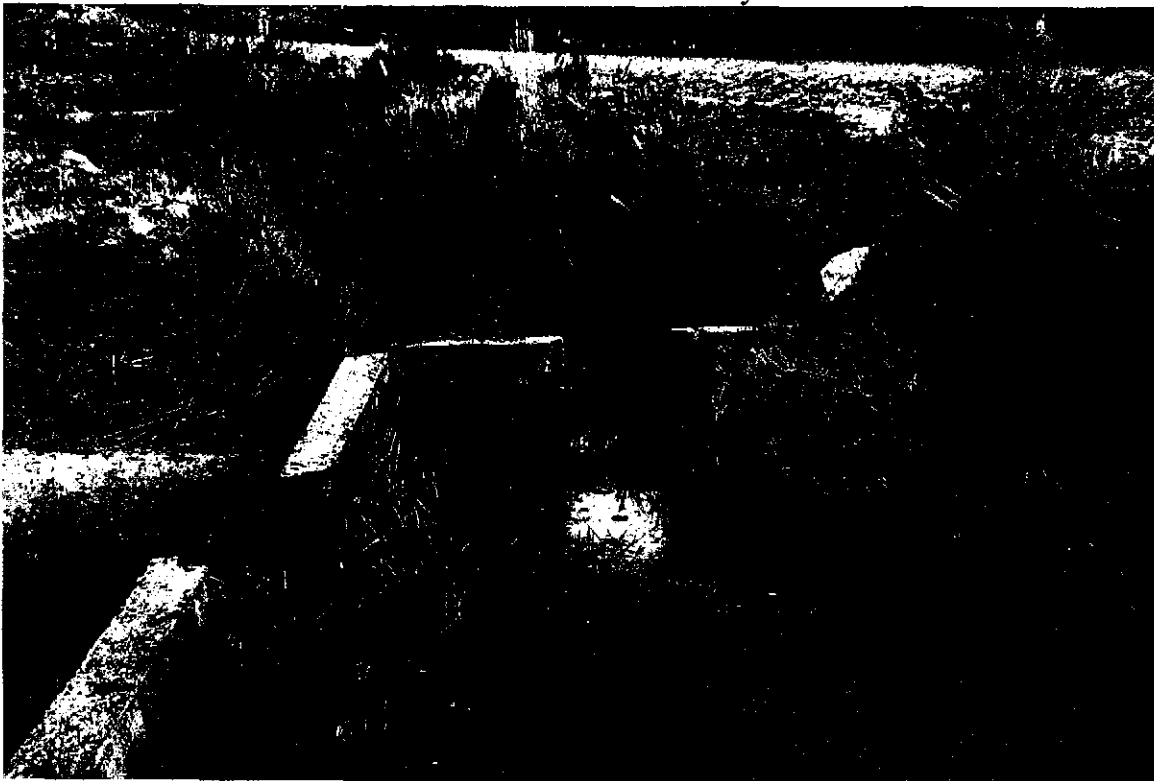
