

Notes

10-20-04 Assessor's Ops.

Robert L. Hies

PO Box 30427

Santa Barbara, Ca 93130

10-21-04 Letter to claimant re evidence of priority, BPT

11-10-04 Letter from claimant's attorney, BPT

5-23-05 Put a copy of the plat, topo & ortho maps
in the file. JB

copy added 10-24-05, BPT

1 Oct 05 Please see Contact log in A24-10049.

Please see S address in A24-02017. BAC

copy added to file. 10-18-05-BPT

7/27/06 recommendation complete CB

Notes

24-10049

10-20-04 ~~Assessment~~ Ops.

Robert L. Hild

PO Box 30427

Santa Barbara, Ca 93130

11-21-04 Letter to ~~claimant~~ re evidence of proximity, 1890

11-10-04 Letter from Claimants attorney, BCP

5-23-05 Put a copy of the plat, topo & ortho maps in the file. AB

19 July 05 805 682 8111 Bond Storge ? Enterprises Bac

20 July 05 523-0620 msg w/ Rob Harris answering machine Bac (Rob is attorney @ Foster firm)

Rob Harris called back - does not have phone # - Will try to find Hired Man's name - Bac

28 July 05 Rob Harris called of Foster's law office. Bob Hild will be out of the country till mid August but wants to be present for field inspection. He can be reached at 208 225-3592 after August 15 or so. Bac

8 Sept 05 225-3592 8PM busy

8:20 PM - 11 AM will be here Conf. fr.

Autumn - Smokey Canyon rd - cross state line. About 1 mile on right, sharp turn - just after turn - dirt road / cattle guard - Sharp Creek Rd - right - fork - sign says private, no trespassing - hold to left. If I reach Fish Hatchery Rd, too far

9 Sept 05 met w/ Mr. Hild Bac

1 Oct 05 please see address in A24-02017 Bac

copy added to file 10-18-05. BCP

I assume this is the "confidential information" Bruce refers to. 10/24/05

Priority Date Data Entry Form

Claim Number: A24-10050

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Per Ada Hurd Nelson Affidavit, use of sprinklers
started about 1965. Pou is on top of a hill, without
sprinklers it could not have been irrigated. Pac 10050.

Reviewer: _____

Date: _____

Priority Date Data Entry Form

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (☒)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes () No (☒)
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes () No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes () No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No (☒)
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No (☒)
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No (☒)
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit.
Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes (☒) No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (☒) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim.
16. Is a Priority Date remark and/or condition required? Yes () No (☒)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete.
If No, Priority Date review is complete.

Priority Date

Claim No A24 - 10050

Point of Diversion and Source Data Entry Form

Claim Number: A24-10050

Water Right Point of Diversion: T____, R____, Sec.____, County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____, R____, Sec.____, County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____, R____, Sec.____, County:_____

Source:_____ Tributary:_____

☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
7S	46E	28		SESESE	Caribou	Stump Creek
GPS Coordinates: 2739282E				1291287N DOTM 83		
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						

Other rights from this POD? None

Document how the POD and Source were verified and/or Pump and Motor data:

GPS. Submersible pump has 4" discharge pipe. Pump is supplied by creek. Motor controller is rated 7 1/2 hp 220V, square D class 3536 type SODG. Owner is unsure of size of pump, no other info. was found.
Doc 10 Oct 05

Transfers Changing POD _____

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number:

A24-10050☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Irrigation confirmed by field inspection and Ad Hurd Nelson
affidavit. Dec 10ct 05

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number:

24-10050

Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
7S	46E	28	SWNE		Caribou		0.2	irrigation
"	"	"	SENE		"		4.0	irrigation

Total Acres 4.2

Document how the POU was verified:

GIS based on field inspection, GPS and 2004
 NAIP photo. 1987 photo is not detailed
 enough but seems to confirm finding. Bae 10 Oct 05

Transfers Changing POU _____

Reviewer: CPB

Date:

7/27/04

1. Is the basis of claim a Decree or License?

If Yes, go to 2a
If No, go to 2b

Yes () No (☒)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14

Yes () No ()

2b. Is a POU required?

If Yes, go to 3
If No, go to 14

Yes () No ()

3. Is the basis of claim a Permit or Application?

If Yes, go to 4
If No, go to 7

Yes () No ()

4. Has the License been issued?

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

Yes () No ()

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7

Yes () No ()

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

Yes () No ()

7. Is there evidence that there has been a change in the POU?

If Yes, go to 8
If No, go to 13

Yes () No ()

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C05, go to 13
If No, go to 9

Yes () No ()

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes () No ()

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes () No ()

11. Did the claimant file an enlargement claim?

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes () No ()

14. Is a POU remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Yes () No ()

Place of Use

Claim No. 424 - 10050

Period of Use and Quantity Data Entry Form

Claim Number: 24-10050☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
irrigation			0.13	

Overall Diversion Rate 0.13

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

4.2 acres x 0.03 cfs/acre = 0.13 cfs BAC 10ct 05

Sprinkled 0.02 cfs/acre. 0.08 cfs. CB 7/27/06 CB
Not flood irrigated and no evidence has been
submitted to verify that more than 0.02 cfs/acre
is required.

Reviewer: CBDate: 7/27/06

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (☒)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (☒)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18

Yes () No ()

4. Does the parent right have a Period of Use?

If Yes, go to 5
If No, go to 6

Yes () No ()

5. Can the claimed Period of Use be verified using the water right file?

If Yes, go to 14
If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the Period of Use?

If Yes, go to 7
If No, go to 12

Yes () No (☒)

7. Does the change include an enlargement in the Period of Use?

If Yes, go to 9
If No, go to 8

Yes () No ()

8. Can the change be recommended as an accomplished transfer?

If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11

Yes () No ()

9. Was an enlargement claim filed?

If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10

Yes () No ()

10. Did the claimant file an enlargement claim?

If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12

Yes () No ()

11. Was a transfer filed?

If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12

Yes () No ()

12. Does the file contain all of the necessary information to verify the Period of Use?

If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13

Yes (☒) No ()

13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?

If Yes, go to 14
If No, go to 15

Yes () No (☒)

14. Is irrigation claimed as a purpose of use?

If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18

Yes () No ()

15. Is irrigation claimed as a purpose of use?

If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18

Yes (☒) No ()

16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?

If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18

Yes () No ()

17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?

If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18

Yes () No ()

18. Is a Period of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
If No, Period of Use review is complete.

Yes () No (☒)

Period of Use

Claim No. A24 - 10050

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11

Yes () No ()

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5
If No, go to 7

Yes () No ()

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8
If No, go to 7

Yes () No ()

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7

Yes () No (X)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9

Yes () No ()

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10
If No, go to 9

Yes () No ()

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10
If No, go to 11

Yes () No ()

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes () No ()

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12

Yes () No ()

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete

Yes () No ()

Quantity

Claim No. A24 - 10050

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

If Yes, go to 2
If No, go to 3

Yes () No (✓)

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5

Yes () No ()

3. Is the water being used for all of the purposes claimed and to the extent claimed?

If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes (✓) No ()

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes () No ()

5. Does this right have any combined used limits with other rights?

If Yes, go to 6
If No, go to 6

Yes () No (✓)

6. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7

Yes (✓) No ()

7. Would you like to view the recommended right?

If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (✓) No ()

8. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9
If No, go to 9

Yes () No (✓)

9. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 10
If No, go to 10

Yes () No (✓)

10. Would you like to set the verification date?

If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (✓) No ()

Summary

Claim No. A24 - 10050

Claim No.: _____

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or printed text on the paper.

