

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: A43-00151B
Date Received: 5/24/1989
Receipt No: S007293
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WANDA HUTCHISON 208-645-2597
Address: HC 72 BOX 2004
MALTA, ID 83342

2. Date of Priority: APR 01, 1894

3. Source: CASSIA CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	27E	18	SW	NW	SW	3	CASSIA

5. Description of diverting works:
CHECKDAM IN CREEK TO EARTHEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is 135.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	18	NW	NW	1	IRR	45.0
Section Acres							45.0

10. Place of Use: Continued

Total Acres 45.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

CASSIA CREEK IS SPLIT INTO TWO STREAMS WITHIN THE NENWSE S.21 T13S, R26E. THIS WATER IS DIVERTED FROM THE SOUTHERN STREAM OR WHAT IS ALSO KNOWN AS THE MIDDLE STREAM.

THIS IS PART OF THE ORIGINAL WR 43-00151. THIS PORTION WAS TRANSFERED OFF THE NESW AND NWSE QUARTERS ON 04-05-1912; TRANS. TO LOT 1, ALL SEC. 18. SEE ATTACHMENTS WITH FILE.

DWR NOTE

THE CLAIM FILED UNDER A43-00151 HAS CLAIMED THE PORTION OF THIS RIGHT THAT HAS BEEN TRANSFERED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Wanda Hutchison Date: 5-24-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of May 19 89 Steve Callahan
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994

CONVERSATION MEMORANDUM

EMPLOYEE: Cindy Bird

FILE: A43-00151B

RE: Basis of Hutchison Claim

DATE: 2/8/01

NAME OF PARTY: Don shaft

After reviewing the Jobe Adams decree, Don recommended the ~~I~~ recommend this claim as a beneficial Use claim, priority date one day after the Jobe Adams decree. Reasons: The 1909 was superceeded by the Jobe Adams decree, The Jobe Adams decree, decreed the water to the land now owned by A.D. Nye, T13S, R27E, Sect. 18 Lot 2, 3, NE SW & NWSE. A.D. Nye has claimed all of the decreed water on these same decreed lands.

There are records from the watermasters dated back to 1915 of water that was being delivered to Lot 1, T13S, R27E Sect. 18, when recommending as a beneficial Use

CONVERSATION MEMORANDUM

EMPLOYEE: Cindy Bird

FILE: A43-00151B

RE: Basis of Claim

DATE: 2/8/01

NAME OF PARTY: Don Shaff

Right, Don suggested changing the number to a new # and recommending A.D. Nye as the parent right A43-00151, and getting rid of the A & B portions in the system altogether.

CONVERSATION MEMORANDUM

EMPLOYEE: Cindy Bird

FILE: A43-00151B.

RE: basis of claim.

DATE: 2/8/01

NAME OF PARTY: Ken Hutchison

I spoke with Ken Hutchison, the new owner of the Wanda Hutchison Claim. Ken informed me that Robert & Martha Hutchison is his great-grandparents, which are named in the Tobe Adams decree and the Geo Scott-vs- ^{Glenn} ~~Andrew~~ (1909) decree.

David & Charolette are his grandparents.

David O. & Wanda are his parents.

He purchased the property after his mothers death 2 1/2 yrs ago. I sent him a ownership change form since the claim is still in Wanda's name.

He didn't have any information about the claim. He said that this is the only source of water for irrigating this land, and he grows hay/pasture.

To whom it may concern: This is to certify that I Eugene Ward water master of Cassia Creek do certify that said property belonging to Charlotte Hutchison does have ⁴⁰ 50 inches of decreed water for the year 1894.

Lot 1- Sec - 18 - Twp - 13 S - Range 27 E. B.M.

Recorded April 22, 1912 - Book 3 - Misc - Int. #12123 -

Dated - Jan - 13 - 1970 signed: Frank B. Kearns, Recorder

By Arica Black, Deputy

6
#12123.

STATE OF IDAHO
OFFICE OF STATE ENGINEER
CERTIFICATE NO. 93, AUTHORIZING TRANSFER OF WATER RIGHT.

Permission is hereby granted DAVID HUTCHISON, of Malta, County of Cassia, State of Idaho, to transfer the use of Forty (40) inches of the waters of the Middle Fork of Cassia Creek, in Cassia County, Idaho, from the lands upon which it is now used, i. e., Northeast quarter of Southwest quarter (NE4 SW4) and Northwest quarter of Southeast quarter (NW4 SE4) of Section 18, Township 13 South, Range 27 East of Boise Meridian, to the following described tract, to wit: Lot 1, Section 18, Township 13 South, Range 27 East of Boise Meridian.

The water right appurtenant to the following described lands was adjudged by decree, dated March 13, 1909, of Edward A. Walters, Judge of the Fourth Judicial District of the State of Idaho in and for Cassia County, in the matter of Geo. M. Scott, et. al, plaintiffs, vs. Andrew Glenn, et al, defendants.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this fifth day of April, 1912.

(SEAL)

A. E. Robinson
State Engineer.

MICROFILMED
MAR 02 1993

Filed for record at the request of W. R. Stevens at 9:12 A.M. April 22nd, 1912.

Geo. A. Smith.



27E

P.M.

T-13
R-27

13S.

PD.

MICROFILMED
MAR 02 1983

A43-00151B

Water Right Number - 43-00151 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - + + - First Name - - - + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HUTCHINSON

ROBERT

1 -
2 -
3 -

State- Zip-

HUTCHINSON

MARTHA

City-
Phone -1 -
2 -
3 -

State- Zip-

City-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1894 17 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CASSIA CREEK RAFT RIVER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

1.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.600

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|-----------|
| 13S | 27E | 18 | SW NW | 2 | | 01 | | IRRIGATION | 31 CASSIA |
| 13S | 27E | 18 | NE SW | | | 01 | | IRRIGATION | 31 CASSIA |
| 13S | 27E | 18 | NW SW | 3 | | 01 | | IRRIGATION | 31 CASSIA |
| 13S | 27E | 18 | NW SE | | | 01 | | IRRIGATION | 31 CASSIA |

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 43-0149-0150, 0152

+ - - - - - - - - - - - - - Remarks - - - - - +
No Remarks found.