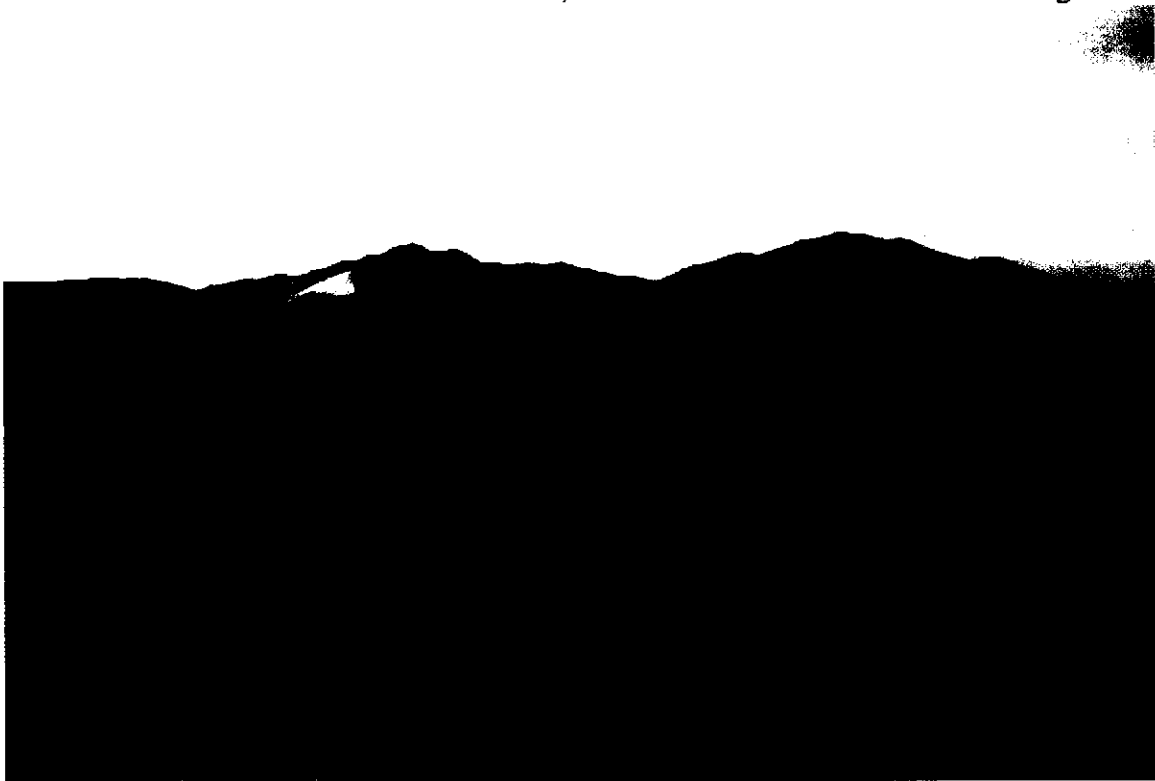