Reviewer _____ Date _____

EASTERN REGION
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): A24-02017, A24-10049,
A24-10050, A24-10051

[] Name(s):

Robert L Hild

[] Old Mailing Address:

[] New Mailing Address:

PO Box 160
Auburn WY 83111

PO Box 30427
Santa Barbara CA 93130

Telephone Number:

(208) 225 - 3592

[] Signature(s) of Owner(s)



(Include your title if on behalf of company or organization)

Date:

Waypoint	Lon	Lat	Claim	Site tag	Feature	Collect. by	Instrument	Comment
10	-111.0772333	42.78635	A24-10050	none	POU	B. Contor	Garmin Geko 201	SE corner of lawn area
11	-111.0772333	42.78686667	A24-10050	none	POU	B. Contor	Garmin Geko 201	NE corner of lawn (trees continue N along side tennis court)
12	-111.07915	42.78656667	A24-10050	none	POU	B. Contor	Garmin Geko 201	west extent of lawn (garden spot is SW of this location)
13	-111.0746167	42.78475	A24-10050	none	POD	B. Contor	Garmin Geko 201	

10050
A24-10051
100 from Stump
Creek Waypoint B
9 Sept 05 BAC

①



②



(3)

10050
A24-10051

Looking uphill towards
homer fr. road.

Per Mr. Hild, grass

on side of road is

watered fr. in system.

9 Sept or 10



10-20-04

7,46

~~+5510~~ 33,28

~~+5520~~

~~+5530~~

~~+5540~~

~~+5640~~

~~+5660~~

~~+5670~~

~~+5720~~

Robert L. Neal

Parcel T, R, S

15640 7,46,28

~~15660~~

15660 7,46,28

15670 7,46,28

5720 7,46,33

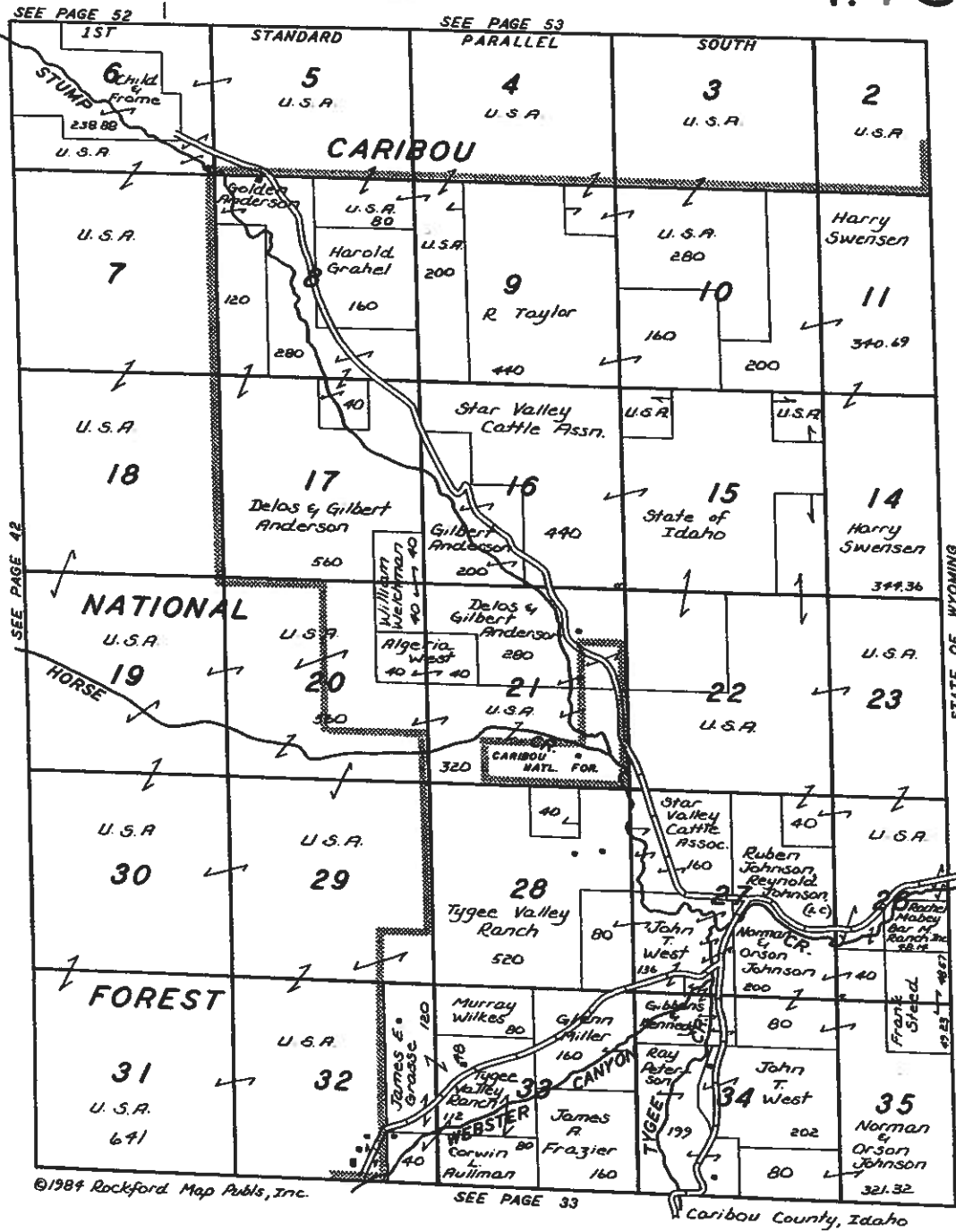
Dry Grazing 73 E $\frac{1}{2}$ SE₃
Waste 7

