

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: **A63-03098A**
Date Received: 2/15/1990
Receipt No: M005904
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ROBERT L HIBBARD 208-459-7048
Address: 3515 DORMAN
CALDWELL ID 83605
AND
Name: HELEN J HIBBARD 208-459-7048
Address: 3515 DORMAN
CALDWELL ID 83605

2. Date of Priority: OCT 9, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	36	SE	SE	SE		CANYON

5. Description of diverting works:
22" CASING 227' DEEP WITH MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	36	SE	SE		IRR	36.0
Section Acres							36.0
Total Acres							36.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRR. DIST. SHARES

14. Remarks:
THIS RIGHT IS OWNED ENTIRELY BY THE CLAIMANT. OTHER PROPERTY
WAS SOLD WITHOUT WATER.
OWNERSHIP CHANGED BY LH 4/12/99.

15. Basis of Claim: LICENSE

Water Right Number: 26569

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

FEB 08 1999

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: A63-03098A

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Gregg E. Lovan
1300 N. Manville St., Boise, ID 83706

4. New Owner/Claimant(s) Robert L. Hibbard and Helen J. Hibbard
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 3515 Dorman
City, State and ZIP Code Caldwell, ID 83605
New Telephone Number (208) 459-7048

5. Date you acquired the property February 1, 1999

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 36 1/2 Number and type of stock NONE AT Present
Diversion rate in CFS _____ Number of homes - 0 - Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Robert L. Hibbard
Helen J. Hibbard
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

PC28666

274
14/1/12

WARRANTY DEED

For value received, GREGG E. LOVAN and NANCY A. LOVAN, husband and wife, of 1105 Blaine, Caldwell, Idaho 83605, Grantors, do hereby convey, grant, bargain, and sell unto ROBERT L. HIBBARD and HELEN J. HIBBARD, husband and wife, of 3515 Dorman Avenue, Caldwell, Idaho 83605, Grantees, the following described premises in Canyon County, Idaho, to wit:

Exhibit A, attached hereto and made a part hereof by reference.

TOGETHER With all water, water rights, ditches and rights of way for ditches appurtenant thereto.

TOGETHER With all tenements, hereditaments and appurtenances thereto belonging or used in connection therewith.

To have and to hold said premises, with their appurtenances unto the said Grantees, Grantees' heirs and assigns forever. Grantors do hereby covenant to and with Grantees that Grantors are the owners in fee simple of said premises; that said premises are free from all encumbrances and that Grantors will warrant and defend the same from all lawful claims whatsoever, subject only to the following encumbrances:

1. Restrictions imposed by law, ordinance or regulation by any governmental entity, department or agency;
2. Restrictions contained in any covenants of record affecting the premises;
3. All rights of way or easements, affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not;
4. Taxes and assessments of all taxes units not yet due and payable;
5. Reservations in patents or state grants or in acts authorizing the issuance thereof;
6. All repayment contracts between irrigation districts within which said premises are situated and any government or agency; and

7. The bonded debt of all taxing units within which said premises are located.

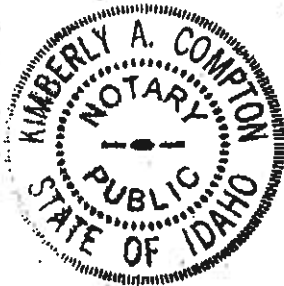
DATED This 29th day of October, 1999.

Nancy A. Lauer
GRANTOR

January 1999.
GRANTOR

STATE OF IDAHO)
) ss.
County of Canyon)

On the 20th day of January, 1999, before me, Kimberly A. Compton, a notary public for said state, personally appeared before me, GREGG E. LOVAN and NANCY A. LOVAN, known or identified to me to be the persons whose names are subscribed to the within instrument, who acknowledged to me that they executed the same.