MICROFILMED
MAR 02 1993

A43-00151B

Adj. flag translation: Standard Water Right Number

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

| | | | | | | | | | |
|-----------------------|---|---|---|---|---|---|---|---|---|
| + | - | - | - | - | - | - | - | - | + |
| ALBION-IDAHO LAND CO. | | | | | | | | | |
| JOBE ADAMS ET AL | | | | | | | | | |
| Decree Defendant | | | | | | | | | |
| Decree Date | | | | | | | | | |
| 10/18/1928 | | | | | | | | | |

+ - - Audit Fields -

[illegible]

| | |
|------------------|--------------|
| Proof Due Date | - 00/00/0000 |
| Approved/Denied | - 00/00/0000 |
| Proof Made Date | - 00/00/0000 |
| Start Work Date | - 00/00/0000 |
| Order Show Cause | - 00/00/0000 |
| Licensed Date | - 00/00/0000 |
| Decree Date | - 10/18/1928 |

| | | | |
|-----------------|---|------------|------------------|
| Field Exam Made | - | 00/00/0000 | Field Exam Fee |
| Protested Date | - | 00/00/0000 | Swan Falls |
| Hearing Date | - | 00/00/0000 | Temporary Right |
| Verified Date | - | 03/12/1985 | DLE/Carey Act |
| Receipt Number | - | | Water District |
| Appl Received | - | 00/00/0000 | Transfer/Amended |

| | |
|------------------|-------|
| Field Exam Fee | - |
| Swan Falls | - |
| Temporary Right | - P |
| DLE/Carey Act | - |
| Water District | - 43C |
| Transfer/Amended | - |

MICROFILMED
MAR 02 1993

05/10/2001

RECEIVED

MAY 18 2001

Department of Water Resources

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-151B

KENNETH HUTCHISON

HC 72 BOX 2001

MALTA ID 83342

Telephone Number: (208)645-2312

KIM HUTCHISON

HC 72 BOX 2001

MALTA ID 83342

Telephone Number: (208)645-2312

RECEIVED

MAY 22 2001

Department of Water Resource
Southern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

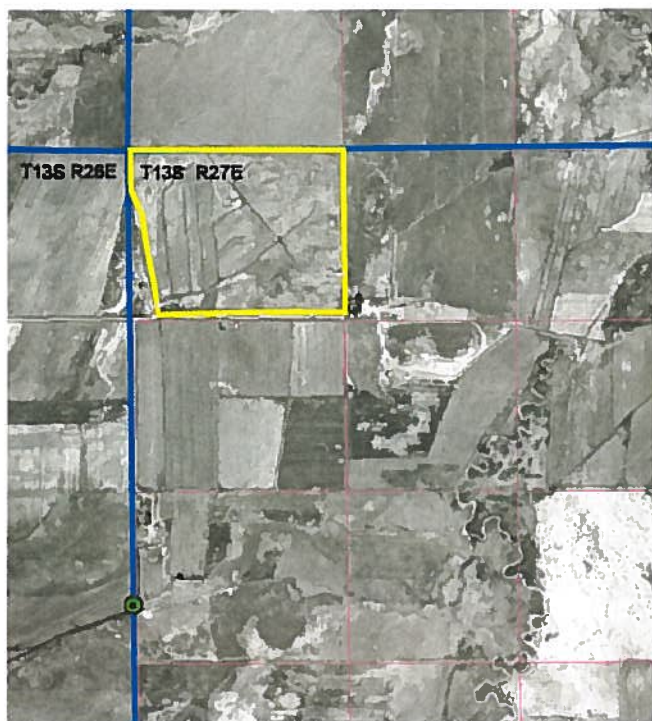
DATE: 5-15-2001 SIGNATURE: Kenneth Hutchison
Please print your name: Kenneth Hutchison

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

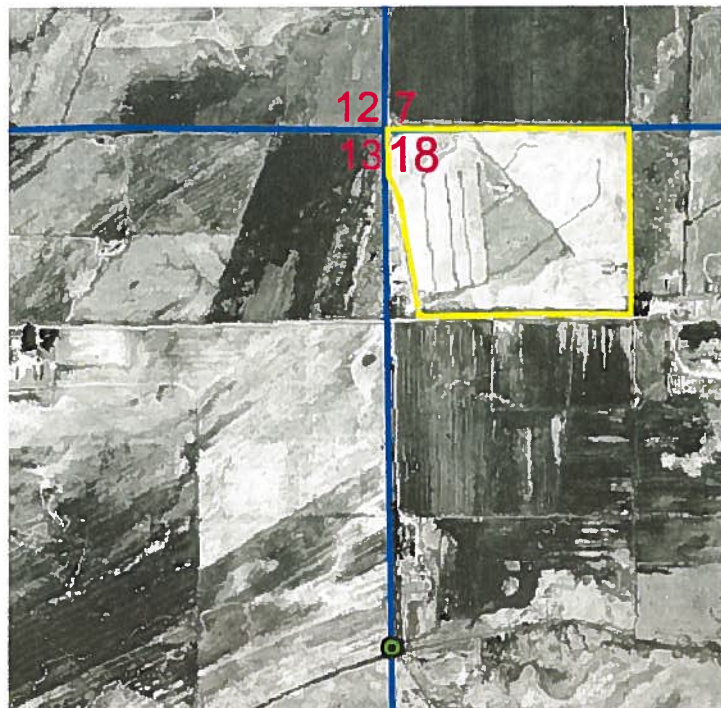
IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY PLACE OF USE