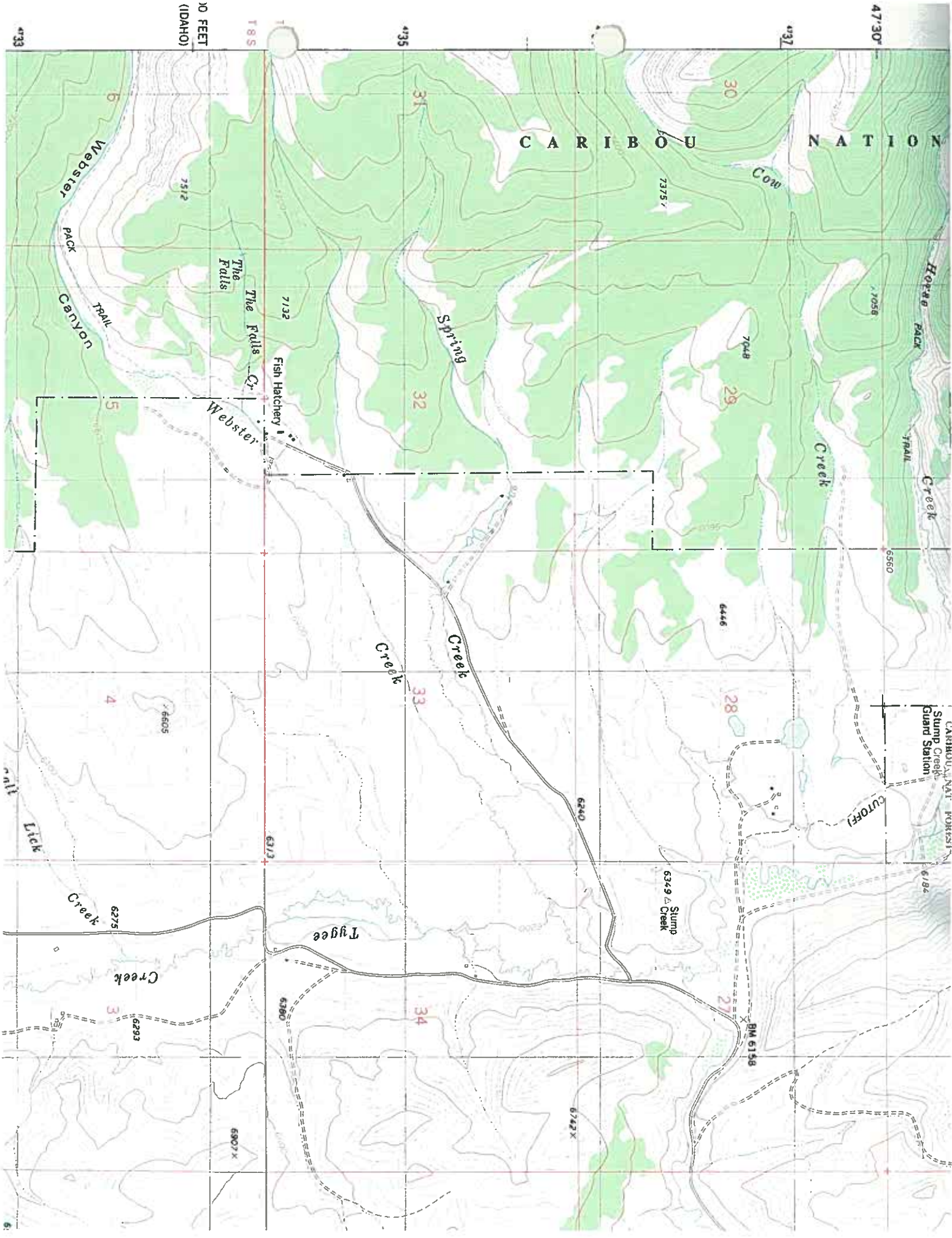
Dry Grazing 200
" " 311

Waste 9

Dry Grazing 4.9

I don't know if I copied the meadow ground
info. Bx





10 FEET
(IDAHO)

185

135

132

47°30'

133

CARIBOU NAT. FOREST
Stump Creek
Guard Station



TTS DALL

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

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November 5, 2004

Ms. Barbara Payne
Idaho Department of Water Resources
15 W. Center St.
Soda Springs, ID 83467

Re: Snake River Basin Adjudication Claims 24-10049, 24-10050, and 24-10051
Re: Evidence of Priority

Dear Ms. Payne:

We have been asked by Mr. Robert L. Hild, the owner of Tygee Valley Ranch, to respond to your letter of October 21, 2004, regarding evidence of priority for claims numbers 24-10049, 24-10050 and 24-10051.

We are enclosing an affidavit of Mrs. Ada Hurd Nelson and copies of two patents which we submitted in response to a similar request by Mr. Dave Carlson of the Idaho Falls office of the Department of Water Resources back in 1994.

We are also enclosing a second affidavit of Mr. Robert L. Hild, recently executed, with respect to the history of the use of the water pursuant to these three claims since he acquired the property in 1971. We have also enclosed a map prepared by Mr. Hild with respect to claim number 24-10051.

We will be happy to discuss any of these items with you at your convenience.

Yours very truly,



Kent W. Foster

Enclosures

In the early 1920's my father Mahorni Hurd homesteaded the property now owned by Robert Hild, it was on Cow Creek and over the hill where the lakes are. I was ten years old and remember riding from Grover, where we lived, in the back of a lumber wagon with our legs hanging over the end of the wagon. It seemed to take us for ever to reach the Cow Creek house.

I remember when I was 10 or 11 it took my father all summer to build a large one room house over the hill north of the lakes, where we lived in the summer. Here he cultivated the ground and planted grain. We also had a garden with a three wire fence around it to keep out the livestock. My Sisters and I had lots of fun trying to keep the squirrels from getting into the garden and eating the vegetables.

There was an old salt house down close to Stump Creek where we crossed to get up around the lakes and over the hill to our house on Cow Creek. My father used to take off his shoes socks and wade in the black mud to scrap up the salt, with a pitchfork, to feed the cattle. I, being the oldest of three girls, had to help dad dig a ditch around the hill from Cow Creek into the lake for irrigation of grain, alfalfa, potatoes, horse pasture and to water the live stock.

Those were wonderful years we spent up Stump Creek. Because of the distance from Grover to Cow Creek my father sold the homestead. After we moved to Auburn, father wished he still owned the Cow Creek property. The property has been sold several time since. In the early 1950's they started irrigating some of the lower land along Stump Creek with water pumped from Stump Creek. Then around 1965 they started using sprinklers. I have always had a fondness for this Cow Creek property since my father homesteaded it.

In the early 1920's, south of my fathers homestead, was the Devenberg homestead. (Frank and Lola) They built a cabin just below what we referred to in later years as the Devenberg Spring. Their cabin was located close to the spring. They had a small ditch that ran from the spring, by their cabin and on down into the meadow. They used the spring for their own personal use and to water their

PATENT

Dated: June 10, 1921.

Filed: March 26, 1923, at 11:34 A.M.

Recorded: Book 1 of Patents, at page 446,
records of Caribou County, Idaho.

Instrument No. 4765.

THE UNITED STATES OF AMERICA,
By the President: Warren G. Harding,
By: M. P. LeRoy, Secretary,
By: L. Q. C. Lamar, Recorder of the
General Land Office,
(Seal affixed),

Grantor,

to

Frank Devenberg,

Grantee.

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Frank Devenberg has been established and duly consummated, in conformity to law, for the southwest quarter and the west half of the southeast quarter of Section twenty-eight, in Township seven south of Range forty-six east of the Boise Meridian, Idaho, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General.

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

RECEIVED

NOV 10 2004

BA

CARIBOU TITLE COMPANY

Soda Springs, Idaho

SHEET
NO.

-12-

PATENT

THE UNITED STATES OF AMERICA,
By the President: Warren G. Harding,
By: Ada Braddock, Assistant Secretary,
By: John O'Connell, Acting Recorder
of the General Land Office,
(Seal affixed),

Dated: August 15, 1922.
Filed: May 23, 1928, at 4:55 P.M.
Recorded: Book 1 of Patents, at page 570,
records of Caribou County, Idaho.

Instrument No. 9245.

Consideration: --

Witnesses: --

Acknowledged: --

Grantor,

to

Mahonri K. Hurd,

Grantee.

