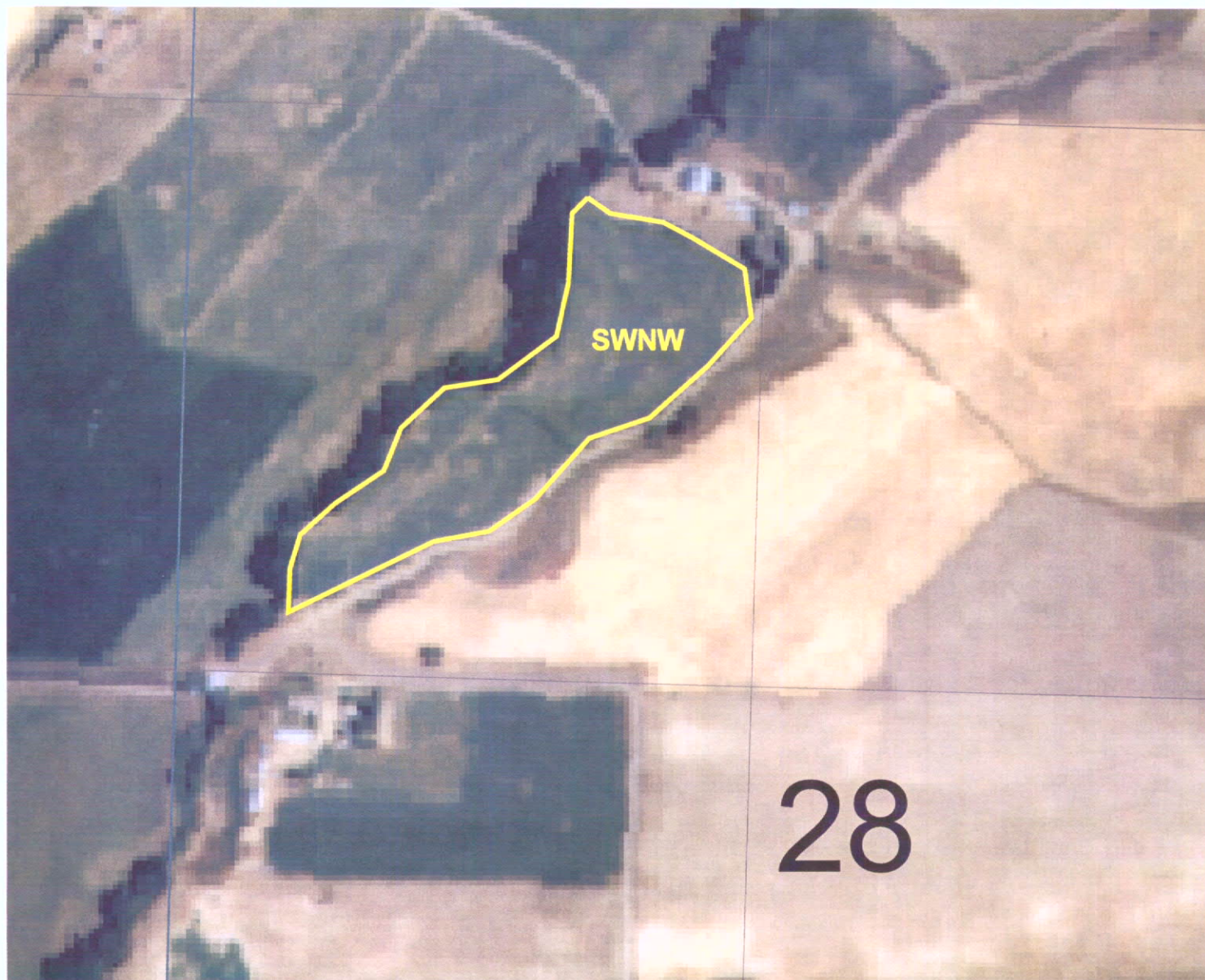
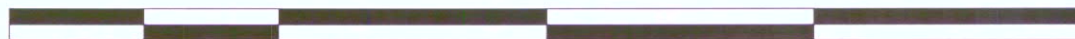


Idaho Department of Water Resources

67-7003A



500 0 500 1000 1500 Feet



T11N, R05W, S28



Prepared by Anita L. Warntjes
February 6, 2004
1993/94 True Color Photo

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: **A67-07003A**
Date Received: 7/18/1989
Receipt No: W003707
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JACK W HAND
Address: 975 E INDIANHEAD RD
WEISER ID