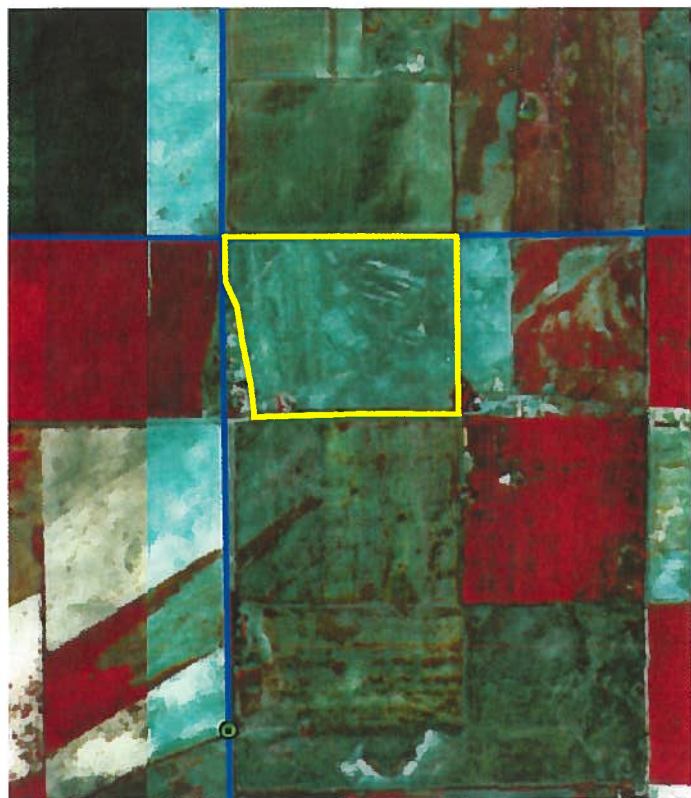
CLAIM 43-151B



1962 Imagery



1968 Imagery



1987-88 NAPP Photography

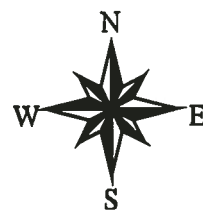
0 0.3 Miles

TWP 13S; RNG 27E
Section 18

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER/QUATER LINES

JPEG LAYOUT CREATED _____

Map prepared by: Cbird
March 13, 2001
1968 PHOTOGRAPHY



03/13/2001

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

RIGHT NUMBER: 43-151B

NAME AND ADDRESS: WANDA HUTCHISON
HC 72 BOX 2004
MALTA, ID 83342

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 0.8 CFS

PRIORITY DATE: 04/01/1894

POINT OF DIVERSION: T13S R26E S13 SENESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION | 3-15 11-15 | 0.80 CFS |

PLACE OF USE:

IRRIGATION Within CASSIA County
T13S R27E S18 LOT 1 NWNW 44

44 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.

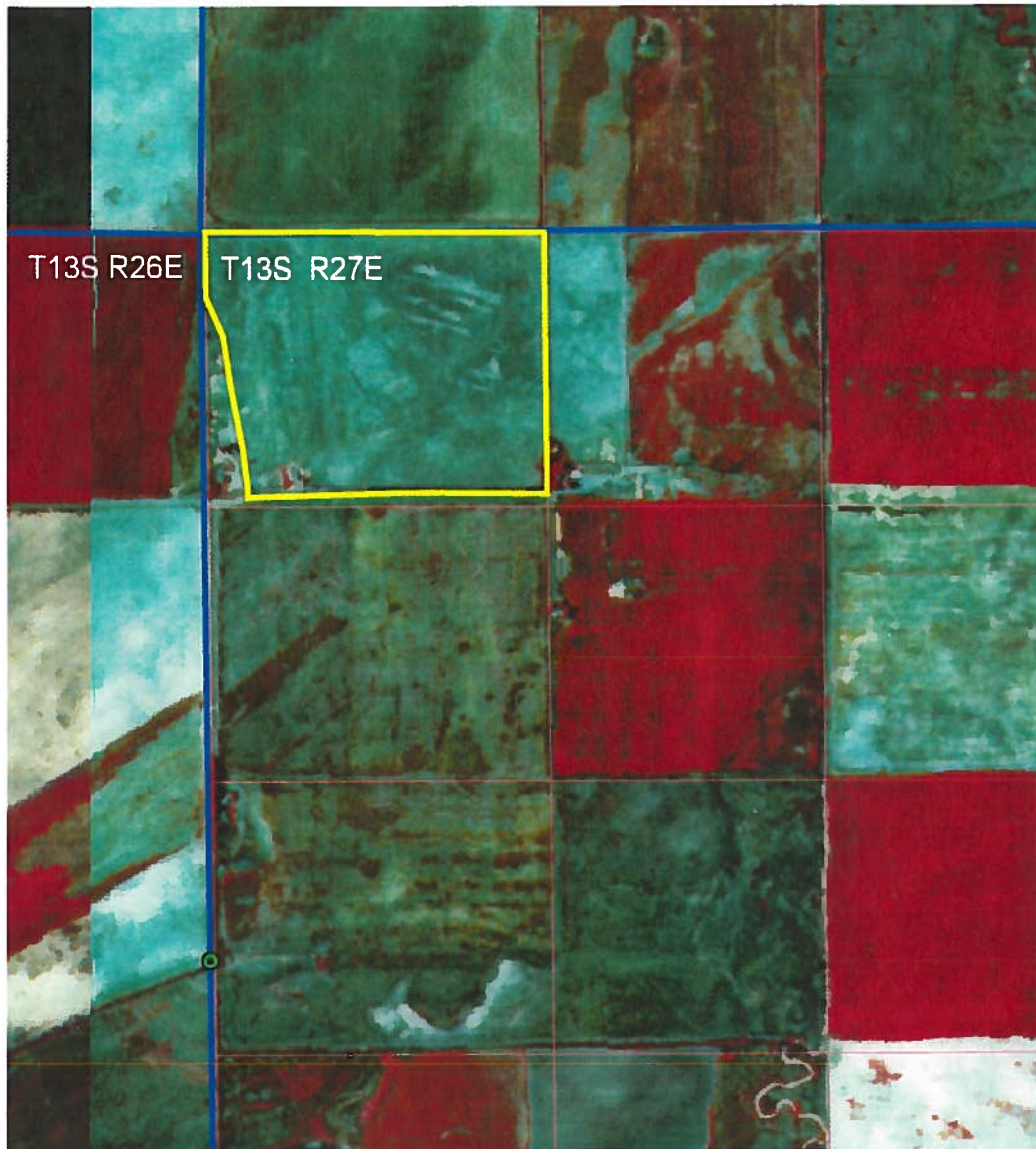
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY PLACE OF USE

CLAIM 43-151B



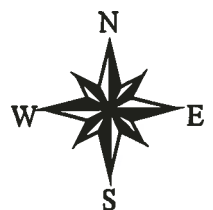
0 0.3 Miles

TWP 13S; RNG 27E
Section 18

JPEG LAYOUT CREATED _____

Map prepared by: Cbird
March 13, 2001
1987-88 NAPP PHOTOGRAPHY

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER/QUATER LINES



Idaho Dept. of Water Resources

Date: March 9, 2001

File: 43-151B

Prepared by Cindy Bird

Claims review notes and narrative

43-151B

Claim 43-151B is located in the Raft River Critical Ground water area. This area was closed July 23, 1968. The analysis for Wanda Hutchison is listed below with a brief description of the basis for the right.