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Mahonri K. Hurd has been established and duly consummated, in conformity to law, for the northwest quarter, the east half of the northeast quarter and the Southwest quarter of the northeast quarter of Section twenty-eight in Township seven south of Range forty-six east of the Boise Meridian; Idaho, containing two hundred eighty acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE, by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.



CARIBOU TITLE COMPANY

Soda Springs, Idaho

SHEET
NO.

-31-

Tygee
VALLEY RANCH
AUBURN, WYOMING 83111

November 2, 2004

I Robert L. Hild and my wife Adell Hild purchased the property known as Tygee Valley Ranch on which the SRBA claims, 24-10049, 24-10050 and 24-0051 are located, from I.E. Wernick in 1971. The primary use of this land has been for livestock grazing and feed since Mohonri Hurd homesteaded it in the early 1920's. Today, this is still what we use it for. We submitted in 1994 an affidavit by the daughter of Mohonri Hurd, Ada Hurd Nelson, who is now deceased, who lived on the land in the 1920's. She was born and lived in the valley all her life, dieing less than a mile from said property in 1999.

SRBA 24-10049: Known as Devenberg Spring as referred to in Ada Hurd Nelson's affidavit, fifth paragraph, "They used the spring for their own personal use and to water their livestock and garden ----- this land has been used for cattle grazing, as it is today."

SRBA 24-10050: Stump Cr. Irrigation. Water has been pumped for irrigation since the early 1950's as attested to in Ada Hurd Nelson's affidavit, fifth paragraph. We still use this source for irrigation. We buried the main line in 1976.

SBRA 24-10051: Cow Cr. Ditch. This ditch was constructed in the 1920's as indicated in Ada Hurd Nelson's affidavit in paragraph three, "helped dad dig a ditch around the hill from Cow Cr. into the lake for irrigation ---- and to water the livestock". It has been maintained ever since. The lake has served as a source of water for livestock, waterfowl and fish. The flow from the lake sinks in a flat area below the lake where livestock graze. Only during the early Spring run off does any of its water reach Stump Cr.

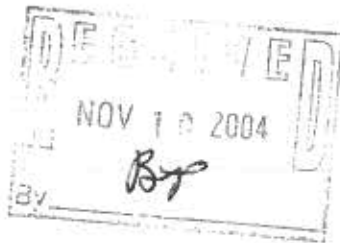
The above is accurate to the best of my knowledge.



Robert L. Hild



Adell Hild



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

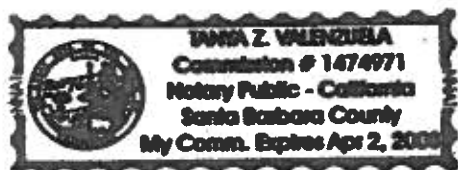
State of California
County of Santa Barbara } ss.

On November 3, 2004 before me, Tanya Z. Valenzuela
Date Name and Title of Officer (e.g., Jane Doe, Notary Public)

personally appeared Robert L. Hild and Adell Hild
Name(s) of Signer(s)

☒ personally known to me
☐ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) ~~is/are~~ subscribed to the within instrument and acknowledged to me that ~~he/she/they~~ executed the same in ~~his/her/their~~ authorized capacity(ies), and that by ~~his/her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Tanya Z. Valenzuela
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- ☐ Individual
- ☐ Corporate Officer — Title(s): _____
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney-in-Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

NOV 10 2004

BP

SRBA 24-10051

Cow Cr.

Diversion
Point

Ditch

Ditch

Lake

RECEIVED
NOV 1 2004
Bj



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

21 October 2004

Robert L. Hild
P. O. Box 30427
Santa Barbara, CA 93130

COPY

Re: Snake River Basin Adjudication (SRBA)
Claims 24-10049, 24-10050, 24-10051

Subject: EVIDENCE OF PRIORITY

Response Date: 21 November 2004

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 24. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "beneficial use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of

Evidence is Required” and “Some examples of Documents Which May Be Evidence of the Priority Date”.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by the above noted response date, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,



Barbara Payne

Enclosure: Brochure on “Evidence of Priority”
Notice of Claim to a Water Right

In the early 1920's my father Mahorni Hurd homesteaded the property now owned by Robert Hild, it was on Cow Creek and over the hill where the lakes are. I was ten years old and remember riding from Grover, where we lived, in the back of a lumber wagon with our legs hanging over the end of the wagon. It seemed to take us for ever to reach the Cow Creek house.

I remember when I was 10 or 11 it took my father all summer to build a large one room house over the hill north of the lakes, where we lived in the summer. Here he cultivated the ground and planted grain. We also had a garden with a three wire fence around it to keep out the livestock. My Sisters and I had lots of fun trying to keep the squirrels from getting into the garden and eating the vegetables.

There was an old salt house down close to Stump Creek where we crossed to get up around the lakes and over the hill to our house on Cow Creek. My father used to take off his shoes socks and wade in the black mud to scrap up the salt, with a pitchfork, to feed the cattle.

I, being the oldest of three girls, had to help dad dig a ditch around the hill from Cow Creek into the lake for irrigation of grain, alfalfa, potatoes, horse pasture and to water the live stock.

Those were wonderful years we spent up Stump Creek. Because of the distance from Grover to Cow Creek my father sold the homestead. After we moved to Auburn, father wished he still owned the Cow Creek property. The property has been sold several time since. In the early 1950's they started irrigating some of the lower land along Stump Creek with water pumped from Stump Creek. Then around 1965 they started using sprinklers. I have always had a fondness for this Cow Creek property since my father homesteaded it.