Notary Public for Idaho
Residing at: Wilder
My commission expires: 1-27-05

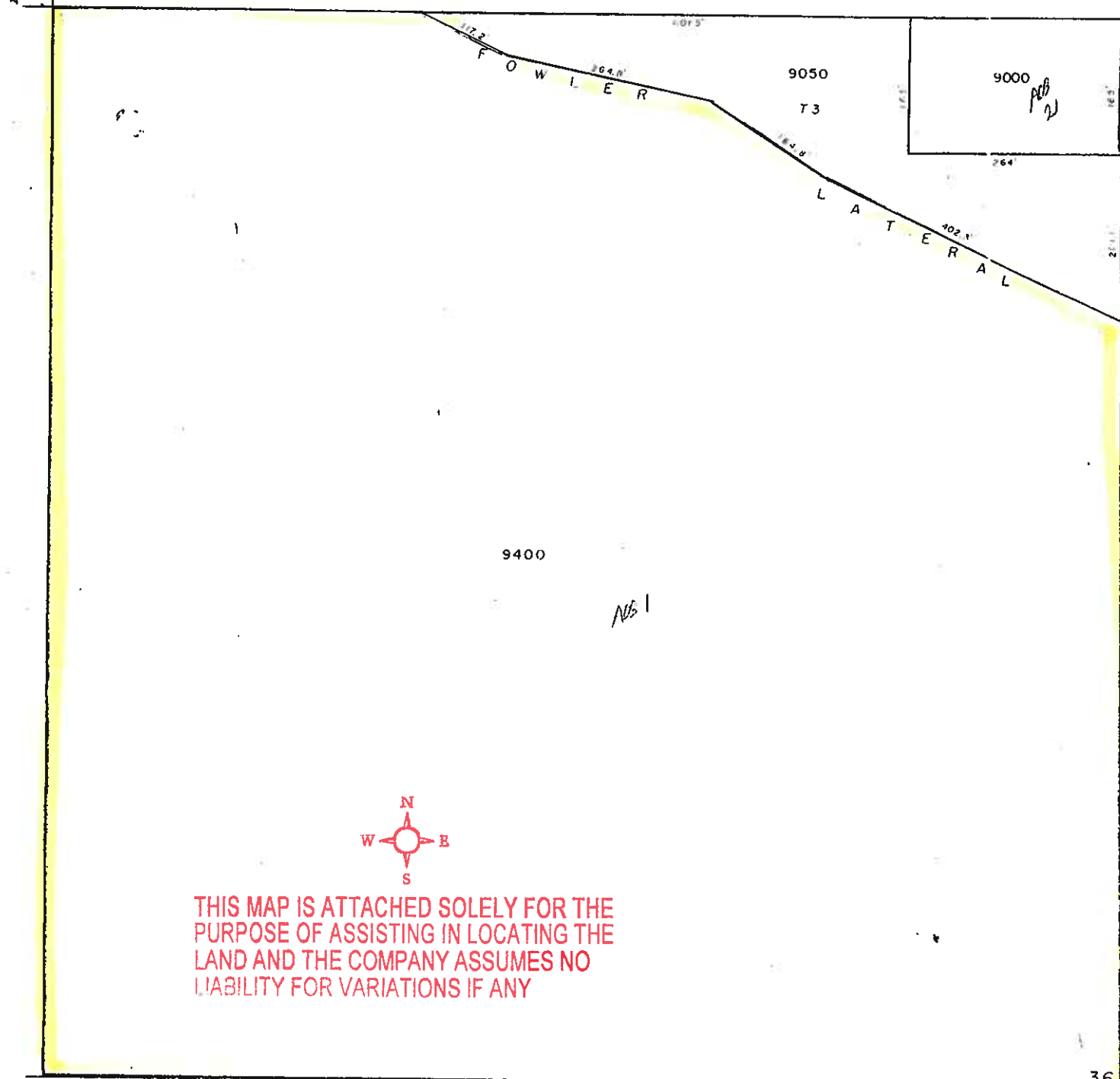
EXHIBIT A

**SE1/4 SE1/4 Sec 36 T4N R 4WBM Canyon County, Idaho,
EXCEPTING THEREFROM:**

COMMENCING at the Northeast corner of the SE1/4 of the SE1/4 of Section 36 of Township 4 North of Range 4 West of the Boise Meridian; thence South 0°00' West 366.1 feet along the East line of the said Section 36 to a point on the Northerly right of way line of the Fowler lateral; thence meandering along the said right of way line North 64°37' West 402.3 feet; thence North 56°01' West 164.8 feet; thence North 77°59' West 264.8 feet; thence North 64°47' West 117.2 feet to a point on the North line of the aforesaid SE1/4 of the SE1/4; thence South 89°46' East 865.15 feet along the said North line, to the INITIAL POINT;

The remaining consisting of 36 acres, more or less.

MALT RD



THIS MAP IS ATTACHED SOLELY FOR THE
PURPOSE OF ASSISTING IN LOCATING THE
LAND AND THE COMPANY ASSUMES NO
LIABILITY FOR VARIATIONS IF ANY

36 31
1 6
T 3 N

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: A63-03098A
Date Received: 2/15/1990
Receipt No: M005904
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREGG E LOVAN
Address: 1024 BELMONT ST
CALDWELL ID

83606

2. Date of Priority: OCT 9, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	36	SE	SE	SE		CANYON

5. Description of diverting works:
22" CASING 227' DEEP WITH MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	36	SE	SE		IRR	36.0

MICROFILMED

JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	36.0
					Total Acres	36.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRR. DIST. SHARES

14. Remarks:
THIS RIGHT IS OWNED ENTIRLEY BY THE CLAIMANT. OTHER PROPERTY
WAS SOLD WITHOUT WATER.

15. Basis of Claim: LICENSE

Water Right Number: 26569

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: _____

MICROFILMED
JUL 25 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

JUL 25 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 24 1993

Department of Water Resources

DATE OF CLOSING: 7-23-93

LEGAL DESCRIPTION OF PROPERTY: Township 4 N. Range 4 W
Section 36, SE 1/4 of SE 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:

A63-03098A

☐ Name and Address of Former Owner/Claimant(s)(Seller): WEST ONE BANK, IDAHO AS PERSONAL REPRESENTATIVE
OF THE ESTATE OF LETHA MARTELL, DECEASED, AND
TRUSTEE OF THE GUST MARTELL TRUST
(1/2 FROM ESTATE AND 1/2 INTEREST FROM TRUST)

☐ New Owner/Claimant
(Purchaser):

TRUST REAL ESTATE PO BOX 7928 BOISE, ID 83707
GREGG E. LOVAN

☐ New Mailing Address:

1024 BELMONT ST.CALDWELL, ID 83606

☐ New Telephone Number:

() - -

☐ 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:

THE OWNERSHIP WAS SPLIT PRIOR TO THIS TRANSACTION

☐ Attach proof of ownership, describe proof attached:

DEED OF P.R. AND TRUSTEE'S 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)

Date

☐ Signature of Former Owner/Claimant(s):

Date

WEST ONE BANK, IDAHO, AS P.R. OF THE LETHA MARTELL ESTATE
AND TRUSTEE OF THE GUST MARTELL TRUST Date 9-23-93Dennis H. Loman Property Officer 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: 9-29-93 By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 9-29-93 By:

Claim Numbers of Split, if any:

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JUL 25 1994

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

TRUSTEE'S DEED

FOR VALUE RECEIVED, WEST ONE BANK, IDAHO, a National Banking Association (formerly IDAHO FIRST NATIONAL BANK, N.A.), of Boise, Ada County, State of Idaho, as Trustee of the "GUST MARTELL TRUST" as contained in the Last Will and Testament of Gust Martell dated August 20, 1968, does hereby convey, release, remise and transfer an undivided one-half interest unto GREGG E. LOVAN, as his sole and separate property, whose current address is 1024 Belmont Street, Caldwell, Idaho 83606, in the following described premises in Canyon County, State of Idaho, to-wit:

SE1/4 SE1/4 Sec 36 T4N R 4WBM Canyon County, Idaho,
EXCEPTING THEREFROM:

COMMENCING at the Northeast corner of the SE1/4 of the SE1/4 of Section 36 of Township 4 North of Range 4 West of the Boise Meridian; thence South 0°00' West 366.1 feet along the East line of the said Section 36 to a point on the Northerly right of way line of the Fowler lateral; thence meandering along the said right of way line North 64°37' West 402.3 feet; thence North 56°01' West 164.8 feet; thence North 77°59' West 264.8 feet; thence North 64°47' West 117.2 feet to a point on the North line of the aforesaid SE1/4 of the SE1/4; thence South 89°46' East 865.15 feet along the said North line, to the INITIAL POINT;

The remaining consisting of 36 acres, more or less.

SUBJECT TO a Mortgage held by Farm Credit Services, F/A, \$26,000 dated 1/20/81 with annual payments of \$2,936.12 including interest at 9.15% (variable) per annum. Secured by real property described above.

together with all appurtenances.

DATED: This 23rd day of July, 1993.

WEST ONE BANK, IDAHO

By

A Wesley Sudmer

Senior Trust Officer

Trustee of the Gust Martell Trust
as contained in the Last Will and
Testament of Gust Martell, dated
August 20, 1968

MICROFILMED

JUL 25 1994

COPY

POOR ORIGINAL

STATE OF IDAHO)
 Canyon : ss.
County of Ada)

On this 23rd day of July, 1993, before me, a Notary Public in and for said State, personally appeared A. WESLEY SEIDEMAN, known to me to be Senior Trust Officer of WEST ONE BANK, IDAHO, the corporation that executed the within instrument, or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Carol Jones

Notary Public for Idaho
Residing at Boise, Idaho

My Commission Expires: 7-11-94

9318320

RECORDED

'93 AUG 5 PM 2 59

NEED
CANYON CNTY RECORDER
BY

MICROFILMED

JUL 25 1994

DEED OF PERSONAL REPRESENTATIVE

KNOW ALL MEN BY THESE PRESENTS; That the undersigned, WEST ONE BANK, IDAHO, as Personal Representative of the estate of LETHA M. MARTELL, deceased, Grantor, For Value Received, does hereby grant, bargain, sell, convey and distribute unto GREGG E. LOVAN, Grantee, as his sole and separate property, whose current address is: 1024 Belmont Street, Caldwell, Idaho 83606, an undivided one-half interest in the following described premises located in Canyon County, State of Idaho, more particularly described as follows:

SE1/4 SE1/4 Sec 36 T4N R 4WBM Canyon County, Idaho,
EXCEPTING THEREFROM:

COMMENCING at the Northeast corner of the SE1/4 of the SE1/4 of Section 36 of Township 4 North of Range 4 West of the Boise Meridian; thence South 0°00' West 366.1 feet along the East line of the said Section 36 to a point on the Northerly right of way line of the Fowler lateral; thence meandering along the said right of way line North 64°37' West 402.3 feet; thence North 56°01' West 164.8 feet; thence North 77°59' West 264.8 feet; thence North 64°47' West 117.2 feet to a point on the North line of the aforesaid SE1/4 of the SE1/4; thence South 89°46' East 865.15 feet along the said North line, to the INITIAL POINT;

The remaining consisting of 36 acres, more or less.

SUBJECT TO a Mortgage held by Farm Credit Services, F.A., \$26,000 dated 1/20/81 with annual payments of \$2,936.12 including interest at 9.15% (variable) per annum. Secured by real property described above.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, his heirs and assigns forever.

DATED this 23rd day of July, 1993.