HISTORICAL DATA

The Scott-vs-Glenn decree dated 3-13-1909 decree to Robert Hutchinson 80 inches (1.6 cfs) of "Undecreed water from Cassia Creek" with an April 1, 1894 priority date. On April 22nd, 1912 an approved transfer (T93) moved 40 inches of the water to Lot 1. The 1909 decree refers to finding of fact that describes the place of use and point of diversion. The finding of facts is not with the decree.

The claim file contains a statement from the water master Eugene Ward. He stated that he was delivering 40 inches of water to Charlotte Hutchison under that 1894-priority date.

The Jobe Adams decree was filed in 1922. When the Jobe Adams decree was signed in 1928, it decreed to Robert Hutchinson and Martha Hutchinson the following:

| Priority
Date | Flow (cfs) | To be diverted from Cassia Creek for the irrigation
of the NE1/4SW1/4, NW1/4SE1/4 and Lots 2 and
3, Section 18, Twp. 13S. R 27 E. B.M. |
|------------------|------------|--|
| 1880 | 1.2 | |
| 1881 | 0.4 | |
| 1894 | 1.6 | |
| 1905 | 0.8 | |
| Total | 4.0 cfs | |

The Jobe Adams decree doesn't specify a point of diversion, number of irrigated acres or a season of use. It does describe the place of use of water right 43-00151 as township 13 south, range 27 east, section 18, NESW, NWSE, lots 2 and 3. A. D. Nye claims the place of use listed in the Jobe Adams decree. The Cassia County Assessors office lists A.D. Nye as the current owner of the property.

I spoke with Tommy Hutchison the water master on Cassia Creek (43C). Tommy Hutchison has been the water master on Cassia Creek since 1991. He was instructed by the prior water master (Eugene Ward) to deliver 40 inches of water to the Hutchison and

40 inches to Nye on the 1894 priority date. The water right associated with this delivery is 43-151. Tommy Hutchison sent a statement of this historical practice and it's in the claim files.

SYSTEM ANALYSIS

Ownership: The Cassia County Assessors office lists Kenneth Hutchison as the owner of 45 acres in township 13 south, range 27 east, section 18, Lot 1. So, I traced the family history to determine the link between Robert Hutchinson and Kenneth Hutchison. Kenneth is the great-grandson to Robert & Martha Hutchinson, the grandson of David and Charlotte Hutchinson and the son of David O. and Wanda Hutchison. Wanda Hutchison filed the claim in 1989.

Priority Date: The priority date was established from the Scott-vs-Glenn and Jobe Adams decrees. Both decrees establish the April 1, 1894 priority date.

Purpose and place of Use: Irrigation for 45 acres with the claimed place of use described in the claim is township 13 south, range 27 east, section 18, Lot 1 of the Boise Meridian.

Point of diversion: The point of diversion listed on claim A43-151B was in the SWNWSW, Lot 3 of township 13 south, range 27 east in section 18. From the 1962, 1968 and 1987-88 NAPP photography it appears to be on line between township 13 south, range 26 east, section 13 and township 13 south, range 27 east, section 18. Since, Glenn Parke and Ken Hutchison share the ditch the point of diversion must be the same. Glenn Parke claimed is point of diversion is section 13, which is across the section line. To be consistent the Hutchison point of diversion was change to reflect the same point of diversion as Parkes.

Source/ diversions: Cassia Creek- tributary to Raft River. Cassia Creek is split into two streams within the NENWSE of section 21, township 13 south, and range 26 east. This water is diverted from the southern stream or what is also known as the middle stream and flows in a northeasterly direction to section 18, township 13 south, range 27 east where it's diverted to the ditch. Glen Parke and Ken Hutchison (Parke-Hutchison ditch) share the ditch.

Once the water enters the ditch it flows due north. The ditch proceeds approximately three-eighths of a mile and flows under 1625 south. Then it turns due east and runs on the south side of Ken Hutchison's place and continues east to the Parke's place.

Cows are wintered on the property and moved off in the spring when he starts irrigating. He has 45 head of cows plus the calves. The property is flood irrigated.

Season of Use: The Jobe Adams didn't list a season of use for this right so the administrative season was applied.

RECOMMENDATION SUMMARY

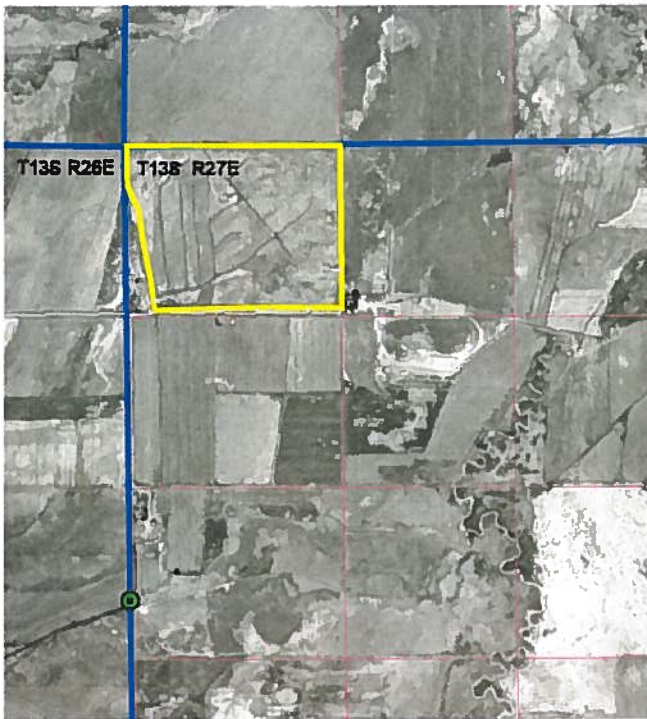
Afton Nye has claimed the entire 80 inches on his property. Historically he has only been delivered 40 inches under the 1894 priority date. Since, Ken Hutchison was also been delivered 40 inches under this priority date it is my recommendation that basis of this right is from the decree and I'm recommending the 0.8-cfs.