In the early 1920's, south of my fathers homestead, was the

MICROFILMED

NOV 8 / 1990

SCANNED

AUG 06 2001

Log for claim 24-10050

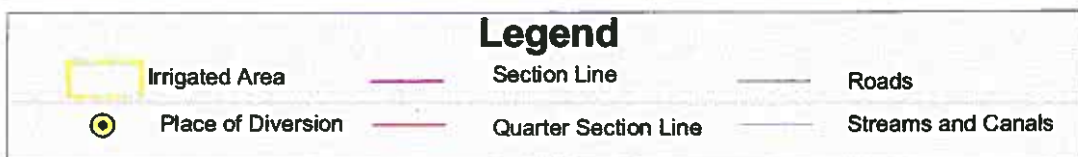
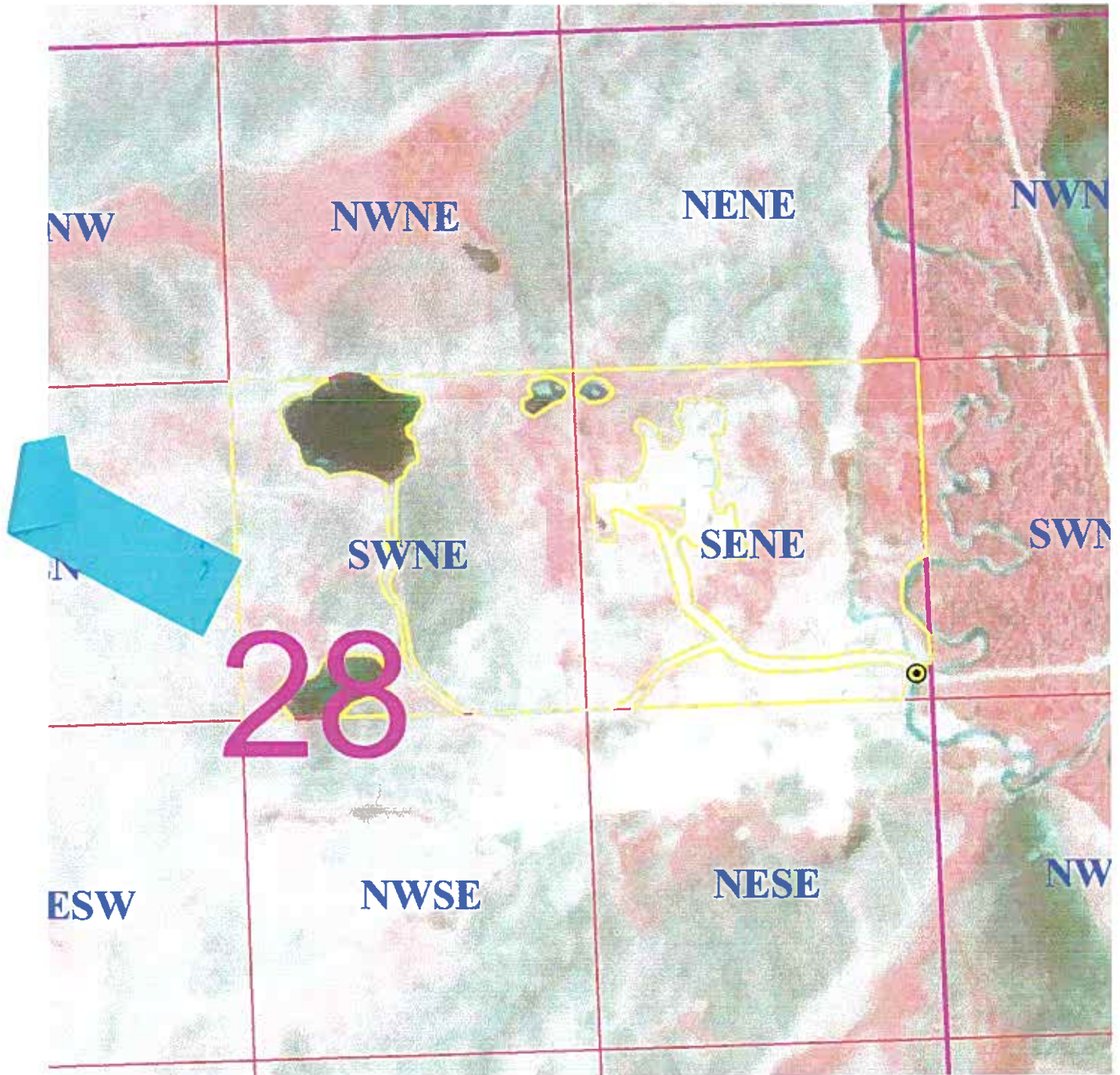
Spatial Dynamics BTD

5/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s46e	28	SWNE	10	33	Indiscernible
07s46e	28	SENE	25	33	Indiscernible
Totals:			35	66	

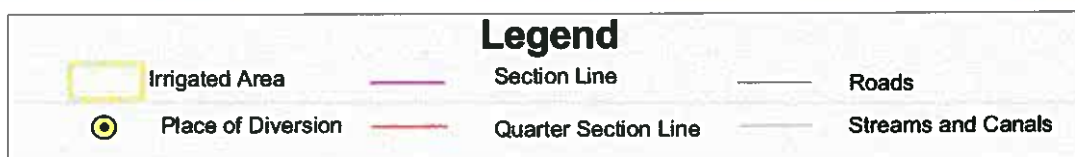
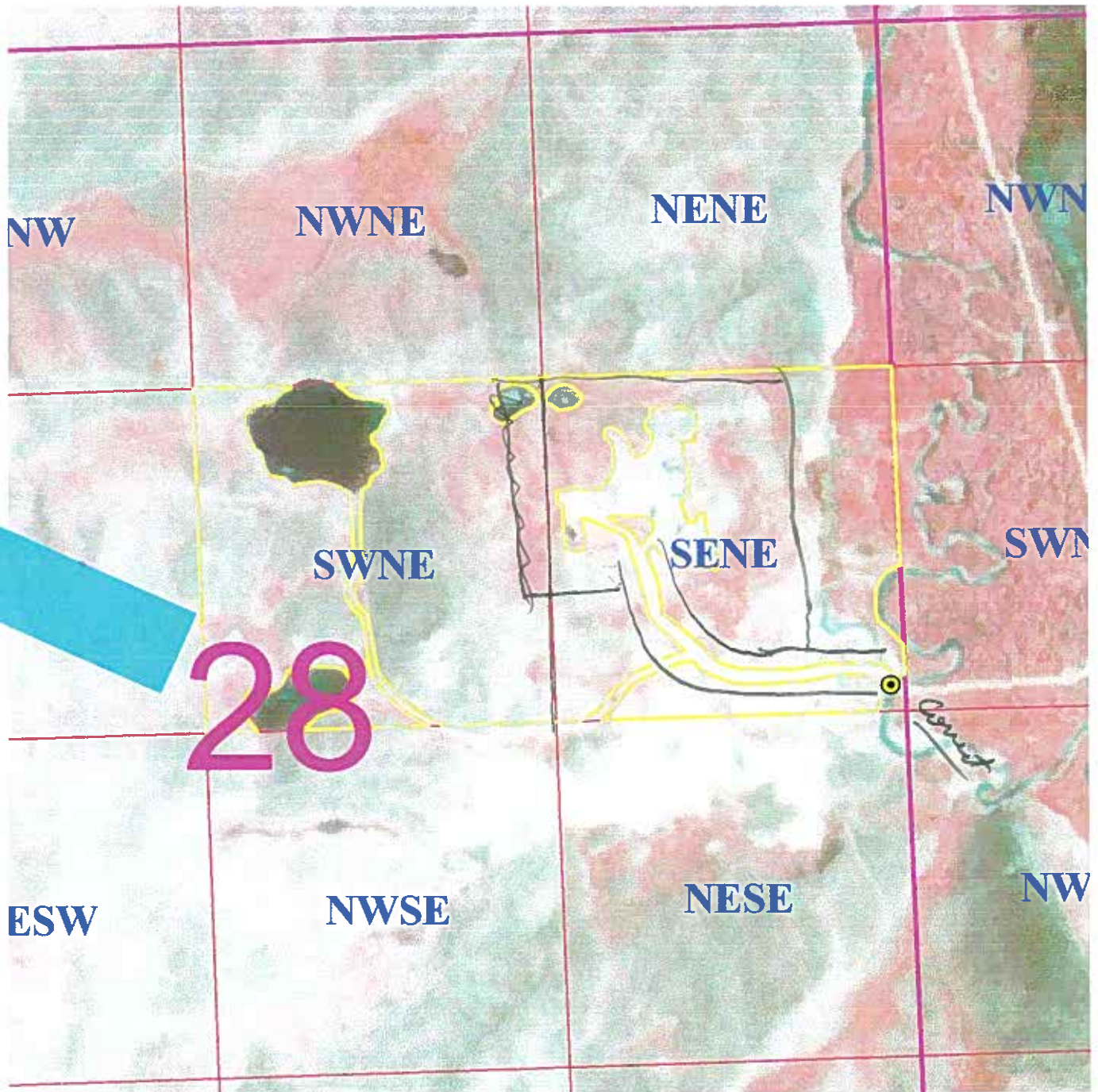
Water Right Claim Number 24-10050
Township , 7S46E