Photo 3. POU view of 118A in SWNE.



Photo 4. POU view of 118A & B of SWNE, NWNE & NENW. North Ditch on right.



T01S R08E
S23

Claim: 63-00118A
Updated: 13 Nov 01
By: Ron Howerton

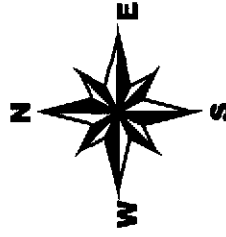
Place of use

POD

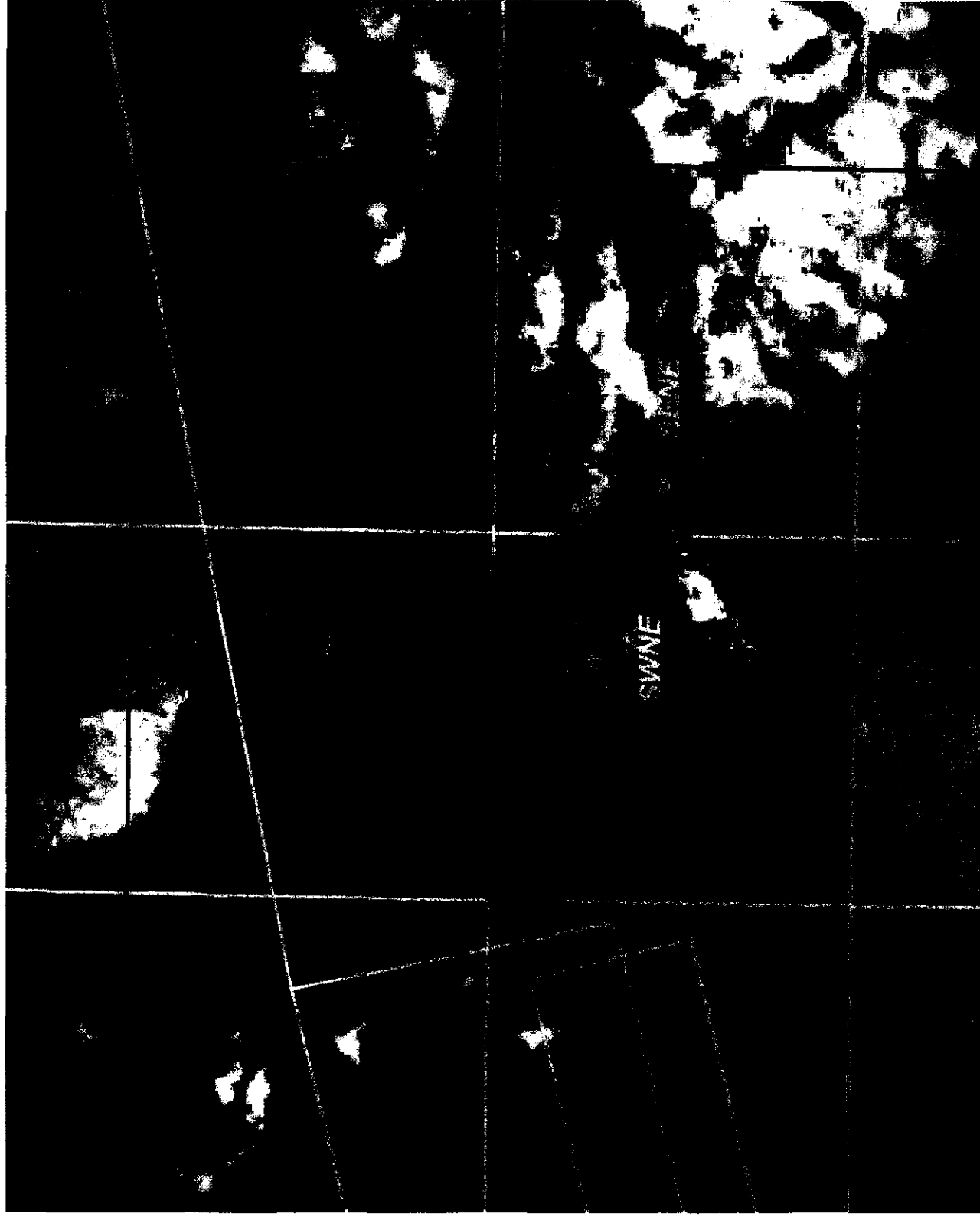
SECTION

1/4 1/4

20.0 Acres



1987 NAPP



0.75 Miles

0.5

0.25

Idaho Department of Water Resources

**T01S R08E
S23**

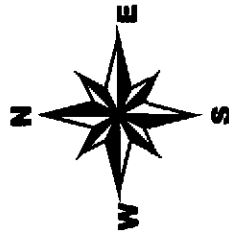
**Claim: 63-00118A
Updated: 13 Nov 01
By: Ron Howerton**