| | | | |
|---------|----------------|---------------|--------------------|
| Right | diversion rate | Priority Date | Basis of Claim |
| 43-151B | 0.80 cfs | 4-1-1894 | Jobe Adams decree. |

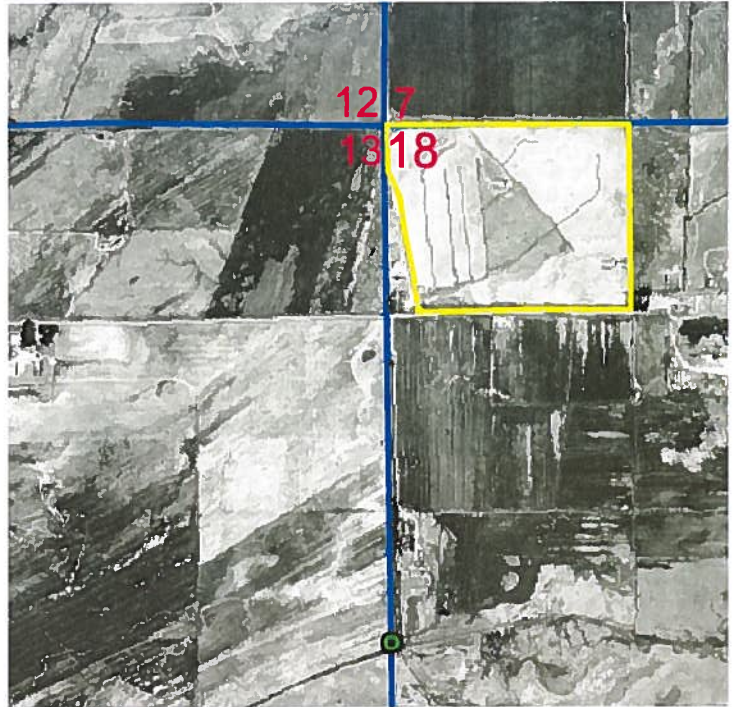
IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY PLACE OF USE

CLAIM 43-151B



1962 Imagery



1968 Imagery



1987-88 NAPP Photography

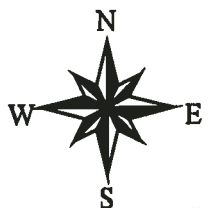
0 0.3 Miles

TWP 13S; RNG 27E
Section 18

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER/QUATER LINES

JPEG LAYOUT CREATED _____

Map prepared by: Cbird
March 13, 2001
1968 PHOTOGRAPHY



MEMORANDUM

DATE: March 8, 2001

TO: File 43-151B

FROM: Cindy E. Bird

REF: Cassia Creek Water

PURPOSE: Determine basis of claim.

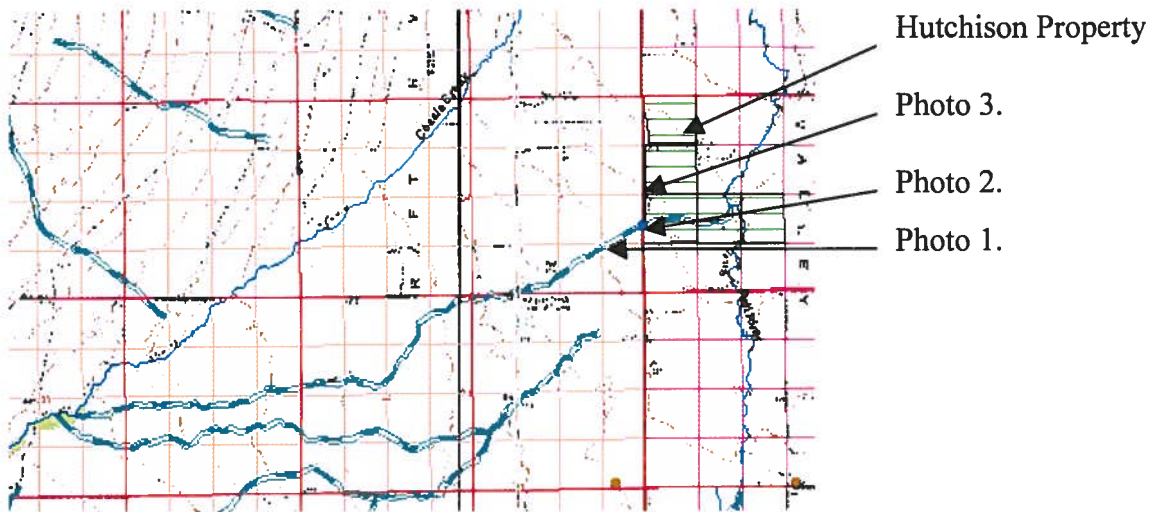


Figure 1.



Photo 1. Cassia Creek looking west.



Photo 2. Looking northwesterly.

Figure 1 shows the flow of Cassia Creek water to the Hutchison point of diversion (POD). The creek comes from the NWSE in section 21, township 13 south, range 26 east and flows in a northeasterly direction to section 18, township 13 south, range 27 east where it's diverted to the ditch. Glen Parke and Ken Hutchison (Parke-Hutchison ditch) share the ditch. Photo 1 was taken at the point of diversion looking west at Cassia Creek.

Photo 2 shows the POD from Cassia Creek to the Parke-Hutchison ditch. Cassia Creek and the Parke-Hutchison ditch are nearly perpendicular to each other. The photo was taken looking in a northwesterly direction.



Photo 3. Looking north at the Parke-Hutchison ditch.

Once the water enters the ditch it flows due north. Photo 3 is taken from the POD looking north down the Parke-Hutchison ditch. The ditch proceeds approximately three-eighths of a mile and flows under 1625 south. Then it turns due east and runs on the south side of Ken Hutchison's place and continues east to the Parke's place.



Photo 4. Looking northeasterly.

Photos 4 and 5 are looking at Ken Hutchison's place of use. Photo 4 is looking in a northeasterly direction. The cow are wintered on the property and moved off in the spring when he starts irrigating. He has 45 head of cows plus the calves.



Photo 5. Looking North.

Photo 5 is looking north at the POU, Ken's home is to the west of this location.