05/02/2001



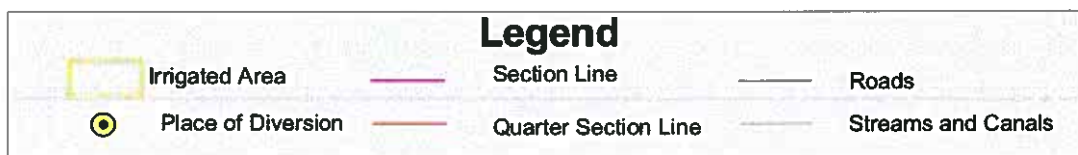
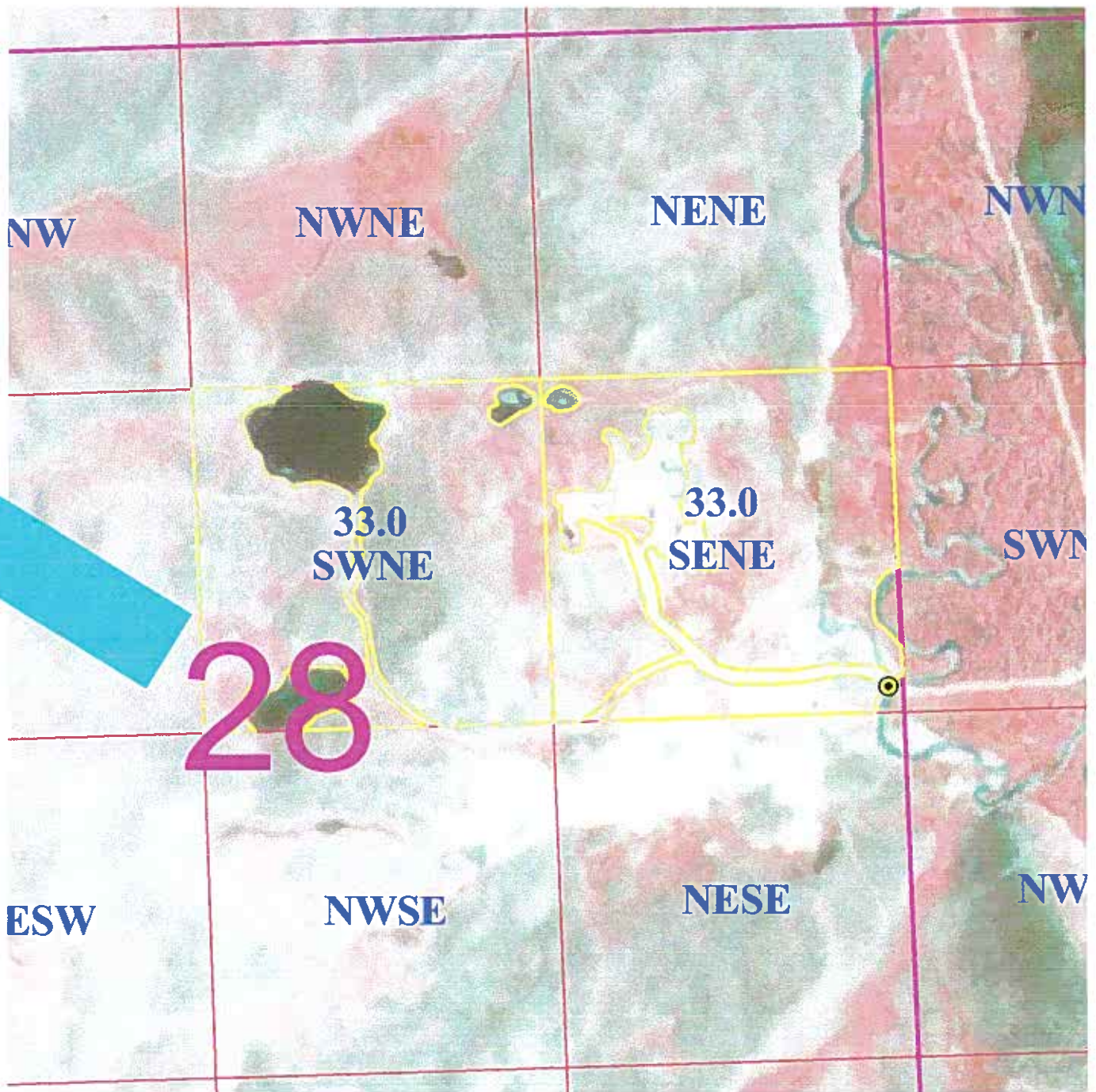
Water Right Claim Number 24-10050
Township , 7S46E

05/02/2001



Water Right Claim Number 24-10050
Township , 7S46E

05/02/2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 7, 1997

RECEIVED

PHILIP E. BATT
GOVERNOR

OCT 20 1997

KARL J. DREHER
DIRECTOR

ROBERT L HILD
PO BOX 30427
SANTA BARBARA CA 93130

Department of Water Resources

Re: Snake River Basin Adjudication (SRBA)
Water Right No. A24-02017, A24-10047, A24-10048, A24-10049, A24-10050,
& A24-10051
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office postmarked by October 22, 1997. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right records.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

RECEIVED OCT 09 1997

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS, P.A.
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
JAMES K. SLAVENS

WEST ONE BANK BLDG
330 SHIOP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE: (208) 523-0620
TELEFAX (208) 523-9518

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

November 8, 1994

Dave Carlson, Water Right Agent
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718

Re: *Adjudication Claims Nos. A24-10050 and A24-10051 in the name of Robert L. Hild*

Dear Mr. Carlson:

Mr. Hild has been able to obtain an affidavit and some additional information that should be of assistance with respect to determining the priority date for the above numbered claims. We are enclosing with this letter copies of the abstract documents of the patents and an affidavit from Mrs. Ada Hurd Nelson. If we can be of any further assistance, please feel free to call at your convenience.

Very truly yours,



Kent W. Foster

Enclosure

G:\WP\DATA\SANDRA\KW\FLETTE\00HIL.D01 LTR sjw

RECEIVED
NOV 08 1994
Department of Water Resources
Eastern District Office

MICROFILMED
NOV 07 1994

PATENT

THE UNITED STATES OF AMERICA,
By the President: Warren G. Harding,
By: Ada Braddock, Assistant Secretary,
By: John O'Connell, Acting Recorder
of the General Land Office,
(Seal affixed),

Dated: August 15, 1922.

Filed: May 23, 1928, at 4:55 P.M.

Recorded: Book 1 of Patents, at page 570,
records of Caribou County, Idaho.

Instrument No. 9245.

Consideration: --

Witnesses: --

Acknowledged: --

Grantor,

to

Mahonri K. Hurd,

Grantee.

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Mahonri K. Hurd has been established and duly consummated, in conformity to law, for the northwest quarter, the east half of the northeast quarter and the Southwest quarter of the northeast quarter of Section twenty-eight in Township seven south of Range forty-six east of the Boise Meridian; Idaho, containing two hundred eighty acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE, by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

MICROFILMED

NOV 0 / 1930

CARIBOU TITLE COMPANY

Soda Springs, Idaho

SHEET
NO.