 Place of use

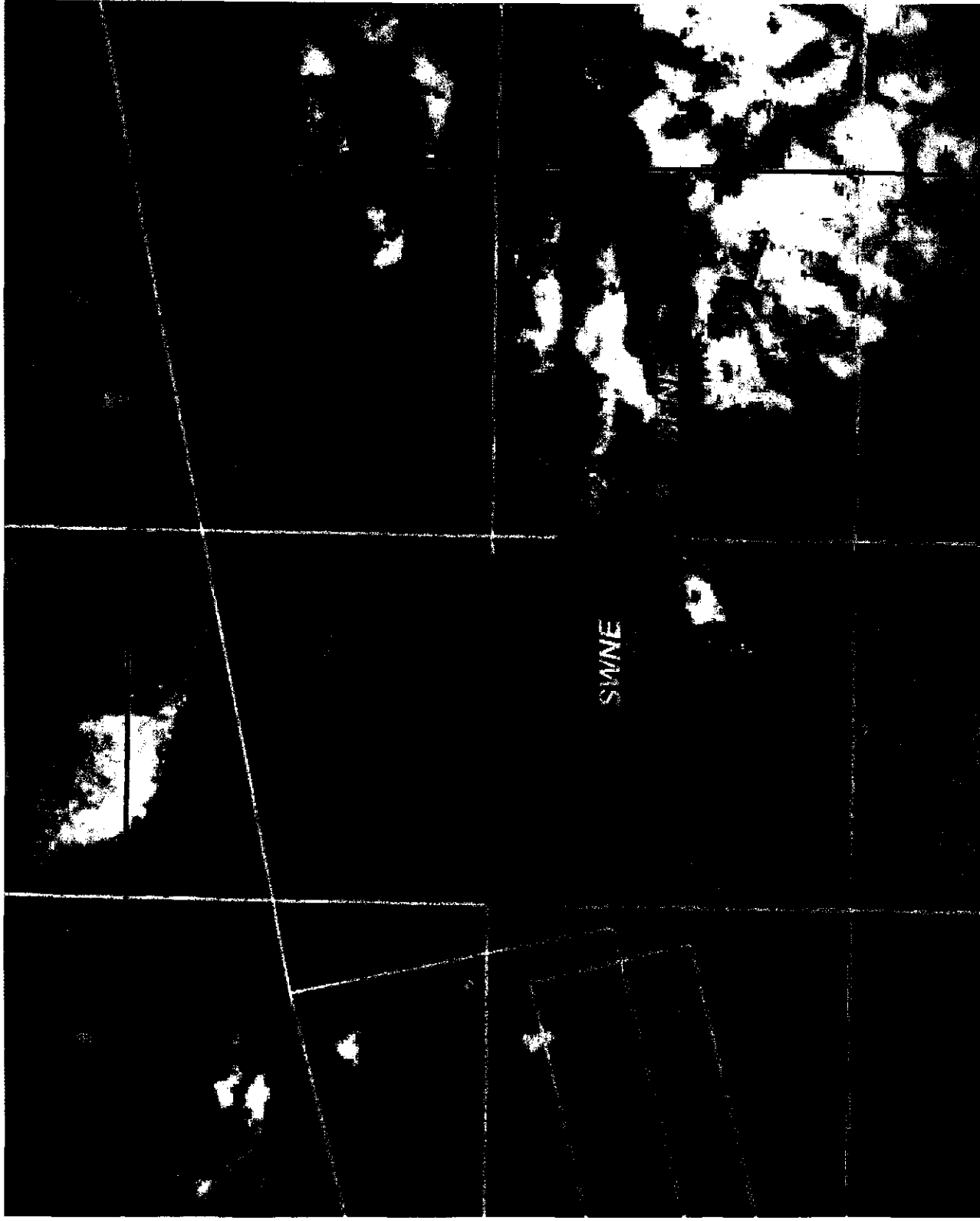
● POD

 SECTION

1/4 1/4



1987 NAPP





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

FAX TRANSMITTAL COVER SHEET

FAX NUMBER (208) 334-2348

DATE: 11-6-01

TO: PRESTON LORD

FROM: RON HUNERTON

REG 587-5751

FAX 587-9172

DOCUMENT DESCRIPTION/NOTES: OWNERSHIP CHANGE FORM
& COPY OF HOFFMAN CLAIM, ALSO
ADDRESS CHANGE IF NEEDED FOR THE
HUNTS. WE HAVE THEM AS ROCK BAR STAGE
MOUNTAIN HOME 83647 & 587-5751