208-549-0294

83672

OR

Name: MAIDA I HAND
Address: 975 E INDIANHEAD RD
WEISER ID

208-549-0294

83672

2. Date of Priority: AUG 15, 1967

3. Source: MONROE CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	28	NW	SW			WASHINGTON

5. Description of diverting works:
DAM, 10' DEEP, 6" PIPE, 15 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.080		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 0.2 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 15 HEAD OF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	28	SW	NW		IRR	8.0
			SW	NW		STOCK	
						Section Acres	8.0
						Total Acres	8.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-02191

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MONROE CREEK IRRIGATION DISTR
Decree Plaintiff

DON DICKERSON, ET AL.
vs Decree Defendant

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 AL7-07003A
Date Received 7-18-89
Receipt Number W003707

RECEIVED

JUL 18 1989

Department of Water Resources
Western Regional Office

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

Please type or print clearly

1. Name of Claimant (s) Jack W. or Maida I. Hand Phone (208) 549-0294

Mailing Address 975 E. Indianhead Rd. Weiser, Idaho Zip 83672

2. Date of Priority (Only one (1) per claim) August 15, 1967

3. Source of water supply (a) Monroe Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 11 N. Range 5 W. Section 28,
NW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Washington

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4.

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

_____, 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates , Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Dam, 10' deep, 6" pipe, 15 h.p. pump

MICROFILMED

OCT 23 1996

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.

CEM 11-10-11

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 0.08 or 4"

For Stockwater purposes from 1-1 to 12-31 amount 0.02 or 1"

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.08 (cfs) and/or (b) 5" (acre feet)

8. Total consumptive use claimed is 3.0 x 8ac. = .24 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater: 15 Head of cattle

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11N	5W	28							8										8
11N	5W	28							S										

Total number of acres irrigated 8

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

12. Do you own the property listed above as place of use? Yes x No x
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.
#67-02191 or None ()

14. Remarks:
Deeded off 3.20 acres to Daughter and 3 Granddaughters (.80 acres apiece).
Lots stand just as they were, in pasture and undeveloped.
I still irrigate and pasture cattle on said lots.

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OCT 23 1996

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.

Scale: 2 inches equals 1 mile

R - 5 W

[illegible]

OCT 23 1996

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one). Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 67-7003

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Josh W. Hand

Date July 17, 1989

Maida G. Hand

Date July 17, 1989

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho for _____)

County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 17th day of July 1989

SEAL

Notary Public Frank Plazyn

Residing at Weiser, Idaho

My Commission Expires 8-6-91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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OCT 23 1996

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Hand, Jack or Maida CLAIM IDENT. NO. A67-07003DATE RECEIVED 7-18-89 RECEIPT # 0003707 FEE PAID \$ 58 FEE REQ'D \$ 58

	YES	NO	Requir Info?
1. Is the name and address complete with zip code?	<u>X</u>	—	*
2. Is a priority date entered?	<u>X</u>	—	*
Is the priority date acceptable in view of mandatory filing dates?	<u>X</u>	—	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	<u>X</u>	—	*
(b) Is a tributary to entered? (if required) N/A	<u>X</u>	—	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	—	*
5. Is there a description of the diverting works?	<u>X</u>	—	
6. Are the water uses appropriate for the form?	<u>X</u>	—	*
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?	<u>X</u>	—	
Is a quantity claimed for each use?	<u>X</u>	—	*
7. Is a total quantity claimed entered?	<u>X</u>	—	
8. If required is a consumptive use entered? N/A	<u>X</u>	—	
Is the consumptive use correct? N/A	—	—	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	<u>X</u>	—	*
If multiple domestic, is single ownership indicated?	—	—	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	—	*
11. Is (are) the county(ies) entered?	<u>X</u>	—	
12. Is the ownership of p.u. checked?	<u>X</u>	—	
13. Are other water rights listed or "none" indicated?	<u>X</u>	—	
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.) N/A	<u>X</u>	—	
15. Is the basis of the claim indicated?	<u>X</u>	—	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A	<u>X</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? N/A	<u>X</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? N/A	<u>X</u>	—	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	—	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	—	*
21. Was this claim filed on time?	<u>X</u>	—	*
(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? Exempt	<u>X</u>	—	*

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	YES	NO
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: JH Date 7-28-93