-31-

COPY

PATENT

THE UNITED STATES OF AMERICA,
By the President: Warren G. Harding,
By: M. P. LeRoy, Secretary,
By: L. Q. C. Lamar, Recorder of the
General Land Office,
(Seal affixed),

Dated: June 10, 1921.
Filed: March 26, 1923, at 11:34 A.M.
Recorded: Book 1 of Patents, at page 446,
records of Caribou County, Idaho.
Instrument No. 4765.

Grantor,

to

Frank Devenberg,

Grantee.

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Frank Devenberg has been established and duly consummated, in conformity to law, for the southwest quarter and the west half of the southeast quarter of Section twenty-eight, in Township seven south of Range forty-six east of the Boise Meridian, Idaho, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General.

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

MICROFILMED

NOV 07 1950

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
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DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
MARIE T. FEELEY
ROBERT M. FOLLETT

WEST ONE BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

R. VERN KIDWELL, OF COUNSEL

February 28, 1990

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MAR 1 - 1990

Department of Water Resources
Eastern District Office

Tony Olenichak, Water Right Agent
IDAHO DEPARTMENT OF WATER RESOURCES
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

RE: Robert L. Hild's Notices of Water Right

Dear Tony:

After you and I visited by telephone, my secretary advises me that she already put the correct pages back in and laid them back on my desk without telling me so I apologize for sounding confused, but theoretically all of them should be together properly now.

Also with respect to Cow Creek and Stump Creek it is our understanding that the entire 10 acres listed in the SW1/4 of the NE1/4 of Section 28 of the Stump Creek notice are the identical same 10 acres listed on the Cow Creek notice and that the entire 25 acres listed in the SE1/4 of the NE1/4 of Section 28 on the Stump Creek notice are included within the 30 acres listed in the same 40 acre tract on the Cow Creek notice.

Yours very truly,



Kent W. Foster

#7704.00/srr

Enclosure

MICROFILMED
NOV 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: February 15, 1990

Kent W. Foster
P.O. Box 50130
Idaho Falls, ID 83405

RE: Robert L. Hild's Notices of Water Right ..

Dear Mr. Foster:

The Idaho Department of Water Resources (IDWR) is returning check #0001820 (\$540.00) and Robert L. Hild's Notices of Claim to a Water Right because of insufficient information and/or fees. All items on the notices must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected notices within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each notice.

- The page listing the purposes, amounts, and place of use (Items #6 through #14) was omitted for the Devenberg Spring Notice of Claim.
- Please indicate the number of irrigated acres (listed on the Cow Creek and Stump Creek Notices of Claim) which overlap each other. For example, are the ten acres listed in the SW 1/4 of NE 1/4, Section 28, of the Stump Creek notice the same ten acres listed on the Cow Creek notice? Are the entire 25 acres listed in the SE 1/4 of NE 1/4, Section 28, of the Stump Creek notice included within the 30 acres listed in the same 40-acre tract on the Cow Creek notice?

If you have any questions, please call Tony Olenichak, Water Right Agent, at 525-7161.

Sincerely,

Ernest Carlsen
Adjudication Supervisor

Enclosure

MICROFILMED
NOV 06 1992

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
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ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)
R. VERN KIDWELL, OF COUNSEL

February 14, 1990

RECEIVED

FEB 14 1990

Department of Water Resources
Eastern District Office

Idaho Department of Water Resources
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

RE: Robert L. Hild SRBA Claims

Gentlemen:

Enclosed for filing are six Notices of Claim in Caribou County, Idaho. We have also enclosed Mr. Torgesen's check in the amount of \$540.00 for the filing fees.

Please direct any questions you may have regarding these claims to our office. Thank you for your assistance with this matter.

Yours very truly,



Kent W. Foster

#7704.00/srr

Enclosure

MICROFILMED
NOV 06 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME HildCLAIM NT. NO. A24-10050DATE RECEIVED 2/14/90

CK # _____

AMOUNT \$ _____

YES

NO

Required
Info?

1. Is the name and address complete with zip code?
2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered?
(b) Is a tributary to entered? (if required) N/A
4. Is the legal description of the p.d. sufficient?
5. Is there a description of the diverting works?
6. Are the water uses appropriate for the form? The short form is limited
to domestic and stockwater uses with direct diversion. All claims that
include storage or instream stockwater must use long form.
Is the period of use included?
Is a quantity claimed for each use?
7. Is a total quantity claimed entered?
8. If required is a consumptive use entered? N/A
Is the consumptive use correct? N/A
9. Are the non-irrigation uses listed properly? If this claim is on the
short form, and more than one domestic use is listed, single owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4. N/A
10. Is (are) the place(s) of use and purpose(s) indicated?
11. Is (are) the county(ies) entered?
12. Is the ownership of p.u. checked?
13. Are other water rights listed or "none" indicated?
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
15. Is the basis of the claim indicated?
16. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) N/A
17. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block.
18. Has the claim been signed, sealed, and dated by a notary?
19. Was this claim filed on time, or was an extension granted?
20. Is the fee enclosed correct? Exempt
21. If this claim is based on an existing water right, has the
identification number been entered? N/A
22. Should this claim be data entered?

Claim checked by: DCDate: 3/26/90

Claim must be returned to claimant: _____

(Yes) X (No)

Claimant must be notified of modifications: _____

(Yes) X (No)

Receipt Prepared by: DC
Claim data entered by: DC
Sent to claimant by: _____

Date: _____

Date: 3/26/90

Checked by: _____

Date: _____

Comments: _____

MICROFILMED

NOV 06 1992

09/08/2006

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

RIGHT NUMBER: 24-10050

NAME AND ADDRESS: ROBERT L HILD
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405-0130

SOURCE: STUMP CREEK

TRIBUTARY: SALT RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 05/01/1965

POINT OF DIVERSION: T07S R46E S28 SESENE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.080 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R46E S28	SWNE	0.20	T07S R46E S28	SENE	4.00
---------------	------	------	---------------	------	------

4.2 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: BASIS OF CLAIM - Beneficial Use

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

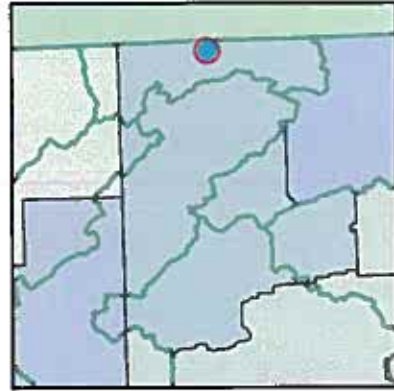
SRBA Recommendation:

24-10050

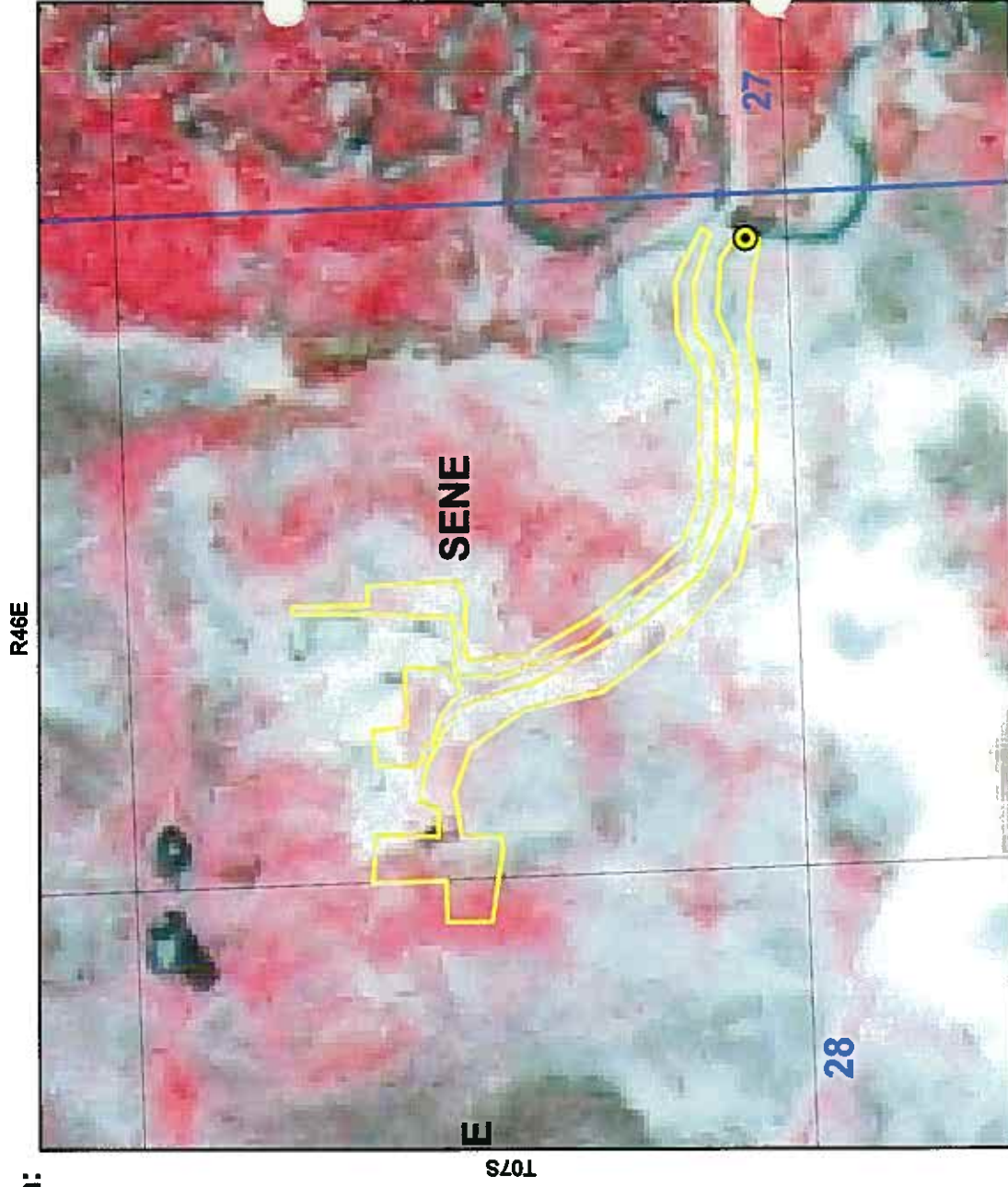
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Caribou County
IDWR Basin 24



Prepared by C. BIRD
On Thursday, July 27, 2006
1987/88 Aerial Photography

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 24-10050
Date Received: 3/1/1990
Receipt No: E012197
Received By:

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

1. Name of Claimant(s)

ROBERT L HILD Phone: (208)225-3592

PO BOX 30427
SANTA BARBARA CA USA 93130

2. Date of Priority: 05/01/1950

3. Source: STUMP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	46E	28	SE NE	CARIBOU	

5. Description of diverting works:

PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.7	

7. Total Quantity Appropriated is:
0.7 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
07S	46E	28	SW	NE	IRRIGATION	10
			SE	NE	IRRIGATION	25
					Section Acres	35
					Total Acres	35

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

CONFORMED ATTORNEY MAILING ADDRESS DMS CHANGE OF ADDRESS DONE 11/17/97 DMS

15. Basis of Claim: Beneficial Use

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.

SCANNED

AUG 06 2001

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: A24-10050
Date Received: 2/14/1990
Receipt No: E012197
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT L. HILD 805-682-8111
Address: 4475 VIA ABRIGADA
SANTA BARBARA, CA 93110

2. Date of Priority: MAY 01, 1950

3. Source: STUMP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	46E	28		SE	NE		CARIBOU

5. Description of diverting works:
PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.700		

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

8. Total consumptive use is 122.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	46E	28	SW	NE		IRR	10.0
			SE	NE		IRR	25.0
Section Acres							35.0

A24-10050

Page 1

Date: 03/26/90

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NOV 06 1992

A2410050



10. Place of Use: Continued

Total Acres 35.0

11. Place of use in counties: CARIBOU

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: BENEFICIAL USE

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

BY 3/15/90 *E.O.*

உ.உ.

CIVIL CASE NUMBER: 39576
Ident. Number A24-10050
Date Received 3-1-90
Receipt Number 6012197

RECEIVED

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Eastern District Office

Department of Water Resources
Eastern District Office

1. Name of Claimant(s) Robert L. Hild Phone (805) 682-8111
Mailing Address 4475 Via Abrigada, Santa Barbara, CA Zip 93110
2. Date of Priority (Only (1) per claim) May 1, 1950
3. Source of water supply (a) Stump Creek
which is tributary to (b) Salt River
- 4.a. Location of existing
point of diversion is: Township 7S. Range 46E. Section 28,
1/4 of SE 1/4 of NE, Govt. Lot, _____ B.M., County of Caribou
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. _____
Pump and buried mainline to the sprinklers.

~~UNCLASSIFIED~~

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6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount .7 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

8. Total consumptive use claimed is 122.5 acre feet per annum.

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

10. 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 instruction for standard symbols.

TWP:RNG:SEC:	NE1/4	:	NW1/4	:	SW1/4	:	SE1/4	:TLS
:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:
7S:46E: 28:	' ' 10' 25:	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	: 35
:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:
:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:
:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:
:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:
:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:
:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:

Total number of acres irrigated 35

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

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.

_____ or None (X)

14. Remarks:

Pump was first installed in 1950 with a 4 inch line
for flood irrigation. In July of 1965, sprinklers were added and
in August of 1978 a mainline was buried with risers for the
sprinkling system.

Last Name Hild Ident. Number _____

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Permit _____ Decree _____ License _____

If applicable provide IDWR Water Right Number _____
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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

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 2/13/90
Robert L. Hild _____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ of _____, that I have signed the Title Organization

foregoing document in the space below as _____ Title
of _____ and that the statements contained in the Organization
foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or CALIFORNIA)
County of SANTA BARBARA) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of February, 1990.



Notary Public [Signature]
Residing at 529 Anselm St, GOLETA, CA 93111
My Commission Expires 4/27/90

17. Notice of Appearance.

Notice is hereby given that I, Kent W. Foster 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 [Signature]
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 2/14/90

Last Name Hild Ident. Number _____
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