TOTAL PAGES SENT: 7 + COVER SHEET

CONTACT: Q's Ron 334-2190

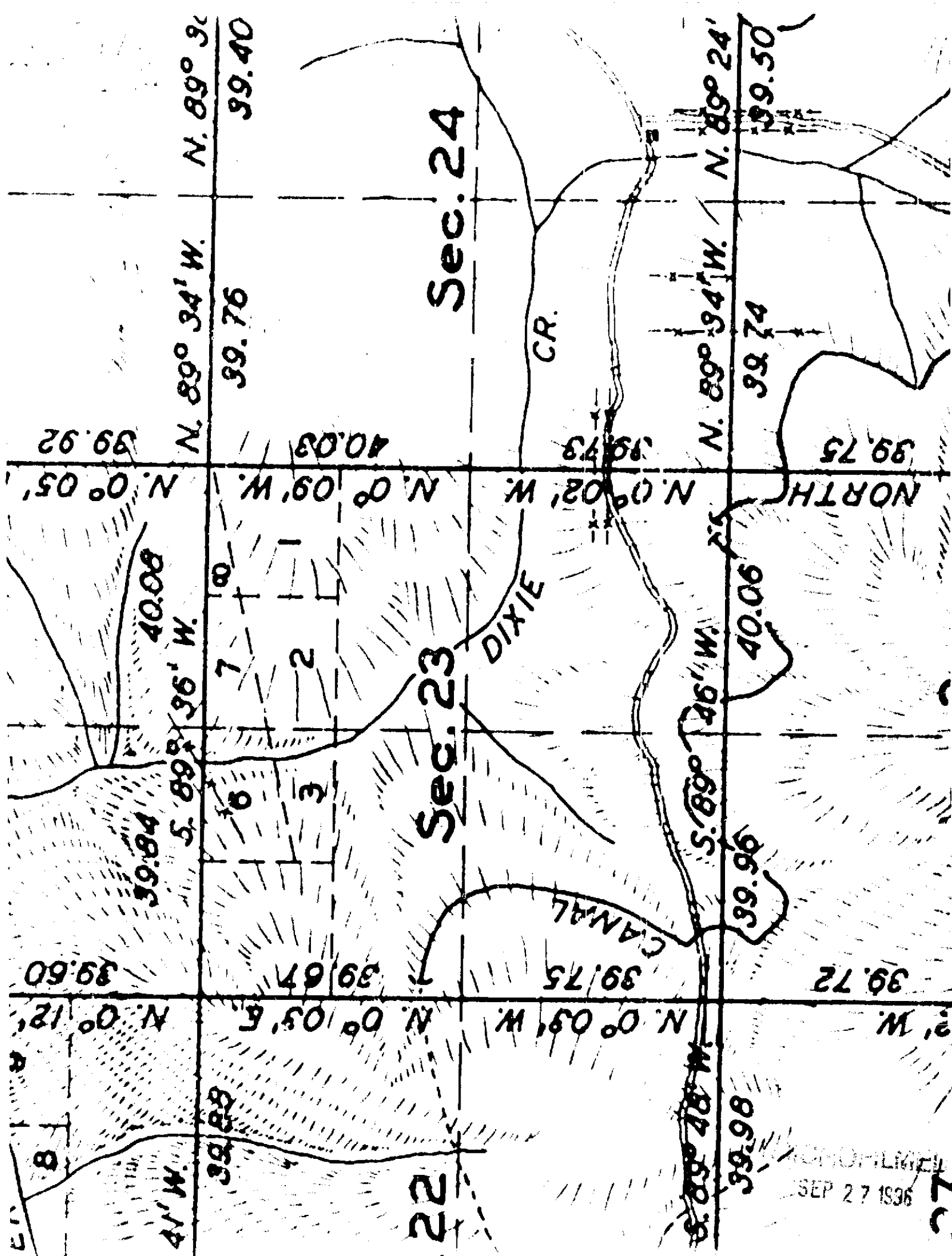
MANT'S NAME: HOFFMAN / HUNTDATE: 06/12/1995CITY: ElmoreEMPLOYEE: TTTTINICUCCI

On June 7, 1995 I made a field visit to the Hunt's property on Rattlesnake Creek, just north of Mountain Home. At that time Mr. Preston Lord, Farm manager, asked me to investigate some EDWR correspondence he had received about property in Dixie (Elmore county) his family had purchased.

After finding his claim (A61-00118B) and reviewing EDWR correspondence and the decree (63-E) it appears that a clerical error was made when the decree was issued. Decree II speaks to the lands in T01S, R08E S.23, Lots 1, 2, 3, & ~~the~~ S $\frac{1}{2}$ NE $\frac{1}{4}$. However the final wording changes the section to S.25. EDWR's data base listed both sections, so that when it which was carried over to the SRBA claim. When Hunt submitted the Change of Ownership the lands in S.25 were not included and the claim was split (11/1994). No response to EDWR corr. was received the split was finalized. Elmore County assessor confirms that S $\frac{1}{2}$ NE $\frac{1}{4}$ in S.25 is public land and not owned by the Hoffmann's. At this time it appears that a clerical error was made in the decree and that the appurtenant lands to 61-00118 are all in T01S, R08E, section 23. Close examination of the decree shows that EDWR may have misread 23 as 25 (this was typed in 1915).

MICROFILMED.

SEP 27 1996



SEP 27 1936

1st. That the defendant Andrew A. Baker is entitled to the use of the water of Dixie Creek upon his land described in the foregoing Findings of Fact in an amount of one second foot of water, being one-fiftieth of a second foot per acre, from the 28th day of June, 1913.

DECREE.