Claim data entered by: _____ Date _____

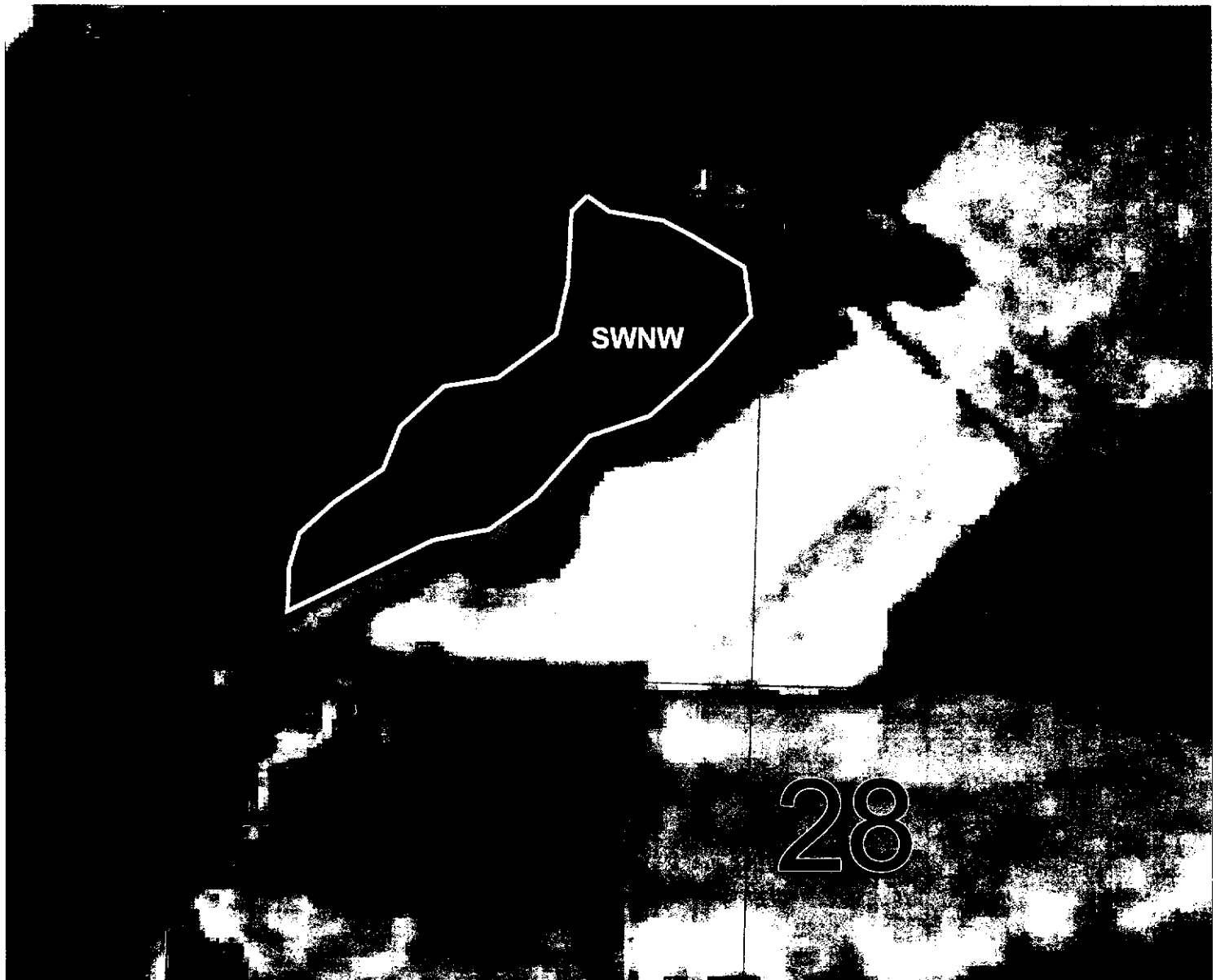
IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER
 THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE
 RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Basis of Claim Shown as Beneficial Use, should be
 Decreed, promy report attached. Less acreage claimed than
 on Decree.

100-100-10000

Idaho Department of Water Resources

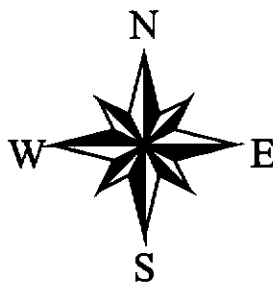
67-7003A



500 0 500 1000 1500 Feet

A horizontal scale bar with alternating black and white segments, corresponding to the 500-foot increments marked above it.

T11N, R05W, S28



Prepared by Anita L. Warntjes
February 6, 2004
1993/94 True Color Photo