RECEIVED

MAR 06 2001

Department of Water Resources

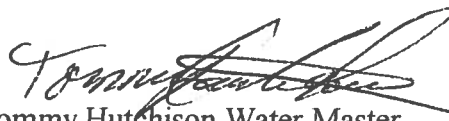
Tommy Hutchison
1944s 1125e
Elba, ID 83342

Water Resources

Dear Cindy Bird:

I am writing because of a concern on a water right on 43C Cassia Creek. When I became water master in 1991 Eugene Ward train me and the papers I received had a discrepancy on Kenny Hutchison and Afton Nye's water right. I talk with Eugene at that time, and he assured me his records were right. He gave me a copy filed with the county recorder April 22nd 1912. I also received a copy that Eugene Ward had sent in 1970. So we have always delivered the water according to these documents. Kenny has always received 1/2 of the water right 151. Which is 40 in. of 1894 not water right 152. We have enclosed the copies that we received.

If you have any other questions or I can do any thing to help clear this up please call me 638-5524 or 6705-5224.


Tommy Hutchison Water Master



ter Resources
by Bond
21 W. Orchard
ise ID. 83706



CONVERSATION MEMORANDUM

EMPLOYEE: Cindy Bird

FILE: 43-151B/A.

RE: Basis of Claim

DATE: 2/26/01

NAME OF PARTY: Tommy Hutchison

I received a call from Tommy Hutchison, water master off Cassia Creek. He explained that when he took over this job from Eugene Ward, He was told by Eugene that A.D. Nye is delivered 40" and Hutchison's is delivered 40" on the 1894 priority date under claim 43-00151. A.D. Nye has historically be delivered 40" under the 1894 priority date. When Tommy makes his first Cut on water it's Cut to the 1887 priority date.



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

DIRK KEMPTHORNE
GOVERNOR

February 8, 2001

KARL J. DREHER
DIRECTOR

Kenneth Hutchison
1625 S. 2256 E.
Malta, ID 83342

RE: Snake River Basin Adjudication (SRBA)
Water Right #43-151B

Dear Claimant:

We have been advised that you are the new owner of the property and water right. Before we can modify our records to reflect your ownership of the property and water right referenced above, we need Form 42-248/42-1409(6) completed and returned. I have enclosed this form for your use.

Since this water right claim is not yet pending before the SRBA Court, there is no ownership change fee required.

Please return the completed form with warranty deed and map to my attention and call me at 208-327-5450 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Cindy Bird".

Cindy Bird, E.I.T.
Adjudication Bureau

CB:region

Enclosure:

Form 42-248/42-1409(6)

CLAIM NUMBER A43-151B. DATE 3/6/01
AGENT _____

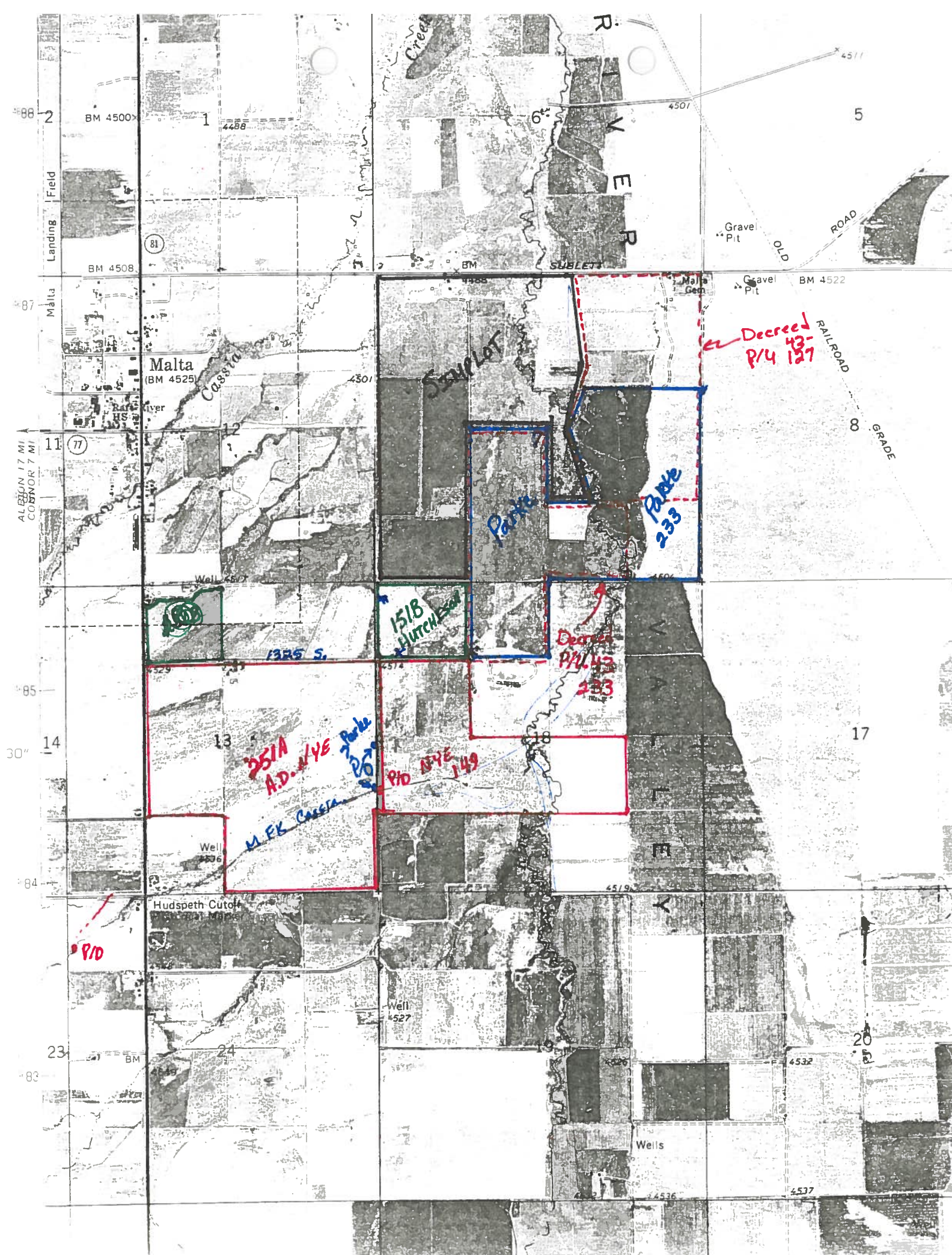
TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 45
GIS ACRE TOTAL 44.3

| | TWP | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | |
|-------|-----|-----|-----|----|----|----|----|----|------|----|----|----|----|----|----|----|----|----|----|----|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| CLAIM | 13S | 27E | 18 | | | | | | 45 | | | | | | | | | | | 45 |
| GIS | | | | | | | | | 44.4 | | | | | | | | | | | |
| RECOM | | | | | | | | | 44 | | | | | | | | | | | |
| CLAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | | |
| CLAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | | |

B43-DBPOU.SHP POD ID. 396416.
SHAPE NOS. POUID. 71467.
Right ID. 339312.

