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SRBA Form No.42-1409-1 (Internet 2/09)

DEPARTMENT OF
WATER RESOURCES

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 75-2091D

Date Received: _____

Receipt No: _____

Received By: _____

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

Please type or print clearly

1. Name of Claimant (s) Joseph & Shirley Hoy Phone (208) 756-2657

Mailing Address 303 S. Saint Charles ST. Salmon ID 83467
Street or Box City State

2. Date of Priority (Only one (1) per claim) 09-01-1932
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) North Fork Salmon River
which is tributary to (b) Salmon River

4. a. Location of Point of Diversion is: Township 26N, Range 21E, Section 26,
SE, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of Lemhi

Parcel (PIN) no. _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

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

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

Govt. Lot _____, BM., County of _____

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

Govt. Lot _____, BM., 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. _____

"Diversion #13" is located on the North Fork of the Salmon River and diverts water into a ditch that carries water to the
claimant's property. There it either flood irrigates the property or is piped to sprinklers.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 4/01 to 11/01 amount 0.09 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.09 (cfs) and/or (b) (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.)

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	21E	26								4.5									4.5

Parcel (PIN) no(s).

Total number of acres irrigated 4.5

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

11. 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.

12. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

13. Remarks:

Last Name Hoy

Identification No. 75-2091D

LOST TRAIL LODGE SUBDIVISION

LOCATED IN H.E.S. NO. 91, APPROXIMATE SECTIONS
26 & 35, T.26N. R.21E, B.M., LEMHI COUNTY, IDAHO

CERTIFICATE OF OWNERS

This is to certify that we are the owners in fee simple of the following described property: A portion of Homestead Entry Survey No. 91, located in approximate Sections 26 and 35, T.26N., R.21E., B.M., Lemhi County, Idaho, being more specifically described as follows:

Commencing at Corner No. 1 of said H.E.S. #91, thence S49°40'20"W 40.04 feet to a point on the westerly right-of-way of U.S. Highway No. 33 and the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING the following courses and distances along the westerly right-of-way of U.S. Highway No. 33:

N14°55'W 126.62 feet; N43°18'20"W 151.27 feet;
N41°51'50"W 629.63 feet; N34°08'45"W 151.30 feet;
N41°19'21"W 1633.63 feet; N47°33'09"W 266.12 feet;
N6°51'59"W 160.71 feet; N04°43'30"W 202.67 feet;
N36°09'28"W 103.09 feet; N02°45'00"W 657.24 feet;
S67°15'00"W 300 feet; N19°30'00"W 451.47 feet;
Thence S74°04'34"W 741.66 feet; Thence S22°21'18"E 396.51 feet;
Thence S32°43'48"E 956.20 feet; Thence S47°04'41"E 160.36 feet;
Thence S33°43'26"E 1722.70 feet; Thence S23°33'51"E 745.47 feet;
Thence S44°31'30"E 473.42 feet; Thence S26°25'58"E 496.31 feet;
Thence N31°25'23"E 315.33 feet to the REAL POINT OF BEGINNING.

The area contained in this plotted land as described is 71.66 acres. That it is the intention of the undersigned to and they do hereby include said land in this plot. The easements indicated on this plot are not dedicated to the public, but the rights to use said easements are hereby perpetually reserved for roads, and no structures other than for said road purpose are to be erected within the lines of said easements.