WEST ONE BANK, IDAHO

By

A. Wesley Sullivan
Senior Trust Officer

Personal Representative of the
Estate of LETHA M. MARTELL deceased

JUL 25 1994

POOR ORIGINAL

STATE OF IDAHO)
 Canyon): ss.
County of Ada)

On this 23rd day of July, 1993, before me, a Notary Public in and for said State, personally appeared A. WESLEY SEIDEMAN, known to me to be a Senior Trust Officer of WEST ONE BANK, IDAHO, the Personal Representative of the estate LETHA M. MARTELL, deceased, and known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that such corporation 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 Idaho
Residing at Boise, Idaho
My Commission Expires: 7-11-94

9318319

RECORDED

'93 AUG 5 PM 2 58

NEB. ERR

CANYON CNT. RECORDER

RY

MICROFILMED

JUL 25 1994

JOHN S. CHAPMAN
MARTIN, CHAPMAN, SCHILD & LASSAW, CHTD.
P. O. Box 2898
Boise, Idaho 83701
(208) 343-6485

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON
MAGISTRATE DIVISION

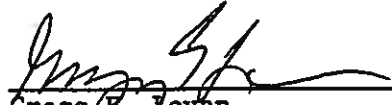
In the Matter of the Estate of	)	Case No. SP-93-00305
	)	
LETHA M. MARTELL,	)	DISTRIBUTEES RECEIPT
	)	PARTIAL DISTRIBUTION
Deceased.	)	
	)	

The undersigned does hereby acknowledge receipt from the Personal Representative of the following-described property representing a partial distribution under the Last Will and Testament of Letha M. Martell, the above-named decedent.

An undivided one-half interest in real property described in Exhibit "A" attached hereto (36 acres, more or less)	COST	MARKET
	\$44,000.00	\$44,000.00

SUBJECT TO Indebtedness to Farm Credit Services in the amount of \$24,590.45

Dated this 6th day of August, 1993.



Gregg E. Lovan

MICROFILMED
JUL 25 1994

MARTELL, Gust T/U/W
14104881

TESTAMENTARY TRUST

PARTIAL DISTRIBUTION

TRUST RECEIPT AND RELEASE

An undivided one-half interest in real property
described in Exhibit "A" attached hereto (36 acres,
more or less)

COST	MARKET
\$56,000.00	\$44,000.00

The undersigned hereby acknowledges receipt from West One Bank, Idaho, as Trustee under the Will of Gust Martell, for all the above-described property to which he is entitled, and does hereby acknowledge that the amount above represents a partial interest under said Will, and hereby releases West One Bank, Idaho, as Trustee, and forever discharges said Trustee from all future claims, demands, and liability under said Will as to the above-described property. Dated this 6th day of August, 1993.



Gregg L. van

kb/E.61/41-3

MICROFILMED

JUL 25 1994

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: A63-03098A
Date Received: 2/15/1990
Receipt No: M 005 904
Received By: J PC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LETHA M. MARTELL 208-459-7325
Address: 1517 BEECH ST.
CALDWELL, ID 83605

AND/OR

Name: GUST MARTELL 208-459-7325
Address: 1517 BEECH ST.
CALDWELL, ID 83605

2. Date of Priority: OCT 09, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	36	SE	SE	SE		CANYON

5. Description of diverting works:
22" CASING 227' DEEP WITH MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04W	36	SE	SE	IRR	36.0
Section Acres						36.0
Total Acres						36.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRR. DIST. SHARES

14. Remarks:
THIS RIGHT IS OWNED ENTIRLEY BY THE CLAIMANT. OTHER PROPERTY
WAS SOLD WITHOUT WATER.

15. Basis of Claim: LICENSE
Water Right Number: 26569

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): Letha M. Mastell Date: Feb. 15, 1990

Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Feb 19 90

John Dal Carlson
Notary Public

Seal

Residing at Boise ID

My Commission Expires 6/2/94

YD

NU0001387

43° 37' 30"

116° 45'

5190000F

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47' 30" 517

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MICROFILMED
AUG 18 1985

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

RIGHT NUMBER: 63-3098A

NAME AND ADDRESS: ROBERT L HIBBARD
18065 MALT RD
CALDWELL ID 83607

HELEN J HIBBARD
18065 MALT RD
CALDWELL ID 83607

~~3515 DORMAN~~
~~CALDWELL ID 83605~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.720 CFS
162.000 AFY

PRIORITY DATE: 10/09/1956

POINT OF DIVERSION:

T04N R04W S36 SESESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.720 CFS 162.00 AFY

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S36 SESE 36.00

36 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 - License

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right is combined with water from Wilder Irrigation District.

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

In Re SRBA

Case No. 39576

Water Rights: 63-3098A

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 27, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 27, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Robert L. Hibbard	☐ overnight mail
Helen J. Hibbard	☒ regular mail
18065 Malt Rd.	☐ hand-delivered
Caldwell ID 83607	☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 27, 2007

ROBERT L HIBBARD
HELEN J HIBBARD
18065 MALT RD
CALDWELL ID 83607

Re: Water Right No. 63-3098A

Dear Mr. & Mrs. Hibbard:

Enclosed is a copy of the above referenced water right which reflects your change of address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water right, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 13, 2007

ROBERT HIBBARD
HELEN HIBBARD
18065 MALT RD
CALDWELL ID 83607

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-3098A
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in 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(s) can be sent only to the address on your claim(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. 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(s) referenced above, please call this office to obtain a form to make this required change to the water right(s) records.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