43-DBPOD.SHP (B.U) Domestic well: Kenneth & Kim Hutchison. (10/14/81)
NOS. DESCRIPTION Right ID. 208737
POUID: 200850

DBF TABLES UPDATED _____
B43-DBPOU.DBF _____
B43-DBPOD.DBF _____
JPEG LAYOUT _____



Robert Hutchinson
Martha Hutchinson

✓ 1880-Apr. 30-2 0450 1.2 s.f. ^{c 4 1/2}
✓ 1881-Apr. 30-2 0450 .4 s.f. ^{c 7 1/2}
✓ 1894-Apr. 1-2 0450 1.6 s.f. ^{c 2 1/2}
✓ 1905-Apr. 1-2 0450 .8 s.f. ^{c 1 1/2}

To be diverted from Cassia Creek for the irrigation of the NE¹/₄SW¹/₄, NW¹/₄SW¹/₄ and Lots 2 and 3, Sec. 18, Twp. 13 S. R. 27 E.B.M.

David Hubbard

1874-Dec. 31-2 0450 .2 s.f. ^{c 1 1/2}
1877-Apr. 30-2 0450 .4 s.f. ^{c 1 1/2}
1894-Apr. 1-2 0450 1.28 s.f. ^{c 1 1/2}

To be diverted from Cassia Creek for the irrigation of a tract of land described as follows:

Commencing at the NW corner of the NE¹/₄ of Sec. 32, Twp. 13 S. R. 25, thence East 17¹/₂ rods, thence South 160 rods, thence West 17¹/₂ rods, to the legal center of said section, thence West on a continuation of said last line 29 rods, thence North 160 rods to the boundary of said section, thence East 29 rods to the place of beginning, containing 46¹/₂ acres, except a tract of land described as follows: Commencing at a point 29 rods West of the legal center of Sec. 32, Twp. 13 S. R. 25, thence North 20 rods, thence at right angles East 16 rods, thence South 20 rods, thence West 16 rods to the place of beginning, containing two acres.

Annie Hubbard

1884-Apr. 30-2 0450 .04 s.f. ^{c 1 1/2}

To be diverted from Cassia Creek for the irrigation of a tract of land described as follows: Beginning at a point 16 rods East of the NW corner of the SE¹/₄ of Sec. 32, Twp. 13 S. R. 25, thence East 34 rods, thence South 22 rods thence West 34 rods, thence North 22 rods, to the place of beginning

Joseph R. Hurd

1881-Apr. 30-2 0450 .7 s.f. ^{c 1 1/2}

To be diverted from Cassia Creek for the irrigation of a tract of land described as follows: Beginning 20 rods East of the SE corner of Sec. 32, Twp. 13 S. R. 25 E.B.M., thence East 60 rods, thence North 60 rods, thence West 60 rods, thence South 30 rods, to the place of beginning.

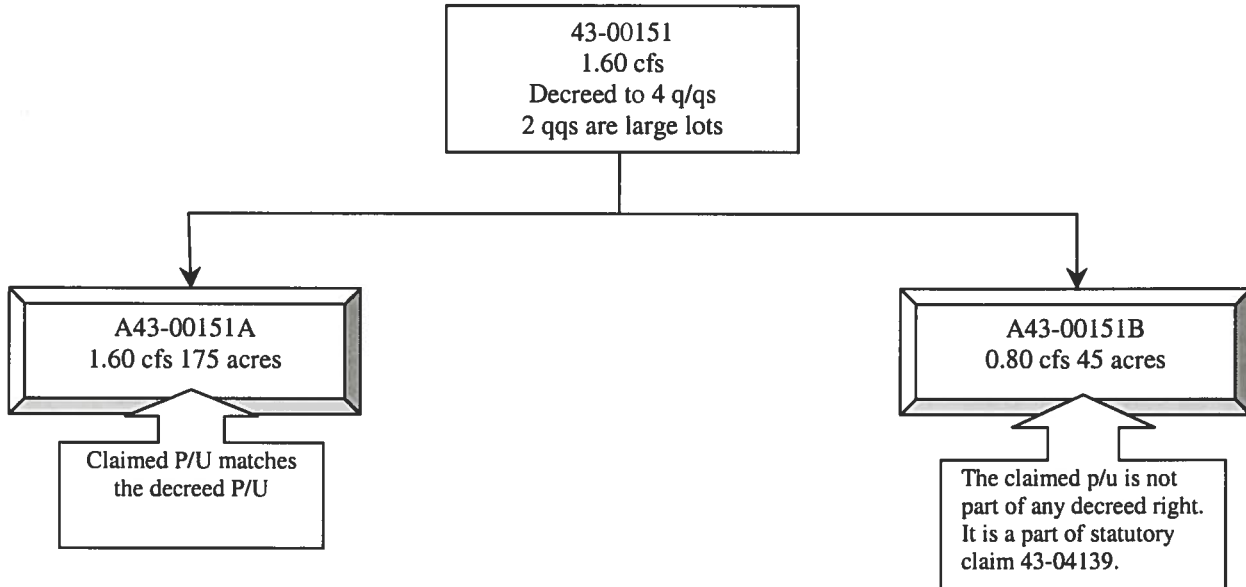
For A43-00151B

43-00151 SPLIT ANALYSIS

Prepared by KKC
5-25-99

SD-0611-2 Basin: **43** Starting Water Right: **00151**

| S | O | S |
|-------------|--------------------|-------------------------------------|
| E Water | Name | W Priority STG/ Use Y |
| L Right No. | Last, First | N Date STS Source Desc S |
| 43-00151 | HUTCHINSON, ROBERT | C 04/01/1894 D/ CASSIA CREEK IRR WR |
| | HUTCHINSON, MARTHA | C |
| A43-00151 | RENUMBERED CLAIM | C 04/01/1894 /Z CASSIA CREEK IRR AJ |
| | SPLIT RIGHT | C |
| | | RENUMBERED CLAIM |
| A43-00151A | ANYE, A D | C 04/01/1894 D/ CASSIA CREEK IRR AJ |
| | NYE, ANN | C |
| A43-00151B | HUTCHISON, WANDA | C 04/01/1894 D/ CASSIA CREEK IRR AJ |