NOW, THEREFORE, in consideration of the premises it is ordered, adjudged and decreed as follows:

1st. That the plaintiff Edward J. Breyer is hereby awarded the use of the waters of Dixie Creek upon Lots 1, 2 and 3 and the South half of the Northeast Quarter, Section 25, Township 1 South, Range 9 East, Boise Meridian in Elmore County, Idaho in an amount of one and twenty-seven one hundred twenty-fifths second foot of water, continuous flow, from the 15th day of March, 1903. 63 0118

2nd. That the said defendant Andrew A. Baker be, and he is hereby, awarded the use of the seepage water for the East half of the North-west Quarter and Lots 1 and 2 of Section 19, Town-

ship 1 South, Range 9 East, Boise Meridian in Elmore County, Idaho, in an amount of thirty-fifths of a second foot of water, continuous flow, from the 1st day of March, 1903, the same being a prior and superior right to the rights of the plaintiff to the use and enjoyment of such seepage water. See Decree #1

3d. That the said defendant Andrew A. Baker be, and he is hereby awarded the use of the water of Dixie Creek upon the East half of the Northwest Quarter and Lots 1 and 2 of Section 19, Township 1 South, Range 9 East, Boise Meridian in Elmore County, Idaho in an amount of one second foot, continuous flow, from the 28th day of June, 1913. 63 0119 Affirmed

It is further ordered, adjudged and decreed, that each of the parties hereto, their servants, attorneys, employees, and privies, and their successors in interest, are hereby enjoined and restrained from all interference with the use of the water of said Dixie Creek and such seepage water, except as provided in this Decree.

It is further ordered that each party to this action pay his own costs in connection herewith.

Dated this 6th day of May, 1915.

James E. Bothwell,

DISTRICT JUDGE.



MACROFILM
SEP 27 1996

ADJUDICATION MEMORANDUM

CLAIM NO.: AG-00118A & B

SUBJECT: Ownership

EMPLOYEE: Linda Werner

DATE: 11-28-94

New owners have not responded to our letter dated 10-20-94 regarding clarification so I split claim per deed as follows:

AG-00118A

Hoffman, 20 acres, Sec. 25 SWNE, 0.39 cfs

AG-00118B

Hunt, 42 acres, Sec. 23 NWNE & NENW, 0.83 cfs

ENCLOSURE

SEP 27 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
October 20, 1994 FAX (208) 334-2348

Raymond or Carolyn Hunt
Rocky Bar Stage
Mountain Home ID 83647

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Dear Wateruser(s):

This office has reviewed the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the items checked below, we cannot continue to process this ownership change. We are returning the Notice of Change of Ownership to you to **COMPLETE OR RESEARCH ONLY THE FOLLOWING ITEM(S) SHOWING A CHECKMARK IN THE BLANK FOR THAT ITEM(S).**

SEE NEXT PAGE

There is no existing water right in our records either under the former owner's name or for the legal description given. If, after contacting the former owner, you find more information concerning a water right, please contact us.

Legal description of property. Please complete showing the legal description by 1/41/4 (40-acre tract), section, township and range for the property changing ownership. If you only have a subdivision lot & block legal description, please send us a copy of your subdivision plat map.

It appears you receive your water from an irrigation district, ditch company, municipality or community water company. If this is the case, then the water right remains in the name of this entity and you should contact them concerning the ownership change.

Name and address of former owner (seller). This will clarify the original owner of the water right.

Name, address and phone number of new owner (purchaser).

This change in ownership appears to result in a splitting of the water right. A split of the water right occurs when the ownership change affects only a portion of the original right. In order to accurately split this right we must know what portion of the right was sold. The amount of water in CFS, the place of use by 1/4 1/4 with the number of acres in each 1/41/4 (if applicable) and the point of diversion by 1/41/4, Section, Township and Range is needed. If this right is not being split, please submit proof of ownership for the remaining portion.
Enclosed is a computer copy of this right for your review.

Proof of ownership is needed. This proof can be a copy of the warranty deed, sales contract or tax assessment in your name which includes a description of this property by 1/41/4, Section, Township and Range.

NOV 1 1994

SEP 27 1996

Signature of new owner (purchaser) is needed on this form.

X other: This water right also has a place of use in Section 25. See map. The warranty deed submitted does not list this area. Do you own this parcel? Does the water right need to be split?

Please complete the above item(s), if required, on the Notice of Change of Water Right Ownership form and return it with the requested information to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed(if one exists), will remain in the original owner's name.

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

LW:1
Enclosures

ENCLOSURE
SEP 27 1936