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

Signature of water right claimant

208-459-7391
Telephone number

RECEIVED

APR 17 2007

WATER RESOURCES
WESTERN REGION

REAL PROPERTY INQUIRY

```

+++++
01 6R36617-000- -0 230-00 SCH139+ 01 27,700 34.00
+++++ 10 30,000 1.00
HIBBARD ROBERT L + 19 1.67
HIBBARD HELEN J H/W + 31 379,600
+ 32 18,900
+
+
18065 MALT RD +
CALDWELL ID 83607 +
+++++
36-4N-4W SE + TOTAL 456,200 36.67
SESE-S & W OF FOWLER LATERAL ++++++
+ SURVEY INST 9903938
+ DRAIN DR VALUE APPR MKB
+ CLASS 5 REAP 05 MAN 04 UNIT 1
18065 MALT RD, CA + PARCEL 6R04N04W369400 H/O Y C/B N
+ PRIOR ACCOUNT 5R36617-000- -0
+ 02 MH on Property NO

```

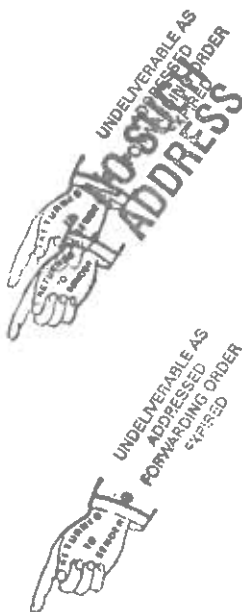
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



FIRST CLASS

RECEIVED
FEB 07 2007
WATER RESOURCES
WESTERN REGION



ROBERT L. HIGBARD

VEDAN J. HIGBARD
3515 DUKWAN
CALDWELL, ID 83605

18065 Mail + Rd
Caldwell 83607

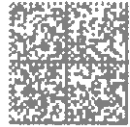
63-3098A

Handwritten notes: '12/1/07' and 'LTX'.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

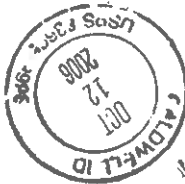
ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES
02 1A
0004310839 CC
MAILED FROM ZIP CODE

 NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD



HELEN J. HUBBARD
ROBERT L. HUBBARD
3515 LORMAN
CALDWELL, ID 83605

Not at this address

RECEIVED

OCT 16 2008

WATER RESOURCES
WESTERN REGION

63-3098A

08/03/2006

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

RIGHT NUMBER: 63-3098A

NAME AND ADDRESS: ROBERT L HIBBARD
3515 DORMAN
CALDWELL ID 83605

HELEN J HIBBARD
3515 DORMAN
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.720 CFS
162.000 AFY

PRIORITY DATE: 10/09/1956

POINT OF DIVERSION:

T04N R04W S36 SESESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.720 CFS
162.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T04N R04W S36 SESE 36.00

36 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 - License

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right is combined with water from Wilder Irrigation District.



Idaho Department of Water Resources

SRBA Recommendation:

63-3098A

Acres = 36

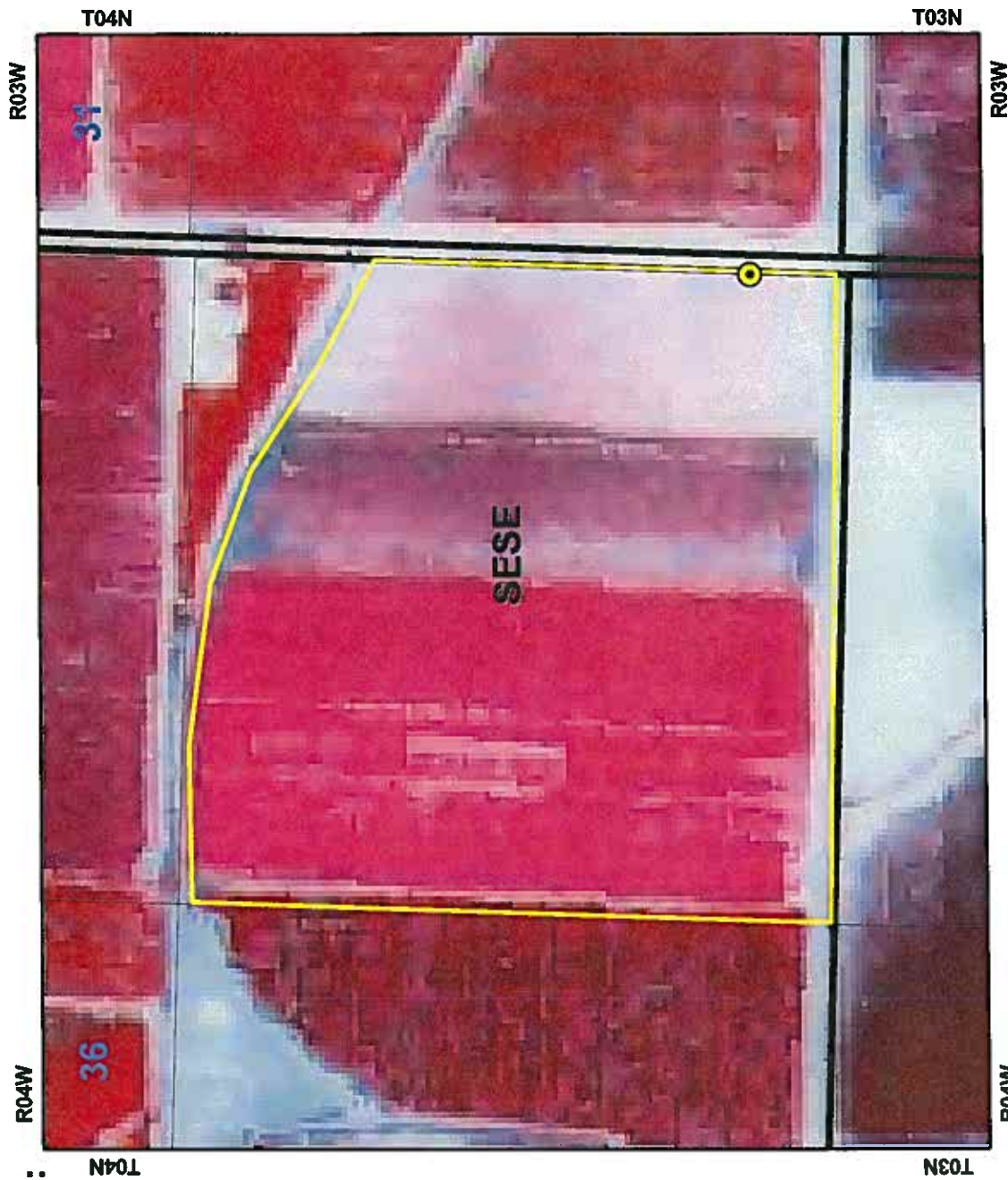
Legend

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



Canyon County
IDWR Basin 63

Prepared by K. Walker
On Thursday, August 3, 2006
1987/88 Aerial Photography



0 0.1 0.2 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3098A

WATER RIGHT NUMBER: 63-3098A ✓

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE A WEITZ INC RT 6 CALDWELL, ID 83605
Original Owner	(2) GREGG E LOVAN 1024 BELMONT ST CALDWELL, ID 83605
Original Owner	GUST MARTELL 1517 BEECH ST CALDWELL, ID 83605 (208)459-7325
Current Owner	(3) HELEN J HIBBARD 3515 DORMAN CALDWELL, ID 83605 (208)459-7048
Current Owner	ROBERT L HIBBARD 3515 DORMAN CALDWELL, ID 83605 (208)459-7048
Original Owner	(1) LETHA M MARTELL 1517 BEECH ST CALDWELL, ID 83605 (208)459-7325

Priority Date: 10/09/1956

Basis: License

Status: Active

Source

GROUND WATER

Beneficial Use

IRRIGATION

use standard
3/1-11/15 - Tributary
From To
3/15 to 11/15
Diversion Rate
1.000 CFS
Total Diversion:
1.000 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SE1/4SE1/4SE1/4

Sec. 36, Twp 04N, Rge 04W, B.M.

no other claims for this pld

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	04W	36																	36.0

Total Acres: 36-

in office Review by Kay Walker 8/3/2004.

W-59 Wilder

get copies of deeds. 70% expressly with holding water right. was 3rd owners) check previous app that sold land without water... to see if water from well on it -

excessive flow - for the acres claimed. Recommend 1" / ac - see correct. of 5/23/04.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3098A

Conditions of Approval:

1. THIS RIGHT IS OWNED ENTIRELY BY THE CLAIMANT. OTHER PROPERTY WAS SOLD WITHOUT WATER.
OWNERSHIP CHANGED BY LH 4/12/99.

Remarks:

Comments:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3098

WATER RIGHT NUMBER: 63-3098

Owner Type Name and Address
 Current Owner GEORGE A WEITZ INC
 RT 6
 CALDWELL, ID 83605

Priority Date: 10/09/1956

Basis: License

Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.000 CFS	
<u>Total Diversion:</u>		1.000 CFS	

Location of Point(s) of Diversion

GROUND WATER
 CANYON County

SE1/4SE1/4

Sec. 36, Twp 04N, Rge 04W, B.M.

Place of Use
 IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	31											39.8 L 3	40.0 L 4					79.0
04N	04W	36															40.0		40.0

Total Acres: 119

Conditions of Approval:

1. AC. IRR.=118.95.

Remarks:Comments:

*other claims
 rights diverted
 from this pld*

*No other
 rights
 for gw for
 this pld*

*(63-2529)
 Pioneer Irrig.
 from gw -
 no others*

*property now owned
 by Vernon
 in his name*

*gw rights except
 this one & Pioneer
 2 domestic rts
 in SW 31*

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3098A

02/01/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
1098A	Claim	04N	04W	36	SE	SE		IRRIGATION	36/36	HELEN J HIBBARD
3098	Water Right	04N	04W	36	SE	SE		IRRIGATION	40/119	GEORGE A WEITZ INC

0 02

possibly
Wilder Spring
(W59)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 23, 2006

ROBERT L & HELEN J HIBBARD
18065 MALT RD
CALDWELL ID 83607

RE: Notice of Claim to a Water Right No. 63-3098A

Dear Claimants:

We are currently in the process of reviewing and preparing the above referenced claim for court decree in the Snake River Basin Adjudication (SRBA). During this review a question arose concerning the flow rate claimed for the 36 acres of irrigation.

This claim was filed claiming 1.00 cfs of water for 36 acres, which is approximately 1.4 inches of water per acre. Idaho water law states that the normal duty of water in Idaho be limited to 1 inch of water per acre, unless it can be shown that more water is needed. In order to determine if more water is necessary, the enclosed Irrigation Flow Rate Questions must be completed. Once this form is completed and returned, the Department can then determine if more than 1 inch per acre is needed. Please complete the questionnaire and return it to this office within 30 days. If we do not receive the completed questionnaire within this amount of time, we will recommend 0.72 cfs, which is 1 inch per acre for the 36 acres, mentioned above.