D-0601-2 Last Name: HUTCHISON

STATE

S O
E First W Water Priority Total Use
L Name N Right No. Date Source Diversion Code Desc

- TOMMY R C A43-00230 04/30/1880 CASSIA CREE 0.700 01 IRR
 - TOMMY C A43-10342 04/01/1873 GROUNDWATER 0.070 43 DOMEST
 04 STOCK
 - TOMMY R C A43-00335 04/30/1874 CASSIA CREE 0.782 01 IRR
 - KENNETH KIM C A43-10232 10/14/1981 GROUNDWATER 0.040 43 DOMEST
 - TERRY R TOMMY R C A43-00065 04/01/1873 CASSIA CREE 0.200 01 IRR
 - TERRY R TOMMY R C A43-00066 04/01/1879 CASSIA CREE 0.400 01 IRR
 - TERRY R TOMMY R C A43-00067 04/30/1883 CASSIA CREE 0.600 01 IRR
 - TERRY R TOMMY R C A43-10337 05/01/1953 GROUNDWATER 2.000 01 IRR
 - TERRY R C A43-10344 04/30/1874 GROUNDWATER 0.070 43 DOMEST
 04 STOCK
 - WANDA C A43-10231 12/31/1939 GROUNDWATER 0.040 43 DOMEST
 - WANDA C A43-00151B 04/01/1894 CASSIA CREE 0.800 01 IRR
 - WANDA O A43-04139 04/01/1920 GROUNDWATER 1.000 01 IRR
 UNCLAIMED
 - MITCHEL J C A43-00230 04/30/1880 CASSIA CREE 0.700 01 IRR
 - MITCHEL J TOMMY R C A43-00231 04/30/1883 CASSIA CREE 0.700 01 IRR
 - MITCHEL J TOMMY R C A43-00232B 04/30/1882 CASSIA CREE 0.800 01 IRR
 - MITCHEL J TOMMY R C A43-00332 04/30/1874 CASSIA CREE 0.781 01 IRR
 - MITCHEL J TOMMY R C A43-00333 04/30/1883 CASSIA CREE 0.235 01 IRR
 - MITCHEL J TOMMY R C A43-00334 04/30/1885 CASSIA CREE 0.937 01 IRR
 - MITCHEL J C A43-00335 04/30/1874 CASSIA CREE 0.782 01 IRR
 - MITCHEL J TOMMY R C A43-10213 04/30/1882 FIRST HOLLO 0.800 01 IRR
 - MITCHEL J. TOMMY R O A43-00232 04/30/1882 CASSIA CREE 0.800 01 IRR
 RENUMBERED
 SPLIT RIGHT
 - JD JOYCE C A43-00165C 04/01/1871 RAFT RIVER 0.610 01 IRR
 - JD JOYCE C A43-00168C 04/01/1879 RAFT RIVER 1.830 01 IRR
 - JD JOYCE C A43-00169E 06/01/1879 RAFT RIVER 1.370 01 IRR
 - JD JOYCE C A43-00172C 04/01/1879 RAFT RIVER 0.610 01 IRR
 - JD JOYCE C A43-00178D 12/12/1911 RAFT RIVER 3.200 01 IRR
 - JD JOYCE C A43-02367 10/23/1951 GROUNDWATER 2.180 01 IRR
 - JD JOYCE C A43-02456 02/18/1957 GROUNDWATER 1.600 01 IRR
 - JD JOYCE C A43-10011 03/01/1950 GROUNDWATER 0.040 43 DOMEST
 04 STOCK
 - JOYCE C A43-10789 04/01/1871 RAFT RIVER 1.410 01 IRR
 - JD JOYCE C A43-10792 04/01/1871 RAFT RIVER 0.190 01 IRR
 - JD C A43-10789 04/01/1871 RAFT RIVER 1.410 01 IRR
 - J.D. JOYCE O A43-00164B 04/01/1871 RAFT RIVER 0.190 01 IRR
 RENUMBERED
 SPLIT RIGHT
 COMBINED RI
 - J.D. JOYCE O A43-00166B 04/01/1871 RAFT RIVER 1.410 01 IRR
 RENUMBERED

9
 actual?
 Basis:

6
#12123.

STATE OF IDAHO
OFFICE OF STATE ENGINEER
CERTIFICATE NO. 93, AUTHORIZING TRANSFER OF WATER RIGHT.

Permission is hereby granted DAVID HUTCHISON, of Malta, County of Cassia, State of Idaho, to transfer the use of Forty (40) inches of the waters of the Middle Fork of Cassia Creek, in Cassia County, Idaho, from the lands upon which it is now used, i. e., Northeast quarter of Southwest quarter (NE4 SW4) and Northwest quarter of Southeast quarter (NW4 SE4) of Section 18, Township 13 South, Range 27 East of Boise Meridian, to the following described tract, to wit: Lot 1, Section 18, Township 13 South, Range 27 East of Boise Meridian.

The water right appurtenant to the following described lands was adjudged by decree, dated March 13, 1909, of Edward A. Walters, Judge of the Fourth Judicial District of the State of Idaho in and for Cassia County, in the matter of Geo. M. Scott, et. al, plaintiffs, vs. Andrew Glenn, et al, defendants.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this fifth day of April, 1912.

(SEAL)

A. E. Robinson
State Engineer.

Filed for record at the request of W. P. Stevens at 9:12 A.M. April 22nd, 1912.

Geo. A. Smith,
County Recorder.

To whom it may concern: This is to certify that I
EuGene Ward water master of Cassia Creek do certify that said
property belonging to Charlotte Hutchison does have ~~50~~⁴⁰ inches of
decree water for the year 1894.

Lot 1- Sec-18-Twp-13 S- Range 24 E. B.M.

Recorded April 22, 1912 - Book 3 - Misc - Int- #12123-

Dated - Jan - 13 - 1970 signed: Frank B. Kearns, Recorder

By Arica Black, Deputy