C. H. Brooks II

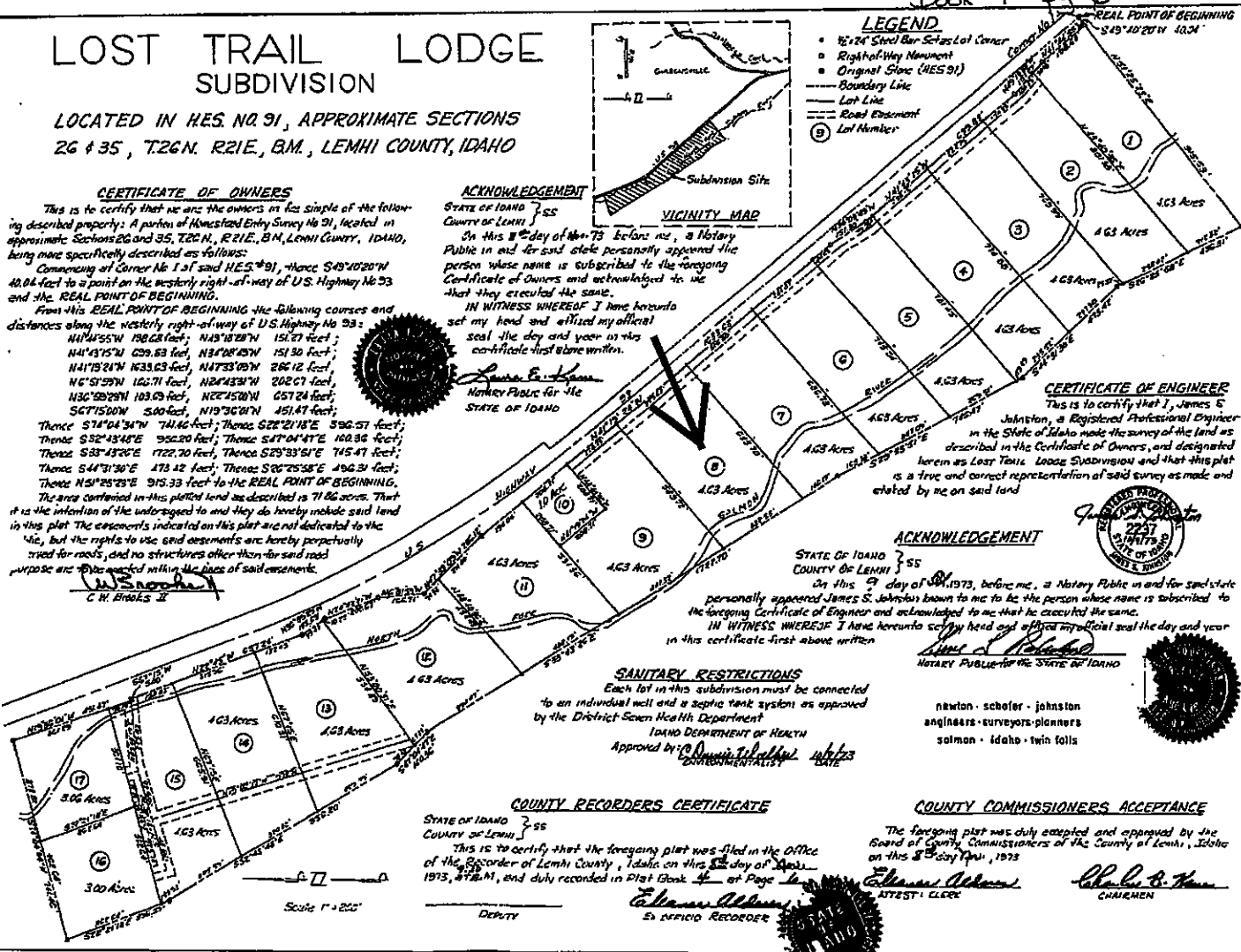
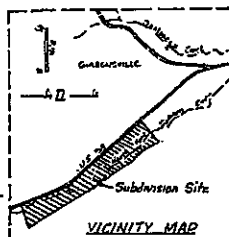
ACKNOWLEDGEMENT

STATE OF IDAHO } SS
COUNTY OF LEMHI }

On this 8th day of May 1973, before me, a Notary Public in and for said state personally appeared the person whose name is subscribed to the foregoing Certificate of Owners and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year as this certificate first above written.

Notary Public for the
STATE OF IDAHO



LEGEND

- 1/2" x 24" Steel Bar Set into Lot Corner
- Right-of-Way Monument
- Original Stone (H.E.S. 91)
- Boundary Line
- Lot Line
- Road Easement
- ⑨ Lot Number

CERTIFICATE OF ENGINEER

This is to certify that I, James S. Johnston, a Registered Professional Engineer in the State of Idaho, made the survey of the land as described in the Certificate of Owners, and designated herein as Lost Trail Lodge Subdivision and that this plot is a true and correct representation of said survey as made and stated by me on said land.



ACKNOWLEDGEMENT

STATE OF IDAHO } SS
COUNTY OF LEMHI }

On this 9th day of May 1973, before me, a Notary Public in and for said state personally appeared James S. Johnston known to me to be the person whose name is subscribed to the foregoing Certificate of Engineer and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the STATE OF IDAHO

SANITARY RESTRICTIONS

Each lot in this subdivision must be connected to an individual well and a septic tank system as approved by the District Seven Health Department.

IDAHO DEPARTMENT OF HEALTH
Approved by *[Signature]* 4/6/73
DATE

COUNTY RECORDERS CERTIFICATE

STATE OF IDAHO } SS
COUNTY OF LEMHI }

This is to certify that the foregoing plat was filed in the Office of the Recorder of Lemhi County, Idaho on this 8th day of May 1973, at 10:00 A.M., and duly recorded in Plat Book 4 at Page 1.

Deputy
Recorder

COUNTY COMMISSIONERS ACCEPTANCE

The foregoing plat was duly accepted and approved by the Board of County Commissioners of the County of Lemhi, Idaho on this 8th day of May, 1973.

Attest: Clerk

Chairmen

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License (X) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 75-2091D

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: _____

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Joseph E. Hoy Date: 5/4/09

Shirley R. Hoy Date: 5-2-09

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing 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 _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, Paul L. Arrington, will be acting as attorney at law of 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 [Signature] Date 5/5/09

Address P.O. Box 485

Twin Falls, ID 83303

Last Name Hoy Identification No. 75-2091D