Enclosed is a layout of the 36 acres claimed and the location of the well under this claim. Please review the layout for accuracy and if you have any changes to the proposed place of use or point of diversion locations please let me know at your earliest convenience. If you have any questions please do not hesitate to contact me at 287-4953.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures

*(included a
change in
address form
in letter)*

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720

Boise, Idaho 83720-0098

Return Service Requested

assessor's info
Robert L. Caldwell
18065 North Caldwell
159-1361



UNDELIVERABLE AS
ADDRESSED
FORWARDING

63-3098A

ROBERT L & HELEN J HIBBARD

3515 DORMAN

CALDWELL ID 83605

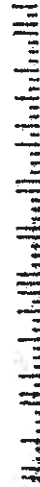


02 1A \$00.53⁰⁰
0004389390 MAY 17 2006
MAILED FROM ZIP CODE 83702

RECEIVED

MAY 22 2006

DEPARTMENT OF
WATER RESOURCES





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 17, 2006

ROBERT L & HELEN J HIBBARD
3515 DORMAN
CALDWELL ID 83605

RE: Notice of Claim to a Water Right No. 63-3098A

Dear Claimants:

We are currently in the process of reviewing and preparing the above referenced claim for court decree in the Snake River Basin Adjudication (SRBA). During this review a question arose concerning the flow rate claimed for the 36 acres of irrigation.

This claim was filed claiming 1.00 cfs of water for 36 acres, which is approximately 1.4 inches of water per acre. Idaho water law states that the normal duty of water in Idaho be limited to 1 inch of water per acre, unless it can be shown that more water is needed. In order to determine if more water is necessary, the enclosed Irrigation Flow Rate Questions must be completed. Once this form is completed and returned, the Department can then determine if more than 1 inch per acre is needed. Please complete the questionnaire and return it to this office within 30 days. If we do not receive the completed questionnaire within this amount of time, we will recommend 0.72 cfs, which is 1 inch per acre for the 36 acres, mentioned above.

Enclosed is a layout of the 36 acres claimed and the location of the well under this claim. Please review the layout for accuracy and if you have any changes to the proposed place of use or point of diversion locations please let me know at your earliest convenience. If you have any questions please do not hesitate to contact me at 287-4953.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures



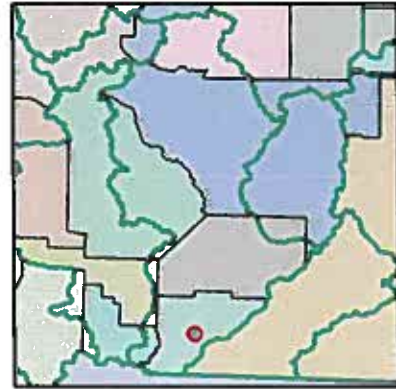
Idaho Department of Water Resources

SRBA Claim:

63-3098A

Legend

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



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles

Prepared by K. Walker
On Tuesday, May 16, 2006
1987/88 Aerial Photography

State of Idaho

License and Certificate of Water Right

Water License No. G-26569

Amount 1.0 c.f.s.

Water District No. _____

Priority October 9, 1956

THIS IS TO CERTIFY that GEO. A. WITZ, INC.
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 9, 19 56; that Permit No. G-26569
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on October 31, 19 57, showing that said works
were completed on the 14th day of August, 19 57; and that on the 14th
day of August, 19 57, GEO. A. WITZ

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of subterranean, for the purpose of Irrigation
under Use Permit No. G-26569 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6177, on the 31st day of October, 19 57;
The right hereby confirmed dates from October 9, 19 56;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 36, Tp. 4 N., R. 4 W., E. M. County Canyon
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>4 N.</u>	<u>3 W.</u>	<u>31</u>	<u>SW 1/4 (Lot 3)</u>	<u>40</u>	<u>39.35</u>
			<u>SW 1/4 (Lot 4)</u>	<u>40</u>	<u>39.60</u>
<u>4 N.</u>	<u>4 W.</u>	<u>36</u>	<u>SE 1/4</u>	<u>40</u>	<u>40</u>
Total number of acres irrigated - - -					<u>118.95</u>

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
31st day of October, 19 57.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

63 2000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. C-26569

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Geo. A. Weitz2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36T. 4 N. R. 4 W. B.M. B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 22 hp U.S.
horizontal motor #370866 Fairbanks Morse
Turbine P.L. 3698. Angle driven head.
6 B belts for drive. Discharge to East thru 6"
line then uphill to South to reservoir - to fields
by gravity. Also dumps direct into lateral

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 36, Twp. 4 N., Rgn. 4 W., B.M. and

in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 31, Twp. 4 N., Rgn. 3 W., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Power was off. Water not measured.
By calculation pump should deliver
amount claimed.

This examination was made on the 26 day of September, 1957(Signed) E. H. Humphrey Examiner26569

$$\frac{20 \times 110 \times 70 \times 556}{135} = \frac{50''}{62\frac{1}{2}}''$$

135' = 0.91

k = 110'
bore @ 160'

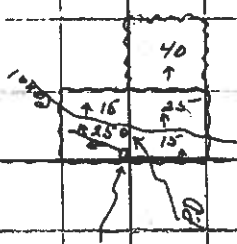
R-4W.

R-3W.

T.
4
N.

36

31



Small holding
Reservoir

TO CALDWELL

Lot 3 = 39.35'
Lot 4 = 39.60'
40.00'
118.95'

Subdivisions = Three

Area = 118.95 acres.

Q = 40" primary
10" Supplemental
50 inches

Q = 1 cfs.

63-2078

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34482
Permit No. G- 26569
District No.

Robert I. Troxell
Sonna Bldg.
Boise, Idaho

1. Name of Applicant: GEO. A. WEITZ, INC.

Postoffice address: Caldwell County: Canyon State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second. 1.00 or Idaho
Miners' inches 50 or gallons per minute. 450

(b) Annual withdrawal in acre feet per annum 250

3. Source of water supply: Well

4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 36
Twp. 4 N, Rge. 4 W, B.M., County of Canyon, State of Idaho

5. Water is to be used for: irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Drilled well, casing, deep well turbine pump

8. Estimated cost of works: \$ 5,000.00

9. (a) Is reservoir to be used? No

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is Two years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation: July 1, 1954; State of Idaho

(b) Amount of capital stock: \$100,000.00 (c) Amount paid in: \$ 100,000.00

(d) Names and addresses of directors: Geo. A. Weitz Caldwell, Idaho
Gertrude E. Weitz, Caldwell, Idaho; George A. Weitz, Jr., Caldwell, Idaho

II. The financial resources of the applicant are (a) Cash onhand: \$ in excess of \$25,000.00

(b) Treasury stock: None (c) Bonds to be issued: None

(d) Other resources: Land, improvements thereon and crops

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: See "Remarks".

(a) 10 / ^{Miner's inches}
(cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 40 / ^{Miner's inches}
(cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: District.

GEO. A. WEITZ, INC.

Applicant.

By GEO. A. WEITZ

President

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. October 9, 1956

Returned to applicant for correction:

Corrected application received:

The number of this permit is 0-26569

Recorded in Book 94 Page 26569 Approved Oct. 17, 1956

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before December 17, 1956 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before October 17, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before October 17, 1958

Witness my hand this 17th day of October, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SHYLIE, Governor of the State of Idaho,
and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th.....
day of October..... 19 56

Countersigned:

STATE OF IDAHO

(SEAL)

By JAS. H. YOUNG
Secretary of State.

By ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
4 N	4 W	36				40	40
4 N	3 W	31			40 40		80
Total Number of Acres Actually to be Irrigated -							120
The water will be used for the irrigation of approximately 25 acres lying above and south of the existing lateral as it extends over and across the SE$\frac{1}{4}$SW$\frac{1}{4}$ of Sec. 36, T. 4 N., R. 4 W.B.M.; and for the irrigation of 15 acres lying above and south of the existing lateral as it extends across the SW$\frac{1}{4}$SW$\frac{1}{4}$ of Sec. 31, T. 4 N., R. 3 W.B.M. and for supplemental water upon that part of the SE$\frac{1}{4}$SE$\frac{1}{4}$ of Sec. 36, T. 4 N., R. 4 W.B.M. and the SE$\frac{1}{4}$SE$\frac{1}{4}$ of Sec. 31, T. 4 N., R. 3 W.B.M. lying below and north of the existing lateral as it extends over and across the							

Permit No. G-26569
 Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that GEO. A. WEITZ, INC. of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-26569, issued upon Application No. G-34482 bearing date of priority of October 9, 1956, authorizing the diversion of 1.0 second feet of the waters of subterranean flow from a well County of Canyon, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.0 second feet of the waters of subterranean flow from a well that the point of diversion of said waters SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 4 North, Range 4 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 118.95 acres in the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 31, Township 4 North, Range 3 West, B.M. SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 4 North, Range 4 West, B.M. Proof of Completion of Works made: August 14, 1957

Witness my hand this 31st day of October, A.D. 1957

/s/ Mark R. Kulp
 State Reclamation Engineer

Proof of Completion of Works made: August 14, 1957
 Certificate of Completion of Works issued: October 31, 1957.

PERMIT ISSUED FOR 1st SEC.
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NAME OF APPLICANT

GEO. A. WEITZ, INC.

Form No. 0

SECTION 36 T 4 N
R 4 W 4 M.SECTION 31 T 4 N
R 3 W 4 M.

LATERAL DITCH

EXPLANATION:

- ① LOCATION OF WELL
NEW LAND TO BE IRRIGATED.
LAND ON WHICH SUPPLEMENTAL WATER WILL BE USED.

Permit Map No. 26569

As Approved 7 1958

MARK R. KULP

State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

B26569

Receipt Details for ID M005904

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/15/1990 12:32:48 PM	2/15/1990	Mobile	\$86.00	Check
Payer		MARTELL, LETHA M.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1935			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$86.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3098	A	\$86.00	Claim



Print Report



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

April 15, 1999

Re: Notice of Claim to a Water Right No. A63-03098A

ROBERT L HIBBARD
HELEN J HIBBARD
3515 DORMAN
CALDWELL ID 83605

Dear Mr. & Mrs. Hibbard:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Lori Harris'.

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 30, 1993

Re: Notice of Claim to a Water Right No. A63-03098A

Gregg Lovan
1024 Belmont St.
Caldwell, ID 83606

Mr. Lovan:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:l
Enclosure

MICROFILMED

JUL 25 1994